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## State of Misconsin 2011 - 2012 LEGISLATURE



## SENATE SUBSTITUTE AMENDMENT 2, TO 2011 SENATE BILL 297

1 AN ACT *to create* 146.98 (6) of the statutes; **relating to:** refunds under ambulatory surgical center assessment.

## Analysis by the Legislative Reference Bureau

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

**SECTION 1.** 146.98 (6) of the statutes is created to read:

146.98 **(6)** (a) If the federal government does not provide federal financial participation under the federal Medicaid program for amounts collected under this section that are transferred under sub. (4) and used to make payments from the Medical Assistance trust fund, the department shall, from the fund from which the payment or expenditure was made, refund ambulatory surgical centers the amount for which the federal government does not provide federal financial participation.

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- (b) If the department makes a refund under par. (a) as result of failure to obtain federal financial participation under the federal Medicaid program for a payment from the Medical Assistance trust fund, the department shall recoup the part of the payment for which the federal government does not provide federal financial participation.
- (c) Moneys recouped under par. (b) for payments made from the Medical Assistance trust fund shall be deposited in the Medical Assistance trust fund.

8 (END)