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## Rule Report for Legislative Review

### Subsidized Guardianship

#### Chapter DCF 55

#### CR 16-048

#### Basis and Purpose of the Proposed Rule

The proposed rule implements 2015 Wisconsin Acts 129 and 143. Act 129 provides for the appointment of a successor guardian for a child in need of protection or services and for eligibility of the successor guardian for subsidized guardianship payments. Act 143 provides eligibility for monthly subsidized guardianship payments for a person who develops a familial relationship with a child or the child's family during the child's placement in out-of-home care.

#### Public Hearing

The department held a public hearing in Madison on October 19, 2016. Lance Jones of Kids Matter, Inc., provided information to the department, neither for nor against. A summary of his comments and the department's response is attached.

#### Response to Legislative Council Staff Comments

All comments were accepted, except the following:

Comments 2. a. and b.: The department does not agree that the suggested changes are needed.

Comment 2. f.: The note helps clarify the rule by drawing attention to the fact that the cross-reference is to a statutory provision in ch. 55, Stats. Since the rule is ch. DCF 55, some readers may not initially notice that the cross-reference is not to a section within the rule.

Comment 2. g.: The department does not agree that the suggested changes are necessary.

Comment 4.: The reference is correct as written.

#### Changes to Analysis Prepared under Section 227.14 (2), Stats.

None

#### Final Regulatory Flexibility Analysis

The rule does not affect small businesses as defined in s. 227.114 (2), Stats.

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