



State of Wisconsin  
1997 - 1998 LEGISLATURE

LRBs0547/1  
GMM;jlg:km

**SENATE SUBSTITUTE AMENDMENT 1,  
TO 1997 SENATE BILL 378**

March 10, 1998 - Offered by COMMITTEE ON HEALTH, HUMAN SERVICES, AGING,  
CORRECTIONS, VETERANS AND MILITARY AFFAIRS.

1     **AN ACT to amend** 20.433 (1) (q), 25.67 (2), 48.981 (8) (a), 48.981 (8) (d) 1., 48.982  
2           (6) (d), 49.45 (25) (b) and 49.45 (25) (c); **to repeal and recreate** 25.67 (2) (a) 1.  
3           and (b); and **to create** 20.435 (3) (de), 20.435 (3) (df), 46.515, 48.982 (2e) and  
4           49.45 (25) (bc) of the statutes; **relating to:** creating a child abuse and neglect  
5           prevention program, medical assistance for certain case management services,  
6           authorizing the child abuse and neglect prevention board to form a nonstock,  
7           nonprofit corporation, early childhood family education center grants awarded  
8           by the child abuse and neglect prevention board, training programs and  
9           training requirements for staff of county departments or licensed child welfare  
10          agencies under contract with county departments whose responsibilities  
11          include investigation or treatment of child abuse and neglect and making  
12          appropriations.

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

1           **SECTION 1.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert  
2 the following amounts for the purposes indicated:

		<b>1997-98</b>		<b>1998-99</b>
<b>20.435 Health and family services, department</b>				
<b>of</b>				
(3)	YOUTH SERVICES			
(de)	Child abuse and neglect preven-			
	tion grants	GPR	A	-0- 600,200
(df)	Child abuse and neglect preven-			
	tion technical assistance	GPR	A	-0- 160,000

11           **SECTION 2.** 20.433 (1) (q) of the statutes is amended to read:

12           20.433 (1) (q) *Children’s trust fund grants.* From the children’s trust fund, all  
13 moneys received as contributions, grants, gifts and bequests for that trust fund  
14 under s. 48.982 (2) (d) or (2e) (a), less the amounts appropriated under par. (r), to  
15 carry out the purposes for which made and received under s. 48.982 (2m) (a).

16           **SECTION 3.** 20.435 (3) (de) of the statutes is created to read:

17           20.435 (3) (de) *Child abuse and neglect prevention grants.* The amounts in the  
18 schedule for child abuse and neglect prevention grants under s. 46.515.

19           **SECTION 4.** 20.435 (3) (df) of the statutes is created to read:

20           20.435 (3) (df) *Child abuse and neglect prevention technical assistance.* The  
21 amounts in the schedule for child abuse and neglect prevention technical assistance  
22 and training under s. 46.515 (8).

23           **SECTION 5.** 25.67 (2) of the statutes is amended to read:

1           25.67 (2) The fund shall consist of the moneys received for the fund under s.  
2           48.982 (2) (d) or (2e) (a). All moneys in the fund that are not appropriated under s.  
3           20.433 (1) (r) or expended under s. 20.433 (1) (q) shall continue to accumulate  
4           indefinitely.

5           **SECTION 6.** 25.67 (2) (a) 1. and (b) of the statutes, as affected by 1997 Wisconsin  
6           Acts 27 and .... (this act), are repealed and recreated to read:

7           25.67 (2) (a) 1. Moneys received for the fund under s. 48.982 (2) (d) or (2e) (a).  
8           (b) All moneys in the fund that are not appropriated under s. 20.433 (1) (r) or  
9           expended under s. 20.433 (1) (q) shall continue to accumulate indefinitely.

10          **SECTION 7.** 46.515 of the statutes is created to read:

11          **46.515 Child abuse and neglect prevention program. (1) DEFINITIONS.**

12          In this section:

13          (a) "Abuse" has the meaning given in s. 48.02 (1).

14          (b) "Case", other than when used in the term "case management services",  
15          means a family or person who meets all of the following criteria:

16           1. The family or person is any of the following:

17           a. A family or person who has been the subject of a report under s. 48.981 and  
18           with respect to whom the individual making the investigation or the intake worker  
19           assigned to the family or person has determined that all of the conditions in subd.  
20           2. exist.

