

**1999 DRAFTING REQUEST**

**Bill**

Received: **11/25/98**

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: **yacketa**

May Contact:

Alt. Drafters:

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

Extra Copies: **DAK,RAC**

**Topic:**

DOA:.....Jablonsky - Cooperative Indian health projects (Indian gaming initiative)

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	kenneda 12/18/98			_____			
/P1	yacketa 12/21/98	jgeller 12/21/98	hhagen 12/21/98	_____	lrb_docadmin 12/21/98		S&L
/1	yacketa 01/29/99	jgeller 01/29/99	hhagen 01/29/99	_____	gretskl 01/29/99		

FE Sent For:

<END>

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				_____			

FE Sent For:

**<END>**



# STATE OF WISCONSIN

Department of Administration  
Division of State Executive Budget and Planning  
101 S. Webster, 7th Floor  
P.O. Box 7864  
Madison, WI 53707

DATE: 11/23/98

TO: Steve Miller

FROM: Sue Jaskolsky 7-9546

Indian Learning Initiative  
I have 2 items for this initiative.  
Both are existing programs.

1. 20,435(5)(bs) Relief Block Grant  
to Tribal Governing Bodies \$800,000  
GPR

2. 20,435(5)(er) Cooperative Indian  
Health Projects \$120,000 GPR  
Please use attached appropriation  
language marked on page attached.  
These new appropriations should be  
PR-S + should be funded beginning  
in FY01.

Please note OAK-(5)(bs) is also  
affected by draft LRB 0027  
Streamlining

STATUTE, AGENCY AND PURPOSE	SOURCE	TYPE	1997-98	1998-99
(m) Federal project operations	PR-F	C	285,400	291,500
(ma) Federal project aids	PR-F	C	1,593,300	1,593,300
(mb) Federal project local assistance	PR-F	C	-0-	-0-
(mc) Federal block grant operations	PR-F	C	3,853,500	3,852,300
(md) Federal block grant aids	PR-F	C	6,490,300	6,142,700
(mw) Federal aid; Milwaukee child welfare services general program operations	PR-F	C	10,707,500	5,955,100
(mx) Federal aid; Milwaukee child welfare services aids	PR-F	C	2,065,400	6,157,600
(n) Federal program operations	PR-F	C	4,436,300	4,437,300
(na) Federal program aids	PR-F	C	2,915,100	2,917,800
(nL) Federal program local assistance	PR-F	C	7,280,100	7,110,700
(o) Community aids; prevention activities	PR-F	C	2,710,100	2,710,100
(pd) Federal aid; state foster care and adoption services	PR-F	C	13,951,000	16,655,900
(pm) Federal aid; adoption incentive payments	PR-F	C	-0-	-0-
(3) PROGRAM TOTALS				
GENERAL PURPOSE REVENUES			40,079,800	55,274,900
PROGRAM REVENUE			108,474,400	148,272,600
FEDERAL			(56,288,000)	(57,824,300)
OTHER			(3,360,000)	(5,731,500)
SERVICE			(48,826,400)	(84,716,800)
TOTAL--ALL SOURCES			148,554,200	203,547,500
<b>(5) HEALTH SERVICES PLANNING, REGULATION AND DELIVERY; AIDS &amp; LOCAL ASSISTANCE</b>				
(af) Health insurance risk-sharing plan; costs	GPR	A	6,000,000	11,900,000
(ah) HIRSP; premium and deductible reduction subsidy	GPR	B	435,600	780,800
(am) Services, reimburse & payment related to acquired immunodeficiency syndrome	GPR	A	3,669,600	4,332,500
(b) Medical assistance program benefits	GPR	B	904,023,200	929,587,900
(bc) Health care for low-income families	GPR	C	-0-	-0-
X (bs) Relief block grants to tribal governing bodies	GPR	A	800,000	800,000
(bt) Relief block grants to counties with a population of 500,000 or more	GPR	A	-0-	-0-
(bu) Relief block grants to counties with a population of less than 500,000	GPR	A	2,000,000	2,000,000
(cb) Women's health services	GPR	A	-0-	-0-
(cc) Cancer treatment, training, follow-up, control and prevention	GPR	A	982,800	982,800
(ce) Services for homeless individuals	GPR	C	125,000	125,000
(ch) Emergency medical services; aids	GPR	A	2,200,000	2,200,000
(cm) Immunization	GPR	S	-0-	-0-
(d) Facility appeals mechanism	GPR	A	546,800	546,800
(de) Dental services	GPR	A	2,860,500	2,860,500
(dg) Tobacco prevention and education program	GPR	A	1,000,000	1,000,000
(ds) Statewide poison control program	GPR	A	375,000	375,000
(e) Disease aids	GPR	B	4,598,700	4,952,100
(ed) Radon aids	GPR	A	30,000	30,000
(ef) Lead poisoning or lead exposure services	GPR	A	1,004,100	1,004,100
(eg) Pregnancy counseling	GPR	A	275,000	275,000
X (ek) Cooperative American Indian health projects	GPR	A	120,000	120,000
(em) Supplemental food program for women, infants and children benefits	GPR	C	149,200	667,300
(er) Neonatal intensive care unit training grants	GPR	C	-0-	170,000
(ev) Pregnancy outreach and infant health	GPR	A	350,000	350,000
(f) Family planning	GPR	A	1,955,200	1,955,200
(gh) Health insurance risk-sharing plan; premium reduction	PR	C	-0-	-0-
(i) Gifts and grants; aids	PR	C	-0-	-0-
(im) Medical assistance; recovery of correct payments	PR	C	13,654,900	14,502,700
(ja) Congenital disorders; diagnosis, special dietary treatment and counseling	PR	A	1,456,400	1,456,400
(jz) Badger care premiums	PR	C	-0-	-0-
(ky) Interagency and intra-agency aids	PR-S	C	517,000	517,000
(kz) Interagency and intra-agency local assistance	PR-S	C	234,100	234,100

