

1 completed his or her sentence, including any probation, parole, or extended
2 supervision, or was discharged by the department of corrections, more than 5 years
3 before the date of the investigation under sub. (2) (am).

4 (b) If the department or tribe determines that the person has demonstrated
5 rehabilitation in accordance with procedures established by the department by rule
6 or by the tribe and by clear and convincing evidence, the prohibition in sub. (4m) (a)
7 does not apply.

8 **SECTION 595.** 48.686 (5c) (a) of the statutes is renumbered 48.686 (5c).

9 **SECTION 596.** 48.686 (5c) (b) of the statutes is repealed.

10 **SECTION 597.** 48.686 (5c) (c) of the statutes is repealed.

11 **SECTION 598.** 48.686 (5g) of the statutes is amended to read:

12 48.686 (5g) On January 1 of each year, the department shall submit a report
13 to the legislature under s. 13.172 (2) that specifies the number of persons in the
14 previous year who have requested to demonstrate that they have been rehabilitated
15 under sub. (5) (a), the number of persons who successfully demonstrated that they
16 have been rehabilitated under sub. (5) (a), and the reasons for the success or failure
17 of a person who has attempted to demonstrate that he or she has been rehabilitated.

18 **SECTION 599.** 48.686 (5m) of the statutes is amended to read:

19 48.686 (5m) Notwithstanding s. 111.335, ~~the department a licensing entity~~
20 ~~may refuse to license a person~~ issue an approval to operate a child care center, ~~the~~
21 ~~department in a county having a population of 750,000 or more, a county~~
22 ~~department, or an agency contracted with under s. 48.651 (2) may refuse to certify~~
23 ~~a child care provider under s. 48.651, a school board may refuse to contract with a~~
24 ~~person under s. 120.13 (14) program to a person, and a child care program may refuse~~
25 ~~to employ or contract with a caregiver or noncaregiver employee or permit a~~

1 ~~nonclient resident~~ household member to reside at the child care program if the
2 person has been convicted of or adjudicated delinquent ~~on or after his or her 10th~~
3 ~~birthday~~ for an offense that is not a serious crime, but that is, in the estimation of
4 the department, substantially related to the care of a client. The department shall
5 notify the provider and the individual of the results of a substantially related
6 determination pursuant to the process set forth in sub. (4p) for ~~criminal~~ background
7 check determinations. The individual shall have the same appeal rights as set forth
8 in sub. (4s), and the same appeal procedures apply.

9 **SECTION 600.** 48.686 (7) of the statutes is amended to read:

10 48.686 (7) The department shall conduct throughout the state periodic training
11 sessions that cover procedures and uses of ~~criminal~~ background investigations;
12 reporting and investigating misappropriation of property or abuse or neglect of a
13 client; and any other material that will better enable entities to comply with the
14 requirements of this section.

15 **SECTION 601.** 48.715 (4g) (a) of the statutes is amended to read:

16 48.715 (4g) (a) If a person ~~who has been issued a license under s. 48.66 (1) (a)~~
17 ~~or a probationary license under s. 48.69 to operate a child care center is convicted of~~
18 ~~a serious crime, as defined in s. 48.686 (1) (c), if a caregiver specified in s. 48.686 (1)~~
19 ~~(ag) 1. or a nonclient resident, as defined in s. 48.686 (1) (bm), of the~~ subject to a
20 background check under s. 48.686 (2) who operates, works at, or resides at a child
21 care center is convicted or adjudicated delinquent for committing a serious crime on
22 or after his or her 10th birthday, or if the results of a ~~criminal~~ background check
23 conducted under s. 48.686 indicate that the person, caregiver, ~~or nonclient resident~~
24 household member, or noncaregiver employee is not eligible to be licensed, certified,
25 ~~or employed, or permitted~~ to reside at a child care program, the department shall

1 revoke the license of the child care center immediately upon providing written notice
2 of revocation and the grounds for revocation and an explanation of the process for
3 appealing the revocation.

4 **SECTION 602.** 48.715 (4g) (b) of the statutes is amended to read:

5 48.715 (4g) (b) If a person who has been issued a license under s. 48.66 (1) (a)
6 or a probationary license under s. 48.69 to operate a child care center is the subject
7 of a pending criminal charge alleging that the person has committed a serious crime,
8 as defined in s. 48.686 (1) (c), or if a caregiver specified in s. 48.686 (1) (ag) 1. or a
9 nonclient resident, as defined in s. 48.686 (1) (bm), of the subject to a background
10 check under s. 48.686 (2) who operates, works at, or resides at a child care center is
11 the subject of a pending criminal charge or delinquency petition alleging that the
12 person has committed a serious crime ~~on or after his or her 10th birthday~~, the
13 department shall immediately suspend the license of the child care center until the
14 department obtains information regarding the final disposition of the charge or
15 delinquency petition indicating that the person is not ineligible to be licensed to
16 operate, work at, or reside at a child care center.

17 **SECTION 603.** 48.981 (7) (a) 4p. of the statutes is amended to read:

18 48.981 (7) (a) 4p. A public or private agency in this state or any other state that
19 is investigating a person for purposes of licensing the person to operate a foster home
20 or placing a child for adoption in the home of the person or for the purposes of
21 conducting a background investigation under s. 48.685 of an adult congregate care
22 worker, as defined in s. 48.685 (1) (ap).

23 **SECTION 604.** 49.133 of the statutes is repealed.

24 **SECTION 605.** 49.1385 of the statutes is amended to read:

1 **49.1385 Grants for services for homeless and runaway youth.** The
2 department may award not more than ~~\$100,000~~ \$400,000 in each fiscal year in
3 grants to support programs that provide services for homeless and runaway youth.

4 **SECTION 606.** 49.141 (1) (n) of the statutes is renumbered 49.141 (1) (Lm) and
5 amended to read:

6 49.141 (1) (Lm) ~~“Trial employment match program job~~ “Subsidized
7 employment placement” means a work component of Wisconsin Works administered
8 under s. 49.147 (3).

9 **SECTION 607.** 49.143 (2r) of the statutes is amended to read:

10 49.143 (2r) JOB PROGRAMS. A Wisconsin Works agency shall collaborate with
11 the local workforce development board to connect individuals seeking employment
12 with employment opportunities, including ~~the trial employment match program~~
13 subsidized employment placement under s. 49.147 (3).

14 **SECTION 608.** 49.145 (2) (n) 1. (intro.) of the statutes is amended to read:

15 49.145 (2) (n) 1. (intro.) Except as provided in subd. 4., beginning on the date
16 on which the individual has attained the age of 18, the total number of months in
17 which the individual or any adult member of the individual's Wisconsin Works group
18 has participated in, or has received benefits under, any of the following or any
19 combination of the following does not exceed ~~48~~ 60 months, whether or not
20 consecutive:

21 **SECTION 609.** 49.145 (2) (n) 1. a. of the statutes is amended to read:

22 49.145 (2) (n) 1. a. The job opportunities and basic skills program under s.
23 49.193, 1997 stats. Active participation on or after October 1, 1996, in the job
24 opportunities and basic skills program counts toward the ~~48~~ 60-month limit.

25 **SECTION 610.** 49.147 (1m) (b) of the statutes is amended to read:

1 49.147 (1m) (b) If the Wisconsin Works agency determines that the appropriate
2 placement for an individual is in unsubsidized employment or a ~~trial employment~~
3 ~~match program job~~ subsidized employment placement and that the individual needs
4 and wishes to pursue basic education, including a course of study meeting the
5 standards established under s. 115.29 (4) (a) for the granting of a declaration of
6 equivalency of high school graduation, the Wisconsin Works agency shall pay for the
7 basic education services identified in the employability plan developed for the
8 individual.

9 **SECTION 611.** 49.147 (2) (am) 2. of the statutes is amended to read:

10 49.147 (2) (am) 2. A Wisconsin Works agency shall, every 30 days, review the
11 provision of case management services to an individual under this paragraph, if the
12 individual is not successful in obtaining unsubsidized employment after legitimate
13 efforts to secure employment, to determine whether the individual should be placed
14 in a ~~trial employment match program job~~ subsidized employment placement,
15 community service job, or transitional placement. The department shall promulgate
16 rules that specify the criteria for the review process under this subdivision.

17 **SECTION 612.** 49.147 (3) (title) of the statutes is amended to read:

18 49.147 (3) (title) ~~TRIAL~~ SUBSIDIZED EMPLOYMENT MATCH PROGRAM PLACEMENT.

19 **SECTION 613.** 49.147 (3) (a) of the statutes is amended to read:

20 49.147 (3) (a) *Administration.* A Wisconsin Works agency shall administer a
21 ~~trial employment match program~~ subsidized employment placement as part of its
22 administration of the Wisconsin Works program to improve the employability of
23 individuals who otherwise are not able to obtain unsubsidized employment, as
24 determined by the Wisconsin Works agency, by providing work experience and
25 training to assist them to move promptly into unsubsidized employment. In

1 determining an appropriate placement for a participant, a Wisconsin Works agency
2 shall give priority to placement under this subsection over placements under subs.
3 (4) and (5).

4 **SECTION 614.** 49.147 (3) (ac) (intro.) of the statutes is amended to read:

5 49.147 (3) (ac) *Employer subsidies and reimbursements.* (intro.) The
6 Wisconsin Works agency shall pay to an employer that employs a participant under
7 this subsection a wage subsidy in an amount that is negotiated between the
8 Wisconsin Works agency and the employer but that is not more than the state or
9 federal minimum wage that applies to the participant. The wage subsidy shall be
10 paid for each hour that the participant actually works, up to a maximum of 40 hours
11 number of hours per week, as negotiated between the Wisconsin Works agency and
12 the employer. The employer shall pay the participant any difference between the
13 wage subsidy amount and the participant's wage and must pay the participant at
14 least minimum wage. In addition to paying the wage subsidy, the Wisconsin Works
15 agency may, as negotiated between the Wisconsin Works agency and the employer,
16 reimburse the employer for all or a portion of other costs that are attributable to the
17 employment of the participant, including any of the following:

18 **SECTION 615.** 49.147 (3) (am) of the statutes is amended to read:

19 49.147 (3) (am) *Education or training activities.* A ~~trial employment match~~
20 ~~program job~~ subsidized employment placement includes education and training
21 activities, as prescribed by the employer as an integral part of work performed in
22 ~~trial employment match program~~ the subsidized employment placement.

23 **SECTION 616.** 49.147 (3) (c) of the statutes is amended to read:

24 49.147 (3) (c) *Time-limited participation.* A participant under this subsection
25 may participate in a ~~trial employment match program job~~ subsidized employment

1 placement for a maximum of 6 months, with an opportunity for a 3-month extension
2 under circumstances determined by the Wisconsin Works agency. A participant may
3 participate in more than one ~~trial employment match program job~~ subsidized
4 employment placement, but may not exceed a total of 24 months of participation
5 under this subsection. The months need not be consecutive. The department or, with
6 the approval of the department, the Wisconsin Works agency may grant an extension
7 of the 24-month limit on a case-by-case basis if the participant has made all
8 appropriate efforts to find unsubsidized employment and has been unable to find
9 unsubsidized employment because local labor market conditions preclude a
10 reasonable job opportunity for that participant, as determined by a Wisconsin Works
11 agency and approved by the department.

