



**SENATE AMENDMENT 12,
TO 1995 ASSEMBLY BILL 591**

March 13, 1996 - Offered by Senator GEORGE.

1 At the locations indicated, amend the bill, as shown by assembly substitute
2 amendment 3, as follows:

3 **1.** Page 3, line 19: delete the material beginning with "applying" and ending
4 with "age" on line 21 and substitute "repealing the learnfare program".

5 **2.** Page 4, line 3: delete "providing an exemption from emergency rule
6 procedures,".

7 **3.** Page 12, line 3: after that line insert:

8 "SECTION 24m. 20.445 (3) (p), (pm) and (ps) of the statutes, as affected by 1995
9 Wisconsin Act 27, are amended to read:

10 20.445 (3) (p) *Federal aid; income maintenance payments.* All federal moneys
11 received for meeting costs of county administered public assistance programs under
12 subch. III of ch. 49, and the costs of the child and spousal support and establishment
13 of paternity program under s. 46.25 ~~and the cost of child care and related~~
14 ~~transportation under s. 49.26 (1) (e).~~ Disbursements under s. 46.03 (20) may be made
15 from this appropriation. Any disbursement made under this appropriation to carry
16 out a contract under ss. 46.25 (7) and 59.07 (97) shall be in accordance with the

1 formula established by the department of health and social services under s. 46.25
2 (7).

3 (pm) *Employment programs; administration.* All federal moneys received for
4 the administrative costs associated with the ~~learnfare program~~ under s. 49.26 (1),
5 the job opportunities and basic skills program under s. 49.193 and the food stamp
6 employment and training program under s. 49.124 (1m), to carry out those purposes.

7 (ps) *Employment programs; aids.* All federal moneys received for the provision
8 or purchase of services for the ~~learnfare program~~ under s. 49.26 (1), the job
9 opportunities and basic skills program under s. 49.193, the parental responsibility
10 pilot program under s. 49.25 and the food stamp employment and training program
11 under s. 49.124 (1m), to carry out those purposes.”.

12 **4.** Page 12, line 19: after that line insert:

13 “**SECTION 27w.** 46.215 (1) (j) of the statutes, as affected by 1995 Wisconsin Act
14 27, is amended to read:

15 46.215 (1) (j) To make payments in such manner as the department of industry,
16 labor and job development may determine for training of recipients, former
17 recipients and potential recipients of aid in programs established under ~~ss. s.~~ 49.193
18 and 49.26 (1).”.

19 **5.** Page 19, line 3: after that line insert:

20 “**SECTION 43p.** 46.495 (1) (d) of the statutes, as affected by 1995 Wisconsin Act
21 (this act), is repealed and recreated to read:

22 46.495 (1) (d) From the appropriations under s. 20.435 (7) (b) and (o), the
23 department shall distribute the funding for social services, including funding for
24 foster care or treatment foster care of a child on whose behalf aid is received under

1 s. 46.261, to county departments under ss. 46.215, 46.22 and 46.23 as provided under
2 s. 46.40. County matching funds are required for the distributions under s. 46.40 (2),
3 (4m) and (8), except that county matching funds are not required for the amounts
4 distributed under s. 46.40 (2) in reimbursement of payments made under s. 48.57
5 (3m) (am). Each county’s required match for a year equals 9.89% of the total of the
6 county’s distributions for that year for which matching funds are required plus the
7 amount the county was required by s. 46.26 (2) (c), 1985 stats., to spend for juvenile
8 delinquency–related services from its distribution for 1987. Matching funds may be
9 from county tax levies, federal and state revenue sharing funds or private donations
10 to the county that meet the requirements specified in s. 51.423 (5). Private donations
11 may not exceed 25% of the total county match. If the county match is less than the
12 amount required to generate the full amount of state and federal funds distributed
13 for this period, the decrease in the amount of state and federal funds equals the
14 difference between the required and the actual amount of county matching funds.”.

15 **6.** Page 19, line 12: delete lines 12 to 15.

16 **7.** Page 21, line 24: delete “and except as provided in par. (bt).”.

17 **8.** Page 22, line 5: delete “7.5%” and substitute “0%”.

18 **9.** Page 22, line 7: delete “95% of the poverty line, 10%” and substitute: “100%
19 of the poverty line, the product of 0.4 times the difference between the individual’s
20 income as a percentage of the federal poverty line and 75%”.

21 **10.** Page 22, line 8: on lines 8 and 10, delete “95%” and substitute “100%”.

22 **11.** Page 22, line 9: delete “1.2857%” and substitute “1.3846%”.

1 **12.** Page 22, line 23: delete the material beginning with that line and ending
2 with page 23, line 23.

3 **13.** Page 24, line 14: delete “75%” and substitute “90%”.

4 **14.** Page 28, line 5: delete lines 5 to 7.

