



2007 DRAFTING REQUEST

Bill

Received: **01/16/2007**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Pink**

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

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - med. assist.**

Extra Copies: **DAK**

Submit via email: **NO**

Pre Topic:

DOA:.....Pink, BB0376 -

Topic:

Medicaid expansion for childless adults

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>
/?	pkahler 01/16/2007	kfollett 01/16/2007		_____			S&L
/1			pgreensl 01/16/2007	_____	cduerst 01/16/2007		S&L
/2	pkahler 01/17/2007	kfollett 01/18/2007	pgreensl 01/18/2007	_____	cduerst 01/18/2007		S&L
/3	pkahler 01/21/2007	kfollett 01/24/2007	pgreensl 01/24/2007	_____	mbarman 01/24/2007		S&L
/4	pkahler 01/24/2007	kfollett 01/25/2007	rschluet 01/25/2007	_____	sbasford 01/25/2007		S&L

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/5	pkahler 01/27/2007	wjackson 01/28/2007	nnatzke 01/28/2007	_____	cduerst 01/28/2007		S&L
/6	pkahler 01/30/2007	kfollett 01/30/2007	jfrantze 01/30/2007	_____	cduerst 01/30/2007		S&L
/7	pkahler 02/05/2007	kfollett 02/06/2007	pgreensl 02/06/2007	_____	sbasford 02/06/2007		

FE Sent For:

<END>

2007 DRAFTING REQUEST

Bill

Received: **01/16/2007**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Pink**

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

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - med. assist.**

Extra Copies: **DAK**

Submit via email: **NO**

Pre Topic:

DOA:.....Pink, BB0376 -

Topic:

Medicaid expansion for childless adults

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>
/?	pkahler 01/16/2007	kfollett 01/16/2007		_____			S&L
/1			pgreensl 01/16/2007	_____	cduerst 01/16/2007		S&L
/2	pkahler 01/17/2007	kfollett 01/18/2007	pgreensl 01/18/2007	_____	cduerst 01/18/2007		S&L
/3	pkahler 01/21/2007	kfollett 01/24/2007	pgreensl 01/24/2007	_____ <i>2/6</i>	mbarman 01/24/2007		S&L
/4	pkahler 01/24/2007	kfollett 01/25/2007	rschluet 01/25/2007	_____ <i>PS</i>	sbasford 01/25/2007		S&L

*17 kif
2/6
2/6 PS
2/6 PS*

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/5	pkahler 01/27/2007	wjackson 01/28/2007	nnatzke 01/28/2007	_____	cduerst 01/28/2007		S&L
/6	pkahler 01/30/2007	kfollett 01/30/2007	jfrantze 01/30/2007	_____	cduerst 01/30/2007		

FE Sent For:

<END>

2007 DRAFTING REQUEST

Bill

Received: 01/16/2007

Received By: pkahler

Wanted: As time permits

Identical to LRB:

For: Administration-Budget

By/Representing: Pink

This file may be shown to any legislator: NO

Drafter: pkahler

May Contact:

Addl. Drafters:

Subject: Public Assistance - med. assist.

Extra Copies: 100

Submit via email: NO

Pre Topic:

DOA:.....Pink, BB0376 -

Topic:

Medicaid expansion for childless adults

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>
/?	pkahler 01/16/2007	kfollett 01/16/2007		_____			S&L
/1			pgreensl 01/16/2007	_____	cduerst 01/16/2007		S&L
/2	pkahler 01/17/2007	kfollett 01/18/2007	pgreensl 01/18/2007	_____	cduerst 01/18/2007		S&L
/3	pkahler 01/21/2007	kfollett 01/24/2007	pgreensl 01/24/2007	_____	mbarman 01/24/2007		S&L
/4	pkahler 01/24/2007	kfollett 01/25/2007	rschluet 01/25/2007	_____	sbasford 01/25/2007		S&L

16 kf
1/30
JL 1/30
HSH 1/30

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

/5	pkahler	wjackson	nmatzke	_____	cduerst		
	01/27/2007	01/28/2007	01/28/2007	_____	01/28/2007		

FE Sent For:

<END>

2007 DRAFTING REQUEST

Bill

Received: **01/16/2007**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Pink**

