

**1999 DRAFTING REQUEST**

**Bill**

Received: **09/8/98**

Received By: **kenneda**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget 7-9546**

By/Representing: **Jablonsky**

This file may be shown to any legislator: **NO**

Drafter: **kenneda**

May Contact: **Daggett--DHFS**

Alt. Drafters:

Subject: **Health - miscellaneous  
Mental Health - miscellaneous  
Public Assistance - misc**

Extra Copies: **TAY, PJK**

**Topic:**

DOA:.....Jablonsky - Public health and health care financing appropriation changes

**Instructions:**

See Attached; same as 97-5300

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Page 2

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FE Sent For: */4-12-98 King* *11/2/98* *CH/cmtt 12/6/98*  
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*10-10-16  
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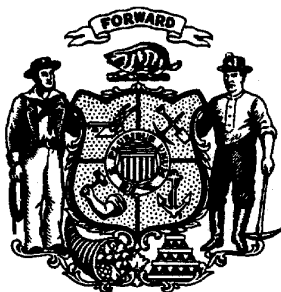
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# State of Wisconsin



1997 Assembly Bill 756

Date of enactment: April 27, 1998  
Date of publication\*: May 11, 1998

## 1997 WISCONSIN ACT 179

AN ACT to amend 230.08 (2) (e) 5. of the statutes; relating to: the creation of an additional unclassified division administrator position in the department of health and family services.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

amended to read:

230.08 (2) (e) 5. Health and family services — 5 6.

SECTION 1. 230.08 (2) (e) 5. of the statutes is

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\* Section 991.11, WISCONSIN STATUTES 1995-96: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

# DHFS

**Department of Health and Family Services**  
**1999-01 Biennial Budget Statutory Language Request**  
August 3, 1998

**Title: Creation of the Division of Public Health**

## **Current Language**

Current Chapter 20 language under s. 435 includes programs (1) Health services planning, regulation and delivery; state operations and (5) Health services planning, regulation and delivery; aids and local assistance. These two programs are being split into three programs. Programs (1) and (5) will be amended to include only those appropriations related to the Division of Public Health. An additional program, program (4), will be created to form the Division of Health Care Financing.

## **Proposed Change**

### Programs

Amend (1) to read: <sup>Public</sup> Health services planning, regulation and delivery; ~~public health~~; state operations.

Amend (5) to read: <sup>Public</sup> Health services planning, regulation and delivery; ~~public health~~ aids and local assistance.

Create (4) to read: Health services planning, regulation and delivery <sup>;</sup> health care financing

### Alpha Appropriations

Amend (1)(a); (1)(gm); (1)(kx); (5)(e); (5)(ky); (5)(kz)

Create (4)(a); (4)(e); (4)(gm); (4)(I); (4)(kx); (4)(m); (4)(n); (4)(ky); (4)(kz); (4)(ma); (4)(md); (4)(na);

Re-number (1)(bm) to (4)(bm); (1)(gp) to (4)(gp); (1)(hg) to (4)(hg); (1)(hi) to (4)(hi); (1)(in) to (4)(in); (1)(p) to (4)(p); (1)(u) to (4)(u); (5)(af) to (4)(af); (5)(ah) to (4)(ah); (5)(bc) to (4)(bc); (5)(b) to (4)(b); (5)(bs) to (4)(bs); (5)(d) to (4)(d); (5)(gh) to (4)(gh); (5)(im) to (4)(im); (5)(jz) to (4)(jz); (5)(o) to (4)(o); (5)(p) to (4)(pa)



## Effect of the Change

The proposed changes modify the Department of Health and Family Services appropriation structure to implement Act 179 which created an additional division administrator position, and therefore an additional division in DHFS.

## Rationale for the Change

The changes implement Act 179 by modifying the DHFS appropriation structure to reflect the creation of the Division of Public Health.

## Proposed Language Changes under s. 435

### Programs

- ✓ Amend (1) to read: <sup>Public</sup> Health services planning, regulation and delivery; ~~public health~~; state operations.
- ✓ Amend (5) to read: <sup>Public</sup> Health services planning, regulation and delivery; ~~public health~~; aids and local assistance.
- ✓ Create (4) to read: Health services planning, regulation and delivery <sup>3</sup> health care financing.

### Alpha Appropriations

#### Current

(1)(a) General program operations. The amounts in the schedule for general program operations, including health services regulation, administration and field services.

#### ✓ Amend

(1)(a) General program operations. The amounts in the schedule for general program operations, including public health services regulation, administration and field services.

#### ✓ Create

(4)(a) General program operations. The amounts in the schedule for general program operations, including health care financing, administration and field services.

#### Current

(1)(bm) Medical assistance administration. Biennially, the amounts in the schedule to provide the state share of administrative contract costs for the medical assistance program under ss. 49.45 and 49.665 and to reimburse insurers for their costs under s. 49.475. No state positions

may be funded in the department of health and family services from this appropriation, except positions for the performance of duties under a contract in effect before January 1, 1987, related to the administration of the medical assistance program between the subunit of the department primarily responsible for administering the medical assistance program and another subunit of the department. Total administrative funding authorized for the program under s. 49.665 may not exceed 10% of the amounts budgeted under sub. (5)(bc) and (p).

Renumber (1)(bm) to (4)(bm)

#### Current

(1)(gm) Licensing, review and certifying activities. The amounts in the schedule for the purposes specified in ss. 146.50(8), 250.05(6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.20(5) and (8), 254.31 to 254.39, 254.47, 254.61 to 254.89 and 225.08(2) and ch. 150. All moneys received under ss. 146.50(8)(d), 150.13, 250.05(6), 252.23(4)(a), 252.24(4)(a), 252.245(9), 254.176, 254.178, 254.20(5) and (8), 254.31 to 254.39, 254.47, 254.61 to 254.89 and 255.08(2)(b) shall be credited to this appropriation account. From the fees collected under s. 50.135(2), \$444,700 in fiscal year 1997-98 and \$451,600 in fiscal year 1998-99 shall be credited to this appropriation account.

#### As Amended in Appropriation Streamlining Language Request

(1)(gm) Fees for licensing, review and certifying activities and supplies and services. The amounts in the schedule for the purposes provided in ch. 69 and in ss. 146.50(8), 250.05(6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.20(5) and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88 and 225.08(2) and ch. 150 and for the purchase and distribution of the medical supplies and to analyze and provide data under s. 250.04. All moneys received under ss. 146.50(8)(d), 150.13, 250.05(6), 252.23(4)(a), 252.24(4)(a), 252.245(9), 254.176, 254.178, 254.20(5) and (8), 254.31 to 254.39, 254.47, 254.61 to 254.88 and 255.08(2)(b) shall be credited to this appropriation account. All moneys received under ch. 69 and ss. 250.04(3m) and 254.41 and as reimbursement for medical supplies shall be credited to this appropriation. From the fees collected under s. 50.135(2), \$444,700 in fiscal year 1999-00 and \$451,600 in fiscal year 1900-01 shall be credited to this appropriation account.

#### ✓ Further amend (1)(gm)

*See Note*  
(1)(gm) Fees for licensing, review and certifying activities and supplies and services. The amounts in the schedule for the purposes provided in in ss. 146.50(8), 250.05(6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.20(5) and (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88 and 225.08(2) and ch. 150 and for the purchase and distribution of the medical supplies and to analyze and provide data under s. 250.04. All moneys received under ss. 146.50(8)(d), 250.05(6), 252.23(4)(a), 252.24(4)(a), 252.245(9), 254.176, 254.178, 254.20(5) and (8), 254.31 to 254.39, 254.47, 254.61 to 254.88 and 255.08(2)(b) shall be credited to this appropriation account. All moneys received under ss. 250.04(3m) and 254.41 and as reimbursement for medical supplies shall be credited to this appropriation. *Last sentence?*

✓ Create (4)(gm)

✓ (1)(gm) Fees for licensing, review and certifying activities and supplies and services. The amounts in the schedule for the purposes provided in chs. 69 and 150 and to analyze and provide data under Ch. 150. All moneys received under ss. 150.13 shall be credited to this appropriation account. All moneys received under ch. 69 shall be credited to this appropriation. From the fees collected under s. 50.135(2), \$444,700 in fiscal year 1999-00 and \$451,600 in fiscal year ~~1900-01~~ <sup>2000</sup> shall be credited to this appropriation account.

? D-Note

title (?)  
D-N

Current

(1)(gp) Health care; aids. All moneys received under s. 146.99, to be used for purchase of primary health care services under s. 146.93.

Renumber

✓ Renumber (1)(gp) to (4)(gp).

Current

(1)(hg) General program operations; health care information. The amounts in the schedule to fund the activities of the department of health and family services and the board on health care information under ch. 153. The contract fees paid under s. 153.05(6m) and assessments paid under s. 153.60 shall be credited to this appropriation account.

Renumber

✓ Renumber (1)(hg) to (4)(hg)

Current

(1)(hi) Compilations and special reports. All moneys received from user fees imposed under s. 153.65 for the purpose of financing the costs of producing special data compilations or special reports under s. 153.65.

Renumber

✓ Renumber (1)(hi) to (4)(hi)

Current

(1)(I) Gifts and grants. See sub. (9)(I).

Create

✓ (4)(I) Gifts and grants. See sub. (9)(I).

Current

(1)(in) Community options program; costs of care recovery administration. From the moneys received from the recovery of costs of care under ss. 46.27(7g) and 867.035, the amounts in the schedule for administration of the recovery of costs of the care.

Renumber

~~Renumber~~ (1)(in) to (4)(in)

Current

(1)(kx) Interagency and intra-agency programs. All moneys received from other state agencies and all moneys received by the department from the department not directed to be deposited under par. (km) or sub. (6)(k) for the administration of programs or projects for which received.

Amend

~~Amend~~ (1)(kx) Interagency and intra-agency programs. All moneys received from other state agencies and all moneys received by the department from the department for the administration of programs or projects for which received. *((1)(km) repealed in appropriation streamlining)*

D-NOTE:  
no need  
to do  
in this  
draft;  
is  
handled  
in 97-  
5283

Create

~~Create~~ (4)(kx) Interagency and intra-agency programs. All moneys received from other state agencies and all moneys received by the department from the department for the administration of programs or projects for which received. *((1)(km) repealed in appropriation streamlining)*

Current

(1)(m) Federal project operations. See sub. (9)(m).

Create

~~Create~~ (4)(m) Federal project operations. See sub. (9)(m).

Current

(1)(n) Federal program operations. All moneys received from the federal government or any of its agencies for the state administration of continuing programs to be expended for the purposes specified.

Create

~~Create~~ (4)(n) Federal program operations. All moneys received from the federal government or any of its agencies for the state administration of continuing programs to be expended for the purposes specified.

