

2001 DRAFTING REQUEST

Senate Amendment (SA-SB55)

Received: 05/30/2001

Received By: kenneda

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau 266-5347

By/Representing: Jakel (CM)

This file may be shown to any legislator: NO

Drafter: kenneda

May Contact:

Addl. Drafters:

Subject: Health - public health

Extra Copies: ISR

Submit via email: NO

Requester's email:

Pre Topic:

LFB:.....Jakel (CM) -

Topic:

Well-woman program

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	kenneda 05/31/2001	gilfokm 05/31/2001	kfollet 05/31/2001	_____	lrb_docadmin 05/31/2001		
/2	kenneda 06/01/2001	wjackson 06/03/2001	jfrantze 06/03/2001	_____	lrb_docadmin 06/03/2001		

06/03/2001 03:33:55 PM

Page 2

LRBb0479

FE Sent For:

<END>

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/1	kenneda 05/31/2001	gilfokm 05/31/2001	kfollet 05/31/2001	<i>cmk</i> <i>6/3</i>	lrb docadmin 05/31/2001		

FE Sent For:

1/2 WLJ 6/3

cmk

6/2

6/1

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1/?	kenneda	1-5/KMG 31-01	KJL 5/31	KJL/KS 2/5/31			

FE Sent For:

<END>

b0749

5/29 From Carri:

Use Alternative # 2 of Paper # 492

5/30 From Carri:

✓ ① For 20.435(5)(cc), eliminate reference to 255.06 (breast cancer screening) + 255.07 (rural cervical cancer treatment); put into 20.435(5)(cb)

✓ ② Combine 255.06, 255.07, 255.075 + 1997 Wis Act 27, section 9123(6)(a) (not (b)) and (low) all into 255.06 as the well woman program

(DAX-check 1997W) Act 27, sec. 9123(10) (Yes; add)

✓ ③ Apply reqmt. for DHFS to modify services or reimb. if \$ runs out to all of 255.06

✓ ④ Apply Medicare reimbursement to all of 255.06

✓ ⑤ Remove mention of grants.

✓ ⑥ Add b 0388 - apply to everything in 255.06

✓ ⑦ Do remainder of stuff in Alternative 2 of Paper # 492

See LRB-0294

ALTERNATIVES TO BILL

1. Approve the Governor's recommendation in the bill, but make no additional modifications to the statutes relating to this program in the bill. Consequently DHFS would be required to discontinue administering the program as a centralized reimbursement program and instead administer the program as a grant program to conform with current statutes.

2. Modify the statutes to rename the women's health services appropriation the well woman program. Transfer \$882,200 GPR annually from the cancer treatment, training, follow-up, control and prevention appropriation to the new well woman program appropriation. Define the well woman program as a program that provides health care screenings, referrals, follow-ups and patient education, including services under the current breast cancer screening program, to low-income, underinsured and uninsured women. Specify that service providers would be eligible for reimbursement for the cost of services up to the applicable Medicare reimbursement rate. Limit expenditures under the program to the amounts in the schedule, and require the Department to modify services or reimbursement if projected costs exceed the amounts available. In addition, approve the Governor's recommendation to allow the use of up to \$20,000 annually to be used for media and educational announcements for all services provided under the well woman program.

Prepared by: Carri Jakel

Kennedy, Debora

From: Jakel, Carri
Sent: Thursday, May 31, 2001 9:15 AM
To: Kennedy, Debora
Subject: RE: Well woman program

Never a bother - always pleased to hear a nice, reasonable voice at the other end!

On 1. - I had thought they were the same, but apparently not. Lets eliminate the nonstat - they never got approval, and instead were directed to study, the study pretty much concluded that there were better ways to spend the money.

On 2. Delete reference to the matching requirement

On 3. Lets keep the references to dollar amounts that are currently specified in the statutes. They would still have some flexibility to maneuver funds.

Also, haven't been able to get a hold of anyone on vital records. I will call again.

Thanks

-----Original Message-----

From: Kennedy, Debora
Sent: Thursday, May 31, 2001 8:42 AM
To: Jakel, Carri
Subject: Well woman program

Yet again; sorry--I figure I've bothered you enough by phone, so now I'll start bothering you by e-mail.

1. Is the Milwaukee mobile van program (s. 255.06 (2) (c)) different from the mobile van program under 1997 Wis Act 27, sec. 9123 (10g) (a)? If it is different, do you want me to merge the two and provide for two such services. Do you want to retain JFC involvement under the latter program?
2. Section 255.075 in current law is a grant program with a matching requirement. Should I retain the matching requirement (I believe this means retaining the concept of a grant), or will DHFS just provide less money for this?
3. Because you've mentioned that DHFS should have the flexibility to mix moneys under the well woman program for various aspects of the program, should dollar amounts for separate components be specified?