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

Drafter: **pkahler**

May Contact:

Adl. Drafters:

Subject: **Public Assistance - med. assist.**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Pink, BB0376 -

Topic:

Medicaid expansion for childless adults

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>
/?	pkahler 01/16/2007	kfollett 01/16/2007		_____			S&L
/1			pgreensl 01/16/2007	_____	cduerst 01/16/2007		S&L
/2	pkahler 01/17/2007	kfollett 01/18/2007	pgreensl 01/18/2007	_____	cduerst 01/18/2007		S&L
/3	pkahler 01/21/2007	kfollett 01/24/2007	pgreensl 01/24/2007	_____	mbarman 01/24/2007		S&L
/4	pkahler 01/24/2007	kfollett 01/25/2007	rschluet 01/25/2007	_____	sbasford 01/25/2007		

nmn 1/28 nmn 1/28

Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

15 WJ/28

FE Sent For:

<END>

2007 DRAFTING REQUEST

Bill

Received: **01/16/2007**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Pink**

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

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - med. assist.**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Pink, BB0376 -

Topic:

Medicaid expansion for childless adults

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>
/?	pkahler 01/16/2007	kfollett 01/16/2007		_____			S&L
/1			pgreensl 01/16/2007	_____	cduerst 01/16/2007		S&L
/2	pkahler 01/17/2007	kfollett 01/18/2007	pgreensl 01/18/2007	_____	cduerst 01/18/2007		S&L
/3	pkahler 01/21/2007	kfollett 01/24/2007	pgreensl 01/24/2007	_____	mbarman 01/24/2007		

FE Sent For:

14/15/25

2007 DRAFTING REQUEST

Bill

Received: 01/16/2007

Received By: pkahler

Wanted: As time permits

Identical to LRB:

For: Administration-Budget

By/Representing: Pink

This file may be shown to any legislator: NO

Drafter: pkahler

May Contact:

Addl. Drafters:

Subject: Public Assistance - med. assist.

Extra Copies:

Submit via email: NO

Pre Topic:

DOA:.....Pink -

Topic:

Medicaid expansion for childless adults

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>
/?	pkahler 01/16/2007	kfollett 01/16/2007		_____			S&L
/1			pgreensl 01/16/2007	_____	cduerst 01/16/2007		S&L
/2	pkahler 01/17/2007	kfollett 01/18/2007	pgreensl 01/18/2007	_____	cduerst 01/18/2007		

FE Sent For:

13 kf
1/24

by
pk

<END>

by
pk
/sk

2007 DRAFTING REQUEST

Bill

Received: 01/16/2007

Received By: pkahler

Wanted: As time permits

Identical to LRB:

For: Administration-Budget

By/Representing: Pink

This file may be shown to any legislator: NO

Drafter: pkahler

May Contact:

Addl. Drafters:

Subject: Public Assistance - med. assist.

Extra Copies:

Submit via email: NO

Pre Topic:

DOA:.....Pink -

Topic:

Medicaid expansion for childless adults

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>
/?	pkahler 01/16/2007	kfollett 01/16/2007					S&L
/1		12 kjf 1/18	pgreensl 01/16/2007	<u>1/18</u> ps	cduerst 01/16/2007		

FE Sent For:

<END>

2007 DRAFTING REQUEST

Bill

Received: **01/16/2007**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Pink**

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

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Public Assistance - med. assist.**

Extra Copies:

Submit via email: **NO**

Pre Topic:

DOA:.....Pink -

Topic:

Medicaid expansion for childless adults

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>
/?	pkahler	1/16 1/16	X 1/16 p8	✓ 1/16 p8			

FE Sent For:

<END>

2007-09 Budget Bill Statutory Language Drafting Request

- Topic: Medicaid Expansion for Childless Adults
- Tracking Code:
- SBO team: Health
- SBO analyst: Michelle Pink, Jim Johnston
 - Phone: 267-7980 266-3420
 - Email: michelle.pink@wisconsin.gov
James.johnston@Wisconsin.gov
- Agency acronym:
- Agency number:

Medicaid Expansion for Childless Adults 2007-09 Budget Bill Statutory Language Drafting Request

Current Language

Current language limits eligibility for Medicaid to children, adults with children, the elderly, and people with disabilities. Recent federal policy and law changes have given states flexibility to claim federal matching funds for expanding Medicaid coverage to adults who do not have custody of children under a demonstration waiver.