21           b. An Indian child who has been the subject of a report under s. 48.981 about  
22           which an Indian tribe that has received a grant under this section has received  
23           notice, including but not limited to notice provided to a tribal agent under s. 48.981  
24           (3) (bm), and with respect to whom an individual designated by the Indian tribe has  
25           determined that all of the conditions in subd. 2. exist.

1           c. A family that includes a person who has contacted a county department, as  
2 defined in s. 48.02 (2g), or an Indian tribe that has been awarded a grant under this  
3 section or, in a county having a population of 500,000 or more that has been awarded  
4 a grant under this section, the department or a licensed child welfare agency under  
5 contract with the department requesting assistance to prevent abuse or neglect of a  
6 child in the person's family and with respect to which an individual responding to the  
7 request has determined that all of the conditions in subd. 2. exist.

8           2. The family or person has been determined to meet all of the following  
9 conditions:

10           a. There is a substantial risk of future abuse or neglect of a child in the family  
11 if assistance is not provided.

12           b. The child and the child's parent or the person primarily responsible for the  
13 child's care are willing to cooperate with an informal plan of support and services.

14           c. It does not appear that a petition will be filed under s. 48.25 alleging that a  
15 child in the family is in need of protection or services under s. 48.13 and, if an Indian  
16 child is involved, it also does not appear that there will be a similar proceeding in  
17 tribal court relating to abuse or neglect of the Indian child.

18           (c) "Court", other than when used in referring to a tribal court, has the meaning  
19 given in s. 48.02 (2m).

20           (cm) "Culturally competent" means the ability to understand and act  
21 respectfully toward, in a cultural context, the beliefs, interpersonal styles, attitudes  
22 and behaviors of persons and families of various cultures.

23           (d) "Indian child" has the meaning given in s. 48.981 (1) (cs).

24           (e) "Indian tribe" means a federally recognized American Indian tribe or band  
25 in this state.

1 (f) "Intake worker" means any person designated to provide intake services  
2 under s. 48.067.

3 (g) "Neglect" has the meaning given in s. 48.981 (1) (d).

4 (h) "Reservation" means land in this state within the boundaries of a federally  
5 recognized reservation of an Indian tribe or within the bureau of Indian affairs  
6 service area for the Ho-Chunk Nation.

7 (i) "Rural county" means a county that is not an urban county.

8 (j) "Urban county" means a county located in a federal metropolitan statistical  
9 area or a primary metropolitan statistical area, as designated by the federal office  
10 of management and budget.

11 **(2) FUNDS PROVIDED.** If a county or Indian tribe applies and is selected by the  
12 department under sub. (5) to participate in the program under this section, all of the  
13 following apply:

14 (a) *Grants.* From the appropriation under s. 20.435 (3) (de), the department  
15 shall award a grant annually to be used only for the purposes specified in sub. (4) (a)  
16 and (am). The minimum amount of a grant is \$10,000. The department shall  
17 determine the amount of a grant awarded to a county or Indian tribe in excess of the  
18 minimum amount based on the population that is eligible for medical assistance  
19 under subch. IV of ch. 49 in that county or the reservation of that Indian tribe in  
20 proportion to the population that is eligible for medical assistance under subch. IV  
21 of ch. 49 in the other counties and the reservations of other Indian tribes to which  
22 grants are awarded under this section.

23 (b) *Reimbursement for certain case management services.* From the  
24 appropriation under s. 20.435 (5) (b) and (o), the department shall reimburse  
25 providers of case management services as specified in s. 49.45 (25) (bc) and (c).

1           **(3) NUMBER OF COUNTIES AND INDIAN TRIBES SELECTED.** (a) *Number selected.* The  
2 following number of counties and Indian tribes may be selected by the department  
3 to participate in the program under this section:

4           1. In the 1997–99 state fiscal biennium, no more than 6 rural counties, 3 urban  
5 counties and 2 Indian tribes may be selected.

6           2. In the 1999–2001 state fiscal biennium, no more than 14 rural counties, 6  
7 urban counties and 3 Indian tribes may be selected, in addition to those selected in  
8 the previous state fiscal biennium.

9           3. In the 2001–03 state fiscal biennium, counties and Indian tribes that have  
10 not been selected previously may be selected, in addition to those selected in previous  
11 state fiscal biennia.