5 **15.** Page 28, line 8: delete lines 8 to 14.

6 **16.** Page 28, line 15: delete “Subject to sub. (3p) (fm), the” and substitute
7 “The”.

8 **17.** Page 28, line 17: on lines 17 and 18, delete “adult resident, as defined in
9 sub. (3p) (a),” and substitute: “person 18 years of age or over who lives at the home
10 of the kinship care relative with the intent of making that home his or her home or
11 who lives for more than 30 days cumulative in any 6-month period at the home of
12 the kinship care relative”.

13 **18.** Page 31, line 1: delete the material beginning with that line and ending
14 with page 36, line 3.

15 **19.** Page 36, line 5: on line 5 and lines 7 and 8, delete “subs. (3m) and (3p)”
16 and substitute “sub. (3m)”.

17 **20.** Page 43, line 23: delete the material beginning with “No” and ending with
18 the period on page 44, line 1.

19 **21.** Page 44, line 6: after the period insert: “No county may certify a provider
20 under this paragraph unless the provider is a relative of all of the children for whom
21 he or she provides care.”.

22 **22.** Page 51, line 9: delete that line and substitute: “under this section. To the
23 extent permitted by federal law or waiver, the department may”.

1 **23.** Page 51, line 18: delete the material beginning with that line and ending
2 with page 52, line 2.

3 **24.** Page 55, line 8: after that line insert:

4 “(em) “Kinship care relative” means a person receiving payments under s. 48.57
5 (3m) (am) for providing care and maintenance for a child.”.

6 **25.** Page 56, line 7: on lines 7, 8 and 13, after “custodial parent” insert “or
7 kinship care relative”.

8 **26.** Page 56, line 7: delete that line and substitute:

9 “(s) 1. “Wisconsin works group” means all of the following:

10 a. In the case of an individual who is not a custodial parent, the individual and
11 all individuals residing in his or her household, as defined by the department by rule.

12 b. In the case of an individual who is a custodial parent, the individual, all”.

13 **27.** Page 56, line 10: after the period insert: “In the case of an individual who
14 is a custodial parent,”.

15 **28.** Page 56, line 13: after the period insert:

16 “2.”.

17 **29.** Page 57, line 23: after that line insert:

18 “d. The effect of Wisconsin works on participants, including the effect on their
19 living conditions, income, quality of jobs, health, family stability and children’s
20 well-being.

21 e. Information on changes in the extent of poverty and self-sufficiency in this
22 state following the implementation of Wisconsin works.

1 f. The effect of Wisconsin works on the job market and employment rates in this
2 state.”.

3 **30.** Page 58, line 6: after that line insert:

4 “(2s) STATISTICS ON EMPLOYMENT PARTICIPANTS. The department shall maintain
5 a record detailing statistics by race, age and sex on the participants in each of the
6 work components under s. 49.147.”.

7 **31.** Page 58, line 13: delete lines 13 to 15 and substitute:

8 “(4) ENTITLEMENT. Fulfillment of the eligibility requirements for a component
9 of Wisconsin works entitles an applicant to benefits under that component. If the
10 department determines that funds are insufficient to provide benefits and services
11 to all eligible applicants, the department shall submit a report to the cochairpersons
12 of the joint committee on finance detailing the extent of the funding shortage and
13 requesting an appropriation increase that is sufficient to provide benefits and
14 services to all eligible applicants for the remainder of the fiscal biennium.”.

15 **32.** Page 58, line 24: after that line insert:

16 “(d) Have the effect of reducing the wages of the employer’s regular employees.”.

17 **33.** Page 61, line 22: delete lines 22 to 25 and substitute: “established by the
18 department by rule and has submitted a proposal that meets the criteria established
19 by the department by rule. The contract shall be for a term of one year beginning on
20 the date on which the department implements Wisconsin works in that county or on
21 that reservation.”.

22 **34.** Page 62, line 1: delete lines 1 to 7.

23 **35.** Page 62, line 12: delete lines 12 to 17.

1 **36.** Page 66, line 2: after the period insert: “The department shall structure
2 the performance standards to give Wisconsin works agencies the financial incentive
3 to place every participant who is eligible for a Wisconsin works employment position
4 in a job with high wages.”.

5 **37.** Page 66, line 11: substitute “15” for “7”.

6 **38.** Page 66, line 13: substitute “15-day” for “7-day”.

7 **39.** Page 66, line 14: after the period insert: “A Wisconsin works agency may
8 not deny benefits for a failure to provide the information requested under this
9 paragraph if the person of whom the information is requested is unable, after a
10 diligent effort, to obtain or provide the information.”.

11 **40.** Page 67, line 20: delete “establishing additional eligibility criteria and”.

12 **41.** Page 68, line 1: delete that line.

