

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3687/P1dn

TJD:kjf:jm

November 20, 2013

To Waylon Hurlburt:

Please review this preliminary draft to ensure it complies with your intent.

This draft does not contain any language requiring federal approval or making any of the delays contingent on federal approval. Should any language regarding federal approval be added to this draft?

I assume that the underlying plan for this drafting request takes the waiting list for the BadgerCare Plus Core program (Core) into account. I do not believe there is a statutory or nonstatutory law authorizing or describing the waiting list, which means that anyone reading the statute assumes that childless adults with incomes up to 200 percent of the poverty line are eligible for benefits. This draft does not specify that the individuals eligible for continued benefits in the Core program through April 1, 2014, are only those who were receiving benefits as of December 31, 2013, which is what I assume is the intent of this draft. Should there be language added to this draft to specify this?

For parents and caretaker relatives who have incomes between 100 percent and 200 percent of the federal poverty line, are only those who are already receiving Medical Assistance benefits able to continue those benefits? I imagine that parents and caretaker relatives who meet the current eligibility criteria for BadgerCare Plus but are not currently enrolled may try to sign up for a plan through the exchange after January 1. If the intent is not to cover those individuals for those months, should there be something added to the draft to specify that?

Should you have any questions or redraft instructions, please contact me.

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