

2001 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-SB55)

Received: **06/21/2001**

Received By: **kenneda**

Wanted: **As time permits**

Identical to LRB:

For: **Assembly Republican Caucus 7-4887**

By/Representing: **Hughes**

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

Drafter: **kenneda**

May Contact: **LFB**

Addl. Drafters:

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

Extra Copies:

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DAK
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PG
ISR**

Submit via email: **NO**

Requester's email:

Pre Topic:

ARC:.....Hughes -

Topic:

AM22--Increase MA copayment for brand-name prescription drugs

Instructions:

See Attached

Drafting History:

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

<u>Vers:</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typcd</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	kenneda 06/21/2001	gilfokm 06/21/2001	rschluct 06/22/2001	_____	lrb_docadmin 06/22/2001		
/2	kenneda 06/27/2001	gilfokm 06/27/2001	jfrantze 06/27/2001	_____	lrb_docadmin 06/28/2001		

FE Sent For:

<END>

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	12-6/27 KMG		26/27	26/27			

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1?	kenneda	6/21 King					
				6-22-01			

FE Sent For:

<END>

Memorandum

H

To: Fred Ammerman – Fiscal Bureau
Cathlene Hanaman – Reference Bureau

CC: Heather Smith – Assembly Republican Caucus

From: Paul Tessmer – Assembly Republican Caucus

Date: 06/21/01

Re: ARC Amendments – Passed 6-20-01

Please find enclosed copies of the budget amendments passed by the Assembly Republicans in Caucus on Tuesday, June 20, 2001. The amendments are provided in the following four areas:

- The Health Care Working Group Package. Associated freestanding amendments incorporated in this package are also provided. Contact Carolyn Hughes (ARC) at 7-4887.
- The Agriculture Working Group Package. Associated freestanding amendments incorporated in this package are also provided. Contact Mark Jefferson (ARC) at 7-0900.
- The Higher Education Working Group Package. Associated freestanding amendments incorporated in this package are also provided. Contact Jim Emerson (ARC) at 7-0904.
- Other Freestanding Amendments. Contact the ARC analyst listed on the amendment at 6-1452.

NOTE: The Working Group Package document takes precedence over its associated freestanding amendments. Please call the contact person listed above (or the ARC analyst listed on the amendment) for supporting documentation.

Hard copies of the Working Group Packages are also being sent to your office. The hard copies may contain supporting documentation not included in the Word document.

I am also available to help answer questions at 4-8587.



ARC Amendment # 22

ARC Health Care Working Group Package

Budget Package Components:	Savings and (Spending)
<p>1. Increase the co-payment for MA participants for name brand drugs from \$1 to \$2. Currently, MA participants pay \$1 for brand name and \$1 for generic. There is a \$5 a month cap on co-payments. (Ladwig Proposal)</p>	\$1.7 million GPR-REV
<p>2. Reduce Disproportionate Share Hospital payments</p>	\$1 million GPR
<p>3. Income Augmentation (LFB Paper 462):</p> <p>Income Augmentation funds are unanticipated federal funds DHFS receives under Titles IV-E (foster care), XVIII (Medicare) and XIX (MA) of the federal Social Security Act as reimbursement for costs that were initially paid with state or local revenue, or revenue from one of these sources that would not otherwise have been available, had it not been for activities conducted specifically to augment federal income.</p> <p>DHFS currently contracts with a private firm, Maximus, Inc., to conduct activities that will increase the amount of revenue the state receives under these federal programs. Maximus assists counties and DHFS in identifying costs that were paid with county or state funds that could have been claimed for federal reimbursement.</p> <p>Alternative 1: Required DHFS to lapse \$6.75 million in income augmentation revenues by June 30, 2003.</p> <p>JFC required DHFS to lapse only \$3.85 million in income augmentation revenues by June 30, 2003.</p> <p>This motion requires DHFS to lapse the remaining \$2.9 million by June 30, 2003.</p> <p>Statewide Automated Child Welfare Information System (LFB Paper 508, Alternative 1):</p> <p>The federal Omnibus Budget Reconciliation Act of 1993 authorized DHHS to provide states enhanced matching funds to support the costs of Creating a statewide-automated child welfare information system. In Wisconsin, SACWIS is referred to as WISACWIS.</p> <p>Under current law, DHFS may distribute excess Title IV-E funds to non-Milwaukee counties that are making a good faith effort to implement WISACWIS by July 1, 2005.</p> <p>Alternative 1: Approved Governor's recommendations. In addition, lapse \$7,002,000 in 2001-03 of federal income augmentation revenues to</p>	\$ 2.9 million GPR

