

**2003 DRAFTING REQUEST**

**Senate Amendment (SA-SB44)**

Received: **05/29/2003**

Received By: **rryan**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Carabell**

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

Drafter: **rryan**

May Contact:

Addl. Drafters:

Subject: **Health - miscellaneous**

Extra Copies: **DAK**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

---

**Pre Topic:**

LFB:.....Carabell -

---

**Topic:**

Senior care spend down

---

**Instructions:**

motion 178, item bb.

---

**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	rryan 05/29/2003	jdyer 05/30/2003 jdyer 05/30/2003	rschluet 05/30/2003	_____	sbasford 05/30/2003		
/2	rryan	kfollett	rschluet	_____	lemery		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	06/06/2003	06/06/2003	06/06/2003	_____	06/06/2003		
/3	rryan 06/09/2003	jdyer 06/09/2003	jfrantze 06/09/2003	_____	sbasford 06/09/2003		

FE Sent For:

<END>

2003 DRAFTING REQUEST

Senate Amendment (SA-SB44)

Received: 05/29/2003

Received By: rryan

Wanted: As time permits

Identical to LRB:

For: Legislative Fiscal Bureau

By/Representing: Carabell

This file may be shown to any legislator: NO

Drafter: rryan

May Contact:

Addl. Drafters:

Subject: Health - miscellaneous

Extra Copies: DAK

Submit via email: YES

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Carabell -

Topic:

Senior care spend down

Instructions:

motion 178, item bb.

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	rryan 05/29/2003	jdyer 05/30/2003 jdyer 05/30/2003	rschluet 05/30/2003	_____	sbasford 05/30/2003		
----	---------------------	--	------------------------	-------	------------------------	--	--

/2	rryan	kfollett	rschluet	_____	lemery		
----	-------	----------	----------	-------	--------	--	--

*13 0/9 jld 6/9 Self 6/9*

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	06/06/2003	06/06/2003	06/06/2003	_____	06/06/2003		

FE Sent For:

<END>

**2003 DRAFTING REQUEST**

**Senate Amendment (SA-SB44)**

Received: **05/29/2003**

Received By: **rryan**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Carabel**

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

Drafter: **rryan**

May Contact:

Addl. Drafters:

Subject: **Health - miscellaneous**

Extra Copies: **DAK**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

**Pre Topic:**

LFB:.....Carabel -

**Topic:**

Senior care spend down

**Instructions:**

motion 178, item bb.

**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	rryan 05/29/2003	jdyer 05/30/2003	rschluet 05/30/2003	_____	sbasford 05/30/2003		

jdyer  
05/30/2003  
12 kjl  
6/6

6-6-03 JF

FE Sent For:

**<END>**

**2003 DRAFTING REQUEST**

**Senate Amendment (SA-SB44)**

Received: **05/29/2003**

Received By: **rryan**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau**

By/Representing: **Carabel**

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

Drafter: **rryan**

May Contact:

Addl. Drafters:

Subject: **Health - miscellaneous**

Extra Copies: **DAK**

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

---

**Pre Topic:**

LFB:.....Carabel -

---

**Topic:**

Senior care spend down

---

**Instructions:**

motion 178, item bb.

---

**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>
--------------	----------------	-----------------	--------------	----------------	------------------	-----------------	-----------------

/?	rryan	15/30 jld					
----	-------	-----------	---	---	--	--	--

FE Sent For:

5-30-3  
<END>



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBb0292A

RLR:.....

D-note

JG  
RMR

LFB:.....Carabel - Senior care spend down

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

SENATE AMENDMENT ,

TO 2003 SENATE BILL 44

D-note

1  
2  
3  
4  
5  
6  
7  
8  
9  
10

At the locations indicated, amend the bill as follows:

1. Page 630, line 7: after that line insert:

“SECTION 1438h. 49.688 (2) (b) of the statutes is amended to read:

49.688 (2) (b) A person to whom par. (a) 1. to 3. and 5. applies, but whose annual household income, as determined by the department, exceeds 240% of the federal poverty line for a family the size of the persons' eligible family, is eligible to purchase a prescription drug at the amounts specified in sub. (5) (a) 4. only during the remaining amount of any 12-month period in which the person has first paid the annual deductible specified in sub. (3) (b) 2. a. in purchasing prescription drugs at the retail price or in paying premiums for a long-term care insurance policy, as



1 defined in s. 146.91 (1) and has then paid the annual deductible specified in sub. (3)  
2 (b) 2. b.”.

History: 2001 a. 16, 109.

3 **2.** Page 1120, line 21: after that line insert:

4 “(13) <sup>d</sup> PRESCRIPTION DRUG ASSISTANCE; ELIGIBILITY. The treatment of section  
5 49.688 (2) (b) of the statutes first applies to a person whose 12-month benefit period  
6 for the prescription drug assistance program under section 49.688 of the statutes  
7 begins on September 1, 2003, or on the first day of the first month beginning after  
8 the effective date of this subsection, whichever is later.”.