Current

(1)(p) Federal aid; medical assistance contracts administration. All federal moneys received for the federal share of the cost of contracting for payment and services administration and reporting, and to reimburse insurers for their costs under s. 49.475.

Renumber

✓ Renumber (1)(p) to (4)(p)

Current

(1)(u) Health insurance risk-sharing plan; administration. The amounts in the schedule from the health insurance risk-sharing plan fund for the administration of ch. 149.

Renumber

✓ (1)(u) to (4)(u)

Current

(5)(af) Health insurance risk-sharing plan; costs. The amounts in the schedule for paying a portion of the operating costs of the health insurance risk-sharing plan under ch. 149.

Renumber

✓ (5)(af) to (4)(af)

Current

(5)(ah) Health insurance risk-sharing plan; premium and deductible reduction subsidy. Biennially, the amounts in the schedule for the purpose of subsidizing premium reductions under s. 149.165 and deductible reductions under s. 149.14(5)(a).

Renumber

✓ (5)(ah) to (4)(ah)

Current (5)(b)

(5)(b) Medical assistance program benefits. Biennially, the amounts in the schedule to provide the state share of medical assistance program benefits administered under s. 49.45, to provide medical assistance program benefits administered under s. 49.45 that are not also provided under par. (o) and to fund the pilot project under s. 46.27(9) and (10). Notwithstanding s. 20.002(1), the department may transfer from this appropriation to the appropriation account under sub. (7)(kb) funds in the amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001(3)(b) and 20.002(1), the department may credit or deposit into this appropriation and may transfer between fiscal years funds that it transfers from the appropriation under sub. (7)(kb) for the purposes specified in s. 46.485(3r). Notwithstanding

s. 20.002(1), the department may transfer from this appropriation to the appropriation account under sub. (7)(bd) funds in the amount and for the purposes specified in s. 49.45(6v).

Renumber

✓ (5)(b) to (4)(b)

Current

(5)(bc) Health care for low-income families. As a continuing appropriation, the amounts in the schedule for the badger care health care program for low-income families under s. 49.665.

Renumber

✓ (5)(bc) to (4)(bc)

Current

(5)(bs) Relief block grants to tribal governing bodies. The amounts in the schedule for relief block grants under s. 49.029 to tribal governing bodies.

As Amended in Appropriation Streamlining Language Request

(5)(bs) Relief block grants to counties and tribal governing bodies. The amounts in the schedule for relief block grants under s. 49.025, 49.027 and 49.9 to counties and tribal governing bodies.

Renumber

✓ Renumber (5)(bs) to (4)(bs)

Current

(5)(d) Facility appeals mechanism. The amounts in the schedule for the execution of functions under s. 49.45(6m)(e).

Renumber

✓ Renumber (5)(d) to (4)(d)

Current

(5)(e) Disease aids. Biennially, the amounts in the schedule for assisting victims of diseases, as provided in ss. 49.68, 49.683, 49.685, 58.06, 252.08(4) and (5) and 252.10(6) and (7), as allocated by the department.

Amend

✓ (5)(e) Disease aids. Biennially, the amounts in the schedule for assisting victims of diseases, as provided in ss. 58.06, 252.08(4) and (5) and 252.10(6) and (7), as allocated by the department.

✓ Create

(4)(e) Disease aids. Biennially, the amounts in the schedule for assisting victims of diseases, as provided in ss. 49.68, 49.683, 49.685, as allocated by the department.

Current

(5)(gh) Health insurance risk-sharing plan; premium reduction. All moneys received from the plan administrator under s. 149.143(2)(a)1.c., to be used as specified in s. 149.143(1)(b)1.b.

Renumber

✓ Renumber (5)(gh) to (4)(gh)

Current

(5)(im) Medical assistance; recovery of correct payments. All moneys received from the recovery of correct medical assistance payments under ss. 49.496, and 867.035 for payments to counties and tribal governing bodies under s. 49.496(4), payment of claims under s. 867.035(3), payments to the federal government for its share of medical assistance benefits recovered and for the state share of medical assistance benefits under subch. IV of ch. 49 as provided in ss. 49.496(5) and 867.035(4).

✓ Renumber

(5)(im) to (4)(im)

Current

(5)(jz) Badger care premiums. All moneys received from payments under s. 49.665(5) to be used for the badger care health care program for low-income families under s. 49.665.

✓ Renumber

(5)(jz) to (4)(jz)

Current

(5)(ky) Interagency and intra-agency aids. All moneys received from other state agencies and all moneys received by the department from the department not directed to be deposited under sub. (1)(km) or (6)(k) for aids to individuals and organizations.

Amend

X (5)(ky) Interagency and intra-agency aids. All moneys received from other state agencies and all moneys received by the department from the department for aids to individuals and organizations. *((1)(km) repealed in appropriation streamlining request)*

No;  
DN-  
treated  
in 97-5283

Create

✓ (4)(ky) Interagency and intra-agency aids. All moneys received from other state agencies and all moneys received by the department from the department for aids to individuals and organizations.

Current

(5)(kz) Interagency and intra-agency local assistance. All moneys received from other state agencies and all moneys received by the department from the department not directed to be deposited under par. Sub. (1)(km) for local assistance.

Amend

X (5)(kz) Interagency and intra-agency local assistance. All moneys received from other state agencies and all moneys received by the department from the department for local assistance. *((1)(km) repealed in appropriation streamlining request.*

No; D.N-  
treated  
in  
97-5283

Create

✓ (4)(kz) Interagency and intra-agency local assistance. All moneys received from other state agencies and all moneys received by the department from the department for local assistance.

Current

(5)(ma) Federal project aids. See sub. (9)(ma).

Create

✓ (4)(ma) Federal project aids. See sub. (9)(ma).

Current

(5)(md) Block grant aids. See sub.(9)(md).

Create

✓ (4)(md) Block grant aids. See sub.(9)(md).

Current

(5)(na) Federal program aids. See sub. (9)(a)



Create

✓(4)(na) Federal program aids. See sub. (9)(a)

Current

(5)(o) Federal aid; medical assistance. All federal moneys received for meeting costs of medical assistance administered under ss. 49.45 and 49.665.

Renumber

✓Renumber (5)(o) to (4)(o)

Current

(5)(p) Federal aid; health care for low-income families. All federal moneys received for the badger care health care program for low-income families under s. 49.665, to be used for that purpose.

Renumber

✓(5)(p) to (4)(pa)

<b>Desired Effective Date:</b>	Upon Passage
<b>Agency:</b>	DHFS
<b>Agency Contact:</b>	Cindy Daggett
<b>Phone:</b>	266-5380

1 or 4	Alpha	Numeric	Title - As Affected by Appropriation Streamlining
			<b>PUBLIC HEALTH</b>
S	1a		General program operations
S	1a	101	General program operations
S	1gm		Licensing, review and certifying activities - Amended
1	1gm	121	Lead abatement certification
1	1gm	123	Sanitarian registraion
1	1gm	124	Licensing, review and certifying activities
1	1gm	137	Radiation protection
1	1gm	138	Radiation monitoring
1	1gm	143	Tanning fees
1	1gm	144	EMS - licensing fees
1	1gm	184	Asbestos abatement certification
1	1gr		Supplemental food program for women, infants and children administration
1	1gr	166	Supplemental food program for women, infants and children administration
S	1i		Gifts and grants
S	1i	133	Gifts and grants
1	1jb		Congenital disorders; operations
1	1jb	163	Congenital disorders; operations
S	1kx		Interagency and intra-agency programs
S	1kx	167	Interagency and intra-agency programs
S	1m		Federal project operations
S	1m	149	Federal project operations
1	1mc		Block grant operations
1	1mc	190	Preventative health block grant - operations
1	1mc	191	Maternal and child health block grant - operations
S	1n		Federal program operations

S	1n	140	Medical assistance state administration
S	1n	141	Federal program operations
1	1n	148	Federal W/C operations
1	p		Federal aid; medical assistance contracts administration
1	p	154	Federal aid; medical assistance contracts administration
1	1q		Groundwater and air quality standards
1	1q	145	Groundwater and air quality standards
1	5am		Services, reimburse and payment related to acquired immunodeficiency syndrome
1	5am	509	Services, reimburse and payment related to acquired immunodeficiency syndrome
1	5am	514	AZT, pentamidine and other drug reimbursement
1	5am	515	Continuation coverage and medical leave premium subsidies
1	5cb		Women's health services
1	5cb	511	Pregnancy counseling and outreach
1	5cb	520	Family planning
1	5cb	570	Women's health services
1	5cc		Cancer treatment, training, follow-up, control and prevention
1	5cc	503	Cancer treatment, screening and training
1	5cc	519	Cancer control and prevention
1	5ce		Services for homeless individuals
1	5ce	576	Services for homeless individuals
1	5ch		Emergency medical services; aids
1	5ch	523	Emergency medical services; aids
1	5cm		Immunization
1	5cm	518	Immunization
1	5de		Dental services
1	5de	517	Dental services
1	5dg		Tobacco prevention and education program

1	5dg	580	Tobacco prevention and education program
1	5ds		Statewide poison control program
1	5ds	512	Statewide poison control program
S	5e		Disease aids
S	5e	505	Disease aids
1	5ed		Radon aids
1	5ed	521	Radon aids
1	5ef		Lead poisoning or lead exposure services
1	5ef	577	Lead poisoning or lead exposure services
1	5ek		Cooperative American Indian health projects
1	5ek	558	Cooperative American Indian health projects
1	5em		Supplemental food program for women, infants and children benefits
1	5em	556	Supplimental food program for women, infants and children benefits
1	5er		Neonatal intensive care unit training grants
1	5er	554	Neonatal intensive care unit training grants
1	5i		Gifts and grants; aids
1	5i	533	Gifts and grants; aids
1	5ja		Congenital disorders; diagnosis, special dietary treatment and counseling
1	5ja	528	Congenital disorders; diagnosis, special dietary treatment and counseling
S	5ky		Interagency and intra-agency aids
S	5ky	568	Interagency and intra-agency aids
S	5kz		Interagency and intra-agency local assistance
S	5kz	569	Interagency and intra-agency local assistance
S	5ma		Federal project aids
S	5ma	550	Federal project aids