***NOTE: This is reconciled s. 49.147 (3) (c). This SECTION has been affected by
drafts with the following LRB numbers: -0654/P1 and -1935/P1.

12 **SECTION 617.** 49.147 (4) (a) of the statutes is amended to read:

13 49.147 (4) (a) *Administration.* A Wisconsin Works agency shall administer a
14 community service job program as part of its administration of Wisconsin Works to
15 improve the employability of an individual who is not otherwise able to obtain
16 employment, as determined by the Wisconsin Works agency, by providing work
17 experience and training, if necessary, to assist the individual to move promptly into
18 unsubsidized public or private employment or a ~~trial employment match program job~~
19 subsidized employment placement. In determining an appropriate placement for a
20 participant, a Wisconsin Works agency shall give placement under this subsection
21 priority over placements under sub. (5). Community service jobs shall be limited to
22 projects that the department determines would serve a useful public purpose or
23 projects the cost of which is partially or wholly offset by revenue generated from such

1 projects. After each 6 months of an individual's participation under this subsection
2 and at the conclusion of each assignment under this subsection, a Wisconsin Works
3 agency shall reassess the individual's employability.

4 **SECTION 618.** 49.147 (4) (as) of the statutes is amended to read:

5 49.147 (4) (as) *Required hours.* Except as provided in pars. (at) and (av) and
6 sub. (5m), a Wisconsin Works agency shall require a participant placed in a
7 community service job program to work in a community service job for the number
8 of hours determined by the Wisconsin Works agency to be appropriate for the
9 participant at the time of application or review ~~and may require a participant to~~
10 ~~participate in education or training activities for not more than 10 hours per week,~~
11 except that the Wisconsin Works agency may not require a participant under this
12 subsection to spend more than 40 hours per week in combined activities under this
13 subsection.

14 **SECTION 619.** 49.147 (4) (b) of the statutes is amended to read:

15 49.147 (4) (b) *Time-limited participation.* An individual may participate in a
16 community service job for a maximum of 6 months, with an opportunity for a
17 3-month extension under circumstances approved by the department. An
18 individual may participate in more than one community service job, ~~but may not~~
19 ~~exceed a total of 24 months of participation under this subsection. The months need~~
20 ~~not be consecutive. The department or, with the approval of the department, the~~
21 ~~Wisconsin Works agency may grant an extension to the 24-month limit on a~~
22 ~~case-by-case basis if the Wisconsin Works agency determines that the individual~~
23 ~~has made all appropriate efforts to find unsubsidized employment and has been~~
24 ~~unable to find unsubsidized employment because local labor market conditions~~
25 ~~preclude a reasonable employment opportunity in unsubsidized employment for that~~

1 participant, as determined by a Wisconsin Works agency and approved by the
 2 department, and if the Wisconsin Works agency determines, and the department
 3 agrees, that no trial employment match program job opportunities are available in
 4 the specified local labor market.

****NOTE: This is reconciled s. 49.147 (4) (b). This SECTION has been affected by
 drafts with the following LRB numbers: -0654/P1 and -1935/P1.

5 SECTION 620. 49.147 (5) (a) 3. of the statutes is amended to read:

6 49.147 (5) (a) 3. The Wisconsin Works agency determines that the individual
 7 is incapable of performing a trial employment match program job subsidized
 8 employment placement or community service job.

49.147(5)(b)1. ^(Intro.) of the statutes
 is renumbered 49.147(5)(b)(Intro.).

9 SECTION 621. 49.147 (5) (b) 2. of the statutes is repealed.

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10 SECTION 622. 49.147 (5) (bs) of the statutes is amended to read:

11 49.147 (5) (bs) *Required hours.* Except as provided in par. (bt) and sub. (5m),
 12 a Wisconsin Works agency may require a participant placed in a transitional
 13 placement to participate in education or training activities for not more than 12
 14 hours per week and to engage in activities under par. (b) \pm , but may not require a
 15 participant under this subsection to spend more than 40 hours per week in combined
 16 activities under this subsection.

17 SECTION 623. 49.147 (5m) (a) 4. of the statutes is amended to read:

18 49.147 (5m) (a) 4. The participant is employed or engages in work under a
 19 community service job or transitional placement for 25 hours per week in addition
 20 to participation under this subsection.

21 SECTION 624. 49.148 (1) (a) of the statutes is amended to read:

22 49.148 (1) (a) *Trial employment match program jobs* Subsidized employment
 23 placement. For a participant in a trial employment match program job subsidized

1 employment placement, the amount established in the contract between the
2 Wisconsin Works agency and the ~~trial employment match program job subsidized~~
3 employment placement employer, but not less than minimum wage for every hour
4 actually worked in the ~~trial employment match program job subsidized employment~~
5 placement, not to exceed 40 hours the maximum number of allowable hours per
6 week, as negotiated between the Wisconsin Works agency and the employer, paid by
7 the employer. Hours spent participating in education and training activities under
8 s. 49.147 (3) (am) shall be included in determining the number of hours actually
worked.

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10 **SECTION 625.** 49.148 (1m) (a) 1. of the statutes is amended to read:

11 49.148 (1m) (a) 1. A custodial parent of a child ~~8~~ 12 weeks old or less who meets
12 the eligibility requirements under s. 49.145 (2) and (3), unless another adult member
13 of the custodial parent's Wisconsin Works group is participating in, or is eligible to
14 participate in, a Wisconsin Works employment position or is employed in
15 unsubsidized employment, as defined in s. 49.147 (1).

16 **SECTION 626.** 49.148 (1m) (c) (intro.) of the statutes is amended to read:

17 49.148 (1m) (c) (intro.) For purposes of the time limits under ss. 49.145 (2) (n)
18 and 49.147 (3) (c), and (4) (b), and (5) (b) ~~2~~, all of the following apply:

19 **SECTION 627.** 49.148 (2) of the statutes is created to read:

20 49.148 (2) INTERNET SERVICE PROVIDER SUBSCRIPTIONS. A person who meets the
21 eligibility requirements under s. 49.145 (2) and (3) may apply to the department for
22 a monthly amount sufficient to pay the cost of an Internet service provider
23 subscription or \$57, whichever is lower. An application submitted under this
24 subsection shall include documentation of the Internet service provider and the
25 monthly cost of the subscription. If the department determines that an applicant is

1 eligible, the department shall coordinate with a Wisconsin Works agency to make
2 payments on behalf of the person to the appropriate Internet service provider. The
3 department may promulgate rules to administer this subsection.

4 **SECTION 628.** 49.155 (6) (b) of the statutes is amended to read:

5 49.155 (6) (b) The department shall set maximum payment rates for Level I
6 certified family child care providers certified under s. 48.651 (1) (a) for services
7 provided to eligible individuals under this section. The maximum rates set under
8 this paragraph may not exceed 75 percent of the rates established under par. (a).

9 **SECTION 629.** 49.155 (6) (c) of the statutes is amended to read:

10 49.155 (6) (c) The department shall set maximum payment rates for Level II
11 certified family child care providers for services provided to eligible individuals
12 under this section. The maximum rates set under this paragraph may not exceed 50
13 percent of the rates established under par. (a).

14 **SECTION 630.** 49.155 (7) (a) 1. of the statutes is amended to read:

15 49.155 (7) (a) 1. ~~If a child care provider is convicted of a serious crime, as defined~~
16 ~~in s. 48.686 (1) (e), or if a caregiver specified in s. 48.686 (1) (ag) 1. a. or a nonclient~~
17 ~~resident, as defined in s. 48.686 (1) (bm), of the person subject to a background check~~
18 ~~under s. 48.686 (2) who operates, works at, or resides at a child care provider is~~
19 ~~convicted or adjudicated delinquent for committing a serious crime on or after his or~~
20 ~~her 10th birthday, as defined in s. 48.686 (1) (c), or if the department provides written~~
21 ~~notice under s. 48.686 (4p) that the child care provider, caregiver, or nonclient~~
22 ~~resident person is ineligible for certification, employment, or residence to operate,~~
23 ~~work at, or reside at the child care provider, the department or the county~~
24 department under s. 46.215, 46.22, or 46.23 shall refuse to allow payment to the child

1 care provider for any child care provided under this section beginning on the date of
2 the conviction or delinquency adjudication.

3 **SECTION 631.** 49.155 (7) (a) 2. of the statutes is amended to read:

4 49.155 (7) (a) 2. If a ~~child care provider is the subject of a pending criminal~~
5 ~~charge alleging that the person has committed a serious crime, as defined in s. 48.686~~
6 ~~(1) (c), or if a caregiver specified in s. 48.686 (1) (ag) 1. or a nonclient resident, as~~
7 ~~defined in s. 48.686 (1) (bm), of the person subject to a background check under s.~~
8 ~~48.686 (2) who operates, works at, or resides at a child care provider is the subject~~
9 ~~of a pending criminal charge or delinquency petition alleging that the person has~~
10 ~~committed a serious crime on or after his or her 10th birthday, as defined in s. 48.686~~
11 ~~(1) (c), the department or the county department under s. 46.215, 46.22, or 46.23 shall~~
12 ~~immediately suspend~~ refuse to allow payment to the child care provider for any child
13 care provided under this section until the department obtains information regarding
14 the final disposition of the charge or delinquency petition indicating that the person
15 is not ineligible to ~~receive such a payment~~ operate, work at, or reside at the child care
16 provider.

17 **SECTION 632.** 49.155 (7) (b) of the statutes is repealed and recreated to read:

18 49.155 (7) (b) 1. If a person subject to a background check under s. 48.686 (2)
19 who operates, works at, or resides at a child care provider has been convicted or
20 adjudicated delinquent for committing an offense that is not a serious crime, as
21 defined in s. 48.686 (1) (c), but the department determines under s. 48.686 (5m) that
22 the offense substantially relates to the care of children or the department determines
23 that the offense substantially relates to the operation of a business, the department
24 or the county department under s. 46.215, 46.22, or 46.23 may refuse to allow
25 payment to the child care provider for child care provided under this section.

1 2. If a person subject to a background check under s. 48.686 (2) who operates,
2 works at, or resides at a child care provider is the subject of a pending criminal charge
3 or delinquency petition for committing an offense that is not a serious crime, as
4 defined in s. 48.686 (1) (c), but the department determines under s. 48.686 (5m) that
5 the offense substantially relates to the care of children or the department determines
6 that the offense substantially relates to the operation of a business, the department
7 or the county department under s. 46.215, 46.22, or 46.23 may refuse to allow
8 payment to the child care provider for child care provided under this section.

9 **SECTION 633.** 49.159 (1) (a) (intro.) of the statutes is amended to read:

10 49.159 (1) (a) (intro.) An individual who would be eligible under s. 49.145
11 except that the individual is the noncustodial parent of a dependent child is eligible
12 for services and benefits under par. (b) if the individual is subject to a child support
13 order, ~~the individual satisfies all of the requirements related to substance abuse~~
14 ~~screening, testing, and treatment under s. 49.162 that apply to the individual, and~~
15 any of the following applies to the custodial parent of the dependent child:

16 **SECTION 634.** 49.161 (1) (title) of the statutes is amended to read:

17 49.161 (1) (title) ~~TRIAL EMPLOYMENT MATCH PROGRAM JOBS~~ SUBSIDIZED
18 EMPLOYMENT PLACEMENT OVERPAYMENTS.

