

2007 DRAFTING REQUEST

Bill

Received: **09/21/2006**

Received By: **rryan**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Jablonsky**

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

Drafter: **rryan**

May Contact:

Addl. Drafters:

Subject: **Health - miscellaneous**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Jablonsky, BB0022 -

Topic:

Indian health grants

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	rryan 10/04/2006	wjackson 10/06/2006	jfrantze 10/09/2006	_____	sbasford 10/09/2006		
	rryan 11/28/2006	wjackson 11/29/2006		_____			
/2			pgreensl 11/29/2006	_____	cduerst 11/29/2006		

FE Sent For:

<END>

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FE Sent For:

12 W/LJ 11/29

11/29
PS

11/29
PS/SH

<END>

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/?	rryan	1 WJ 10/6		_____			

FE Sent For:

<END>

2007-09 Budget Bill Statutory Language Drafting Request

- Topic: Indian Health
- Tracking Code: BB0022
- SBO team: Health/Ins
- SBO analyst: Sue Jablonsky
 - Phone: 7-9546
 - Email: Sue.Jablonsky@Wisconsin.gov
- Agency acronym: DHFS
- Agency number: 435

Allow grant funds to be used for any health program and eliminate the 50% limit on the use of these funds for a project.

High priority

DHFS

Department of Health and Family Services
2007-2009 Biennial Budget Statutory Language Request
September 13, 2006

Cooperative American Indian Health Program

Current Language

S.146.19 establishes and specifies the uses for the Cooperative American Indian health program.

Proposed Change

Modify the provisions, as attached, to broaden the purpose of the program to support all types of American Indian health programs, rather than just those that promote cooperation among tribes, tribal agencies, and inter-tribal organizations. Eliminate the restriction that the American Indian Health Program funding cannot fund more than 50% of the total cost of the project.

Background and Rationale for the Change

There are significant unmet health needs in tribal communities. Tribal population in Wisconsin has significantly poorer health outcomes and access to health care than the white population. In Wisconsin, the incidence of heart disease, cancer, and diabetes for American Indians in Wisconsin is markedly higher than the white population. For example, in 2005 in Wisconsin, 46% of American Indians are estimated to have diabetes—a prevalence level that is over 6 times higher than the prevalence of diabetes in the white population. As another example, in Wisconsin in 2004, the infant mortality rate for American Indians was approximately twice the rate for whites. In addition; access to affordable health care is poorer: in Wisconsin in 2004, only 81% of American Indians had health insurance for a full 12 months of the year, compared to 91% of whites during this period.

The proposed change will provide tribes the flexibility to use the Cooperative American Indian health funding for all types of health services, thereby creating an additional potential resource to meet some of the community members' health needs. The total amount of the tribal block grant will remain unchanged at \$120,000/year; therefore, this proposal has no net cost.

Statutory restrictions and limited allocations have prevented tribes from addressing critical health care needs in the past with these program funds.

Desired Effective Date: Upon passage
Agency: DHFS
Agency Contact: Fredi-Ellen Bove
Phone: 266-2907

146.19 Cooperative American Indian health projects.

(1) DEFINITIONS. In this section:

(a) "Inter-tribal organization" means an organization or association of tribes or tribal agencies.

(b) "Other agencies and organizations" means agencies of local, state and federal governments and private organizations that are not inter-tribal organizations or tribal agencies.

(c) "Tribal agency" means an agency of the governing body of a tribe.

(d) "Tribe" means the governing body of a federally recognized American Indian tribe or band located in this state.

(2) COOPERATIVE AMERICAN INDIAN HEALTH PROJECT GRANTS.

From the appropriation under s. 20.435 (5) (ke), the department shall award grants for cooperative American Indian health projects in order to promote cooperation among tribes, tribal agencies, inter-tribal organizations and other agencies and organizations in addressing specific problem areas in the field of American Indian health. A tribe, tribal agency or inter-tribal organization may apply, in the manner specified by the department, for a grant of up to \$10,000 to conduct an cooperative American Indian health project, which meets all one or more of the following requirements:

(a) ~~The project involves the cooperation of 2 or more tribes; tribal agencies, inter-tribal organizations or other agencies or organizations~~

(b) ~~The project is designed to do at least one of the following:~~

1. Develop, test or demonstrate solutions for specific American Indian health problems which, if proven effective, may be applied by other tribes, tribal agencies, inter-tribal organizations or other agencies or organizations.

