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## WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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**Ronald Sklansky**  
*Clearinghouse Director*

**Richard Sweet**  
*Clearinghouse Assistant Director*

**Terry C. Anderson**  
*Legislative Council Director*

**Laura D. Rose**  
*Legislative Council Deputy Director*

### CLEARINGHOUSE REPORT TO AGENCY

[THIS REPORT HAS BEEN PREPARED PURSUANT TO S. 227.15, STATS. THIS IS A REPORT ON A RULE AS ORIGINALLY PROPOSED BY THE AGENCY; THE REPORT MAY NOT REFLECT THE FINAL CONTENT OF THE RULE IN FINAL DRAFT FORM AS IT WILL BE SUBMITTED TO THE LEGISLATURE. THIS REPORT CONSTITUTES A REVIEW OF, BUT NOT APPROVAL OR DISAPPROVAL OF, THE SUBSTANTIVE CONTENT AND TECHNICAL ACCURACY OF THE RULE.]

#### CLEARINGHOUSE RULE 01-099

AN ORDER to repeal chapter DWD 11, relating to aid to families with dependent children.

Submitted by **DEPARTMENT OF WORKFORCE DEVELOPMENT**

08-28-01 RECEIVED BY LEGISLATIVE COUNCIL.

09-17-01 REPORT SENT TO AGENCY.

RS:RJC;jal;wu

**LEGISLATIVE COUNCIL RULES CLEARINGHOUSE REPORT**

This rule has been reviewed by the Rules Clearinghouse. Based on that review, comments are reported as noted below:

1. STATUTORY AUTHORITY [s. 227.15 (2) (a)]  
Comment Attached      YES       NO
2. FORM, STYLE AND PLACEMENT IN ADMINISTRATIVE CODE [s. 227.15 (2) (c)]  
Comment Attached      YES       NO
3. CONFLICT WITH OR DUPLICATION OF EXISTING RULES [s. 227.15 (2) (d)]  
Comment Attached      YES       NO
4. ADEQUACY OF REFERENCES TO RELATED STATUTES, RULES AND FORMS [s. 227.15 (2) (e)]  
Comment Attached      YES       NO
5. CLARITY, GRAMMAR, PUNCTUATION AND USE OF PLAIN LANGUAGE [s. 227.15 (2) (f)]  
Comment Attached      YES       NO
6. POTENTIAL CONFLICTS WITH, AND COMPARABILITY TO, RELATED FEDERAL REGULATIONS [s. 227.15 (2) (g)]  
Comment Attached      YES       NO
7. COMPLIANCE WITH PERMIT ACTION DEADLINE REQUIREMENTS [s. 227.15 (2) (h)]  
Comment Attached      YES       NO



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### CLEARINGHOUSE RULE 01-099

#### Comments

**[NOTE:** All citations to "Manual" in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated September 1998.]

#### 4. Adequacy of References to Related Statutes, Rules and Forms

Although the proposed rule only appears to repeal ch. DWD 11, it is noted that current s. DWD 12.09 (2) (n) (intro.) refers to s. DWD 11.19 (2) and (2m). The department should review whether the repeal of ch. DWD 11 necessitates an amendment to s. DWD 12.09 (2) (n) (intro.) to correct the reference to what will be a repealed provision.

State of Wisconsin  
Department of Workforce Development



Dwd 12.09 (2)(n)

**NOTICE OF PUBLIC HEARING**

**Chapter DWD 11  
Aid to Families with Dependent Children**

NOTICE IS HEREBY GIVEN that pursuant to ss. 49.19 and 227.11, Stats., the Department of Workforce Development proposes to hold a public hearing to consider the repeal of rules relating to the Aid to Families with Dependent Children program.

**Hearing Information**

**September 28, 2001  
Friday  
1:30 p.m.**

**G.E.F. 1 Building, Room 400X  
201 E. Washington Avenue  
MADISON**

Interested persons are invited to appear at the hearing and will be afforded the opportunity to make an oral presentation of their positions. Persons making oral presentations are requested to submit their facts, views, and suggested rewording in writing.

An accessible entrance to the building is available via a ramp from the corner of Washington Avenue and Webster Street to the Webster Street entrance. If you have special needs or circumstances that may make communication or accessibility difficult at the hearing, please call (608) 267-9403 at least 10 days prior to the hearing date. Accommodations such as ASL interpreters, English translators, or materials in audiotape format will be made available on request to the fullest extent possible.

**Analysis Prepared by the Department of Workforce Development**

**Statutory authority:** ss. 49.19, and 227.11, Stats.

**Statute interpreted:** s. 49.19, Stats.

The objective of the rule is to repeal chapter DWD 11, relating to the Aid to Families with Dependent Children program. The AFDC program has been replaced by Wisconsin Works, ss. 49.141 to 49.161, Stats., and ch. DWD 12.