12           (b) *Joint application permitted.* Two or more counties and Indian tribes may  
13 submit a joint application to the department. Each county or Indian tribe in a joint  
14 application shall be counted as a separate county or Indian tribe for the purpose of  
15 limiting the number of counties and Indian tribes selected in each state fiscal  
16 biennium.

17           **(4) PURPOSE.** (a) *Grants; flexible funds and training.* The grants awarded  
18 under this section shall be used for all of the following purposes:

19           1. To establish or maintain the fund under sub. (6) (b) 1.

20           2. To establish or maintain the fund under sub. (6) (b) 2.

21           4. To pay expenses incurred in connection with attending training activities  
22 related to the program under this section. No more than \$1,500 of the grant amount  
23 may be used for this purpose in the 12 months following receipt of a grant.

24           (am) *Grants; start-up costs and capacity building.* In the first year in which  
25 a grant under this section is awarded to a county or Indian tribe, the county or Indian

1 tribe may use a portion of the grant to pay for start-up costs and capacity building  
2 related to the program under this section. The department shall determine the  
3 maximum amount of a grant that a county or Indian tribe may use to pay for those  
4 start-up costs and that capacity building.

5 (b) *Reimbursement for certain case management services.* 1. As provided in s.  
6 49.45 (25) (bc), the department shall reimburse providers for case management  
7 services provided for persons who are selected for and agree to participate in a home  
8 visitation program described in this subdivision. A county, other than a county with  
9 a population of 500,000 or more, or an Indian tribe that is selected to participate in  
10 the program under this section shall select persons who are first-time parents and  
11 who are eligible for medical assistance under subch. IV of ch. 49 and shall offer each  
12 of those persons an opportunity to undergo an assessment through use of a risk  
13 assessment instrument to determine whether the parent presents risk factors for  
14 perpetrating child abuse or neglect. Persons who are selected and who agree to be  
15 assessed shall be assessed during the prenatal period, if possible, or as close to the  
16 time of the child's birth as possible. The risk assessment instrument shall be  
17 developed by the department and shall be based on risk assessment instruments  
18 developed by the department for similar programs that are in operation. The  
19 department need not promulgate as rules under ch. 227 the risk assessment  
20 instrument developed under this subdivision. A person who is assessed to be at risk  
21 of abusing or neglecting his or her child shall be offered home visitation program  
22 services. Home visitation program services may be provided to a family with a child  
23 identified as being at risk of child abuse or neglect until the identified child reaches  
24 3 years of age. If risk factors for child abuse or neglect with respect to the identified  
25 child continue to be present when the child reaches 3 years of age, home visitation

1 program services may be provided until the identified child reaches 5 years of age.  
2 Home visitation program services may not be provided to a person unless the person  
3 gives his or her written informed consent to receiving those services or, if the person  
4 is a child, unless the child's parent, guardian or legal custodian gives his or her  
5 written informed consent for the child to receive those services.

6 1m. No person who is required or permitted to report suspected or threatened  
7 abuse or neglect under s. 48.981 (2) may base the making of such a report on a refusal  
8 of a person to receive or to continue receiving home visitation program services under  
9 subd. 1.

10 2. The counties and Indian tribes that are selected to participate in the program  
11 under this section may permit a person who is not a first-time parent or who is not  
12 eligible for medical assistance under subch. IV of ch. 49 to undergo the risk  
13 assessment and to participate in the home visitation program if that person presents  
14 risk factors for perpetrating child abuse or neglect. No payments from the fund  
15 under sub. (6) (b) 1. may be made to a person described in this subdivision.  
16 Reimbursement may not be provided by the department under s. 49.45 (25) (bc) for  
17 a person described in this subdivision.

18 **(5) SELECTION OF COUNTIES AND INDIAN TRIBES.** The department shall provide  
19 competitive application procedures for selecting counties and Indian tribes for  
20 participation in the program under this section. The department shall establish a  
21 method for ranking applicants for selection based on the quality of their applications.  
22 In ranking the applications submitted by counties, the department shall give  
23 favorable consideration to a county that has indicated under sub. (6) (d) 2. that it is  
24 willing to use a portion of any moneys distributed to the county under s. 46.45 (2) (a)  
25 to provide case management services to a medical assistance beneficiary under s.