19 **SECTION 635.** 49.162 of the statutes is repealed.

20 **SECTION 636.** 49.163 (2) (am) 7. of the statutes is repealed.

21 **SECTION 637.** 49.164 of the statutes is created to read:

22 **49.164 Transform Milwaukee Jobs for Childless Adults.** The department
23 shall establish a program identical to the Transform Milwaukee Jobs program under
24 s. 49.163 except that a participant is not required to meet the eligibility criterion
25 under s. 49.163 (2) (am) 2.

1 **SECTION 638.** 49.175 (1) (intro.) of the statutes is amended to read:

2 49.175 (1) ALLOCATION OF FUNDS. (intro.) In this section, with respect to any
3 of the following that fund a contract for services, "allocation" means the amount
4 under the contract that the department is obligated to pay. Except as provided in
5 subs. sub. (2) and (3), within the limits of the appropriations under s. 20.437 (2) (a),
6 (cm), (dz), (k), (kx), (L), (mc), (md), (me), and (s) and (3) (kp), the department shall
7 allocate the following amounts for the following purposes:

 ****NOTE: This is reconciled s. 49.175 (1) (intro.). This SECTION has been affected
by drafts with the following LRB numbers: 1126/P2 and 2027/P3.

8 **SECTION 639.** 49.175 (1) (a), (b), (c), (f), (g), (i), (k), (m), (n), (o), (p), (q), (qm), (r),
9 (s), (t), (u), (w), (y), (z) and (zh) of the statutes are amended to read:

10 49.175 (1) (a) *Wisconsin Works benefits.* For Wisconsin Works benefits,
11 \$42,500,000 \$41,156,900 in fiscal year 2017-18 2019-20 and \$44,625,000
12 \$41,157,200 in fiscal year 2018-19 2020-21.

13 (b) *Wisconsin Works agency contracts; job access loans.* For contracts with
14 Wisconsin Works agencies under s. 49.143 and for job access loans under s. 49.147
15 (6), \$52,000,000 \$51,528,300 in fiscal year 2017-18 2019-20 and \$54,600,000
16 \$51,528,300 in fiscal year 2018-19 2020-21.

17 (c) *Case management incentive payments.* For supplement payments to
18 individuals under s. 49.255, \$2,700,000 in fiscal year 2017-18 2019-20 and
19 \$2,700,000 in fiscal year 2018-19 2020-21.

20 (f) *Homeless case management services grants.* For grants to shelter facilities
21 under s. 16.3085, \$500,000 \$1,000,000 in each fiscal year. All moneys allocated
22 under this paragraph shall be credited to the appropriation account under s. 20.505
23 (7) (kg).

1 (g) *State administration of public assistance programs and overpayment*
 2 *collections.* For state administration of public assistance programs and the collection
 3 of public assistance overpayments, ~~\$15,987,000~~ \$16,461,200 in fiscal year ~~2017-18~~
 4 ~~2019-20~~ and ~~\$15,902,900~~ \$16,608,300 in fiscal year ~~2018-19~~ 2020-21.

5 (i) *Emergency assistance.* For emergency assistance under s. 49.138 and for
 6 transfer to the department of administration for low-income energy or
 7 weatherization assistance programs, ~~\$7,000,000~~ \$6,000,000 in each fiscal year.

8 (k) *Transform Milwaukee and Transitional Jobs programs.* For contract costs
 9 under the Transform Milwaukee Jobs program and the Transitional Jobs program
 10 under s. 49.163, ~~\$7,000,000~~ \$8,000,000 in fiscal year ~~2017-18~~ 2019-20 and
 11 ~~\$8,000,000~~ \$9,000,000 in fiscal year ~~2018-19~~ 2020-21.

12 (m) *Children first.* For services under the work experience program for
 13 noncustodial parents under s. 49.36, ~~\$1,140,000~~ \$2,280,000 in each fiscal year.

14 (n) *Fostering futures: connections count.* For funding community connectors to
 15 interact with vulnerable families with young children and to connect families with
 16 formal and informal community support, ~~\$360,300~~ in fiscal year ~~2017-18~~ and
 17 ~~\$560,300~~ in fiscal year ~~2018-19~~ \$560,300 in each fiscal year.

18 (o) *Evidence-based substance abuse prevention grants.* For grants awarded
 19 under s. 48.545 (2) (c), \$500,000 in each fiscal year ~~2018-19~~.

20 *Strike*
anna
 (p) *Direct child care services.* For direct child care services under s. 49.155 ^{or}
 21 s. 49.257, ~~\$289,215,200~~ \$367,967,800 in fiscal year ~~2017-18~~ 2019-20 and
 22 ~~\$318,369,200~~ \$376,852,600 in fiscal year ~~2018-19~~ 2020-21. *cmh*

****NOTE: This is reconciled s. 49.175 (1) (p). This SECTION has been affected by
 drafts with the following LRB numbers: -2027/P4 and -2077/P2.

1 (q) *Child care state administration and licensing activities.* For state
2 administration of child care programs under s. 49.155 and for child care licensing
3 activities, ~~\$36,189,400~~ \$39,722,100 in fiscal year ~~2017-18~~ 2019-20 and ~~\$36,030,000~~
4 \$40,215,200 in fiscal year ~~2018-19~~ 2020-21.

5 (qm) *Quality care for quality kids.* For the child care quality improvement
6 activities specified in s. ss. 49.155 (1g) and 49.257, ~~\$15,652,700~~ \$16,532,900 in each
7 fiscal year 2019-20 and \$16,683,700 in fiscal year 2020-21.

****NOTE: This is reconciled s. 49.175 (1) (qm). This SECTION has been affected by
drafts with the following LRB numbers: -2027/P4 and -2077/P2.

8 (r) *Children of recipients of supplemental security income.* For payments made
9 under s. 49.775 for the support of the dependent children of recipients of
10 supplemental security income, ~~\$26,938,000~~ \$25,013,300 in each fiscal year.

11 (s) *Kinship care and long-term kinship care assistance.* For kinship care and
12 long-term kinship care payments under s. 48.57 (3m) (am) and (3n) (am), for
13 assessments to determine eligibility for those payments, and for agreements under
14 s. 48.57 (3t) with the governing bodies of Indian tribes for the administration of the
15 kinship care and long-term kinship care programs within the boundaries of the
16 reservations of those tribes, ~~\$22,012,100~~ \$26,847,200 in fiscal year ~~2017-18~~ 2019-20
17 and ~~\$22,741,200~~ \$28,448,100 in fiscal year ~~2018-19~~ 2020-21.

18 (t) *Safety and out-of-home placement services.* For services provided to ensure
19 the safety of children who the department or a county determines may remain at
20 home if appropriate services are provided, and for services provided to families with
21 children placed in out-of-home care, ~~\$6,282,500~~ \$9,300,900 in fiscal year ~~2017-18~~
22 2019-20 and ~~\$7,314,300~~ \$10,191,900 in fiscal year ~~2018-19~~ 2020-21. To receive
23 funding under this paragraph, a county shall match a percentage of the amount

1 received that is equal to the percentage the county is required to match for a
2 distribution under s. 48.563 (2) as specified by the schedule established by the
3 department under s. 48.569 (1) (d).

4 (u) *Prevention services.* For services to prevent child abuse or neglect,
5 ~~\$5,289,600 in each fiscal year~~ \$6,302,100 in fiscal year 2019-20 and \$7,464,600 in
6 fiscal year 2020-21.

7 (w) *Wisconsin Community Services grants.* For a grant to Wisconsin
8 Community Services for the community building workshop facilitator training to
9 provide services that are targeted to individuals in the city of Milwaukee who are
10 eligible for funds under the federal Temporary Assistance for Needy Families block
11 grant program under 42 USC 601 et seq., \$400,000 in each fiscal year, and for a grant
12 to the We Got This program in the city of Milwaukee, \$25,000 in each fiscal year.

13 (y) *Offender reentry demonstration project.* For the offender reentry
14 demonstration project under s. 49.37 (1), ~~\$187,500 in fiscal year 2017-18 and~~
15 ~~\$250,000 in fiscal year 2018-19~~ \$825,000 in each fiscal year.

16 (z) *Grants to the Boys and Girls Clubs of America.* For grants to the Wisconsin
17 Chapter of the Boys and Girls Clubs of America to fund programs that improve social,
18 academic, and employment skills of youth who are eligible to receive temporary
19 assistance for needy families under 42 USC 601 et seq., focusing on study habits,
20 intensive tutoring in math and English, and exposure to career options and role
21 models, ~~\$1,275,000~~ \$2,675,000 in each fiscal year. Grants provided under this
22 paragraph may not be used by the grant recipient to replace funding for programs
23 that are being funded, when the grant proceeds are received, with moneys other than
24 those from the appropriations specified in sub. (1) (intro.). The total amount of the
25 grants includes funds for the ~~Green Bay Boys and Girls Clubs for the BE GREAT:~~

1 Graduate program in the amount of matching funds that the program provides, up
2 to ~~\$75,000~~ \$1,400,000 in each fiscal year, to be used only for activities for which
3 federal Temporary Assistance for Needy Families block grant moneys may be used.
4 The total amount of the grants also includes funds to be equally distributed among
5 the Milwaukee, Oshkosh, and Appleton Boys and Girls Clubs for the BE GREAT
6 Graduate program in the amount of matching funds that the program provides, up
7 to ~~\$100,000~~ in each fiscal year, to be used only for activities for which federal
8 Temporary Assistance for Needy Families block grant moneys may be used.

9 (zh) *Earned income tax credit supplement.* For the transfer of moneys from the
10 appropriation account under s. 20.437 (2) (md) to the appropriation account under
11 s. 20.835 (2) (kf) for the earned income tax credit, ~~\$69,700,000 in each fiscal year~~
12 \$85,700,000 in fiscal year 2019-20 and \$86,700,000 in fiscal year 2020-21.

13 SECTION 640. 49.175 (2) (a) of the statutes is amended to read:

14 49.175 (2) (a) The department may ~~not~~ reallocate funds that are allocated
15 under a paragraph under sub. (1) for any purpose specified in a paragraph under sub.
16 (1) unless the department first notifies the joint committee on finance in writing of
17 the proposed reallocation. ~~If the cochairpersons of the committee do not notify the~~
18 ~~department within 14 working days after the date of the department's notification~~
19 ~~that the committee has scheduled a meeting to review the proposed reallocation, the~~
20 ~~department may make the proposed reallocation. If, within 14 working days after~~
21 ~~the date of the department's notification, the cochairpersons of the committee notify~~
22 ~~the department that the committee has scheduled a meeting to review the proposed~~
23 ~~reallocation, the department may make the proposed reallocation only upon~~
24 ~~approval of the committee~~ if the secretary of administration approves the
25 reallocation.

