

2003 DRAFTING REQUEST

Senate Amendment (SA-SB44)

Received: **05/28/2003**

Received By: **dkennedy**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 266-8017**

By/Representing: **Carabell**

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

Drafter: **dkennedy**

May Contact:

Addl. Drafters:

Subject: **Health - long-term care**

Extra Copies: **RLR**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Carabell -

Topic:

Federal Senior Care benefits appropriation

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>
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/1	dkennedy 05/29/2003	kfollett 05/29/2003	chaskett 05/29/2003	_____	amentkow 05/29/2003		

FE Sent For:

<END>

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/?	dkennedy	1/1 kjf 5/29	1 cph 5/29	self 5/29			

FE Sent For:

<END>

May 28, 2003 10:50AM LFB

No. 9159 P. 1/12

DAK

Legislative Fiscal Bureau

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

May 28, 2003

DELIVER TO: **Debora Kennedy, LRB**

Addressee Fax #:

Addressee Phone #:

of Pages, Including Cover: 12

From: **Rachel Carabell**

Phone: (608) 266-3847

Fax: (608) 267-6873

Email: rachel.carabell@legis.state.wi.us

Here is Motion #178, the omnibus MA motion. It was the only motion adopted by JFC last night on MA. The Committee has finished its action on all DHFS-related items. The one remaining issue (in our area) is the Patients' Compensation Fund, which technically falls under OCI. Please call if you have questions. Thanks.

Representative Kaufert
Senator Darling
Representative Rhoades
Senator Lazich

**HEALTH AND FAMILY SERVICES
INSURANCE**

Medical Assistance

[LFB Papers #375 thru #379, #400 thru #402, and #385 thru #397]

Motion:

Move to adopt the following changes to the Governor's bill.

Items Addressed in LFB Issue Papers

a. *Paper #375 (MA Base Reestimate): (Modification).* Increase funding by \$29,913,900 (\$14,002,200 GPR and \$15,911,700 FED) in 2003-04 and by \$18,094,800 (\$7,409,400 GPR and \$10,685,400 FED) in 2004-05 to reflect the projected cost to continue MA benefits in the next biennium, based on current law.

b. *Paper #376 (BadgerCare Base Reestimate): (Modification).* Increase funding by \$21,566,900 (\$5,102,300 GPR, \$15,604,600 FED and \$860,000 PR) in 2003-04 and by \$38,728,200 (\$10,380,700 GPR, \$26,951,800 FED and \$1,395,700 PR) in 2004-05 to reflect the projected cost to continue BadgerCare benefits in the next biennium, based on current law.

c. *Paper #377 (SeniorCare Base Reestimate): (Modification).* Increase funding by \$14,488,800 (-\$427,600 GPR, \$2,837,700 FED and \$12,078,700 PR) in 2003-04 and by \$8,533,100 (-\$4,588,800 GPR, \$360,300 FED and \$12,761,600 PR) in 2004-05 to reflect the projected cost to continue SeniorCare benefits, based on current law. In addition, create a separate federal SeniorCare benefits appropriation.

d. *Paper #378 (Intergovernmental Transfer for Noninstitutional Services):* Modify the Governor's recommendations by: (a) reducing funding by \$14,500,000 SEG in 2003-04 to reflect that the state will continue to claim federal MA matching funds under the existing community services deficit reduction benefit (CSDRB) program in 2003-04 and therefore \$14,500,000 SEG budgeted in SB 44 will not be needed to hold counties harmless; (b) increase funding by \$2,500,000 SEG in 2004-05 to increase funding for CSDRB-related expenditures incurred in calendar years 2002 and 2003; (c) delete references to calendar year 2002 CSDRB payments to instead specify payments based on a plan developed by DHFS; and (d) delete references to emergency

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D-NOTE

LFB:.....Carabell – Federal Senior Care benefits appropriation

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 372, line 12: after that line insert:

3 “SECTION 463d. 20.435 (4) (pg) of the statutes is created to read:

4 20.435 (4) (pg) *Federal aid; prescription drug assistance for elderly.* All federal
5 moneys received for the prescription drug assistance program under s. 49.688, to be
6 used for that purpose.”

7 **2.** Page 631, line 15: after that line insert:

8 “SECTION 1447g. 49.688 (7) (a) of the statutes is amended to read:

9 49.688 (7) (a) Except as provided in par. (b), from the appropriation accounts
10 under s. 20.435 (4) (bv) and, (j), and (pg), beginning on September 1, 2002, the
11 department shall, under a schedule that is identical to that used by the department

1 for payment of pharmacy provider claims under medical assistance, provide to
2 pharmacies and pharmacists payments for prescription drugs sold by the
3 pharmacies or pharmacists to persons eligible under sub. (2) who have paid the
4 deductible specified under sub. (3) (b) 1. or 2. or who, under sub. (3) (b) 1., are not
5 required to pay a deductible. The payment for each prescription drug under this
6 paragraph shall be at the program payment rate, minus any copayment paid by the
7 person under sub. (5) (a) 2. or 4., and plus, if applicable, incentive payments that are
8 similar to those provided under s. 49.45 (8v). The department shall devise and
9 distribute a claim form for use by pharmacies and pharmacists under this paragraph
10 and may limit payment under this paragraph to those prescription drugs for which
11 payment claims are submitted by pharmacists or pharmacies directly to the
12 department. The department may apply to the program under this section the same
13 utilization and cost control procedures that apply under rules promulgated by the
14 department to medical assistance under subch. IV of ch. 49.

History: 2001 a. 16, 109.

15 **SECTION 1447h.** 49.688 (7) (b) of the statutes is amended to read:

16 49.688 (7) (b) During any period in which funding under s. 20.435 (4) (bv) and
17 [✓] (pg) is completely expended for the payments specified in par. (a), the requirements
18 of par. (a) and subs. (3) (c), (5), and (6) (a) and (b) do not apply to drugs purchased
19 during that period, but the department shall continue to accept applications and
20 determine eligibility under sub. (4) and shall indicate to applicants that the
21 eligibility of program participants to purchase prescription drugs as specified in sub.
22 (3), under the requirements of sub. (5), is conditioned on the availability of funding
23 under s. 20.435 (4) (bv) and [✓] (pg).”.

History: 2001 a. 16, 109.

24 (END)

D - NOTE

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

LRBb0280/1dn

DAK: *kj*

Date

To Rachel Carabell:

This is the draft for Motion 178, item c.

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**

LRBb0280/1dn
DAK:kjf:cph

May 29, 2003

To Rachel Carabell:

This is the draft for Motion 178, item c.

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State of Wisconsin
2003 - 2004 LEGISLATURE

LRBb0280/1
DAK:kjf:cph

LFB:.....Carabell – Federal Senior Care benefits appropriation

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