DAK

DAK

DAK
SMM



300 N- In edit 6/21
State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb1383/1

DAK:.....
kmj

ARC:.....Hughes - AM22—Increase MA copayment for brand-name
prescription drugs

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS ASSEMBLY AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2001 ASSEMBLY BILL 144

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

2 ✓ 1. Page 628, line 21: after that line insert:

3 "SECTION 1783g. 49.45 (18) (d) of the statutes is amended to read:

4 49.45 (18) (d) A person is liable for a copayment of \$1 for each prescription drug
5 that bears only a generic name, as defined in s. 450.12 (1) (b), ✓ and is liable for a
6 copayment of \$2 for each prescription drug that does not bear only a generic name.

7 No person who designates a pharmacy or pharmacist as his or her sole provider of
8 prescription drugs and who so uses that pharmacy or pharmacist is liable under this
9 subsection for more than \$5 per month for prescription drugs received."

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, 106i, 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.

1

(END)

Kennedy, Debora

From: Schlueter, Ron
Sent: Friday, June 22, 2001 2:27 PM
To: Kennedy, Debora
Subject: FW: LRB Draft: 01b1383/1 AM22--Increase MA copayment for brand-name prescription drugs

I think this is meant for you.

Ron Schlueter

*L. R. B.
261 - 5414
ron.schlueter@legis.state.wi.us*

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

From: Hughes, Carolyn
Sent: Friday, June 22, 2001 2:24 PM
To: Schlueter, Ron
Subject: RE: LRB Draft: 01b1383/1 AM22--Increase MA copayment for brand-name prescription drugs

looks good.

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

From: Schlueter, Ron
Sent: Friday, June 22, 2001 9:37 AM
To: Hughes, Carolyn
Cc: Legislative Fiscal Bureau; Hanaman, Cathlene; Haugen, Caroline
Subject: LRB Draft: 01b1383/1 AM22--Increase MA copayment for brand-name prescription drugs

Following is the PDF version of draft 01b1383/1.

<< File: 01b1383/1 >>

Kennedy, Debora

From: Hughes, Carolyn
Sent: Tuesday, June 26, 2001 8:55 AM
To: Kennedy, Debora
Subject: FW: LRB Draft: 01b1383/1 AM22--Increase MA copayment for brand-name prescription drugs

Please make this draft reflect keeping the \$5 cap. Thanks!

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

From: Schlueter, Ron
Sent: Friday, June 22, 2001 9:37 AM
To: Hughes, Carolyn
Cc: Legislative Fiscal Bureau; Hanaman, Cathlene; Haugen, Caroline
Subject: LRB Draft: 01b1383/1 AM22--Increase MA copayment for brand-name prescription drugs

Following is the PDF version of draft 01b1383/1.



01b1383/1



State of Wisconsin
2001 - 2002 LEGISLATURE

LRBb1383/2
DAK:kmg:rs

D-NOTE

ARC:.....Hughes - AM22—Increase MA copayment for brand-name prescription drugs

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS ASSEMBLY AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2001 SENATE BILL 55

3A

1

At the locations indicated, amend the bill as follows:

INSERT A

2

1. Page 628, line 21: after that line insert:

3

“SECTION 1783g. 49.45 (18) (d) of the statutes is amended to read:

4

49.45 (18) (d) A person is liable for a copayment of \$1 for each prescription drug

5

that bears only a generic name, as defined in s. 450.12 (1) (b), and is liable for a

6

copayment of \$2 for each prescription drug that does not bear only a generic name.