1	5md		Block grant aids
	5md	592	Preventive health block grant-aids/local assistance
1	5md	593	Maternal and child health block grant-aids/focal assistance
S	5na		Federal program aids
1	5na	547	Federal WIC aids
			<b>HEALTH CARE FINANCING</b>
S	4a		General program operations
S	4a	401	General program operations
4	4af		Health Insurance risk-sharing plan; costs
4	4af	473	Health Insurance risk-sharing plan; costs
4	4ah		HIRSP; premium and deductible reduction subsidy
4	4ah	474	HIRSP; premium and deductible reduction subsidy
4	4b		Medical assistance program benefits
4	4b	404	Medical assistance program benefits
4	4bc		Health care for low-income families
4	4bc	472	Health care for low-income families
S	bm		Medical assistance administration
S	bm	412	Medical assistance administration
4	4bs		Relief block grants tribal governing bodies and counties
4	4bs	402	Relief block grants to counties with a population of less than 500,000
4	4bs	408	Relief block grants to counties with a population of 500,000 or more
4	4bs	410	Relief block grants to tribal governing bodies
4	4d		Facility appeals mechanism
4	4d	407	Facility appeals mechanism

	4dg				Health care information; physician encounter data
		406			Health care information; physician encounter data
S	4e				Disease aids
S	4e	405			Disease aids
4	4gh				Health insurance risk-sharing plan; premium reduction
4	4gh	427			Health insurance risk-sharing plan; premium reduction
S	4gm				Licensing, review and certifying activities - Amended
4	4gm	426			Vital records
4	4gm	431			Health facilities license fees
4	4gm	435			Health facilities review fees
4	4gp				Health care; aids
4	4gp	439			Health care; aids
4	4hg				General program operations: health care information
4	4hg	487			General program operations: health care information
4	4hi				Compilations and special reports
4	4hi	488			Compilations and special reports
S	4i				Gifts and grants
S	4i	433			Gifts and grants
4	4im				Medical assistance; recovery of correct payments
4	4im	436			Medical assistance; recovery of correct payments
4	4in				Community options program; costs of care recovery administration
4	4in	479			Community options program; costs of care recovery administration
4	4jz				Badger care premiums
4	4jz	434			Badger care premiums
S	4kx				Interagency and intra-agency programs

S	4kx	467	Interagency and intra-agency programs
S	4ky		Interagency and intra-agency aids
S	4ky	468	Interagency and intra-agency aids
S	4kz		Interagency and intra-agency local assistance
S	4kz	469	Interagency and intra-agency local assistance
S	4m		Federal project operations
S	4m	449	Federal project operations
S	4ma		Federal project aids
S	4ma	450	Federal project aids
S	4n		Federal program operations
4	4n	440	Medical Assistance Administration
4	4n	441	Federal program operations
4	4n	460	Disability determination-state administration
S	4na		Federal program aids
4	4na	446	Nursing homes appeals mechanism
4	4na	459	Disability Determination Aids
4	4o		Federal aid; medical assistance
4	4o	452	Waiver savings benefits
4	4o	453	Federal aid; medical assistance
4	4p		Federal aid; health care for low-income families
4	4p	451	Federal aid; health care for low-income families
S	4pa		Federal aid; medical assistance contracts administration
S	4pa	454	Federal aid; medical assistance contracts administration
4	4u		Health insurance risk-sharing plan; administration
4	4u	465	Health insurance risk-sharing plan; administration

1999-01 DEPARTMENT APPROPRIATION STRUCTURE FILE MAINTENANCE

Current	New	Delete	Program	Numerc	Alpha	Line No.	Inactive	S / L / A	Fund Code	Change Author	Appn Type
X			04								
X	X		04		a			S	02	GPR	A
X	X		04	401	a			S	02	GPR	A
X	X		04		af			A	02	GPR	A
X	X		04	473	af			A	02	GPR	A
X	X		04		ah			A	02	GPR	A
X	X		04	474	ah			A	02	GPR	B
X	X		04		b			A	02	GPR	B
X	X		04	404	b			A	02	GPR	B
X	X		04		bc			A	02	GPR	C
X	X		04	472	bc			A	02	GPR	C
X	X		04		bm			S	02	GPR	B
X	X		04	412	bm			S	02	GPR	B
X	X		04		bs			L	02	GPR	A
X	X		04	402	bs			L	02	GPR	A
X	X		04	408	bs			L	02	GPR	A
X	X		04	410	bs			L	02	GPR	A
X	X		04		d			A	02	GPR	A
X	X		04	407	d			A	02	GPR	A
X	X		04		e			A	02	GPR	B
X	X		04	405	e			A	02	GPR	B
X	X		04		gh			A	02	PR	C
X	X		04	427	gh			A	02	PR	C
X	X		04		gm			S	02	PR	A
X	X		04	426	gm			S	02	PR	A
X	X		04	431	gm			S	02	PR	A
X	X		04	435	gm			S	02	PR	A
X	X		04		gp			A	02	PR	C
X	X		04	439	gp			A	02	PR	C
X	X		04		hg			S	02	PR	A
X	X		04	487	hg			S	02	PR	A
X	X		04		hi			S	02	PR	C
X	X		04	488	hi			S	02	PR	C
X	X		04		i			S	02	PR	C
X	X		04	433	i			S	02	PR	C

TITLE (Maximum -- 75 Characters)

Health services planning, regulation and delivery health care financing

General program operations

General program operations

Health insurance risk-sharing plan; costs

Health insurance risk-sharing plan; costs

HIRSP; premium and deductible reduction subsidy

HIRSP; premium and deductible reduction subsidy

Medical assistance program benefits

Medical assistance program benefits

Health care for low-income families

Health care for low-income families

Medical assistance administration

Medical assistance administration

Relief block grants tribal governing bodies and counties

Relief block grants to counties with a population of less than 500,000

Relief block grants to counties with a population of 500,000 or more

Relief block grants to tribal governing bodies

Facility appeals mechanism

Facility appeals mechanism

Disease aids

Disease aids

Health insurance risk-sharing plan; premium reduction

Health insurance risk-sharing plan; premium reduction

Licensing, review and certifying activities

Vital records

Health facilities license fees

Health facilities review fees

Health care; aids

Health care; aids

General program operations; health care information

General program operations; health care information

Compilations and special reports

Compilations and special reports

Gifts and grants

Gifts and grants





DOA:.....Jablonsky – Public health and health care financing appropriation changes

FOR 1997-99 BUDGET — NOT READY FOR INTRODUCTION

WFO:  
Proof all  
"amended" stats.  
w/ stats. [I have not  
marked all of them.]  
KG

1 AN ACT <sup>Don't Gen. Act.</sup> relating to: the budget.

**Analysis by the Legislative Reference Bureau  
HEALTH AND HUMAN SERVICES**

**HEALTH**

Under current law, the appropriation accounts for expenditure of moneys by the department of health and family services (DHFS) are specified for several categories, including state operations and aids and local assistance for health services planning, regulation and delivery.

This bill reclassifies current categories of appropriation accounts for DHFS for health services planning, regulation and delivery into categories of health care financing and public health state operations and aids and local assistance.

For further information see the *state* 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:**

2 SECTION 1. 16.0095 of the statutes <sup>was created by 1997 Wisconsin Act 271</sup> is  
3 amended to read:

1  
2  
3  
4  
5  
6  
7  
8  
9  
*Prop of Stats.*

**16.0095 Medicare upper limit consultant.** The department shall hire a consultant, to be paid from the appropriation under s. 20.435 (1) (4) (bm), to determine and recommend to ~~the~~ the department of health and family services the aggregate payments that should be made for inpatient nursing home services under medical assistance under subch. IV of ch. 49 such that the aggregate payments will not exceed the amount that is estimated to be the amount that would have been paid under the federal medicare program's payment principles. The consultant's recommendations to the department of health and family services shall be nonbinding.

272727History: History: 1997 a. 27.

10

**SECTION 2.** 20.435 (1) (title) of the statutes ~~as affected by 1997 Wisconsin Act~~

11

~~is~~ is amended to read:

12

20.435 (1) (title) HEALTH PUBLIC HEALTH SERVICES PLANNING, REGULATION AND

13

DELIVERY; STATE OPERATIONS.

272727History: History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

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15  
16  
17  
*Prop of Stats.*

**SECTION 3.** 20.435 (1) (a) of the statutes is amended to read:

20.435 (1) (a) *General program operations.* The amounts in the schedule for general program operations, including public health services regulation, administration and field services.

272727History: History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

1 SECTION 4. 20.435 (1) (bm) of the statutes ~~as affected by 1997 Wisconsin Acts~~

2 ~~27 and 277~~ is renumbered 20.435 (4) (bm) and amended to read:

3 20.435 (4) (bm) *Medical assistance administration*. Biennially, the amounts  
4 in the schedule to provide the state share of administrative contract costs for the  
5 medical assistance program under ss. 49.45 and 49.665, to reimburse insurers for  
6 their costs under s. 49.475 and for costs associated with outreach activities. No state  
7 positions may be funded in the department of health and family services from this  
8 appropriation, except positions for the performance of duties under a contract in  
9 effect before January 1, 1987, related to the administration of the medical assistance  
10 program between the subunit of the department primarily responsible for  
11 administering the medical assistance program and another subunit of the  
12 department. Total administrative funding authorized for the program under s.  
13 49.665 may not exceed 10% of the amounts budgeted under sub-~~(5)~~ <sup>✓</sup> pars. (bc) and ~~(p)~~  
14 <sup>✓</sup> (pa).