Proposed Change

Amend 49.45 to direct the Department of Health and Family Services to request a waiver from the secretary of the federal department of health and human services to permit the department to conduct a demonstration project to provide basic primary and acute care health care coverage to adults under the age of 65 with family incomes under 200% of the federal poverty level who are not otherwise eligible for Medicaid, BadgerCare, or Medicare.

The Department will require emergency rulemaking authority and will define the specific health care benefit plan, eligibility crowd-out provisions and recipient premiums in rule.

Effect of the Change

Expands eligibility for Medicaid to adults under the age of 65 with family incomes under 200% of the federal poverty level who are otherwise ineligible for Medicaid, BadgerCare or Medicare.

Rationale for the Change

This change will expand health care coverage to non-elderly adults with low-incomes who are otherwise not eligible for Medicaid programs.

Desired Effective Date: 1/1/2009 or when federal approval of the demonstration waiver is granted, whichever is later.
Agency: DOA
Agency Contact: Michelle Pink 267-7980



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1521/7

PJK.: *gf*

DOA:.....Pink - Medicaid expansion for childless adults

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

(in 1-16)

*do not
you cut*

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

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

MEDICAL ASSISTANCE

Under current law, DHFS administers the Medical Assistance (MA) program and the Badger Care (BadgerCare) health care program, under which eligible individuals or families receive health care benefits. Under MA, eligible individuals generally include low-income elderly or disabled individuals, low-income children, and low-income pregnant women. Under BadgerCare, low-income families, low-income children who do not live with a parent, and unborn children of certain low-income women are eligible. This bill requires DHFS to request a waiver from the secretary of the federal department of health and human services to conduct a demonstration project under which DHFS would provide health care coverage of primary and acute care for adults under the age of 65 who have family incomes below 200 percent of the poverty level and who are not otherwise eligible for MA, BadgerCare, or Medicare.

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. 49.45 (23) of the statutes is created to read:

2 49.45 (23) ASSISTANCE FOR CHILDLESS ADULTS DEMONSTRATION PROJECT. The
3 department shall request a waiver from the secretary of the federal department of
4 health and human services to permit the department to conduct a demonstration
5 project to provide health care coverage for basic primary care and acute care to adults
6 who are under the age of 65, who have family incomes that are less than 200 percent
7 of the poverty line, and who are not otherwise eligible for medical assistance under
8 this subchapter, the Badger Care health care program under s. 49.665, or Medicare
9 under 42 USC 1395 et seq. If the waiver is granted and in effect, the department shall
10 promulgate rules defining the health care benefit plan, including more specific
11 eligibility and requirements and cost-sharing requirements. Notwithstanding s.
12 227.24 (3), the plan details under this subsection may be promulgated as an
13 emergency rule under s. 227.24 without a finding of emergency.

14 (END)

Kahler, Pam

From: Pink, Michelle C - DOA
Sent: Wednesday, January 17, 2007 1:19 PM
To: Kahler, Pam
Subject: FW: LRB Draft: 07-1521/1 Medicaid expansion for childless adults

Sorry, one more change:

✓ On line 9, can you say that the Department **MAY** promulgate rules instead of shall?

From: Pink, Michelle C - DOA
Sent: Wednesday, January 17, 2007 1:11 PM
To: Kahler, Pam - LEGIS
Subject: LRB Draft: 07-1521/1 Medicaid expansion for childless adults

Hi Pam,

I have a few minor edits to this:

- ✓ 1. Line 5 – project to provide health care coverage for basic primary **AND PREVENTIVE** care to adults.
- ✓ 2. Line 6 - ... who have family incomes **NOT TO EXCEED** 200 percent
- ✓ 3. The effective date should be 1/1/09 or the date the waiver is approved, whichever is later.

The intent of these changes is to (1) make the language consistent with what DHFS is using now, (2) allow the department to limit eligibility to adults with incomes lower than 200% if required by the federal waiver and/or fiscal constraints, and (3) clarify the waiver will not begin until 1/1/09 or later if the waiver is approved after that date.