The Department of Health and Family Services has consented to repeal of this rule chapter. Although the determination of Medicaid eligibility remains connected to AFDC and s. 49.19, Stats., Medicaid statutes and rules do not refer to ch. DWD 11.

**Initial Regulatory Flexibility Analysis**

The proposed rule does not affect small business as defined in s. 227.14, Stats.

**Fiscal Impact**

There is no fiscal impact.

**Rule Text**

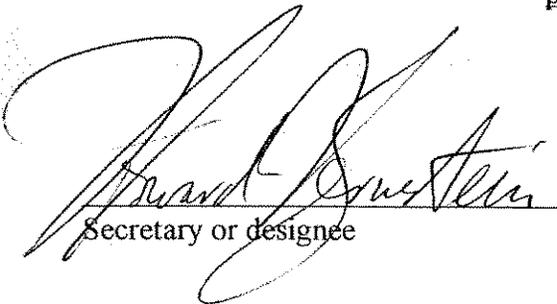
SECTION 1. Chapter DWD 11 is repealed.

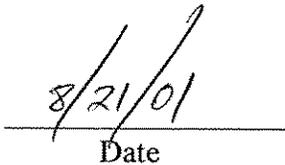
EFFECTIVE DATE. This rule shall take effect on the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22(2)(intro.), Stats.

**Contact Information and Written Comments**

Written comments on the proposed rules received at the following address no later than October 3, 2001, will be given the same consideration as testimony presented at the hearing.

Elaine Pridgen  
Office of Legal Counsel  
Dept. of Workforce Development  
201 E. Washington Avenue  
P.O. Box 7946  
Madison, WI 53707-7946  
(608) 267-9403  
[pridgel@dwd.state.wi.us](mailto:pridgel@dwd.state.wi.us)

  
Secretary or designee

  
Date

NOV 01 2001

Scott McCallum  
Governor

Jennifer Reinert  
Secretary



**OFFICE OF THE SECRETARY**

201 East Washington Avenue  
P.O. Box 7946  
Madison, WI 53707-7946  
Telephone: (608) 266-7552  
Fax: (608) 266-1784  
<http://www.dwd.state.wi.us/>

**State of Wisconsin  
Department of Workforce Development**

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October 31, 2001

President of the Senate  
220 South, State Capitol  
Madison, Wisconsin 53702

Speaker of the Assembly  
211 West, State Capitol  
Madison, Wisconsin 53702

**Notice of Administrative Rules in Final Draft Form**

Clearinghouse rule number: 01-099

Rule number: DWD 11

Relating to: Aid to Families with Dependent Children

Dear Senator Risser and Representative Jensen:

I have enclosed proposed rules in final draft form and a rule report as required by s. 227.19(3), Stats., for referral to the appropriate legislative standing committees. If you have any questions regarding this matter, please do not hesitate to contact us.

Respectfully submitted,

A handwritten signature in black ink that reads "Jennifer Reinert". The signature is written in a cursive, flowing style.

Jennifer Reinert  
Secretary

Scott McCallum  
Governor

Jennifer Reinert  
Secretary



State of Wisconsin

Department of Workforce Development

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OFFICE OF THE SECRETARY

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**Rule Analysis for Legislative Review**

**Proposed rules relating to aid to families with dependent children  
Chapter DWD 11  
CR 01-099**

**Need for rules**

The objective of the rule is to repeal chapter DWD 11, relating to the Aid to Families with Dependent Children program. The AFDC program has been replaced by Wisconsin Works, ss. 49.141 to 49.161, Stats., and ch. DWD 12.

The Department of Health and Family Services has consented to repeal of this rule chapter. Although the determination of Medicaid eligibility remains connected to AFDC and s. 49.19, Stats., Medicaid statutes and rules do not refer to ch. DWD 11.

**Public hearing response**

A public hearing was held in Madison on September 28, 2001. No comments were received. James Emerson, Policy Director of the Assembly Republican Caucus, appeared for information only.

**Response to Legislative Council staff recommendations**

The references to Chapter DWD 11 that are found in Chapter DWD 12 will be repealed with other upcoming changes to Chapter DWD 12.

**Final regulatory flexibility analysis**

The proposed rule does not affect small business as defined in s. 227.14, Stats.