LFB:.....Jakel (CM) – Require coordination of women’s health program and minority health program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 2001 SENATE BILL 55 AND 2001 ASSEMBLY BILL 144

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~~At the locations indicated, amend the bill as follows.~~

~~1. Page 1446, line 8: after that line insert:~~

~~SECTION 3158c. 255.075 (3) of the statutes is created to read.~~

The dept shall
~~255.075 (3)~~ Coordinate the services provided under this section ~~and under 1997~~
~~Wisconsin Act 27, section 9123 (6) (a) and (b) and (6m)~~, with the services provided under the minority health program under s. 146.185, to ensure that disparities in the health of women who are minority group members are adequately addressed.”.

(END)

ment of health and family services shall distribute \$150,000 from the appropriation under section 20.435 (3) (a) of the statutes, to develop and extend use of a facility licensing and certification system. However, the secretary of administration may, under section 16.50 (2) of the statutes, withhold approval of an expenditure estimate of the funds under this subsection until he or she determines that the department of health and family services has adequately explored and planned for the use of a common licensing and certification system with the department of regulation and licensing.

(8) TRANSFER OF INFORMATION SERVICES.

(a) *Employe transfers.* On the effective date of this paragraph, 10.0 FTE PR positions in the department of health and family services that are primarily related to internet and print services functions and the incumbents holding these positions, as determined by the secretary of administration, are transferred to the department of administration.

(b) *Employe status.* Employees transferred under paragraph (a) have all the rights and the same status under subchapter V of chapter 111 and chapter 230 of the statutes in the department of administration that they enjoyed in the department of health and family services immediately before the transfer. Notwithstanding section 230.28 (4) of the statutes, no employe so transferred who has attained permanent status in class is required to serve a probationary period.

(10g) WOMEN'S HEALTH INITIATIVE.

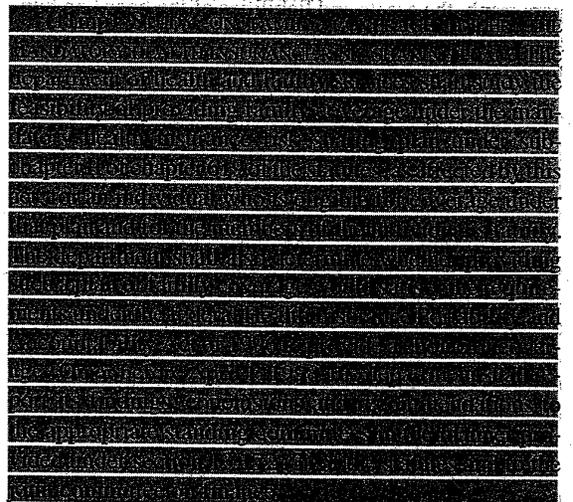
(a) *Mobile mammography van.* The secretary of health and family services shall submit to the chairpersons of the joint committee on finance a plan that details the budget and criteria to be used in awarding a grant for the performance of breast cancer screening activities with the use of a mobile mammography van. If the joint committee on finance approves the plan, it may supplement the appropriation under section 20.435 (5) (cc) of the statutes, as affected by this act, for breast cancer screening activities with the use of a mobile mammography van. Notwithstanding section 13.101 (3) (a) of the statutes, the committee is not required to find that an emergency exists.

(b) *Other women's health programs.* The secretary of health and family services shall submit to the chairpersons of the joint committee on finance a plan that details the budget and criteria to be used in awarding grants under section 255.075 of the statutes, as created by this act, and SECTION 9123 (6) (b) of this act. If the joint committee on finance approves the plan, it may supplement the appropriation under section 20.435 (5) (cb) of the statutes, as created by this act, for women's health services. Notwithstanding section 13.101 (3) (a) of the statutes, the committee is not required to find that an emergency exists.

(10n) PREGNANCY PREVENTION ACTIVITIES. The department of health and family services shall, in consulta-

tion with the adolescent pregnancy prevention and pregnancy services board and the department of workforce development, develop a plan that details specific activities that the department of health and family services and the adolescent pregnancy prevention and pregnancy services board will conduct to reduce the state's out-of-wedlock births by federal fiscal year 1998-99 in order to receive federal funds that will be made available to 5 states that experience the greatest decline in out-of-wedlock births during the previous 2 years. The department of health and family services shall submit the plan to the members of the joint committee on finance not later than December 31, 1997.

(10t) RURAL MEDICAL CENTERS. The department of health and family services shall assist the Wisconsin congressional delegation, if requested, to prepare federal legislation to amend the Social Security Act to enable this state to operate a demonstration project for rural medical centers. The assistance of the department of health and family services shall end not later than December 31, 1997.



