

State of Wisconsin



2011 Senate Bill 380

Date of enactment: **March 19, 2012**

Date of publication*: **April 2, 2012**

2011 WISCONSIN ACT 127

AN ACT *to amend* 46.281 (1g) (b) of the statutes; and *to affect* 2011 Wisconsin Act 32, section 9121 (1g) (title), (b) and (c), 2011 Wisconsin Act 32, section 9121 (1g) (a) 4., 6. and 7., 2011 Wisconsin Act 32, section 9121 (1g) (a) (intro.), 1. to 3. and 5. and 8., 2011 Wisconsin Act 32, section 9121 (2g), 2011 Wisconsin Act 32, section 9121 (3g), 2011 Wisconsin Act 32, section 9121 (3g) (bm) (title) and 2011 Wisconsin Act 32, section 9121 (5); **relating to:** removing cap on enrollment of Family Care and other long-term care programs and review of Family Care contracts by the Joint Committee on Finance.

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

SECTION 1g. 46.281 (1g) (b) of the statutes is amended to read:

46.281 (1g) (b) If the department proposes to contract with entities to administer the family care benefit in geographic areas in which, in the aggregate, resides more than 29 percent of the state population that is eligible for the family care benefit, the department shall first notify submit to the joint committee on finance in writing of the proposed contract for the approval of the committee. The notification submission shall include the contract proposal; and an estimate of the fiscal impact of the proposed addition that demonstrates that the addition will be cost neutral, including startup, transitional, and ongoing operational costs and any proposed county contribution. The notification submission shall also include, for each county affected by the proposal, documentation that the county consents to administration of the family care benefit in the county, the amount of the county's payment or reduction in community aids under s. 46.281 (4), and a proposal by the county for using any savings in county expenditures on long-term care that result from adminis-

tration of the family care benefit in the county. ~~If the cochairpersons of the committee do not notify the department within 14 working days after the date of the department's notification that the committee has scheduled a meeting for the purpose of reviewing the proposed contract, the department may enter into the proposed contract. If within 14 working days after the date of the department's notification the cochairpersons of the committee notify the department that the committee has scheduled a meeting for the purpose of reviewing the proposed contract, the~~ The department may enter into the proposed contract only if the committee approves the proposed contract or if the committee fails to act on the proposed contract within 59 working days after the date of the department's notification. The procedures under s. 13.10 do not apply to this paragraph.

SECTION 1r. 2011 Wisconsin Act 32, section 9121 (1g) (title), (b) and (c) are repealed.

SECTION 2. 2011 Wisconsin Act 32, section 9121 (1g) (a) 4., 6. and 7. are repealed.

SECTION 3. 2011 Wisconsin Act 32, section 9121 (1g) (a) (intro.), 1. to 3. and 5. and 8. are renumbered 2011 Wisconsin Act 32, section 9121 (3g) (am) (intro.) and 1. to 5., and 2011 Wisconsin Act 32, section 9121 (3g) (am)

* Section 991.11, WISCONSIN STATUTES 2009-10 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

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(intro.) and 4. (intro.), as renumbered, are amended to read:

[2011 Wisconsin Act 32] Section 9121 (3g) (am) *Definitions.* (intro.) In this subsection ~~and subsections (2g) and (3g):~~

4. (intro.) “Long-term care program” means any of the following that are available in a county ~~on June 30, 2011, or the effective date of this subdivision, whichever is later:~~

SECTION 4. 2011 Wisconsin Act 32, section 9121 (2g) is repealed.

SECTION 5. 2011 Wisconsin Act 32, section 9121 (3g) is renumbered 2011 Wisconsin Act 32, section 9121 (3g) (bm).

SECTION 6. 2011 Wisconsin Act 32, section 9121 (3g) (bm) (title) is created to read:

[2011 Wisconsin Act 32] Section 9121 (3g) (bm) (title) *Study.*

SECTION 7. 2011 Wisconsin Act 32, section 9121 (5) is repealed.
