

1999 DRAFTING REQUEST

Bill

Received: **11/15/1999**

Received By: **isagerro**

Wanted: **As time permits**

Identical to LRB:

For: **Antonio Riley (608) 266-0645**

By/Representing: **Chris Gunst**

This file may be shown to any legislator: NO

Drafter: **isagerro**

May Contact:

Alt. Drafters:

Subject: **Public Assistance - med. assist.**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

CARES system changes

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Reauired</u>
/1	isagerro 12/06/1999	chanaman 12/06/1999	jfrantze 12/07/1999	_____	gretskl 12/07/1999		S&L
/2	isagerro 02/03/2000	chanaman 02/04/2000	martykr 02/04/2000	_____	lrb_docadmin 02/04/2000	lrb_docadmin	S&L 02/23/2000

FE Sent For:

<END>

G 02-29-00

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2/4
12

Jm 2/4

SE 1/5 2/4

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Drafter: isagerro

May Contact: Amie Goldman 254-3350

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I?	isagerro	cmh 1 12/6	10/2/7	10/2/7 12/7			

FE Sent For:

<END>



State Representative Antonio R. Riley
18th Assembly District

TO: Staff Attorney Ivy Sager-Rosenthal
FROM: Representative Antonio R. Riley
DATE: November 11, 1999
RE: Proposed legislation

M e m o r a n d u m

During the budget deliberations of the Committee on Joint Finance, I was able to successfully put in Assembly Bill 133 a motion requiring DHFS and DWD to develop a plan that would make improvements to the CARES system. Specifically, under this motion, counties would be required to provide outstationed MA eligibility workers with the necessary security clearance to review and update information on active CARES cases, regardless of whether the outstationed worker is the worker assigned to the open case.

Unfortunately, the Governor vetoed this particular initiative. Therefore, I would like legislation drafted to achieve the goals set out by my budget motion. Attached is a copy of my original motion that should provide the substance of the legislation.

If you have any questions or concerns, then please contact my staff member, Chris Gunst, at x48481.

Thank you for your help.

HEALTH AND FAMILY SERVICES -- MEDICAL ASSISTANCE

CARES System Changes

Motion:

I'

Move to require DHFS and DWD to develop a plan that would make improvements to the CARES system such that individuals who apply for more than one public assistance program can have their eligibility determined for each program independent of their eligibility determinations for the other programs. Require **DHFS** and DWD to submit this plan to the Joint Committee on Finance by November 1, 1999. **In** addition, require counties to provide outstationed MA eligibility workers the necessary security clearance to review and **update information** on existing records in the CARES system that have been assigned to other caseworkers.

Note:

Under the motion, DHFS and DWD would be required to submit a plan for modifying the CARES system to the Joint Committee on Finance by November 1, 1999. This plan would outline system modifications that would allow individuals to have their eligibility for public assistance programs determined independently within the CARES system. In addition, counties would be required to provide outstationed MA eligibility workers with the necessary security clearance to review and update information on active CARES cases, regardless of whether the outstationed worker is the worker assigned to the open case.



✓
Lrate

1 AN ACT ^{gen cat} relating to: providing a person who determines medical assistance
 2 eligibility with access to the records of an applicant for medical assistance and
 3 requiring the departments of health and ~~human~~ ^{family} services and ^{of} work force
 4 development to develop a plan to modify the client assistance for reemployment
 5 and economic ^{data} support system.

Wisconsin Works

Analysis by the Legislative Reference Bureau

Under current law, the department of health and family services (DHFS) administers the medical assistance (MA) program, which finances necessary health care services for qualified persons whose financial resources are inadequate to provide for their health care needs. DHFS is required to determine the eligibility of persons for the MA program and may assign this duty to county departments of human services or social services.

Currently, the department of workforce development (DWD) administers the client assistance for reemployment and economic support (CARES) computer system. The CARES system uses data supplied by an applicant for public assistance benefits to determine an applicant's eligibility for ~~medical assistance~~ ^{MA}, food stamps and child care programs, to issue public assistance benefits and to track program participation.

