

2001 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB55)

Received: **06/15/2001**

Received By: **kenneda**

Wanted: **As time permits**

Identical to LRB:

For: **Senate Democratic Caucus**

By/Representing: **Keckhaver**

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

Drafter: **kenneda**

May Contact:

Addl. Drafters:

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

Extra Copies: **ISR**

Submit via email: **NO**

Requester's email:

Pre Topic:

SDC:.....Keckhaver - CN1526,

Topic:

School-based health services

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>
/1	kenneda 06/17/2001	gilfokm 06/17/2001	rschluet 06/18/2001	_____	lrb_docadmin 06/18/2001		
/2	kenneda 06/18/2001	gilfokm 06/18/2001	rschluet 06/19/2001	_____	lrb_docadmin 06/19/2001		

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FE Sent For:

12/11/01

09

6-19-1 MSL
<END> MDM
6-19

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1?	kenneda	6/17/01 mg					
				6-18-01			

FE Sent For:

<END>

Megna

Date: June 8, 2001

b1038

Re: Caucus Budget Request

In LFB Paper 480 related to school-based health services, maintain provisions of 1999 Act 9, relating to disposition of excess school based health services funding. Maintain 90% to school district, 10% lapse to general fund, effective July 1, 2003. (see highlighted areas in attached.)

CN1526

Just update Act 9

DAK



Legislative Fiscal Bureau

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

June 4, 2001

Joint Committee on Finance

Paper #480

School-Based Health Services (DHFS -- Medical Assistance)

CURRENT LAW

1995 Wisconsin Act 27 established school-based health services as a medical assistance (MA) benefit. School-based health services are MA-eligible services provided to MA-eligible students by school districts, cooperative educational service agencies (CESAs) or the Wisconsin Schools for the Visually Handicapped or the Deaf. The services that can be reimbursed as school-based health services include: (a) speech, language, hearing and audiological services; (b) occupational and physical therapy services; (c) nursing services; (d) psychological counseling and social work services; (e) developmental testing and assessments; (f) transportation if provided on a day the student receives other school-based health services; and (g) durable medical equipment.

Schools provide the state's match for school-based health services. Prior to the 1999-01 biennium, of the federal matching funds received for school-based services, 60% was distributed to school providers and 40% was credited to the state's general fund. Under provisions of 1999 Wisconsin Act 9, in the 1999-01 biennium, after the first \$16.1 million in federal MA matching funds available for school-based services, of any additional revenue received, 90% is distributed to school providers and 10% is credited to the state's general fund. Under current law, beginning July 1, 2001, 60% of all federal matching funds for school-based health services will be distributed to school providers and 40% will be credited to the state's general fund.

GOVERNOR

*go back to 90% - 10%
in '03*

Estimate that MA reimbursements for school-based services deposited to the general fund would total \$8.1 million annually.

DISCUSSION POINTS

1. It is estimated that total federal MA matching funds for school-based health services will total approximately \$35.0 million annually in the 2001-03 biennium. Of this amount, approximately \$14.0 million annually, or \$5.9 million more than assumed in the Governor's budget, would be deposited to the state's general fund.

2. This projection is based on revenues of approximately \$19.5 million through February 2001. It is assumed that revenues through February represent approximately 56% of the annual claims for school-based health services. Therefore, an additional \$15.5 million in federal MA matching funds are expected through the remainder of fiscal year.

3. It is not known to what extent revenue for school-based services increased in the 1999-01 biennium as a result of the additional federal funding available to schools, nor whether schools would likely discontinue or decrease claiming costs for MA school-based services once schools are no longer eligible to receive an enhanced portion of the federal revenue. It is reasonable to assume however, that once schools established the ability to submit claims for MA reimbursement, those schools would continue to submit claims, since schools would continue to receive 60% of any federal MA matching revenue the state claims received.

MODIFICATION

Increase estimated revenues to the general fund by \$5.9 million annually to reflect a reestimate of MA reimbursement for school-based services.