(am) *Services, reimbursement and payment related to acquired immunodeficiency syndrome.* The amounts in the schedule for the purchase of services under s. 252.12 (2) (a) for individuals with respect to acquired immunodeficiency syndrome and related infections, to subsidize premium payments under ss. 252.16 and 252.17 and to reimburse or supplement the reimbursement of the cost of AZT, pentamidine and certain other drugs under s. 49.686.

(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 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).

(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.

(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.

(bt) *Relief block grants to counties with a population of 500,000 or more.* The amounts in the schedule for relief block grants under s. 49.025 to counties with a population of 500,000 or more.

(bu) *Relief block grants to counties with a population of less than 500,000.* The amounts in the schedule for relief block grants under s. 49.027 to counties with a population of less than 500,000.

(cb) *Women's health services.* The amounts in the schedule for health screening for low-income women under s. 255.075, for conduct of a women's health campaign under 1997 Wisconsin Act 27, section 9123 (6) (a) and for women's health projects under 1997 Wisconsin Act 27, section 9123 (6) (b) and (6m).

(cc) *Cancer treatment, training, follow-up, control and prevention.* The amounts in the schedule for cancer control and prevention grants under s. 255.05, for the breast cancer screening program under s. 255.06, for grants for training to perform colposcopic examinations and follow-up activities under s. 255.07 and for breast cancer screening activities under 1997 Wisconsin Act 27, section 9123 (10). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds for grants under s. 255.05, funds for screening and services under s. 255.06 and funds for grants under s. 255.07 between fiscal years under this paragraph. All funds allocated by the department under s. 255.05 (2) but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

(ce) *Services for homeless individuals.* As a continuing appropriation, the amounts in the schedule for services for homeless individuals under s. 46.972 (2).

(ch) *Emergency medical services; aids.* The amounts in the schedule to pay the costs for emergency medical technician — basic training and examination aid under s. 146.55 (5) and for ambulance service vehicles or vehicle equipment, emergency medical services supplies or equipment or emergency medical training for personnel under s. 146.55 (4).

(cm) *Immunization.* A sum sufficient not to exceed in fiscal year 1997-98 the difference between \$8,550,700 and the sum of the moneys received from the federal government under the federal vaccines for children program and under section 317 of the

Public Health Service Act in fiscal year 1997-98 and not to exceed in fiscal year 1998-99 the difference between \$8,776,400 and the sum of the moneys received from the federal government under the federal vaccines for children program and under section 317 of the Public Health Service Act in fiscal year 1998-99 for the provision of vaccine to immunize children under s. 252.04 (1).

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

(de) *Dental services.* The amounts in the schedule for the provision of dental services under s. 250.10.

(dg) *Tobacco prevention and education program.* The amounts in the schedule for the Thomas T. Melvin tobacco prevention and education program under s. 255.10.

(ds) *Statewide poison control program.* The amounts in the schedule to supplement the operation of a statewide poison control program under s. 146.57 (3) and for the statewide collection and reporting of poison control data.

(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.

(ed) *Radon aids.* The amounts in the schedule for the provision of state aid for local radon services under s. 254.34 (4).

(ef) *Lead-poisoning or lead-exposure services.* The amounts in the schedule for the purposes of providing grants under s. 254.151.

