

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 - CN3020,

Topic:

Fee for medical assistance certification of adult day care center and per-client fee

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 06/16/2001	jdye 06/17/2001		_____			
/1			haueca 06/17/2001	_____	lrb_docadmin 06/17/2001		

FE Sent For:

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1?	kenneda	1/6/17 JLD	CH 6-17	CH 6-17 JK			

FE Sent For:

<END>

Agency name: Department of Health and Family Services

b1046

CN3020

Related Fiscal Bureau papers and motions:

Description: This amendment changes the biennial fee for medical assistance certification of an adult day care center to \$100, eliminates the per-client fee, and eliminates the authority for DHFS to increase the fee amount by rule.

Fiscal effect: based on 1999 estimates, this amendment would lower revenue to the Department by \$26,600.

Attachments: 2001 Senate Bill 112 and 1999 fiscal estimate.

DAK

2001 SENATE BILL 112

March 28, 2001 - Introduced by Senators GROBSCHMIDT, BURKE, SCHULTZ and DARLING, cosponsored by Representatives SINICKI, CARPENTER, PLOUFF, MUSSER, RYBA, TURNER, GRONEMUS, F. LASEE, LOEFFELHOLZ, KRAWCZYK, RILEY, JESKEWITZ and GROTHMAN. Referred to Committee on Human Services and Aging.

1 **AN ACT** *to repeal* 49.45 (47) (d); and *to amend* 49.45 (47) (c) of the statutes;
2 **relating to:** the biennial fee for certification of an adult day care center as a
3 provider of medical assistance.

Analysis by the Legislative Reference Bureau

Under current law, in order to receive reimbursement for services provided to medical assistance recipients, an adult day care center must be certified as a provider of medical assistance by the department of health and family services (DHFS). The biennial fee for the certification is \$89, plus \$17.80 per client, based on the number of clients that the adult day care center is certified to serve. DHFS is authorized to increase these amounts by rule.

This bill changes the biennial fee for medical assistance certification of an adult day care center to \$100, eliminates the per-client fee, and eliminates the authority for DHFS to increase the fee amount by rule.

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

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

4 **SECTION 1.** 49.45 (47) (c) of the statutes is amended to read:

FISCAL ESTIMATE FORM

1999 Session

- ORIGINAL UPDATED
 CORRECTED SUPPLEMENTAL

LRB # LRB-4435/1

INTRODUCTION # SB 363

Admin. Rule #

Subject
 Certification fee for adult day care programs

Fiscal Effect

State: No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

Increase Costs - May be possible to Absorb Within Agency's Budget Yes No

- Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation

Decrease Costs

Local: No local government costs

1. Increase Costs
 Permissive Mandatory
 2. Decrease Costs
 Permissive Mandatory

3. Increase Revenues
 Permissive Mandatory
 4. Decrease Revenues
 Permissive Mandatory

5. Types of Local Governmental Units Affected:
 Towns Villages Cities
 Counties Others _____
 School Districts WTCS Districts

Fund Sources Affected

- GPR FED PRO PRS SEG SEG-S

Affected Ch. 20 Appropriations

s. 20.435(6)(j)m

Assumptions Used in Arriving at Fiscal Estimate:

This bill would decrease a biennial fee charged to adult day care programs that are certified by the Department. Adult day care programs must be certified in order to receive reimbursements for services provided to clients in the Medical Assistance Waiver programs. Revenues from the fee are used to support staff who conduct the certifications.

It is estimated that the fee proposed in the bill would generate \$5,700 in revenue per year, compared with \$32,300 that would be generated under the current fee. (These estimates are based on the current number of certified programs and the number of new programs certified each year.) The \$32,300 supports .66 FTE performing certification activities, including reviewing and approving new adult day care programs, inspecting existing adult day care programs, and investigating complaints. With the loss of \$26,600, the Department would be able to support only .12 FTE with the remaining revenue. As a result, certifications for new programs will be processed more slowly, inspections of existing programs will occur less frequently, and complaints will be investigated in a less timely manner.