<u>Modification</u>	<u>GPR</u>
2001-03 REVENUE (Change to Base)	\$11,800,000
[Change to Bill]	\$11,800,000]

*Watch for
raid on this
+ keep
whole
WEMC
concern*

Prepared by: Rachel Carabell

Vetoed
In Part

\$500,000 in fiscal year 1999-2000 to supplement the allocations to counties and, in a county having a population of 500,000 or more, that department under section 48.57 (3m) (am) (intro.) and (3n) (am) (intro.) of the statutes, as affected by this act, in order to prevent the need to place a kinship care relative, as defined in section 48.57 (3m) (a) of the statutes, or a long-term kinship care relative, as defined in section 48.57 (3n) (a) of the statutes, who is eligible for the receipt of payments under section 48.57 (3m) (am) (intro.) or (3n) (am) (intro.) of the statutes, as affected by this act, on a waiting list for those payments if payments under section 48.57 (3m) (am) (intro.) or (3n) (am) (intro.) of the statutes, as affected by this act, by a county or, in a county having a population of 500,000 or more, by that department exceed the amount allocated to that county or that department. If payments under section 48.57 (3m) (am) (intro.) or (3n) (am) (intro.) of the statutes, as affected by this act, by a county or, in a county having a population of 500,000 or more, by the department of health and family services exceed the amount allocated to that county or that department, the county or department may request supplemental funding under this subsection. If the department of health and family services determines that supplemental funding is necessary to eliminate a waiting list for payments under section 48.57 (3m) (am) (intro.) or (3n) (am) (intro.) of the statutes, as affected by this act, in a county, the department shall supplement the amount allocated to the requesting county or department. Notwithstanding sections 20.001 (3) (c) and 20.435 (3) (k) of the statutes, the department of health and family services may carry forward to fiscal year 2000-01 the unencumbered balance of the amount allocated under this subsection on June 30, 2000. If the entire amount allocated under this subsection is encumbered before July 1, 2001, the department of health and family services shall request a supplemental appropriation under section 16.515 of the statutes. This subsection does not preclude the department of health and family services from reallocating moneys allocated to a county or, in a county having a population of 500,000 or more, that department under section 48.57 (3m) (am) (intro.) or (3n) (am) (intro.) of the statutes, as affected by this act, in order to address a waiting list in another county.

(11t) KINSHIP CARE ADMINISTRATION. The authorized FTE positions for the department of health and family services are increased by 1.0 PR position on October 1, 1999, or on the effective date of this subsection, whichever is later, to be funded from the appropriation under section 20.435 (3) (kx) of the statutes, for the purpose of providing increased oversight of the kinship care program under section 48.57 (3m) to (3t) of the statutes, as affected by this act. The 1.0 FTE PR position shall provide program oversight and monitoring, serve as a liaison to the department of workforce development and the bureau of Milwaukee child welfare services in the depart-

ment of health and family services and develop policies and procedures relating to the kinship care program.

(12g) INITIAL APPOINTMENTS OF INDEPENDENT REVIEW BOARD. Notwithstanding the length of terms specified in section 15.195 (9) (intro.) of the statutes, as created by this act, the initial members of the independent review board shall be appointed by the first day of the 4th month beginning after the effective date of this subsection for the following terms:

(a) The purchaser of health care, for a term expiring on May 1, 2001.

(b) The medical ethicist and the privacy expert, for terms expiring on May 1, 2003.

(c) The statistician or researcher, for a term expiring on May 1, 2005.

(12m) GRANT FOR ST. CLARE HEALTH MISSION. The department of health and family services shall award a grant of \$50,000 in fiscal year 1999-2000 from the amount appropriated under section 20.435 (4) (gp) of the statutes, as affected by this act, to Franciscan Skemp Health Care, Inc., for health care and disease management services provided by the St. Clare Health Mission.

(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 that integrates the social, behavioral and physical health needs of children placed in out-of-home care in Milwaukee County who are medical assistance recipients under a managed care system. By January 1, 2001, the department of health and family services shall request from the secretary of the federal department of health and human services any waivers of the federal medical assistance statutes and regulations that are necessary to implement the pilot program developed under this subsection as part of the medical assistance program. If all necessary waivers are granted and in effect, the department shall implement the pilot program developed under this subsection in Milwaukee County. Under that pilot program, the department of health and family services may require, consistent with section 49.45 (9) of the statutes, 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. Of the amounts appropriated to the department of health and family services under section 20.435 (4) (n) of the statutes, as created by this act, that department shall expend \$22,600 in fiscal year 1999-2000 and \$25,600 in fiscal year 2000-01 to increase the authorized FTE positions for that department by 0.5 FED project position, for the period ending on June 30, 2001, for the purpose of developing the pilot program under this subsection.

(13d) SCHOOL MEDICAL SERVICES UNDER MEDICAL ASSISTANCE.

