



State of Wisconsin  
2021 - 2022 LEGISLATURE

LRB-4783/1  
EHS:amn

## 2021 ASSEMBLY BILL 1038

February 17, 2022 - Introduced by Representatives POPE, ANDRACA, SPREITZER, VRUWINK, HEBL, EMERSON, SHELTON, CONLEY, SINICKI, CONSIDINE, HESSELBEIN, MILROY, BOWEN, CABRERA, SHANKLAND and HONG, cosponsored by Senators ERPENBACH, CARPENTER, JOHNSON, AGARD and SMITH. Referred to Committee on Children and Families.

1     **AN ACT to create** 20.437 (1) (em) and 49.135 of the statutes; **relating to:** a grant  
2             program to fund child care staff to care for children with disabilities, granting  
3             rule-making authority, and making an appropriation.

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***Analysis by the Legislative Reference Bureau***

This bill creates a grant program under which the Department of Children and Families may award grants to licensed child care centers and certified child care providers to pay for additional staffing to assist in the care of children with disabilities when other funding is unavailable or insufficient for this purpose. The bill authorizes DCF to determine grant eligibility and award amounts, and allows DCF to promulgate rules to administer the grant program.

For further information see the state fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

4             **SECTION 1.** 20.437 (1) (em) of the statutes is created to read:  
5             20.437 (1) (em) *Child care staffing for children with disabilities.* A sum  
6             sufficient for the grant program under s. 49.135.

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**SECTION 2**

1           **SECTION 2.** 49.135 of the statutes is created to read:

2           **49.135 Child care staffing for children with disabilities.** (1) In this  
3 section, “child with a disability” means a child with a disability, as defined in s. 106.50  
4 (1m) (g), including a child with a disability, as defined in s. 115.76 (5) (a).

5           (2) From the appropriation under s. 20.437 (1) (em), the department may  
6 award grants to child care centers licensed under s. 48.65 and child care providers  
7 certified under s. 48.651 to pay for additional staffing to assist in the care of children  
8 with disabilities when other funding is unavailable or insufficient for this purpose.

9           (3) The department shall determine eligibility for the grant program under this  
10 section and the amount that is awarded to each provider of child care services.

11           (4) The department may promulgate rules to administer this section.

12                                   **(END)**