

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 266-8799**

By/Representing: **Morgan**

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

Drafter: **dkennedy**

May Contact:

Addl. Drafters:

Subject: **Health - medical assistance**

Extra Copies: **RLR**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Morgan -

Topic:

Intergovernmental transfer; Medical Assistance trust fund

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	dkennedy 06/04/2003	kfollett 06/04/2003	chaskett 06/04/2003	_____	sbasford 06/04/2003		
/2	dkennedy 06/16/2003	jdyer 06/16/2003	rschluet 06/16/2003	_____	sbasford 06/16/2003		

FE Sent For:

<END>

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/1	dkennedy 06/04/2003	kfollett 06/04/2003	chaskett 06/04/2003		sbasford 06/04/2003		

FE Sent For:

12 6/16 jld

Handwritten signatures and initials, including "cmn" and "6-16-3".

<END>

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/?	dkennedy	11 kij 6/4	1 cph 6/4	JF/cph 6/4			

FE Sent For:

<END>

transportation services and school-based services in the PR appropriation that would be created in the bill.

e. Paper #379 (Medical Assistance Trust Fund): Modify the Governor's recommendations by requiring the Department of Administration to submit a report to the Joint Committee on Finance by December 1, 2003, that: (a) compares the amount of funding budgeted for MA benefits under the biennial budget act with projected MA expenditures in the 2003-05 biennium; (b) identifies all federal funding that is available to support MA benefits in the 2003-05 biennium, including any supplemental funding the state may receive as a result of federal legislation, approval of federal waivers or the creation or expansion of intergovernmental transfer programs; and (c) includes proposals and recommendations, including proposed statutory changes, to reduce MA benefits costs if projected expenditures exceed projected revenue.

Delete funding and statutory provisions relating to the following items in the Governor's bill: (a) administrative costs of implementing new IGT programs (\$6,510,000 SEG in 2003-04); (b) noninstitutional provider rates (\$3,047,000 SEG and \$4,551,100 FED in 2003-04 and \$3,218,500 SEG and \$4,804,300 FED in 2004-05); (c) reduce use of nursing homes for the provision of long-term care (\$722,400 SEG, \$31,800 PR, and \$1,002,100 FED in 2003-04 and \$1,455,500 SEG, \$73,900 PR and \$2,014,300 FED in 2004-05); (d) CIP IB, CIP II and COP-W slots and rates (\$16,963,900 SEG and \$24,757,300 FED in 2003-04 and \$34,910,000 SEG and \$49,054,600 FED in 2004-05); (e) community-support program (\$872,600 SEG in 2004-05); and (f) Family Care expansion to Kenosha County (\$681,100 SEG and \$3,126,800 FED in 2004-05). Delete the Governor's provision relating to requiring counties to offer CIP II and CIP IB services to certain nursing home residents (LFB Budget Summary, p. 241 Item #3).

Correct revenue and funding in the bill relating to supplemental MA payments to school districts and local units of government by: (a) reducing estimated revenue to the MA trust fund by \$17,816,600 SEG in 2003-04 and by \$17,803,600 SEG in 2004-05; and (b) reducing MA benefits funding by \$17,816,600 SEG in 2003-04 to reflect that these revenues would be credited to the federal MA benefits appropriation, rather than deposited to the MA trust fund.

Include session provisions that would express the Legislature's intent to consider funding each of the items described in the previous paragraph, under separate legislation, in the amounts recommended by the Governor, if sufficient federal MA funding is available to support these initiatives.