Please let me know if you have any questions or concerns about these changes.

Thanks, yet again!

Michelle Pink

From: Greenslet, Patty [mailto:Patty.Greenslet@legis.wisconsin.gov]
Sent: Tuesday, January 16, 2007 3:48 PM
To: Pink, Michelle C - DOA
Cc: Johnston, James - DOA; Hanaman, Cathlene - LEGIS; Palchik, Laurie A - DOA
Subject: LRB Draft: 07-1521/1 Medicaid expansion for childless adults

Following is the PDF version of draft 07-1521/1.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1521/1

PJK:kjf:te

2
r m is am

DOA:.....Pink - Medicaid expansion for childless adults

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

do not
you cut

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

Analysis by the Legislative Reference Bureau
HEALTH AND HUMAN SERVICES

MEDICAL ASSISTANCE

Under current law, DHFS administers the Medical Assistance (MA) program and the Badger Care (BadgerCare) health care program, under which eligible individuals or families receive health care benefits. Under MA, eligible individuals generally include low-income elderly or disabled individuals, low-income children, and low-income pregnant women. Under BadgerCare, low-income families, low-income children who do not live with a parent, and unborn children of certain low-income women are eligible. This bill requires DHFS to request a waiver from the secretary of the federal department of health and human services to conduct a demonstration project under which DHFS would provide health care coverage of primary and acute care for adults under the age of 65 who have family incomes below 200 percent of the poverty level and who are not otherwise eligible for MA, BadgerCare, or Medicare.

preventive

not to exceed

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:

not to exceed

1 SECTION 1. 49.45 (23) of the statutes is created to read:

2 49.45 (23) ASSISTANCE FOR CHILDLESS ADULTS DEMONSTRATION PROJECT. The

3 department shall request a waiver from the secretary of the federal department of

4 health and human services to permit the department to conduct a demonstration

5 project to provide health care coverage for basic primary ~~care~~ and ~~acute~~ *preventive* care to adults

6 who are under the age of 65, who have family incomes ~~that are less than~~ 200 percent

7 of the poverty line, and who are not otherwise eligible for medical assistance under

8 this subchapter, the Badger Care health care program under s. 49.665, or Medicare

9 under 42 USC 1395 et seq. If the waiver is granted and in effect, the department ~~shall~~ *may*

10 promulgate rules defining the health care benefit plan, including more specific

11 eligibility requirements and cost-sharing requirements. Notwithstanding s. 227.24

12 (3), the plan details under this subsection may be promulgated as an emergency rule

13 under s. 227.24 without a finding of emergency. *Insert 2-13*

(END)

**2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1521/2ins
PJK:kjf:pg

INSERT 2-13

WJH

If the waiver is granted and in effect, the demonstration project under this subsection shall begin on January 1, 2009, or on the effective date of the waiver, whichever is later.

(END OF INSERT 2-13)

Kahler, Pam

From: Pink, Michelle C - DOA
Sent: Friday, January 19, 2007 6:09 PM
To: Kahler, Pam
Cc: Johnston, James - DOA
Subject: RE: LRB Draft: 07-1521/2 Medicaid expansion for childless adults

Hi Pam,

More changes:

1. Individuals who have been enrolled in the Health Insurance Risk Sharing Plan (HIRSP) within six months prior to the date of application for this program are not eligible. In addition, please change the HIRSP eligibility standards in s.149.12 to state that an individual who is enrolled in HIRSP on the date this program become effective will not become ineligible for HIRSP based on their eligibility for Medicaid under this expansion. The intent of this change is to limit the amount of impact this expansion will have on people currently enrolled in HIRSP.
2. We will be transferring funding from the community aids and Wisconsin Chronic Disease Programs appropriations that are currently used for health care services for the uninsured and underinsured into 20.435(4)(b) to help fund this Medicaid expansion. We want to ensure that there is sufficient flexibility in the 4(b) language to allow DHFS to pay for all-GPR health care benefits for this new population if the waiver that is approved by DHHS does not cover all of the benefits or all of individuals that these funds are used to provide for now.

As always, thank you!