1 **SECTION 641.** 49.175 (2) (c) of the statutes is amended to read:

2 49.175 (2) (c) If the amounts of federal block grant moneys that are required
3 to be credited to the appropriation accounts under s. 20.437 (2) (mc) and (md) are less
4 than the amounts appropriated under s. 20.437 (2) (mc) and (md), the department
5 shall submit a plan to the ~~joint committee on finance~~ secretary of administration for
6 reducing the amounts of moneys allocated under sub. (1). ~~If the cochairpersons of~~
7 ~~the committee do not notify the department within 14 working days after the date~~
8 ~~the department submits the plan that the committee has scheduled a meeting to~~
9 ~~review the proposed reduction plan, If the secretary of administration approves the~~
10 ~~plan, the amounts of moneys required to be allocated under sub. (1) may be reduced~~
11 ~~as proposed by the department and~~ the department shall allocate the moneys as
12 specified in the plan. ~~If, within 14 working days after the date the department~~
13 ~~submits the plan, the cochairpersons of the committee notify the department that the~~
14 ~~committee has scheduled a meeting to review the proposed reduction plan, the~~
15 ~~department may allocate the moneys as specified in the plan only upon approval of~~
16 ~~the committee.~~

17 **SECTION 642.** 49.175 (3) of the statutes is repealed.

18 **SECTION 643.** 49.257 of the statutes is created to read:

19 **49.257 Milwaukee child care grant program.** (1) In this section, “child
20 care provider” has the meaning given in s. 49.155 (1) (ag).

 ***NOTE: As defined here, “child care provider” includes licensed child care
centers, child care providers certified for purposes of Wisconsin Shares, and child care
programs established or contracted for by a school board.

21 (2) From the allocation under s. 49.175 (1) (p), the department may award
22 grants to child care providers to support access to high-quality child care for families
23 that reside in a geographic area with high-poverty levels, as identified by the

1 department, in the city of Milwaukee. A grant under this section may be used for
2 start-up costs, ongoing operational costs, including subsidy payments for eligible
3 families, and quality improvement activities. A child care provider that is awarded
4 a grant under this subsection shall contribute matching funds equal to 25 percent
5 of the amount awarded. The matching contribution may be in the form of money or
6 in-kind goods or services.

7 (3) From the allocation under s. 49.175 (1) (qm), the department may award
8 grants to any of the following to improve overall child care quality in the geographic
9 area identified under sub. (2):

10 (a) Child care providers and employees of child care providers.

11 (b) Educational institutions for the purpose of educating employees of child
12 care providers.

13 **SECTION 644.** 49.36 (3) (a) of the statutes is amended to read:

14 49.36 (3) (a) Except as provided in par. (f) and ~~subject to sub. (3m)~~, a person
15 ordered to register under s. 767.55 (2) (am) shall participate in a work experience
16 program if services are available.

17 **SECTION 645.** 49.36 (3m) of the statutes is repealed.

18 **SECTION 646.** 49.45 (2) (a) 23. of the statutes is amended to read:

19 49.45 (2) (a) 23. Promulgate rules that define “supportive services”, “personal
20 services” and “nursing services” provided in a certified residential care apartment
21 complex, as defined under s. 50.01 (6d), for purposes of reimbursement under ss.
22 ~~46.27 (11) (e) 7. and s. 46.277 (5) (e).~~

23 **SECTION 647.** 49.45 (2p) of the statutes is repealed.

24 **SECTION 648.** 49.45 (2t) of the statutes is repealed.

****NOTE: This is reconciled s. 49.45 (2t). This section has been affected by drafts with the following LRB numbers: -1569/P1, -0943/P3, -1885/P2, and -1927/P3.

1 **SECTION 649.** 49.45 (3) (a) of the statutes is amended to read:

2 49.45 (3) (a) Reimbursement shall be made to each county department under
3 ss. 46.215, 46.22, and 46.23 for any administrative services performed in the Medical
4 Assistance program on the basis of s. 49.78 (8). ~~For purposes of reimbursement~~
5 ~~under this paragraph, assessments completed under s. 46.27 (6) (a) are~~
6 ~~administrative services performed in the Medical Assistance program.~~

7 **SECTION 650.** 49.45 (3) (e) 11. of the statutes is amended to read:

8 49.45 (3) (e) 11. The department shall use a portion of the moneys collected
9 under s. 50.38 (2) (a) to pay for services provided by eligible hospitals, as defined in
10 s. 50.38 (1), other than critical access hospitals, under the Medical Assistance
11 Program under this subchapter, including services reimbursed on a fee-for-service
12 basis and services provided under a managed care system. For state fiscal year
13 2008-09, total payments required under this subdivision, including both the federal
14 and state share of Medical Assistance, shall equal the amount collected under s.
15 50.38 (2) (a) for fiscal year 2008-09 divided by 57.75 percent. For each state fiscal
16 year after state fiscal year 2008-09, total payments required under this subdivision,
17 including both the federal and state share of Medical Assistance, shall equal the
18 amount collected under s. 50.38 (2) (a) for the fiscal year divided by ~~61.68~~ 53.69
19 percent.

20 **SECTION 651.** 49.45 (3) (e) 12. of the statutes is amended to read:

21 49.45 (3) (e) 12. The department shall use a portion of the moneys collected
22 under s. 50.38 (2) (b) to pay for services provided by critical access hospitals under
23 the Medical Assistance Program under this subchapter, including services

1 reimbursed on a fee-for-service basis and services provided under a managed care
2 system. For each state fiscal year, total payments required under this subdivision,
3 including both the federal and state share of Medical Assistance, shall equal the
4 amount collected under s. 50.38 (2) (b) for the fiscal year divided by ~~61.68~~ 53.69
5 percent.

6 **SECTION 652.** 49.45 (3m) (a) (intro.) of the statutes is amended to read:

7 49.45 (3m) (a) (intro.) Subject to par. (c) and notwithstanding sub. (3) (e), from
8 the appropriations under s. 20.435 (4) (b) and (o), in each fiscal year, the department
9 shall pay to hospitals that serve a disproportionate share of low-income patients an
10 amount equal to the sum of ~~\$27,500,000~~ \$29,000,000, as the state share of payments,
11 and the matching federal share of payments. The department may make a payment
12 to a hospital under this subsection under the calculation method described in par. (b)
13 if the hospital meets all of the following criteria:

14 **SECTION 653.** 49.45 (3m) (b) 3. a. of the statutes is amended to read:

15 49.45 (3m) (b) 3. a. No single hospital receives more than \$4,600,000
16 \$9,200,000, except that a hospital that is a free-standing pediatric teaching hospital
17 located in Wisconsin that has a percentage calculated under subd. 1. a. greater than
18 50 percent may receive up to \$12,000,000 each fiscal year.

19 **SECTION 654.** 49.45 (3p) (a) of the statutes is amended to read:

20 49.45 (3p) (a) Subject to par. (c) and notwithstanding sub. (3) (e), from the
21 appropriations under s. 20.435 (4) (b) and (o), in each fiscal year, the department
22 shall pay to hospitals that ~~would~~ are not eligible for payments under sub. (3m) but
23 that meet the criteria under sub. (3m) (a) except that the hospitals do not provide
24 obstetric services 1. and 2. and that, in the most recent year for which information
25 is available, charged at least 6 percent of overall charges for services to the Medical

1 Assistance program for services provided to Medical Assistance recipients an
2 amount equal to the sum of ~~\$250,000~~ \$500,000, as the state share of payments, and
3 the matching federal share of payments. The department may make a payment to
4 a hospital under this subsection under a calculation method determined by the
5 department that provides a fee-for-service supplemental payment that increases as
6 the hospital's percentage of inpatient days for Medical Assistance recipients at the
7 hospital the total amount of the hospital's overall charges for services that are
8 charges to the Medical Assistance program increases.

9 **SECTION 655.** 49.45 (5) (a) of the statutes is amended to read:

10 49.45 (5) (a) Any person whose application for medical assistance is denied or
11 is not acted upon promptly or who believes that the payments made in the person's
12 behalf have not been properly determined or that his or her eligibility has not been
13 properly determined may file an appeal with the department pursuant to par. (b).
14 Review is unavailable if the decision or failure to act arose more than 45 days before
15 submission of the petition for a hearing, except as provided in par. (ag) or (ar).

16 **SECTION 656.** 49.45 (5) (ag) of the statutes is created to read:

17 49.45 (5) (ag) A person shall request a hearing within 90 days of the date of
18 receipt of a notice from a care management organization or managed care
19 organization upholding its adverse benefit determination relating to any of the
20 following or within 90 days of the date the care management organization or
21 managed care organization failed to act on the contested matter within the time
22 specified by the department:

23 1. Denial or limited authorization of a requested services, including a
24 determination based on the type or level of service, requirement for medical
25 necessity, appropriateness, setting, or effectiveness of a covered benefit.

1 2. Reduction, suspension, or termination of a previously authorized service,
2 unless the service was only authorized for a limited amount or duration and that
3 amount or duration has been completed.

4 3. Denial, in whole or in part, of payment for a service.

5 4. Failure to provide services in a timely manner.

6 5. Failure of a care management organization or managed care organization
7 to act within the time frames provided in 42 CFR 438.408 (b) (1) and (2) regarding
8 the standard resolution of grievances and appeals.

9 6. Denial of an enrollee's request to dispute financial liability, including
10 copayments, premiums, deductibles, coinsurance, other cost sharing, and other
11 member financial liabilities.

12 7. Denial of an enrollee, who is a resident of a rural area with only one care
13 management organization or managed care organization, to obtain services outside
14 the organization's network of contracted providers.

15 **SECTION 657.** 49.45 (5) (ar) of the statutes is created to read:

16 49.45 (5) (ar) If a federal regulation specifies a different time limit to request
17 a hearing than par. (a) or (ag), the time limit in the federal regulation shall apply.

18 **SECTION 658.** 49.45 (5) (b) 1. (intro.) of the statutes is amended to read:

19 49.45 (5) (b) 1. (intro.) Upon receipt of a timely petition under par. (a) the
20 department shall give the applicant or recipient reasonable notice and opportunity
21 for a fair hearing. The department may make such additional investigation as it
22 considers necessary. Notice of the hearing shall be given to the applicant or recipient
23 and, if a county department under s. 46.215, 46.22, or 46.23 is responsible for making
24 the medical assistance determination, to the county clerk of the county. The county
25 may be represented at such hearing. The department shall render its decision as

1 soon as possible after the hearing and shall send a certified copy of its decision to the
2 applicant or recipient, to the county clerk, and to any county officer charged with
3 administration of the Medical Assistance program. The decision of the department
4 shall have the same effect as an order of a county officer charged with the
5 administration of the Medical Assistance program. The decision shall be final, but
6 may be revoked or modified as altered conditions may require. The department shall
7 deny a petition for a hearing or shall refuse to grant relief if:

8 **SECTION 659.** 49.45 (5) (b) 1. d. of the statutes is created to read:

9 49.45 (5) (b) 1. d. The issue is an adverse benefit determination described in
10 par. (ag) 1. to 7. made by a care management organization or managed care
11 organization and the person requesting the hearing has not exhausted the internal
12 appeal procedure with the organization.