This bill authorizes a person who determines eligibility for ~~medical assistance~~ ^{MA}, other than a person located in a DHFS office or county department of human services or of social services, to review and update the existing records of any MA applicant who is seeking a MIA eligibility determination from the person, regardless of whether the individual's case is assigned to the person. This bill also requires DWD to provide

an

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MA

LFB:.....Goldman - CARES system changes
FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION
LFB AMENDMENT
TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

Insert 2-11

1 ~~As indicated, the bill is as follows:~~

2 k. Page 717, line 4. after that line insert:

3 ~~SECTION 1361v. 49.45 (2) (a) 3 of the statutes is amended to read:~~

4 49.45 (2) (a) 3. Determine the eligibility of persons for medical assistance,
5 rehabilitative and social services under ss. 49.46, 49.468 and 49.47 and rules and
6 policies adopted by the department and may designate this function to the county
7 department under s. 46.215, 46.22 or 46.23 or, to the extent permitted by federal law
8 or a waiver from federal secretary of health and human services, to a Wisconsin
9 works agency. Any person who determines eligibility for medical assistance in a
10 location other than in an office of the department or of a county department of human
11 services or of social services shall be permitted ^{may} review and update information on
12 existing records of an individual who is seeking from that person an eligibility

Insert cont next pg

BILL

a person who determines MA eligibility with access to the CARES system so that the person may review and update an applicant's records on the CARES system.

Finally, this bill requires DHFS and DWD to jointly develop a plan to modify the CARES system so that the system may be used to determine an applicant's eligibility for a particular public assistance benefit independently of the applicant's eligibility for other public assistance benefits. DHFS and DWD must submit the plan to the joint committee on finance no later than June 1, 2000.

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.** 49.32 (13) of the statutes is created to read:

2 **49.32 (13) CLIENT ASSISTANCE FOR REEMPLOYMENT AND ECONOMIC SUPPORT DATA**

3 **SYSTEM.** The department shall permit a person who determines eligibility for medical

4 assistance under s. 49.45 (2) (a) 3. ~~other than a person who is located in an office of~~

5 ~~the department of health and family services or an office of a county department of~~

6 ~~human services or of social services~~ to access the client assistance f&reemployment

7 and economic support data system for the purpose of reviewing and updating

8 information on the existing records of an individual who is seeking from the person

9 an eligibility determination for medical assistance, regardless of whether the

10 individual's case is assigned to the person.

11 **SECTION 2.** 49.45 (2) (a) 3. of the statutes is amended to read:

* 12 → Insert 2-1

12 **SECTION 3. Nonstatutory provisions.**

* 13 → Insert 2-12

(END)

Insert 2-~~11~~(cont)

regardless of whether

1 ~~determination for medical assistance, even if~~ the individual's case ~~was~~ ^{is} assigned to
 2 ~~a different person as a result of the individual's seeking or receiving other public~~
 3 ~~assistance.~~

2. Page 1408, line 10: after that line insert:

5 (1) CLIENT ASSISTANCE FOR REEMPLOYMENT AND ECONOMIC SUPPORT. The ^(S) The
 6 departments of health and family services and workforce development shall jointly ^{data system}
 7 develop a plan to modify the client assistance for reemployment and economic
 8 support ^{data} system ~~such that~~ ^{so that the system may be used to determine} an individual ~~may~~ ^{has} his or her eligibility for any public
 9 assistance program ~~determined~~ ^(S) independently of ~~his or her~~ ^{the individual's} eligibility for any other
 10 public assistance program. The departments shall submit their plan to the joint
 11 committee on finance not later than ^{June 1, 2000} ~~November 1, 1999~~ ^{of insert}
 12 (END)

Insert 2-12

DRAFTERS NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3957/1dn
ISR:.....

cm H

December 3, 1999

✓
Representative Riley:

The This bill contains a provision that was not included in the original budget proposal.
This additional provision requires DWD to provide an individual who determines medical assistance eligibility with access to the CARES system. I believe this provision is necessary as DWD administers the CARES system.

This draft requires DWD and DHFS to submit the joint plan no later than June 1, 2000. Is this OK?

Please review this draft carefully to make sure it achieves your intent. If you have any questions or would like to request a redraft, please contact me.

Ivy G. Sager-Rosenthal
Legislative Attorney
Phone: (608) 261-4455
E-mail: Ivy.Sager-Rosenthal@legis.state.wi.us

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-3957/1dn
1SR:cmh:jf

December 3, 1999

Representative Riley:

This bill contains a provision that was not included in the original budget proposal. The additional provision requires DWD to provide an individual who determines medical assistance eligibility with access to the CARES system. I believe this provision is necessary as DWD administers the CARES system.

This draft requires DWD and DHFS to submit the joint plan no later than June 1, 2000. Is this OK?

Please review this draft carefully to make sure it achieves your intent. If you have any questions or would like to request a redraft, please contact me.

Ivy G. Sager-Rosenthal
Legislative Attorney
Phone: (608) 2614455
E-mail: Ivy.Sager-Rosenthal@legis.state.wi.us

Sager-Rosenthal, Ivy

From: Gunst, Chris
Sent: Thursday, February 03, 2000 10:59 AM
To: Sager-Rosenthal, Ivy

Ivy-

In December, you gave us draft legislation LRB-3957/I. There is one minor change I want made.

