

2009 DRAFTING REQUEST

Bill

Received: **03/26/2010**

Received By: **pkahler**

Wanted: **As time permits**

Companion to LRB:

For: **Michael Sheridan (608) 266-7503**

By/Representing: **Lisa Lundquist**

May Contact:

Drafter: **pkahler**

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

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Sheridan@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Coverage under BC+ Benchmark for Allied Automotive employees

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>
/?	pkahler 03/31/2010	bkraft 04/01/2010		_____			State
/P1			mduchek 04/01/2010	_____	lparisi 04/01/2010		State
/1	pkahler 04/12/2010	bkraft 04/13/2010	rschluet 04/13/2010	_____	sbasford 04/13/2010	sbasford 04/13/2010	

FE Sent For:

*at
intro*

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/P1			mduchek 04/01/2010		lparisi 04/01/2010		
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FE Sent For:

16jk 4/13

04/01/2010






<END> 4/1/13

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/?	pkahler	/PI bjk 4/1	M 4/1	M PH 4/1			

FE Sent For:

<END>

Kahler, Pam

From: Lundquist, Lisa
Sent: Friday, March 26, 2010 1:28 PM
To: Kahler, Pam
Subject: RE: Allied Automotive Draft

Hi Pam,

I don't know that I will have the answers to your questions but I thought that it would helpful to at least put in the initial draft request and talk about so that I know what questions to ask the folks at Allied Automotive.

Thank you!

Lisa

From: Kahler, Pam
Sent: Friday, March 26, 2010 1:25 PM
To: Lundquist, Lisa
Cc: Dodge, Tamara
Subject: FW: Allied Automotive Draft

Lisa:

I will be drafting this and will be contacting you for more information shortly.

Pam

From: Dodge, Tamara
Sent: Friday, March 26, 2010 1:16 PM
To: Kahler, Pam
Subject: FW: Allied Automotive Draft

Pam,

I talked to Lisa about this on the phone before she sent the email, but she didn't provide any information that isn't in the email below. I told her I would probably be passing the request to someone else, and I see that the budget provision was drafted by you (09b1070). If you agree that it is yours, please let Lisa know that you will be the drafter.

Tami

Tamara J. Dodge

Attorney
Wisconsin Legislative Reference Bureau
P.O. Box 2037
Madison, WI 53701-2037
(608) 267 - 7380
tamara.dodge@legis.wisconsin.gov

From: Lundquist, Lisa
Sent: Friday, March 26, 2010 1:07 PM
To: Dodge, Tamara
Subject: Allied Automotive Draft

Hi Tamara,

Here is the language for Tower Automotive in the budget:

SECTION 1337n. 49.471 (4) (d) of the statutes is created to read: 49.471 (4) (d) An individual is eligible to purchase coverage of the benefits described in sub. (11) for himself or herself and for his or her spouse and dependent children, at the full per member per month cost of coverage, if all of the following apply:

1. The individual lost his or her employer-sponsored health care coverage as a result of his or her employer's or former employer's bankruptcy.
2. After losing his or her employer-sponsored health care coverage, the individual received health care coverage through a voluntary employment benefit association that was established before August 2006.
3. The individual is not otherwise eligible for coverage under this section.
4. The individual is under 65 years of age.

Here is the demographic information we received from Allied Automotive in Janesville:

Group 1	age 54-62	15
Group 2	age 62-65	17
Group 3	over 65	57

We are hoping to get something drafted that would allow a similar exception for the Allied Automotive folks to the exception that was provided for the Tower Automotive folks. Basically to allow these people who are losing their health insurance regardless of other eligibility standards to buy into the badgercare benchmark plan if they agree to pay the maximum monthly co-pay.

Thank you!

Lisa

Kahler, Pam

From: Lundquist, Lisa
Sent: Tuesday, March 30, 2010 6:41 PM
To: Kahler, Pam
Subject: Allied Automotive Draft

Hi Pam,

I have been meaning to call you all day but it was just busier than expected. In any case, I spoke to the representative at Allied Automotive and this is what I was able to learn:

- not sure if they are in bankruptcy- they filed for chapter 11 but he's not sure where things are at (I wasn't sure if that was critically important to know)
- he will work with the group over the age of 65 to make sure they are on Medicare or help them get on Medicare
- the plant is scheduled to close on April 1st and under their current bargaining agreement they should have their health benefits until June 30th
- As of July 1st the employees or former employees will no longer have health benefits

I hope that information is helpful- please let me know if you need anything else or have any more questions

Thank you!

