

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: **06/21/99**

Received By: **malaigm**

Wanted: **Soon**

Identical to LRB:

For: **Assembly Republican Caucus 6-1452**

By/Representing: **Sande**

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

Drafter: **malaigm**

May Contact:

Alt. Drafters:

Subject: **Children - out-of-home placement**

Extra Copies:

Pre Topic:

ARC:.....Sande - Am #83,

Topic:

Managed care for foster children

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>
/?	malaigm 06/22/99	jgeller 06/22/99		_____			
/1			hhagen 06/22/99	_____	lrb_docadmin 06/22/99		
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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typist</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/4	malaigm 06/25/99	ygeller 06/25/99	jfrantze 06/25/99	_____ _____	lrb_docadmin 06/26/99		

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<END>

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Handwritten notes: 14 6/25 jg 6/25 6/25

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13 4/25 jg
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 km 6/25

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By/Representing: Sande

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TAY

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/?	malaigm	11/6/22 jg		Wlj			

FE Sent For:

<END>

To Be Drafted

Agency

Amendment#

ARC Analyst

LRB#

Tax Cut

Summary

Under current law, children under the age of 19 for whom a public agency assumes full or partial responsibility under the state's foster care program are eligible for medical assistance (MA). Children in out-of-home care receive health care services under MA on a fee-for-service basis. Under federal law, children in out-of-home care cannot be required to enroll in MA health maintenance organizations (HMOs).

Currently, the state operates a managed care program for AFDC and healthy start-related MA eligible in 70 of 72 counties. Enrollment in an HMO is mandatory in some counties (or zip codes within counties) and voluntary in others. HMO enrollment is mandatory in counties with two or more HMOs. MA recipients living in counties that do not have participating HMOs and individuals who do not elect to enroll in HMOs in voluntary counties receive MA services on a fee-for-service basis.

MA HMOs receive a per member per month payment ("capitation rate") for providing MA covered services to MA recipients enrolled in the HMO. MA recipients who are enrolled in HMOs are generally entitled to receive, as needed, all MA benefits available to persons who do not participate in an HMO plan. There are a number of exceptions to this rule. For example, HMOs have the option of covering dental and chiropractic services.

This motion requires DHFS to submit a federal MA waiver application by January 1, 2001, that would seek federal authority to implement a pilot managed care program that integrates the social, behavioral and physical health needs of foster children in out-of-home care in Milwaukee County.

The motion would provide \$45,100 (\$22,500 GPR and \$22,600 FED) in 1999-00 and \$51,100 (\$25,500 GPR and \$25,600 FED) in 2000-01 and authorize DHFS to hire a full-time LTE position, beginning in 1999-00, to support activities related to the development of a managed care pilot program for children in out-of-home care in Milwaukee County.

Fiscal Impact

Over the biennium, the motion would increase GPR funding by \$48,000 and FED funding by \$48,200.

Statement of Intent

DHFS. The motion directs DHFS to seek a federal medical assistance (MA) waiver for, and begin developing, a managed care system for foster children.



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0826/10
GMM.....

jlq

ARC:.....Sande – Amendment #83, Managed care for foster children
FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION
CAUCUS AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 198, line 16: increase the dollar amount for fiscal year 1999-00 by
3 \$22,500 and increase the dollar amount for fiscal year 2000-01 by \$25,500 for the
4 purpose of developing a managed care pilot program for the provision of health care
5 services to children placed in out-of-home care in Milwaukee county who are
6 medical assistance recipients.

7 2. Page 1526, line 5: after that line insert:

8 nonstat "(13^c) MANAGED CARE PILOT PROGRAM FOR CHILDREN IN OUT-OF-HOME CARE IN
9 MILWAUKEE COUNTY. The department of health and family services shall develop a
10 pilot program for the provision of health care services to children placed in

1 out-of-home care in Milwaukee county who are medical assistance recipients under
2 a managed care system. By January 1, 2001, the department of health and family
3 services shall request from the secretary of the federal department of health and
4 human[✓]services any waivers of the federal medical assistance statutes and
5 regulations that are necessary to implement the pilot program developed under this
6 subsection[✓] as part of the medical assistance program. If all necessary waivers are
7 granted and in effect, the department shall implement the pilot program developed
8 under this subsection in Milwaukee county. Of the amounts appropriated to the
9 department of health and family services under section 20.435 (4) (n) of the statutes,
10 as created by this act, that department shall expend \$22,600 in fiscal year[✓] 1999-2000
11 and \$25,600 in fiscal year 2000-01 for the purpose of developing the pilot program
12 under this subsection.”.

13 (END)



State of Wisconsin
1999 - 2000 LEGISLATURE

D-126

LRBb0826/f (2)
GMM:jlg:ksh

RMR

ARC:.....Sande - Amendment #83, Managed care for foster children

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 198, line 16: increase the dollar amount for fiscal year 1999-00 by
3 \$22,500 and increase the dollar amount for fiscal year 2000-01 by \$25,500 for the
4 purpose of developing a managed care pilot program for the provision of health care
5 services to children placed in out-of-home care in Milwaukee County who are
6 medical assistance recipients.