Vetoed
In Part

(12j) TAX CREDIT FOR CARE OF ELDERLY PERSONS. The department of health and family services shall, in consultation with the department of revenue, develop proposed legislation to create a tax credit for individuals who provide care for elderly persons. The department of health and family services shall submit the report to the legislature in the manner provided under section 13.172 (2) of the statutes no later than January 30, 1998.

(12p) BOARD ON HUNGER.

(a) *Contracts.* All contracts entered into by the board on hunger in effect on the effective date of this paragraph remain in effect and are transferred to the department of health and family services. The department of health and family services shall carry out any such contractual obligations until modified or rescinded by the department of health and family services to the extent allowed under the contract.

RP

(3g) ELIMINATION OF PESTICIDE REVIEW BOARD.

(a) *Contracts.* All contracts entered into by the pesticide review board in effect on the effective date of this paragraph are terminated on that date. All contracts entered into by the department of health and family services in effect on the effective date of this paragraph that are primarily related to the functions of the pesticide review board, as determined by the secretary of administration, are terminated on that date.

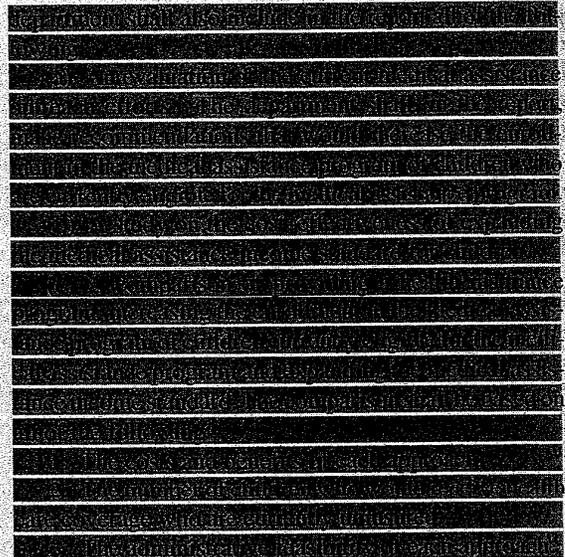
(b) *Rules, orders and permits.* All rules promulgated or orders issued by the pesticide review board that are in effect on the effective date of this paragraph are rescinded on that date. All permits issued by the pesticide review board that are in effect on the effective date of this paragraph remain in effect until their expiration date or until rescinded by the department of agriculture, trade and consumer protection, whichever comes first.

(c) *Pending matters.* Any matter pending with the pesticide review board on the effective date of this paragraph is terminated and all materials submitted to or actions taken before the effective date of this paragraph by the pesticide review board with respect to the pending matter are considered to be void.

(4) EXEMPTION FROM EMERGENCY RULE PROCEDURES FOR MANDATORY HEALTH INSURANCE RISK-SHARING PLAN. Using the procedure under section 227.24 of the statutes, the department of health and family services may promulgate any rules that the department is authorized or required to promulgate under chapter 149 of the statutes, as affected by this act, for the period before the effective date of any permanent rules promulgated by the department under chapter 149 of the statutes, as affected by this act, but not to exceed the period authorized under section 227.24 (1) (c) and (2) of the statutes. Notwithstanding section 227.24 (1) and (3) of the statutes, the department is not required to make a finding of emergency.

Vetoed
In Part

Vetoed
In Part



Vetoed
In Part

(6) HEALTH PROGRAMS FOR WOMEN. From the appropriation account under section 20.435 (5) (cb) of the statutes, as created by this act, the department of health and family services shall do all of the following:

(a) Conduct a women's health campaign to do all of the following:

1. Increase women's awareness of issues that affect their health.
2. Reduce the prevalence of chronic and debilitating health conditions that affect women.

(b) Distribute funds to applying individuals, institutions or organizations for the conduct of projects to enhance activities of communities in establishing and maintaining a comprehensive women's health program that addresses all major risk factors for chronic disease for middle-aged and older women. Distribution of funds to an applicant under this paragraph is conditioned upon receipt by the department of an agreement by the applicant to provide funds or in-kind services to match 25% of the amount of the funds distributed to the applicant.

(6m) OSTEOPOROSIS PREVENTION AND EDUCATION. From the appropriation account under section 20.435 (5) (cb) of the statutes, as created by this act, the department of health and family services may create an osteoporosis prevention and education program to raise public awareness concerning the causes and nature of osteoporosis, the risk factors for developing osteoporosis, the value of prevention and early detection of osteoporosis and options for diagnosing and treating osteoporosis.