Lisa

Allied Systems, LTD.

Kahler, Pam

From: Lundquist, Lisa
Sent: Wednesday, March 31, 2010 11:59 AM
To: Kahler, Pam
Subject: FW: Allied Shop & Office

I hope this helps- let me know if you need anything else.

Thanks!

Lisa

From: braddutcher@yahoo.com [mailto:braddutcher@yahoo.com]
Sent: Wednesday, March 31, 2010 11:36 AM
To: Lundquist, Lisa
Subject: Re: Allied Shop & Office

Allied Systems Holdings and Janesville was the only location in Wi.....thanks

Sent from my BlackBerry® wireless device from U.S. Cellular

From: "Lundquist, Lisa" <Lisa.Lundquist@legis.wisconsin.gov>
Date: Wed, 31 Mar 2010 11:26:43 -0500
To: <braddutcher@yahoo.com>
Subject: RE: Allied Shop & Office

Hi Brad,

I just got a couple of more questions from the drafter:

1. What is the exact full name of Allied Automotive? Is it an Inc. or an LLC?
2. Do they have any other locations in the state besides Janesville?

Thanks again,

Lisa



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-4602/

PJK:.....

PI

L bjk

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

In Wed. 3/31
2:00 pm
by Monday
SA
X-ref

gen cat

1 AN ACT *gen cat*; relating to: coverage under BadgerCare Plus for former employees
2 of Allied Systems Holdings, Inc.

Analysis by the Legislative Reference Bureau

BadgerCare Plus (BC+) is a Medical Assistance (MA) program, administered by the Department of Health Services, that provides health care benefits under two different plans, depending on the basis for a recipient's eligibility, to recipients who satisfy financial and nonfinancial eligibility criteria. The first plan provides the same benefits that are provided under regular MA. The second plan, called the Benchmark Plan, provides specified benefits, including, but not limited to, coverage for prescription drugs; physicians' services; inpatient and outpatient hospital services; home health services; physical, occupational, and speech therapy; treatment for nervous and mental disorders and alcoholism and other drug abuse problems; durable medical equipment; and transportation to obtain emergency medical care. Individuals eligible for BC+ benefits under the Benchmark Plan include, among others, a pregnant woman whose family income exceeds 200 percent, but does not exceed 300 percent, of poverty; any child whose family income exceeds 200 percent, but does not exceed 300 percent, of poverty; and an individual whose family income does not exceed 200 percent of poverty and who is the parent or caretaker relative of a child who is, generally, living in the home of the parent or caretaker relative. In addition, some individuals may purchase coverage under the Benchmark Plan at the full per member per month cost of the coverage. These individuals include: 1) any child whose family income exceeds 300 percent of poverty and 2) any individual (who may purchase coverage for his or her spouse and

dependent children, also) who is under age 65, who lost his or her employer-sponsored health care coverage as a result of his or her former employer's bankruptcy, and who, after losing his or her employer-sponsored health care coverage, received health care coverage through a voluntary employment benefit association established before August 2006. This bill makes another group of individuals eligible to purchase coverage for himself or herself and his or her spouse and dependent children under the Benchmark Plan at the full per member per month cost of the coverage. The individual must be under age 65, must have been an employee of Allied Systems Holdings, Inc., in Janesville on March 31, 2010, and must have lost his or her employer-sponsored health care coverage on July 1, 2010, as a result of the closing of Allied Systems Holdings, Inc., in Janesville on April 1, 2010.

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

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

1 SECTION 1. 49.471 (4) (d) (intro.) of the statutes, as created by 2009 Wisconsin
2 Act 28, is amended to read:

3 49.471 (4) (d) (intro.) An individual who is not otherwise eligible for coverage
4 under this section and who is under 65 years of age is eligible to purchase coverage
5 of the benefits described in sub. (11) for himself or herself and for his or her spouse
6 and dependent children, at the full per member per month cost of coverage, if ~~all of~~
7 the following apply the individual satisfies subd. 1. or 2m.:

all of the requirements under

History: 2007 a. 20; 2009 a. 28.

