2003 DRAFTING REQUEST

Senate Amendment (SA-SB44)

Received: 05/28/2003					Received By: dkennedy			
Wanted: As time permits					Identical to LRB:			
For: Le	gislative Fiscal		By/Representing: Carabell					
This file	e may be showr	to any legislate	or: NO		Drafter: dkennedy			
May Co	ntact:				Addl. Drafters:			
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/? /1	dkennedy 05/29/2003	jdyer 05/29/2003 jdyer 05/29/2003	chaskett 05/29/200	3	sbasford 05/29/2003			
/2	dkennedy	jdyer	rschluet		sbasford			

05/30/2003 12:47:35 PM Page 2

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2003 DRAFTING REQUEST

Senate Amendment (SA-SB44)

Receive	d: 05/28/2003				Received By: dk	ennedy		
Wanted: As time permits					Identical to LRB:			
For: Leg	gislative Fiscal	Bureau 266-8	017		By/Representing: Carabell Drafter: dkennedy			
This file	may be shown	n to any legislato	or: NO					
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2003 DRAFTING REQUEST

Senate Amendment (SA-SB44)

Wanted: As time permits 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 - medical assistance Health - public health Submit via email: YES Requester's email: Carbon copy (CC:) to: Pre Topic: LFB:Carabell - Topic: WisconCare outstanding claims Instructions:	Received: 05	5/28/2003	Received By: dkennedy			
This file may be shown to any legislator: NO May Contact: Addl. Drafters: Subject: Health - medical assistance Health - public health Submit via email: YES Requester's email: Carbon copy (CC:) to: Pre Topic: LFB:Carabell - Topic: WisconCare outstanding claims	Wanted: As	time permits	Identical to LRB:			
May Contact: Subject: Health - medical assistance Health - public health Submit via email: YES Requester's email: Carbon copy (CC:) to: Pre Topic: LFB:Carabell - Topic: WisconCare outstanding claims	For: Legisla	tive Fiscal Bureau 266-8017	Drafter: dkennedy			
Subject: Health - medical assistance	This file may	y be shown to any legislator: NO				
Health - public health Submit via email: YES Requester's email: Carbon copy (CC:) to: Pre Topic: LFB:Carabell - Topic: WisconCare outstanding claims	May Contact	t:				
Requester's email: Carbon copy (CC:) to: Pre Topic: LFB:Carabell - Topic: WisconCare outstanding claims	Subject:		Extra Copies:	RLR		
Carbon copy (CC:) to: Pre Topic: LFB:Carabell - Topic: WisconCare outstanding claims	Submit via e	email: YES				
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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.carahell@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.

benefit for children with developmental disabilities or serious emotional disturbances and create a PR appropriation for revenue received from any cost-sharing paid by parents whose children receive publicly-funded waiver services, as required by DHFS.

Paper #393 (Mandatory Enrollment in Managed Care Plans for MA Recipients who Modify the Governor's recommendations to decrease funding by \$6,002,800 Receive SSI). (-\$2,496,000 GPR and -\$3,506,800 FED) in 2003-04 and increase funding by \$9,842,500 (\$4,093,500 GPR and \$5,749,000 FED) in 2004-05, to reflect the administration's revised estimates of the projected cost savings of this item. In addition, require DHFS to: (a) work with advocacy groups and managed care organizations in determining the types of services that SSI recipients, particularly those with mental health and substance abuse issues, require, and determining the 6028 capitation rates that would be provided under managed care contracts to ensure that those services are available to this population; and (b) submit the proposed managed care contracts to the appropriate standing committees for review before these contacts are offered to managed care organizations.

- Paper #394 (BadgerCare Premiums): (Alternative 1). Approve the Governor's recommendations to increase the BadgerCare premiums to five percent of a family's monthly income but reduce funding in the bill by -\$1,659,500 (-\$512,400 GPR, -\$1,281,900 FED, and \$134,800 PR) in 2003-04 and by \$2,206,000 (-\$813,300 GPR, and -\$2,040,200 FED, and \$647,500 PR) in 2004-05 and increase PR-REV by \$134,800 in 2003-04 and \$647,500 in 2004-05 to reflect a reestimate of the alternative.
- Paper #395 (WisconCare and Hospital Assessments): (Modification) Modify the Governor's recommendations by: (a) increasing MA benefits funding by \$1,053,500 FED in 2003-04 and by \$1,053,300 FED in 2004-05 to reflect that federal funding claimed under MA would not change by substituting one state source (GPR) with another (PR); and (b) authorize DHFS to pay outstanding claims related to the WisconCare program from the MA benefits appropriation in 2003-04.

