

Appendix O

Local Conditions

Federal, State and Local Mandates

Mandates were considered in all steps of the process to avoid a design that could not be implemented.

- Sources of Information for a Snapshot of Local Conditions
- Federal and Wisconsin Mandates Related To Sustenance of Young Children
- Federal and Wisconsin Mandates Related to Nurturance of Young Children
- Federal and Wisconsin Mandates Related to Experience of Young Children

Sources of Information for a Snapshot of Local Conditions

School District Level Information:

List of Wisconsin School Districts by County

<http://www.dpi.state.wi.us/dpi/dltcl/lbstat/distcty.html>

Census 2000 School District Profiles (by school district) from the National Center for Education Statistics. 1990 data is also available.

<http://nces.ed.gov/surveys/sdds/index.asp>

Wisconsin Student and Staff Data (chart of all school districts). Includes minority enrollment and private school enrollment

http://www.dpi.state.wi.us/dpi/dfm/sfms/pdf/bf_sectc.pdf

Wisconsin Non-Public School Enrollment. Includes charts by school and grade.

<http://www.dpi.state.wi.us/dpi/dltcl/lbstat/privdata.html>

Wisconsin Information Network for Successful Schools (WINSS)

Colorful charts by school district for scores on standardized tests, attendance, demographics, etc. over time.

<http://www.dpi.state.wi.us/sig/>

School District Level Census Data presented by the Wisconsin Department of Administration: (charts of all school districts); includes rural-urban, housing measures, etc.

http://www.doa.state.wi.us/pagesubtext_detail.asp?linksubcatid=566

School District Mapping. Shows the geographical boundaries of each school district)

<http://maps.nces.ed.gov/sddsgis/index.asp?detail=districtnm&state=55>

Information from this federal *No Child Left Behind* website provides information on individual schools within districts. <http://www.schoolresults.org/>

County Level Data

U.S. Census Bureau – American Fact Finder – A variety of kinds of information by community and county <http://factfinder.census.gov>

Wiskids Count Data Book. County level data covering a number of indicators of family and child well-being <http://www.wccf.org/projects/wiskids/2003/2003wiskids.htm>

Center on Wisconsin Strategy. Family economic indicators by county.

http://www.cows.org/toolkit/data_county/data.asp

FEDERAL AND WISCONSIN MANDATES RELATED TO <i>SUSTENANCE</i> OF YOUNG CHILDREN		
	Mandates Requiring Actions	Source*
Children must	Any student admitted into a nursery school shall, within 30 school days, present written evidence of immunization.	WI St 252.04
	School boards and each charter school shall request each pupil entering kindergarten to provide evidence that the pupil has had his or her eyes examined by an optometrist or physician	WI St 118.135
Parents must	provide necessary care, food, clothing, medical or dental care or shelter so as not to seriously endanger the physical health of the child	WI St. 49.98
	A person responsible for a child's welfare who knows that another person intends to cause, is causing or has caused bodily harm to the child must take action to protect the child	WI St 948.03
	keep day care centers or nursery schools informed of the student's compliance with the immunization schedule	WI St. 252.04
Others must	Physicians shall report [to county department an] infant [who has been tested and] who has controlled substances . . . In the infant's bodily fluids. Must give certain information to parents whose child is so tested.	WI St 146.0255(2)
	Physicians must report birth defects to the state	WI St 253.13
	Physicians must screen newborns for congenital and metabolic disorders before they leave the hospital or within a week of birth	WI St 253.13
	Physicians or midwives must use a prophylactic agent to prevent infant blindness	WI St 253.11
	Manufacturers of [grain products] must add the nutrient folic acid to their products	U.S. Food and Drug Administration
	Cigarette packages and advertisements must carry four health-related warning labels on a rotating basis, including "SURGEON GENERAL'S WARNING: Smoking by Pregnant Women May Result in Fetal Injury, Premature Birth, and Low Birth Weight".	U.S. Comprehensive Smoking Education Act
	All manufactures of alcoholic beverages must attach the following label to their products: GOVERNMENT WARNING: (1) According to the Surgeon General, women should not drink alcoholic beverages during pregnancy because of the risk of birth defects.	U.S. Public Law 100-690 (1989)
	Construction contractors, property managers, and others who perform renovations must provide occupants with the pamphlet, Protect Your Family from Lead in Your Home, before starting renovation work on housing built before 1978	U.S. Environmental Protection Agency
	Hazardous materials must be marked "Keep out of reach of children"	WI St.100.37
	Immunizers must maintain records of immunizations	WI St 252.04
	Manufacturers must package materials that would be hazardous for children with child-resistant packaging to prevent death or serious injury or illness in children under the age of five	U.S. Poison Prevention Packaging Act
	Infant walkers must be wider than a 36 inch doorway or must have a braking mechanism	ASTM F977-96
	Medical, psychological, and social service professionals must report suspected child abuse and neglect	WI St. 48.981
	Child care teachers must have the required qualifications to be hired at a child care center, including being 18 years old, having a high school diploma and having at least a minimum amount of coursework (2 non-credit courses) and experience (80 hours a	WI HFS 46.05
	School districts must identify and evaluate all children with disabilities who are in need of special education and related services, including such children who are not yet 3 years of age	WI St. 115.77
	School districts must help transition the child [who has disabilities] from birth to three programs and develop an Individualized Education Program (IEP) team	WI St. 115.77
	School districts must appoint an individualized education program team for a child with disabilities	WI St. 115.78