Counties and other local government units that operate adult day care programs would experience a small reduction in costs under the bill. The bill would reduce the fee paid by the average program (publicly or privately owned) from \$572 to \$100, a reduction of \$236 on an annualized basis.

Long-Range Fiscal Implications:

Prepared By: / Phone # / Agency Name

Andrew Forsaith / 266-7684 / DHFS/OSF

Authorized Signature / Telephone No.

John Kiesow
 John Kiesow, 266-9622

Date

2-23-00



LRBb1046/2
DAK.....
↑
JLd

SDC:.....Keckhaver – CN3020, Fee for medical assistance certification of adult day care center and per-client fee

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

substitute amendment

1
INSERT
1-1
2

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

1. Page 365, line 18: after that line insert:

“SECTION 722d. 20.435 (6) (jm) of the statutes is amended to read:

20.435 (6) (jm) *Licensing and support services*. The amounts in the schedule for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a) and (b) and (5) (a), 49.45 (47), 50.02 (2), 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b) and (5), 50.13, 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57 and 50.981 and subch. IV of ch. 50 and to conduct health facilities plan and rule development activities, for accrediting nursing homes, convalescent homes and homes for the aged, to conduct capital construction and remodeling plan reviews under ss. 50.02 (2) (b) and 50.36

1 (2) and for the costs of inspecting, licensing and approving facilities, issuing permits
 2 and providing technical assistance that are not specified under any other paragraph
 3 in this subsection. All moneys received under ss. 48.685 (8), 49.45 (47) (c), 50.02 (2),
 4 50.025, 50.065 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1)
 5 (c) and 50.981, all moneys received from fees for the costs of inspecting, licensing and
 6 approving facilities, issuing permits and providing technical assistance that are not
 7 specified under any other paragraph in this subsection, and all moneys received
 8 under 50.135 (2), less the amounts credited to the appropriation account under sub.
 9 (4) (gm), shall be credited to this appropriation account.”

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 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, 337; 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; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186.

10

(END)

INSERT 2-9 ✓

2001

INSERT 1-1

AMENDMENTS

LRB _____/____

\$\$\$ INCREASE/DECREASE

In the component bar, for a "regular" amendment item:

For the item text, execute: create -> item: -> m: -> \$inc-dec

#. Page 213, line 15: ~~in(de)crease~~ the dollar amount for fiscal year 2001-02 by \$ 26,600 and ~~in(de)crease~~ the dollar amount for fiscal year 2002-03 by \$ 26,600 [to ...crease funding for the [purpose] [purposes] for which the appropriation is made] ~~to de~~crease funding for certification of adult day care centers as providers of medical assistance. \$\$\$

#. Page, line, in(de)crease the dollar amount for fiscal year 2001-02 by \$, and in(de)crease the dollar amount for fiscal year 2002-03 by \$ [to ...crease funding for the [purpose] [purposes] for which the appropriation is made] [to ...crease funding for]*.

In the component bar, for a "frozen" amendment item (used in amendments to amendments):

For the item text, execute: create -> item: -> afterline [or the applicable item]

For the "frozen" item text, execute: create -> item: -> frz: -> m: -> \$inc-dec

#. Page, line
..... Page, line in(de)crease the dollar amount for fiscal year 2001-02 by \$, and in(de)crease the dollar amount for fiscal year 2002-03 by \$ [to ...crease funding for the [purpose] [purposes] for which the appropriation is made] [to ...crease funding for]*.

* Use the 2nd alternative if the purpose of the increase or decrease is more limited than the purpose or purposes of the appropriation as currently shown in the text of ch. 20, stats.

(end ins 1-1)

2001 SENATE BILL 112

March 28, 2001 - Introduced by Senators GROBSCHMIDT, BURKE, SCHULTZ and DARLING, cosponsored by Representatives SINICKI, CARPENTER, PLOUFF, MUSSER, RYBA, TURNER, GRONEMUS, F. LASEE, LOEFFELHOLZ, KRAWCZYK, RILEY, JESKEWITZ and GROTHMAN. Referred to Committee on Human Services and Aging.

1 AN ACT to repeal 49.45 (47) (d); and to amend 49.45 (47) (c) of the statutes;
2 relating to: the biennial fee for certification of an adult day care center as a
3 provider of medical assistance.

Analysis by the Legislative Reference Bureau

Under current law, in order to receive reimbursement for services provided to medical assistance recipients, an adult day care center must be certified as a provider of medical assistance by the department of health and family services (DHFS). The biennial fee for the certification is \$89, plus \$17.80 per client, based on the number of clients that the adult day care center is certified to serve. DHFS is authorized to increase these amounts by rule.

This bill changes the biennial fee for medical assistance certification of an adult day care center to \$100, eliminates the per-client fee, and eliminates the authority for DHFS to increase the fee amount by rule.

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

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

→ #. Page 630, line 14 : after that line insert:
" SECTION 49.45 (47) (c) of the statutes is amended to read:

4

1791h

1 49.45 (47) (c) The biennial fee for the certification required under par. (b) of an
2 adult day care center is ~~\$89, plus a biennial fee of \$17.80 per client, based on the~~
3 ~~number of clients that the adult day care center is certified to serve~~ \$100. Fees
4 collected under this paragraph shall be credited to the appropriation account under
5 s. 20.435 (6) (jm). ^{letter} (1791i)

6 SECTION 2. 49.45 (47) (d) [✓] of the statutes is repealed. "
7 ~~~~~~ (END) ~~~~~~

End of INSERT 2-9

SDC:.....Keckhaver – CN3020, Fee for medical assistance certification of
adult day care center and per-client fee

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 213, line 15: decrease the dollar amount for fiscal year 2001–02 by
3 \$26,600 and decrease the dollar amount for fiscal year 2002–03 by \$26,600 to
4 decrease funding for certification of adult day care centers as providers of medical
5 assistance.

6 **2.** Page 365, line 18: after that line insert:

7 “**SECTION 722d.** 20.435 (6) (jm) of the statutes is amended to read:

8 20.435 (6) (jm) *Licensing and support services.* The amounts in the schedule
9 for the purposes specified in ss. 48.685 (2) (am) and (b) 1., (3) (a) and (b) and (5) (a),
10 49.45 (47), 50.02 (2), 50.025, 50.065 (2) (am) and (b) 1., (3) (a) and (b) and (5), 50.13,

1 50.135, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57 and 50.981 and subch. IV
2 of ch. 50 and to conduct health facilities plan and rule development activities, for
3 accrediting nursing homes, convalescent homes and homes for the aged, to conduct
4 capital construction and remodeling plan reviews under ss. 50.02 (2) (b) and 50.36
5 (2) and for the costs of inspecting, licensing and approving facilities, issuing permits
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7 in this subsection. All moneys received under ss. 48.685 (8), 49.45 (47) (c), 50.02 (2),
8 50.025, 50.065 (8), 50.13, 50.36 (2), 50.49 (2) (b), 50.495, 50.52 (2) (a), 50.57, 50.93 (1)
9 (c) and 50.981, all moneys received from fees for the costs of inspecting, licensing and
10 approving facilities, issuing permits and providing technical assistance that are not
11 specified under any other paragraph in this subsection, and all moneys received
12 under 50.135 (2), less the amounts credited to the appropriation account under sub.
13 (4) (gm), shall be credited to this appropriation account.”.

14 **3.** Page 630, line 14: after that line insert:

15 “**SECTION 1791h.** 49.45 (47) (c) of the statutes is amended to read:

16 49.45 (47) (c) The biennial fee for the certification required under par. (b) of an
17 adult day care center is \$89, plus a biennial fee of ~~\$17.80 per client, based on the~~
18 ~~number of clients that the adult day care center is certified to serve~~ \$100. Fees
19 collected under this paragraph shall be credited to the appropriation account under
20 s. 20.435 (6) (jm).

21 **SECTION 1791i.** 49.45 (47) (d) of the statutes is repealed.”.

22 (END)