

**2001 DRAFTING REQUEST**

**Senate Amendment (SA-SB55)**

Received: **05/21/2001**

Received By: **kenneda**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 266-3847**

By/Representing: **Arsenault**

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

Drafter: **kenneda**

May Contact:

Addl. Drafters:

Subject: **Mental Health - miscellaneous**

Extra Copies:

Submit via email: **NO**

Requester's email:

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**Pre Topic:**

LFB:.....Arsenault -

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**Topic:**

Community services for individuals with mental illness

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**Instructions:**

See Attached; Motion #309

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**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	kenneda 06/01/2001	wjackson 06/03/2001	jfrantze 06/03/2001	_____	lrb_docadmin 06/03/2001		
/2	kenneda 06/05/2001	wjackson 06/05/2001	rschluet 06/05/2001	_____	lrb_docadmin 06/05/2001		
/3	kenneda 06/06/2001	wjackson 06/06/2001	kfollet 06/07/2001	_____	lrb_docadmin 06/07/2001		

Vers.      Drafted      Reviewed      Typed      Proofed      Submitted      Jacketed      Required

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13 wj 6/6

kj  
6/7

kj/self  
6/7

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*[Handwritten signatures]*  
5-6-1 <END>

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1?	kenneda	1 WLj 6/3	J 6/3	J/cmk 6/3			

FE Sent For:

<END>

**Kennedy, Debora**

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**From:** Arsenault, Yvonne  
**Sent:** Monday, May 21, 2001 9:18 AM  
**To:** Malaise, Gordon; Kennedy, Debora  
**Cc:** Morgan, Charlie  
**Subject:** Drafting instructions from Friday's JFC meeting

Gordon and Debora -

JFC passed the following alternatives and motions on Friday:

- MM  
?
1. Paper 515 - Alternative A and B1. Please modify the statutory limit on the BCA amount to \$244,724,300 in 2001-02 and \$244,703,400 in 2002-03 - we will put a technical through at the end of finance to change the 2002-03 to this amount - it was computed incorrectly in the paper.
  - AK  
? (2. Paper 516 - Alternative B3. b0325
  - AK (3. Motion 309 - s. 46.54, change funding limit from \$480,000 to ~~\$718,000~~ <sup>\$874,000</sup>. In addition, please insert the allocations from this motion and alternative B3 (paper 516) into session law. b032c  
*why session law?*
  - AK  
? (4. Paper 517 - Alternative A4. Delayed action on B until they bring up TANF stuff. b0327
  - AK (5. Paper 518 and 519 - Passed motion 725. In Alternative B1 (as part of motion 725), the last 2 sentences need to be in statute but the first sentence does not. b0328

Deborah - for the Rozensweig draft - the Birth-to-three portion should incorporate what finance passes on Friday (as indicated in motion 725). If you have questions, please call me.

I will fax the motions over to you - I think they are both for Deborah, so I'll put her name on the fax but if I'm wrong, let me know!

Thanks,  
Yvonne

Yvonne M. Arsenault  
Legislative Fiscal Bureau  
(608) 266-3847  
Yvonne.Arsenault@legis.state.wi.us

Senator Wirch  
Representative Albers  
Senator Moore

HEALTH AND FAMILY SERVICES -- COMMUNITY AIDS AND SUPPORTIVE LIVING

Community Services for Individuals with Mental Illness

[Paper #516]

20.435 (7) (md)

Motion:

Move to delete the Governor's recommendation to increase funding for system change grants (\$928,000 FED annually). Instead, provide \$928,000 FED in 2001-02 for the following purposes: (a) integrated service projects for children with severe emotional disabilities (\$296,000 FED); (b) consumer and family support services (\$394,000 FED); and (c) the behavioral health managed care demonstration projects (\$238,000 FED). Provide \$928,000 FED in 2002-03 for the following purposes: (a) integrated service projects for children with severe emotional disabilities (\$496,000 FED); (b) consumer and family support services (\$394,000 FED); and (c) the behavioral health managed care demonstration projects (\$38,000 FED).

See law?

Gov: Behav. health - 160,000 01-02  
238,000  
398,000

Note:

The Governor's bill would increase the system change grants by \$928,000 FED annually. This motion would delete this provision and instead use these funds for integrated services projects for children with severe emotional disabilities, consumer and family support services and the behavioral health managed care demonstration projects. The federal funding is available under the community mental health block grant.

