

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3687/P2dn
TJD:cjs:jm

November 25, 2013

To Waylon Hurlburt:

Please review this preliminary draft to ensure it complies with your intent. I have no questions on this version of the draft. I have just drafted it as a preliminary draft because it has not yet been combined with the other portion of the special session draft.

Sandy Rowe of the Department of Health Services, in her email, wanted to confirm the timing of the changes to the BadgerCare Plus Core (Core) program, especially regarding the first section of the draft. Currently, the language in s. 49.45 (23) (a) allows coverage of individuals whose income is up to 200 percent of the federal poverty line through Core. The budget bill would have reduced income eligibility for Core to 100 percent of the federal poverty line on January 1, 2014, except that this draft amends 2013 Wisconsin Act 20, section 9418 (7) to delay that change until April 1, 2014. That means that current law applies until April 1, 2014. On that same day, April 1, 2014, s. 49.45 (23) (a) is repealed and recreated for the purpose of removing the cross-reference to s. 49.471 (4m), known as the “off-ramp.” Then, the second section of the draft repeals and recreates s. 49.45 (23) (a) again on January 1, 2015, to remove the language from 2011 Wisconsin Act 32 relating to the ability to create a policy that would supersede law. To summarize, no changes occur to the language in s. 49.45 (23) (a) until April 1, 2014, and the current-law language applies until that time, which includes the income eligibility up to 200 percent. Please contact me, or have someone from the Department of Health Services contact me, if there are still questions about the timing of the changes in this draft.

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

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