1 49.45 (25) (am) 9. who is a case or who is a member of a family that is a case and that  
2 has explained under sub. (6) (d) 2. how the county plans to use that portion of those  
3 moneys to promote the provision of those services for the case by using a wraparound  
4 process so as to provide those services in a flexible, comprehensive and  
5 individualized manner in order to reduce the necessity for court-ordered services.  
6 The application procedures provided shall be clear and understandable to the  
7 applicants. The department need not promulgate as rules under ch. 227 the  
8 application procedures or method for ranking applicants established under this  
9 subsection.

10 **(6) CRITERIA FOR AWARDING GRANTS.** In addition to any other criteria developed  
11 by the department, a county or Indian tribe shall meet all of the following criteria in  
12 order to be selected for participation in the program under this section:

13 (a) *Home visitation program criteria.* The part of an application submitted by  
14 a county, other than a county with a population of 500,000 or more, or an Indian tribe  
15 that relates to home visitation programs shall include all of the following:

16 1. Information on how the applicant's home visitation program is  
17 comprehensive and incorporates practice standards that have been developed for  
18 home visitation programs by entities concerned with the prevention of child abuse  
19 and neglect.

20 2. Documentation that the application was developed through collaboration  
21 among public and private organizations that provide services to children, especially  
22 children who are at risk of child abuse or neglect, or that are otherwise interested in  
23 child welfare and a description of how that collaboration effort will support a  
24 comprehensive home visitation program.

1           3. An identification of existing child abuse and neglect prevention services that  
2 are available to residents of the county or reservation of the Indian tribe and a  
3 description of how those services and any additional needed services will support a  
4 comprehensive home visitation program.

5           4. An explanation of how the home visitation program will build on existing  
6 child abuse and neglect prevention programs, including programs that provide  
7 support to families, and how the home visitation program will coordinate with those  
8 programs.

9           4m. An explanation of how the applicant will encourage private organizations  
10 to provide services under the applicant's home visitation program.

11           5. An identification of ways to maximize the use of volunteers and other  
12 community resources in support of the home visitation program.

13           6. An identification of how the home visitation program is comprehensive and  
14 incorporates the practice standards for home visitation programs referred to in subd.  
15 1., including how services will vary in intensity levels depending on the needs and  
16 strengths of the participating family.

17           6m. An explanation of how the services to be provided under the home  
18 visitation program, including the risk assessment under sub. (4) (b) 1., will be  
19 provided in a culturally competent manner.

20           7m. For an initial application, a statement of whether the applicant intends to  
21 use a portion of the grant in the first year in which the grant is awarded to pay for  
22 start-up costs or capacity building related to the program under this section and an  
23 explanation of how the applicant would use any amounts authorized by the  
24 department under sub. (4) (am) for those purposes.

1           (b) *Flexible funds.* 1. 'Flexible fund for home visitation programs.' The  
2 applicant demonstrates in the application that the applicant has established, or has  
3 plans to establish, if selected, a fund from which payments totaling not more than  
4 \$1,000 per calendar year may be made for appropriate expenses of each family that  
5 is participating in the home visitation program under sub. (4) (b) 1. or that is  
6 receiving home visitation services under s. 49.45 (44). The payments shall be  
7 authorized by an individual designated by the applicant. If an applicant makes a  
8 payment to or on behalf of a family under this subdivision, one-half of the payment  
9 shall be from grant moneys received under this section and one-half of the payment  
10 shall be from moneys provided by the applicant from sources other than grant  
11 moneys received under this section.

12           2. 'Flexible fund for cases.' The applicant demonstrates in the grant application  
13 that the applicant has established, or has plans to establish, if selected, a fund from  
14 which payments totaling not more than \$500 for each case may be made for  
15 appropriate expenses related to the case. The payments shall be authorized by an  
16 individual designated by the applicant. If an applicant makes a payment to or on  
17 behalf of a person under this subdivision, one-half of the payment shall be from grant  
18 moneys received under this section and one-half of the payment shall be from  
19 moneys provided by the applicant from sources other than grant moneys received  
20 under this section. The applicant shall demonstrate in the grant application that it  
21 has established, or has plans to establish, if selected, procedures to encourage, when  
22 appropriate, a person to whom or on whose behalf payments are made under this  
23 subdivision to make a contribution to the fund described in this subdivision up to the  
24 amount of payments made to or on behalf of the person when the person's financial  
25 situation permits such a contribution.