(7) DEVELOPMENT OF A FACILITY LICENSING AND CERTIFICATION SYSTEM. In fiscal year 1997-98, the department of health and family services shall distribute \$150,000 from the appropriation under section 20.435 (3) (a) of the statutes and \$100,000 from the appropriation under section 20.435 (6) (jm) of the statutes, as affected by this act, and in fiscal year 1998-99, the depart-



SOON - In edit 5/31
 State of Wisconsin
 2001 - 2002 LEGISLATURE
 D-NOTE

LRBb0479/1
 DAK... King

LFB:.....Jakel (CM) – Well-woman program

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 539, line 11: delete lines 11 to 17 and substitute:

3 "SECTION 719^b. 20.435 (5) (cb) of the statutes is repealed and recreated to read:

4 20.435 (5) (cb) *Well-woman program*. The amounts in the schedule for the well-

5 woman program under s. 255.06.

6 SECTION 719^d. 20.435 (5) (cc) of the statutes is amended to read:

7 20.435 (5) (cc) *Cancer treatment, training, follow-up, control and prevention*.

8 The amounts in the schedule for cancer control and prevention grants under s.

9 255.05, ~~for the breast cancer screening program under s. 255.06, for grants for~~

10 ~~training to perform colposcopic examinations and follow-up activities under s.~~

11 ~~255.07 and for breast cancer screening activities under 1997 Wisconsin Act 27,~~

12 ~~section 9123 (10). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department~~

Plain

1 ~~may transfer funds for grants under s. 255.05, funds for screening and services under~~
 2 ~~s. 255.06 and funds for grants under s. 255.07 between fiscal years under this~~
 3 ~~paragraph.~~ All funds allocated by the department under s. 255.05 (2) but not
 4 encumbered by December 31 of each year lapse to the general fund on the next
 5 January 1 unless transferred to the next calendar year by the joint committee on
 6 finance.”.

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (e); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186.

7 ✓ 2. Page 1445, line 15: delete the material beginning with that line and ending
 8 with page 1446, line 8, and substitute:

9 (9) ~~SECTION 255.06~~ ^{3155 z} 255.06 of the statutes is repealed and recreated to read:

10 (10) **255.06 Well-woman program.** (1) DEFINITIONS. In this section:

11 (a) "Hospital" has the meaning given in s. 50.33 (2).

12 (b) "Mammography" means the making of a record of a breast by passing
 13 ~~X-rays~~ ^{✓ e ⊕} through a body to act on specially sensitized film.

14 (c) "Medicare" has the meaning given in s. 49.498 (1) (f).

15 (d) "Nurse practitioner" means a registered nurse licensed under ch. 441 or in
 16 a party state, as defined in s. 441.50 (2) (j), whose practice of professional nursing
 17 under s. 441.11 (4) includes performance of delegated medical services under the
 18 supervision of a physician, dentist, or podiatrist.

19 (e) "Poverty line" means the nonfarm federal poverty line for the continental
 20 United States, as defined by the federal department of labor under 42 USC 9902 (2).

21 (2) **WELL-WOMAN PROGRAM.** From the appropriation under s. 20.435 (5) (cb), the
 22 department shall administer a well-woman program to provide reimbursement for

shall be

1 health care screenings, referrals, follow-ups, and patient education provided to
 2 low-income, underinsured, and uninsured women. Reimbursement to service
 3 providers under this section ~~is~~ at the rate of reimbursement for identical services
 4 provided under medicare, except that ^{if} projected costs under this section exceed the
 5 amounts appropriated under s. 20.435 ^(cb) ⁽⁵⁾ the department shall modify services or
 6 reimbursement accordingly. Within this limitation, the department shall implement
 7 the well-woman program to do all of the following:

8 (a) *Breast cancer screening services.* Provide not more than \$422,600 in each
 9 fiscal year as reimbursement for ^{the} provision of breast cancer screening services to
 10 women who are aged 40 years or older, by a hospital or organization that has a
 11 mammography unit available for use and that is selected by the department under
 12 procedures established by the department.

13 ^{wd} ~~and~~ Recipients of services under this paragraph are subject to a copayment,
 14 payable to the service provider ^{and} ~~for the amount of~~ which the department shall
 15 reduce reimbursement to the service provider, as follows:

16 1. For a woman for whom 3rd-party coverage for services is obtainable,
 17 payment by the source of the 3rd-party coverage at full reasonable charge.

18 2. For a woman for whom 3rd-party coverage for services is not obtainable and
 19 whose income is above 150% of the poverty line, a copayment for the provided service
 20 that is based on a sliding scale, as developed by the department, according to the
 21 woman's income.

22 3. For a woman for whom 3rd-party coverage is not obtainable and whose
 23 income is at or below 150% of the poverty line, no copayment.