13 **SECTION 660.** 49.45 (6m) (c) 5. of the statutes is amended to read:

14 49.45 (6m) (c) 5. Admit only patients assessed or who waive or are exempt from
15 the requirement of assessment under s. 46.27 (6) (a) or, if required under s. 50.035
16 (4n) or 50.04 (2h), who have been referred to a resource center.

17 **SECTION 661.** 49.45 (6m) (L) of the statutes is amended to read:

18 49.45 (6m) (L) For purposes of ~~ss. 46.27 (11) (e) 7. and s. 46.277 (5) (e)~~, the
19 department shall, by July 1 annually, determine the statewide medical assistance
20 daily cost of nursing home care and submit the determination to the department of
21 administration for review. The department of administration shall approve the
22 determination before payment may be made under s. ~~46.27 (11) (e) 7. or 46.277 (5)~~
23 (e).

24 **SECTION 662.** 49.45 (6xm) of the statutes is created to read:

1 49.45 (6xm) PEDIATRIC INPATIENT SUPPLEMENT. (a) From the appropriations
2 under s. 20.435 (4) (b), (o), and (w), the department shall, using a method determined
3 by the department, distribute a total sum of \$2,000,000 each state fiscal year to
4 hospitals that meet all of the following criteria:

5 1. The hospital is an acute care hospital located in this state.

6 2. During the hospital's fiscal year, the inpatient days in the hospital's acute
7 care pediatric units and intensive care pediatric units totaled more than 12,000 days,
8 not including neonatal intensive care units. For purposes of this subsection, the
9 hospital's fiscal year is the hospital's fiscal year that ended in the 2nd calendar year
10 preceding the beginning of the state fiscal year.

11 (b) Notwithstanding par. (a), from the appropriations under s. 20.435 (4) (b),
12 (o), and (w), the department may, using a method determined by the department,
13 distribute an additional total sum of \$10,000,000 in each state fiscal year to hospitals
14 that are free-standing pediatric teaching hospitals located in Wisconsin that have
15 a percentage calculated under s. 49.45 (3m) (b) 1. a. greater than 45 percent.

16 **SECTION 663.** 49.45 (19) (title) of the statutes is amended to read:

17 49.45 (19) (title) ~~ASSIGNING~~ ESTABLISHING PATERNITY AND ASSIGNING MEDICAL
18 SUPPORT RIGHTS.

19 **SECTION 664.** 49.45 (19) (a) of the statutes is amended to read:

20 49.45 (19) (a) As Except as provided in par. (c), as a condition of eligibility for
21 medical assistance, a person shall, notwithstanding other provisions of the statutes,
22 be deemed to have assigned to the state, by applying for or receiving medical
23 assistance, any rights to medical support or other payment of medical expenses from
24 any other person, including rights to unpaid amounts accrued at the time of

1 application for medical assistance as well as any rights to support accruing during
2 the time for which medical assistance is paid.

3 SECTION 665. 49.45 (19) (am) of the statutes is created to read:

4 49.45 (19) (am) As a condition of eligibility for medical assistance, a person
5 shall cooperate in good faith with efforts directed at establishing the paternity of a
6 nonmarital child and obtaining support payments or any other payments or property
7 to which the person and the dependent child or children may have rights. This
8 cooperation shall be in accordance with federal law and regulations applying to
9 paternity establishment and collection of support payments and may not be required
10 if the person has good cause for refusing to cooperate, as determined by the
11 department in accordance with federal law and regulations.

****NOTE: This draft reinstates the requirement to cooperate that was in the
statutes before being replaced by the provision in 2017 Wisconsin Act 268. Please advise
if you do not want to reinstate this requirement.

12 SECTION 666. 49.45 (19) (c) of the statutes is amended to read:

13 49.45 (19) (c) ~~If the mother of a child was enrolled in a health maintenance~~
14 ~~organization or other prepaid health care plan under medical assistance at the time~~
15 ~~of the child's birth, The state may not seek recovery of birth expenses that may be~~
16 ~~recovered by the state under this subsection are the birth expenses incurred by the~~
17 ~~health maintenance organization or other prepaid health care plan.~~

18 SECTION 667. 49.45 (23) of the statutes is repealed.

19 SECTION 668. 49.45 (23) (g) of the statutes is repealed.

20 SECTION 669. 49.45 (23b) of the statutes is repealed.

****NOTE: This is reconciled s. 49.45 (23b). This SECTION has been affected by drafts
with the following LRB numbers: -1567/P1 and -1566/P1.

21 SECTION 670. 49.45 (24k) of the statutes is repealed.

22 SECTION 671. 49.45 (24L) of the statutes is created to read:

*as affected by
2019 Wisconsin
Act... (Am. Act)*

(cmh)

1 49.45 (24L) CRITICAL ACCESS REIMBURSEMENT PAYMENTS TO DENTAL PROVIDERS. (a)

2 Based on the criteria in pars. (b) and (c), the department shall increase
3 reimbursements to dental providers that meet quality of care standards, as
4 established by the department.

5 (b) In order to be eligible for enhanced reimbursement under this subsection,
6 the provider must meet one of the following qualifications:

7 1. For a nonprofit or public provider, 50 percent or more of the individuals
8 served by the provider are individuals who are without dental insurance or are
9 enrolled in the Medical Assistance program.

10 2. For a for-profit provider, 5 percent or more of the individuals served by the
11 provider are enrolled in the Medical Assistance program.

12 (c) For dental services rendered on or after January 1, 2020, by a qualified
13 nonprofit critical access dental provider, the department shall increase
14 reimbursement by 50 percent above the reimbursement rate that would otherwise
15 be paid to that provider. For dental services rendered on or after January 1, 2020,
16 by a qualified for-profit critical access dental provider, the department shall increase
17 reimbursement by 30 percent above the reimbursement rate that would otherwise
18 be paid to that provider. For dental providers rendering services to individuals in
19 managed care under the Medical Assistance program, for services rendered on or
20 after January 1, 2020, the department shall increase reimbursement to pay an
21 additional amount on the basis of the rate that would have been paid to the dental
22 provider had the individual not been enrolled in managed care.

23 (d) If a provider has more than one service location, the thresholds described
24 under par. (b) apply to each location, and payment for each service location would be
25 determined separately.

1 **SECTION 672.** 49.45 (29w) (b) 1. b. of the statutes is amended to read:

2 49.45 (29w) (b) 1. b. "Telehealth" is means a service provided from a remote
3 location using a combination of interactive video, audio, and externally acquired
4 images through a networking environment between an individual or a provider at
5 an originating site and a provider at a remote location with the service being of
6 sufficient audio and visual fidelity and clarity as to be functionally equivalent to
7 face-to-face contact; or, in circumstances determined by the department, an
8 asynchronous transmission of digital clinical information through a secure
9 electronic communications system from one provider to another provider.

10 "Telehealth" does not include telephone conversations or Internet-based
11 communications between providers or between providers and individuals.

12 **SECTION 673.** 49.45 (29y) (d) of the statutes is repealed.

13 **SECTION 674.** 49.45 (30y) of the statutes is created to read:

14 49.45 (30y) CERTIFIED DOULA SERVICES; PILOT PROJECT. (a) In this subsection,
15 "certified doula" means an individual who has received certification from a doula
16 certifying organization recognized by the department.

17 (b) For purposes of this subsection, services provided by certified doulas include
18 continuous emotional and physical support during labor and birth of a child and
19 intermittent services during the prenatal and postpartum periods.

20 (c) Subject to par. (d), the department shall reimburse under the Medical
21 Assistance program benefits as provided under this subsection for pregnant women
22 enrolled in the Medical Assistance program who reside in the counties of Brown,
23 Dane, Milwaukee, Rock, or Sheboygan, or another county as determined by the
24 department.

1 (d) The department shall request from the secretary of the federal department
2 of health and human services any approval necessary to allow reimbursement under
3 the Medical Assistance program for services provided by a certified doula. The
4 department may not pay reimbursement unless federal approval is not required or
5 any required federal approval allowing reimbursement under s. 49.46 (2) (b) 12p. is
6 approved and in effect.

****NOTE: This is reconciled s. 49.45 (30y) (d). This SECTION has been affected by
drafts with the following LRB numbers: -1927/P3, -1566/P1, and -1569/P1.

7 **SECTION 675.** 49.45 (41) of the statutes is amended to read:

8 49.45 (41) ~~MENTAL HEALTH CRISIS~~ CRISIS INTERVENTION SERVICES. (a) In this
9 subsection, “~~mental health~~ crisis intervention services” means crisis intervention
10 services for the treatment of mental illness, intellectual disability, substance abuse,
11 and dementia that are provided by a ~~mental health~~ crisis intervention program
12 operated by, or under contract with, a county, if the county is certified as a medical
13 assistance provider.

14 (b) If a county elects to become certified as a provider of ~~mental health~~ crisis
15 intervention services, the county may provide ~~mental health~~ crisis intervention
16 services under this subsection in the county to medical assistance recipients through
17 the medical assistance program. A county that elects to provide the services shall
18 pay the amount of the allowable charges for the services under the medical
19 assistance program that is not provided by the federal government. The department
20 shall reimburse the county under this subsection only for the amount of the allowable
21 charges for those services under the medical assistance program that is provided by
22 the federal government.

23 **SECTION 676.** 49.45 (41) (c) of the statutes is created to read:

1 49.45 (41) (c) Notwithstanding par. (b), if a county elects to deliver crisis
2 intervention services under the Medical Assistance program on a regional basis
3 according to criteria established by the department, all of the following apply:

4 1. After January 1, 2020, the department shall require the county to annually
5 contribute for the crisis intervention services an amount equal to 75 percent of the
6 county's expenditures for crisis intervention services under this subsection in
7 calendar year 2017, as determined by the department.

8 2. The department shall reimburse the provider of crisis intervention services
9 in the county the amount of allowable charges for those services under the Medical
10 Assistance program, including both the federal share and nonfederal share of those
11 charges, that exceeds the amount of the county contribution required under subd. 1.

12 3. If a county submits a certified cost report under s. 49.45 (52) (b) to claim
13 federal medical assistance funds, the claim based on certified costs made by a county
14 for amounts under subd. 2. may not include any part of the nonfederal share of the
15 amount under subd. 2.

16 **SECTION 677.** 49.45 (47) (b) of the statutes is amended to read:

17 49.45 (47) (b) No person may receive reimbursement under s. ~~46.27(11)~~ for the
18 provision of services to clients in an adult day care center unless the adult day care
19 center is certified by the department under sub. (2) (a) 11. as a provider of medical
20 assistance.

21 **SECTION 678.** 49.45 (47) (dm) of the statutes is created to read:

22 49.45 (47) (dm) Every 24 months, on a schedule determined by the department,
23 an adult day care center shall submit through an online system prescribed by the
24 department a report in the form and containing the information that the department
25 requires, including payment of any fee due under par. (c). If a complete report is not

1 timely filed, the department shall issue a warning to the operator of the adult day
2 care center. The department may revoke an adult day care center's certification for
3 failure to timely and completely report within 60 days after the report date
4 established under the schedule determined by the department.

5 **SECTION 679.** 49.45 (60) of the statutes is repealed.

