

**2015 DRAFTING REQUEST**

**Bill**

Received: **9/22/2015** Received By: **tdodge**  
For: **Amy Loudenbeck (608) 266-9967** Same as LRB:  
May Contact: By/Representing: **Lonna**  
Subject: **Health - long-term care** Drafter: **tdodge**  
Addl. Drafters:  
Extra Copies:

Submit via email: **YES**  
Requester's email: **Rep.Loudenbeck@legis.wisconsin.gov**  
Carbon copy (CC) to: **tamara.dodge@legis.wisconsin.gov**  
**sarah.walkenhorstbarber@legis.wisconsin.gov**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Expanding Family Care to Rock County

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**Instructions:**

Expand Family Care to Rock County.

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	tdodge 9/24/2015	jdye 9/28/2015	_____			
/P1	tdodge 10/16/2015	jdye 10/19/2015	_____	sbasford 9/28/2015		State S&L
/P2	tdodge 10/21/2015		_____	mbarman 10/19/2015		State S&L

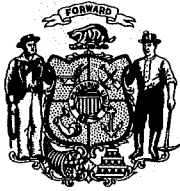
PER  
TJD

<u>Vers:</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1		jdye 10/21/2015	_____	lparisi 10/21/2015	lparisi 10/21/2015	State S&L

FE Sent For:

at  
intro

<END>



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-3355? P1  
TJD: ↑  
Jld

In: 9/24  
Due Monday  
9/28

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

✓

Gen

1 AN ACT ...; relating to: requiring the Family Care benefit and self-directed  
2 services 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, the 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

the benefit is available to residents of at least one of those counties on July 1, 2016; and provide services under IRIS such that services are available to residents on July 1, 2016. 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.

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*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.

      \*\*\*\*NOTE: This draft is modeled after 2013 Assembly Bill 428. Please note that the  
draft expands Family Care and also IRIS. You may change the date on which Family  
Care is expanded to Rock County.

8           2. Contract with an entity as provided under section 46.284 (2) of the statutes  
9 to administer the Family Care benefit as a care management organization such that  
10 the Family Care benefit is available to residents of Rock County on July 1, 2016.

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

1 (b) Notwithstanding section 46.281 (1g) (b)<sup>✓</sup> of the statutes, the department of  
2 health services is not required to obtain approval from the joint committee on finance  
3 to enter contracts or provide services as described in paragraph (a).

4

(END)

↑  
a.r.

## **Dodge, Tamara**

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**From:** Morouney, Lonna  
**Sent:** Wednesday, October 14, 2015 10:59 AM  
**To:** Dodge, Tamara  
**Subject:** change family care LRB 3355/p1

2. Contract with an entity as provided under section 46.284 (2) of the statutes to administer the Family Care benefit as a care management organization such that the Family Care benefit is available to residents of Rock County on July 1, 2016. Notwithstanding s. 46.284(2)(bm), the Department is not required to solicit the contract under the s. 16.75(2m) procurement process.

*Lonna Morouney*

Office of Representative Amy Loudenbeck  
31<sup>st</sup> Assembly District  
608.266.9967  
Office 306 East  
lonna.morouney@legis.wi.gov



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-3355(P1)  
TJD:jld P2

In: 10/16

Due Thurs  
Oct 22

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

4

Regen

- 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

For the contract with a CMO, the bill exempts DHS from soliciting the contract under a competitive sealed proposal process.

the benefit is available to residents of at least one of those counties on July 1, 2016; and provide services under IRIS such that services are available to residents on July 1, 2016. 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:

SECTION 1. Nonstatutory provisions.

(1) FAMILY CARE EXPANSION TO ROCK COUNTY.

(a) The department of health services shall do all of the following for residents of Rock County: Notwithstanding section 46.284(2)(bm) of the statutes, the department of health services is not required to solicit the contract under the competitive sealed proposal process under section 16.75(2m) of the statutes.

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

\*\*\*\*NOTE: This draft is modeled after 2013 Assembly Bill 428. Please note that the draft expands Family Care and also IRIS. You may change the date on which Family Care is expanded to Rock County.

2. Contract with an entity as provided under section 46.284 (2) of the statutes to administer the Family Care benefit as a care management organization such that the Family Care benefit is available to residents of Rock County on July 1, 2016.

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







State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-3355/P2  
TJD:jld

In: 10/21

Due Today

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

Please  
Jacket  
for  
Assembly

I made  
no changes -  
TJD

Regen

✓

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

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.

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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.

1           (b) Notwithstanding section 46.281 (1g) (b) of the statutes, the department of  
2 health services is not required to obtain approval from the joint committee on finance  
3 to enter contracts or provide services as described in paragraph (a).

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**(END)**

**Barman, Mike**

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**From:** Zimmerman, Danielle  
**Sent:** Wednesday, October 21, 2015 10:15 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB -3355/1

Please Jacket LRB -3355/1 for the ASSEMBLY. ASAP.

Thank you!

*Danielle Zimmerman*

Legislative Aide  
Office of Rep. Amy Loudonbeck | District #31 | 608-266-9967  
Room 306 East | State Capitol | P.O. Box 8952 | Madison, WI 53708