



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-3581/1
DAK:cjs&jld:nwn

2007 SENATE BILL 370

December 21, 2007 - Introduced by LAW REVISION COMMITTEE. Referred to
Committee on Public Health, Senior Issues, Long Term Care and Privacy.

1 **AN ACT to amend** 25.77 (3) and 50.14 (4) of the statutes; **relating to:** depositing
2 all revenue from the assessment on licensed beds of nursing homes and
3 intermediate care facilities for the mentally retarded into the Medical
4 Assistance trust fund (suggested as remedial legislation by the Department of
5 Health and Family Services).

Analysis by the Legislative Reference Bureau

Under the 2005-06 Wisconsin statutes, prior to enactment of 2007 Wisconsin Act 20 (the biennial budget act), all revenue from assessments imposed on licensed beds of a nursing home or an intermediate care facility for the mentally retarded was deposited in the general fund, except that amounts in excess of \$13,800,000 were required to be deposited in the Medical Assistance trust fund. Under the biennial budget act, all revenue from these assessments is required to be deposited in the Medical Assistance trust fund.

This bill technically corrects two provisions that refer to deposit of the assessment revenue in both the general fund and the Medical Assistance trust fund, to conform them to the change enacted under the biennial budget act.

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For further information, see the NOTES provided by the Law Revision Committee of the Joint Legislative Council.

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

LAW REVISION COMMITTEE PREFATORY NOTE: This bill is a remedial legislation proposal, requested by the Department of Health and Family Services and introduced by the Law Revision Committee under s. 13.83 (1) (c) 4., stats. After careful consideration of the various provisions of the bill, the Law Revision Committee has determined that this bill makes minor remedial changes in the statutes, and that these changes are desirable as a matter of public policy.

1 **SECTION 1.** 25.77 (3) of the statutes is amended to read:

2 25.77 (3) All moneys received under s. 50.14 (2) (2g) from assessments on
3 licensed beds of facilities ~~except \$13,800,000~~ in each fiscal year.

NOTE: Clarifies, for consistency with 2007 Wisconsin Act 20 (Biennial Budget Act), that all moneys received from assessments on licensed beds of a nursing home or intermediate care facility for the mentally retarded are deposited in the Medical Assistance Trust Fund, s. 25.77, stats.

4 **SECTION 2.** 50.14 (4) of the statutes is amended to read:

5 50.14 (4) Sections 77.59 (1) to (5m), (6) (intro.), (a) and (c) and (7) to (10), 77.60
6 (1) to (7), (9) and (10), 77.61 (9) and (12) to (14) and 77.62, as they apply to the taxes
7 under subch. III of ch. 77, apply to the assessment under this section, except that the
8 amount of any assessment collected under s. 77.59 (7) ~~in excess of \$13,800,000 45~~
9 ~~percent~~ in a fiscal year shall be deposited in the Medical Assistance trust fund.

NOTE: See the NOTE to SECTION 1, above.

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(END)