This motion would not modify the Governor's recommended statutory changes to the program.

system change grants = 46.52

integrated service projects = 46.56

consumer + fam support services = 46.54

behavioral health managed

care demo projects

= 1999 Wis Act 9, Sec 9.123

(3)

Motion #309

From Yvonne Arreola, in response to DAK:

✓ ① Instructions are wrong: for 46.54, funding limit is \$874,000, not \$710,000

✓ ② Instructions are conflicting: amend 46.54 or put proviso in nonstats?

③ Re behavioral health managed care demo projects: Amend 1999 Wis Act 9, sec 9.123(3)(a), sec. has limit there?

## Kennedy, Debora

---

**From:** Arsenault, Yvonne  
**Sent:** Friday, June 01, 2001 1:47 PM  
**To:** Kennedy, Debora  
**Subject:** Base Funding

Debora -

✓ The base funding for ISP for SED kids is \$1,330,500 FED. Under JFC, and additional \$296,000 FED was allocated in 2001-02 and \$496,000 FED was allocated in 2002-03. Therefore, the federal funding limit in session law should read "no more than \$1,626,500 FED in 2001-02 and \$1,826,500 FED in 2002-03." The GPR funding limit is currently \$133,300 GPR and was not changed in actions by JFC.

✓ The base funding for consumer and family support services is \$480,000 FED. JFC allocated an additional \$394,000 FED in each fiscal year of the 2001-03 biennium. Therefore, in s. 46.54, the funding limit should be changed from \$480,000 to \$874,000. Consumer and family support services do not need to be referenced in session law.

✓ Also, you asked yesterday about the behavioral health demonstration projects - it is LFB and DOA's understanding that statutory authority does not need to be given for these projects, especially since these pilot program are not to receive <sup>receive</sup> one-time funds past the 2001-03 biennium. Session law should be added which specifies the maximum limit of federal funding that is available for these projects. However, it needs to be written in such a way as to not preclude the projects from receiving a systems change grant.

Hope that helps. If you have any further questions, please contact me.

Thanks,  
Yvonne

Yvonne M. Arsenault  
Legislative Fiscal Bureau  
(608) 266-3847  
Yvonne.Arsenault@legis.state.wi.us



LFB:.....Arsenault – Community services for individuals with mental illness  
FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION  
LFB AMENDMENT  
TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144

1 At the locations indicated, amend the bill as follows:

2 1. Page 764, line 6: after that line insert:

3 "SECTION 1562d. 46.54<sup>1</sup> of the statutes is amended to read:

4 46.54 Consumer and family self-help and peer-support programs.

5 From the appropriation under s. 20.435 (7) (md), the department may not distribute  
6 more than \$480,000 \$874,000 in each fiscal year to increase support for mental  
7 health family support projects, employment projects operated by consumers of  
8 mental health services, mental health crisis intervention and drop-in projects and  
9 public mental health information activities.

History: 1995 a. 27, 216; 1997 a. 27.

10 2. Page 1721, line 23: after that line insert:

11 "SECTION 4046v. 1999 Wisconsin Act 9, section 9123 (3) (a) is amended to read:

INSERT 1-11 ✓

WONERS

1

3. Page 1750, line 23: after that line insert:

2

<sup>gr</sup>  
“~~(b)~~ INTEGRATED SERVICE PROGRAMS FOR CHILDREN WITH SEVERE DISABILITIES. From  
the appropriation account under section 20.435 (7) (md) of the statutes, the  
department of health and family services shall provide up to \$1,626,500 in state  
fiscal year 2001–02 and \$1,826,500 in state fiscal year 2002–03 for integrated service  
programs for children with severe disabilities under section 46.56<sup>✓</sup> of the statutes.”.

3

4

5

6

7

(END)

(a), (b), (e), (f), (g), (i) and (k) of the statutes, as created by this act.

(b) If the federal waivers specified under paragraph (a) are approved, the department of health and family services shall as soon as possible before July 1, 2002, seek enactment of statutory language, including appropriation of necessary funding, to implement the model described under paragraph (a), as approved under the federal waivers.

(2) HEALTH INSURANCE RISK-SHARING PLAN AND MEDICAL ASSISTANCE PURCHASE PLAN. The department of health and family services shall evaluate how to coordinate the health insurance risk-sharing plan under chapter 149 of the statutes, as affected by this act, and the medical assistance purchase plan under section 49.472 of the statutes, as created by this act. If necessary, the department shall develop proposed legislation that coordinates the programs and that addresses the provision of health care coverage for individuals who are eligible for both programs.