(a) In state fiscal years 1999-2000 and 2000-01, the department of health and family services shall, under section 49.45 (39) (b) of the statutes, reimburse a school dis-

Vetoed
In Part

trict and a cooperative educational service agency and shall reimburse the department of public instruction for the Wisconsin Center for the Blind and Visually Impaired and the Wisconsin School for the Deaf, for 90% of the federal share received for school-based services under the medical assistance program in excess of \$16,100,000. The reimbursement shall be based on the proportion of total school-based services for the school year that was provided by each school district, cooperative educational service agency, the Wisconsin Center for the Blind and Visually Impaired and the Wisconsin School for the Deaf.

ed
irt
~~(b) The department of health and family services shall submit, as part of its 2001-03 biennial budget request, a proposal to the department of administration for fiscal years after state fiscal year 2000-01, to increase the percentage of the federal share received for school-based services under the medical assistance program by which reimbursement is made under section 49.45 (39) (b) of the statutes to reflect the total percentage of the federal share for which school districts, cooperative educational service agencies and the department of public instruction on behalf of the Wisconsin Center for the Blind and Visually Impaired and the Wisconsin School for the Deaf were reimbursed in state fiscal year 1999-2000.~~

(13e) ADMINISTRATION OF THE STATE SUPPLEMENT TO SUPPLEMENTAL SECURITY INCOME. Not later than March 1, 2000, the department of health and family services shall submit a request to the joint committee on finance under section 13.10 of the statutes to transfer \$232,400 not later than June 30, 2000, and \$232,400 not later than June 30, 2001, from any appropriation for the department, other than a sum sufficient appropriation, to the appropriation account under section 20.435 (6) (ee) of the statutes for the purpose for which the appropriation is made.

(14e) PRIMARY HEALTH CARE. In state fiscal year 1999-2000, in addition to the moneys appropriated for expenditure for that fiscal year, the department of health and family services shall expend for the purchase of primary health care services under section 146.93 of the statutes, as affected by this act, \$300,000 of the unencumbered balance as of June 30, 1999, in the appropriation under section 20.435 (4) (gp) of the statutes, as affected by this act.

(14g) COMMUNITY MARRIAGE POLICY PROJECT. The authorized FTE positions for the department of health and family services are increased by 1.0 PR project position, to be funded from the appropriation under section 20.435 (3) (kx) of the statutes for the period beginning on the first day of the 2nd month beginning after the effective date of this subsection, and ending on September 30, 2003. The positions are increased under this subsection for the purpose of coordinating the development of, and assisting local members of the clergy to develop,

community-wide standards for marriages solemnized in this state by members of the clergy.

SECTION 9124. Nonstatutory provisions; historical society.

(1x) GRANT TO PORTAGE COUNTY HISTORICAL SOCIETY. In the 1999-2001 fiscal biennium, the historical society shall award a grant to the Portage County historical society for continuation of the Plover Heritage Park restoration project. The amount of the grant shall be equal to the amount of local contributions toward the project, not to exceed \$50,000. The historical society shall award the grant from the appropriation under section 20.245 (3) (b) of the statutes, as created by this act.

SECTION 9125. Nonstatutory provisions; Housing and Economic Development Authority.

(1) TRANSFER TO WISCONSIN DEVELOPMENT RESERVE FUND. In fiscal year 1999-2000, the Wisconsin Housing and Economic Development Authority shall transfer from the housing rehabilitation loan program administration fund to the Wisconsin development reserve fund the lesser of \$5,845,215 or the amount needed to cover the guaranteed default amount of the loan to the Taliesin Preservation Commission.

SECTION 9126. Nonstatutory provisions; insurance.

(4g) RULES ON POINT-OF-SERVICE OPTION PLANS. The commissioner of insurance shall submit in proposed form the rules required under section 609.10 (6) of the statutes, as created by this act, to the legislative council staff under section 227.15 (1) of the statutes no later than the first day of the 12th month beginning after the effective date of this subsection.

SECTION 9127. Nonstatutory provisions; investment board.

(1g) BONUS COMPENSATION PAID TO CERTAIN EMPLOYEES OF THE INVESTMENT BOARD. Any employe of the investment board who was awarded a bonus before the effective date of this subsection under section 25.156 (6), 1997 stats., pursuant to a plan of bonus compensation adopted by the investment board, shall be entitled to receive any unpaid part of the bonus as provided under the terms of the plan of bonus compensation, provided that the employe satisfies all conditions specified in section 25.156 (6) and (7), 1997 stats.

(2g) OPERATING EXPENDITURES FOR INVESTMENT BOARD DURING THE 1999-2000 FISCAL YEAR.

(a) In this subsection, "operating expenditures" include all costs and expenses incurred by the investment board for the purpose of operating the board and managing the assets of each fund for which the board has management responsibility, but does not include costs or expenses incurred under section 25.18 (1) (a), (c), (f) or (m) or (2) (d) or (e) or 40.04 (3) (intro.) of the statutes.

