

Chapter PW-CY 40

CHILDREN AND YOUTH

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DAY CARE CENTERS FOR CHILDREN

Note: Rules relating to day care centers can be found in ch. HSS 55, Wis. Adm. Code.

PW-CY 40.25 Rules for the approval of start-up grants for the expansion of child care in Wisconsin. (1) **GENERAL INFORMATION.** (a) *Statement of intent.* These rules provide for the regulation of the expenditure of the funds which have been appropriated for the expansion of day care in Wisconsin.

(b) *Effect of rules.* The following rules for approval of start-up grants have the full effect and force of law as provided in ch. 227 of the Wis. Stats.

(c) *To whom the rules apply.* The rules apply to all persons, groups or newly operating day care centers making application for start-up grants.

(d) *Exceptions to rules.* The department may make exceptions to any of the rules for approving start-up grants when it is assured that granting such exception is not detrimental to the health, safety and welfare of children.

(e) *Definitions.* The following words, phrases and initials have the designated meanings:

1. Department. Unless qualified, means the state of Wisconsin department of health and social services.

2. Division. Unless qualified, means the division of family services of the department.

3. Rule. Means a regulation, standard, statement of policy or general order (including the amendment or repeal of any of the fore-going) of general application and having the effect of law.

4. Newly operating center. Means a day care center which has been in operation for a period less than 6 months.

5. Start-up grants. Are money payments or a planned series of money payments to an approved applicant to be used to develop a needed child care service or assist a newly operating center having financial difficulties. The grants are not loans.

6. Child care. For the purposes of these rules means day care for children.

7. Satellite system. For the purposes of these rules is defined as family day care homes, in-home care providers or a combination of both which are centrally organized, coordinated, and administered as a unit in themselves or as an extension of another service/center or as part of the educational/training program of an accredited school of social work or early childhood education.

8. In-home care. Is the care of the child in his own home on a routine planned basis for a period less than 24 hours by a responsible person other than his parents.

9. Family day care. Is the care of the child in a family home other than his own by a responsible person other than the child's parents for a period of time less than 24 hours.

(2) APPLICATION FOR START-UP GRANTS. (a) Application shall be made on a form provided by the department.

(b) Application shall be open to:

1. Individuals or groups planning to establish a voluntary non-profit or a proprietary child care service.

2. Individuals or groups submitting a proposal of a plan for:

a. A new center.

b. Expansion of an existing center to include a new program.

c. A small innovative program around special need.

d. Satellite systems of family day care, in-home care or a combination of both. (See sub. (5) of these rules for information on satellite systems).

3. Newly operating centers which are experiencing financial difficulties.

(c) The individual, group or center making application shall:

1. Have a policy board whose proposal of a plan shall document involvement in the planning of parents who will use the service.

2. Document the need for the specific service to be provided in the area proposed in the plan.

3. Submit written assurance to the appropriate division regional staff that the service to be provided will meet the requirements for Licensing of Day Care Centers for Children (PW-CY 40.10-40.14) and/or the Federal Inter-Agency Day Care Requirements for Certification.

(d) Application from newly operating centers experiencing financial difficulties shall include with part I of the application form:

1. Documentation of expenditures and income for the total period of operation giving special details of financial problem areas.

2. Documentation of need for the service including the target group of parents and/or children they serve.

3. Endorsement from the appropriate division regional staff member that this particular center should receive a start-up grant to continue its operations.

4. Detailed operating budget for the review of any period of operation if requested by the division regional director.

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1. The first part of the document is a list of names.

2. The second part of the document is a list of dates.

3. The third part of the document is a list of locations.

4. The fourth part of the document is a list of events.

5. The fifth part of the document is a list of people.

6. The sixth part of the document is a list of places.

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LICENSING CHILD WELFARE INSTITUTIONS

Note: See chapter HSS 52 for replacement rules.

PW-CY 40.50 Introduction. History: Cr. Register, October, 1957, No. 22, eff. 11-1-57; r. and recr. Register, July, 1970, No. 175, eff. 2-1-71; r. Register, August, 1982, No. 320, eff. 9-1-82.

PW-CY 40.51 Organization and administration. History: Cr. Register, October, 1957, No. 22, eff. 11-1-57; r. and recr. Register, July, 1970, No. 175, eff. 2-1-71; renum. to be HSS 52.02, Register, August, 1982, No. 320, eff. 9-1-82.

PW-CY 40.52 Personnel administration. History: Cr. Register, October, 1957, No. 22, eff. 11-1-57; r. and recr. Register, July, 1970, No. 175, eff. 2-1-71; renum. to be HSS 52.03 and am. (2) (d) 6. and (h) 2., Register, August, 1982, No. 320, eff. 9-1-82.

PW-CY 40.53 Building, grounds and equipment. History: Cr. Register, October, 1957, No. 22, eff. 11-1-57; r. and recr. Register, July, 1970, No. 175, eff. 2-1-71; renum. to HSS 52.04 and am. (1) (a) and (b), Register, August, 1982, No. 320, eff. 9-1-82.

PW-CY 40.54 Child care and development. History: Cr. Register, October, 1957, No. 22, eff. 11-1-57; r. and recr. Register, July, 1970, No. 175, eff. 2-1-71; am. (7) (c), 1., Register, December, 1972, No. 204, eff. 1-1-73; renum. to be HSS 52.05 and am. (6) (a) 2. and (7) (i), Register, August, 1982, No. 320, eff. 9-1-82.

PW-CY 40.55 Social services. History: Cr. Register, October, 1957, No. 22, eff. 11-1-57; r. and recr. Register, July, 1970, No. 175, eff. 2-1-71; renum. to be HSS 52.06, Register, August, 1982, No. 320, eff. 9-1-82.

PW-CY 40.56 Records and reports. History: Cr. Register, July, 1970, No. 175, eff. 2-1-71; r. Register, August, 1982, No. 320, eff. 9-1-82;

PW-CY 40.60 Licensing foster homes. (1) **INTRODUCTION.** (a) *Statement of intent.* The intent of these rules is to protect and promote the health, safety, and welfare of children in care in foster homes in Wisconsin.

(b) *Effect of rules.* The following rules for licensing foster homes have the full effect and force of law as provided in s. 227.01 (3), Stats. These rules do not repeat the laws related to child care and licensing. Persons using these rules should be aware of and familiar with the statutory section containing laws pertinent to foster care.

(c) *Exceptions to rules.* The department may make, or may delegate to an agency the authority to make, exceptions to any of the rules for licensing foster homes when the department is assured that

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