(eg) *Pregnancy counseling.* The amounts in the schedule for grants for pregnancy counseling under s. 253.08.

(ek) *Cooperative American Indian health projects.* The amounts in the schedule for grants for cooperative American Indian health projects under s. 146.19.

(em) *Supplemental food program for women, infants and children benefits.* As a continuing appropriation, the amounts in the schedule to provide a state supplement under s. 253.06 to the federal special supplemental food program for women, infants and children authorized under 42 USC 1786.

(er) *Neonatal intensive care unit training grants.* As a continuing appropriation, the amounts in the schedule for neonatal intensive care unit training grants under 1997 Wisconsin Act 237, section 9122 (3ty).

NOTE: Par. (er) is repealed eff. 7-1-00 by 1997 Wis. Act 237.

(ev) *Pregnancy outreach and infant health.* The amounts in the schedule for outreach to low-income pregnant women and for maternal and infant health projects under s. 253.085.

(f) *Family planning.* The amounts in the schedule to provide family planning services under s. 253.07 and under 1991 Wisconsin Act 39, section 9125 (21q). Notwithstanding ss. 20.001 (3) (a) and 20.002 (1), the department may transfer funds between fiscal years under this paragraph. All funds distributed by the department under s. 253.07 (2) (b) and (4) but not encumbered by December 31 of each year lapse to the general fund on the next January 1 unless transferred to the next calendar year by the joint committee on finance.

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

(i) *Gifts and grants; aids.* All moneys received from gifts, grants and bequests to provide aids to individuals for health services consistent with the purpose of the gift, grant or bequest.

(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).

**CORRESPONDENCE MEMORANDUM**

**STATE OF WISCONSIN  
Department of Administration**

**Date:** November 16, 1998...

**To:** Gretchen Fossum, Jeff Geisler, Kirsten Grinde, Josh Hummert, Sue Jablonsky, Sarah Justus, Peter Maternowski, Brian Pahnke, Andrew Statz, Brett Coomber, Doug Percy, Bob Hanle, Dave Schmiedicke, Cindy Archer

**cc:** John Montgomery, John Koskinen, Rick Chandler

**From:** Sherrie Gates-Hendrix

**Subject:** Coordinating the Indian Gaming Initiative

Take a look at the LRB draft (#0757) containing the ch. 20 language which will control the flow of the Indian gaming compact revenue.

My LRB drafter (Rick Champagne) has changed the ch. 569 language slightly and created a new appropriation to receive the compact money -- **20.505(8)(hm)**. Previously I indicated that the appropriation account from which the revenue would be drawn was to be (8)(h), however this has now changed. Take a look at the new language. Note that each of your items must be listed in my draft under 20.505(8)(hm) as one of the subs that start on page 3, line 7.

Drafting Instructions:

- It is important that your drafters know that this is part of the **Indian Gaming Initiative** so that LRB has a way of coordinating all of these drafts. If you or your drafter have technical questions regarding the drafting, you can ask me or talk to Rick Champagne (6-9930).
- Note that my draft addresses the prorating issue I mentioned to you the week before last. You do not need to have your drafter address this -- it will be taken care of in my draft. (As I mentioned, the chance for proration is very slim.) Revenues will be transferred to the receiving appropriation accounts on November 15<sup>th</sup> of each year. An exception will be included for appropriations that fund positions; they will receive the revenue at the beginning of the fiscal year.
- The appropriations receiving the Indian gaming revenue should be drafted as PR-S. Note that existing appropriations that are GPR, PRO or FED will have to be re-created/re-numbered as PR-S (or a additional, separate appropriation will be needed if Indian gaming funding is to supplement existing funding).
- My drafter recommends that appropriations receiving Indian gaming money be drafted as follows:

X [ *The amounts in the schedule for (your program) under s. (your statutes). All moneys transferred from the appropriation under s.20.505(8)(hm)(sub xxx) shall be credited to this appropriation account. [The sub xxx will refer to your program's reference under (8)(hm) --see page 3, line 7 of the draft.]*

- My drafter indicates that, except in special circumstances, your drafts won't need to have effective date provisions. The language in my draft that refers to transferring the amounts in the schedule should take care of programs that start Indian gaming funding in the second year of the biennium. The excel table I e-mailed you several weeks ago shows the





*Soon*  
**State of Wisconsin**  
**1999 - 2000 LEGISLATURE**

LRB-1058/P1

TAX...:.....