Michelle

From: Greenslet, Patty [mailto:Patty.Greenslet@legis.wisconsin.gov]
Sent: Thursday, January 18, 2007 11:45 AM
To: Pink, Michelle C - DOA
Cc: Johnston, James - DOA; Hanaman, Cathlene - LEGIS; Palchik, Laurie A - DOA
Subject: LRB Draft: 07-1521/2 Medicaid expansion for childless adults

Following is the PDF version of draft 07-1521/2.

Kahler, Pam

From: Pink, Michelle C - DOA
Sent: Monday, January 22, 2007 5:13 PM
To: Kahler, Pam
Cc: Johnston, James - DOA
Subject: FW: LRB Draft: 07-1521/1 Medicaid expansion for childless adults
Attachments: 07-1521/1

Hi Pam,

Another change to this draft:

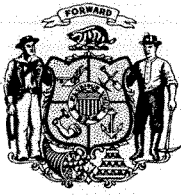
We would like the ability to use program revenue from 20.435(4)(h) that currently funds the GAMP program for funding health care services for the uninsured and underinsured under this Medicaid expansion if we come to agreement with Milwaukee County to roll the GAMP program into the expansion. Can you edit the statutory language in (4)(h) so that moneys received from Milwaukee County and deposited in this appropriation may be used to fund Medical Assistance health care benefits and/or the current statutory purpose (GAMP payments to eligible health care providers)?

Thank you, yet again.

Michelle Pink

From: Greenslet, Patty [mailto:Patty.Greenslet@legis.wisconsin.gov]
Sent: Tuesday, January 16, 2007 3:48 PM
To: Pink, Michelle C - DOA
Cc: Johnston, James - DOA; Hanaman, Cathlene - LEGIS; Palchik, Laurie A - DOA
Subject: LRB Draft: 07-1521/1 Medicaid expansion for childless adults

Following is the PDF version of draft 07-1521/1.



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1521/3

PJK:kjf:ag

rumisum

DOA:.....Pink - Medicaid expansion for childless adults

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

*(in 1-23)
D-note*

do not get cut

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

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

MEDICAL ASSISTANCE

Under current law, DHFS administers the Medical Assistance (MA) program and the Badger Care (BadgerCare) health care program, under which eligible individuals or families receive health care benefits. Under MA, eligible individuals generally include low-income elderly or disabled individuals, low-income children, and low-income pregnant women. Under BadgerCare, low-income families, low-income children who do not live with a parent, and unborn children of certain low-income women are eligible. This bill requires DHFS to request a waiver from the secretary of the federal department of health and human services to conduct a demonstration project under which DHFS would provide health care coverage of primary and preventive care for adults under the age of 65 who have family incomes not to exceed 200 percent of the poverty level and who are not otherwise eligible for MA, BadgerCare, or Medicare.

X
X

1

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:

and who did not have coverage under the Health Insurance Risk-Sharing Plan within

six months before applying

Insert 2-1 →

1 SECTION 1. 49.45 (23) of the statutes is created to read:

2 49.45 (23) ASSISTANCE FOR CHILDLESS ADULTS DEMONSTRATION PROJECT. The ^(a)

3 department shall request a waiver from the secretary of the federal department of

4 health and human services to permit the department to conduct a demonstration

5 project to provide health care coverage for basic primary and preventive care to

6 adults who are under the age of 65, who have family incomes not to exceed 200

7 percent of the poverty line, and who are not otherwise eligible for medical assistance

8 under this subchapter, the Badger Care health care program under s. 49.665, or

9 Medicare under 42 USC 1395 et seq. ^{Insert 2-9} If the waiver is granted and in effect, the

10 department may promulgate rules defining the health care benefit plan, including

11 more specific eligibility requirements and cost-sharing requirements.

12 Notwithstanding s. 227.24 (3), the plan details under this subsection may be

13 promulgated as an emergency rule under s. 227.24 without a finding of emergency.

14 If the waiver is granted and in effect, the demonstration project under this subsection

15 shall begin on January 1, 2009, or on the effective date of the waiver, whichever is

16 later.

