DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB–4289/1dn
DAK:wlj:jf

January 24, 2000

To Senator Decker:

1. Is the definition of "resident" in s. 49.688 (3) (a) 1. what you want? Possible alternatives to the definition under s. 27.01 (10) (a), stats., that is cited in that subdivision would be the definition under s. 29.001 (69) or 949.035 (3), stats. Another possibility would be a provision similar to the requirement under s. 610.70 (1) (b), stats.

2. I have assumed that you did not want DHFS' designation of appropriate drugs for a chronic condition, as specified in 49.688 (2), to be subject to rule making and therefore have made an exemption under s. 227.01 (13) (zL). If that assumption is incorrect, please let me know and I will redraft the designation as a rule.

3. Although I understand that you intend that the program be an entitlement program (i.e., an eligible person is entitled to the benefit), if the number of eligible participants unaccountably increased, the bill's sum certain appropriation might limit participation. Accordingly, I drafted s. 49.688 (5) (waiting lists), and subjected s. 49.688 (3) (a) (eligibility) to it. Does this meet your intent?

4. In the definition of "chronic condition" (s. 49.688 (1) (a)), I deleted "anticoagulation" and substituted "blood coagulation or hematologic disease". "Anticoagulation" is not a term that is defined in Dorland's Illustrated Medical Dictionary; I believe, however, that it is a desired result for which a drug (an anticoagulant) is prescribed. Accordingly, I tried to list those conditions for which an anticoagulant would be appropriate. I am not certain, however, if my substitutions are inclusive or entirely accurate.

Please let me know if I can provide you with further assistance.

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