272727History: History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

\*\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

15 SECTION 5. 20.435 (1) (gm) ~~(title)~~ of the statutes ~~as affected by 1997 Wisconsin~~

16 ~~Acts 27 and 36~~, is amended to read:

17 20.435 (1) (gm) ~~License~~ <sup>✓</sup> *Licensing, review and certifying activities; fees; supplies*  
18 *and services*. The amounts in the schedule for the purposes specified in ss. 146.50  
19 (8), 250.05 (6), 252.23, 252.24, 252.245, 254.176, 254.178, 254.20 (5) and (8), 254.31  
20 to 254.39, <sup>✓</sup> 254.41, 254.47, 254.61 to 254.89 and 255.08 (2) and ~~ch. 150~~, for the  
21 purchase and distribution of medical supplies and to analyze and provide data under

*plain comma*

1 s. 250.04. All moneys received under ss. 146.50 (8) (d), ~~150.13~~ 250.04 (3m), 250.05  
 2 (6), 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.20 (5) and (8),  
 3 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.89 and 255.08 (2) (b) and as  
 4 reimbursement for medical supplies shall be credited to this appropriation account.  
 5 ~~From the fees collected under s. 50.135 (2), \$444,700 in fiscal year 1997-98 and~~  
 6 ~~\$451,600 in fiscal year 1998-99 shall be credited to this appropriation account.~~

272727History: History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

1999 LRB-00271  
 \*\*\*\*NOTE: This Section supersedes the treatment of s. 20.435 (1) (gm) in ~~LRB 97-528371~~ (the "appropriation streamlining" draft); if both this draft and ~~97-5283~~ are included in the budget bill, the treatment of s. 20.435 (1) (gm) in ~~97-5283~~ should be eliminated. ✓

7 SECTION 6. 20.435 (1) (gp) of the statutes is renumbered 20.435 (4) (gp). ✓

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

8 SECTION 7. 20.435 (1) (hg) of the statutes is renumbered 20.435 (4) (hg). ✓

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

9 SECTION 8. 20.435 (1) (hi) of the statutes, as affected by 1997 Wisconsin Act 27, is renumbered 20.435 (4) (hi). ✓

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

11 SECTION 9. 20.435 (1) (in) of the statutes is renumbered 20.435 (4) (in). ✓

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

12 SECTION 10. 20.435 (1) (p) of the statutes is renumbered 20.435 (4) (p). ✓

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

13 SECTION 11. 20.435 (1) (u) of the statutes, as affected by 1997 Wisconsin Act 27, is renumbered 20.435 (4) (u). ✓

LRB  
 97-0027  
 LRB

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

1 SECTION 12. 20.435 (4) (title) of the statutes is created to read:

2 20.435 (4) (title) **Health services planning, regulation and delivery;**  
3 **health care financing.** → No Bold - Use CS

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

4 SECTION 13. 20.435 (4) (a) of the statutes is created to read: ✓

5 20.435 (4) (a) *General program operations.* The amounts in the schedule for  
6 general program operations, including health care financing regulation,  
7 administration and field services. ✓

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

8 SECTION 14. 20.435 (4) (e) of the statutes is created to read:

9 20.435 (4) (e) *Disease aids.* Biennially, the amounts in the schedule for  
10 assisting victims of diseases, as provided in ss. 49.68, 49.683 and 49.685, as  
11 distributed by the department.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

12 SECTION 15. 20.435 (4) (gm) of the statutes is created to read:

13 20.435 (4) (gm) *Health services regulation and vital statistics.* The amounts in  
14 the schedule for the purposes ~~provided~~ <sup>specified</sup> in chs. 69 and 150. All moneys received under  
15 ch. 69 and s. 150.13 shall be credited to this appropriation account. From the fees  
16 collected under s. 50.135 (2), \$444,700 in fiscal year 1999-00 and \$451,600 in fiscal  
17 year 2000-01 shall be credited to this appropriation account. ✓

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

18 SECTION 16. 20.435 (4) (i) of the statutes is created to read:

1           20.435 (4) (i) *Gifts and grants; health care financing.* All moneys received from  
 2 gifts, grants, bequests and trust funds to provide health care financing consistent  
 3 with the purpose of the gift, grant, bequest or trust fund.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
 reflected in the revised schedule in s. 20.005, stats.

4           **SECTION 17.** 20.435 (4) (kx) of the statutes is created to read:

5           20.435 (4) (kx) *Interagency and intra-agency programs.* All moneys received  
 6 from other state agencies and all moneys received by the department from the  
 7 department for the administration of programs or projects <sup>the purposes for</sup> for which received.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
 reflected in the revised schedule in s. 20.005, stats.

8           **SECTION 18.** 20.435 (4) (ky) of the statutes is created to read:

9           20.435 (4) (ky) *Interagency and intra-agency aids.* All moneys received from  
 10 other state agencies and all moneys received by the department from the department  
 11 for aids to individuals and organizations. <sup>the</sup> for ~~each~~ purposes of providing those aids

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
 reflected in the revised schedule in s. 20.005, stats.

12          **SECTION 19.** 20.435 (4) (kz) of the statutes is created to read:

13          20.435 (4) (kz) *Interagency and intra-agency local assistance.* All moneys  
 14 received from other state agencies and all moneys received by the department from  
 15 the department for local assistance. <sup>the</sup> for ~~each~~ purposes of providing that assistance

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
 reflected in the revised schedule in s. 20.005, stats.

16          **SECTION 20.** 20.435 (4) (m) of the statutes is created to read:

17          20.435 (4) (m) *Federal project operations.* All moneys received from the federal  
 18 government or any of its agencies for the state administration of specific limited term  
 19 projects to be expended for the purposes specified.

      \*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be  
 reflected in the revised schedule in s. 20.005, stats.

*Other than aids to individuals or organizations*

1 SECTION 21. 20.435 (4) (ma) of the statutes is created to read:

2 20.435 (4) (ma) *Federal project aids*. All moneys received from the federal  
3 government or any of its agencies for specific limited term projects ~~to be expended~~  
4 <sup>of</sup> aids to individuals or organizations <sup>, to be expended</sup> for the purposes specified.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

5 SECTION 22. 20.435 (4) (md) of the statutes is created to read:

6 20.435 (4) (md) *Federal block grant aids*. All block grant moneys received from  
7 the federal government or any of its agencies to be expended as aids to individuals  
8 or organizations.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

9 SECTION 23. 20.435 (4) (n) of the statutes is created to read:

10 20.435 (4) (n) *Federal program operations*. All moneys received from the  
11 federal government or any of its agencies for the state administration of continuing  
12 programs <sup>of</sup> to be expended for the purposes specified.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

13 SECTION 24. 20.435 (4) (na) of the statutes is created to read:

14 20.435 (4) (na) *Federal program aids*. All moneys received from the federal  
15 government or any of its agencies for continuing programs <sup>of</sup> ~~to be expended as~~ aids to  
16 individuals or organizations <sup>, to be expended</sup> for the purposes specified.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

17 SECTION 25. 20.435 (5) (title) of the statutes ~~is created by 1997 Wisconsin Act~~

18 ~~is~~ is amended to read:

1 20.435 (5) (title) ~~HEALTH~~ PUBLIC HEALTH SERVICES PLANNING, REGULATION AND  
2 DELIVERY; AIDS AND LOCAL ASSISTANCE.

**272727History:** History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

3 SECTION 26. 20.435 (5) (af) of the statutes ~~as created by 1997 Wisconsin Act~~

4 ~~26~~ is renumbered 20.435 (4) (af).

27\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

5 SECTION 27. 20.435 (5) (ah) of the statutes ~~as affected by 1997 Wisconsin Act~~

6 ~~27~~ is renumbered 20.435 (4) (ah).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

7 SECTION 28. 20.435 (5) (b) of the statutes ~~as affected by 1997 Wisconsin Act 27~~

8 is renumbered 20.435 (4) (b).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

9 SECTION 29. 20.435 (5) (bc) of the statutes ~~as created by 1997 Wisconsin Act~~

10 ~~29~~ is renumbered 20.435 (4) (bc).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

11 SECTION 30. 20.435 (5) (bs) of the statutes ~~as affected by 1997 Wisconsin Act~~

12 ~~30~~ is renumbered 20.435 (4) (bs).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

13 SECTION 31. 20.435 (5) (d) of the statutes ~~as affected by 1997 Wisconsin Act 27~~

14 is renumbered 20.435 (4) (d).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓



- 1 SECTION 32. 20.435 (5) (e) of the statutes ~~is affected by 1997 Wisconsin Act 27,~~  
2 is amended to read:  
3 20.435 (5) (e) *Disease aids*. Biennially, the amounts in the schedule for  
4 assisting victims of diseases, as provided in ss. ~~49.68, 49.683, 49.685,~~ 58.06, 252.08  
5 (4) and (5) and 252.10 (6) and (7), as allocated distributed by the department.

**272727History:** History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

- 6 SECTION 33. 20.435 (5) (gh) of the statutes ~~is created by 1997 Wisconsin Act~~  
7 ~~27,~~ is renumbered 20.435 (4) (gh).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

- 8 SECTION 34. 20.435 (5) (im) of the statutes ~~is affected by 1997 Wisconsin Act~~  
9 ~~27,~~ is renumbered 20.435 (4) (im).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

- 10 SECTION 35. 20.435 (5) (jz) of the statutes ~~is created by 1997 Wisconsin Act 27,~~  
11 is renumbered 20.435 (4) (jz).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

- 12 SECTION 36. 20.435 (5) (o) of the statutes ~~is affected by 1997 Wisconsin Act 27,~~  
13 is renumbered 20.435 (4) (o).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

- 14 SECTION 37. 20.435 (5) (p) of the statutes ~~is created by 1997 Wisconsin Act 27,~~  
15 is renumbered 20.435 (4) (pa).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats. ✓

- 16 SECTION 38. 20.435 (6) (jm) of the statutes ~~is affected by 1997 Wisconsin Act~~  
17 ~~27,~~ is amended to read:

1           20.435 (6) (jm) *Licensing and support services.* The amounts in the schedule  
 2 for the purposes specified in ss. 50.02 (2), 50.025, 50.13, 50.135, 50.36 (2), 50.49 (2)  
 3 (b), 50.495, 50.52 (2) (a), 50.57 and 50.981 and subch. IV of ch. 50 and to conduct  
 4 health facilities plan and rule development activities, for accrediting nursing homes,  
 5 convalescent homes and homes for the aged, to conduct capital construction and  
 6 remodeling plan reviews under ss. 50.02 (2) (b) and 50.36 (2) and for the costs of  
 7 inspecting, licensing and approving facilities, issuing permits and providing  
 8 technical assistance that are not specified under any other paragraph in this  
 9 subsection. All moneys received under ss. 50.02 (2), 50.025, 50.13, 50.36 (2), 50.49  
 10 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1) (c) and 50.981, all moneys received from  
 11 fees for the costs of inspecting, licensing and approving facilities, issuing permits and  
 12 providing technical assistance that are not specified under any other paragraph in  
 13 this subsection, and all moneys received under 50.135 (2), less the amounts credited  
 14 to the appropriation account under sub. ~~(1)~~ <sup>✓</sup> (4) (gm), shall be credited to this  
 15 appropriation account.

**272727History:** History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186, 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293.

16           **SECTION 39.** 20.435 (7) (bd) of the statutes ~~as affected by 1997 Wisconsin Act~~

17           ~~27~~ is amended to read:

18           20.435 (7) (bd) *Community options program and long-term support pilot*  
 19 *projects.* The amounts in the schedule for assessments, case planning, services and  
 20 administration under s. 46.27 and for pilot projects under s. 46.271 (1), and the  
 21 amounts carried forward under 1997 Wisconsin Act 27, section 9123 (2), for the pilot  
 22 project under s. 46.271 (2m). If the department transfers funds to this appropriation

1 from the appropriation account under sub. ~~(5)~~ (4) (b), the amounts in the schedule  
 2 for the fiscal year for which the transfer is made are increased by the amount of the  
 3 transfer for the purposes specified in s. 49.45 (6v). Notwithstanding ss. 20.001 (3)  
 4 (a) and 20.002 (1), the department may under this paragraph transfer moneys  
 5 between fiscal years. Except for moneys authorized for transfer under this  
 6 appropriation, under s. 46.27 (7) (fm) or (g) or under 1997 Wisconsin Act 27, section  
 7 9123 (2), all moneys under this appropriation that are allocated under s. 46.27 and  
 8 are not spent or encumbered by counties or by the department by December 31 of  
 9 each year shall lapse to the general fund on the succeeding January 1 unless  
 10 transferred to the next calendar year by the joint committee on finance.