7 **2.** Page 1526, line 5: after that line insert:

8 "(13c) MANAGED CARE PILOT PROGRAM FOR CHILDREN IN OUT-OF-HOME CARE IN
9 MILWAUKEE COUNTY. The department of health and family services shall develop a
10 pilot program for the provision of health care services to children placed in

1 out-of-home care in Milwaukee County who are medical assistance recipients under
 2 a managed care system. By January 1, 2001, the department of health and family
 3 services shall request from the secretary of the federal department of health and
 4 human services any waivers of the federal medical assistance statutes and
 5 regulations that are necessary to implement the pilot program developed under this
 6 subsection as part of the medical assistance program. If all necessary waivers are
 7 granted and in effect, the department shall implement the pilot program developed
 8 under this subsection in Milwaukee County. Of the amounts appropriated to the
 9 department of health and family services under section 20.435 (4) (n) of the statutes,
 10 as created by this act, that department shall expend \$22,600 in fiscal year 1999-2000
 11 and \$25,600 in fiscal year 2000-01 for the purpose of developing the pilot program
 12 under this subsection.”.

(END)

, consistent with ~~section 49.45 (9)~~
 section 49.45 (9) of the
 statutes,

(NOT)

Under that pilot program, the department of health and family services may require a child who is placed in out-of-home care in Milwaukee county to be enrolled in a managed care plan as a condition of receiving medical assistance.

D-Note

JS

On the advice of General Counsel Peter S. Dykman, this redraft supplies a cross-reference to s. 49.45 (9), stat., which permits DHS to limit a MA recipient's free choice of a health care provider if the alternative arrangements are economical and the recipient still has access to adequate health care.

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

LRBb0826/2dn
GMM:jlj:jf

June 24, 1999

On the advice of General Counsel Peter J. Dykman, this redraft supplies a cross-reference to s. 49.45 (9), stats., which permits DHFS to limit a MA recipient's free choice of a health care provider if the alternative arrangements are economical and the recipient still has access to adequate health care.

Gordon M. Malaise
Senior Legislative Attorney
Phone: (608) 266-9738
E-mail: Gordon.Malaise@legis.state.wi.us



State of Wisconsin
1999 - 2000 LEGISLATURE

Dr. vote

LRBb0826/1
GMM:jljgf

3
RNR

ARC:.....Sande - Am #83, Managed care for foster children

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

8

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 198, line 16: increase the dollar amount for fiscal year 1999-00 by
3 \$22,500 and increase the dollar amount for fiscal year 2000-01 by \$25,500 for the
4 purpose of developing a managed care pilot program for the provision of health care
5 services to children placed in out-of-home care in Milwaukee County who are
6 medical assistance recipients.

7 2. Page 1526, line 5: after that line insert:

8 "(13c) MANAGED CARE PILOT PROGRAM FOR CHILDREN IN OUT-OF-HOME CARE IN
9 MILWAUKEE COUNTY. The department of health and family services shall develop a
10 pilot program for the provision of health care services to children placed in

1 out-of-home care in Milwaukee County who are medical assistance recipients under
 2 a managed care system. By January 1, 2001, the department of health and family
 3 services shall request from the secretary of the federal department of health and
 4 human services any waivers of the federal medical assistance statutes and
 5 regulations that are necessary to implement the pilot program developed under this
 6 subsection as part of the medical assistance program. If all necessary waivers are
 7 granted and in effect, the department shall implement the pilot program developed
 8 under this subsection in Milwaukee County. Under that pilot program, the
 9 department of health and family services may require, consistent with section 49.45
 10 (9) of the statutes, a child who is placed in out-of-home care in Milwaukee County
 11 to be enrolled in a managed care plan as a condition of receiving medical assistance.
 12 Of the amounts appropriated to the department of health and family services under
 13 section 20.435 (4) (n) of the statutes, as created by this act, that department shall
 14 expend \$22,600 in fiscal year 1999-2000 and \$25,600 in fiscal year 2000-01 for the
 15 purpose of developing the pilot program under this subsection.”.

(END)

DNote

Matt:

PO On the instructions of Charlie Morgan of the
LSB, this redraft increases the GPR appropriation
 under s. 20.435 (4)(a) ✓, rather than s. 20.435 (4)(bm) ✓,
 for the Milwaukee county managed care pilot program.

GMM



Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

Date: 6/25/99

DELIVER TO: Gordon

Addressee Fax #: 4-8522 Addressee Phone #: _____

of Pages, Including Cover: 3 Sender's Initials: _____

From: Annice Goldman

Message:

Hi Gordon. Please call me if you have any questions. Thanks - Annice



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0820/1
GMM:jlg:ksh

ARC:.....Sande - Amendment #83, Managed care for foster children
FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION
CAUCUS AMENDMENT
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 133

*to increase the FTE positions
by .5 GPR project position, expiring
on June 30, 2001*

8

1
2
3
4
5
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7
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9
10

At the locations indicated, amend the substitute amendment as follows:

1. Page 198, line ~~15~~: increase the dollar amount for fiscal year 1999-00 by \$22,500 and increase the dollar amount for fiscal year 2000-01 by \$25,500 for the purpose of developing a managed care pilot program for the provision of health care services to children placed in out-of-home care in Milwaukee County who are medical assistance recipients.