Section 3. Nonstatutory provisions-Instead of requiring the Department to submit their plan to Joint Finance not later than June 1, 2000-I would like the date changed to September 1, 2000.

That's it. Once I get the new version, I plan to release it for co-signatures.

Thanks again for all your work on this legislation and the asset test legislation.

Chris Gunst
Research Assistant to Representative Antonio R. Riley
(x48481)



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-3957²
ISR:cmh:jf

RMR

1999 BILL

By Mendau
2/7/99

Reopen
cat

1 **AN ACT to amend** 49.45 (2) (a) 3.; and to **create** 49.32 (13) of the statutes;
2 **relating** to: providing a person who determines medical assistance eligibility
3 with access to the records of an applicant for medical assistance and requiring
4 the departments of health and family services and work force development to
5 develop a plan to modify the client assistance for reemployment and economic
6 data support system.

Analysis by the Legislative Reference Bureau

Under current law, the department of health and family services (DHFS) administers the medical assistance (MA) program, which finances necessary health care services for qualified persons whose financial resources are inadequate to provide for their health care needs. DHFS is required to determine the eligibility of persons for the MA program and may assign this duty to county departments of human services or social services.

Currently, the department of workforce development (DWD) administers the client assistance for reemployment and economic support (CARES) computer system. The CARES system uses data supplied by an applicant for public assistance benefits to determine an applicant's eligibility for MA, Wisconsin works, food stamps and child care programs, to issue public assistance benefits and to track program participation.

This bill authorizes a person who determines eligibility for MA, other than a person located in a DHFS office or county department of human services or of social

BILL

services, to review and update the existing records of any MA applicant who is seeking an MA eligibility determination from the person, regardless of whether the individual's case is assigned to the person. This bill also requires DWD to provide a person who determines MA eligibility with access to the CARES system so that the person may review and update an applicant's records on the CARES system.

Finally, this bill requires DHFS and DWD to jointly develop a plan to modify the CARES system so that the system may be used to determine an applicant's eligibility for a particular public assistance benefit independently of the applicant's eligibility for other public assistance benefits. DHFS and DWD must submit the plan to the joint committee on finance no later than ~~June~~ ^{September} 1, 2000.

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. 49.32 (13) of the statutes is created to read:

49.32 (13) CLIENTASSISTANCE FOR REEMPLOYMENT AND ECONOMIC SUPPORT DATA SYSTEM. The department shall permit a person who determines eligibility for medical assistance under s. 49.45 (2) (a) 3. to access the client assistance for reemployment and economic support data system for the purpose of reviewing and updating information on the existing records of an individual who is seeking from the person an eligibility determination for medical assistance, regardless of whether the individual's case is assigned to the person.

SECTION 2. 49.45 (2) (a) 3. of the statutes is amended to read:

49.45 (2) (a) 3. Determine the eligibility of persons for medical assistance, rehabilitative and social services under ss. 49.46, 49.468 and 49.47 and rules and policies adopted by the department and may designate this function to the county department under s. 46.215, 46.22 or 46.23 or, to the extent permitted by federal law or a waiver from federal secretary of health and human services, to a Wisconsin works agency. Any person who determines eligibility for medical assistance under

BILL

1 this subdivision in a location other than in an office of the department or of a county
2 department of human services or of social services may review and update
3 information on existing records of an individual who is seeking from that person an
4 eligibility determination for medical assistance, regardless of whether the
5 individual's case is assigned to the person.

SECTION 3. Nonstatutory provisions.

7 (1) CLIENTASSISTANCEFORREEMPLOYMENTANDECONOMIC SUPPORTDATASYSTEM.

8 The departments of health and family services and workforce development shall
9 jointly develop a plan to modify the client assistance for reemployment and economic
10 support data system so that the system may be used to determine an individual's
11 eligibility for any public assistance program independently of the individual's
12 eligibility for any other public assistance program. The departments shall submit
13 their plan to the joint committee on finance not later than ~~June~~^{September} 1, 2000.

**SUBMITTAL
FORM**

LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and sign on the appropriate line(s) below.

Date: 02/04/2000

To: Representative Riley

Relating to LRB drafting number: LRB-3957

Topic

CARES system changes .

Subject(s)

Public Assistance - med. assist.



1. **JACKET** the draft for introduction _____

in the Senate ___ **or the Assembly** (check only one). Only the requester under whose name the drafting request is entered in the **LRB's** drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the option to request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Ivy G. Sager-Rosenthal, Legislative Attorney
Telephone: (608) 26 1-4455

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