Programs must	Privately-operated alcohol or other drug abuse treatment programs must give first priority for services to pregnant women	WI St. 51.46
	<u>Mandates directly below apply to licensed child care; programs with 4 or more non-kin children must be licensed:</u>	
	Day care centers or nursery schools shall notify the county district attorney of students who are not immunized or who do not provide information for why they are exempt within 60 school days after being admitted to the center	WI St 252.04
	Child care must exclude students who are not immunized or who do not provide information for why they are exempt	WI St 252.04
	Day care centers or nursery schools shall notify in writing the parent, guardian or legal custodian of any minor student who has not met immunization or waiver requirements	WI St 252.04
	Child care centers must conduct a background check for all employees	WI HFS 46.12
	Child care programs must store medications where they're not accessible to children	WI HFS 46.07
	Child care centers must provide food to children based on the amount of time present but no child may go without food for longer than 3 hours	WI HFS 46.07
	Child care centers must post menus in the kitchen, in a conspicuous place accessible to parents, and be available for review by the department	WI HFS 46.07
	Child care centers must plan meals that include diverse types of food, be planned a week in advance and kept on file for 3 months	WI HFS 46.07
	Child care centers shall prepare enough food so that second portions of vegetables or fruit, bread and milk are available to children	WI HFS 46.07
	Child care centers must provide equipment and supplies that foster child development, including large muscle development	WI HFS 46.06
	A center shall provide sufficient outdoor play equipment to allow each child at least one activity involving equipment when all children are using equipment.	WI HFS 46.06
	Child care centers must provide equipment and supplies that foster child development, including large muscle development, fine motor development, social development and cognitive development	WI HFS 46.06
	Child care center's indoor and outdoor play equipment must be safe and developmentally appropriate	WI HFS 46.06
	Child care centers must provide each child with an individually identified sheet and blanket or sleeping bag that may be used only by that child until it is washed	WI HFS 46.06
	The number of children under one year of age admitted at any one time may not exceed the number of cribs and playpens.	WI HFS 46.06
	A center shall provide sufficient indoor play equipment to allow each child a choice of at least 3 activities involving equipment when all children are using equipment	WI HFS 46.06
	The program shall provide reasonable regularity in eating, napping and other routines	WI HFS 46.07
	Child care centers must provide equipment to take infants and toddlers out of doors for a walk.	WI HFS 46.06
	If a center is in operation for more than 3 hours per day, daily outdoor activities except during inclement weather or when not advisable for health reasons are required	WI HFS 46.07