8 SECTION 2. 49.471 (4) (d) 1. of the statutes, as created by 2009 Wisconsin Act
9 28, is renumbered 49.471 (4) (d) 1. a.

History: 2007 a. 20; 2009 a. 28.

10 SECTION 3. 49.471 (4) (d) 2. of the statutes, as created by 2009 Wisconsin Act
11 28, is renumbered 49.471 (4) (d) 1. b. *o*

12 SECTION 4. 49.471 (4) (d) 2m. of the statutes is created to read:

13 49.471 (4) (d) 2m. a. The individual was an employee of Allied Systems
14 Holdings, Inc., in Janesville on March 31, 2010.

Kahler, Pam

From: Lundquist, Lisa
Sent: Friday, April 02, 2010 12:23 PM
To: Kahler, Pam
Subject: FW: Draft review: LRB 09-4602/P1 Topic: Coverage under BC+ Benchmark for Allied Automotive employees
Attachments: LRB-4602_P1

Hi Pam,

I would just make the name change based on the feedback from Brad:

Our contract reflects Allied Automotive Group but other documents say Allied Systems, Ltd. I would say we are safe to use Allied Systems Ltd.

Also the draft says to be eligible the person much have been an employee of Allied Automotive on March 31st. When I spoke to Brad he asked if it could cover both current and past employees. Does the draft cover both current and past employees as written?

Thank you again,

Lisa

From: Parisi, Lori
Sent: Thursday, April 01, 2010 12:59 PM
To: Rep.Sheridan
Subject: Draft review: LRB 09-4602/P1 Topic: Coverage under BC+ Benchmark for Allied Automotive employees

Following is the PDF version of draft LRB 09-4602/P1.



LFB:.....Peck - Coverage under BC+ for Tower Auto employees

FOR 2009-11 BUDGET -- NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2009 ASSEMBLY BILL 75

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 626, line 20: after that line insert:

3 **"SECTION 1337n.** 49.471 (4) (d) of the statutes is created to read:

4 49.471 (4) (d) An individual is eligible to purchase coverage of the benefits
5 described in sub. (11) for himself or herself and for his or her spouse and dependent
6 children, at the full per member per month cost of coverage, if all of the following
7 apply:

8 1. The individual lost his or her employer-sponsored health care coverage as
9 a result of his or her employer's or former employer's bankruptcy.

4-12

Lisa L

Some still working, so not really closed yet
all employees (& former) that are to be
affected have coverage through
Allied & will end on July 1

do add that they can't be eligible
for any other employe-sponsored
health care coverage



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-4602/10

PJK:bjk:md

stays

pm is run

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Tuesday, please
Inserts

regen.

1 AN ACT *to repeal* 49.471 (4) (d) 3. and 49.471 (4) (d) 4.; *to renumber* 49.471 (4)
2 (d) 1. and 49.471 (4) (d) 2.; *to amend* 49.471 (4) (d) (intro.); and *to create* 49.471
3 (4) (d) 2m. of the statutes; **relating to:** coverage under BadgerCare Plus for
4 former employees of Allied Systems Holdings, Inc. → ↑ Ltd

Analysis by the Legislative Reference Bureau

BadgerCare Plus (BC+) is a Medical Assistance (MA) program, administered by the Department of Health Services, that provides health care benefits under two different plans, depending on the basis for a recipient's eligibility, to recipients who satisfy financial and nonfinancial eligibility criteria. The first plan provides the same benefits that are provided under regular MA. The second plan, called the Benchmark Plan, provides specified benefits, including, but not limited to, coverage for prescription drugs; physicians' services; inpatient and outpatient hospital services; home health services; physical, occupational, and speech therapy; treatment for nervous and mental disorders and alcoholism and other drug abuse problems; durable medical equipment; and transportation to obtain emergency medical care. Individuals eligible for BC+ benefits under the Benchmark Plan include, among others, a pregnant woman whose family income exceeds 200 percent, but does not exceed 300 percent, of poverty; any child whose family income exceeds 200 percent, but does not exceed 300 percent, of poverty; and an individual whose family income does not exceed 200 percent of poverty and who is the parent or caretaker relative of a child who is, generally, living in the home of the parent or caretaker relative. In addition, some individuals may purchase coverage under the