**272727History: History:** 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

11 **SECTION 40. 20.435 (7) (im) of the statutes is amended to read:**

12 **20.435 (7) (im) Community options program; recovery of costs of care.** From the  
 13 moneys received from the recovery of costs of care under ss. 46.27 (7g) and 867.035,  
 14 all moneys not appropriated under sub. ~~(1)~~ (4) (in), for payments to county  
 15 departments and aging units under s. 46.27 (7g) (d), payment of claims under s.  
 16 867.035 (3) and payments for long-term community support services funded under  
 17 s. 46.27 (7) as provided in ss. 46.27 (7g) (e) and 867.035 (4m).

**272727History: History:** 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

18 **SECTION 41. 20.435 (7) (kb) of the statutes, as affected by 1997 Wisconsin Act**

19 ~~(1)~~ is amended to read:

1           20.435 (7) (kb) *Severely emotionally disturbed children.* As a continuing  
 2 appropriation, all moneys transferred from the appropriation under sub. (5) (4) (b)  
 3 to this appropriation to provide, under s. 46.485, mental health care and treatment  
 4 and community-based mental health services for severely emotionally disturbed  
 5 children. Notwithstanding s. 20.002 (1), the department of health and family  
 6 services may transfer from this appropriation to the appropriation under sub. (5) (4)  
 7 (b) funds as specified in s. 46.485 (3r).

272727History: History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237.

8           **SECTION 42. 46.27 (9) (a) of the statutes, as affected by 1997 Wisconsin Act 24,**

9 is amended to read:

10           46.27 (9) (a) The department may select up to 5 counties that volunteer to  
 11 participate in a pilot project under which they will receive certain funds allocated for  
 12 long-term care. The department shall allocate a level of funds to these counties  
 13 equal to the amount that would otherwise be paid under s. 20.435 (5) (4) (b) to nursing  
 14 homes for providing care because of increased utilization of nursing home services,  
 15 as estimated by the department. In estimating these levels, the department shall  
 16 exclude any increased utilization of services provided by state centers for the  
 17 developmentally disabled. The department shall calculate these amounts on a  
 18 calendar year basis under sub. (10).

272727History: History: 1981 c. 20; 1983 a. 27; 1983 a. 189 s. 329 (5); 1983 a. 192, 239; 1985 a. 29 ss. 876s to 896am, 3200 (56); 1985 a. 120, 176; 1987 a. 27, 399; 1989 a. 31, 77, 336, 359; 1991 a. 32, 39, 235, 274; 1993 a. 16, 27, 437; 1995 a. 27; 1997 a. 13, 27, 39, 79, 237.

19           **SECTION 43. 46.27 (10) (a) 1. of the statutes, as affected by 1997 Wisconsin Act**

20 ~~is~~ is amended to read:

21           46.27 (10) (a) 1. The department shall determine for each county participating  
 22 in the pilot project under sub. (9) a funding level of state medical assistance

1 expenditures to be received by the county. This level shall equal the amount that the  
2 department determines would otherwise be paid under s. 20.435 ~~(5)~~ <sup>✓</sup>(4) (b) because  
3 of increased utilization of nursing home services, as estimated by the department.

272727History: History: 1981 c. 20; 1983 a. 27; 1983 a. 189 s. 329 (5); 1983 a. 192, 239; 1985 a. 29 ss. 876s to 896am, 3200 (56); 1985 a. 120, 176; 1987 a. 27, 399; 1989 a. 31, 77, 336, 359; 1991 a. 32, 39, 235, 274; 1993 a. 16, 27, 437; 1995 a. 27; 1997 a. 13, 27, 39, 79, 237.

4 SECTION 44. 46.27 (11) (c) 3. of the statutes is amended to read:

5 46.27 (11) (c) 3. Medical assistance reimbursement for services a county, a  
6 private nonprofit agency or an aging unit with which the department contracts  
7 provides under this subsection shall be made from the appropriations under s. 20.435  
8 ~~(5)~~ <sup>✓</sup>(4) (o) and (7) (b) and (bd).

272727History: History: 1981 c. 20; 1983 a. 27; 1983 a. 189 s. 329 (5); 1983 a. 192, 239; 1985 a. 29 ss. 876s to 896am, 3200 (56); 1985 a. 120, 176; 1987 a. 27, 399; 1989 a. 31, 77, 336, 359; 1991 a. 32, 39, 235, 274; 1993 a. 16, 27, 437; 1995 a. 27; 1997 a. 13, 27, 39, 79, 237.

9 SECTION 45. 46.27 (11) (c) 4. of the statutes ~~is~~ <sup>as affected by 1997 Wisconsin Act</sup>

10 ~~is~~ is amended to read:

11 46.27 (11) (c) 4. The department may, from the appropriation under s. 20.435  
12 ~~(5)~~ <sup>✓</sup>(4) (o), provide reimbursement for services provided under this subsection by  
13 counties that are in excess of the current average annual per person rate, as  
14 established by the department, and are less than or equal to the average amount  
15 approved in the waiver received under par. (am).

272727History: History: 1981 c. 20; 1983 a. 27; 1983 a. 189 s. 329 (5); 1983 a. 192, 239; 1985 a. 29 ss. 876s to 896am, 3200 (56); 1985 a. 120, 176; 1987 a. 27, 399; 1989 a. 31, 77, 336, 359; 1991 a. 32, 39, 235, 274; 1993 a. 16, 27, 437; 1995 a. 27; 1997 a. 13, 27, 39, 79, 237.

16 SECTION 46. 46.275 (5) (a) of the statutes ~~is~~ <sup>as affected by 1997 Wisconsin Act</sup>

17 is amended to read:

18 46.275 (5) (a) Medical assistance reimbursement for services a county, or the  
19 department under sub. (3r), provides under this program is available from the  
20 appropriations under s. 20.435 ~~(5)~~ <sup>✓</sup>(4) (b) and (o). If 2 or more counties jointly contract  
21 to provide services under this program and the department approves the contract,

1 medical assistance reimbursement is also available for services provided jointly by  
2 these counties.

272727History: History: 1983 a. 27; 1985 a. 29 ss. 896b to 896L, 3202 (23); 1985 a. 120, 176; 1987 a. 27; 1987 a. 161 s. 13m; 1987 a. 186; 1989 a. 31; 1993 a. 16; 1995 a. 27, 77; 1997 a. 27, 114.

3 SECTION 47. 46.275 (5) (c) of the statutes ~~as affected by 1997 Wisconsin Act 27,~~

4 is amended to read:

5 46.275 (5) (c) The total allocation under s. 20.435 (5) (4) (b) and (o) to counties  
6 and to the department under sub. (3r) for services provided under this section may  
7 not exceed the amount approved by the federal department of health and human  
8 services. A county may use funds received under this section only to provide services  
9 to persons who meet the requirements under sub. (4) and may not use unexpended  
10 funds received under this section to serve other developmentally disabled persons  
11 residing in the county.

272727History: History: 1983 a. 27; 1985 a. 29 ss. 896b to 896L, 3202 (23); 1985 a. 120, 176; 1987 a. 27; 1987 a. 161 s. 13m; 1987 a. 186; 1989 a. 31; 1993 a. 16; 1995 a. 27, 77; 1997 a. 27, 114.

12 SECTION 48. 46.275 (5) (d) of the statutes ~~as affected by 1997 Wisconsin Act 27,~~

13 is amended to read:

14 46.275 (5) (d) The department may, from the appropriation under s. 20.435 (5)  
15 (4) (o), provide reimbursement for services provided under this section by counties  
16 that are in excess of the current average annual per person rate, as established by  
17 the department, and are less than the average amount approved in the waiver  
18 received under sub. (2).

272727History: History: 1983 a. 27; 1985 a. 29 ss. 896b to 896L, 3202 (23); 1985 a. 120, 176; 1987 a. 27; 1987 a. 161 s. 13m; 1987 a. 186; 1989 a. 31; 1993 a. 16; 1995 a. 27, 77; 1997 a. 27, 114.

19 SECTION 49. 46.278 (6) (d) of the statutes ~~as affected by 1997 Wisconsin Act 27,~~

20 is amended to read:

21 46.278 (6) (d) If a county makes available nonfederal funds equal to the state  
22 share of service costs under the waiver received under sub. (3), the department may,  
23 from the appropriation under s. 20.435 (5) (4) (o), provide reimbursement for services

1 that the county provides under this section to persons who are in addition to those  
2 who may be served under this section with funds from the appropriation under s.  
3 20.435 (5) (4) (b).

272727History: History: 1987 a. 27, 186; 1989 a. 31; 1991 a. 269; 1993 a. 16; 1995 a. 27; 1997 a. 27.

(4) SECTION 50. 46.485 (2g) (intro.) of the statutes ~~as affected by 1997 Wisconsin~~

(5) ~~Act 27~~ is amended to read:

6 46.485 (2g) (intro.) From the appropriation under s. 20.435 (5) (4) (b), the  
7 department may in each fiscal year transfer funds to the appropriation under s.  
8 20.435 (7) (kb) for distribution under this section and from the appropriation under  
9 s. 20.435 (7) (mb) the department may not distribute more than \$1,330,500 in each  
10 fiscal year to applying counties in this state that meet all of the following  
11 requirements, as determined by the department:

272727History: History: 1989 a. 336; 1991 a. 39, 269; 1993 a. 16, 437; 1995 a. 27; 1997 a. 27.

(12) SECTION 51. 46.485 (3r) of the statutes ~~as affected by 1997 Wisconsin Act 24~~

13 is amended to read:

14 46.485 (3r) Funds that a county does not encumber before 24 months after  
15 June 30 of the fiscal year in which the funds were distributed under sub. (2g) lapse  
16 to the appropriation under s. 20.435 (5) (4) (b).

272727History: History: 1989 a. 336; 1991 a. 39, 269; 1993 a. 16, 437; 1995 a. 27; 1997 a. 27.