6 **SECTION 680.** 49.46 (1) (a) 1m. of the statutes is amended to read:

7 49.46 (1) (a) 1m. Any pregnant woman whose income does not exceed the
8 standard of need under s. 49.19 (11) and whose pregnancy is medically verified.
9 Eligibility continues to the last day of the month in which the 60th day or, if approved
10 by the federal government, the 365th day after the last day of the pregnancy falls.

11 **SECTION 681.** 49.46 (1) (a) 14. of the statutes is amended to read:

12 49.46 (1) (a) 14. Any person who would meet the financial and other eligibility
13 requirements for home or community-based services under s. ~~46.27 (11)~~, 46.277, or
14 46.2785 but for the fact that the person engages in substantial gainful activity under
15 42 USC 1382c (a) (3), if a waiver under s. 49.45 (38) is in effect or federal law permits
16 federal financial participation for medical assistance coverage of the person and if
17 funding is available for the person under s. ~~46.27 (11)~~, 46.277, or 46.2785.

18 **SECTION 682.** 49.46 (1) (em) of the statutes is amended to read:

19 49.46 (1) (em) To the extent approved by the federal government, for the
20 purposes of determining financial eligibility and any cost-sharing requirements of
21 an individual under par. (a) 6m., 14., or 14m., (d) 2., or (e), the department or its
22 designee shall exclude any assets accumulated in a person's independence account,
23 as defined in s. 49.472 (1) (c), and any income or assets from retirement benefits
24 earned or accumulated from income or employer contributions while employed and
25 receiving ~~state-funded benefits under s. 46.27~~ or medical assistance under s. 49.472.

1 **SECTION 683.** 49.46 (1) (j) of the statutes is amended to read:

2 49.46 (1) (j) An individual determined to be eligible for benefits under par. (a)
3 9. remains eligible for benefits under par. (a) 9. for the balance of the pregnancy and
4 to the last day of the month in which the 60th day or, if approved by the federal
5 government, the 365th day after the last day of the pregnancy falls without regard
6 to any change in the individual's family income.

7 **SECTION 684.** 49.46 (2) (b) 8. of the statutes is amended to read:

8 49.46 (2) (b) 8. Home or community-based services, if provided under s. 46.27
9 (11), 46.275, 46.277, 46.278, 46.2785, 46.99, or under the family care benefit if a
10 waiver is in effect under s. 46.281 (1d), or under the disabled children's long-term
11 support program, as defined in s. 46.011 (1g).

12 **SECTION 685.** 49.46 (2) (b) 12p. of the statutes is created to read:

13 49.46 (2) (b) 12p. Subject to the limitations under s. 49.45 (30y), services
14 provided by a certified doula.

15 **SECTION 686.** 49.46 (2) (b) 15. of the statutes is amended to read:

16 49.46 (2) (b) 15. ~~Mental health crisis~~ Crisis intervention services under s. 49.45
17 (41).

18 **SECTION 687.** 49.46 (2) (b) 21. of the statutes is created to read:

19 49.46 (2) (b) 21. Subject to par. (bv), nonmedical services that contribute to the
20 determinants of health.

21 **SECTION 688.** 49.46 (2) (bv) of the statutes is created to read:

22 49.46 (2) (bv) The department shall determine those services under par. (b) 21.
23 that contribute to the determinants of health. The department shall seek any
24 necessary state plan amendment or request any waiver of federal Medicaid law to
25 implement this paragraph. The department is not required to provided the services

1 under this paragraph as a benefit under the Medical Assistance program if the
2 federal department of health and human services does not provide federal financial
3 participation for the services under this paragraph.

****NOTE: This is reconciled s. 49.46 (2) (bv). This section has been affected by
drafts with the following LRB numbers: -1885/P2, -1566/P1, and -1569/P1.

4 **SECTION 689.** 49.463 of the statutes is repealed.

5 **SECTION 690.** 49.47 (4) (ag) 2. of the statutes is amended to read:

6 49.47 (4) (ag) 2. Pregnant and the woman's pregnancy is medically verified
7 Eligibility continues to the last day of the month in which the 60th day or, if approved
8 by the federal government, the 365th day after the last day of the pregnancy falls.

9 **SECTION 691.** 49.47 (4) (as) 1. of the statutes is amended to read:

10 49.47 (4) (as) 1. The person would meet the financial and other eligibility
11 requirements for home or community-based services under s. ~~46.27 (11)~~, 46.277, or
12 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 (1d)
13 but for the fact that the person engages in substantial gainful activity under 42 USC
14 1382c (a) (3).

15 **SECTION 692.** 49.47 (4) (as) 3. of the statutes is amended to read:

16 49.47 (4) (as) 3. Funding is available for the person under s. ~~46.27 (11)~~, 46.277,
17 or 46.2785 or under the family care benefit if a waiver is in effect under s. 46.281 (1d).

18 **SECTION 693.** 49.47 (4) (b) (intro.) of the statutes is amended to read:

19 49.47 (4) (b) (intro.) Eligibility exists if the applicant's property, subject to the
20 exclusion of any amounts under the Long-Term Care Partnership Program
21 established under s. 49.45 (31), any amounts in an independence account, as defined
22 in s. 49.472 (1) (c), or any retirement assets that accrued from employment while the
23 applicant was eligible for the community options program under s. 46.27 (11), 2017

1 stats., or any other Medical Assistance program, including deferred compensation
2 or the value of retirement accounts in the Wisconsin Retirement System or under the
3 federal Social Security Act, does not exceed the following:

4 **SECTION 694.** 49.471 (1) (cr) of the statutes is created to read:

5 49.471 (1) (cr) "Enhanced federal medical assistance percentage" means a
6 federal medical assistance percentage described under 42 USC 1396d (y) or (z).

7 **SECTION 695.** 49.471 (4) (a) 4. b. of the statutes is amended to read:

8 49.471 (4) (a) 4. b. The individual's family income does not exceed ~~100~~ 133
9 percent of the poverty line ~~before application of the 5 percent income disregard under~~
10 ~~42 CFR 435.603 (d).~~

11 **SECTION 696.** 49.471 (4) (a) 8. of the statutes is created to read:

12 49.471 (4) (a) 8. An individual who meets all of the following criteria:

13 a. The individual is an adult under the age of 65.

14 b. The adult has a family income that does not exceed 133 percent of the poverty
15 line, except as provided in sub. (4g).

16 c. The adult is not otherwise eligible for the Medical Assistance program under
17 this subchapter or the Medicare program under 42 USC 1395 et seq.

18 **SECTION 697.** 49.471 (4g) of the statutes is created to read:

19 49.471 (4g) MEDICAID EXPANSION; FEDERAL MEDICAL ASSISTANCE PERCENTAGE. For
20 services provided to individuals described under sub. (4) (a) 8., the department shall
21 comply with all federal requirements to qualify for the highest available enhanced
22 federal medical assistance percentage. The department shall submit any
23 amendment to the state medical assistance plan, request for a waiver of federal
24 Medicaid law, or other approval request required by the federal government to

1 provide services to the individuals described under sub. (4) (a) 8. and qualify for the
2 highest available enhanced federal medical assistance percentage.

****NOTE: This is reconciled s. 49.471 (4g). This SECTION has been affected by drafts
with the following LRB numbers: -0943/P3, -1566/P1, and -1569/P1.

3 **SECTION 698.** 49.471 (6) (b) of the statutes is amended to read:

4 49.471 (6) (b) A pregnant woman who is determined to be eligible for benefits
5 under sub. (4) remains eligible for benefits under sub. (4) for the balance of the
6 pregnancy and to the last day of the month in which the 60th day or, if approved by
7 the federal government, the 365th day after the last day of the pregnancy falls
8 without regard to any change in the woman's family income.

9 **SECTION 699.** 49.471 (6) (L) of the statutes is created to read:

10 49.471 (6) (L) The department shall request from the federal department of
11 health and human services approval of a state plan amendment, a waiver of federal
12 Medicaid law, or approval of a demonstration project to maintain eligibility for
13 post-partum women to the last day of the month in which the 365th day after the
14 last day of the pregnancy falls under ss. 49.46 (1) (a) 1m. and 9. and (j), 49.47 (4) (ag)
15 2., and 49.471 (4) (a) 1g. and 1m., (6) (b), and (7) (b) 1.

16 **SECTION 700.** 49.471 (7) (b) 1. of the statutes is amended to read:

17 49.471 (7) (b) 1. A pregnant woman whose family income exceeds 300 percent
18 of the poverty line may become eligible for coverage under this section if the
19 difference between the pregnant woman's family income and the applicable income
20 limit under sub. (4) (a) is obligated or expended for any member of the pregnant
21 woman's family for medical care or any other type of remedial care recognized under
22 state law or for personal health insurance premiums or for both. Eligibility obtained
23 under this subdivision continues without regard to any change in family income for

1 the balance of the pregnancy and to the last day of the month in which the 60th day
2 or, if approved by the federal government, the 365th day after the last day of the
3 woman's pregnancy falls. Eligibility obtained by a pregnant woman under this
4 subdivision extends to all pregnant women in the pregnant woman's family.

5 **SECTION 701.** 49.472 (3) (b) of the statutes is amended to read:

6 49.472 (3) (b) The individual's assets do not exceed \$15,000. In determining
7 assets, the department may not include assets that are excluded from the resource
8 calculation under 42 USC 1382b (a), assets accumulated in an independence
9 account, and, to the extent approved by the federal government, assets from
10 retirement benefits accumulated from income or employer contributions while
11 employed and receiving medical assistance under this section or state-funded
12 benefits under s. 46.27, 2017 stats. The department may exclude, in whole or in part,
13 the value of a vehicle used by the individual for transportation to paid employment.

14 **SECTION 702.** 49.472 (3) (f) of the statutes is amended to read:

15 49.472 (3) (f) The individual maintains premium payments under sub. (4) (am)
16 and, if applicable and to the extent approved by the federal government, premium
17 payments calculated by the department in accordance with sub. (4) (bm), unless the
18 individual is exempted from premium payments under sub. (4) (dm) ~~or (5).~~

19 **SECTION 703.** 49.472 (4) (am) of the statutes is amended to read:

20 49.472 (4) (am) To the extent approved by the federal government and except
21 as provided in pars. (dm) and (em) ~~and sub. (5)~~, an individual who receives medical
22 assistance under this section shall pay a monthly premium of \$25 to the department.

23 **SECTION 704.** 49.472 (5) of the statutes is repealed.

24 **SECTION 705.** 49.485 of the statutes is renumbered 20.9315 (19) and amended
25 to read:

1 20.9315 (19) ~~Whoever knowingly presents or causes to be presented to any~~
2 ~~officer, employee, or agent of this state a false claim for medical assistance shall~~
3 ~~forfeit not less than \$5,000 nor more than \$10,000, plus 3 times the amount of the~~
4 ~~damages that were sustained by the state or would have been sustained by the state,~~
5 ~~whichever is greater, as a result of the false claim. The attorney general may bring~~
6 ~~an action on behalf of the state to recover any forfeiture incurred under this section.~~

7 **SECTION 706.** 49.686 (3) (d) of the statutes is amended to read:

8 49.686 (3) (d) Has applied for coverage under and has been denied eligibility
9 for medical assistance within 12 months prior to application for reimbursement
10 under sub. (2). This paragraph does not apply to an individual who is eligible for
11 benefits under ~~the demonstration project for childless adults under s. 49.45 (23)~~
12 BadgerCare Plus under s. 49.471 (4) (a) 8. or to an individual who is eligible for
13 benefits under BadgerCare Plus under s. 49.471 (11).