9 (END)

d-note  
↓

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

LRBb0292/1dn

RLR:.....

*jd*

Rachel:

This is the draft for motion number 178, item bb.

Robin Ryan  
Legislative Attorney  
Phone: (608) 261-6927  
E-mail: robin.ryan@legis.state.wi.us

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

LRBb0292/1dn  
RLR:jld:rs

May 30, 2003

Rachel:

This is the draft for motion number 178, item bb.

Robin Ryan  
Legislative Attorney  
Phone: (608) 261-6927  
E-mail: robin.ryan@legis.state.wi.us

60292

Phone call from Rachel 6/5/03

Allow DHFS to count amt. paid in  
Long-term care ins. premiums either  
against income or against spend-down  
part of deductible - Dept. to choose  
one or the other.



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBb0292/1

RLR:jld:rs

2  
+ KFS  
  
RMK

LFB:.....Carabel – Senior care spend down

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:

JWS

2 1. Page 630, line 7: after that line insert:

3 "SECTION 1438h. 49.688 (2) (b) of the statutes is amended to read:

4 49.688 (2) (b) A person to whom par. (a) 1. to 3. and 5. applies, but whose annual  
5 household income, as determined by the department, exceeds 240% of the federal  
6 poverty line for a family the size of the persons' eligible family, is eligible to purchase  
7 a prescription drug at the amounts specified in sub. (5) (a) 4. only during the  
8 remaining amount of any 12-month period in which the person has first paid the  
9 annual deductible specified in sub. (3) (b) 2. a. in purchasing prescription drugs at  
10 the retail price or in paying premiums for a long-term care insurance policy, as  
11 defined in s. 146.91 (1), and has then paid the annual deductible specified in sub. (3)  
12 (b) 2. b.".

2003-2004 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

b0292/2insLRB  
RLR:.....

1           **SECTION 1438h.** 49.688 (2) (b) of the statutes is amended to read:

2           49.688 (2) (b) A person to whom par. (a) 1. to 3. and 5. applies, but whose annual  
3 household income, as determined by the department and as modified under sub.  
4 (4m), if applicable, exceeds 240% of the federal poverty line for a family the size of  
5 the ~~persons'~~<sup>person's</sup> eligible family, is eligible to purchase a prescription drug at the amounts  
6 specified in sub. (5) (a) 4. only during the remaining amount of any 12-month period  
7 in which the person has first paid the annual deductible specified in sub. (3) (b) 2.  
8 a. in purchasing prescription drugs at the retail price or, if permitted under sub. (4m),  
9 in paying premiums for a long-term care insurance policy and has then paid the  
10 annual deductible specified in sub. (3) (b) 2. b.”.

History: 2001 a. 16, 109.

11           ~~11.~~ Page 631, line 5: after that line insert:

12           **SECTION 1145h.** 49.688 (3) (b) 2. a. of the statutes is amended to read:

13           49.688 (3) (b) 2. a. The difference between the person's annual household  
14 income, as modified under sub. (4m), if applicable, and 240% of the federal poverty  
15 line for a family the size of the person's eligible family.”.

History: 2001 a. 16, 109.

16           ~~2.~~ Page 631, line 7: after that line insert:

17           **SECTION 1146h.** 49.688 (4m) of the statutes is created to read:

18           49.688 (4m) If a person who applies for prescription drug assistance under this  
19 section pays premiums for a long-term care insurance policy, as defined in s. 146.91  
20 (1), the department shall either treat the amount that the person pays in premiums  
21 as a reduction in the person's annual household income for purposes of sub. (2) (b)

1 and (3) (b) 2. or shall count the amount paid in premiums towards the deductible  
2 specified under sub. (3) (b) 2. and required for eligibility under sub. (2) (b).”.

*end insert*

, (3)(b) 2. a., and (4/m) ✓

1  
2  
3  
4  
5  
6  
7

~~2~~ Page 1120, line 21: after that line insert:

“(13d) PRESCRIPTION DRUG ASSISTANCE; ELIGIBILITY. The treatment of section 49.688 (2) (b) of the statutes first applies to a person whose 12-month benefit period for the prescription drug assistance program under section 49.688 of the statutes begins on September 1, 2003, or on the first day of the first month beginning after the effective date of this subsection, whichever is later.”