Communities must		
Counties must	Each county administrative agency (of WI HFS) shall establish a comprehensive child find system to ensure that all children who have special needs are identified and referred for screening or for evaluation	WI St. 115.78
	Each county administrative agency (of WI HFS) shall establish a formal referral system among agencies and others serving young children and include those whose services are related to early intervention	WI St. 115.78
	Each county administrative agency (of WI HFS) shall provide or arrange for the provision of other early intervention services	WI HFS 90.07
	Birth to 3 grantees must make available assistive devices necessary to make it possible for a child to move, communicate, improve functioning or address objectives which are listed in the child's individualized educational plan.	WI St. 1308.4
	A county administrative agency shall provide or arrange for the provision of other early intervention services.	WI HFS 90.11
The state must	[The Department of Health and Family Services shall] establish a Council on Birth Defects Prevention and Surveillance	WI St 253.13
	[DHFS shall] maintain an up-to-date registry of the diagnosis of birth defects of any child age birth to two years	WI St 253.13
	[DHFS must] carry out a statewide immunization program	WI St 252.04
	The department [DHFS] must provide the vaccines, if funds are available, upon request of a school district or a local health department	WI St 252.04
	The state laboratory of hygiene board shall provide DHFS the names and addresses of parents of infants who have positive test results for newborn screening	WI St 253.13
	DHFS must provide the families whose children suffer from congenital disorders and to women of child-bearing age with a history of congenital disorders with information, referrals for services, and coordination of provision of services	WI St 253.13

FEDERAL AND WISCONSIN MANDATES RELATED TO <i>SUSTENANCE</i> OF YOUNG CHILDREN		
Mandates Prohibiting Actions		Source*
Children must not		
Parents must not	Pregnant mothers must not exhibit to a severe degree the habitual lack of self-control in the use of alcohol beverages or controlled substances	WI St. 48.02
	No parent or guardian shall authorize or knowingly permit a child to attach themselves to vehicle on the roadway with a play vehicle or allow the child and the play vehicle to go upon any roadway except while crossing a roadway at a crosswalk	WI St. 346.77
Others must not	Workplaces must limit mercury	U.S. Occupational Safety and Health Administration
	No one may intentionally cause great bodily harm to a child	WI St 948.03
	No person may transport a child [under age 4] without a car seat [or ages 4-8] without a seat belt	WI St. 347.48
	No one may sell or distribute toys containing toxic substances	WI St. 100.37 (1993)
	No one may introduce or deliver for interstate commerce toys or other articles for use by children under 3 years of age if the toys present a choking, aspiration, or ingestion hazard because of small parts	U.S. Small Parts Regulation
	No employee may take more than 6 weeks of family leave for the birth or adoption of a child	WI 103.10
Programs must not		
Counties must not		
The state must not		
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Please consult the original sources noted in the right column for the complete, original language of each mandate.		
	Primary source:	
	Wisconsin law (including statutes and administrative codes): www.legis.state.wi.us/	
	* WI St refers to Wisconsin statutes	
	WI HFS refers to administrative code for the Department of Health and Family Services	

FEDERAL AND WISCONSIN MANDATES RELATED TO <i>NURTURANCE</i> OF YOUNG CHILDREN		
	Mandates Requiring Actions	Source*
Children must		
Parents must	A person responsible for a child's welfare who knows that another person intends to cause, is causing or has caused bodily harm to the child must take action to protect the child	WI St 948.03
Others must	Employers of at least 50 people are required to provide up to 12 unpaid workweeks of job-protected leave during any 12-month period for the birth or adoption of a child, the foster care of a child; to care for a seriously ill child, spouse, or parent, or	U.S. Family and Medical Leave Act of 1993
	Employers with at least 25 employees must post the policies pertaining to family and medical leave	WI St. 103.10
	Medical, psychological, and social service professionals must report suspected child abuse and neglect	WI St. 48.981
	Child care teachers must have the required qualifications to be hired at a child care center, including being 18 years old, having a high school diploma and having at least a minimum amount of coursework (2 non-credit courses) and experience (80 hours a	WI HFS 46.05
	School districts must make available a free appropriate public education to children over age 3 with disabilities	WI St. 115.77
	School districts must help transition the child [who has disabilities] from birth to three programs and develop an Individualized Education Program (IEP) team	WI St. 115.77
	School districts must appoint an individualized education program team for a child with disabilities	WI St. 115.78
Programs must	<i><u>Mandates directly below apply to licensed child care; programs with 4 or more non-kin children must be licensed:</u></i>	
	Child care centers must conduct a background check for all employees	WI HFS 46.12
	Child care staff shall sit at the table with the children during mealtime and food should be served with time allowed for socialization	WI HFS 46.07
	Child care centers must provide a rocking chair or other adult-size chair for each child care worker for the purpose of holding and rocking children	WI HFS 46.06
	Each group day care center shall have a written program of activities which are suitable for the developmental level of each group of children.	WI HFS 46.07
	Child care workers shall give children individual attention	WI HFS 46.07
	Child care centers shall have a written policy that provides for positive guidance, redirection and the setting of clear-cut limits for the children that would help a child develop self control, self-esteem and respect for the rights of others	WI HFS 46.07
	The program shall provide reasonable regularity in eating, napping and other routines	WI HFS 46.07
	Child care centers must provide equipment that reflects cultural and ethnic diversity	WI HFS 46.06
Communities must		
Counties must		
The state must		