1           4. ‘Nonentitlement.’ No individual is entitled to any payment from a fund  
2 established under subd. 1. or 2. Nothing in this section shall be construed as  
3 requiring a county or Indian tribe to make a determination described in sub. (1) (b)  
4 2. A determination described in sub. (1) (b) 2. may not be construed to be a  
5 determination described in s. 48.981 (3) (c) 4.

6           (c) *Case management benefit.* The applicant, other than a county with a  
7 population of 500,000 or more, states in the grant application that it has elected, or,  
8 if selected, that it will elect, under s. 49.45 (25) (b), to make the case management  
9 benefit under s. 49.45 (25) available to the category of beneficiaries under s. 49.45  
10 (25) (am) 9. who are receiving home visitation program services under sub. (4) (b) 1.

11           (d) *Wraparound process.* 1. The applicant demonstrates in the grant  
12 application that the payments that will be made from the fund established under  
13 sub. (6) (b) 2. will promote the provision of services for the case by using a  
14 wraparound process so as to provide those services in a flexible, comprehensive and  
15 individualized manner in order to reduce the necessity for court-ordered services.

16           2. The applicant indicates in the grant application whether the applicant is  
17 willing to use a portion of any moneys distributed to the applicant under s. 46.45 (2)  
18 (a) to provide case management services to a medical assistance beneficiary under  
19 s. 49.45 (25) (am) 9. who is a case or who is a member of a family that is a case. If  
20 the applicant is so willing, the applicant shall explain how the applicant plans to use  
21 that portion of those moneys to promote the provision of those services for the case  
22 by using a wraparound process so as to provide those services in a flexible,  
23 comprehensive and individualized manner in order to reduce the necessity for  
24 court-ordered services.

1           (e) *Anticipated allocation.* The applicant explains in the grant application how  
2 the applicant anticipates allocating moneys awarded under the grant among the  
3 purposes described in sub. (4) (a) 1. and 2. and, in an initial grant application, the  
4 purposes described in sub. (4) (a) 1. and 2. and (am).

5           **(6g) CONFIDENTIALITY.** (a) Except as permitted or required under s. 48.981 (2),  
6 no person may use or disclose any information concerning any individual who is  
7 selected for an assessment under sub. (4) (b), including an individual who declines  
8 to undergo the assessment, or concerning any individual who is offered services  
9 under a home visitation program funded under this section, including an individual  
10 who declines to receive those services, unless the use or disclosure is connected with  
11 the administration of the home visitation program or the administration of the  
12 medical assistance program under ss. 49.43 to 49.497 or unless the individual has  
13 given his or her written informed consent to the use or disclosure.

14           (b) A county or Indian tribe that is selected to participate in the program under  
15 this section shall provide or shall designate an individual or entity to provide an  
16 explanation of the confidentiality requirements under par. (a) to each individual who  
17 is offered an assessment under sub. (4) (b) or who is offered services under the home  
18 visitation program of the county or Indian tribe.

19           **(6m) NOTIFICATION OF PARENT PRIOR TO MAKING ABUSE OR NEGLECT REPORT.** If a  
20 person who is providing services under a home visitation program under sub. (4) (b)  
21 1. determines that he or she is required or permitted to make a report under s. 48.981  
22 (2) about a child in a family to which the person is providing those services, the person  
23 shall, prior to making the report under s. 48.981 (2), make a reasonable effort to  
24 notify the child's parent that a report under s. 48.981 (2) will be made and to  
25 encourage the parent to contact a county department under s. 46.22 or 46.23 to

1 request assistance. The notification requirements under this subsection do not affect  
2 the reporting requirements under s. 48.981 (2).

3 **(6r) HOME VISITATION PROGRAM INFORMATIONAL MATERIALS.** Any informational  
4 materials about a home visitation program under sub. (4) (b) 1. that are distributed  
5 to a person who is offered or who is receiving home visitation program services under  
6 that program shall state the sources of funding for the program.

7 **(7) HOME VISITATION PROGRAM EVALUATION.** (a) The department shall conduct or  
8 shall select an evaluator to conduct an evaluation of the home visitation program.  
9 The evaluation shall measure all of the following criteria in families that have  
10 participated in the home visitation program and that are selected for evaluation:

- 11 1. The number of substantiated reports of child abuse and neglect.
- 12 2. The number of emergency room visits for injuries to children.
- 13 3. The number of out-of-home placements of children.
- 14 4. Immunization rates of children.
- 15 5. The number of services provided under s. 49.46 (2) (a) 2. to children.
- 16 6. Any other items that the department determines to be appropriate for  
17 evaluation.