2. Fund start-up costs of cooperative programs to deliver health care services to American Indians.

3. Conduct health care needs assessments and studies related to health care issues of concern to American Indians.

(4) ~~LIMITATIONS; MATCHING FUNDS. A grant awarded under sub. (2) may not exceed 50% of the cost of the cooperative American Indian health project. Participants in a funded project, as specified in sub. (2)(a), may use in-kind contributions to provide part or all of the required match.~~

4. Provide innovative community-based health care services to American Indians.

History: 1993 a. 16; 1997 a. 27; 1999 a. 9.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-03317?

RJR:|:....

WLJ

In 10/4/06

DOA:.....Jablonsky, BB0022 - Indian health grants

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

RMR

SOON

Do Not Gen

1 AN ACT ...; relating to: the budget

Analysis by the Legislative Reference Bureau

✓ HEALTH AND HUMAN SERVICES

✓ HEALTH

Current law requires DHFS to award grants for American Indian health projects. DHFS may award grants for projects that fund start-up costs for programs to deliver health care services to American Indians, studies of health care problems that are relevant to American Indians, and projects to test solutions to such problems. DHFS may award grants only for projects that involve the cooperation of two or more tribes, government agencies, or private organizations. Further, a grant may not exceed 50 percent of project costs.

This bill eliminates the requirement for the American Indian health project grant program that a project involve the cooperation of two or more entities and eliminates the limitation on awarding a grant for more than 50 percent of project costs. The bill also allows DHFS to award grants to projects that provide innovative community-based health care services to American Indians.

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

2 SECTION 1. 20.435 (5) (ke) of the statutes is amended to read:

1 20.435 (5) (ke) *Cooperative American Indian health projects*. The amounts in
 2 the schedule for grants for cooperative American Indian health projects under s.
 3 146.19. All moneys transferred from the appropriation account under s. 20.505 (8)
 4 (hm) 18b. shall be credited to this appropriation account. Notwithstanding s. 20.001
 5 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
 6 appropriation account under s. 20.505 (8) (hm).

INS Bud Note →

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. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 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); 1979 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, 410, 427; 1983 a. 435 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, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 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, 404, 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, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327; 2005 a. 15, 22; 2005 a. 25 ss. 299 to 331, 2498 to 2500, 2510; 2005 a. 74, 107, 199, 228, 264, 388, 406, 434.

7 SECTION 2. 146.19 (title) of the statutes is amended to read:

8 146.19 (title) **Cooperative American Indian health projects**.

History: 1993 a. 16; 1997 a. 27; 1999 a. 9.

9 SECTION 3. 146.19 (2) ~~(title) and 146.19 (2)~~ (intro.) of the statutes ^{is} amended
 10 to read:

11 146.19 (2) **COOPERATIVE AMERICAN INDIAN HEALTH PROJECT GRANTS**. (intro.) From
 12 the appropriation under s. 20.435 (5) (ke), the department shall award grants for
 13 cooperative American Indian health projects in order to ~~promote cooperation among~~
 14 ~~tribes, tribal agencies, inter-tribal organizations and other agencies and~~
 15 ~~organizations in addressing~~ address specific problem areas in the field of American
 16 Indian health. A tribe, tribal agency, or inter-tribal organization may apply, in the
 17 manner specified by the department, for a grant of up to \$10,000 to conduct a
 18 cooperative an American Indian health project, ~~which meets all of the following~~
 19 requirements that is designed to do any of the following:

History: 1993 a. 16; 1997 a. 27; 1999 a. 9.

20 SECTION 4. 146.19 (2) (a) of the statutes is repealed.

21 SECTION 5. 146.19 (2) (b) (intro.) of the statutes is repealed.

1 **SECTION 6.** 146.19 (2) (b) 1. of the statutes is renumbered 146.19 (2) (am).