(END)





State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBb0292/2  
RLR:jld&kjf:rs

RMR

LFB:.....Carabell – Senior care spend down

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION  
SENATE AMENDMENT,  
TO 2003 SENATE BILL 44

At the locations indicated, amend the bill as follows:

1. Page 630, line 7: after that line insert:

“SECTION 1438h. 49.688 (2) (b) of the statutes is amended to read:

49.688 (2) (b) A person to whom par. (a) 1. to 3. and 5. applies, but whose annual household income, as determined by the department and as modified under sub. (4m), if applicable, exceeds 240% of the federal poverty line for a family the size of the ~~persons'~~ person's eligible family, is eligible to purchase a prescription drug at the amounts specified in sub. (5) (a) 4. only during the remaining amount of any 12-month period in which the person has first paid the annual deductible specified in sub. (3) (b) 2. a. in purchasing prescription drugs at the retail price or, if permitted under sub. (4m), in paying premiums for a long-term care insurance policy and has then paid the annual deductible specified in sub. (3) (b) 2. b.”.

1           **2.** Page 631, line 5: after that line insert:

2           “**SECTION 1145h.** 49.688 (3) (b) 2. a. <sup>X</sup> of the statutes is amended to read:

3           49.688 (3) (b) 2. a. The difference between the person’s annual household  
4           income, as modified under sub. (4m), if applicable, and 240% of the federal poverty  
5           line for a family the size of the person’s eligible family.”

6           **3.** Page 631, line 7: after that line insert:

7           “**SECTION 1146h.** 49.688 (4m) <sup>X</sup> of the statutes is created to read:

8           49.688 (4m) If a person who applies for prescription drug assistance under this  
9           section pays premiums for a long-term care insurance policy, as defined in s. 146.91  
10          (1), the department shall either treat the amount that the person pays in premiums  
11          as a reduction in the person’s annual household income for purposes of sub. (2) (b)  
12          and <sup>✓</sup> (3) (b) 2. <sup>a.</sup> ~~for~~ shall count the amount paid in premiums towards the deductible  
13          specified under sub. <sup>✓</sup> (3) (b) 2. <sup>a.</sup> ~~and~~ required for eligibility under sub. (2) (b).”

14          **4.** Page 1120, line 21: after that line insert:

15          “(13d) **PRESCRIPTION DRUG ASSISTANCE; ELIGIBILITY.** The treatment of section  
16          49.688 (2) (b), (3) (b) 2. a., and (4m) of the statutes first applies to a person whose  
17          12-month benefit period for the prescription drug assistance program under section  
18          49.688 of the statutes begins on September 1, 2003, or on the first day of the first  
19          month beginning after the effective date of this subsection, whichever is later.”

20

(END)



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRBb0292/3  
RLR:jld&kjf:jf

LFB:.....Carabell – Senior care spend down

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 630, line 7: after that line insert:

3 “SECTION 1438h. 49.688 (2) (b) of the statutes is amended to read:

4 49.688 (2) (b) A person to whom par. (a) 1. to 3. and 5. applies, but whose annual  
5 household income, as determined by the department and as modified under sub.  
6 (4m), if applicable, exceeds 240% of the federal poverty line for a family the size of  
7 the ~~persons’~~ person’s eligible family, is eligible to purchase a prescription drug at the  
8 amounts specified in sub. (5) (a) 4. only during the remaining amount of any  
9 12-month period in which the person has first paid the annual deductible specified  
10 in sub. (3) (b) 2. a. in purchasing prescription drugs at the retail price or, if permitted  
11 under sub. (4m), in paying premiums for a long-term care insurance policy and has  
12 then paid the annual deductible specified in sub. (3) (b) 2. b.”.

1           **2.** Page 631, line 5: after that line insert:

2           “**SECTION 1145h.** 49.688 (3) (b) 2. a. of the statutes is amended to read:

3           49.688 (3) (b) 2. a. The difference between the person’s annual household  
4 income, as modified under sub. (4m), if applicable, and 240% of the federal poverty  
5 line for a family the size of the person’s eligible family.”.

6           **3.** Page 631, line 7: after that line insert:

7           “**SECTION 1146h.** 49.688 (4m) of the statutes is created to read:

8           49.688 (4m) If a person who applies for prescription drug assistance under this  
9 section pays premiums for a long-term care insurance policy, as defined in s. 146.91  
10 (1), the department shall either treat the amount that the person pays in premiums  
11 as a reduction in the person’s annual household income for purposes of sub. (2) (b)  
12 and (3) (b) 2. a. or shall count the amount paid in premiums towards the deductible  
13 specified under sub. (3) (b) 2. a. and required for eligibility under sub. (2) (b).”.

14           **4.** Page 1120, line 21: after that line insert:

15           “(13d) **PRESCRIPTION DRUG ASSISTANCE; ELIGIBILITY.** The treatment of section  
16 49.688 (2) (b), (3) (b) 2. a., and (4m) of the statutes first applies to a person whose  
17 12-month benefit period for the prescription drug assistance program under section  
18 49.688 of the statutes begins on September 1, 2003, or on the first day of the first  
19 month beginning after the effective date of this subsection, whichever is later.”.

20

(END)