**Department contacts**

Dianne Reynolds  
Economic Support Supervisor  
Division of Workforce Solutions  
266-0988

Elaine Pridgen  
Administrative Rules Coordinator  
Office of Legal Counsel  
267-9403

State of Wisconsin  
Department of Workforce Development



Chapter DWD 11  
Aid to Families with Dependent Children

The Department of Workforce Development proposes an order to repeal chapter DWD 11, relating to aid to families with dependent children.

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**Analysis Prepared by the Department of Workforce Development**

**Statutory authority:** ss. 49.19, and 227.11, Stats.

**Statute interpreted:** s. 49.19, Stats.

The objective of the rule is to repeal chapter DWD 11, relating to the Aid to Families with Dependent Children program. The AFDC program has been replaced by Wisconsin Works, ss. 49.141 to 49.161, Stats., and ch. DWD 12.

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**Rule Text**

SECTION 1. Chapter DWD 11 is repealed.

EFFECTIVE DATE. This rule shall take effect on the first day of the month following publication in the Wisconsin administrative register as provided in s. 227.22(2)(intro.), Stats.



FISCAL ESTIMATE  
DOA-2048 N(R03/97)

- ORIGINAL
- CORRECTED
- UPDATED
- SUPPLEMENTAL

LRB or Bill No./Adm. Rule No.

DWD 11

Amendment No. if Applicable

Subject

Aid to families with dependent children

Fiscal Effect

State:  No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

Increase Costs - May be possible to Absorb Within Agency's Budget  Yes  No

- Increase Existing Appropriation
- Decrease Existing Appropriation
- Create New Appropriation
- Increase Existing Revenues
- Decrease Existing Revenues

Decrease Costs

Local:  No local government costs

- 1.  Increase Costs
  - Permissive
  - Mandatory
- 2.  Decrease Costs
  - Permissive
  - Mandatory

- 3.  Increase Revenues
  - Permissive
  - Mandatory
- 4.  Decrease Revenues
  - Permissive
  - Mandatory

5. Types of Local Governmental Units Affected:
- Towns
  - Villages
  - Cities
  - Counties
  - Others \_\_\_\_\_
  - School Districts
  - WTCS Districts

Fund Sources Affected

- GPR
- FED
- PRO
- PRS
- SEG
- SEG-S

Affected Ch. 20 Appropriations

Assumptions Used in Arriving at Fiscal Estimate

The Aid to Families with Dependent Children program has been replaced by the Wisconsin Works program. Repeal of these rules has no fiscal effect.

Long-Range Fiscal Implications

none

Agency/Prepared by: (Name & Phone No.)  
DWD/Elaine Pridgen 267-9403

Authorized Signature/Telephone No.

*Elaine Pridgen*  
266-9427

Date

8/21/01

**FISCAL ESTIMATE WORKSHEET**

**2001 Session**

Detailed Estimate of Annual Fiscal Effect  
DOA-2047 (R10/94)

ORIGINAL     UPDATED  
 CORRECTED     SUPPLEMENTAL

LRB or Bill No./Adm. Rule No.  
DWD 11

Amendment No.

Subject  
Aid to families with dependent children

**I. One-time Costs or Revenue Impacts for State and/or Local Government (do not include in annualized fiscal effect):**  
0

II. Annualized Costs:	Annualized Fiscal impact on State funds from:	
	Increased Costs	Decreased Costs
<b>A. State Costs by Category</b>		
State Operations - Salaries and Fringes	\$0	\$0 -
(FTE Position Changes)	0 ( FTE)	(- FTE)
State Operations - Other Costs	0	-
Local Assistance	0	-
Aids to Individuals or Organizations	0	-
<b>TOTAL State Costs by Category</b>	<b>\$0</b>	<b>\$ -</b>
<b>B. State Costs by Source of Funds</b>	<b>Increased Costs</b>	<b>Decreased Costs</b>
GPR	\$0	\$0-
FED	0	-
PRO/PRS	0	-
SEG/SEG-S	0	-
<b>III. State Revenues -</b> Complete this only when proposal will increase or decrease state revenues (e.g., tax increase, decrease in license fee, etc.)	<b>Increased Rev.</b>	<b>Decreased Rev.</b>
GPR Taxes	\$	\$ -
GPR Earned		-
FED		-
PRO/PRS		-
SEG/SEG-S		-
<b>TOTAL State Revenues</b>	<b>\$0</b>	<b>\$0-</b>

**NET ANNUALIZED FISCAL IMPACT**

	STATE	LOCAL
NET CHANGE IN COSTS	\$0	\$0
NET CHANGE IN REVENUES	\$0	\$0

Agency/Prepared by: (Name & Phone No.)  
DWD/ Elaine Pridgen 267-9403

Authorized Signature/Telephone No.

*[Handwritten Signature]* 266-9427

Date

8/21/01