(b) Notwithstanding section 25.187 of the statutes, as created by this act, no later than the first day of the 2nd month that occurs after the effective date of this para-

Kennedy, Debora

From: Keckhaver, John
Sent: Sunday, June 17, 2001 12:10 PM
To: Kennedy, Debora
Subject: RE: CN1526, School-based MA health services

That is our intent, the gap of two years during which distribution would be 60/40.

Thanks.

John

-----Original Message-----

From: Kennedy, Debora
Sent: Sunday, June 17, 2001 12:03 PM
To: Keckhaver, John
Subject: CN1526, School-based MA health services

This amendment request states that the 90%/10% distribution above \$16,100,000 would be effective July 1, 2003; that would create a gap of two years (2001-02 and 2002-03), during which the distribution would be 60%/40%. Is that your intent, or is the July 1 date actually supposed to be July 1, 2001 (for the upcoming biennium)?



SDC:.....Keckhaver - CN1526, School-based health services

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

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

2 ✓ 1. Page 630, line 7: after that line insert:

3 "SECTION 1789t. 49.45 (39) (b) 1. of the statutes is renumbered 49.45 (39) (b)

4 1. a. and amended to read:

5 49.45 (39) (b) 1. a. If a school district or a cooperative educational service
6 agency elects to provide school medical services and meets all requirements under
7 par. (c), the department shall, except as provided in subd. 1. b., reimburse the school
8 district or the cooperative educational service agency for 60% of the federal share of
9 allowable charges for the school medical services that it provides and, as specified
10 in subd. 2., for allowable administrative costs. If the Wisconsin Center for the Blind

1 and Visually Impaired or the Wisconsin School for the Deaf elects to provide school
2 medical services and meets all requirements under par. (c), the department shall
3 reimburse the department of public instruction for 60% of the federal share of
4 allowable charges for the school medical services that the Wisconsin Center for the
5 Blind and Visually Impaired or the Wisconsin School for the Deaf provides and, as
6 specified in subd. 2., for allowable administrative costs. A school district, cooperative
7 educational service agency, the Wisconsin Center for the Blind and Visually
8 Impaired or the Wisconsin School for the Deaf may submit, and the department shall
9 allow, claims for common carrier transportation costs as a school medical service
10 unless the department receives notice from the federal health care financing
11 administration that, under a change in federal policy, the claims are not allowed. If
12 the department receives the notice, a school district, cooperative educational service
13 agency, the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin
14 School for the Deaf may submit, and the department shall allow, unreimbursed
15 claims for common carrier transportation costs incurred before the date of the change
16 in federal policy. The department shall promulgate rules establishing a methodology
17 for making reimbursements under this paragraph. All other expenses for the school
18 medical services provided by a school district or a cooperative educational service
19 agency shall be paid for by the school district or the cooperative educational service
20 agency with funds received from state or local taxes. The school district, the
21 Wisconsin Center for the Blind and Visually Impaired, the Wisconsin School for the
22 Deaf or the cooperative educational service agency shall comply with all

1 requirements of the federal department of health and human services for receiving
2 federal financial participation.

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, 293; 1999 a. 9, 63, 103, 180, 185.

3 **SECTION 1789u. 49.45 (39) (b) 1. b. of the statutes is created to read:**

4 **49.45 (39) (b) 1. b. Beginning ^{on} July 1, 2003, the department shall, under this**
5 **section, reimburse a school district and a cooperative educational service agency and**
6 **shall reimburse the department of public instruction for the Wisconsin Center for the**
7 **Blind and Visually Impaired and the Wisconsin School for the Deaf for 90% of the**
8 **federal share of allowable charges received for school medical services in excess of**
9 **\$16,100,000. The reimbursement shall be based on the proportion of total school**
10 **medical services for the school year that was provided by each school district,**
11 **cooperative educational service agency, ^{the} the Wisconsin Center for the Blind and**
12 **Visually Impaired, and the Wisconsin School for the Deaf.”.**

13 (END)



D-NOTE

SDC:.....Keckhaver – CN1526, School-based health services

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17 for making reimbursements under this paragraph. All other expenses for the school
18 medical services provided by a school district or a cooperative educational service
19 agency shall be paid for by the school district or the cooperative educational service
20 agency with funds received from state or local taxes. The school district, the
21 Wisconsin Center for the Blind and Visually Impaired, the Wisconsin School for the
22 Deaf or the cooperative educational service agency shall comply with all
23 requirements of the federal department of health and human services for receiving
24 federal financial participation.