24 (b) *Media announcements and educational materials.* Allocate and expend at
 25 least \$20,000 for the development and provision, by the department, of media
 each fiscal year

1 announcements and of educational materials concerning the need for and
2 availability of breast cancer screening program services for women under pars. (a)
3 and (c).

4 (c) *Breast cancer screenings using mobile mammography van.* Reimburse the
5 city of Milwaukee public health department for up to \$115,200 in each fiscal year for
6 the performance of breast cancer screening activities with the use of a mobile
7 mammography van.

8 History: 1991 a. 39 s. 3709, 3710, 3711; Stats. 1991 s. 146.0275; 1991 a. 269; 1993 a. 16; 1993 a. 27 s. 345; Stats. 1993 s. 255.06; 1995 a. 27; 1997 a. 27, 79.

9 (d) *Specialized training to for rural colposcopic examinations and activities.*

10 Provide not more than \$25,000 in each fiscal year as reimbursement for the provision
11 of specialized training of nurse practitioners to perform, in rural areas, colposcopic
12 examinations and follow-up activities for ^{the} treatment of cervical cancer.

13 History: 1991 a. 39 s. 3698; Stats. 1991 s. 146.0277; 1993 a. 16; 1993 a. 27 s. 346; Stats. 1993 s. 255.07; 1997 a. 27; 1999 a. 22.

14 (e) *Health care screening, referral, follow-up, and patient education.* Reimburse ^{Service providers for}
15 the provision of health care screening, referral, follow-up, and patient education to
16 low-income, underinsured, and uninsured women.

17 (f) *Women's health campaign.* Conduct a women's health campaign to do all of
18 the following:

- 19 1. Increase women's awareness of issues that affect their health.
- 20 2. Reduce the prevalence of chronic and debilitating health conditions that
21 affect women.

22 (g) *Osteoporosis prevention and education.* Conduct an osteoporosis prevention
23 and education program to raise public awareness concerning the causes and nature
24 of osteoporosis, the risk factors for developing osteoporosis, the value of prevention
and early detection of osteoporosis, and options for diagnosing and treating
osteoporosis.

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~~4031110~~ (3) SERVICE COORDINATION. The department shall coordinate the services provided under this section with the services provided under the minority health program under s. 146.185, to ensure that disparities in the health of women who are minority group members are adequately addressed.

SECTION 3156^m. 255.07[✓] of the statutes is repealed.

SECTION 3156^{3157b}. 255.075[✓] of the statutes is repealed.”.

✓ 3. Page 1721, line 16^{le}: after that line insert:

“SECTION 4038^qp. 1997 Wisconsin Act 27, section 9123 (6) is repealed. ✓

SECTION 4038^qq. 1997 Wisconsin Act 27, section 9123 (6m) is repealed. ✓

SECTION 4038^rr. 1997 Wisconsin Act 27, section 9123 (10g) is repealed.”. ✓

11

(END)

D-NOTE

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

LRBb0479/1dn

DAK...
King

To Carri Jakel:

the
"Low-income" is used in this amendment at s. 255.06 (2) (intro.) and (e); in contrast, 150% of ~~poverty~~ *the* poverty line is specified in s. 255.06 (2) (a) 2. b. and c. Should there be a definition of "low-income" that applies throughout s. 255.06? If not, is the percentage of the poverty line that is specified what you want? ✓ ✓

Debora A. Kennedy
Managing Attorney
Phone: (608) 266-0137
E-mail: debora.kennedy@legis.state.wi.us

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

LRBb0479/1dn
DAK:kmg:kjf

May 31, 2001

To Carri Jakel:

"Low-income" is used in this amendment at s. 255.06 (2) (intro.) and (e); in contrast, 150% of the poverty line is specified in s. 255.06 (2) (a) 2. b. and c. Should there be a definition of "low-income" that applies throughout s. 255.06? If not, is the percentage of the poverty line that is specified what you want?

Debora A. Kennedy
Managing Attorney
Phone: (608) 266-0137
E-mail: debora.kennedy@legis.state.wi.us

Kennedy, Debora

From: Kennedy, Debora
Sent: Friday, June 01, 2001 4:04 PM
To: Jakel, Carri
Subject: RE: Well woman

My condolences. I will fix 255.06 (2) (b) in the bill. If different income limitations are used in the various parts of 255.06, as it's drafted, I wouldn't change the term "low-income" in the (intro.); it's so general that it's not in conflict with the other provisions. I was just concerned about whether a single income limitation was being used for every part under 255.06, which would make using a definition of "low income" appropriate.

