

2005 ASSEMBLY BILL 972

February 2, 2006 – Introduced by Representatives PETTIS, DAVIS, AINSWORTH, BALLWEG, BENEDICT, BERCEAU, BOYLE, J. FITZGERALD, FREESE, GIELOW, GRONEMUS, HEBL, HINES, HUBLER, KESSLER, KRAWCZYK, KREIBICH, LAMB, LEHMAN, LEMAHIEU, LOEFFELHOLZ, MOLEPSKE, MOULTON, MUSSER, MURSAU, NELSON, PARISI, SEIDEL, SHERIDAN, SHERMAN, SINICKI, SUDER, TOWNS, TURNER, VAN ROY, VOS, VRUWINK, M. WILLIAMS, YOUNG and ZIEGELBAUER, cosponsored by Senators BROWN, STEPP, BRESKE, CARPENTER, COGGS, DARLING, ERPENBACH, HANSEN, HARSDORF, JAUCH, KAPANKE, LASSA, LAZICH, LEIBHAM, MILLER, RISSER, ROBSON, ROESSLER, TAYLOR, WIRCH and ZIEN. Referred to Joint Committee on Finance.

- 1 **AN ACT relating to:** increasing the Medical Assistance reimbursement rate for
 2 nursing homes, supplementing the Medical Assistance reimbursement for
 3 nursing homes, and making appropriations.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Health and Family Services (DHFS) administers the Medical Assistance (MA) Program, under which persons with low income and few assets receive health care that is funded jointly by Wisconsin and the federal government.

This bill increases the appropriation of general purpose revenues for MA by \$10,118,000 for fiscal year 2006–07, as a rate reimbursement increase for care provided to MA recipients by nursing homes.

The bill also increases the appropriation of general purpose revenues for MA by \$1,285,400 for fiscal year 2005–06, to provide a one-time supplement to nursing home reimbursement under MA. This supplement must be based on each nursing home's proportionate share of numbers of MA recipient patient days in fiscal year 2004–05. The bill requires DHFS to provide the supplement to nursing homes within ten days after the date that the secretary of health and family services is informed that the federal Centers for Medicare and Medicaid Services have approved Wisconsin's amended state plan for MA, as affected by 2005 Wisconsin Act 25 (the biennial budget act) and this act, but not before that date.

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For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1. Nonstatutory provisions; health and family services.**

2 (1) NURSING HOME REIMBURSEMENT SUPPLEMENT. Within 10 days after the
3 secretary of health and family services is informed that the federal centers for
4 medicare and medicaid services have approved the amended state plan of Wisconsin
5 concerning both changes under section 49.45 (6m) of the statutes, as affected by 2005
6 Wisconsin Act 25, and changes under SECTION 2 of this act, but not before that date,
7 the department of health and family services shall provide to facilities the
8 reimbursement supplement specified in SECTION 2 (2) of this act.

9 **SECTION 2. Appropriation changes; health and family services.**

10 (1) NURSING HOME REIMBURSEMENT RATE INCREASE. In the schedule under section
11 20.005 (3) of the statutes for the appropriation to the department of health and family
12 services under section 20.435 (4) (b) of the statutes, as affected by the acts of 2005,
13 the dollar amount is increased by \$10,118,000 for fiscal year 2006–07 to increase
14 funding for reimbursement for care provided by facilities, as defined in section 49.45
15 (6m) (a) 3. of the statutes, for recipients of Medical Assistance.

16 (2) NURSING HOME REIMBURSEMENT SUPPLEMENT. In the schedule under section
17 20.005 (3) of the statutes for the appropriation to the department of health and family
18 services under section 20.435 (4) (b) of the statutes, as affected by the acts of 2005,
19 the dollar amount is increased by \$1,285,400 for fiscal year 2005–06 to provide a
20 one–time supplement to reimbursement under Medical Assistance for care provided
21 by facilities, as defined in section 49.45 (6m) (a) 3. of the statutes, based on each

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1 facility's proportionate share of numbers of Medical Assistance recipient patient
2 days in fiscal year 2004–05.

3 (3) EXEMPTION FROM CERTAIN LEGISLATIVE RULES OF PROCEEDINGS. Section 20.003

4 (4) of the statutes does not apply to the actions of the legislature in enacting this act.

5 (END)