25 **SECTION 1789u.** 49.45 (39) (b) 1. b. of the statutes is created to read:

1 49.45 (39) (b) 1. b. Beginning on July 1, 2003, the department shall, under this
2 section, ^{annually} reimburse a school district and a cooperative educational service agency and
3 shall reimburse the department of public instruction for the Wisconsin Center for the
4 Blind and Visually Impaired and the Wisconsin School for the Deaf for 90% of the
5 federal share of allowable charges received for school medical services in excess of
6 \$16,100,000. The reimbursement shall be based on the proportion of total school
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10

(END)

D. NOTE

D NOTE

This redraft adds the word "annually" to s.
49.45 (39) (b) 1. b., to clarify that the 90%/10%
split above \$16,100,000 applies each year.

Rachel Carabell of the Fiscal Bureau suggested
the change.

DAK

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1038/2dn
DAK:kmg:rs

June 19, 2001

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Debra A. Kennedy
Managing Attorney
Phone: (608) 266-0137
E-mail: debra.kennedy@legis.state.wi.us



SDC:.....Keckhaver – CN1526, School-based health services

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24 federal financial participation.

25 **SECTION 1789u.** 49.45 (39) (b) 1. b. of the statutes is created to read:

1 49.45 (39) (b) 1. b. Beginning on July 1, 2003, the department shall, under this
2 section, annually reimburse a school district and a cooperative educational service
3 agency and shall reimburse the department of public instruction for the Wisconsin
4 Center for the Blind and Visually Impaired and the Wisconsin School for the Deaf
5 for 90% of the federal share of allowable charges received for school medical services
6 in excess of \$16,100,000. The reimbursement shall be based on the proportion of total
7 school medical services for the school year that was provided by each school district,
8 cooperative educational service agency, the Wisconsin Center for the Blind and
9 Visually Impaired, and the Wisconsin School for the Deaf.”.

10

(END)

SDC:.....Keckhaver – CN1526, School-based health services

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

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

2. **1.** Page 630, line 7: after that line insert:

3. **“SECTION 1789t.** 49.45 (39) (b) 1. of the statutes is renumbered 49.45 (39) (b)

4. 1. a. and amended to read:

5. 49.45 (39) (b) 1. a. If a school district or a cooperative educational service
6. agency elects to provide school medical services and meets all requirements under
7. par. (c), the department shall, except as provided in subd. 1. b., reimburse the school
8. district or the cooperative educational service agency for 60% of the federal share of
9. allowable charges for the school medical services that it provides and, as specified
10. in subd. 2., for allowable administrative costs. If the Wisconsin Center for the Blind

1 and Visually Impaired or the Wisconsin School for the Deaf elects to provide school
2 medical services and meets all requirements under par. (c), the department shall
3 reimburse the department of public instruction for 60% of the federal share of
4 allowable charges for the school medical services that the Wisconsin Center for the
5 Blind and Visually Impaired or the Wisconsin School for the Deaf provides and, as
6 specified in subd. 2., for allowable administrative costs. A school district, cooperative
7 educational service agency, the Wisconsin Center for the Blind and Visually
8 Impaired or the Wisconsin School for the Deaf may submit, and the department shall
9 allow, claims for common carrier transportation costs as a school medical service
10 unless the department receives notice from the federal health care financing
11 administration that, under a change in federal policy, the claims are not allowed. If
12 the department receives the notice, a school district, cooperative educational service
13 agency, the Wisconsin Center for the Blind and Visually Impaired or the Wisconsin
14 School for the Deaf may submit, and the department shall allow, unreimbursed
15 claims for common carrier transportation costs incurred before the date of the change
16 in federal policy. The department shall promulgate rules establishing a methodology
17 for making reimbursements under this paragraph. All other expenses for the school
18 medical services provided by a school district or a cooperative educational service
19 agency shall be paid for by the school district or the cooperative educational service
20 agency with funds received from state or local taxes. The school district, the
21 Wisconsin Center for the Blind and Visually Impaired, the Wisconsin School for the
22 Deaf or the cooperative educational service agency shall comply with all
23 requirements of the federal department of health and human services for receiving
24 federal financial participation.

25 **SECTION 1789u.** 49.45 (39) (b) 1. b. of the statutes is created to read:

1 49.45 (39) (b) 1. b. Beginning on July 1, 2003, the department shall, under this
2 section, annually reimburse a school district and a cooperative educational service
3 agency and shall reimburse the department of public instruction for the Wisconsin
4 Center for the Blind and Visually Impaired and the Wisconsin School for the Deaf
5 for 90% of the federal share of allowable charges received for school medical services
6 in excess of \$16,100,000. The reimbursement shall be based on the proportion of total
7 school medical services for the school year that was provided by each school district,
8 cooperative educational service agency, the Wisconsin Center for the Blind and
9 Visually Impaired, and the Wisconsin School for the Deaf.”

10

(END)