18 (b) In the evaluation, the department shall determine the number of families  
19 who remained in the home visitation program for the time recommended in the  
20 family's case plan.

21 (c) The department shall determine the most appropriate way to evaluate the  
22 following criteria and shall evaluate those criteria as part of the evaluation:

- 23 1. Strengthened family functioning.
- 24 2. Enhanced child development.
- 25 3. Positive parenting practices.

1           **(8) TECHNICAL ASSISTANCE AND TRAINING.** The department shall provide  
2 technical assistance and training to counties and Indian tribes that are selected to  
3 participate in the program under this section.

4           **SECTION 8.** 48.981 (8) (a) of the statutes, as affected by 1997 Wisconsin Act 27,  
5 is amended to read:

6           48.981 **(8) (a)** The department, the county departments and a licensed child  
7 welfare agency under contract with the department in a county having a population  
8 of 500,000 or more to the extent feasible shall conduct continuing education and  
9 training programs for staff of the department, the county departments, a licensed  
10 child welfare agency under contract with the department or a county department,  
11 and the tribal social services departments, persons and officials required to report,  
12 the general public and others as appropriate. The programs shall be designed to  
13 encourage reporting of child abuse and neglect, to encourage self-reporting and  
14 voluntary acceptance of services and to improve communication, cooperation and  
15 coordination in the identification, prevention and treatment of child abuse and  
16 neglect. Programs provided for staff of the department, county departments and  
17 licensed child welfare agencies under contract with county departments or, in a  
18 county having a population of 500,000 or more, the department whose  
19 responsibilities include the investigation or treatment of child abuse or neglect shall  
20 also be designed to provide information on means of recognizing and appropriately  
21 responding to domestic abuse, as defined in s. 46.95 (1) (a). The department, the  
22 county departments and a licensed child welfare agency under contract with the  
23 department in a county having a population of 500,000 or more shall develop public  
24 information programs about child abuse and neglect.

1           **SECTION 9.** 48.981 (8) (d) 1. of the statutes, as affected by 1997 Wisconsin Act  
2 27, is amended to read:

3           48.981 **(8)** (d) 1. Each agency staff member and supervisor whose  
4 responsibilities include investigation or treatment of child abuse and neglect shall  
5 successfully complete training in child abuse and neglect protective services  
6 approved by the department. The training shall include information on means of  
7 recognizing and appropriately responding to domestic abuse, as defined in s. 46.95  
8 (1) (a). The department shall monitor compliance with this subdivision according to  
9 rules promulgated by the department.

10           **SECTION 10.** 48.982 (2e) of the statutes is created to read:

11           48.982 **(2e)** NONSTOCK, NONPROFIT CORPORATION. (a) The board may organize  
12 and maintain a nonstock, nonprofit corporation under ch. 181 for the exclusive  
13 purpose of soliciting and accepting contributions, grants, gifts and bequests for the  
14 children's trust fund. Any contributions, grants, gifts or bequests accepted by the  
15 corporation shall be deposited in the children's trust fund and, in accordance with the  
16 wishes of the donor, shall be used for any of the purposes specified in sub. (2m) or  
17 shall continue to accumulate in the children's trust fund pursuant to s. 25.67 (2).

18           (b) The board shall enter into a contract with any corporation organized and  
19 maintained under par. (a). The contract shall provide that the board may make use  
20 of the services of the corporation and that the board may provide administrative  
21 services to the corporation. The type and scope of any administrative services  
22 provided by the board to the corporation and the board employees assigned to perform  
23 the services shall be determined by the board. The corporation may neither employ  
24 staff nor engage in political activities.



1 (c) The corporation under par. (a) shall donate any real property to the state  
2 within 5 years after acquiring the property unless holding the property for more than  
3 5 years is consistent with sound business and financial practices and is approved by  
4 the joint committee on finance.

5 (d) The board, the department of administration, the legislative fiscal bureau,  
6 the legislative audit bureau and the appropriate committee of each house of the  
7 legislature, as determined by the presiding officer, may examine all records of the  
8 corporation.

