

CR 88-43

CERTIFICATE

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STATE OF WISCONSIN )  
 ) SS  
DEPARTMENT OF HEALTH AND SOCIAL SERVICES)

I, Patricia A. Goodrich, Deputy Secretary of the Department of Health and Social Services and custodian of the official records of the Department, do hereby certify that the annexed order repealing PW-PA 20.14, 20.15 and 20.19, administrative rules relating to public assistance, was duly approved and adopted by this Department on August 23, 1988.

I further certify that this copy has been compared by me with the original on file in the Department and that this copy is a true copy of the original, and of the whole of the original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the Department at the State Office Building, 1 W. Wilson Street, in the city of Madison, this 23rd day of August, 1988

SEAL:



Patricia A. Goodrich, Deputy Secretary  
Department of Health and Social Services

ORDER OF THE  
DEPARTMENT OF HEALTH AND SOCIAL SERVICES  
REPEALING RULES

To repeal PW-PA 20.14, 20.15 and 20.19, relating to aid to counties for administration of public assistance programs and claims by counties and municipalities for general relief paid to persons who do not have legal settlement in the state or who have legal settlement in the state but not in the county or municipality that provides the general relief.

Analysis Prepared by the Department of Health and Social Services

This order repeals three Department rules for which there is no longer statutory authority, ss. PW-PA 20.14, 20.15 and 20.19. Section PW-PA 20.14 provides for state aid to counties claiming financial inability to carry out their duties with respect to Aid to Families with Dependent Children (AFDC) or general relief. The statute upon which that rule was based was repealed by Chapter 333, Laws of 1973.

The remaining sections, ss. PW-PA 20.15 and 20.19, relate to general relief. Section PW-PA 20.15 relates to state reimbursement to counties providing general relief to state dependents (persons who have not maintained a residence in the state for at least one year before applying for general relief), and s. PW-PA 20.19 relates to administrative hearings conducted on disputes resulting from inaction by a county or municipality on the claims of another county or municipality for reimbursement for general relief paid to a recipient who is said to have legal settlement in the county or municipality presented the claim. These rules are no longer needed because 1985 Wisconsin Acts 29 and 120 eliminated the concept of "legal settlement" and provisions on state dependents from the general relief statutes effective January 1, 1987.

The Department's authority to repeal these rules is set forth in ss.49.02(5m)(e), 49.04(2) and 49.11(7)(a), 1983 Stats., and s.49.52(5), 1971 Stats. The rules interpret ss.49.02(5m), 49.04 and 49.11(7), 1983 Stats., and s.49.52(5), 1971 Stats.


SECTION 1. PW-PA 20.14 and 20.15 are repealed.

SECTION 2. PW-PA 20.19 is repealed.

The repeals contained in this order shall take effect on the first day of the month following publication in the Wisconsin Administrative Register, as provided in s.227.22(2), Stats.

Wisconsin Department of Health  
and Social Services

Dated: August 23, 1988

By:   
Patricia A. Goodrich  
Deputy Secretary

Seal:



State of Wisconsin

DEPARTMENT OF HEALTH AND SOCIAL SERVICES  
1 West Wilson Street, Madison, Wisconsin 53702

Tommy G. Thompson  
Governor

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Timothy F. Cullen  
Secretary

August 23, 1988

AUG 24 1988

Revisor of Statutes  
Bureau

Mailing Address:  
Post Office Box 7850  
Madison, WI 53707

Mr. Orlan Prestegard  
Revisor of Statutes  
7th Floor - 30 on the Square  
Madison, Wisconsin 53702

Dear Mr. Prestegard:

As provided in s. 227.20, Stats., there is hereby submitted a certified copy of an order repealing PW-PA 20.14, 20.15 and 20.19, administrative rules relating to public assistance.

These rules are also being submitted to the Secretary of State as required by s. 227.20, Stats.

These rules concern county administration of public assistance programs. The rules do not directly affect small businesses as defined in s. 227.114(1)(a), Stats.

Sincerely,

Patricia A. Goodrich  
DEPUTY SECRETARY

Enclosure