2 **SECTION 7.** 146.19 (2) (b) 2. of the statutes is renumbered 146.19 (2) (bm) and
3 amended to read:

4 146.19 (2) (bm) Fund start-up costs of cooperative programs to deliver health
5 care services to American Indians.

6 History: 1993 a. 16; 1997 a. 27; 1999 a. 9.

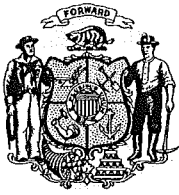
7 **SECTION 8.** 146.19 (2) (b) 3. of the statutes is renumbered 146.19 (2) (c).

8 **SECTION 9.** 146.19 (2) (d) of the statutes is created to read:

9 146.19 (2) (d) Provide innovative community-based health care services to
10 American Indians.

11 **SECTION 10.** 146.19 (4) of the statutes is repealed.

(END)



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0331/A ²
RLR:wlj:jf
↑
stays

In 11/28/06

DOA:.....Jablonsky, BB0022 - Indian health grants

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

RMWR
D-N

Do Not Gen

1 AN ACT...; relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

HEALTH

Current law requires DHFS to award grants for American Indian health projects. DHFS may award grants for projects that fund start-up costs for programs to deliver health care services to American Indians, studies of health care problems that are relevant to American Indians, and projects to test solutions to such problems. DHFS may award grants only for projects that involve the cooperation of two or more tribes, government agencies, or private organizations. Further, a grant may not exceed 50 percent of project costs.

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

2 SECTION 1. 20.435 (5) (ke) of the statutes is amended to read:

1 20.435 (5) (ke) *Cooperative American Indian health projects*. The amounts in
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4 (hm) 18b. shall be credited to this appropriation account. Notwithstanding s. 20.001
5 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
6 appropriation account under s. 20.505 (8) (hm).

***NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

INS 2-8/11
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10 146.19 (2) ~~COOPERATIVE AMERICAN INDIAN HEALTH PROJECT GRANTS.~~ (intro.) From
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12 cooperative American Indian health projects in order to promote cooperation among
13 tribes, tribal agencies, inter-tribal organizations and other agencies and
14 organizations in addressing address specific problem areas in the field of American
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2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0331/2ins
RLR:.....

1 ⁸
 Ins 2-6:

2 **SECTION ~~4~~** 146.19 (1) (c) of the statutes is amended to read:

3 146.19 (1) (c) "Tribal agency" means an agency of the governing body of created
4 by a tribe.

History: 1993 a. 16; 1997 a. 27; 1999 a. 9.

5 **SECTION ~~4~~** 146.19 (1) (d) of the statutes is amended to read:

6 146.19 (1) (d) "Tribe" means ~~the governing body of~~ a federally recognized
7 American Indian tribe or band located in this state.

History: 1993 a. 16; 1997 a. 27; 1999 a. 9.

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0331/2dn

RLR:f:...

wlj

Sue Jablonsky:

I redrafted this bill to conform the definitions of "tribe" and "tribal agency" in s. 146.19 to current drafting practices.

Robin Ryan
Legislative Attorney
Phone: (608) 261-6927
E-mail: robin.ryan@legis.wisconsin.gov

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

LRB-0331/2dn
RLR:wlj:pg

November 29, 2006

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State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-0331/2

RLR:wlj:pg

DOA:.....Jablonsky, BB0022 - Indian health grants

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8 **146.19 (title) Cooperative American Indian health projects.**

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14 ~~American Indian tribe or band located in this state.~~

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16 146.19 (2) ~~COOPERATIVE AMERICAN INDIAN HEALTH PROJECT GRANTS.~~ (intro.) From
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8 146.19 (2) (bm) Fund start-up costs of ~~cooperative~~ programs to deliver health
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10 **SECTION 10.** 146.19 (2) (b) 3. of the statutes is renumbered 146.19 (2) (c).

11 **SECTION 11.** 146.19 (2) (d) of the statutes is created to read:

12 146.19 (2) (d) Provide innovative community-based health care services to
13 American Indians.

14 **SECTION 12.** 146.19 (4) of the statutes is repealed.

15 (END)