Paper #396 (Irrevocable Burial Trusts): (Alternative 5). Delete the Governor's Consequently, on July 1, 2003, the irrevocable burial trust limit would increase to \$3,000, as provided under current law. Increase funding by \$764,600 (\$318,000 GPR and \$446,600 FED) in 2004-05.

PJK

Paper #397 (Personal Needs Allowance). (Alternative 3). Delete the Governor's provision. Consequently, the personal needs allowance would remain at \$45 per month. Increase funding by \$4,117,800 (\$1,712,400 GPR and \$2,405,400 FED) in 2003-04 and by \$4,117,300 (\$1,712,400 GPR and \$2,404,900 FED) in 2004-05.

PJK

Other Items Addressed in SB 44

Prescription Drug Benefits (LFB Summary -- p. 212, #3): Modify the Governor's provision as follows:



State of Misconsin 2003 - 2004 LEGISLATURE

D-NOTE

LRBb0287/1

icg DAK:V:...

LFB:.....Carabell - WisconCare outstanding claims

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 368, line 19: delete ", and" and substitute "and".
3	2. Page 368, line 20: after "(5)" insert ", and to provide payments under 2003
$\binom{4}{4}$	Wisconsin Act (this act), section 9124 (*)".
5	3. Page 369, line 3: after that line insert:
6	"Section 454b. 20.435 (4) (b) of the statutes, as affected by 2003 Wisconsin Act
7	(this act), is amended to read:
8	20.435 (4) (b) Medical Assistance program benefits. Biennially, the amounts
9	in the schedule to provide a portion of the state share of Medical Assistance program
10	benefits administered under s. 49.45, to provide a portion of the Medical Assistance
11	program benefits administered under s. 49.45 that are not also provided under par.

(o), to fund the pilot project under s. 46.27 (9) and (10), to provide a portion of the 1 facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services 2 provided by resource centers under s. 46.283, and for services under the family care benefit under s. 46.284 (5), and to provide payments under 2003 Wisconsin Act (this act), section 9124 (1). Notwithstanding s. 20.002 (1), the department may 5 transfer from this appropriation account to the appropriation account under sub. (7) (kb) funds in the amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation account and may transfer between fiscal years funds that it transfers from the appropriation account under sub. (7) (kb) for the purposes 10 11 specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the department may 12 transfer from this appropriation account to the appropriation account under sub. (7) 13 (bd) funds in the amount and for the purposes specified in s. 49.45 (6v).".

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. 20; 1977 c. 20; 1977 c. 428 s. 10; 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); 1976 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, 4104, 427; 1983 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 105; 1989 a. 105; 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, 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; 2001 a. 16, 99, 103, 105.

4. Page 1078, line 17: after that line insert:

"(2) PRIMARY MEALTH CARE PROGRAM CLAIMS. Before July 1, 2004, from the appropriation account under section 20.435 (4) (b) of the statutes, as affected by this act, the department of health and family services may pay outstanding claims for services provided under section 146.93, 2001 statutes.".

L9V (END)

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#. Page 1132, line 22: after that line insent:

(D-NOTE)

2003

Nonstat File Sequence: $\mathbf{F} \, \mathbf{F} \, \mathbf{F}$

EFFECTIVE DATE

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SECTION 94 Effective dates; FZN RIMARY HEALTH CARE PROGRAM CLAIMS. (CS) Section 20, 435(4) (by Section 454b)
of the statutes takes effect on

(End)

[rev: 9/17/02 2003effdate(fm)]

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRBb0287/1dn DAK:,,.....

To Rachel Carabell:

This is the draft for Motion 178, item s.

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

LRBb0287/1dn DAK:jld:cph

May 29, 2003

To Rachel Carabell:

This is the draft for Motion 178, item s.