17 (END)

Insert 2-16

D-note

2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1521/3ins
PJK:kjf:pg

INSERT 2-1

1 SECTION 1. 20.435 (4) (h) of the statutes is amended to read:
2 20.435 (4) (h) *General or medical assistance medical program;*
3 *intergovernmental transfer.* The amounts in the schedule to provide supplemental
4 payments to eligible health care providers that contract with Milwaukee County to
5 provide health care services funded by a relief block grant under s. 49.025 or to
6 provide benefits under the demonstration project under s. 49.45 (23). All moneys
7 received from Milwaukee County for ~~this~~ either purpose shall be credited to this
8 appropriation account.

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.

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

(END OF INSERT 2-1)

INSERT 2-9

9 Any individual who had coverage under the Health Insurance Risk-Sharing
10 Plan under ch. 149 within 6 months before applying for the project under this
11 subsection is not eligible to participate in the project under this subsection.
12 **4** (b)

(END OF INSERT 2-9)

INSERT 2-16

13 SECTION 2. 149.12 (2) (f) 2. g. of the statutes is created to read:

- 1 149.12 (2) (f) 2. g. Benefits under the demonstration project for childless adults
- 2 under s. 49.45 (23).[✓]

(END OF INSERT 2-16)

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

LRB-1521/3dn

PJK:kj:pg

Date

Michelle:

I don't think that s. 20.435 (4) (b) needs to be amended. Since the demonstration project will provide MA benefits and will be administered under s. 49.45, it should be covered under the first purpose listed in the appropriation. If you think you need something more, however, or if you want to cover yourself in case the waiver is not approved and the project goes forward anyway, I can add a specific reference to benefits under the demonstration project under s. 49.45 (23).

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.wisconsin.gov

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

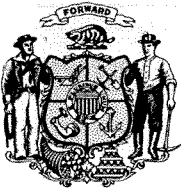
LRB-1521/3dn
PJK:kjf:pg

January 24, 2007

Michelle:

I don't think that s. 20.435 (4) (b) needs to be amended. Since the demonstration project will provide MA benefits and will be administered under s. 49.45, it should be covered under the first purpose listed in the appropriation. If you think you need something more, however, or if you want to cover yourself in case the waiver is not approved and the project goes forward anyway, I can add a specific reference to benefits under the demonstration project under s. 49.45 (23).

Pamela J. Kahler
Senior Legislative Attorney
Phone: (608) 266-2682
E-mail: pam.kahler@legis.wisconsin.gov



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1521/3

PJK:kjf:ng

4
r m is run

DOA:.....Pink, BB0376 - Medicaid expansion for childless adults

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

(= 1-24)

do not
gen cont

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

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

MEDICAL ASSISTANCE

Under current law, DHFS administers the Medical Assistance (MA) program and the Badger Care (BadgerCare) health care program, under which eligible individuals or families receive health care benefits. Under MA, eligible individuals generally include low-income elderly or disabled individuals, low-income children, and low-income pregnant women. Under BadgerCare, low-income families, low-income children who do not live with a parent, and unborn children of certain low-income women are eligible. This bill requires DHFS to request a waiver from the secretary of the federal department of health and human services to conduct a demonstration project under which DHFS would provide health care coverage of primary and preventive care for adults under the age of 65 who have family incomes not to exceed 200 percent of the poverty level, who are not otherwise eligible for MA, BadgerCare, or Medicare, and who did not have coverage under the Health Insurance Risk-Sharing Plan within six months before applying.

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:

Insert 2-1 →

1 **SECTION 1.** 20.435 (4) (h) of the statutes is amended to read:

2 20.435 (4) (h) *General or medical assistance medical program;*
3 *intergovernmental transfer.* The amounts in the schedule to provide supplemental
4 payments to eligible health care providers that contract with Milwaukee County to
5 provide health care services funded by a relief block grant under s. 49.025 or to
6 provide benefits under the demonstration project under s. 49.45 (23). All moneys
7 received from Milwaukee County for ~~this~~ either purpose shall be credited to this
8 appropriation account.

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

9 **SECTION 2.** 49.45 (23) of the statutes is created to read:

10 49.45 (23) ASSISTANCE FOR CHILDLESS ADULTS DEMONSTRATION PROJECT. (a) The
11 department shall request a waiver from the secretary of the federal department of
12 health and human services to permit the department to conduct a demonstration
13 project to provide health care coverage for basic primary and preventive care to
14 adults who are under the age of 65, who have family incomes not to exceed 200
15 percent of the poverty line, and who are not otherwise eligible for medical assistance
16 under this subchapter, the Badger Care health care program under s. 49.665, or
17 Medicare under 42 USC 1395 et seq. Any individual who had coverage under the
18 Health Insurance Risk-Sharing Plan under subch. II of ch. 149 within 6 months
19 before applying for the project under this subsection is not eligible to participate in
20 the project under this subsection.