(17) SECTION 52. 49.029 (2) of the statutes ~~as affected by 1997 Wisconsin Act 24~~

18 is amended to read:

19 49.029 (2) AMOUNT AND DISTRIBUTION OF RELIEF BLOCK GRANT. From the  
20 appropriation under s. 20.435 (5) (4) (bs), the department shall distribute a relief  
21 block grant to each eligible tribal governing body in an amount and in a manner  
22 determined in accordance with rules promulgated by the department. The  
23 department shall promulgate the rules after consulting with all tribal governing  
24 bodies eligible for a relief block grant. In promulgating rules under this section, the

1 department shall consider each tribe's economic circumstances and need for health  
2 care services.

272727History: History: 1995 a. 27, 216; 1997 a. 27.

3 SECTION 53. 49.45 (2) (a) 4. of the statutes is amended to read:

4 49.45 (2) (a) 4. To the extent funds are available under s. 20.435 (1) (4) (bm),  
5 certify all proper charges and claims for administrative services to the department  
6 of administration for payment and the department of administration shall draw its  
7 warrant forthwith.

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

8 SECTION 54. 49.45 (2) (a) 17. of the statutes ~~as affected by 1997 Wisconsin Act~~

9 ~~27~~ is amended to read:

10 49.45 (2) (a) 17. Notify the governor, the joint committee on legislative  
11 organization, the joint committee on finance and appropriate standing committees,  
12 as determined by the presiding officer of each house, if the appropriation under s.  
13 20.435 (5) (4) (b) is insufficient to provide the state share of medical assistance.

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

14 SECTION 55. 49.45 (3) (am) 1. of the statutes is amended to read:

15 49.45 (3) (am) 1. From the appropriation under s. 20.435 (1) (4) (bm), the  
16 department shall make incentive payments to counties to encourage counties to  
17 identify medical assistance applicants and recipients who have other health care  
18 coverage and the providers of the health care coverage and give that information to  
19 the department.

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.



a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

1 **SECTION 56. 49.45 (3) (j) of the statutes is amended to read:**

2 **49.45 (3) (j) Reimbursement for administrative contract costs under this**  
3 **section is limited to the funds available under s. 20.435 ~~(1)~~ <sup>(4)</sup> (bm).**

**272727History: History:** 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

4 **SECTION 57. 49.45 (5m) (a) of the statutes is amended to read:**

5 **49.45 (5m) (a) Notwithstanding sub. (3) (e), from the appropriations under s.**  
6 **20.435 ~~(5)~~ <sup>(4)</sup> (b) and (o) the department shall distribute not more than \$2,256,000**  
7 **in each fiscal year, to provide supplemental funds to rural hospitals that, as**  
8 **determined by the department, have high utilization of inpatient services by**  
9 **patients whose care is provided from governmental sources, except that the**  
10 **department may not distribute funds to a rural hospital to the extent that the**  
11 **distribution would exceed any limitation under 42 USC 1396b (i) (3).**

**272727History: History:** 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

12 **SECTION 58. 49.45 (6m) (ag) (intro.) of the statutes, ~~as affected by 1997~~**

13 **~~Wisconsin Act 27,~~ is amended to read:**

14 **49.45 (6m) (ag) (intro.) Payment for care provided in a facility under this**  
15 **subsection made under s. 20.435 ~~(1)~~ <sup>(4)</sup> (b), <sup>(p)</sup> or ~~(5)~~ <sup>(b)</sup> or (o) shall, except as provided**  
16 **in pars. (bg), (bm) and (br), be determined according to a prospective payment system**  
17 **updated annually by the department. The payment system shall implement**  
18 **standards that are necessary and proper for providing patient care and that meet**

1 quality and safety standards established under subch. II of ch. 50 and ch. 150. The  
2 payment system shall reflect all of the following:

**272727History: History:** 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

3 **SECTION 59. 49.45 (6m) (ag) 8. of the statutes ~~as affected by 1997 Wisconsin~~**

4 ~~Act~~ is amended to read:

5 49.45 (6m) (ag) 8. Calculation of total payments and supplementary payments  
6 to facilities that permits an aggregate increase in funds allocated under s. 20.435 (5) ✓  
7 (4) (b) and (o) for nursing home care provided medical assistance recipients,  
8 including an increase resulting in adjustment of facility base rates and percentage  
9 increases over facility base rates, over that paid for services provided in state fiscal  
10 year 1996-97 of no more than 5% or \$45,908,500, whichever is less, during state  
11 fiscal year 1997-98; and calculation of total payments and supplementary payments  
12 to facilities that permits an aggregate increase in funds allocated under s. 20.435 (5) ✓  
13 (4) (b) and (o) for nursing home care provided medical assistance recipients,  
14 including a percentage increase over facility base rates, over that paid for services  
15 provided in state fiscal year 1997-98 of no more than 3.5% or \$30,145,200, whichever  
16 is less, during state fiscal year 1998-99. Calculation of total payments and  
17 supplementary payments under this subdivision excludes increases in total  
18 payments attributable to increases in recipient utilization of facility care, payments  
19 for the provision of active treatment to facility residents with developmental  
20 disability or chronic mental illness and payments for preadmission screening of  
21 facility applicants and annual reviews of facility residents required under 42 USC  
22 1396r (e).

**272727History: History:** 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981

c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

1 SECTION 60. 49.45 (6t) (intro.) of the statutes ~~as affected by 1997 Wisconsin Act~~

2 ~~is~~ is amended to read:

3 49.45 (6t) COUNTY DEPARTMENT AND LOCAL HEALTH DEPARTMENT OPERATING  
4 DEFICIT REDUCTION. (intro.) From the appropriation under s. 20.435 (5) (4) (o), for  
5 reduction of operating deficits, as defined under criteria developed by the  
6 department, incurred by a county department under s. 46.215, 46.22, 46.23 or 51.42  
7 or by a local health department, as defined in s. 250.01 (4), for services provided  
8 under s. 49.46 (2) (a) 4. d. and (b) 6. f., j., k. and L., 9. and 15., for case management  
9 services under s. 49.46 (2) (b) 12. and for mental health day treatment services for  
10 minors provided under the authorization under 42 USC 1396d (r) (5), the department  
11 shall allocate up to \$4,500,000 in each fiscal year to these county departments, or  
12 local health departments as determined by the department, and shall perform all of  
13 the following:

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

14 SECTION 61. 49.45 (6t) (d) of the statutes ~~as affected by 1997 Wisconsin Act 272~~

15 is amended to read:

16 49.45 (6t) (d) If the federal department of health and human services approves  
17 for state expenditure in a fiscal year amounts under s. 20.435 (5) (4) (o) that result  
18 in a lesser allocation amount than that allocated under this subsection or disallows  
19 use of the allocation of federal medicaid funds under par. (c), reduce allocations under  
20 this subsection and distribute on a prorated basis, as determined by the department.

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413;

1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

1 SECTION 62. 49.45 (6u) (intro.) of the statutes ~~as affected by 1997 Wisconsin~~

2 ~~Act~~ is amended to read:

3 49.45 (6u) SUPPLEMENTAL PAYMENTS TO CERTAIN FACILITIES. (intro.)

4 Notwithstanding sub. (6m), from the appropriation under s. 20.435 (5) (4) (o), for

5 reduction of operating deficits, as defined under criteria developed by the

6 department, incurred by a facility, as defined under sub. (6m) (a) 3., that is

7 established under s. 49.70 (1) or that is owned and operated by a city, village or town,

8 the department may not distribute to these facilities more than \$38,600,000 in each

9 fiscal year, as determined by the department, except that the department shall also

10 distribute for this same purpose from the appropriation under s. 20.435 (5) (4) (o) any

11 additional federal medical assistance moneys that were not anticipated before

12 enactment of the biennial budget act or other legislation affecting s. 20.435 (5) (4) (o)

13 and that were not used to fund nursing home rate increases under sub. (6m) (ag) 8.

14 The total amount that a county certifies under this subsection may not exceed 100%

15 of otherwise-unreimbursed care. In distributing funds under this subsection, the

16 department shall perform all of the following:

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4, 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

17 SECTION 63. 49.45 (6u) (d) of the statutes ~~as affected by 1997 Wisconsin Act~~

18 ~~Act~~ is amended to read:

19 49.45 (6u) (d) If the federal department of health and human services approves

20 for state expenditure in a fiscal year amounts under s. 20.435 (5) (4) (o) that result

21 in a lesser allocation amount than that allocated under this subsection, allocate not

1 more than the lesser amount so approved by the federal department of health and  
2 human services.

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

3 SECTION 64. 49.45 (6u) (e) of the statutes ~~as affected by 1997 Wisconsin Act 27~~

4 is amended to read:

5 49.45 (6u) (e) If the federal department of health and human services approves  
6 for state expenditure in a fiscal year amounts under s. 20.435 (5) (4) (o) that result  
7 in a lesser allocation amount than that allocated under this subsection, submit a  
8 revision of the method developed under par. (b) for approval by the joint committee  
9 on finance in that state fiscal year.

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

10 SECTION 65. 49.45 (6v) (c) of the statutes ~~as created by 1997 Wisconsin Act 27~~

11 is amended to read:

12 49.45 (6v) (c) If the report specified in par. (b) indicates that utilization of beds  
13 by recipients of medical assistance in facilities decreased, the department shall  
14 include a proposal to transfer from the appropriation under s. 20.435 (5) (4) (b) to the  
15 appropriation under s. 20.435 (7) (bd) for the purpose of increasing funding for the  
16 community options program under s. 46.27. The secretary shall transfer the amount  
17 identified under the proposal.

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

18 SECTION 66. 49.45 (6w) (intro.) of the statutes ~~as affected by 1997 Wisconsin~~

19 ~~Act 27~~ is amended to read:

1           49.45 (6w) HOSPITAL OPERATING DEFICIT REDUCTION. (intro.) From the  
 2 appropriation under s. 20.435 ~~(5)~~ (4) (o), for reduction of operating deficits, as defined  
 3 under criteria developed by the department, incurred by a hospital, as defined under  
 4 s. 50.33 (2) (a) and (b), that is operated by the state, established under s. 49.71 or  
 5 owned and operated by a city or village, the department shall allocate up to  
 6 \$3,300,000 in each fiscal year to these hospitals, as determined by the department,  
 7 and shall perform all of the following:

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

8           SECTION 67. 49.45 (6w) (d) of the statutes ~~as affected by 1997 Wisconsin Act~~

9           ~~17~~ is amended to read:

10           49.45 (6w) (d) If the federal department of health and human services approves  
 11 for state expenditure in a fiscal year amounts under s. 20.435 ~~(5)~~ (4) (o) that result  
 12 in a lesser allocation amount than that allocated under this subsection or disallows  
 13 use of the allocation of federal medicaid funds under par. (c), reduce allocations under  
 14 this subsection and distribute on a prorated basis, as determined by the department.