13 **42.** Page 68, line 7: after the period insert: “This paragraph does not apply
14 to any of the following:

15 1. An individual who has, in the past, resided in this state for at least 365
16 consecutive days.

17 2. An individual who came to this state to join a close relative, as defined by the
18 department by rule, who has resided in this state for at least 180 days before the
19 arrival of the individual.

20 3. An individual who came to this state to accept a bona fide offer of
21 employment, as determined by the Wisconsin works agency in accordance with rules
22 promulgated by the department.

1 4. An individual who is a victim of domestic abuse and has come to this state
2 to avoid further instances of domestic abuse.”.

3 **43.** Page 68, line 8: after the comma insert: “if the individual is a custodial
4 parent of a dependent child,”.

5 **44.** Page 68, line 19: substitute “15” for “7”.

6 **45.** Page 68, line 21: substitute “15-day” for “7-day”.

7 **46.** Page 68, line 22: after the period insert: “A Wisconsin works agency may
8 not deny benefits for a failure to provide the information requested under this
9 paragraph if the person of whom the information is requested is unable, after a
10 diligent effort, to obtain or provide the information.”.

11 **47.** Page 69, line 1: delete “180” and substitute “30”.

12 **48.** Page 69, line 2: before the period insert “, except for good cause”.

13 **49.** Page 69, line 12: delete lines 12 and 13.

14 **50.** Page 69, line 17: delete the material beginning with “actively” and ending
15 with “has” on line 18.

16 **51.** Page 69, line 19: delete “or both”.

17 **52.** Page 69, line 20: delete the material beginning with “Participation” and
18 ending with “[revisor inserts date].” on line 22.

19 **53.** Page 69, line 24: delete “only if all” and substitute: “if the department
20 approves the extension and any”; and substitute “is” for “are”.

21 **54.** Page 70, line 1: delete lines 1 to 4 and substitute:

1 “1. The participant has complied with all of the applicable work and
2 educational and training requirements under s. 49.147 (3), (4) or (5) and is unable
3 to obtain unsubsidized employment.

4 2. The participant lacks the necessary skills or capacity, as determined by the
5 Wisconsin works agency, to engage in unsubsidized employment.

6 3. The participant is unable to engage in unsubsidized employment because the
7 person is needed in the home because of the incapacity of another member of the
8 Wisconsin works group.”.

9 **55.** Page 70, line 5: delete lines 5 to 7.

10 **56.** Page 70, line 15: after “group” insert: “and shall exclude all of the
11 resources specified under 42 USC 1382b (a)”.

12 **57.** Page 70, line 24: after “49.148.” insert: “The income calculated under this
13 subdivision may not include income that is paid as child support for a child who does
14 not reside in the same home as the Wisconsin works group.”.

15 **58.** Page 71, line 1: after “received” insert “on a regular basis”.

16 **59.** Page 71, line 4: after the period insert: “The income calculated under this
17 subdivision may not include income that is paid as child support for a child who does
18 not reside in the same home as the Wisconsin works group.”.

19 **60.** Page 72, line 23: delete “to make a good faith effort”.

20 **61.** Page 72, line 24: delete “is terminated” and substitute “ends, unless the
21 employer has good cause for terminating the participant’s employment”.

22 **62.** Page 73, line 1: delete the material beginning with “a good” and ending
23 with the period on line 2, and substitute: “good cause for terminating a participant’s

1 employment after the wage subsidy ends. An employer shall repay to the Wisconsin
2 works agency the amount of the wage subsidy received on behalf of a participant if
3 the employer terminates the participant's employment without good cause less than
4 9 months after the subsidy ends.”.

5 **63.** Page 73, line 14: substitute “6” for “3”.

6 **64.** Page 73, line 16: delete the material beginning with the comma and
7 ending with “department” on line 23.

8 **65.** Page 75, line 5: after the period insert: “A Wisconsin works agency may
9 permit a participant under this subsection who is enrolled in an educational program
10 that would significantly improve the future earnings of the participant, as
11 determined by the Wisconsin works agency, to work fewer than 30 hours in the
12 community service job in order to participate for more than 10 hours per week in the
13 educational program in which the participant is enrolled. Hours spent in the
14 educational program constitute participation under this subsection. A Wisconsin
15 works agency may not require more than 40 hours of participation per week.”.

16 **66.** Page 75, line 15: delete the material beginning with the comma and
17 ending with “market” on line 25.

18 **67.** Page 77, line 4: delete lines 4 to 7.

19 **68.** Page 77, line 24: after the period insert: “A Wisconsin works agency may
20 permit a participant under this subsection who is enrolled in an educational program
21 that would significantly improve the future earnings of the participant, as
22 determined by the Wisconsin works agency, to engage in activities under par. (b) 1.
23 for fewer than 28 hours in order to participate for more than 10 hours per week in
24 the educational program in which the participant is enrolled. Hours spent in the

1 educational program constitute participation under this subsection. A Wisconsin
2 works agency may not require more than 40 hours of participation per week.”.

