

Assembly Bill 707

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CHAPTER 138

AN ACT to amend 49.18 (1) (a), 49.19 (5), 49.22 (1) (intro. par.) and 49.61 (6) (a) of the statutes, to exclude certain moneys earned under Titles I and II of the federal economic opportunity act of 1964 in considering income for persons receiving aid to the blind, aid to dependent children, old-age assistance and aid to totally and permanently disabled persons.

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

SECTION 1. 49.18 (1) (a) of the statutes is amended to read:

49.18 (1) (a) Any needy person who is blind shall receive aid from the county of his residence as provided in this section. The amount granted shall be determined on the basis of need taking into consideration all income and resources as well as ordinary and special expenses incidental to blindness, *except that the first \$85 plus one-half of the excess over \$85 of payments made to or on behalf of any person for or with respect to any money under Title I or II of the federal economic opportunity act of 1964 or such payment made to or in behalf of any person and any excess remaining after this exclusion shall be considered as income for any other individual only to the extent made available to or for the benefit of such other individual and* except that as permitted or required for federal aid in making such determination of need, the first \$85 per month of earned income together with one-half of any earned income in excess of the first \$85 shall be disregarded in determining such amount. Any amount of earned income so disregarded in determining the amount of aid to the blind a recipient of such aid is eligible for, shall not be taken into consideration in determining the need of any other individual for aid to the blind, old-age assistance, aid to dependent children or aid to totally and permanently disabled persons. Under a plan approved by the department a recipient may during a period not in excess of 12 months accumulate additional amounts of other income and resources for the purpose of achieving self-support through self-activity as set out in the approved plan. The maximum aid per month shall not exceed \$75.

SECTION 2. 49.19 (5) of the statutes is amended to read:

49.19 (5) The aid shall be sufficient to enable the person having the care and custody of such children to care properly for them. The amount granted shall be determined by a budget for the family in which all income ~~+~~, except as provided by s. 49.18 (1) (a) ~~+~~, as well as expenses shall be considered, *except that the first \$85 plus one-half of the excess over \$85 of payments made to or on behalf of any person for or with respect to any month under Title I or II of the federal economic opportunity act of 1964 or such payment made to or in behalf of any person and any excess remaining after this exclusion shall be considered as income for any other individual only to the extent made available to or for the benefit of such other individual.* Such family budget shall be based on a standard budget, including the parents or other person who may be found eligible to receive aid under this section. Medical and dental aid may be granted to a minor child, to the person having his care and custody, and to the incapacitated father when he is in the home, as necessary. Not to exceed \$200 shall be allowed to cover the funeral and burial expenses of a dependent child or its parents, exclusive of and in addition to the actual cemetery charges which shall also be paid by the county responsible for the burial of the recipient. Aid pursuant to this section shall be the only form of public assistance granted to the family for the benefit of such child; and no aid shall continue longer than one year without reinvestigation. This subsection does not prohibit such public assistance as may legitimately accrue directly to persons other than the beneficiaries of this section who may reside in the same household.

SECTION 3. 49.22 (1) (intro. par.) of the statutes is amended to read:

49.22 (1) (intro. par.) Any needy person who complies with ~~the provisions of ss. 49.20 to 49.38~~ shall be entitled to financial assistance in old age. The amount granted shall be determined by a budget in which all income and resources, *except that the first \$85 plus one-half of the excess over \$85 of payments made to or on behalf of any person for or with respect to any month under Title I or II of the federal opportunity poverty act of 1964 or such payment made to or in behalf of any person and any excess remaining after this exclusion shall be considered as income for any other individual only to the extent made available to or for the benefit of such other individual and* except as provided by s. 49.18 (1) (a), as well as expenses shall be considered and the aid per month shall not exceed \$75, the payment of the aid to be made monthly, except that the director of the county agency may, ~~in his discretion~~ for the purpose of protecting the public, direct that the monthly allowance be paid in 2 or more instalments. Old-age assistance may be granted to a person only if:

SECTION 4. 49.61 (6) (a) of the statutes is amended to read:

49.61 (6) (a) The amount of aid which a person may receive under this section shall be according to his need but shall not exceed \$80 per month. The agency shall, in determining need, take into consideration any other income and resources ~~except that~~, *but* when permitted by federal regulation the first \$50 of earned income shall be disregarded in determining the amount of the grant and the earned income exemption provided in s. 49.18 (1) (a) shall not be considered in computing a grant of disabled aid when the disabled person is a member of the family of a recipient of blind aid *and except that the first \$85 plus one-half of the excess over \$85 of payments made to or on behalf of any person for or with respect to any month under Title I or II of the federal economic opportunity act of 1964 or such payment made to or in behalf of any person and any excess re-*

*maining after this exclusion shall be considered as income for any other individual only to the extent made available to or for the benefit of such other individual. Any person receiving aid under this section shall not be eligible for old-age assistance, aid to the blind or aid to dependent children.*

SECTION 5. This bill is declared to be an emergency bill, recommended by the joint committee on finance, in accordance with the requirements of section 16.47 (2) of the statutes.

Approved June 30, 1965.

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