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

15           SECTION 68. 49.45 (6x) (a) of the statutes ~~as affected by 1997 Wisconsin Act~~

16           is amended to read:

17           49.45 (6x) (a) Notwithstanding sub. (3) (e), from the appropriations under s.  
 18 20.435 ~~(5)~~ (4) (b) and (o) the department shall distribute not more than \$4,748,000  
 19 in each fiscal year, to provide funds to an essential access city hospital, except that

- 1 the department may not allocate funds to an essential access city hospital to the  
2 extent that the allocation would exceed any limitation under 42 USC 1396b (i) (3).

**272727History: History:** 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

3 **SECTION 69.** 49.45 (6x) (d) of the statutes ~~as affected by 1997 Wisconsin Act 24,~~

4 is amended to read:

5 49.45 (6x) (d) If the federal department of health and human services approves  
6 for state expenditure in any state fiscal year amounts under s. 20.435 (5) (4) (o) that  
7 result in a lesser distribution amount than that distributed under this subsection or  
8 disallows use of federal medicaid funds under par. (a), the department of health and  
9 family services shall reduce the distributions under this subsection.

**272727History: History:** 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

10 **SECTION 70.** 49.45 (6y) (a) of the statutes ~~as affected by 1997 Wisconsin Act 24,~~

11 is amended to read:

12 49.45 (6y) (a) Notwithstanding sub. (3) (e), from the appropriations under s.  
13 20.435 (5) (4) (b) and (o) the department shall distribute funding in each fiscal year  
14 to provide supplemental payment to hospitals that enter into a contract under s.  
15 49.02 (2) to provide health care services funded by a relief block grant, as determined  
16 by the department, for hospital services that are not in excess of the hospitals'  
17 customary charges for the services, as limited under 42 USC 1396b (i) (3). If no relief  
18 block grant is awarded under this chapter or if the allocation of funds to such  
19 hospitals would exceed any limitation under 42 USC 1396b (i) (3), the department

1 may distribute funds to hospitals that have not entered into a contract under s. 49.02

2 (2).

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

3 SECTION 71. 49.45 (6z) (a) (intro.) of the statutes ~~as affected by 1997 Wisconsin~~

4 ~~Act 27~~ is amended to read:

5 49.45 (6z) (a) (intro.) Notwithstanding sub. (3) (e), from the appropriations  
6 under s. 20.435 ~~(5)~~ (4) (b) and (o) the department shall distribute funding in each  
7 fiscal year to supplement payment for services to hospitals that enter into a contract  
8 under s. 49.02 (2) to provide health care services funded by a relief block grant under  
9 this chapter, if the department determines that the hospitals serve a  
10 disproportionate number of low-income patients with special needs. If no medical  
11 relief block grant under this chapter is awarded or if the allocation of funds to such  
12 hospitals would exceed any limitation under 42 USC 1396b (i) (3), the department  
13 may distribute funds to hospitals that have not entered into a contract under s. 49.02  
14 (2). The department may not distribute funds under this subsection to the extent  
15 that the distribution would do any of the following:

272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.

16 SECTION 72. 49.45 (8) (b) of the statutes ~~as affected by 1997 Wisconsin Act 27,~~

17 is amended to read:

18 49.45 (8) (b) Reimbursement under s. 20.435 ~~(5)~~ (4) (b) and (o) for home health  
19 services provided by a certified home health agency or independent nurse shall be  
20 made at the home health agency's or nurse's usual and customary fee per patient care



1 visit, subject to a maximum allowable fee per patient care visit that is established  
2 under par. (c).

*272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.*

3 SECTION 73. 49.45 (24m) (intro.) of the statutes *as affected by 1997 Wisconsin*

4 ~~Act 21~~, is amended to read:

5 49.45 (24m) HOME HEALTH CARE AND PERSONAL CARE PILOT PROGRAM. (intro.)  
6 From the appropriations under s. 20.435 ~~(5)~~ <sup>✓</sup> (4) (b) and (o), in order to test the  
7 feasibility of instituting a system of reimbursement for providers of home health care  
8 and personal care services for medical assistance recipients that is based on  
9 competitive bidding, the department shall:

*272727History: History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252.*

10 SECTION 74. 49.475 (5) of the statutes is amended to read:

11 49.475 (5) REIMBURSEMENT OF COSTS. From the appropriations under s. 20.435  
12 ~~(1)~~ <sup>✓</sup> (4) <sup>✓</sup> (bm) <sup>✓</sup> and (p), the department shall reimburse an insurer that provides  
13 information under this section for the insurer's reasonable costs incurred in  
14 providing the requested information, including its reasonable costs, if any, to develop  
15 and operate automated systems specifically for the disclosure of information under  
16 this section.

*272727History: History: 1991 a. 39.*

17 SECTION 75. 49.496 (5) of the statutes *as affected by 1997 Wisconsin Act 17*

18 is amended to read:

19 49.496 (5) USE OF FUNDS. From the appropriation under s. 20.435 ~~(5)~~ <sup>✓</sup> (4) <sup>✓</sup> (im),  
20 the department shall pay the amount of the payments under sub. (4) that is not paid

1 from federal funds, shall pay to the federal government the amount of the funds  
2 recovered under this section equal to the amount of federal funds used to pay the  
3 benefits recovered under this section and shall spend the remainder of the funds  
4 recovered under this section for medical assistance benefits under this subchapter.

272727History: History: 1991 a. 39, 269; 1993 a. 301, 437, 491; 1995 a. 27; 1997 a. 27.

5 **SECTION 76.** 49.683 (2) of the statutes is amended to read:

6 49.683 (2) Approved costs for medical care under sub. (1) shall be paid from the  
7 appropriation under s. 20.435 ~~(5)~~ <sup>✓</sup> (4) (e).

272727History: History: 1973 c. 300; Stats. 1973 s. 146.35; 1973 c. 336 s. 55; Stats. 1973 s. 146.36; 1975 c. 39; 1979 c. 34 s. 2102 (43) (a); 1983 a. 27 s. 1562; Stats. 1983 s. 49.483; 1993 a. 16, 449; 1995 a. 27 ss. 3045, 3046, 3047; Stats. 1995 s. 49.683; 1997 a. 27.

8 **SECTION 77.** 49.687 (2) of the statutes ~~is affected by 1997 Wisconsin Act 22~~

9 is amended to read:

10 49.687 (2) The department shall develop and implement a sliding scale of  
11 patient liability for kidney disease aid under s. 49.68, cystic fibrosis aid under s.  
12 49.683 and hemophilia treatment under s. 49.685, based on the patient's ability to  
13 pay for treatment. To ensure that the needs for treatment of patients with lower  
14 incomes receive priority within the availability of funds under s. 20.435 ~~(5)~~ <sup>✓</sup> (4) (e),  
15 the department shall revise the sliding scale for patient liability by January 1, 1994,  
16 and shall, every 3 years thereafter by January 1, review and, if necessary, revise the  
17 sliding scale.

272727History: History: 1983 a. 27; 1989 a. 56; 1991 a. 39; 1993 a. 16, 449; 1995 a. 27 ss. 3063 to 3065; Stats. 1995 s. 49.687; 1997 a. 27.

18 **SECTION 78.** 50.135 (2) (c) of the statutes ~~is affected by 1997 Wisconsin Act 22~~

19 is amended to read:

20 50.135 (2) (c) The fees collected under par. (a) shall be credited to the  
21 appropriations under s. 20.435 ~~(1)~~ <sup>✓</sup> (4) <sup>✓</sup> (gm) and (6) (jm) as specified in those  
22 appropriations for licensing, review and certifying activities.

272727History: History: 1983 a. 27, 192; 1985 a. 29; 1987 a. 27; 1993 a. 16; 1993 a. 27 s. 257; Stats. 1993 s. 50.135; 1995 a. 27; 1997 a. 27, 35.

23 **SECTION 79.** 146.93 (1) (a) of the statutes is amended to read:

1           146.93 (1) (a) From the appropriation under s. 20.435 (1) (4) (gp), the  
2           department shall maintain a program for the provision of primary health care  
3           services based on the primary health care program in existence on June 30, 1987.  
4           The department may promulgate rules necessary to implement the program.

272727History: History: 1985 a. 29; 1987 a. 27; 1989 a. 31.

5           **SECTION 80.** 146.99 of the statutes is amended to read:

6           **146.99 Assessments.** The department shall, within 90 days after the  
7           commencement of each fiscal year, estimate the total amount of expenditures and the  
8           department shall assess the estimated total amount under s. 20.435 (1) (4) (gp) to  
9           hospitals, as defined in s. 50.33 (2), in proportion to each hospital's respective gross  
10          private-pay patient revenues during the hospital's most recently concluded entire  
11          fiscal year. Each hospital shall pay its assessment on or before December 1 for the  
12          fiscal year. All payments of assessments shall be deposited in the appropriation  
13          under s. 20.435 (1) (4) (gp).

272727History: History: 1985 a. 29; 1987 a. 27; 1989 a. 31; 1991 a. 269.

14          **SECTION 81.** 149.143 (1) (a) of the statutes, as created by 1997 Wisconsin Act

15          ~~27~~, is amended to read:

16          149.143 (1) (a) First from the appropriation under s. 20.435 (5) (4) (af).

272727History: History: 1997 a. 27.

17          **SECTION 82.** 149.143 (1) (b) 1. a. of the statutes, as created by 1997 Wisconsin

18          Act ~~27~~, is amended to read:

19          149.143 (1) (b) 1. a. First, from premiums from eligible persons with coverage  
20          under s. 149.14 set at 150% of the rate that a standard risk would be charged under  
21          an individual policy providing substantially the same coverage and deductibles as  
22          are provided under the plan, including amounts received for premium and deductible  
23          subsidies under ss. 20.435 (5) (4) (ah) and 149.144, and from premiums collected from

1 eligible persons with coverage under s. 149.146 set in accordance with s. 149.146 (2)  
2 (b).

272727History: History: 1997 a. 27.

3 **SECTION 83.** 149.143 (1) (b) 1. b. of the statutes ~~as created by 1997 Wisconsin~~

4 ~~Act 27~~ is amended to read:

5 149.143 (1) (b) 1. b. Second, from the appropriation under s. 20.435 (5) (4) (gh),  
6 to the extent that the amounts under subd. 1. a. are insufficient to pay 60% of plan  
7 costs.

272727History: History: 1997 a. 27.

8 **SECTION 84.** 149.143 (1) (b) 1. c. of the statutes ~~as created by 1997 Wisconsin~~

9 ~~Act 27~~ is amended to read:

10 149.143 (1) (b) 1. c. Third, by increasing premiums from eligible persons with  
11 coverage under s. 149.14 to more than 150% but not more than 200% of the rate that  
12 a standard risk would be charged under an individual policy providing substantially  
13 the same coverage and deductibles as are provided under the plan, including  
14 amounts received for premium and deductible subsidies under ss. 20.435 (5) (4) (ah)  
15 and 149.144, and by increasing premiums from eligible persons with coverage under  
16 s. 149.146 in accordance with s. 149.146 (2) (b), to the extent that the amounts under  
17 subd. 1. a. and b. are insufficient to pay 60% of plan costs.