3 **69.** Page 78, line 19: after “employment” insert “, education or child care”.

4 **70.** Page 79, line 2: after “repayment.” insert: “In establishing the repayment
5 schedule, no individual may be required to make a monthly payment of more than
6 7% of that individual’s monthly gross income.”.

7 **71.** Page 79, line 19: after that line insert:

8 “(7) BUSINESS PLANS AND START-UP LOANS. (a) A Wisconsin works agency shall
9 assist participants in the development of business plans for self-employment. The
10 Wisconsin works agency may, in accordance with rules promulgated by the
11 department, provide a loan of up to \$2,500 to a participant who needs the loan to start
12 a business. In establishing the repayment schedule, the Wisconsin works agency
13 may not require the individual to make a monthly payment of more than 7% of that
14 individual’s monthly gross income.

15 (b) The Wisconsin works agency may provide additional assistance for up to 12
16 months for rental costs associated with the business or may forgive any or all of the
17 loan under par. (a).”.

18 **72.** Page 80, line 4: after the period insert: “Hours missed for good cause shall
19 be included in determining the number of hours actually worked. Good cause shall
20 be determined by the Wisconsin works agency in accordance with rules promulgated
21 by the department. Good cause shall include required court appearances for a victim
22 of domestic abuse.”.

23 **73.** Page 80, line 18: after that line insert:

1 “(d) *Supplemental payments to former recipients of aid to families with*
2 *dependent children.* 1. Except as provided in subd. 2., a participant in a Wisconsin
3 works employment position who has 5 or more dependent children shall receive a
4 monthly supplement of \$75 for each dependent child of the participant in addition
5 to the 4th dependent child of the participant if all of the following conditions are
6 satisfied:

7 a. The participant was a recipient of aid to families with dependent children
8 under s. 49.19 immediately prior to participating in a Wisconsin works employment
9 position.

10 b. The participant has continuously participated in a Wisconsin works
11 employment position.

12 2. No supplement may be paid under this paragraph for any of the following
13 children:

14 a. A child who, because of the application of s. 49.19 (11s), was not considered
15 in determining the family size of the participant for purposes of determining the aid
16 to families with dependent children benefit amount while the participant was a
17 recipient of aid to families with dependent children.

18 b. A child born to the participant at any time after the date on which the
19 participant applied for a Wisconsin works employment position unless at least one
20 of the conditions specified in s. 49.19 (11s) (b) 1. to 5. is met.”.

21 **74.** Page 80, line 19: after “PARENT” insert “OR KINSHIP CARE RELATIVE”; and after
22 “parent” insert “or kinship care relative”.

23 **75.** Page 80, line 19: delete “12 weeks” and substitute “one year”.

24 **76.** Page 80, line 20: delete “may” and substitute “shall”.

1 **77.** Page 80, line 22: after the period insert: “A participant under this
2 subsection may elect to participate in a Wisconsin works employment position if the
3 Wisconsin works agency determines that an appropriate position is available for that
4 participant.”.

5 **78.** Page 80, line 24: substitute “limit” for “limits”.

6 **79.** Page 80, line 25: delete “or 49.147 (3) (c), (4) (b) or (5) (b) 2.”.

7 **80.** Page 81, line 5: substitute “limit” for “limits”.

8 **81.** Page 81, line 6: delete that line and substitute: “s. 49.145 (2) (n) if the child
9 is born to the”.

10 **82.** Page 81, line 19: after that line insert:

11 “(1p) VICTIM OF DOMESTIC ABUSE. An individual who meets the eligibility
12 requirements under s. 49.145 (2) and (3), who is a victim of domestic abuse and who
13 has fled the abuser may receive a monthly grant of \$555 for up to 12 weeks. A
14 Wisconsin works agency may not require a participant under this subsection to
15 participate in any employment positions. Receipt of a grant under this subsection
16 does not constitute participation in a Wisconsin works employment position for
17 purposes of tolling the time limit under s. 49.145 (2) (n).

18 “(1t) OTHER BENEFITS. (a) An individual who is eligible under s. 49.145 to
19 participate in a Wisconsin works employment position and who applies for a
20 Wisconsin works employment position shall receive from the Wisconsin works
21 agency a monthly grant of \$555 if the individual is unable to participate in a
22 Wisconsin works employment position because the individual is unable to secure
23 child care for which the individual is eligible to receive a subsidy under s. 49.155

1 either because of insufficient child care availability, as determined by the
2 department, or because of insufficient funding.

3 (b) Receipt of a grant under this subsection does not constitute participation
4 in a Wisconsin works employment position for purposes of tolling the time limit
5 under s. 49.145 (2) (n).”.

