



**ASSEMBLY AMENDMENT 1,
TO 2009 ASSEMBLY BILL 510**

October 28, 2009 – Offered by COMMITTEE ON CHILDREN AND FAMILIES.

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 7, line 8: delete that line and substitute “foster home”.
- 3 **2.** Page 7, line 19: after “denied” insert “or the kinship care relative is
otherwise determined to be ineligible for licensure”.
- 4 **3.** Page 7, line 20: delete “denied.” and substitute “denied or the kinship care
relative is otherwise determined to be ineligible for licensure.”.
- 5 **4.** Page 7, line 21: after “denied” insert “or the kinship care relative is not
otherwise determined to be ineligible for licensure”.
- 6 **5.** Page 8, line 1: after “denied” insert “or the kinship care relative is otherwise
determined to be ineligible for licensure”.
- 7 **6.** Page 8, line 2: delete “denied.” and substitute “denied or the kinship care
relative is otherwise determined to be ineligible for licensure.”.

1 **7. Page 8, line 4:** delete “denied,” and substitute “denied or the kinship care
relative is otherwise determined to be ineligible for licensure,”.

2 **8. Page 9, line 11:** delete lines 11 to 15 and substitute:

3 “**SECTION 10d.** 48.57 (3n) (am) 1. of the statutes is amended to read:

4 48.57 (**3n**) (am) 1. The long-term kinship care relative applies to the county
5 department or department for payments under this subsection ~~and~~, provides proof
6 that he or she has been appointed as the guardian of the child ~~under s. 48.977 (2),~~
7 and, if the child is placed in the home of the long-term kinship care relative under
8 a court order, applies to the county department or department for a license to operate
9 a foster home.”.

10 **9. Page 9, line 24:** after “denied” insert “or the long-term kinship care relative
is otherwise determined to be ineligible for licensure”.

11 **10. Page 9, line 25:** delete “denied.” and substitute “denied or the long-term
kinship care relative is otherwise determined to be ineligible for licensure.”.

12 **11. Page 10, line 1:** after “denied” insert “or the long-term kinship care
relative is not otherwise determined to be ineligible for licensure”.

13 **12. Page 10, line 7:** after “denied” insert “or the long-term kinship care
relative is otherwise determined to be ineligible for licensure”.

14 **13. Page 10, line 8:** delete “denied.” and substitute “denied or the long-term
kinship care relative is otherwise determined to be ineligible for licensure.”.

15 **14. Page 10, line 10:** delete “denied,” and substitute “denied or the long-term
kinship care relative is otherwise determined to be ineligible for licensure,”.

- 1 **15.** Page 10, line 24: delete “specified in s. 48.977 (4) (a)” and substitute “who
is authorized to file a petition for the appointment of a guardian for the child”.
- 2 **16.** Page 11, line 6: delete that line and substitute “age by a foster home that
is certified to provide level one care, as defined in the rules”.
- 3 **17.** Page 11, line 8: delete “licensed” and substitute “certified”.
- 4 **18.** Page 11, line 9: delete “that basic level of care,” and substitute “such level
one care,”.
- 5 **19.** Page 11, line 13: delete that line and substitute “foster home that is
certified to provide level one care, as defined in the rules”.
- 6 **20.** Page 11, line 15: delete “licensed” and substitute “certified”.
- 7 **21.** Page 11, line 16: delete “that basic level of care,” and substitute “such level
one care,”.
- 8 **22.** Page 11, line 18: delete “department” and substitute “department, county
department, or licensed child welfare agency”.
- 9 **23.** Page 11, line 21: delete “licensed” and substitute “licensed certified”.
- 10 **24.** Page 12, line 4: delete “licensed” and substitute “licensed certified”.
- 11 **25.** Page 12, line 6: delete the material beginning with “licensed” and ending
with “care.” on line 8 and substitute “licensed certified to provide. A foster home that
is certified to provide a given level of care under par. (a) may not provide foster care
for any child whose needs are assessed to be above that level of care unless the
department, county department, or child welfare agency issuing the foster home
license determines that support or services sufficient to meet the child’s needs are
in place and grants an exception to that prohibition.”.

1 **26.** Page 12, line 9: delete the material beginning with that line and ending
with page 13, line 8, and substitute:

2 “**SECTION 14d.** 48.75 (1g) (c) (intro.) of the statutes is amended to read:

3 48.75 (1g) (c) (intro.) No license may be issued under par. (a) 1., 2., or 3. unless
4 the public licensing agency issuing the license has notified the public licensing
5 agency of the county in which the foster home will be located of its intent to issue the
6 license and no license may be issued under par. (a) 2. or 3. unless the 2 public
7 licensing agencies have entered into a written agreement under this paragraph. A
8 public licensing agency is not required to enter into any agreement under this
9 paragraph allowing the public licensing agency of another county to license a foster
10 home within its jurisdiction. The written agreement shall include all of the
11 following:

12 **SECTION 17g.** 48.75 (1g) (cm) of the statutes is created to read:

13 48.75 (1g) (cm) Notwithstanding that a written agreement under par. (c) is not
14 required for the issuance of a license under par. (a) 1., the public licensing agency
15 issuing the license shall have the responsibilities specified in par. (c) 1., shall be
16 responsible for the costs specified in par. (c) 2., and shall have in place the procedures
17 specified in par. (c) 3.

18 **SECTION 18d.** 48.75 (1g) (d) of the statutes is amended to read:

19 48.75 (1g) (d) If the public licensing agency issuing a license under par. (a) ~~1.,~~
20 2. or 3. violates the agreement under par. (c), the public licensing agency of the county
21 in which the foster home is located may terminate the agreement and, subject to ss.
22 48.357 and 48.64, require the public licensing agency that issued the license to
23 remove the child from the foster home within 30 days after receipt, by the public