Specify that, of the funding that is available to the state with the enactment of H.R. 2, the Jobs and Growth Tax Relief Reconciliation Act of 2003, the amounts designated to increase federal cost-sharing for states' MA programs would be budgeted to support MA benefits.

f. Paper #400 (Nursing Home Rate Increase and Bed Tax): Modify the Governor's recommendations by: (a) reducing the monthly assessment on all licensed nursing facility beds to \$75; (b) providing a 3.2% annual rate increase; (c) altering the nursing home reimbursement formula to ensure that the same proportionate share of nursing home funding that is allocated to support the direct care cost center in 2002-03 will be maintained under the proposed reimbursement formula; and (d) requiring DHFS to develop and submit to the Joint Finance Committee, within 60

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DAK

UNNECESSARY
TO
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DAK

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(Soal - In edit 4/4)
State of Wisconsin
2003 - 2004 LEGISLATURE

LRBb0288/1

DAK: [Signature]

D-NOTE

LFB:.....Morgan – Intergovernmental transfer; Medical Assistance trust fund

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 373, line 10: delete that line and substitute: (6), 46.283 (5), 46.284
3 (5), 49.45, and 49.472 (6), for providing.

4 **2.** Page 373, line 13: delete lines 13 to 21.

5 **3.** Page 532, line 19: delete the material beginning with that line and ending
6 with page 535, line 20.

7 **4.** Page 536, line 3: delete the material beginning with that line and ending
8 with page 538, line 20.

9 **5.** Page 648, line 22: delete lines 22 to 25.

10 **6.** Page 1078, line 17: after that line insert:

10f
↓
①

1 ① REPORT ON MEDICAL ASSISTANCE BENEFITS AND FINANCING. (a) In this
2 subsection, "Medical Assistance" means services or items provided as a benefit under
3 subchapter IV of chapter 49 of the statutes.

4 (b) By December 1, 2003, the department of administration shall submit to the
5 joint committee on finance a report that includes all of the following:

6 1. A comparison of the amount of state funding that is budgeted for Medical
7 Assistance under 2003 Wisconsin Act ... (this act) with projected expenditures for
8 Medical Assistance in the 2003–05 state fiscal biennium.

9 2. Identification of all federal funding that is available to support Medical
10 Assistance in the 2003–05 state fiscal biennium, including any supplemental
11 funding that this state may receive as the result of federal legislation, ^{any} approval by
12 the federal department of health and human services of waivers of federal Medical
13 Assistance Program laws, ^{and any} ~~on the~~ creation or expansion of claims for federal Medical
14 Assistance Program moneys under 42 CFR 433.51.

15 3. Proposals and recommendations, including proposed statutory changes, to
16 reduce Medical Assistance ~~benefit~~ costs if projected expenditures exceed projected
17 revenues.

18 ① MEDICAL ASSISTANCE FEDERAL FUNDING REPORT. If, before July 1, 2005,
19 sufficient federal Medical Assistance Program moneys are available to support any
20 of the following ^{state} Medical Assistance programs or services at the level of funding
21 recommended by the governor in 2003 Senate Bill 44, the department of health and
22 family services shall so report to the legislature in the manner provided under
23 section 13.72 ¹ (2) of the statutes and include in the report any proposed legislation
24 necessary for implementation:

1 (a) Administrative costs for implementing created or expanded claims for
2 federal Medical Assistance Program moneys under 42 CFR 433.51.

3 (b) Noninstitutional Medical Assistance service provider rates.

4 (c) Reduction in the use of nursing homes for the provision of long-term care.

5 (d) Expanded services and increased rates for services under sections 46.27
6 (11), 46.277, and 46.278 of the statutes.

7 (e) Community support programs under sections 51.421 (3) (e) of the statutes.

8 (f) Expansion of the family care benefit, as defined in section 46.2805 (4) of the
9 statutes, in Kenosha County.”

10 7. Page 1131, line 19: delete lines 19 to 25.

11 8. Page 1132, line 2: after “sections” insert “46.278 (6) (f)”.

12

(END)

D - NOTE

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

LRBb0288/1dn

DAK: *[Signature]*

Date

To Charlie Morgan:

This is the draft for Motin 178, item e.

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**

LRBb0288/1dn
DAK:kjf:cph

June 4, 2003

To Charlie Morgan:

This is the draft for Motion 178, item e.