(3) MENTAL HEALTH AND ALCOHOL OR OTHER DRUG ABUSE MANAGED CARE DEMONSTRATION PROJECTS.

(a) From the appropriations under section 20.435 (6) (a) of the statutes, as affected by this act, and section 20.435 (6) (m) of the statutes, the department of health and family services shall contract with counties or federally recognized American Indian tribes or bands to provide up to 4 demonstration projects in state fiscal year 2000-01. The demonstration projects shall be to provide mental health and alcohol or other drug abuse services under managed care programs to persons who suffer from mental illness, alcohol or other drug dependency or both mental illness and alcohol or other drug dependency.

(b) The department of health and family services shall submit for approval by the secretary of the federal department of health and human services any requests for waiver of federal medical assistance laws that are necessary to secure federal financial participation for the managed care demonstration projects under this subsection. Regardless of whether a waiver is approved, the department of health and family services may contract for the provision of the managed care demonstration projects under this subsection.

(5) PRELIMINARY BREATH SCREENING INSTRUMENTS. From the appropriation account under section 20.435 (6) (hx) of the statutes, as affected by this act, the secretary of administration shall transfer \$290,900 to the appropriation account under section 20.395 (5) (ci) of the statutes not later than 30 days after the effective date of this subsection.

(6tt) BADGER CARE PREMIUMS FOR NATIVE AMERICANS. If the department of health and family services receives notification from the federal department of health and human services that Native Americans may not be required to contribute to the cost of health care coverage under the badger care program under section

49.665 of the statutes, as affected by this act, the department shall request the joint committee on finance to supplement the appropriation account under section 20.435 (4) (bc) of the statutes, as affected by this act, from the appropriation account under section 20.865 (4) (a) of the statutes for the 1999-2001 fiscal biennium. Notwithstanding section 13.101 (3) of the statutes, if, within 14 days after receiving the request, the cochairpersons of the committee do not notify the secretary that the committee has scheduled a meeting for the purpose of approving the request for supplementation, the request shall be considered approved and the appropriation account under section 20.435 (4) (bc) of the statutes, as affected by this act, shall be supplemented from the appropriation account under section 20.865 (4) (a) of the statutes in the amount requested.

(6tt) GRANTS TO TRIBAL HEALTH CENTERS. No later than the first day of the 2nd month beginning after the effective date of this subsection, the department of health and family services shall submit a plan to the joint committee on finance that specifies the distribution formula for grants under section 146.19 (2m) of the statutes, as created by this act. If, within 14 days after receiving the plan, the cochairpersons of the committee do not notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the plan, the department shall distribute the grants under section 146.19 (2m) of the statutes, as created by this act, in accordance with the plan. If, within 14 days after receiving the plan, the cochairpersons notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the plan, the department may not distribute the grants except as approved by the committee.

(7) REPORT TO LEGISLATURE REGARDING HUNGER PREVENTION GRANTS. The department of health and family services shall, by June 30, 2000, submit a report to the governor, and to the legislature in the manner provided under section 13.172 (2) of the statutes, on grants made under section 46.765, 1997 stats., and the community-based hunger prevention activities conducted using those grants.

(7) NOCTURNAL ENURESIS STUDY. The department of health and family services shall conduct a study of the efficacy of urine alarms used in conjunction with behavior modification therapy and case management, including bimonthly visits with a specialist, as a treatment for nocturnal enuresis. Not later than January 1, 2000, the department shall report its findings to the appropriate standing committees of the legislature in the manner provided under section 13.172 (3) of the statutes. The department shall include in its report the estimated costs of covering under the medical assistance program the treatment studied.

(7) CLIENT ASSISTANCE FOR REEMPLOYMENT AND ECONOMIC SUPPORT. The departments of health and family services and workforce development shall jointly

1999 Wisconsin Act 9 Section 9.23 (3)

Appropriation Account under Section 20.435 (7) (md)

expend up to \$238,000 in state fiscal year 2001-02 and up to \$38,000 in state fiscal year 2002-03 to

except that the department is not precluded from also awarding funds for this purpose under section 46.54 of the statutes, as affected by this act

## Kennedy, Debora

---

**From:** Arsenault, Yvonne  
**Sent:** Tuesday, June 05, 2001 10:01 AM  
**To:** Kennedy, Debora  
**Cc:** Morgan, Charlie  
**Subject:** Drafting

Debora -

Here are the details from our conversation yesterday.