272727History: History: 1997 a. 27.

18 **SECTION 85.** 149.143 (2) (a) 1. a. of the statutes ~~as created by 1997 Wisconsin~~

19 ~~Act 27~~ is amended to read:

20 149.143 (2) (a) 1. a. Estimate the amount of enrollee premiums that would be  
21 received in the new plan year if the enrollee premiums were set at a level sufficient,  
22 when including amounts received for premium and deductible subsidies under ss.  
23 20.435 (5) (4) (ah) and 149.144 and from premiums collected from eligible persons  
24 with coverage under s. 149.146 set in accordance with s. 149.146 (2) (b), to cover 60%

1 of the estimated plan costs for the new plan year, after deducting from the estimated  
2 plan costs the amount available in the appropriation under s. 20.435 (5) (4) (af) for  
3 that plan year.

272727History: History: 1997 a. 27.

4 SECTION 86. 149.143 (2) (a) 1. c. of the statutes ~~as created by 1997 Wisconsin~~

5 ~~Act 27~~ is amended to read:

6 149.143 (2) (a) 1. c. If the amount estimated to be received under subd. 1. a. is  
7 less than the amount estimated to be received under subd. 1. b., direct the plan  
8 administrator to provide to the department, prior to the beginning of the plan year  
9 and according to procedures specified by the department, the amount of the  
10 difference. The department shall deposit all amounts received under this subd. 1.  
11 c. in the appropriation account under s. 20.435 (5) (4) (gh).

272727History: History: 1997 a. 27.

12 SECTION 87. 149.144 of the statutes ~~as affected by 1997 Wisconsin Act 27~~ is

13 amended to read:

14 **149.144 Adjustments to insurer assessments and provider payment**  
15 **rates for premium and deductible reductions.** If the moneys under s. 20.435  
16 (5) (4) (ah) are insufficient to reimburse the plan for premium reductions under s.  
17 149.165 and deductible reductions under s. 149.14 (5) (a), or the department  
18 determines that the moneys under s. 20.435 (5) (4) (ah) will be insufficient to  
19 reimburse the plan for premium reductions under s. 149.165 and deductible  
20 reductions under s. 149.14 (5) (a), the department shall, by rule, adjust in equal  
21 proportions the amount of the assessment set under s. 149.143 (2) (a) 3. and the  
22 provider payment rate set under s. 149.143 (2) (a) 4., subject to s. 149.143 (1) (b) 1.,  
23 sufficient to reimburse the plan for premium reductions under s. 149.165 and  
24 deductible reductions under s. 149.14 (5) (a). The department shall notify the

1 commissioner so that the commissioner may levy any increase in insurer  
2 assessments.

272727History: History: 1997 a. 27 ss. 4840c, 4845c.

(3) SECTION 88. 149.165 (4) of the statutes ~~as affected by 1997 Wisconsin Acts 217~~

4 is amended to read:

5 149.165 (4) The department shall reimburse the plan for premium reductions  
6 under sub. (2) and deductible reductions under s. 149.14 (5) (a) with moneys from the  
7 appropriation under s. 20.435 (5) (4) (ah).

INSERT  
30-7

272727History: History: 1985 a. 29; 1987 a. 27; 1987 a. 312 s. 17; 1991 a. 39; 1997 a. 27 ss. 4889 to 4894; Stats. 1997 s. 149.165.

(8) SECTION 89. 153.60 (1) of the statutes ~~as affected by 1997 Wisconsin Acts 217~~

(9) ~~231 and 287~~ is amended to read:

10 153.60 (1) The department shall, by the first October 1 after the  
11 commencement of each fiscal year, estimate the total amount of expenditures under  
12 this chapter for the department and the board for that fiscal year for data collection,  
13 data base development and maintenance, generation of data files and standard  
14 reports, orientation and training provided under s. 153.05 (9) and maintaining the  
15 board. The department shall assess the estimated total amount for that fiscal year  
16 less the estimated total amount to be received for purposes of administration of this  
17 chapter under s. 20.435 (1) (4) (hi) during the fiscal year, the unencumbered balance  
18 of the amount received for purposes of administration of this chapter under s. 20.435  
19 (1) (4) (hi) from the prior fiscal year and the amount in the appropriation account  
20 under s. 20.435 (1) (dg) for the fiscal year, to health care providers who are in a class  
21 of health care providers from whom the department collects data under this chapter  
22 in a manner specified by the department by rule. The department shall obtain  
23 approval from the board for the amounts of assessments for health care providers  
24 other than hospitals and ambulatory surgery centers. The department shall work

1 together with the department of regulation and licensing to develop a mechanism for  
 2 collecting assessments from health care providers other than hospitals and  
 3 ambulatory surgery centers. No health care provider that is not a facility may be  
 4 assessed under this subsection an amount that exceeds \$75 per fiscal year. Each  
 5 hospital shall pay the assessment on or before December 1. All payments of  
 6 assessments shall be deposited in the appropriation under s. 20.435 (1) (4) (hg).

INSERT  
31-6

272727History: History: 1987 a. 399; 1989 a. 18, 56; 1991 a. 178; 1993 a. 16; 1997 a. 27, 231, 237.

7

SECTION 90. 153.65 of the statutes, ~~as affected by 1997 Wisconsin Acts 27 and~~

8

~~231~~, is amended to read:

9       **153.65 Provision of special information; user fees.** The department may,  
 10 but is not required to, provide, upon request from a person, a data compilation or a  
 11 special report based on the information collected by the department. The  
 12 department shall establish user fees for the provision of these compilations or  
 13 reports, payable by the requester, which shall be sufficient to fund the actual  
 14 necessary and direct cost of the compilation or report. All moneys collected under  
 15 this section shall be credited to the appropriation under s. 20.435 (1) (4) (hi).

272727History: History: 1987 a. 399; 1993 a. 16, 104; 1997 a. 27, 231.

16

SECTION 91. 867.035 (4) of the statutes, ~~as affected by 1997 Wisconsin Act 20,~~

is amended to read:

18       867.035 (4) From the appropriation under s. 20.435 (5) (4) (im), with respect  
 19 to funds collected by the department under sub. (1) related to medical assistance paid  
 20 on behalf of the decedent or the decedent's spouse, the department of health and  
 21 family services shall pay claims under sub. (3), shall pay to the federal government  
 22 from the amount recovered under this section and not paid out as claims under sub.  
 23 (3) an amount equal to the amount of federal funds used to pay the benefits recovered

1 under this section and shall spend the remainder of the amount recovered under this  
2 section for medical assistance benefits under subch. IV of ch. 49.

3 272727History: History: 1991 a. 39, 269; 1993 a. 16, 437; 1995 a. 27 ss. 7199y to 7206g, 9126 (19); 1997 a. 27.

**(END)**

D-NOTE



INSERT 30-7

Section #. 153.05 (6m) of the statutes is amended to read:

153.05 (6m) The department may contract with the group insurance board for the provision of data collection and analysis services related to health maintenance organizations and insurance companies that provide health insurance for state employees. The department shall establish contract fees for the provision of the services. All moneys collected under this subsection shall be credited to the appropriation under s. 20.435 ~~(4)~~ (hg).

History: 1987 a. 399; 1989 a. 18, 56; 1991 a. 250, 269; 1993 a. 16, 104, 185, 491; 1995 a. 27 ss. 4393, 9126 (19); 1997 a. 27, 231.

(4)

INSERT 31-6

Section #. 153.60 (3) of the statutes is amended to read:

153.60 (3) The department shall, by the first October 1 after the commencement of each fiscal year, estimate the total amount of expenditures required for the collection, database development and maintenance and generation of public data files and standard reports for health care plans that voluntarily agree to supply health care data under s. 153.05 (6r). The department shall assess the estimated total amount for that fiscal year to health care plans in a manner specified by the department by rule and may enter into an agreement with the office of the commissioner of insurance for collection of the assessments. Each health plan that voluntarily agrees to supply this information shall pay the assessments on or before December 1. All payments of assessments shall be deposited in the appropriation under s. 20.435 ~~(1)~~ <sup>(1)</sup> (hg) and may be used solely for the purposes of s. 153.05 (6r).

History: 1987 a. 399; 1989 a. 18, 56; 1991 a. 178; 1993 a. 16; 1997 a. 27, 231, 237.

(4)

DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-5300/P1 dr 0028/1dn

DAK:.....

KMG

1999 LRB-0027

This draft is a 1997, rather than a 1999, bill, because our data base has not yet been fully adjusted to account for all legislative changes in the biennium. When we begin drafting 1999 bills, this bill will receive a new LRB number. The following are questions or issues that arose in drafting the bill:

1. Please review my treatment of s. 20.435 (1) (gm). Note that I amended out mention of ch. 150 in s. 20.435 (1) (gm), because of its treatment in s. 20.435 (4) (gm). Note that the treatment of s. 20.435 (1) (gm) in this draft would supercede the treatment of the same paragraph in ~~LRB-0028~~ (the "appropriation streamlining" draft) if both drafts are included in the budget bill. Note further that, in amending s. 20.435 (1) (gm), I did not amend out mention of s. 254.89, stats.; please review discussion of that issue in the Drafter's Note for ~~LRB-0028~~. Lastly, note that I amended s. 20.435 (6) (jm) to correspond to the transfer to s. 20.435 (4) (gm) of moneys from fees collected under s. 50.135 (2).
2. Please review my treatment of s. 20.435 (4) (gm); I changed the title from what was proposed to align it with the purposes of the appropriation. I also omitted as a purpose the analysis and provision of data under ch. 150, because that chapter appears to be purely regulatory.
3. I did not amend s. 20.435 (1) (kx) or (5) (ky) or (kz), as requested, because those paragraphs are treated in ~~LRB-0028~~.
4. I did not amend s. 20.435 (5) (bs), although I did renumber it, because that paragraph is amended in ~~LRB-0028~~. The two treatments of the paragraph will require reconciliation at the time the budget bill is compiled, if both drafts remain in the bill at that time.

that

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

LRB-0028/ldn  
DAK:kmg:jf

October 14, 1998

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4. I did not amend s. 20.435 (5) (bs), although I did renumber it, because that paragraph is amended in 1999 LRB-0027. The two treatments of the paragraph will require reconciliation at the time that the budget bill is compiled, if both drafts remain in the bill at that time.

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