

2003 DRAFTING REQUEST

Senate Amendment (SA-SB44)

Received: **04/28/2003**

Received By: **dkennedy**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 266-3847**

By/Representing: **Stoller**

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

Drafter: **dkennedy**

May Contact:

Addl. Drafters:

Subject: **Health - facility licensure**

Extra Copies: **RLR**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Stoller -

Topic:

Nursing home surveyor position reductions

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>
/?	dkennedy 04/30/2003	kgilfoy 04/30/2003		_____			
/1			jfrantze 04/30/2003	_____	lemery 04/30/2003		

FE Sent For:

<END>

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1?	dkennedy	1 - 4/30 kmq	4/30	Self 4/30			

FE Sent For:

<END>



Legislative Fiscal Bureau

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

Date: April 24

DELIVER TO: Ms. Debora Kennedy

Addressee Fax #: 264-6940 Addressee Phone #: _____

of Pages, Including Cover: 2 Sender's Initials: CM

From: Charles Morgan

Message:

Debora -
Here is the motion Jessica referenced in her email to you. I know it will probably make little sense.

Charlie

Kennedy, Debora

From: Morgan, Charlie
Sent: Thursday, April 24, 2003 6:11 PM
To: Kennedy, Debora
Cc: Stoller, Jessica
Subject: FW: Drafting Request

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

From: Stoller, Jessica
Sent: Thursday, April 24, 2003 5:08 PM
To: Morgan, Charlie
Subject: Drafting Request

Debora,

I have a few drafting requests for you. JFC took up several Care and Treatment Facilities and Division of Supportive Living items today that will require statutory changes, including:

Paper #422: The JFC adopted alternative 2 and the following motion related to outpatient competency examinations. The motion deletes the Governor's provision that would limit DHFS' responsibility for conducting competency examinations to



jls outpatient comp
delete.doc...

defendants in a jail or locked facility.

and Item #8 (page 267 LFB Summary document): The JFC voted to delete the entire provision, but to support a motion that would require DHFS to reduce the number of nursing home surveyor positions it employs each year based on the percentage decrease in the total number of facilities from December 31 of the previous fiscal year as compared to December 31 of the year before that. I will FAX you a copy of the motion that was adopted by the JFC. Consequently, I would like two drafts -- one that deletes the Governor's draft (0203/3) and one that would implement motion #331 (FAXED to you)

Please let me know if you have any questions on these items.

Jessica Stoller
Legislative Fiscal Bureau Analyst
Jessica.Stoller@legis.state.wi.us
(608)266-3847

4/30 From Jessica Stoller: The "facilities regulated by BQA" refers to long-term care facilities; therefore, hospitals and hospices are excluded.



SOON - In edit 4/30
State of Wisconsin
2003 - 2004 LEGISLATURE

LRBb0114/F 1

DAK:/:....
Kmg

D-NOTE

LFB:.....Stoller - Nursing home surveyor position reductions

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO 2003 SENATE BILL 44

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

2 ✓ 1. Page 637, line 10: after that line insert:

3 "SECTION 1466d. 50.031 of the statutes is created to read:

4 **50.031 Nursing home surveyor positions.** (1) In this section, "long-term
5 care facility" means a licensed nursing home, community-based residential facility,
6 adult family home, home health agency, or rural medical center or a certified or
7 registered residential care apartment complex.

8 (2) For every December 31 on which the total number of long-term care
9 facilities is less than the total number of long-term care facilities that existed on
10 December 31 of the previous year, the total number of authorized full-time
11 equivalent program revenue positions, as defined in s. 230.03 (11), for the
12 department, funded from the appropriation account under s. 20.435 (6) (jm) for the

1 purpose of performing surveillance of licensed nursing homes, shall be reduced by
2 the same percentage by which the total number of long-term care facilities is reduced
3 from the total number of long-term care facilities that existed on December 31 of the
4 previous year. Each reduction of authorized full-time equivalent program revenue
5 positions shall begin on July 1 of the year following the year in which the reduction
6 of the total number of long-term care facilities occurred.”

7

(END)

D-NOTE

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

LRBb01147dn

DAK:.....
img

To Jessica Stoller:

The definition of "long-term care facility" in this amendment includes licensed adult family homes but does not include certified adult family homes. Should it?

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**

LRBb0114/1dn
DAK:kmg:jf

April 30, 2003

To Jessica Stoller:

The definition of "long-term care facility" in this amendment includes licensed adult family homes but does not include certified adult family homes. Should it?

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

Kennedy, Debora

From: Stoller, Jessica
Sent: Friday, May 23, 2003 8:48 AM
To: Kennedy, Debora
Cc: Haskett, Christian; Morgan, Charlie
Subject: RE: LRB Draft: 03b0215/1 Northern Center for the Developmentally Disabled

I reached your voicemail this morning, so I thought I'd send over my questions/comments on the Northern and nursing home surveyor positions drafts so that you can respond when you have a chance.

On the NH surveyor positions draft (LRBb0114/1dn), the language does not need to include certified adult family homes. BQA regulates 3-4 bed adult family homes, which are licensed, whereas counties regulate 1-2 bed adult family homes, which are certified.

On Northern (LRBb0215/1dn), I have a few questions.

1. Under section 1490c. "Employee or Position Transfers" I wonder where the "mission of Northern Center for the Developmentally Disabled" is identified in statutes to ensure that the alternative services and positions identified in the memo are provided by DHFS. These are entirely new alternative services at the Northern campus, and I just want to make sure that this language coincides with the JFC's intent.
2. Is there a difference between "Northern WI Center for the Developmentally Disabled" and "Northern campus?" The JFC would like the revenues to be available for development anywhere on the Northern campus.
3. Should the changes to 51.06(3)(b) (that lists when a resident may be transferred) include the new language in 51.35(1)(b)2, that states a transfer can only occur with county and guardian approval or is it enough to have this language in a separate section?
4. In Section 1499, subds 3. is deleted (in line 16 of the draft) but the reference to subds. 2& 3 don't seem to be deleted in line 22 (p.647 of bill).

Thanks for your work on this.

Jessica

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

From: Haskett, Christian
Sent: Tuesday, May 20, 2003 4:47 PM
To: Stoller, Jessica
Cc: Morgan, Charlie; Hanaman, Cathlene; Haugen, Caroline; Holten, Vicki
Subject: LRB Draft: 03b0215/1 Northern Center for the Developmentally Disabled

Following is the PDF version of draft 03b0215/1.
<< File: 03b0215/1 >> << File: 03b0215/1dn >>



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBb0114/1
DAK:kmg:jf

LFB:.....Stoller – Nursing home surveyor position reductions

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(END)