

No. 44, S.]

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CHAPTER 460

AN ACT to amend 49.50 (8) of the statutes, relating to determining disputes where a county or a municipality furnishing relief claims that the recipient is eligible for other categorical aid.

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

49.50 (8) of the statutes is amended to read:

49.50 (8) Any person whose application for aid to the blind, old-age assistance, aid to dependent children and aid to totally and permanently disabled persons is not acted upon by the county agency with reasonable promptness after the filing of the application, or is denied in whole or in part, or whose award is modified or canceled, or who believes his award to be insufficient, may petition the department for a review of such action. The department shall, upon receipt of such petition, give the applicant or recipient reasonable notice and opportunity for a fair hearing. The department may make such additional investigation as it * * * *deems* necessary. Notice of the hearing shall be given to the applicant and to the county clerk; and the county shall be entitled to be represented at such hearing. The department shall render its decision as soon as possible after the hearing and shall send a certified copy of its decision to the applicant, the

county clerk and the county officer charged with administration of such assistance. The decision of the department shall have the same effect as an order of the county officer charged with the administration of such form of assistance. Such decision shall be final, but may be revoked or modified as altered conditions may require. *Whenever any municipality or county receives a nonresident notice pursuant to s. 49.11 and there is reasonable basis for belief that the recipient of such relief may be eligible for assistance under s. 49.18, 49.19, 49.20 to 49.40 or 49.61, such municipality or county may after 60 days request the county department of public welfare of the county wherein the recipient of relief is residing to investigate the possible eligibility of such relief recipient for assistance under one of said sections and if the latter county refuses to grant such assistance, the municipality or county wherein liability for paying the relief ultimately rests may petition the department for a hearing hereunder to determine eligibility of the relief recipient for such assistance. Copies of the petition shall be sent to the county wherein the dependent person may be residing or receiving relief by the county or municipality liable for ultimately paying said relief. The aforesaid procedure or any subsequent decision of the department shall not bar recovery of any claim under s. 49.11 to the date of the final decision.*

Approved September 15, 1961.