6 **83.** Page 83, line 16: after that line insert:

7 “(3) SHELTER VOUCHERS. An individual who is denied participation in all
8 Wisconsin works employment positions because of the application of this section may
9 receive a monthly shelter voucher in an amount equal to the lesser of the following:

10 (a) The amount due by the individual for rent and utility payments.

11 (b) Seventy-five percent of the amount the participant would have earned had
12 the individual been allowed to continue participating in the Wisconsin works
13 employment position, calculated as if the individual would have complied with all
14 requirements of that position.”.

15 **84.** Page 83, line 19: delete “Wisconsin works under s. 49.147 (1) to (5)” and
16 substitute: “any component of Wisconsin works”.

17 **85.** Page 83, line 23: delete “Wisconsin works agency” and substitute
18 “department”.

19 **86.** Page 84, line 1: delete lines 1 to 25 and substitute:

20 “(2) REVIEW. Upon receipt of a timely petition under sub. (1), the department
21 shall give the applicant or participant reasonable notice and opportunity for a fair
22 hearing. The department may make such additional investigation as it considers
23 necessary. Notice of the hearing shall be given to the applicant or participant and
24 to the county clerk. The Wisconsin works agency may be represented at the hearing.

1 The department shall render its decision as soon as possible after the hearing and
2 shall send a certified copy of its decision to the applicant or participant, the county
3 clerk and the Wisconsin works agency. The decision of the department shall be final,
4 but may be revoked or modified as altered conditions may require. The department
5 shall deny a petition for a hearing or shall refuse to grant relief if any of the following
6 applies:

7 (a) The applicant or participant withdraws the petition in writing.

8 (b) The sole issue in the petition concerns an automatic grant adjustment or
9 change for a class of participants as required by state or federal law.

10 (c) The applicant or participant abandons the petition. Abandonment occurs
11 if the applicant or participant fails to appear in person or by representative at a
12 scheduled hearing without providing the department with good cause therefor.

13 **(3) SUSPENSION OF BENEFITS.** If a participant requests a hearing in a timely
14 manner, benefits shall not be suspended, reduced or discontinued until a decision is
15 rendered after the hearing but may be recovered by the department if the contested
16 decision or failure to act is upheld. Until a decision is rendered after the hearing, the
17 manner or form of benefit payment to the participant shall not change to a protective,
18 vendor or 2-party payment. Benefits shall be suspended, reduced or discontinued
19 if any of the following applies:

20 (a) The participant is contesting a state or federal law or a change in state or
21 federal law and not the participant's benefit computation.

22 (b) The participant is notified of a change in his or her benefit while the hearing
23 decision is pending but the participant fails to request a hearing on the change.

1 (4) NOTICE TO PARTICIPANT. The participant shall be promptly informed in
2 writing if benefits are to be suspended, reduced or terminated pending the hearing
3 decision.

4 (5) RETROACTIVE BENEFITS. If the department reverses a decision of the
5 Wisconsin works agency to deny an application for a Wisconsin works employment
6 position based solely on a determination of financial ineligibility, the petitioner shall
7 receive, retroactive to the date that the Wisconsin”.

8 **87.** Page 85, line 9: on lines 9 and 14, substitute “80%” for “50%”.

9 **88.** Page 86, line 12: delete lines 12 and 13 and substitute: “services under
10 this section begins on the first day of the month in which the individual met the
11 eligibility criteria under this subsection, not to exceed 3 months prior to the first day
12 of the month in which application is made. Notwithstanding sub. (4) (d), an
13 individual may not be required to pay a monthly premium for services or benefits
14 received under this section prior to receiving a health plan membership card. The”.

15 **89.** Page 87, line 11: delete the material beginning with that line and ending
16 with page 88, line 6.

17 **90.** Page 89, line 3: delete lines 3 to 4 and substitute:

18 “2. The individual failed to pay the established premium for the previous
19 month. This subdivision does not apply to a child who has not attained the age of 18
20 on whose behalf another individual is responsible for paying the premium.”.

21 **91.** Page 89, line 9: delete “, (L)”.

22 **92.** Page 89, line 12: delete lines 12 to 18.

23 **93.** Page 90, line 4: delete “, (L)”.