21 (b) If the waiver is granted and in effect, the department may promulgate rules
22 defining the health care benefit plan, including more specific eligibility
23 requirements and cost-sharing requirements. Notwithstanding s. 227.24 (3), the

1 plan details under this subsection may be promulgated as an emergency rule under
2 s. 227.24 without a finding of emergency. If the waiver is granted and in effect, the
3 demonstration project under this subsection shall begin on January 1, 2009, or on
4 the effective date of the waiver, whichever is later.

5 **SECTION 3.** 149.12 (2) (f) 2. g. of the statutes is created to read:

6 149.12 (2) (f) 2. g. Benefits under the demonstration project for childless adults
7 under s. 49.45 (23).

8 (END)

**2007-2008 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1521/3ins
PJK:kjf:pg

INSERT 2-1

1 **SECTION 1.** 20.435 (4) (b) of the statutes is amended to read:
2 20.435 (4) (b) *Medical Assistance program benefits.* Biennially, the amounts
3 in the schedule to provide a portion of the state share of Medical Assistance program
4 benefits administered under s. 49.45, to provide a portion of the Medical Assistance
5 program benefits administered under s. 49.45 that are not also provided under par.
6 (o), to fund the pilot project under s. 46.27 (9) and (10), to provide a portion of the
7 facility payments under 1999 Wisconsin Act 9, section 9123 (9m), to fund services
8 provided by resource centers under s. 46.283, for services under the family care
9 benefit under s. 46.284 (5), for assisting victims of diseases, as provided in ss. 49.68,
10 49.683, and 49.685, and for reduction of any operating deficits as specified in 2005
11 Wisconsin Act 15, section 3. Notwithstanding s. 20.002 (1), the department may
12 transfer from this appropriation account to the appropriation account under sub. (7)
13 (kb) funds in the amount of and for the purposes specified in s. 46.485.
14 Notwithstanding ss. 20.001 (3) (b) and 20.002 (1), the department may credit or
15 deposit into this appropriation account and may transfer between fiscal years funds
16 that it transfers from the appropriation account under sub. (7) (kb) for the purposes
17 specified in s. 46.485 (3r). Notwithstanding s. 20.002 (1), the department may
18 transfer from this appropriation account to the appropriation account under sub. (7)
19 (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. 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.

(END OF INSERT 2-1)

Kahler, Pam

From: Johnston, James - DOA
Sent: Friday, January 26, 2007 8:03 PM
To: Kahler, Pam
Cc: Bove, Fredi-Ellen E - DHFS; Vavra, James J - DHFS; Pink, Michelle C - DOA
Subject: Modification to LRB Draft #1521 MA Expansion for childless adults

Hi Pam,

I need some additional clarifying language for the MA expansion for childless adults in LRB draft # 1521.

Link to Milwaukee County's Relief Block Grant

The intent is to replace the current Milwaukee General assistance Medical Program with the MA expansion. To facilitate this change

S.49.025 needs to be amended to reflect that payments made directly through the MA program, under s.20.435 (4) (b) & s.20.435(4) (o) ^{> what org?} plus the new MA benefit related appropriations, all count towards offsetting the \$16,600,000 relief block amount for the county. Specifically, I would like to amend s. 49.025 (2) (b) to exclude any MA payments made under the expansion waiver for childless adults living in Milwaukee County.

Link to MA Supplemental Hospital Payments under s.49.45 (6y) & (6z)

Since the intent is to replace the current Milwaukee General Assistance Medical Program with the MA expansion, these supplemental hospital payments may not be needed or possible once the expansion starts. I want to give the Department the flexibility to determine if these payments are still needed. Therefore, I wondering if this intent could be accomplished by changing the requirement that "the department *shall* distribute" to a more flexible "the department *may* distribute?"

Thanks,
Jim

also subtract amt paid
under demo project