FEDERAL AND WISCONSIN MANDATES RELATED TO <i>NURTURANCE</i> OF YOUNG CHILDREN		Source
Mandates Prohibiting Actions		
Children must not		
Parents must not	A person responsible for a child's welfare may not knowingly permit, allow or encourage the child to engage in sexually explicit conduct	WI St. 948.02
Others must not	Whoever has control of a child must not demonstrate disregard for the mental well-being of the child	WI St 948.04
	No one may exploit a child sexually	WI St. 948.05
	No employee may take more than 6 weeks of family leave for the birth or adoption of a child	WI 103.10
	No employee may take more than 2 weeks of family leave to care for the employee's child, spouse or parent [who has a serious health condition]	WI 103.10
	In a 12-month period no employee may take more than 8 weeks of total family leave	WI 103.10
Programs must not	<i>Mandates directly below apply to licensed child care; programs with 4 or more non-kin children must be licensed:</i>	
	Child care centers that use time-outs cannot have time-out periods longer than 5 minutes	WI HFS 46.07
	Child care centers that use time-outs cannot use them on children younger than age 3	WI HFS 46.07
	Child care centers can not use actions which are humiliating or frightening to a child	WI HFS 46.07
Communities must not		
Counties must not		
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FEDERAL AND WISCONSIN MANDATES RELATED TO <i>EXPERIENCE</i> OF YOUNG CHILDREN		
Mandates Requiring Actions		Source*
Children must		
Parents must	cause the child who is between the ages of 6 and 18 years to attend school regularly	WI St. 118.15
Others must	Commercial television broadcasters must air three hours of educational programming a week	U.S. Children's Television Act of 1990
	Employers with at least 25 employees must post the policies pertaining to family and medical leave	WI St. 103.10
	Medical, psychological, and social service professionals must report suspected child abuse and neglect	WI St. 48.981
	Child care teachers must have the required qualifications to be hired at a child care center, including being 18 years old, having a high school diploma and having at least a minimum amount of coursework (2 non-credit courses) and experience (80 hours a	WI HFS 46.05
	School districts must identify and evaluate all children with disabilities who are in need of special education and related services, including such children who are not yet 3 years of age	WI St. 115.77
	Schools must test all children in grades 3 and beyond in reading and math tests designated by the state; by 2014 all children must score in the advanced or proficient levels	U.S. No Child Left Behind Act
	School districts must make available a free appropriate public education to children over age 3 with disabilities	WI St. 115.77
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	Day care centers or nursery schools shall notify the county district attorney of students who are not immunized or who do not provide information for why they are exempt within 60 school days after being admitted to the center	WI St 252.04
	Child care must exclude students who are not immunized or who do not provide information for why they are exempt	WI St 252.04
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Programs must, cont.	Child care centers must provide equipment and supplies that foster child development, including large muscle development	WI HFS 46.06
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	A county administrative agency shall provide or arrange for the provision of other early intervention services.	WI HFS 90.11
The state must	The state superintendent [of the Dept. of Public Instruction] shall promote, assist, plan and coordinate the organization, development and improvement of public library services and public library systems to serve the needs of all citizens in the state	WI St.43.03

FEDERAL AND WISCONSIN MANDATES RELATED TO <i>EXPERIENCE</i> OF YOUNG CHILDREN		
Mandates Prohibiting Actions		Source
Children must not	No child may be admitted to a 4-year-old kindergarten unless he or she is 4 years old on or before September 1	WI St. 118.14
	No child may be admitted to a 5-year-old kindergarten unless he or she is 5 years old on or before September 1	WI St. 118.14
Parents must not		
Others must not	Commercial television broadcasters must limit the amount of commercial matter on children's programming	U.W. Children's Television Act
Communities must not		
Counties must not		
The state must not		
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