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Managing Attorney
Phone: (608) 266-0137
E-mail: debra.kennedy@legis.state.wi.us



+jld

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9 5. Page 648, line 22: delete lines 22 to 25.

10 6. Page 1078, line 17: after that line insert:

1 “(10f) REPORT ON MEDICAL ASSISTANCE BENEFITS AND FINANCING. (a) In this
2 subsection, “Medical Assistance” means services or items provided as a benefit under
3 subchapter IV of chapter 49 of the statutes.

4 (b) By December 1, 2003, the department of administration shall submit to the
5 joint committee on finance a report that includes all of the following:

6 1. A comparison of the amount of state funding that is budgeted for Medical
7 Assistance under 2003 Wisconsin Act ... (this act) with projected expenditures for
8 Medical Assistance in the 2003–05 state fiscal biennium.

9 2. Identification of all federal funding that is available to support Medical
10 Assistance in the 2003–05 state fiscal biennium, including any supplemental
11 funding that this state may receive as the result of federal legislation, any approval
12 by the federal department of health and human services of waivers of federal Medical
13 Assistance Program laws, and any creation or expansion of claims for federal Medical
14 Assistance Program moneys under 42 CFR 433.51.

15 3. Proposals and recommendations, including proposed statutory changes, to
16 reduce Medical Assistance costs if projected expenditures exceed projected revenues.

17 (11f) MEDICAL ASSISTANCE FEDERAL FUNDING REPORT. If, before July 1, 2005,
18 sufficient federal Medical Assistance Program moneys are available to support any
19 of the following state Medical Assistance programs or services at the level of funding
20 recommended by the governor in 2003 Senate Bill 44, the department of health and
21 family services shall so report to the legislature in the manner provided under
22 section 13.172 (2) of the statutes and include in the report any proposed legislation
23 necessary for implementation:

24 (a) Administrative costs for implementing created or expanded claims for
25 federal Medical Assistance Program moneys under 42 CFR 433.51.

- 1 (b) Noninstitutional Medical Assistance service provider rates.
- 2 (c) Reduction in the use of nursing homes for the provision of long-term care.
- 3 (d) Expanded services and increased rates for services under sections 46.27
- 4 (11), 46.277, and 46.278 of the statutes. *(, as affected by this act) ✓*
- 5 (e) Community support programs under section 51.421 (3) (e) of the statutes.
- 6 (f) Expansion of the family care benefit, as defined in section 46.2805 (4) of the
- 7 statutes, in Kenosha County.”.

- 8 **7.** Page 1131, line 19: delete lines 19 to 25.
- 9 **8.** Page 1132, line 2: after “sections” insert “46.278 (6) (f).”.

10 (END)

D-NOTE

D-NOTE

To Charlie Morgan:

This redraft adds ", as affected by this
act" to SECTION 9124 (11f) (d).^{cs}

DAK

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

LRBb0288/2dn
DAK;jld:rs

June 16, 2003

To Charlie Morgan:

This redraft adds “, as affected by this act” to SECTION 9124 (11f) (d).

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



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBb0288/2
DAK:kjf&jld:rs

LFB:.....Morgan – Intergovernmental transfer; Medical Assistance trust fund

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5 (b) Noninstitutional Medical Assistance service provider rates.

6 (c) Reduction in the use of nursing homes for the provision of long-term care.

7 (d) Expanded services and increased rates for services under sections 46.27
8 (11), 46.277, and 46.278 of the statutes, as affected by this act.

9 (e) Community support programs under section 51.421 (3) (e) of the statutes.

10 (f) Expansion of the family care benefit, as defined in section 46.2805 (4) of the
11 statutes, in Kenosha County.”.

12 **8.** Page 1131, line 19: delete lines 19 to 25.

13 **9.** Page 1132, line 2: after “sections” insert “46.278 (6) (f),”.

14

(END)