- 1 **94.** Page 90, line 6: delete lines 6 to 8.
- 2 **95.** Page 90, line 15: after “parent” insert “or kinship care relative”.
- 3 **96.** Page 92, line 18: delete lines 18 to 20 and substitute:
- 4 “(cm) Notwithstanding sub. (4) (d) 3., a woman who receives benefits and
- 5 services under this subsection is not liable for a monthly premium for those benefits
- 6 or services.”.
- 7 **97.** Page 93, line 23: delete “the following goods and”.
- 8 **98.** Page 93, line 24: delete that line.
- 9 **99.** Page 94, line 1: delete lines 1 to 3.
- 10 **100.** Page 94, line 4: delete “c. Over” and substitute “over”.
- 11 **101.** Page 94, line 5: delete lines 5 to 8.
- 12 **102.** Page 96, line 8: after the comma insert: “and except as provided in par.
- 13 (dm),”.
- 14 **103.** Page 96, line 11: on lines 11, 13 and 15, substitute “150%” for “159%”.
- 15 **104.** Page 96, line 12: delete “\$20” and substitute “\$10”.
- 16 **105.** Page 96, line 14: delete “\$20 plus \$3” and substitute “\$10 plus \$1.50”.
- 17 **106.** Page 96, line 15: before the period insert “, except that no individual may
- 18 be required to pay a monthly premium of more than \$75”.
- 19 **107.** Page 97, line 3: delete lines 3 to 13 and substitute:
- 20 “3. An individual who is required to pay a premium shall pay the premium
- 21 directly to the Wisconsin works agency or, if the individual and his or her employer

1 agree, the individual’s employer may deduct the premium from the individual’s
2 payroll and pay the premium to the Wisconsin works agency.”.

3 **108.** Page 97, line 17: after that line insert:

4 “(dm) A participant in a Wisconsin works employment position may not be
5 required to pay a premium for benefits and services under this section.”.

6 **109.** Page 98, line 2: delete “may” and substitute “shall”.

7 **110.** Page 98, line 5: after “parent” insert “or kinship care relative”; and delete
8 the comma.

9 **111.** Page 98, line 6: delete that line.

10 **112.** Page 98, line 7: delete “who is under the age of 13,”.

11 **113.** Page 98, line 9: delete that line.

12 **114.** Page 98, line 13: after that line insert:

13 “3m. Seek unsubsidized employment.”.

14 **115.** Page 98, line 14: delete lines 14 to 25 and substitute:

15 “4. Participate in any education or training program that is likely to lead to paid
16 employment, as determined by the department by rule.”.

17 **116.** Page 99, line 9: delete lines 9 and 10.

18 **117.** Page 100, line 12: delete “7.5%” and substitute “0%”.

19 **118.** Page 100, line 14: delete “95% of the poverty line, 10%” and substitute:

20 “100% of the poverty line, the product of 0.4 times the difference between the
21 individual’s income as a percentage of the federal poverty line and 75%”.

22 **119.** Page 100, line 15: on lines 15 and 17, delete “95%” and substitute “100%”.

23 **120.** Page 100, line 16: delete “1.2857%” and substitute “1.3846%”.

- 1 **121.** Page 101, line 13: delete “75%” and substitute “90%”.
- 2 **122.** Page 102, line 13: after the period insert: “Transportation assistance
3 shall be provided to a participant who needs transportation assistance to travel to
4 and from his or her Wisconsin works employment position or to take a child to a child
5 care provider, if the participant needs the child care in order to participate in a
6 Wisconsin works employment position.”.
- 7 **123.** Page 102, line 18: after “**parents**” insert “**and kinship care relatives**”.
- 8 **124.** Page 102, line 20: after “parent” insert “or kinship care relative”.
- 9 **125.** Page 103, line 4: on lines 4 and 6, after “parent” insert “or kinship care
10 relative”.
- 11 **126.** Page 103, line 17: after “PARENTS” insert “AND KINSHIP CARE RELATIVES”;
12 and after “parent” insert “or kinship care relative”.
- 13 **127.** Page 103, line 18: after “parent” insert “or kinship care relative”.
- 14 **128.** Page 105, line 8: on lines 8, 9 and 14, after “parent” insert “or kinship
15 care relative”.
- 16 **129.** Page 105, line 15: after that line insert:
17 “(dm) “Kinship care relative” has the meaning given in s. 49.141 (1) (em).”.
- 18 **130.** Page 106, line 1: after “parent” insert “or kinship care relative”.
- 19 **131.** Page 107, line 21: delete the material beginning with that line and
20 ending with page 108, line 9.
- 21 **132.** Page 111, line 7: on lines 7 and 8, delete “and under s. 49.26 (1) (e) for
22 participants in the learnfare program”.
- 23 **133.** Page 111, line 16: delete lines 16 to 25.

1 **134.** Page 112, line 1: delete lines 1 to 10.

2 **135.** Page 112, line 14: delete lines 14 to 19.

3 **136.** Page 112, line 15: delete “for”.

4 **137.** Page 112, line 16: delete lines 16 to 18 and substitute a plain period.

5 **138.** Page 112, line 19: delete “program.”; and substitute an underscored
6 period for the plain period.

7 **139.** Page 113, line 23: delete that line.

8 **140.** Page 114, line 1: delete lines 1 to 3.

9 **141.** Page 114, line 17: delete lines 17 to 25.