14 **SECTION 707.** 49.79 (1) (bg) of the statutes is repealed.

15 **SECTION 708.** 49.79 (1) (em) of the statutes is repealed.

16 **SECTION 709.** 49.79 (6m) of the statutes is repealed.

17 **SECTION 710.** 49.79 (6q) of the statutes is repealed.

18 **SECTION 711.** 49.79 (6t) of the statutes is repealed.

19 **SECTION 712.** 49.79 (6u) of the statutes is repealed.

20 **SECTION 713.** 49.79 (9) (a) 1g. of the statutes is amended to read:

21 49.79 (9) (a) 1g. Except as provided in subs. 2. and 3., ~~beginning October 1,~~
22 ~~2019,~~ the department shall require, to the extent allowed by the federal government,
23 ~~all~~ able-bodied adults without dependents in this state to participate in the
24 employment and training program under this subsection, except for able-bodied
25 adults without dependents who are employed, as determined by the department.

1 The department may require other able individuals who are 18 to 60 years of age, or
2 a subset of those individuals to the extent allowed by the federal government, who
3 are not participants in a Wisconsin Works employment position to participate in the
4 employment and training program under this subsection.

5 **SECTION 714.** 49.79 (9) (d) of the statutes is repealed.

6 **SECTION 715.** 49.79 (9) (f) of the statutes is repealed.

7 **SECTION 716.** 49.791 of the statutes is repealed.

****NOTE: This is reconciled s. 49.791. This SECTION has been affected by drafts
with the following LRB numbers: -1731/P2, -1288/P1, and -1774/P1.

8 **SECTION 717.** 49.849 (1) (e) of the statutes is amended to read:

9 49.849 (1) (e) "Public assistance" means any services provided as a benefit
10 under a long-term care program, as defined in s. 49.496 (1) (bk), medical assistance
11 under subch. IV, ~~long-term community support services funded under s. 46.27 (7),~~
12 or aid under s. 49.68, 49.683, 49.685, or 49.785.

13 **SECTION 718.** 49.849 (2) (a) (intro.) of the statutes is amended to read:

14 49.849 (2) (a) (intro.) Subject to par. (b), the department may collect from the
15 property of a decedent by affidavit under sub. (3) (b) or by lien under sub. (4) (a) an
16 amount equal to the medical assistance that is recoverable under s. 49.496 (3) (a), the
17 long-term community support services under s. 46.27, 2017 stats., that is
18 recoverable under s. 46.27 (7g) (c) 1., 2017 stats., or the aid under s. 49.68, 49.683,
19 49.685, or 49.785 that is recoverable under s. 49.682 (2) (a) or (am), and that was paid
20 on behalf of the decedent or the decedent's spouse, if all of the following conditions
21 are satisfied:

22 **SECTION 719.** 49.849 (6) (a) of the statutes is renumbered 49.849 (6).

23 **SECTION 720.** 49.849 (6) (b) of the statutes is repealed.

1 **SECTION 721.** 49.855 (3) of the statutes is amended to read:

2 49.855 (3) Receipt of a certification by the department of revenue shall
3 constitute a lien, equal to the amount certified, on any state tax refunds or credits
4 owed to the obligor. The lien shall be foreclosed by the department of revenue as a
5 setoff under s. 71.93 (3), ~~(6), and (7)~~. When the department of revenue determines
6 that the obligor is otherwise entitled to a state tax refund or credit, it shall notify the
7 obligor that the state intends to reduce any state tax refund or credit due the obligor
8 by the amount the obligor is delinquent under the support, maintenance, or receiving
9 and disbursing fee order or obligation, by the outstanding amount for past support,
10 or medical expenses, or birth expenses under the court order, or by the amount due
11 under s. 46.10 (4), 49.345 (4), or 301.12 (4). The notice shall provide that within 20
12 days the obligor may request a hearing before the circuit court rendering the order
13 under which the obligation arose. Within 10 days after receiving a request for
14 hearing under this subsection, the court shall set the matter for hearing. Pending
15 further order by the court or a circuit court commissioner, the department of children
16 and families or its designee, whichever is appropriate, is prohibited from disbursing
17 the obligor's state tax refund or credit. A circuit court commissioner may conduct the
18 hearing. The sole issues at that hearing shall be whether the obligor owes the
19 amount certified and, if not and it is a support or maintenance order, whether the
20 money withheld from a tax refund or credit shall be paid to the obligor or held for
21 future support or maintenance, except that the obligor's ability to pay shall also be
22 an issue at the hearing if the obligation relates to an order ~~under s. 767.805 (4) (d)~~
23 ~~1. or 767.89 (3) (e) 1.~~ regarding birth expenses and the order specifies that the court
24 found that the obligor's income was at or below the poverty line established under
25 42 USC 9902 (2).

****NOTE: This is reconciled s. 49.855 (3). This SECTION has been affected by drafts with the following LRB numbers: -1963/p1 and -1932/p2.

1 **SECTION 722.** 49.855 (4m) (b) of the statutes is amended to read:

2 49.855 (4m) (b) The department of revenue may provide a certification that it
3 receives under sub. (1), (2m), (2p), or (2r) to the department of administration. Upon
4 receipt of the certification, the department of administration shall determine
5 whether the obligor is a vendor or is receiving any other payments from this state,
6 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.
7 45.40 (1m), this chapter, or ch. 46, 108, or 301. If the department of administration
8 determines that the obligor is a vendor or is receiving payments from this state,
9 except for wages, retirement benefits, or assistance under s. 45.352, 1971 stats., s.
10 45.40 (1m), this chapter, or ch. 46, 108, or 301, it shall begin to withhold the amount
11 certified from those payments and shall notify the obligor that the state intends to
12 reduce any payments due the obligor by the amount the obligor is delinquent under
13 the support, maintenance, or receiving and disbursing fee order or obligation, by the
14 outstanding amount for past support, or medical expenses, ~~or birth expenses~~ under
15 the court order, or by the amount due under s. 46.10 (4), 49.345 (4), or 301.12 (4). The
16 notice shall provide that within 20 days after receipt of the notice the obligor may
17 request a hearing before the circuit court rendering the order under which the
18 obligation arose. An obligor may, within 20 days after receiving notice, request a
19 hearing under this paragraph. Within 10 days after receiving a request for hearing
20 under this paragraph, the court shall set the matter for hearing. A circuit court
21 commissioner may conduct the hearing. Pending further order by the court or circuit
22 court commissioner, the department of children and families or its designee,
23 whichever is appropriate, may not disburse the payments withheld from the obligor.

1 The sole issues at the hearing are whether the obligor owes the amount certified and,
2 if not and it is a support or maintenance order, whether the money withheld shall be
3 paid to the obligor or held for future support or maintenance, except that the obligor's
4 ability to pay is also an issue at the hearing if the obligation relates to an order under
5 s. ~~767.805 (4) (d) 1. or 767.89 (3) (e) 1.~~ regarding birth expenses and the order specifies
6 that the court found that the obligor's income was at or below the poverty line
7 established under 42 USC 9902 (2).

8 **SECTION 723.** 50.03 (3) (b) (intro.) of the statutes is amended to read:

9 50.03 (3) (b) (intro.) The application for a license and, except as otherwise
10 provided in this subchapter, the report of a licensee shall be in writing upon forms
11 provided by the department and shall contain such information as the department
12 requires, including the name, address and type and extent of interest of each of the
13 following persons:

14 **SECTION 724.** 50.03 (4) (c) 1. of the statutes is amended to read:

15 50.03 (4) (c) 1. A community-based residential facility license is valid until it
16 is revoked or suspended under this section. Every 24 months, on a schedule
17 determined by the department, a community-based residential facility licensee
18 shall submit through an online system prescribed by the department a biennial
19 report in the form and containing the information that the department requires,
20 including payment of ~~the fees required~~ any fee due under s. 50.037 (2) (a). If a
21 complete biennial report is not timely filed, the department shall issue a warning to
22 the licensee. The department may revoke a community-based residential facility
23 license for failure to timely and completely report within 60 days after the report date
24 established under the schedule determined by the department.

25 **SECTION 725.** 50.033 (2m) of the statutes is amended to read:

1 50.033 **(2m)** REPORTING. Every 24 months, on a schedule determined by the
2 department, a licensed adult family home shall submit through an online system
3 prescribed by the department a biennial report in the form and containing the
4 information that the department requires, including payment of the any fee required
5 due under sub. (2). If a complete biennial report is not timely filed, the department
6 shall issue a warning to the licensee. The department may revoke the license for
7 failure to timely and completely report within 60 days after the report date
8 established under the schedule determined by the department.

9 **SECTION 726.** 50.034 (1) (a) of the statutes is amended to read:

10 50.034 (1) (a) No person may operate a residential care apartment complex that
11 provides living space for residents who are clients under s. ~~46.27(11)~~ or 46.277 and
12 publicly funded services as a home health agency or under contract with a county
13 department under s. 46.215, 46.22, 46.23, 51.42 or 51.437 that is a home health
14 agency unless the residential care apartment complex is certified by the department
15 under this section. The department may charge a fee, in an amount determined by
16 the department, for certification under this paragraph. The amount of any fee
17 charged by the department for certification of a residential care apartment complex
18 need not be promulgated as a rule under ch. 227.

19 **SECTION 727.** 50.034 (2m) of the statutes is created to read:

20 50.034 **(2m)** REPORTING. Every 24 months, on a schedule determined by the
21 department, a residential care apartment complex shall submit through an online
22 system prescribed by the department a report in the form and containing the
23 information that the department requires, including payment of any fee required
24 under sub. (1). If a complete report is not timely filed, the department shall issue a
25 warning to the operator of the residential care apartment complex. The department

1 may revoke a residential care apartment complex's certification or registration for
2 failure to timely and completely report within 60 days after the report date
3 established under the schedule determined by the department.

4 **SECTION 728.** 50.034 (3) (a) 1. of the statutes is repealed.

5 **SECTION 729.** 50.034 (5m) of the statutes is amended to read:

6 50.034 (5m) PROVISION OF INFORMATION REQUIRED. ~~Subject to sub. (5p), when~~
7 When a residential care apartment complex first provides written material
8 regarding the residential care apartment complex to a prospective resident, the
9 residential care apartment complex shall also provide the prospective resident
10 information specified by the department concerning the services of a resource center
11 under s. 46.283, the family care benefit under s. 46.286, and the availability of a
12 functional screening and a financial and cost-sharing screening to determine the
13 prospective resident's eligibility for the family care benefit under s. 46.286 (1).