1. Draft 328: Delete items 1, 2 and 3. Place in session law that the additional \$1,019,700 GPR in 2001-02 and \$2,039,300 GPR in 2002-03 for the birth-to-three program (which is referred to in statutes as early intervention services) should be distributed to counties such that each county receives an amount that represents 60% of that county's total state, federal and county costs in 1999. In addition, page 2, line 8 - change \$4,589,000 to \$4,589,800 in FY 2001-02.
2. Draft 327: The DAPIS appropriation is 20.435(6)(gb). The total FED allocations for the grants are as follows: \$1,369,000 FED in 2001-02 and \$1,330,800 FED in 2002-03. The total DAPIS (PR) allocations for the grants are as follows: \$231,300 PR in 2001-02 and \$319,500 PR in 2002-03. Therefore, total funding (all funds) for the grants are (this includes base funding): \$1,600,300 in 2001-02 and \$1,650,300 in 2002-03. Also, as we discussed, "up to" should be used for the FED and "no more than" for the (DAPIS) PR funds.
3. Draft 448: Delete items 1 and 2. In addition, the effective date of section 1559 in the bill (items 3 and 4 in draft 448) should be January 1, 2002.
4. Draft 326: Page 2, line 4. Change \$238,000 to \$398,000.

Thanks, Debora. If you have any questions, please call.

Yvonne

Yvonne M. Arsenault  
Legislative Fiscal Bureau  
(608) 266-3847  
[Yvonne.Arsenault@legis.state.wi.us](mailto:Yvonne.Arsenault@legis.state.wi.us)



(SOON - Inedit 6/5)  
State of Wisconsin  
2001 - 2002 LEGISLATURE

LRBb0326/2  
DAK:wlj

LFB:.....Arsenault – Community services for individuals with mental illness

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**LFB AMENDMENT**

**TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144**

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 764, line 6: after that line insert:

3 “SECTION 1562d. 46.54 of the statutes is amended to read:

4 **46.54 Consumer and family self-help and peer-support programs.**

5 From the appropriation under s. 20.435 (7) (md), the department may not distribute  
6 more than \$480,000 \$874,000 in each fiscal year to increase support for mental  
7 health family support projects, employment projects operated by consumers of  
8 mental health services, mental health crisis intervention and drop-in projects, and  
9 public mental health information activities.”.

10 **2.** Page 1721, line 23: after that line insert:

11 “SECTION 4046v. 1999 Wisconsin Act 9, section 9123 (3) (a) is amended to read:

\$ 398,000

1 [1999 Wisconsin Act 9] Section 9123 (3) (a) From the appropriations under  
2 ~~section 20.435 (6) (a) of the statutes, as affected by this act, and section 20.435 (6) (n)~~  
3 appropriation account under section 20.435 (7) (md) of the statutes, the department  
4 of health and family services shall expend up to ~~\$228,000~~ in state fiscal year 2001–02  
5 and up to \$38,000 in state fiscal year 2002–03 to contract with counties or federally  
6 recognized American Indian tribes or bands to provide up to 4 demonstration projects  
7 in state fiscal year 2000–01, except that the department is not precluded from also  
8 awarding funds for this purpose under section 46.54 of the statutes, as affected by  
9 this act. The demonstration projects shall be to provide mental health and alcohol  
10 or other drug abuse services under managed care programs to persons who suffer  
11 from mental illness, alcohol or other drug dependency, or both mental illness and  
12 alcohol or other drug dependency.”.

13 **3.** Page 1750, line 23: after that line insert:

14 “(9p) INTEGRATED SERVICE PROGRAMS FOR CHILDREN WITH SEVERE DISABILITIES.  
15 From the appropriation account under section 20.435 (7) (md) of the statutes, the  
16 department of health and family services shall provide up to \$1,626,500 in state  
17 fiscal year 2001–02 and \$1,826,500 in state fiscal year 2002–03 for integrated service  
18 programs for children with severe disabilities under section 46.56 of the statutes.”.

19 (END)

From Youve

b0326/2

Delete SEC 3



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3 appropriation account under section 20.435 (7) (md) of the statutes, the department  
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