9 (e) The board of directors of any corporation established under this subsection  
10 shall consist of 5 members, including the chairperson of the child abuse and neglect  
11 prevention board and 4 members of the child abuse and neglect prevention board,  
12 elected by the child abuse and neglect prevention board, of which one shall be a  
13 legislator. No 2 members of the board of directors may be from the same category of  
14 child abuse and neglect prevention board members under s. 15.195 (4) (a) to (g).

15 (f) Any corporation established under this subsection shall be organized so that  
16 contributions to it will be deductible from adjusted gross income under section 170  
17 of the Internal Revenue Code, as defined under s. 71.01 (6), and so that the  
18 corporation will be exempt from taxation under section 501 of the Internal Revenue  
19 Code, as defined under s. 71.22 (4), and under s. 71.26 (1) (a).

20 **SECTION 11.** 48.982 (6) (d) of the statutes is amended to read:

21 48.982 (6) (d) The board shall award grants to organizations for programs that  
22 provide parenting education services but not crisis intervention. Grants shall be  
23 used for direct parent education and referrals to other social services programs and  
24 outreach programs, including programs that provide education to parents in their  
25 homes. For organizations applying for grants for the first time on or after the

1 effective date of this paragraph .... [revisor inserts date], the board shall give  
2 favorable consideration in awarding grants to organizations for programs in  
3 communities where home visitation programs that provide in-home visitation  
4 services to parents with newborn infants are in existence or are in development and,  
5 if grants are awarded, shall require programs supported by grants to maximize  
6 coordination with these home visitation programs. Programs supported by the  
7 grants shall track individual clients to ensure that they receive necessary services  
8 and shall emphasize direct services to families with children who are 3 years of age  
9 or less.

10 **SECTION 12.** 49.45 (25) (b) of the statutes, as affected by 1997 Wisconsin Act 27,  
11 is amended to read:

12 49.45 (25) (b) A county, city, village, town or, in a county having a population  
13 of 500,000 or more, the department may elect to make case management services  
14 under this subsection available in the county, city, village or town to one or more of  
15 the categories of beneficiaries under par. (am) through the medical assistance  
16 program. ~~A Except as provided in par. (bc), a county, city, village, town or, in a county~~  
17 having a population of 500,000 or more, the department that elects to make the  
18 services available shall reimburse a case management provider for the amount of the  
19 allowable charges for those services under the medical assistance program that is not  
20 provided by the federal government.

21 **SECTION 13.** 49.45 (25) (bc) of the statutes is created to read:

22 49.45 (25) (bc) If a county, other than a county with a population of 500,000 or  
23 more, or an Indian tribe elects to make case management services under this  
24 subsection available to the category of beneficiaries under par. (am) 9. and if that  
25 county or Indian tribe is the recipient of a grant under s. 46.515, the department shall

1 reimburse a case management provider for the amount of the allowable charges for  
2 case management services under the medical assistance program that is not  
3 reimbursed by the federal government if those services are provided to a child who  
4 is a member of a family that receives home visitation program services under s.  
5 46.515 (4) (b) 1.

6 **SECTION 14.** 49.45 (25) (c) of the statutes is amended to read:

7 49.45 (25) (c) Except as provided in pars. (b), (bc), (be) and (bg), the department  
8 shall reimburse a provider of case management services under this subsection only  
9 for the amount of the allowable charges for those services under the medical  
10 assistance program that is provided by the federal government.

11 **SECTION 15. Nonstatutory provisions; health and family services.**

12 (1) Of the amounts appropriated to the department of health and family  
13 services under section 20.435 (5) (o) of the statutes, the department shall expend  
14 \$548,000 in fiscal year 1998-99 to fund the federal share for providing medical  
15 assistance case management services to persons in the home visitation program  
16 under section 46.515 (4) (b) 1. of the statutes, as created by this act.

17 **SECTION 16. Appropriation changes; health and family services.**

18 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation  
19 to the department of health and family services under section 20.435 (5) (b) of the  
20 statutes, as affected by the acts of 1997, the dollar amount is increased by \$394,000  
21 for fiscal year 1998-99 to fund the nonfederal share for providing medical assistance  
22 case management services to persons in the home visitation program under section  
23 46.515 (4) (b) 1. of the statutes, as created by this act.

24 **SECTION 17. Effective dates.** This act takes effect on the day after publication,  
25 except as follows:

1           (1) The repeal and recreation of section 25.67 (2) (a) 1. and (b) of the statutes  
2 takes effect on January 1, 1999.

3   **(END)**