14 **SECTION 730.** 50.034 (5n) (intro.) of the statutes is amended to read:

15 50.034 (5n) REQUIRED REFERRAL. (intro.) ~~Subject to sub. (5p), when~~ When a
16 residential care apartment complex first provides written material regarding the
17 residential care apartment complex to a prospective resident who is at least 65 years
18 of age or has developmental disability or a physical disability and whose disability
19 or condition is expected to last at least 90 days, the residential care apartment
20 complex shall refer the prospective resident to a resource center under s. 46.283,
21 unless any of the following applies:

22 **SECTION 731.** 50.034 (5p) of the statutes is repealed.

23 **SECTION 732.** 50.034 (6) of the statutes is amended to read:

24 50.034 (6) FUNDING. Funding for supportive, personal or nursing services that
25 a person who resides in a residential care apartment complex receives, other than

1 private or 3rd-party funding, may be provided only under s. ~~46.27 (11) (c) 7. or~~ 46.277
2 (5) (e), except if the provider of the services is a certified medical assistance provider
3 under s. 49.45 or if the funding is provided as a family care benefit under ss. 46.2805
4 to 46.2895.

5 **SECTION 733.** 50.035 (4m) of the statutes is amended to read:

6 50.035 (4m) PROVISION OF INFORMATION REQUIRED. ~~Subject to sub. (4p), when~~
7 When a community-based residential facility first provides written material
8 regarding the community-based residential facility to a prospective resident, the
9 community-based residential facility shall also provide the prospective resident
10 information specified by the department concerning the services of a resource center
11 under s. 46.283, the family care benefit under s. 46.286, and the availability of a
12 functional screening and a financial and cost-sharing screening to determine the
13 prospective resident's eligibility for the family care benefit under s. 46.286 (1).

14 **SECTION 734.** 50.035 (4n) (intro.) of the statutes is amended to read:

15 50.035 (4n) REQUIRED REFERRAL. (intro.) When a community-based residential
16 facility first provides written information regarding the community-based
17 residential facility to a prospective resident who is at least 65 years of age or has
18 developmental disability or a physical disability and whose disability or condition is
19 expected to last at least 90 days, the community-based residential facility shall refer
20 the individual to a resource center under s. 46.283 ~~or, if the secretary has not certified~~
21 ~~under s. 46.281 (3) that a resource center is available in the area of the~~
22 ~~community-based residential facility to serve individuals in an eligibility group to~~
23 ~~which the prospective resident belongs, to the county department that administers~~
24 ~~a program under ss. 46.27 or 46.277, unless any of the following applies:~~

25 **SECTION 735.** 50.035 (4p) of the statutes is repealed.

1 **SECTION 736.** 50.04 (2g) (a) of the statutes is amended to read:

2 50.04 (2g) (a) ~~Subject to sub. (2i),~~ a A nursing home shall, within the time
3 period after inquiry by a prospective resident that is prescribed by the department
4 by rule, inform the prospective resident of the services of a resource center under s.
5 46.283, the family care benefit under s. 46.286, and the availability of a functional
6 screening and a financial and cost-sharing screening to determine the prospective
7 resident's eligibility for the family care benefit under s. 46.286 (1).

8 **SECTION 737.** 50.04 (2h) (a) (intro.) of the statutes is amended to read:

9 50.04 (2h) (a) (intro.) ~~Subject to sub. (2i),~~ a A nursing home shall, within the
10 time period prescribed by the department by rule, refer to a resource center under
11 s. 46.283 a person who is seeking admission, who is at least 65 years of age or has
12 developmental disability or physical disability and whose disability or condition is
13 expected to last at least 90 days, unless any of the following applies:

14 **SECTION 738.** 50.04 (2i) of the statutes is repealed.

15 **SECTION 739.** 50.04 (2m) of the statutes is repealed.

16 **SECTION 740.** 50.06 (7) of the statutes is amended to read:

17 50.06 (7) An individual who consents to an admission under this section may
18 request that ~~an assessment be conducted for the incapacitated individual under the~~
19 ~~long-term support community options program under s. 46.27 (6) or, if the secretary~~
20 ~~has certified under s. 46.281 (3) that a resource center is available for the individual,~~
21 a functional screening and a financial and cost-sharing screening to determine
22 eligibility for the family care benefit under s. 46.286 (1). If admission is sought on
23 behalf of the incapacitated individual or if the incapacitated individual is about to
24 be admitted on a private pay basis, the individual who consents to the admission may
25 waive the requirement for a financial and cost-sharing screening under s. 46.283 (4)

1 (g), unless the incapacitated individual is expected to become eligible for medical
2 assistance within 6 months.

3 **SECTION 741.** 51.03 (7) of the statutes is created to read:

4 51.03 (7) From the appropriation under s. 20.435 (5) (dg), the department may
5 award grants to regional crisis stabilization facilities for adults. If the department
6 awards grants, the department shall establish criteria for a regional crisis
7 stabilization facility to receive a grant under this subsection.

8 **SECTION 742.** 51.06 (8) (b) 6. of the statutes is amended to read:

9 51.06 (8) (b) 6. The extent of Medical Assistance provided to relocated or
10 diverted individuals that is in addition to Medical Assistance provided to the
11 individuals under s. ~~46.27 (11)~~, 46.275, 46.277, or 46.278, as a family care benefit
12 under ss. 46.2805 to 46.2895, or under any other home-based or community-based
13 program for which the department has received a waiver under 42 USC 1396n (c).

14 **SECTION 743.** 51.42 (3) (ar) 3. of the statutes is amended to read:

15 51.42 (3) (ar) 3. Plan for and establish a community developmental disabilities
16 program to deliver the services required under s. 51.437 if, under s. 51.437 (4g) (b),
17 the county board of supervisors in a county with a single-county department of
18 community programs or the county boards of supervisors in counties with a
19 multicounty department of community programs transfer the powers and duties of
20 ~~the~~ county department under s. 51.437 to the county department of community
21 programs. The county board of supervisors in a county with a single-county
22 department of community programs and the county boards of supervisors in counties
23 with a multicounty department of community programs may designate the county
24 department of community programs to which these powers and duties have been
25 transferred as the administrative agency of the long-term support community

1 ~~options program under s. 46.27 (3) (b) 1. and 5. and the community integration~~
2 ~~programs under ss. 46.275, 46.277 and 46.278.~~

3 **SECTION 744.** 51.421 (1) of the statutes is amended to read:

4 51.421 (1) PURPOSE. In order to provide the least restrictive and most
5 appropriate care and treatment for persons with serious and persistent mental
6 illness, community support programs should be available in all parts of the state.
7 In order to integrate community support programs with other long-term care
8 programs, community support programs shall be coordinated, to the greatest extent
9 possible, ~~with the community options program under s. 46.27,~~ with the protective
10 services system in a county, with the medical assistance program under subch. IV of
11 ch. 49 and with other care and treatment programs for persons with serious and
12 persistent mental illness.

13 **SECTION 745.** 51.422 (1) of the statutes is amended to read:

14 51.422 (1) PROGRAM CREATION. The department shall create 2 or 3 new, regional
15 comprehensive opioid treatment programs, and in the 2017-19 fiscal biennium,
16 shall create 2 or 3 additional regional comprehensive opioid and methamphetamine
17 treatment programs, to provide treatment for opioid and opiate addiction and
18 methamphetamine addiction in underserved, high-need areas. The department
19 shall obtain and review proposals for opioid and methamphetamine treatment
20 programs in accordance with its request-for-proposal procedures. ~~A program under~~
21 ~~this section may not offer methadone treatment.~~

22 **SECTION 746.** 51.422 (2) of the statutes is amended to read:

23 51.422 (2) PROGRAM COMPONENTS. An opioid or methamphetamine treatment
24 program created under this section shall offer an assessment to individuals in need
25 of service to determine what type of treatment is needed. The program shall

1 transition individuals to a certified residential program, if that level of treatment is
2 necessary. The program shall provide counseling, medication-assisted treatment,
3 including both long-acting opioid antagonist and partial agonist medications that
4 have been approved by the federal food and drug administration ~~if~~ for treating opioid
5 addiction, and abstinence-based treatment. The program shall transition
6 individuals who have completed treatment to county-based or private
7 post-treatment care.

8 **SECTION 747.** 51.441 of the statutes is created to read:

9 **51.441 Comprehensive mental health consultation program.** The
10 department shall convene a statewide group of interested persons, including at least
11 one representative of the Medical College of Wisconsin, to develop a concept paper,
12 business plan, and standards for a comprehensive mental health consultation
13 program that incorporates general psychiatry, geriatric psychiatry, addiction
14 medicine and psychiatry, a perinatal psychiatry consultation program, and the child
15 psychiatry consultation program under s. 51.442.

16 **SECTION 748.** 54.21 (2) (g) of the statutes is amended to read:

17 54.21 (2) (g) The current and likely future effect of the proposed transfer of
18 assets on the ward's eligibility for public benefits, including medical assistance ~~or a~~
19 ~~benefit under s. 46.27.~~

20 **SECTION 749.** 54.34 (1) (k) of the statutes is amended to read:

21 54.34 (1) (k) Whether the proposed ward is a recipient of a public benefit,
22 including medical assistance ~~or a benefit under s. 46.27.~~

23 **SECTION 750.** 59.17 (2) (b) 7. of the statutes is repealed.

24 **SECTION 751.** 59.40 (4) of the statutes is amended to read:

1 59.40 (4) CLERK OF CIRCUIT COURT, DEBT COLLECTOR CONTRACT. If authorized by
2 the board under s. 59.52 (28), the clerk of circuit court may contract with a debt
3 collector, as defined in s. 427.103 (3), or enter into an agreement with the department
4 of revenue under s. 71.93 (8) for the collection of debt. Any contract entered into with
5 a debt collector shall provide that the debt collector shall be paid from the proceeds
6 recovered by the debt collector. Any contract entered into with the department shall
7 provide that the department shall charge a collection fee, as provided under s. 71.93
8 (8) ~~(b) 1.~~ (am). The net proceeds received by the clerk of circuit court after the
9 payment to the debt collector shall be considered the amount of debt collected for
10 purposes of distribution to the state and county under sub. (2) (m).

11 **SECTION 752.** 59.52 (6) (a) of the statutes is amended to read:

12 59.52 (6) (a) *How acquired; purposes.* Take and hold land acquired under ch.
13 75 and acquire, lease or rent property, real and personal, for public uses or purposes
14 of any nature, including without limitation acquisitions for county buildings,
15 airports, parks, recreation, highways, dam sites in parks, parkways and
16 playgrounds, flowages, sewage and waste disposal for county institutions, lime pits
17 for operation under s. 59.70 (24), equipment for clearing and draining land and
18 controlling weeds for operation under s. 59.70 (18), ambulances, acquisition and
19 transfer of real property to the state for new collegiate institutions or research
20 facilities, and for transfer to the state for state parks and for the uses and purposes
21 specified in s. 23.09 (2) (d). ~~The power of condemnation may not be used to acquire~~
22 ~~property for the purpose of establishing or extending a recreational trail; a bicycle~~
23 ~~way, as defined in s. 340.01 (5s); a bicycle lane, as defined in s. 340.01 (5e); or a~~
24 ~~pedestrian way, as defined in s. 346.02 (8) (a).~~

25 **SECTION 753.** 59.54 (25) (a) (intro.) of the statutes is amended to read: