

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-AB1)

Received: **03/07/2002**

Received By: **kenneda**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 266-8017**

By/Representing: **Carabell**

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

Drafter: **kenneda**

May Contact:

Addl. Drafters: **mlief**

Subject: **Public Assistance - med. assist.**

Extra Copics:

Submit via email: **NO**

Pre Topic:

LFB:.....Carabell -

Topic:

Badger Care funding and eligibility

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 03/07/2002 mlief 03/07/2002	gilfokm 03/07/2002		_____			
/1			pgreensl 03/07/2002	_____	lrb_docadmin 03/07/2002		
/2	kenneda 03/09/2002	chanaman 03/09/2002	chanaman 03/09/2002	_____	lrb_docadmin 03/10/2002		

FE Sent For:

<END>

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/?	kenneda	3/7 kmj	3/7 ps	_____	_____		

FE Sent For:

<END>

Kennedy, Debora

From: Carabell, Rachel
Sent: Wednesday, March 06, 2002 5:36 PM
To: Kennedy, Debora
Subject: JFC action on budget

b2317

Hi Debora,

JFC met today on DHFS-related issues today. Here are the actions they took which need to be drafted for the JFC amendment.

Paper #1165--they adopted a verbal motion to include in the draft to include the BadgerCare provisions that were vetoed from enrolled SB 55 [vetoed sections 1836g and 1836r].

Paper #1166--they adopted A1 (Governor's funding recommendations) and under B2

- a (1): adopt the Gov's provision regarding at least two actively practicing physicians
- b (2): adopt the Gov's provision regarding an advocate for MA recipients, but specify that the advocate have sufficient medical background to evaluate a drug's clinical effectiveness, as determined by DHFS
- c (2): delete the Gov's provision regarding the pharmaceutical manufacturing rep, and instead require the DHFS committee to accept testimony from such manufacturing reps in its review of prior authorization policies.

They also adopted Motion #231 related to SeniorCare. (I'll fax it to you).

Let me know if you have any questions....Thanks.

Rachel Carabell
Legislative Fiscal Bureau
rachel.carabell@legis.state.wi.us
Phone: 608-266-3847



Soon
State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb23177 1
 DAK&MJL: *King*

LFB:.....Carabell – Badger Care funding and eligibility
FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 1

At the locations indicated, amend the bill as follows:

1. Page 68, line 7: after that line insert:

SECTION 128S. 49.665 (4) (at) 1. cm. of the statutes is created to read:

49.665 (4) (at) 1. cm. Notwithstanding s. 20.001 (3) (b), if, after reviewing the plan submitted under subd. 1. b., the joint committee on finance determines that the amounts appropriated under s. 20.435 (4) (w), (jz), (p), and (x) are insufficient to accommodate the projected enrollment levels, the committee may transfer appropriated moneys from the general purpose revenue appropriation account of any state agency, as defined in s. 20.001 (1), other than a sum sufficient appropriation account, to the appropriation account under s. 20.435 (4) (bc) to supplement the health care program under this section if the committee finds that the transfer will eliminate unnecessary duplication of functions, result in more efficient and effective

FWS 1-2

No CS

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1 methods for performing programs or more effectively carry out legislative intent, and ✓
2 that legislative intent will not be changed by the transfer.”

3 (END)

INS
1-2
cc

Item # Page 68, line 7; after that line insert:

128m

Section #. 49.665 (4) (at) 1. b. of the statutes is amended to read:

¹ the date on which the plan is submitted

a plan

49.665 (4) (at) 1. b. The department may not lower the maximum income level for initial eligibility unless the department first submits to the joint committee on finance its ~~plans~~ ^{a plan} for lowering the maximum income level and the committee approves the plan. If, within 14 days after ~~submitting the plan~~ ^{submitting the plan} to the joint committee on finance, the cochairpersons of the committee do not notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the plan, ^{the department shall implement} the plan ~~is considered approved by the committee.~~ ^(as proposed)

14 days

History: 1997 a. 27, 237; 1999 a. 9; 2001 a. 16.

after the date on which the plan is submitted to the committee, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting to review the plan, the department may ~~not~~ implement the plan only as approved by the committee.

INS 1-2
(cont'd)

ment or county department determines whether the woman meets the requirements under sub. (2).

(b) If the woman does not apply to the department or county department for medical assistance within the time limit required under sub. (4), the last day of the month following the month in which the qualified entity determines that the woman is eligible for medical assistance.

(4) A woman who a qualified entity determines under sub. (3) is eligible for medical assistance shall apply to the department or county department no later than the last day of the month following the month in which the qualified entity determines that the woman is eligible for medical assistance.

(5) The department shall audit and pay, from the appropriation accounts under s. 20.435 (4) (b) and (o), allowable charges to a provider who is certified under s. 49.45 (2) (a) 11. for medical assistance on behalf of a woman who meets the requirements under sub. (2) for all benefits and services specified under s. 49.46 (2).

(6) A qualified entity that determines under sub. (3) that a woman is eligible for medical assistance as provided under sub. (5) shall do all of the following:

(a) Notify the department of the determination no later than 5 days after the date on which the determination is made.

(b) Inform the woman at the of time the determination that she is required to apply to the department or a county department for medical assistance no later than the last day of the month following the month in which the qualified entity determines that the woman is eligible for medical assistance.

(7) The department shall provide qualified entities with application forms for medical assistance and information on how to assist women in completing the form.

SECTION 1835k. Subchapter V (title) of chapter 49 [precedes 49.56] of the statutes is amended to read:

CHAPTER 49
SUBCHAPTER V

OTHER MEDICALLY RELATED SERVICES AND SUPPORT AND MEDICAL PROGRAMS

SECTION 1836. 49.665 (4) (at) 1. a. of the statutes is amended to read:

49.665 (4) (at) 1. a. Except as provided in subd. 1. b., the department shall establish a lower maximum income level for the initial eligibility determination if funding under s. 20.435 (4) (bc), (jz) and (p), and (x) is insufficient to accommodate the projected enrollment levels for the health care program under this section. The adjustment may not be greater than necessary to ensure sufficient funding.

SECTION 1836g. 49.665 (4) (at) 1. b. of the statutes is amended to read:

49.665 (4) (at) 1. b. The department may lower the maximum income level for initial eligibility unless the department first submits to the joint committee on finance its plans a plan for lowering the maximum

Vetoed
In Part

income level and the committee approves the plan. If, within 12 days after submitting the plan the date on which the plan is submitted to the joint committee on finance, the cochairpersons of the committee do not notify the secretary that the committee has scheduled a meeting for the purpose of reviewing the plan, the department shall implement the plan as considered approved by the committee as proposed. If within 14 days after the date on which the plan is submitted to the committee, the cochairpersons of the committee notify the secretary that the committee has scheduled a meeting to review the plan, the department may implement the plan only as approved by the committee.

Vetoed
In P

SECTION 1837. 49.665 (4) (at) 1. c. of the statutes is created to read:

49.665 (4) (at) 1. c. Notwithstanding s. 20.001 (3) (b), if, after reviewing the plan submitted under subd. 1. b., the joint committee on finance determines that the amounts appropriated under s. 20.435 (4) (bc), (jz), (p), and (x) are insufficient to accommodate the projected enrollment levels, the committee may transfer appropriated moneys from the general purpose revenue appropriation account of any state agency, as defined in s. 20.001 (1), other than a sum sufficient appropriation account to the appropriation account under s. 20.435 (4) (bc) to supplement the health care program under this section if the committee finds that the transfer will eliminate unnecessary duplication of functions, result in more efficient and effective methods for performing programs or more effectively carry out legislative intent and that legislative intent will not be changed by the transfer.

SECTION 1837. 49.665 (4) (at) 2. of the statutes is amended to read:

49.665 (4) (at) 2. If, after the department has established a lower maximum income level under subd. 1., projections indicate that funding under s. 20.435 (4) (bc), (jz) and (p), and (x) is sufficient to raise the level, the department shall, by state plan amendment, raise the maximum income level for initial eligibility, but not to exceed 185% of the poverty line.

SECTION 1837p. 49.68 (3) (b) of the statutes is amended to read:

49.68 (3) (b) The From the appropriation accounts under ss. 20.435 (4) (e) and (je), the state shall pay the cost of medical treatment required as a direct result of chronic renal disease of certified patients from the date of certification, including the cost of administering recombinant human erythropoietin to appropriate patients, whether the treatment is rendered in an approved facility in the state or in a dialysis or transplantation center which is approved as such by a contiguous state, subject to the conditions specified under par. (d). Approved facilities may include a hospital in-center dialysis unit or a non-hospital dialysis center which is closely affiliated with a home dialysis program supervised by an approved facil-

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(end)
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TODAY - SATURDAY
State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2317/2
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ch

LFB:.....Carabell – Badger Care funding and eligibility

FOR 2001-03 BUDGET – NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY BILL 1

1 At the locations indicated, amend the bill as follows:

2 1. Page 68, line 7: after that line insert:

3 “SECTION 128m. 49.665 (4) (at) 1. b. of the statutes is amended to read:

4 49.665 (4) (at) 1. b. The department may not lower the maximum income level
5 for initial eligibility unless the department first submits to the joint committee on
6 finance ~~its plans~~ a plan for lowering the maximum income level ~~and the committee~~
7 ~~approves the plan.~~ If, within 14 days after submitting the plan the date on which the
8 plan is submitted to the joint committee on finance, the cochairpersons of the
9 committee do not notify the secretary that the committee has scheduled a meeting
10 for the purpose of reviewing the plan, the department shall implement the plan is
11 considered approved by the committee as proposed. If, within 14 days after the date
12 on which the plan is submitted to the committee, the cochairpersons of the committee

1 notify the secretary that the committee has scheduled a meeting to review the plan,
2 the department may implement the plan only as approved by the committee.

3 **SECTION 128r.** 49.665 (4) (at) 1. c. of the statutes is created to read:

4 49.665 (4) (at) 1. c. Notwithstanding s. 20.001 (3) (b), if, after reviewing the plan
5 submitted under subd. 1. b., the joint committee on finance determines that the
6 amounts appropriated under s. 20.435 (4) (bc), (jz), (p), and (x) are insufficient to
7 accommodate the projected enrollment levels, the committee may transfer
8 appropriated moneys from the general purpose revenue appropriation account of any
9 state agency, as defined in s. 20.001 (1), other than a sum sufficient appropriation
10 account, to the appropriation account under s. 20.435 (4) (bc) to supplement the
11 health care program under this section if the committee finds that the transfer will
12 eliminate unnecessary duplication of functions, result in more efficient and effective
13 methods for performing programs or more effectively carry out legislative intent, and
14 that legislative intent will not be changed by the transfer.

15 **SECTION 128s.** 49.665 (4) (at) 1. cm. of the statutes is created to read:

16 49.665 (4) (at) 1. cm. Notwithstanding s. 20.001 (3) (b), if, after reviewing the
17 plan submitted under subd. 1. b., the joint committee on finance determines that the
18 amounts appropriated under s. 20.435 (4) (bc), (jz), (p), and (x) are insufficient to
19 accommodate the projected enrollment levels, the committee may transfer
20 appropriated moneys from the general purpose revenue appropriation account of any
21 state agency, as defined in s. 20.001 (1), other than a sum sufficient appropriation
22 account, to the appropriation account under s. 20.435 (4) (bc) to supplement the
23 health care program under this section if the committee finds that the transfer will
24 eliminate unnecessary duplication of functions, result in more efficient and effective

1 methods for performing programs, or more effectively carry out legislative intent,
2 and that legislative intent will not be changed by the transfer.”.

3 (END)



State of Wisconsin
2001 - 2002 LEGISLATURE

January 2002 Special Session

LRBb2317/2
DAK&MJL:kmg&ch:cmh

LFB:.....Carabell – Badger Care funding and eligibility

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY BILL 1

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5 for initial eligibility unless the department first submits to the joint committee on
6 finance ~~its plans~~ a plan for lowering the maximum income level ~~and the committee~~
7 ~~approves the plan.~~ If, within 14 days after submitting the plan the date on which the
8 plan is submitted to the joint committee on finance, the cochairpersons of the
9 committee do not notify the secretary that the committee has scheduled a meeting
10 for the purpose of reviewing the plan, the department shall implement the plan is
11 ~~considered approved by the committee as proposed.~~ If, within 14 days after the date
12 on which the plan is submitted to the committee, the cochairpersons of the committee

1 notify the secretary that the committee has scheduled a meeting to review the plan,
2 the department may implement the plan only as approved by the committee.

3 **SECTION 128s.** 49.665 (4) (at) 1. cm. of the statutes is created to read:

4 49.665 (4) (at) 1. cm. Notwithstanding s. 20.001 (3) (b), if, after reviewing the
5 plan submitted under subd. 1. b., the joint committee on finance determines that the
6 amounts appropriated under s. 20.435 (4) (bc), (jz), (p), and (x) are insufficient to
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13 methods for performing programs, or more effectively carry out legislative intent,
14 and that legislative intent will not be changed by the transfer.”.

15 (END)