Benchmark Plan at the full per member per month cost of the coverage. These individuals include: 1) any child whose family income exceeds 300 percent of poverty and 2) any individual (who may purchase coverage for his or her spouse and dependent children, also) who is under age 65, who lost his or her employer-sponsored health care coverage as a result of his or her former employer's bankruptcy, and who, after losing his or her employer-sponsored health care coverage, received health care coverage through a voluntary employment benefit association established before August 2006. This bill makes another group of individuals eligible to purchase coverage for himself or herself and his or her spouse and dependent children under the Benchmark Plan at the full per member per month cost of the coverage. The individual must be under age 65, must have been an employee of Allied Systems Holdings, Inc., in Janesville on March 31, 2010, and must have lost his or her employer-sponsored health care coverage on July 1, 2010, as a result of the closing of Allied Systems Holdings, Inc., in Janesville on April 1, 2010.

Insert A

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

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

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3 49.471 (4) (d) (intro.) An individual who is not otherwise eligible for coverage
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5 of the benefits described in sub. (11) for himself or herself and for his or her spouse
6 and dependent children, at the full per member per month cost of coverage, if ~~all of~~
7 ~~the following apply~~ the individual satisfies all of the requirements under subd. 1. or
8 2m.:

9 **SECTION 2.** 49.471 (4) (d) 1. of the statutes, as created by 2009 Wisconsin Act
10 28, is renumbered 49.471 (4) (d) 1. a.

11 **SECTION 3.** 49.471 (4) (d) 2. of the statutes, as created by 2009 Wisconsin Act
12 28, is renumbered 49.471 (4) (d) 1. b.

13 **SECTION 4.** 49.471 (4) (d) 2m. of the statutes is created to read:

1 49.471 (4) (d) 2m. a. The individual ^{is} was an employee of Allied Systems
2 Holdings, Inc. in Janesville ^{LLC} on March 31, 2010.

or former employee

3 ~~The individual lost his or her employer-sponsored health care coverage on~~
4 July 1, 2010, as a result of the closing of Allied Systems Holdings, Inc., on April 1,
5 2010.

Insert 3-5

6 SECTION 5. 49.471 (4) (d) 3. of the statutes, as created by 2009 Wisconsin Act
7 28, is repealed.

8 SECTION 6. 49.471 (4) (d) 4. of the statutes, as created by 2009 Wisconsin Act
9 28, is repealed.

10 SECTION 7. Effective date.

11 (1) This act takes effect on July 1, 2010.

12 (END)

2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-4602/1ins
PJK:.....

INSERT A

WOF

; must be an employee or a former employee of Allied Systems, Ltd. (Allied) in Janesville; must have been receiving health care coverage through Allied immediately before July 1, 2010; will lose that coverage on July 1, 2010, due to the closing of Allied; and is not eligible for any other employer-sponsored health care coverage



(END OF INSERT A)

INSERT 3-5

ft

1 b. Immediately before the effective date of this subd. 2m. b. [LRB inserts
2 date], the individual was receiving employer-sponsored health care coverage
3 through Allied Systems, Ltd.

4 ft c. As a result of the closing of Allied Systems, Ltd., the individual will lose his
5 or her employer-sponsored health care coverage on July 1, 2010.

6 ft d. The individual is not eligible for any other health care coverage that is
7 provided by an employer on a self-insured basis or through health insurance,
8 including as a spouse or dependent of an individual who is eligible for
9 employer-sponsored health care coverage.

(END OF INSERT 3-5)

Basford, Sarah

From: Lundquist, Lisa
Sent: Tuesday, April 13, 2010 12:33 PM
To: LRB.Legal
Subject: Draft Review: LRB 09-4602/1 Topic: Coverage under BC+ Benchmark for Allied Automotive employees

Please Jacket LRB 09-4602/1 for the ASSEMBLY.