2. Page 1526, line 5: after that line insert:

"(13c) MANAGED CARE PILOT PROGRAM FOR CHILDREN IN OUT-OF-HOME CARE IN MILWAUKEE COUNTY. The department of health and family services shall develop a pilot program for the provision of health care services to children placed in

1999 - 2000 Legislature

- 2 -

LRB0826/1
GMM:jg:ksh

1 out-of-home care in Milwaukee County who are medical assistance recipients under
 2 a managed care system. By January 1, 2001, the department of health and family
 3 services shall request from the secretary of the federal department of health and
 4 human services any waivers of the federal medical assistance statutes and
 5 regulations that are necessary to implement the pilot program developed under this
 6 subsection as part of the medical assistance program. If all necessary waivers are
 7 granted and in effect, the department shall implement the pilot program developed
 8 under this subsection in Milwaukee County. Of the amounts appropriated to the
 9 department of health and family services under section 20.435 (4) (n) of the statutes,
 10 as created by this act, that department shall expend \$22,600 in fiscal year 1999-2000
 11 and \$25,600 in fiscal year 2000-01 for the purpose of developing the pilot program
 12 under this subsection."

13

(END)

to increase .5 FED
 project position, expiring
 June 30, 2001



Note

ARC:.....Sande - Am #83, Managed care for foster children

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

(100) To increase the authorized FTE positions for the department of health and family services by 0.5 GPR project for the period ending ~~expiring~~ on June 30, 2001, position,

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 198, line 8: increase the dollar amount for fiscal year 1999-00 by
3 \$22,500 and increase the dollar amount for fiscal year 2000-01 by \$25,500 for the
4 purpose of developing a managed care pilot program for the provision of health care
5 services to children placed in out-of-home care in Milwaukee County who are
6 medical assistance recipients.

7 2. Page 1526, line 5: after that line insert:

8 "(13c) MANAGED CARE PILOT PROGRAM FOR CHILDREN IN OUT-OF-HOME CARE IN
9 MILWAUKEE COUNTY. The department of health and family services shall develop a
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6 subsection as part of the medical assistance program. If all necessary waivers are
7 granted and in effect, the department shall implement the pilot program developed
8 under this subsection in Milwaukee County. Under that pilot program, the
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10 (9) of the statutes, a child who is placed in out-of-home care in Milwaukee County
11 to be enrolled in a managed care plan as a condition of receiving medical assistance.
12 Of the amounts appropriated to the department of health and family services under
13 section 20.435 (4) (n) of the statutes, as created by this act, that department shall
14 expend \$22,600 in fiscal year 1999-2000 and \$25,600 in fiscal year 2000-01 for the
15 purpose of developing the pilot program under this subsection.”

16 (END)

To increase the authorized FTE positions
for that department by 0.5 FED project
position, ~~for~~ for the period ending on
June 30, 2001,

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

LRBb0826/3dn
GMM:jlg:km

June 25, 1999

and authorizes 1.0 FTE project position, to be
funded by GPR and FED, for the purpose
of developing that program

and Amie Goldman

Matt:

On the instructions of Charlie Morgan of the LFB, this redraft increases the GPR appropriation under s. 20.435 (4) (a), rather than s. 20.435 (4) (bm), for the Milwaukee County managed care pilot program.

Gordon M. Malaise
Senior Legislative Attorney
Phone: (608) 266-9738
E-mail: Gordon.Malaise@legis.state.wi.us

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

LRBb0826/3dn
GMM:jlg:km

June 25, 1999

Matt:

On the instructions of Charlie Morgan and Amie Goldman of the LFB, this redraft increases the GPR appropriation under s. 20.435 (4) (a), rather than s. 20.435 (4) (bm), for the Milwaukee County managed care pilot program and authorizes 1.0 FTE project position, to be funded by GPR and FED, for the purpose of developing that program.

Gordon M. Malaise
Senior Legislative Attorney
Phone: (608) 266-9738
E-mail: Gordon.Malaise@legis.state.wi.us



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0826/8
GMM:jlg:km

(4)
DR

ARC:.....Sande – Am #83, Managed care for foster children

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

that integrates the social, behavioral
and physical health needs of

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6 purpose of developing a managed care pilot program ~~for the provision of health care~~
7 ~~services to~~ children placed in out-of-home care in Milwaukee County who are
8 medical assistance recipients.

9 **2.** Page 1526, line 5: after that line insert:



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0826/4
GMM:jlj:jf

ARC:.....Sande - Am #83, Managed care for foster children

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

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5 services by 0.5 GPR project position, for the period ending on June 30, 2001, for the
6 purpose of developing a managed care pilot program that integrates the social,
7 behavioral and physical health needs of children placed in out-of-home care in
8 Milwaukee County who are medical assistance recipients.

9 **2.** Page 1526, line 5: after that line insert:

