

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 - CN6532,

Topic:

Medical assistance supplements for Milwaukee central city nursing homes

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	wjackson 06/17/2001	rschluet 06/18/2001	_____	lrb_docadmin 06/18/2001		
/2	kenneda 06/18/2001	wjackson 06/18/2001	rschluet 06/19/2001	_____	lrb_docadmin 06/19/2001		

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1/2 Wlj 6/18

MILWAUKEE MDK

6-19-01 <END> 6/19

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1?	kenneda	1 WJ 6/17	omk 6/17	_____	_____		

FE Sent For:

<END>

yes

21057

06/15/2001 11:09 AM

Agency: Health and Family Services - Medical Assistance

caucus number 6532

duplicate flag:
duplicate with:

Other reference numbers:	LFB Sum #:
bill number/amendment number:	
LRB draft #	LRB P-draft:

other notes

Description2: grant program for central city nursing homes with high proportions of MA patients populations. Lays out several very specific grant criteria

drafting instructions:
more instructions:

Agency: **Health and Family Services - Medical Assistance**

Number of Amendments: 1

DAK

Grant Program for Central City Nursing Homes With High Proportions of MA Patient Populations.

Agency: DHFS

CN6532

Description: Creates a grant program for Nursing homes located within a city of the First Class that have an extraordinary proportion of MA eligible patients. The purpose of the grant program is to ensure the availability of nursing home services within the central city of Milwaukee.

To be eligible to receive a grant, a nursing home would have to meet all of the following criteria:

- The facility must be located within the City of Milwaukee;
- Total facility occupancy must be at least 80%;
- The percentage of Medicaid eligible patients in the facility must exceed 90% (Includes patients that are dully eligible);
- The facility must not be affiliated with a religious organization for operating support;
- The facility must be Medicare and Medicaid Certified;
- The facility must have a Veterans Administration Contract; and
- At least 75% of the facility's employees must be minorities.

Grant funding would be based the total ^{of nh services} cost or \$140.00 per patient day, whichever is less.

(Grants could be paid monthly based upon submission of the prior month's Medicaid rate and Medicaid census.)

Based on the above criteria, it appears that at least four inner city Milwaukee facilities that are in danger of closing will be eligible to receive assistance. They are: Christopher East , Kilbourn Health Care Center, Plymouth Manor , and Park Manor.

Fiscal Effect: \$1,558,000 GPR; \$2,242,000 FED in 2001-02 and
\$1,558,000 GPR; \$2,242,000 FED in 2002-03

(New Provision)

Is a supplement to payment received under
S. 49.45 (6m)

See language re co supplement



D-NOTE

SDC:.....Keckhaver - CN6532, Medical assistance supplements for Milwaukee central city nursing homes

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS SENATE AMENDMENT

TO SENATE SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

1
INSERT A

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

2

1. Page 627, line 2: after that line insert:

3

"SECTION 1778g. 49.45 (6um) of the statutes is created to read:

4

49.45 (6um) SUPPLEMENTAL ~~PAYMENTS~~ ^{GRANTS} TO FACILITIES IN MILWAUKEE. (a) In this

5

subsection:

6

1. "Medicare" has the meaning given in sub. (3) (L) 1. b.

7

2. "Minority group member" has the meaning given in s. 146.185 (1) (f).

8

3. "Nursing home" means a nursing home that is licensed under s. 50.03 and

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that is certified by the department as a provider of medical assistance.

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(b) Notwithstanding sub. (6m), from the appropriations under s. 20.435 (4) (b) and (o), to ensure the availability of nursing home services in the city of Milwaukee, the department may award grants in each fiscal year to an applying nursing home that meets all of the following criteria:

1. The nursing home is located in the city of Milwaukee.

2. Patient occupancy of the nursing home is at least 80% of the nursing home's licensed bed capacity.

3. More than 90% of the nursing home's residents are eligible for medical assistance, including those who have dual eligibility for medical assistance and medicare.

4. The nursing home is not affiliated with a religious organization from which the nursing home receives operating support.

5. The nursing home is certified as a medicare provider.

6. At least 75% of the nursing home's employees are minority group members.

(c) Funding for grants under par. (b) shall be based on the total cost of the nursing home's services per patient or \$140 per patient day, whichever is less."

(END)

D. NOTZ

AMENDMENTS

LRB _____/____

_____:____:____

\$\$\$ INCREASE/DECREASE

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

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

#. Page 208, line 6... in(de)crease the dollar amount for fiscal year 2001-02 by \$ 1,558,000 and in(de)crease the dollar amount for fiscal year 2002-03 by \$ 1,558,000 [to ...crease funding for the [purpose] [purposes] for which the appropriation is made] [to in. crease funding for Supplemental medical assistance grants to nursing homes in the city of Milwaukee ...]

#. 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.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1057/1dn

DAK.../:...
WJ

A Wisconsin court could find that this amendment is a "private or local law." Article IV, ^{Section} (sec.) 18, of the Wisconsin Constitution requires that a "private or local law" be enacted as single-subject legislation. If a court determines that this amendment constitutes a "private or local law," the amendment cannot validly be enacted as part of the biennial budget act (which, clearly, encompasses more than one subject).

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

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb1057/1dn
DAK:wlj:cmh

June 18, 2001

A Wisconsin court could find that this amendment is a "private or local law." Article IV, section 18, of the Wisconsin Constitution requires that a "private or local law" be enacted as single-subject legislation. If a court determines that this amendment constitutes a "private or local law," the amendment cannot validly be enacted as part of the biennial budget act (which, clearly, encompasses more than one subject).

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SDC:.....Keckhaver - CN6532, Medical assistance supplements for
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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 208, line 6: increase the dollar amount for fiscal year 2001-02 by
3 \$1,558,000 and increase the dollar amount for fiscal year 2002-03 by \$1,558,000 to
4 increase funding for supplemental medical assistance grants to nursing homes in the
5 city of Milwaukee.

6 **2.** Page 627, line 2: after that line insert:

7 "SECTION 1778g. 49.45 (6um) of the statutes is created to read:

8 49.45 (6um) SUPPLEMENTAL GRANTS TO FACILITIES IN MILWAUKEE. (a) In this
9 subsection:

10 1. "Medicare" has the meaning given in sub. (3) (L) 1. b.

1 2. "Minority group member" has the meaning given in s. 146.185 (1) (f).

2 3. "Nursing home" means a nursing home that is licensed under s. 50.03 and
3 that is certified by the department as a provider of medical assistance.

4 (b) Notwithstanding sub. (6m), from the appropriations under s. 20.435 (4) (b)
5 and (o), to ensure the availability of nursing home services in the city of Milwaukee,
6 the department may award grants in each fiscal year to an applying nursing home
7 that meets all of the following criteria:

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9 2. Patient occupancy of the nursing home is at least 80% of the nursing home's
10 licensed bed capacity.

11 3. More than 90% of the nursing home's residents are eligible for medical
12 assistance, including those who have dual eligibility for medical assistance and
13 medicare.

14 4. The nursing home is not affiliated with a religious organization from which
15 the nursing home receives operating support.

16 5. The nursing home is certified as a medicare provider.

17 6. At least 75% of the nursing home's employees are minority group members.

18 (c) Funding for grants under par. (b) shall be based on the total cost of the
19 nursing home's services per patient, or \$140 per patient day, whichever is less."

20 (END)

who is a recipient of medical assistance

for a patient who is a recipient of medical assistance

less any payment received under s. 49.45(6m)

SDC:.....Keckhaver – CN6532, Medical assistance supplements for
Milwaukee central city nursing homes

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