

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB133)**

Received: **06/23/99**

Received By: **yacketa**

Wanted: **As time permits**

Identical to LRB:

For: **Assembly Republican Caucus 6-1452**

By/Representing: **Kratochwill**

This file may be shown to any legislator: **NO**

Drafter: **yacketa**

May Contact:

Alt. Drafters:

Subject: **Public Assistance - med. assist.**

Extra Copies: **DAK**

**Pre Topic:**

ARC:.....Kratochwill - Am #13,

**Topic:**

MA HIV waiver

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	yacketa 06/23/99	wjackson 06/23/99	kfollet 06/24/99	_____	lrb_docadmin 06/24/99		
/2	yacketa 06/27/99	wjackson 06/27/99	hhagen 06/27/99	_____	lrb_docadmin 06/27/99		

FE Sent For:

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1?	yacketa	11 WLj 6/23	Kjf 6/23	Kjf/f <del>6/24</del>			

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ARC

1999-00. In addition, delete 0.86 SEG position beginning in 1999-00.

8. *Milwaukee Charter School Program Special Education.* Modify the JFC provision that would require that the operators of the Milwaukee charter schools established by the City of Milwaukee, the UW-Milwaukee and the Milwaukee Area Technical College to be the designated local education agencies (LEAs) for federal special education requirements to permit the Milwaukee Public Schools, at its discretion, to be the LEA for these schools.

9. *Revenue -- Corporate Endangered Resources Checkoff.* Delay the effective date for implementation of the endangered resources check-off on corporate income and franchise tax returns from tax year 2000 to tax year 2001.

10. *Revenue-Business Tax Registration.* Provide 3.0 PR positions annually to the Department of Revenue for the business tax registration system.

11. *Medical Assistance -- HMO Lead Screening Performance Standard.* Delete the JFC provision that would require DHFS to include a lead screening performance standard with financial penalties in the MA HMO contract that begins January 1, 2000. Under this provision, MA HMOs would be required to provide at least one lead blood test annually to 65% of children between the ages of one and five who are enrolled in the HMO. This standard would only apply to children who have been enrolled in the HMO for at least six months of the applicable year.

12. *BadgerCare Eligibility.* Delete the JFC provision that would specify that individuals who had COBRA coverage before submitting an application for BadgerCare would be eligible for coverage under BadgerCare.

Under current law, a family is ineligible for BadgerCare if the family had access to employer-subsidized health care coverage within the time period established by DHFS rule, not to exceed 18 months, immediately preceding application for BadgerCare. Under the approved federal waiver, individuals who are covered or were covered during the three months prior to applying for BadgerCare under an employer-sponsored family health insurance plan that meets the definition of group coverage under the Health Insurance Portability and Accountability Act (HIPAA) are ineligible for BadgerCare. Under COBRA, employees who terminate employment for any reason other than gross misconduct, those whose hours are reduced, and dependents of these employees may continue to receive group coverage for up to 18 months, dependents may continue coverage for up to 36 months under specified circumstances, and disabled employees can continue coverage for up to 29 months.

13. *Medical Assistance -- HIV Waiver.* Modify provisions in the substitute amendment that would require DHFS to request a waiver from the Secretary of the federal Department of Health and Human Services that would allow DHFS to provide clinical evaluation services for persons with HIV by: (a) specifying that DHFS request a budget neutral section 1115 waiver; and (b) authorizing DHFS to provide coverage of all MA benefits to these individuals, rather than only clinical evaluation services.

~~14. *Newborn Hearing Screening.* Modify JFC provisions that would increase fees for~~



**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBb1151/1dn

TAY.....

WLJ

Medical assistance waivers must, by federal law, be budget neutral. Therefore, it is not necessary to specify that DHFS "request a budget neutral section 1115 waiver."

Tina A. Yacker  
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Phone: (608) 261-6927  
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FROM THE  
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LRBb1151/1dn  
TAY:wlj:kjf

June 23, 1999

Medical assistance waivers must, by federal law, be budget neutral. Therefore, it is not necessary to specify that DHFS "request a budget neutral section 1115 waiver."

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Legislative Attorney  
Phone: (608) 261-6927  
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State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb1151/42  
TAY:wlj:kjf

ARC:.....Kratochwill - Am #13, MA HIV waiver

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 722, line 25: delete "17."
- 3 **2.** Page 723, line 1: after "department" insert "may provide coverage for the  
4 services specified under sub. (2) ~~and~~ <sup>(a) and (b)</sup> and".
- 5 **3.** Page 723, line 2: delete "17." and substitute "17.,".

6

(END)





State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb1151/2  
TAY:wlj:ksh

ARC:.....Kratochwill – Am #13, MA HIV waiver

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TO 1999 ASSEMBLY BILL 133

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 722, line 25: delete “17.”
- 3 **2.** Page 723, line 1: after “department” insert “may provide coverage for the
- 4 services specified under sub. (2) (a) and (b) 1. to 16., and”.
- 5 **3.** Page 723, line 2: delete “17.” and substitute “17.,”.

6 (END)