-----Original Message-----

From: Jakel, Carri
Sent: Friday, June 01, 2001 2:58 PM
To: Kennedy, Debora
Subject: Well woman

Sorry Debora, I have been at finance all day, and am still stuck.

I had a chance to look at the well woman draft before I left. It looks good, I think all that needs to be done is to change the \$20,000 for education and promotion so that it can be used for both the health screenings and the breast screenings (as the Gov did in the bill).

I will talk to Charlie about your note. I know we don't want to change the definitions under the breast screening program, and I think that DHFS sets the defn for the rest of the screening using federal poverty level - given that would you suggest we take out the defn in the intro?

Thanks



(SOON - In edit 6/1)
State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb0479/2

DAK:kmg:lf

↑
WJ

LFB:.....Jakel (CM) - Well-woman program

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 539, line 11: delete lines 11 to 17 and substitute:

3 "SECTION 719b. 20.435 (5) (cb) of the statutes is repealed and recreated to read:

4 20.435 (5) (cb) *Well-woman program*. The amounts in the schedule for the
5 well-woman program under s. 255.06.

6 SECTION 719d. 20.435 (5) (cc) of the statutes is amended to read:

7 20.435 (5) (cc) *Cancer treatment, training, follow-up, control and prevention*.

8 The amounts in the schedule for cancer control and prevention grants under s.
9 255.05, for the breast cancer screening program under s. 255.06, for grants for
10 training to perform colposcopic examinations and follow-up activities under s.
11 255.07 and for breast cancer screening activities under 1997 Wisconsin Act 27,
12 section 9123 (10). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department

1 ~~may transfer funds for grants under s. 255.05, funds for screening and services under~~
2 ~~s. 255.06 and funds for grants under s. 255.07 between fiscal years under this~~
3 ~~paragraph.~~ All funds allocated by the department under s. 255.05 (2) but not
4 encumbered by December 31 of each year lapse to the general fund on the next
5 January 1 unless transferred to the next calendar year by the joint committee on
6 finance.”.

7 **2.** Page 1445, line 15: delete the material beginning with that line and ending
8 with page 1446, line 8, and substitute:

9 “**SECTION 3155z.** 255.06 of the statutes is repealed and recreated to read:

10 **255.06 Well-woman program. (1) DEFINITIONS.** In this section:

11 (a) “Hospital” has the meaning given in s. 50.33 (2).

12 (b) “Mammography” means the making of a record of a breast by passing X rays
13 through a body to act on specially sensitized film.

14 (c) “Medicare” has the meaning given in s. 49.498 (1) (f).

15 (d) “Nurse practitioner” means a registered nurse licensed under ch. 441 or in
16 a party state, as defined in s. 441.50 (2) (j), whose practice of professional nursing
17 under s. 441.11 (4) includes performance of delegated medical services under the
18 supervision of a physician, dentist, or podiatrist.

19 (e) “Poverty line” means the nonfarm federal poverty line for the continental
20 United States, as defined by the federal department of labor under 42 USC 9902 (2).

21 **(2) WELL-WOMAN PROGRAM.** From the appropriation under s. 20.435 (5) (cb), the
22 department shall administer a well-woman program to provide reimbursement for
23 health care screenings, referrals, follow-ups, and patient education provided to
24 low-income, underinsured, and uninsured women. Reimbursement to service

1 providers under this section shall be at the rate of reimbursement for identical
2 services provided under medicare, except that, if projected costs under this section
3 exceed the amounts appropriated under s. 20.435 (5) (cb), the department shall
4 modify services or reimbursement accordingly. Within this limitation, the
5 department shall implement the well-woman program to do all of the following:

6 (a) *Breast cancer screening services.* Provide not more than \$422,600 in each
7 fiscal year as reimbursement for the provision of breast cancer screening services to
8 women who are aged 40 years or older, by a hospital or organization that has a
9 mammography unit available for use and that is selected by the department under
10 procedures established by the department. Recipients of services under this
11 paragraph are subject to a copayment, payable to the service provider, for which the
12 department shall reduce reimbursement to the service provider, as follows:

13 1. For a woman for whom 3rd-party coverage for services is obtainable,
14 payment by the source of the 3rd-party coverage at full reasonable charge.

15 2. For a woman for whom 3rd-party coverage for services is not obtainable and
16 whose income is above 150% of the poverty line, a copayment for the provided service
17 that is based on a sliding scale, as developed by the department, according to the
18 woman's income.

19 3. For a woman for whom 3rd-party coverage is not obtainable and whose
20 income is at or below 150% of the poverty line, no copayment.

