

No. 152, S.]

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CHAPTER 190

AN ACT to amend 49.02 (1), (2) and (3), 49.03 (1) (a) and (b) and 49.19 (4) (g); to repeal and recreate 49.04 (1) and (2) and 49.09 (3); and to create 49.01 (7) and 49.19 (4) (b) of the statutes, relating to eligibility requirements for general relief, residence requirements for aid to dependent children, and the rule-making authority of the state department of public welfare.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 49.01 (7) of the statutes is created to read:

49.01 (7) "Eligible" or "eligibility" means a dependent person who has continuously resided for one whole year in this state immediately prior to an application for relief except that temporary assistance including medical care may be granted during the initial year to meet an emergency situation pending the negotiations for the return of the applicant and family to the former place of residence or legal settlement outside this state or to meet a medical emergency developing during the initial

one year period of residence. Such temporary assistance shall not extend beyond 20 days unless a medical emergency requires further extension.

SECTION 2. 49.02 (1), (2) and (3) of the statutes are amended to read:

49.02 (1) Every municipality shall furnish relief *only* to all *eligible* dependent persons therein and shall establish or designate an official or agency to administer the same.

(2) Every county may furnish relief *only* to all *eligible* dependent persons within the county but not having a legal settlement therein, and if it elects to do so, it shall establish or designate an official or agency to administer the same.

(3) When the settlement of * * * *an eligible* dependent person is unknown or in doubt relief may be initially administered by the municipality in which such person is found in need, but the matter shall be promptly investigated and reported or referred as the case may be to the county in which the municipality is situated.

SECTION 3. 49.03 (1) (a) and (b) of the statutes are amended to read:

49.03 (1) (a) Provide that the county shall bear the expense of maintaining all *eligible* dependents therein and thereupon the county shall relieve all *eligible* dependents in the county; and all powers conferred and duties imposed by this chapter upon municipalities shall be exercised and performed by the county, or

(b) Abolish all distinction between *eligible* county dependents and *eligible* municipal dependents as to medical, surgical, dental, hospital and nursing care and optometrical services; and have the entire expense of such care a county charge.

SECTION 4. 49.04 (1) and (2) of the statutes are repealed and recreated to read:

49.04 (1) From the appropriation made in s. 20.670 (19) the state shall reimburse the counties for such temporary assistance as may be needed pursuant to s. 49.01 (7) for all dependent persons who do not have a settlement within any county in this state and who have resided in the state less than one year.

(2) The state department of public welfare shall make suitable rules and regulations governing the administration of temporary assistance under s. 49.01 (7) including the notification of reimbursement charges, the relief to be provided, the presentation of claims for reimbursement and other matters necessary to the provision of relief to such state dependent persons receiving temporary assistance. The observance of such rules and regulations by a county shall be a condition for reimbursement.

SECTION 5. 49.09 (3) of the statutes is repealed and recreated to read:

49.09 (3) When a dependent person without a legal settlement in a county or municipality in this state applies for relief and is found in need, the relief agency may furnish temporary assistance including emergency medical care but shall immediately correspond with the state in which such person formerly resided or had a legal settlement. If such other state admits that the dependent person formerly resided there within a prior 3-year period, then the relief agency in this state shall offer to the person requesting relief transportation for such person, and for his dependents if necessary, to the municipality of former residence or legal settlement. If the person declines to accept such offer no further relief to him or his dependents shall be granted except for temporary assistance to

meet a medical emergency. In the event the dependent person has resided less than one whole year in this state immediately prior to application for relief then the temporary assistance shall not extend beyond 20 days unless a medical emergency requires further extension.

SECTION 6. 49.19 (4) (b) of the statutes is created to read:

49.19 (4) (b) Each child to be eligible for aid shall have resided in the state for one year immediately preceding the application for such aid or if born within one year immediately preceding the application the parent or other relative as described in sub. (1) (a) with whom the child is living shall have resided in the state for one year immediately preceding the birth of the child.

SECTION 7. 49.19 (4) (g) of the statutes is amended to read:

49.19 (4) (g) Aid shall be granted to a mother *who is otherwise eligible under this section* during the period extending from 6 months before to 6 months after the birth of her child, *providing she has resided in the state for one year immediately preceding the birth of the child or in the case of an unborn child for one year immediately preceding the application*, if her financial circumstances are such as to deprive either the mother or child of proper care. The aid allowed under this paragraph may be given in the form of supplies, nursing, medical or other assistance in lieu of money.

Approved June 11, 1957.