7

No person who designates a pharmacy or pharmacist as his or her sole provider of

8

prescription drugs and who so uses that pharmacy or pharmacist is liable under this

9

subsection for more than \$5 per month for prescription drugs received.”.

INSERT B

10

(END)

D-NOTE

INSERT A ✓

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 \$ ~~721,500~~ and ~~in(de)crease~~ the dollar amount for fiscal year 2002-03 by \$ ~~967,700~~ ~~to ..crease funding for the [purpose]~~ [purposes] for which the appropriation is made] ~~to de.crease funding for~~ ~~medical assistance reimbursement to pharmacists, as~~ ~~a result of the increased copayments for prescription drugs~~ ✓

#. 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.

INITIAL APPLICABILITY

- In the component bar:
 For the action phrase, execute: create → action: → *NS: → inappl
 For the budget action phrase, execute: create → action: → *NS: → 93XX
 For the text, execute: create → text: → *NS: → inappl
- Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the 9300 department code.

15

#. Page 1399, line 15: after that line insert:

SECTION # [93] . Initial applicability;

15V

.....
 (15) MEDICAL ASSISTANCE COPAYMENTS FOR
 PRESCRIPTION DRUGS. The treatment of sections ..
 49.45 (18)(d) ✓

..... of the statutes
 first applies to purchases of prescription drugs by
 .. medical assistance recipients
 .. on the effective date of this subsection or on
 October 1, 2001, whichever is later, "

- In the component bar:
 For the action phrase, execute: create → action: → *NS: → inappl
 For the text, execute: create → text: → *NS: → inapplA
- Nonstatutory subunits are numbered automatically. Fill in the Section # or subsection # only if a "frozen" number is needed.

SECTION # _____ . Initial applicability;

.....
 (#1) () This act first
 applies to

D-NOTE

This redraft includes decreases to the medical
assistance ^{GPR} ~~gpr~~ appropriation (s. 20.435 (4) (b))
==

and an initial applicability date for imposition

of the increased MA copayment for

prescription drugs; the figures were obtained

from Rachel Carabell of the Legislative Fiscal Bureau.

DAK

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBb1383/2dn
DAK:kmg:jf

June 27, 2001

This redraft includes decreases to the medical assistance GPR appropriation (s. 20.435 (4) (b)) and an initial applicability date for imposition of the increased MA copayment for prescription drugs; the figures were obtained from Rachel Carabell of the Legislative Fiscal Bureau.

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

ARC:.....Hughes - AM22—Increase MA copayment for brand-name
prescription drugs

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS ASSEMBLY AMENDMENT

TO ASSEMBLY 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: decrease the dollar amount for fiscal year 2001-02 by
3 \$721,500 and decrease the dollar amount for fiscal year 2002-03 by \$967,700 to
4 decrease funding for medical assistance reimbursement to pharmacists, as a result
5 of the increased copayments for prescription drugs.

6 2. Page 628, line 21: after that line insert:

7 "SECTION 1783g. 49.45 (18) (d) of the statutes is amended to read:

8 49.45 (18) (d) A person is liable for a copayment of \$1 for each prescription drug
9 that bears only a generic name, as defined in s. 450.12 (1) (b), and is liable for a
10 copayment of \$2 for each prescription drug that does not bear only a generic name.

1 No person who designates a pharmacy or pharmacist as his or her sole provider of
2 prescription drugs and who so uses that pharmacy or pharmacist is liable under this
3 subsection for more than \$5 per month for prescription drugs received.”

4 **3.** Page 1399, line 15: after that line insert:

5 “(15v) MEDICAL ASSISTANCE COPAYMENTS FOR PRESCRIPTION DRUGS. The treatment
6 of section 49.45 (18) (d) of the statutes first applies to purchases of prescription drugs
7 by medical assistance recipients on the effective date of this subsection or on October
8 1, 2001, whichever is later.”

9 (END)