Debora A. Kennedy Managing Attorney Phone: (608) 266–0137

E-mail: debora.kennedy@legis.state.wi.us

TELEPHONE DRAFTING INSTRUCTIONS

Drafting instructions received by Debora Kennedy.

DATE:

5/29/03

CONVERSATION

WITH:

Rochel Carabell

OF:

TELEPHONE NO:

REGARDING LRB #
OR DRAFT TOPIC:

b0287/1

INSTRUCTIONS:

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Soon- In edit 5/30

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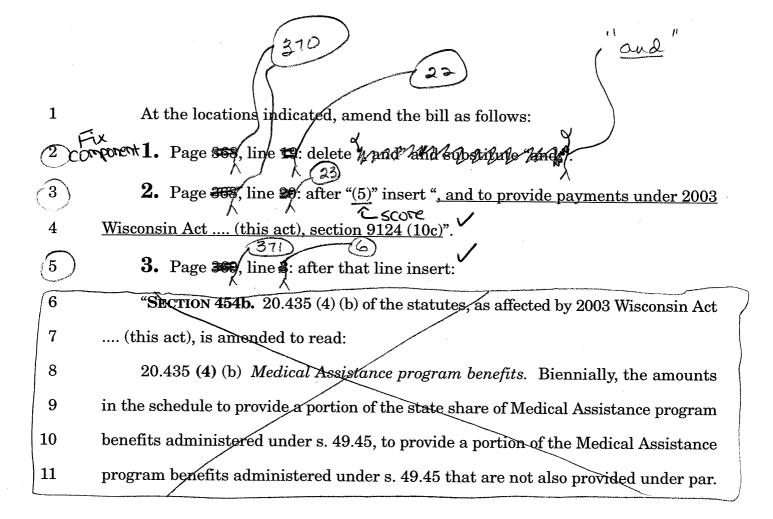
2003 - 2004 LEGISLATURE

LFB:.....Carabell - WisconCare outstanding claims

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

SENATE AMENDMENT,

TO 2003 SENATE BILL 44



(o), to fund the pilot project under s. 46.27 (9) and (10), to provide a portion of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services provided by resource centers under s. 46.283, and for services under the family care benefit under s. 46.284 (5), and to provide payments under 2003 Wisconsin Act (this act), section 9124 (10c). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (kb) funds in the amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation account and may transfer between fiscal years funds that it transfers from the appropriation account under sub. (7) (kb) for the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (bd) funds in the amount and for the purposes specified in s. 49.45 (6v).".

NSERT 2-13}

(16)

4. Page 1078, line 17: after that line insert:

"(10c) PRIMARY HEALTH CARE PROGRAM CLAIMS. Before July 1, 2004, from the appropriation account under section 20.435 (4) (2) of the statutes, as affected by this act, the department of health and family services may pay outstanding claims for services provided under section 146.93, 2001 stats."

5. Page 1132, line 22: after that line insert:

"(11d) PRIMARY HEALTH CARE PROGRAM CLAIMS. The treatment of section 20.435
(4) (b) (by Section 454b) of the statutes takes effect on July 1, 2004.".

(END)

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SENATE BILL 44

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the badger care Badger Care health care program under s. 49.665, and the food stamp program, and the cemetery, funeral, and burial expenses program under s. **49.785**.

SECTION 457. 20.435 (4) (gm) of the statutes is amended to read:

20.435 (4) (gm) Health services regulation and vital statisties. The amounts in the schedule for the purposes specified in chs. 69 and 150. All moneys received under ch. 69 and s. 150,13 shall be credited to this appropriation account. From the fees collected under s. 50.135 (2), \$310,100 \$334,800 in fiscal year 2001-02 2003-04 and \$309,300 \$338,200 in fiscal year 2002-03 2004-05 shall be credited to this appropriation account. , as afterted by 2003 Wiscous

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SECTION 458. 20.435 (4) (gp) of the statutes is amended to read:

20.435 (4) (gp) Health care and producte metrical aducation; find Medical (NO SCORING

assistance: hospital assessments. All moneys received under s. 146.99, to

used in each fiscal year for purchase of primary health care services under s. 146.93 and 50% to be used in each fiscal year for graduate medical education payments for training of providers under the medical assistance program under ss. 19.45 to 19.199

provide a portion of the state share of Medical Assistance program benefits administered under s. 49.45, to provide a portion of Medical Assistance program benefits administered under s. 49.45 that are not also provided under par. (o), to fund the pilot project under s. 46.27 (9) and (10), to provide a portion of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services provided by resource centers under s. 46.283. for services under the family care benefit under s. 46.284 (5). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (kb) funds in the amount of and for the purposes specified in s. 46.485. Notwithstanding

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ss. 20.001 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation account and may transfer between fiscal years funds that it transfers from the appropriation account under sub. (7) (kb) for the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (bd) funds in the amount and for the purposes specified in s. 49.45 (6v).