10 “**SECTION 110m.** 49.193 (2) (b) 2. of the statutes, as affected by 1995 Wisconsin
11 Act 27, is amended to read:

12 49.193 (2) (b) 2. A custodial parent under the age of 24 who has not graduated
13 from a public or private high school or obtained a declaration of equivalency of high
14 school graduation under s. 115.29 (4) and who, at the time of application for aid under
15 s. 49.19, is not enrolled in a public school, as defined in s. 49.26 (1) (a) 2 115.01 (1);
16 a private school, as defined in s. 115.001 (3r); a technical college pursuant to a written
17 agreement under s. 118.15 (1) (c) 3.; or a course of study meeting the standards
18 established by the secretary of education under s. 115.29 (4) for the granting of a
19 declaration of equivalency of high school graduation.

20 **SECTION 110p.** 49.193 (3m) (c) and (d) of the statutes, as created by 1995
21 Wisconsin Act 12, are amended to read:

22 49.193 (3m) (c) The department may require any adult applicant for aid under
23 s. 49.19 to attend one or more orientation sessions offered during the 30-day period

1 beginning on the date that the caretaker relative applies for aid under s. 49.19.
2 Orientation sessions offered under this paragraph shall emphasize self-sufficiency
3 and shall encourage applicants to consider alternatives to aid under s. 49.19. ~~The~~
4 ~~department may not require an applicant for aid who would be subject to the school~~
5 ~~attendance requirement under s. 49.50 (7) (g) to attend an orientation session under~~
6 ~~this paragraph at a time that would conflict with school attendance.~~

7 (d) The department may require any adult applicant for aid under s. 49.19 who
8 is required to participate in the program under this section to participate in job
9 search activities under this paragraph. The department may require participation
10 in not more than 30 days of job search activities under this paragraph. ~~The~~
11 ~~department may not require an applicant for aid who would be subject to the school~~
12 ~~attendance requirement under s. 49.50 (7) (g) to participate in any job search activity~~
13 ~~under this paragraph at a time that would conflict with school attendance.”.~~

14 **142.** Page 114, line 17: delete lines 17 to 25.

15 **143.** Page 115, line 1: delete lines 1 to 6 and substitute:

16 **“SECTION 120b.** 49.193 (8) (bm) of the statutes, as affected by 1995 Wisconsin
17 Act 27, is amended to read:

18 49.193 (8) (bm) Beginning on January 1, 1994, a county department under s.
19 46.215, 46.22 or 46.23 that receives funds to pay or reimburse child care costs under
20 this subsection or under s. 49.191 (1) (a) may, with the approval of the department,
21 use those funds to pay or reimburse child care costs under s. 49.191 (1) (b) or (2) ~~or~~
22 ~~49.26 (1) (e).~~ The department shall approve or disapprove of this use of funds under
23 criteria established to maximize state and federal funding available for child care.”.

1 **144.** Page 118, line 1: delete the material beginning with that line and ending
2 on page 120, line 24, and substitute:

3 “**SECTION 138b.** 49.26 of the statutes, as affected by 1995 Wisconsin Act 27, is
4 repealed.”.

5 **145.** Page 118, line 7: after “parent” insert “or kinship care relative”.

6 **146.** Page 121, line 23: after that line insert:

7 “**SECTION 147p.** 49.27 (4) (g) 1. c. and (5) (c) 5. of the statutes, as affected by 1995
8 Wisconsin Act 27, are repealed.”.

9 **147.** Page 137, line 14: after “PARENTS” insert “AND KINSHIP CARE RELATIVES”.

10 **148.** Page 137, line 17: after that line insert:

11 “3m. “Kinship care relative” has the meaning given in s. 49.141 (1) (em).”.

12 **149.** Page 137, line 19: on lines 19 and 20, after “parent” insert “or kinship
13 care relative”.

14 **150.** Page 137, line 20: on lines 20 and 24, substitute “\$215” for “\$77”.

15 **151.** Page 137, line 23: after “parents” insert “or kinship care relatives”.

16 **152.** Page 150, line 2: after that line insert:

17 “**SECTION 232m.** 118.15 (5) (a) of the statutes, as affected by 1995 Wisconsin
18 Act 77, is renumbered 118.15 (5) and amended to read:

19 118.15 (5) ~~Except as provided under par. (b) or if Unless~~ a person has been
20 found guilty of a misdemeanor under s. 948.45, whoever violates this section may be
21 fined not more than \$500 or imprisoned for not more than 30 days or both, if evidence
22 has been provided by the school attendance officer that the activities under s. 118.16
23 (5) have been completed or were not completed due to the child’s absence from school

1 as provided in s. 118.16 (5m). In a prosecution under this ~~paragraph~~ subsection, if
2 the defendant proves that he or she is unable to comply with the law because of the
3 disobedience of the child, the action shall be dismissed and the child shall be referred
4 to the court assigned to exercise jurisdiction under ch. 48.

