



2015 ASSEMBLY BILL 453

October 23, 2015 – Introduced by Representatives LOUDENBECK, NYGREN, KOLSTE, JORGENSEN and SPREITZER, cosponsored by Senators NASS and RINGHAND. Referred to Joint Committee on Finance.

- 1 **AN ACT relating to:** requiring the Family Care benefit and self-directed services
2 option to be provided in Rock County.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Health Services (DHS) to expand the Family Care and IRIS programs to Rock County. Under current law, in certain counties, Family Care and the self-directed services option known as IRIS, among other programs, provide community-based, long-term care services to individuals who meet certain functional and financial criteria and who are either frail elders or adults with physical or developmental disabilities. In each geographic area in which the Family Care benefit is available, DHS contracts with an aging and disability resource center to provide information and determine eligibility for Family Care and a care management organization (CMO) to administer the Family Care benefit. DHS may contract with a county, a long-term care district, a governing body of a tribe or band or the Great Lakes Inter-Tribal Council, a joint association of those entities, or a private organization to be a CMO. Under current law, if DHS proposes to contract with an entity 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, DHS must first submit the proposed contract to the Joint Committee on Finance (JCF). DHS may enter into the proposed contract only if JCF approves.

This bill requires DHS to do all of the following for residents of Rock County: contract with a resource center such that its services are available to residents before July 1, 2016; contract with a CMO to administer the Family Care benefit such that

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the benefit is available to residents on July 1, 2016; and provide services under IRIS such that services are available to residents on July 1, 2016. For the contract with a CMO, the bill exempts DHS from soliciting the contract under a competitive sealed proposal process. Under the bill, DHS is not required to obtain approval from JCF to enter these contracts or provide these services to residents of Rock County.

For further information see the *state and local* 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. Nonstatutory provisions.**

2 (1) FAMILY CARE EXPANSION TO ROCK COUNTY.

3 (a) The department of health services shall do all of the following for residents
4 of Rock County:

5 1. Contract with an entity to provide the services under section 46.283 of the
6 statutes as a resource center such that services of a resource center are available to
7 residents of Rock County before July 1, 2016, if services of a resource center are not
8 already being provided to residents of Rock County by that date.

9 2. Contract with an entity as provided under section 46.284 (2) of the statutes
10 to administer the Family Care benefit as a care management organization such that
11 the Family Care benefit is available to residents of Rock County on July 1, 2016.
12 Notwithstanding section 46.284 (2) (bm) of the statutes, the department of health
13 services is not required to solicit the contract under the competitive sealed proposal
14 process under section 16.75 (2m) of the statutes.

15 3. Provide services under the self-directed services option, known as IRIS, that
16 is operated under a waiver from the secretary of the federal department of health and
17 human services under 42 USC 1396n (c) such that the services are available to
18 residents of Rock County on July 1, 2016.