SECTION 459. 20.435 (4) (hm) of the statutes is created to read:

20.435 (4) (hm) Medical Assistance; supplementary payments to counties. All moneys received from a county under s. 59.53 (24), to supplement the state share of Medical Assistance Program benefits administered under ss. 46.275, 46.278, 49.45 (39) (b) 1m., and 49.46 (2) (a) 1., 2., 4. d. and e. and (b) 3., 6. b., c., d., f., fm., j., k., L., and m., 9., 12., 12m., 13., 15., and 16. Notwithstanding s. 20.001 (2) (b) and (3) (b), on dates to be determined by the secretary of administration, amounts equal to amounts received under this paragraph that are in excess of the payments made under this paragraph are transferred to the Medical Assistance trust fund.

SECTION 460. 20.435 (4) (jz) of the statutes is amended to read:

20.435 (4) (jz) Badger eare premiums Care cost sharing. All moneys received from payments under s. 49.665 (5) to be used for the badger care Badger Care health care program for low-income families under s. 49.665.

SECTION 461. 20.435 (4) (n) of the statutes is amended to read:

20.435 (4) (n) Federal program operations. All moneys received from the federal government or any of its agencies for the state administration of continuing programs, other than moneys received under par. (pa), to be expended for the purposes specified.

SECTION 462. 20.435 (4) (nn) of the statutes is amended to read:

ELB A INSERT 2-13

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State of Misconsin 2003 - 2004 LEGISLATURE

LRBb0287/2 DAK:jld:rs

LFB:.....Carabell - WisconCare outstanding claims

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

SENATE AMENDMENT,

TO 2003 SENATE BILL 44

	\cdot
2	1. Page 370, line 22: delete " <u>and</u> ".
3	2. Page 370, line 23: after " (5) " insert ", and to provide payments under 2003
4	Wisconsin Act (this act), section 9124 (10c)".
5	3. Page 371, line 6: after that line insert:
6	"Section 458b. 20.435 (4) (gp) of the statutes, as affected by 2003 Wisconsin
7	Act (this act), is amended to read:
8	20.435 (4) (gp) Medical assistance; hospital assessments. All moneys received
9	under s. 146.99, to provide a portion of the state share of Medical Assistance program
10	benefits administered under s. 49.45, to provide a portion of Medical Assistance
11	program benefits administered under s. 49.45 that are not also provided under par.

At the locations indicated, amend the bill as follows:

 $\mathbf{2}$

(o), to fund the pilot project under s. 46.27 (9) and (10), to provide a portion of the facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services provided by resource centers under s. 46.283, and for services under the family care benefit under s. 46.284 (5), and to provide payments under 2003 Wisconsin Act (this act), section 9124 (10c). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (kb) funds in the amount of and for the purposes specified in s. 46.485. Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may credit or deposit into this appropriation account and may transfer between fiscal years funds that it transfers from the appropriation account under sub. (7) (kb) for the purposes specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the department may transfer from this appropriation account to the appropriation account under sub. (7) (bd) funds in the amount and for the purposes specified in s. 49.45 (6v).".

4. Page 1078, line 17: after that line insert:

"(10c) PRIMARY HEALTH CARE PROGRAM CLAIMS. Before July 1, 2004, from the appropriation account under section 20.435 (4) (gp) of the statutes, as affected by this act, the department of health and family services may pay outstanding claims for services provided under section 146.93, 2001 stats."

5. Page 1132, line 22: after that line insert:

"(11d) PRIMARY HEALTH CARE PROGRAM CLAIMS. The treatment of section 20.435 (4) (gp) (by Section 458b) of the statutes takes effect on July 1, 2004.".