*JG*

DOA:.....Jablonsky – Cooperative Indian health projects (Indian gaming initiative)

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

*do not gen*

1 **AN ACT ...; relating to: the budget.**

**Analysis by the Legislative Reference Bureau**  
**HEALTH AND HUMAN SERVICES** ✓  
**PUBLIC ASSISTANCE** ✓

This is a preliminary draft. An analysis will be provided in a later version.

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

2       **SECTION 1.** 20.435 (5) (ek) <sup>X</sup> of the statutes is renumbered 20.435 (5) (ke) ✓ and  
3 amended to read:

4       20.435 (5) (ke) *Cooperative American Indian health projects.* The amounts in  
5 the schedule for grants for cooperative American Indian health projects under s.  
6 146.19. All moneys transferred from the appropriation account under s. 20.505 (8)  
7 (hm) 18b. shall be credited to this appropriation account.

*will need to be excluded, too*

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

→ **NOTE: bud**  
→ **\*\*\*\* NOTE:** The renumbering <sup>and amendment</sup> of s. 20.435(5) (ek) ~~(ke)~~ is premised on the creation of s. 20.505(s) (hm) in LRB-0757. If LRB-0757 is the budget, this paragraph will need to be redrafted or this bill

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.

1 SECTION 2. 20.505 (8) (hm) 18b. of the statutes is created to read:  
2 20.505 (8) (hm) 18b. The amounts transferred to s. 20.435 (5) (ke) shall be the  
3 amount in the schedule under s. 20.435 (5) (ke).

4 SECTION 3. 146.19 (2) (intro.) of the statutes is amended to read:  
5 146.19 (2) COOPERATIVE AMERICAN INDIAN HEALTH PROJECT GRANTS. (intro.) From  
6 the appropriation under s. 20.435 (5) (ek) (ke), the department shall award grants  
7 for cooperative American Indian health projects in order to promote cooperation  
8 among tribes, tribal agencies, inter-tribal organizations and other agencies and  
9 organizations in addressing specific problem areas in the field of American Indian  
10 health. A tribe, tribal agency or inter-tribal organization may apply, in the manner  
11 specified by the department, for a grant of up to \$10,000 to conduct a cooperative  
12 American Indian health project, which meets all of the following requirements:

History: 1993 a. 16; 1997 a. 27.

23  
13 SECTION 94. Effective dates; health and family services.

14 (1) INDIAN GAMING FUNDS. The treatment of sections 20.435 (5) (ek), 20.505 (8)  
15 (hm) 18b. and 146.19 (2) (intro.) of the statutes takes effect on July 1, 2000.

16 (END)

\*\*\* NOTE: The creation of s. 20.505 (8) (hm) 18b. is based on the creation of s. 20.505 (8) (hm) in LRB-0757. If LRB-0757 is not included in the budget, this subdivision will need to be redrafted or this bill will need to be excluded, too.



*Soon*  
State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-1058~~PM~~ /  
TAY;jlg:hmh

RMR

DOA:.....Jablonsky - Cooperative Indian health projects (Indian gaming initiative)

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

*This bill provides that some of the moneys received by the state from Indian gaming compacts are to be transferred to the department of health and family services (DHFS) to fund grants for cooperative American Indian health projects.*

*do not gen*

1 AN ACT ...; relating to: the budget.

*PFESL*

**Analysis by the Legislative Reference Bureau**

**HEALTH AND HUMAN SERVICES**

~~PUBLIC ASSISTANCE~~ HEALTH <sup>CS</sup> sub

~~This is a preliminary draft. An analysis will be provided in a later version.~~

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

2           **SECTION 1.** 20.435 (5) (ek) of the statutes is renumbered 20.435 (5) (ke) and  
3 amended to read:  
4           20.435 (5) (ke) *Cooperative American Indian health projects.* The amounts in  
5 the schedule for grants for cooperative American Indian health projects under s.  
6 146.19. All moneys transferred from the appropriation account under s. 20.505 (8)  
7 (hm) 18b. shall be credited to this appropriation account.





State of Wisconsin  
1999 - 2000 LEGISLATURE

LRB-1058/1  
TAY:jlg:hmh

DOA:.....Jablonsky - Cooperative Indian health projects (Indian gaming initiative)

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

1 AN ACT ...; relating to: the budget.

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*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**HEALTH**

This bill provides that some of the moneys received by the state from Indian gaming compacts are to be transferred to the department of health and family services (DHFS) to fund grants for cooperative American Indian health projects.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

2 SECTION 1. 20.435 (5) (ek) of the statutes is renumbered 20.435 (5) (ke) and  
3 amended to read:

4 20.435 (5) (ke) *Cooperative American Indian health projects.* The amounts in  
5 the schedule for grants for cooperative American Indian health projects under s.

