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2005 SENATE BILL 312

August 31, 2005 – Introduced by Senators Roessler, Darling, Robson, Brown, Decker, Miller, Grothman, Harsdorf, Taylor, Breske, Hansen, Risser, Wirch and Leibham, cosponsored by Representatives Hundertmark, Ainsworth, Benedict, Davis, Lemahieu, Hines, Berceau, Grigsby, McCormick, Musser, Nass, Van Roy, Molepske, Krusick, Lehman, Pope-Roberts, Seidel, Sheridan, Shilling and Staskunas. Referred to Committee on Health, Children, Families, Aging and Long Term Care.

AN ACT to amend 46.277 (5) (g) of the statutes; relating to: expanding relocations from nursing homes under a community integration program to include persons who are diverted from imminent entry into nursing homes.

Analysis by the Legislative Reference Bureau

Under current law, as affected by 2005 Wisconsin Act 25 (the biennial budget act), the Department of Health and Family Services (DHFS) is authorized to pay an enhanced rate for Medical Assistance program services that are provided to individuals who, under a waiver of federal Medicaid laws, are relocated from nursing homes under a community integration program (commonly known as "CIP II"). The number of individuals served may not exceed the number of nursing home beds that are delicensed as part of plans submitted by nursing homes and approved by DHFS.

This bill expands CIP II, under which individuals in nursing homes are relocated to the community, to include individuals who are diverted from imminent entry into nursing homes.

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.** 46.277 (5) (g) of the statutes, as affected by 2005 Wisconsin Act 25,
- 5 is amended to read:

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46.277 (5) (g) The department may provide enhanced reimbursement for services provided under this section to an individual who is diverted from imminent entry into a nursing home or who is relocated to the community from a nursing home by a county department on or after the effective date of this paragraph [revisor inserts date], if the number of individuals served under this paragraph does not exceed the number of nursing home beds that are delicensed as part of plans submitted by nursing homes and approved by the department. The department shall develop and utilize a formula to determine the enhanced reimbursement rate.

SECTION 2. Nonstatutory provisions.

(1) Report on implementation of nursing home diversions. By January 1, 2007, the department of health and family services shall submit a report to the chief clerk of each house of the legislature, for distribution to the appropriate standing committees in the manner provided under section 13.172 (3) of the statutes, regarding implementation of diversions from nursing homes under section 46.277 (5) (g) of the statutes, as affected by this act.

16 (END)