5 **SECTION 232n.** 118.15 (5) (b) of the statutes, as affected by 1995 Wisconsin Act
6 27, is repealed.

7 **SECTION 232p.** 118.16 (2m) (a) 2. of the statutes is amended to read:

8 118.16 (2m) (a) 2. An employe of the school district who is directly involved in
9 the provision of a modified program or curriculum under s. 118.15 (1) (d), a program
10 for children at risk under s. 118.153 or ~~an alternative educational program under s.~~
11 ~~119.82~~ or any other alternative educational program to children who attend the
12 school attended by the truant child, if the school district administrator believes that
13 the program or curriculum may be appropriate for the truant child.”.

14 **153.** Page 150, line 3: delete lines 3 to 6 and substitute:

15 “**SECTION 233b.** 119.82 of the statutes, as affected by 1995 Wisconsin Act 27,
16 is repealed.”.

17 **154.** Page 165, line 8: on lines 8 and 15, after “parent” insert “or kinship care
18 relative”.

19 **155.** Page 165, line 19: after “parent” insert “or kinship care relative”.

20 **156.** Page 170, line 25: after that line insert:

21 “**SECTION 274c.** 948.45 (1) of the statutes, as affected by 1995 Wisconsin Act 27,
22 is amended to read:

23 948.45 (1) ~~Except as provided in sub. (2), any~~ Any person 17 years of age or older
24 who, by any act or omission, knowingly encourages or contributes to the truancy, as

1 defined under s. 118.16 (1) (c), of a person 17 years of age or younger is guilty of a
2 Class C misdemeanor.

3 **SECTION 274d.** 948.45 (2) of the statutes, as affected by 1995 Wisconsin Act 27,
4 is repealed.”.

5 **157.** Page 171, line 8: delete the material beginning with that line and ending
6 with page 172, line 9.

7 **158.** Page 172, line 24: delete lines 24 and 25.

8 **159.** Page 173, line 1: delete lines 1 to 20 and substitute:

9 “(6m) KINSHIP CARE ASSESSMENTS. Beginning on July 1, 1996, each county
10 department of human services or social services under sections 46.215, 46.22 and
11 46.23 of the statutes shall assess each relative of a child, other than the child’s
12 parent, who is providing care for the child to determine if the relative is eligible to
13 receive kinship care payments under section 48.57 (3m) (am) of the statutes, as
14 created by this act. Immediately after conducting the assessment, the department
15 of industry, labor and job development shall begin making those kinship care
16 payments, if the relative is determined to be eligible to receive those kinship care
17 payments, or the county department shall begin making foster care payments under
18 section 48.62 (4) of the statutes, if the relative is determined to be eligible to receive
19 those foster care payments. Each county department of human services or social
20 services under sections 46.215, 46.22 and 46.23 shall complete all of the assessments
21 and background investigations required under this subsection by July 1, 1997.”.

22 **160.** Page 174, line 2: after that line insert:

23 **“SECTION 277c. Appropriation changes; education.**

1 (1) ELIMINATION OF ALTERNATIVE EDUCATION FOR LEARNFARE PUPILS. In the
2 schedule under section 20.005 (3) of the statutes for the appropriation to the
3 department of education under section 20.255 (2) (ec) of the statutes, as affected by
4 the acts of 1995, the dollar amount is decreased by \$500,000 for fiscal year 1996-97
5 to reflect the elimination of alternative education for learnfare pupils.

6 **SECTION 277f. Appropriation changes; industry, labor and job**
7 **development.**

8 (1g) ELIMINATION OF LEARNFARE.

9 (a) In the schedule under section 20.005 (3) of the statutes for the appropriation
10 to the department of industry, labor and job development under section 20.445 (3) (a)
11 of the statutes, as affected by the acts of 1995, the dollar amount is decreased by
12 \$52,000 to reflect the elimination of the learnfare program.

13 (b) In the schedule under section 20.005 (3) of the statutes for the appropriation
14 to the department of industry, labor and job development under section 20.445 (3)
15 (de) of the statutes, as affected by the acts of 1995, the dollar amount is decreased
16 by \$3,279,500 to reflect the elimination of the learnfare program.”.

17 **161.** Page 175, line 16: delete “and (b)”;
and delete “, (bm), (bt), (bu)”.

18 **162.** Page 175, line 17: delete “49.19 (4e) (a) and (c), 49.193 (2) (a) and (am),
19 (4) (g), (j) 4.” and substitute “49.193 (4) (g)”.

20 **163.** Page 175, line 18: delete “, (7)”.

21 **164.** Page 175, line 20: delete “46.98 (4) (b),”.

22 **165.** Page 175, line 21: on lines 21 and 22, delete “the amendment of section
23 49.193 (8) (bm) of the statutes,”.

