

## 2001 ASSEMBLY BILL 717

January 14, 2002 – Introduced by Representatives SINICKI, MUSSER, J. LEHMAN, BOCK, PLOUFF, TURNER, BERCEAU, LIPPERT, BALOW, MONTGOMERY, SHILLING and MILLER, cosponsored by Senators BURKE and GROBSCHMIDT. Referred to Committee on Aging and Long-Term Care.

1     **AN ACT** *to create* 46.27 (6s) and 46.27 (11) (cm) of the statutes; **relating to:**  
2             providing priority for long-term support community options program services  
3             to certain disabled victims of sexual assault or domestic abuse.

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### ***Analysis by the Legislative Reference Bureau***

Under current law, the long-term support community options program (COP) provides functionality assessments of, and home and community-based care to, among others, elderly and disabled persons as an alternative to institutionalized care. One part of COP (often referred to as COP-Regular) is funded by state general purpose revenues and the other part (often referred to as COP-Waiver) is funded jointly by federal medicaid and state medical assistance moneys under a waiver of federal medicaid laws.

This bill requires that the entity that administers COP-Regular and COP-Waiver in a county give priority for the receipt of available funding to provide COP services to otherwise-eligible disabled victims of domestic abuse for whom the perpetrator of the domestic abuse is a primary caregiver.

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:***

**ASSEMBLY BILL 717**

1           **SECTION 1.** 46.27 (6s) of the statutes is created to read:

2           46.27 **(6s)** PRIORITY FOR SERVICES FOR DISABLED VICTIMS OF SEXUAL ASSAULT OR  
3 DOMESTIC ABUSE. (a) In this subsection:

4           1. “Disabled” has the meaning given in s. 46.985 (1) (d).

5           2. “Victim of domestic abuse” means an individual who has encountered  
6 domestic abuse, as defined in s. 46.95 (1) (a).

7           (b) Within the limits of funds allocated under sub. (7), the administrator, as  
8 specified in sub. (3) (b), of the program in a county shall give priority for the receipt  
9 of available funding under sub. (7) (b) for long-term community support services,  
10 including home health care, to otherwise-eligible disabled victims of domestic abuse  
11 for whom the perpetrator of the domestic abuse is a primary caregiver.

12           **SECTION 2.** 46.27 (11) (cm) of the statutes is created to read:

13           46.27 **(11)** (cm) 1. In this paragraph, “victim of domestic abuse” means an  
14 individual who has encountered domestic abuse, as defined in s. 46.95 (1) (a).

15           2. Within the limits of state and federal funds allocated under this subsection,  
16 the administrator, as specified in sub. (3) (b), of the program in a county shall give  
17 priority for the receipt of available funding under this subsection for long-term  
18 community support services, including home health care, to otherwise-eligible  
19 disabled victims of domestic abuse for whom the perpetrator of the domestic abuse  
20 is a primary caregiver.

21           **SECTION 3. Initial applicability.**

22           (1) PRIORITY FOR COMMUNITY OPTIONS PROGRAM SERVICES FOR VICTIMS OF DOMESTIC  
23 ABUSE. This act first applies to initial assessments that are conducted under section  
24 46.27 (6) of the statutes on the effective date of this subsection.

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(END)