21 (b) *Media announcements and educational materials.* Allocate and expend at
22 least \$20,000 each fiscal year for the development and provision, by the department,
23 of media announcements and of educational materials concerning the need for and
24 availability of breast cancer screening program services for women under pars. (a)
25 and (c). INSERT 3-25

1 (c) *Breast cancer screenings using mobile mammography van.* Reimburse the
2 city of Milwaukee public health department for up to \$115,200 in each fiscal year for
3 the performance of breast cancer screening activities with the use of a mobile
4 mammography van.

5 (d) *Specialized training to for rural colposcopic examinations and activities.*
6 Provide not more than \$25,000 in each fiscal year as reimbursement for the provision
7 of specialized training of nurse practitioners to perform, in rural areas, colposcopic
8 examinations and follow-up activities for the treatment of cervical cancer.

9 (e) *Health care screening, referral, follow-up, and patient education.*
10 Reimburse service providers for the provision of health care screening, referral,
11 follow-up, and patient education to low-income, underinsured, and uninsured
12 women.

13 (f) *Women's health campaign.* Conduct a women's health campaign to do all of
14 the following:

- 15 1. Increase women's awareness of issues that affect their health.
- 16 2. Reduce the prevalence of chronic and debilitating health conditions that
17 affect women.

18 (g) *Osteoporosis prevention and education.* Conduct an osteoporosis prevention
19 and education program to raise public awareness concerning the causes and nature
20 of osteoporosis, the risk factors for developing osteoporosis, the value of prevention
21 and early detection of osteoporosis, and options for diagnosing and treating
22 osteoporosis.

23 **(3) SERVICE COORDINATION.** The department shall coordinate the services
24 provided under this section with the services provided under the minority health

1 program under s. 146.185, to ensure that disparities in the health of women who are
2 minority group members are adequately addressed.

3 **SECTION 3156m.** 255.07 of the statutes is repealed.

4 **SECTION 3157b.** 255.075 of the statutes is repealed.”.

5 **3.** Page 1721, line 16: after that line insert:

6 “**SECTION 4039p.** 1997 Wisconsin Act 27, section 9123 (6) is repealed.

7 **SECTION 4039q.** 1997 Wisconsin Act 27, section 9123 (6m) is repealed.

8 **SECTION 4039r.** 1997 Wisconsin Act 27, section 9123 (10g) is repealed.”.

9 (END)

INSERT 3-25

SENATE BILL 55

SECTION 3157

1 department of an agreement by the applicant to provide funds or in-kind services to
2 match 25% of the amount of a grant awarded.

3 SECTION 3158. 255.075 (2) of the statutes is created to read:

4 ^{Not} ~~255.075(2)~~ Allocate and expend at least \$20,000 in each fiscal year to develop
5 and provide media announcements and educational materials to promote health
6 care screening services for women that are available under ^{par. (c)} ~~a grant awarded under~~
7 ~~s. 255.075(2)~~ to promote breast cancer screening services that are available under ~~s.~~
8 ~~255.075(2)~~ ^{par. (a) and (c) and}

9 SECTION 3159. 255.10 (intro.) of the statutes is amended to read:

10 255.10 Thomas T. Melvin youth tobacco prevention and education
11 program. (intro.) From the appropriation under s. 20.435 (5) (dg) and from the
12 moneys distributed under s. 255.15 (3) (a) 2., the department shall administer the
13 Thomas T. Melvin youth tobacco prevention and education program, with the
14 primary purpose of reducing the use of cigarettes and tobacco products by minors.
15 The department shall award grants for the following purposes:

16 SECTION 3160. 255.15 (3) (a) 2. of the statutes is amended to read:

17 255.15 (3) (a) 2. The Thomas T. Melvin youth tobacco prevention and education
18 program under s. 255.10, \$1,000,000 \$1,500,000 in fiscal year 1999-2000 and not
19 less than \$1,000,000 in fiscal year ~~2000-01~~ 2001-02 and \$2,000,000 in each fiscal
20 year thereafter.

21 SECTION 3161. 281.17 (2) of the statutes is amended to read:

22 281.17 (2) The department shall supervise chemical treatment of waters for the
23 suppression of algae, aquatic weeds, swimmers' itch and other nuisance-producing
24 plants and organisms that are not regulated by the program established under s.
25 23.24 (2). It may purchase equipment and may make a charge for the use of the same

LFB:.....Jakel (CM) - Well-woman program

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 539, line 11: delete lines 11 to 17 and substitute:

3 "SECTION 719b. 20.435 (5) (cb) of the statutes is repealed and recreated to read:

4 20.435 (5) (cb) *Well-woman program*. The amounts in the schedule for the
5 well-woman program under s. 255.06.

6 SECTION 719d. 20.435 (5) (cc) of the statutes is amended to read:

7 20.435 (5) (cc) *Cancer treatment, training, follow-up, control and prevention*.

8 The amounts in the schedule for cancer control and prevention grants under s.
9 ~~255.05, for the breast cancer screening program under s. 255.06, for grants for~~
10 ~~training to perform colposcopic examinations and follow-up activities under s.~~
11 ~~255.07 and for breast cancer screening activities under 1997 Wisconsin Act 27,~~
12 ~~section 9123 (10). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department~~

1 ~~may transfer funds for grants under s. 255.05, funds for screening and services under~~
2 ~~s. 255.06 and funds for grants under s. 255.07 between fiscal years under this~~
3 ~~paragraph.~~ All funds allocated by the department under s. 255.05 (2) but not
4 encumbered by December 31 of each year lapse to the general fund on the next
5 January 1 unless transferred to the next calendar year by the joint committee on
6 finance.”.

7 **2.** Page 1445, line 15: delete the material beginning with that line and ending
8 with page 1446, line 8, and substitute:

9 “SECTION 3155z. 255.06 of the statutes is repealed and recreated to read:

10 **255.06 Well-woman program. (1) DEFINITIONS.** In this section:

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12 (b) “Mammography” means the making of a record of a breast by passing X rays
13 through a body to act on specially sensitized film.

14 (c) “Medicare” has the meaning given in s. 49.498 (1) (f).

15 (d) “Nurse practitioner” means a registered nurse licensed under ch. 441 or in
16 a party state, as defined in s. 441.50 (2) (j), whose practice of professional nursing
17 under s. 441.11 (4) includes performance of delegated medical services under the
18 supervision of a physician, dentist, or podiatrist.

19 (e) “Poverty line” means the nonfarm federal poverty line for the continental
20 United States, as defined by the federal department of labor under 42 USC 9902 (2).

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2 services provided under medicare, except that, if projected costs under this section
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4 modify services or reimbursement accordingly. Within this limitation, the
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8 women who are aged 40 years or older, by a hospital or organization that has a
9 mammography unit available for use and that is selected by the department under
10 procedures established by the department. Recipients of services under this
11 paragraph are subject to a copayment, payable to the service provider, for which the
12 department shall reduce reimbursement to the service provider, as follows:

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14 payment by the source of the 3rd-party coverage at full reasonable charge.

15 2. For a woman for whom 3rd-party coverage for services is not obtainable and
16 whose income is above 150% of the poverty line, a copayment for the provided service
17 that is based on a sliding scale, as developed by the department, according to the
18 woman's income.

19 3. For a woman for whom 3rd-party coverage is not obtainable and whose
20 income is at or below 150% of the poverty line, no copayment.

21 (b) *Media announcements and educational materials.* Allocate and expend at
22 least \$20,000 in each fiscal year to develop and provide media announcements and
23 educational materials to promote breast cancer screening services that are available
24 under pars. (a) and (c) and to promote health care screening services for women that
25 are available under par. (e).

1 (c) *Breast cancer screenings using mobile mammography van.* Reimburse the
2 city of Milwaukee public health department for up to \$115,200 in each fiscal year for
3 the performance of breast cancer screening activities with the use of a mobile
4 mammography van.

5 (d) *Specialized training to for rural colposcopic examinations and activities.*
6 Provide not more than \$25,000 in each fiscal year as reimbursement for the provision
7 of specialized training of nurse practitioners to perform, in rural areas, colposcopic
8 examinations and follow-up activities for the treatment of cervical cancer.

9 (e) *Health care screening, referral, follow-up, and patient education.*
10 Reimburse service providers for the provision of health care screening, referral,
11 follow-up, and patient education to low-income, underinsured, and uninsured
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18 (g) *Osteoporosis prevention and education.* Conduct an osteoporosis prevention
19 and education program to raise public awareness concerning the causes and nature
20 of osteoporosis, the risk factors for developing osteoporosis, the value of prevention
21 and early detection of osteoporosis, and options for diagnosing and treating
22 osteoporosis.

23 (3) **SERVICE COORDINATION.** The department shall coordinate the services
24 provided under this section with the services provided under the minority health

1 program under s. 146.185, to ensure that disparities in the health of women who are
2 minority group members are adequately addressed.

3 **SECTION 3156m.** 255.07 of the statutes is repealed.

4 **SECTION 3157b.** 255.075 of the statutes is repealed.”.

5 **3.** Page 1721, line 16: after that line insert:

6 “**SECTION 4039p.** 1997 Wisconsin Act 27, section 9123 (6) is repealed.

7 **SECTION 4039q.** 1997 Wisconsin Act 27, section 9123 (6m) is repealed.

8 **SECTION 4039r.** 1997 Wisconsin Act 27, section 9123 (10g) is repealed.”.

9 **(END)**