

**2011 DRAFTING REQUEST**

**Bill**

Received: **04/06/2011**

Received By: **tdodge**

Wanted: **As time permits**

Companion to LRB:

For: **Tim Carpenter (608) 266-8535**

By/Representing: **Stuart Ewy**

May Contact:

Drafter: **tdodge**

Subject: **Health - miscellaneous**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Carpenter@legis.wisconsin.gov**

Carbon copy (CC:) to: **tamara.dodge@legis.wisconsin.gov**  
**fern.knepp@legis.wisconsin.gov**

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Require waiver to continue SeniorCare and require that funds in SeniorCare remain in the program

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**Instructions:**

See attached.

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**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>
/?	tdodge 04/07/2011	kfollett 04/15/2011		_____			State
/1			mduchek 04/18/2011	_____	sbasford 04/18/2011	sbasford 04/22/2011	

FE Sent For: **'1' @ 'intro. 4/27/11**

<END>

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/?	tdodge	1/16/11 4/15/11	4/15/11	4/15/11	PR/JF		

FE Sent For:

<END>

## Dodge, Tamara

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**From:** Ewy, Stuart  
**Sent:** Wednesday, April 06, 2011 1:55 PM  
**To:** Dodge, Tamara; LRB.Legal  
**Subject:** Bill Draft Request

**Attachments:** 11b06931.pdf

Tamara Dodge

Hi Tami-

Can you please re-draft Tim's SeniorCare amendment to SS SB 12 as a stand alone bill?

Here is a copy of the Amendmen you had drafted:

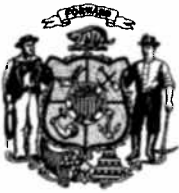


11b06931.pdf (30  
KB)

Thank you!

Regards,

G. Stuart Ewy  
Office of Senator Tim Carpenter  
State Capitol 19 S  
608.266.8535



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-1861  
TJD: tjt & cis  
RMNR

In: 4/7/11

Monday  
4/18

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

Thaw autonumbers

Gen

1 AN ACT ...; relating to: waiver for prescription drug assistance for elderly  
2 program, use of excess moneys in prescription drug assistance for elderly  
3 program, and making an appropriation.

**Analysis by the Legislative Reference Bureau**

Under current law, the Department of Health Services (DHS) administers the Senior Care program, which provides assistance to the elderly in the purchase of prescription drugs. The program is operated under a waiver of federal Medicaid laws, but DHS is required to implement the program regardless whether the waiver is received from the federal Department of Health and Human Services. Some of the moneys to administer the Senior Care program derive from the federal government and other moneys come from the state's general purpose revenue (GPR) account or from program revenue (PR). Moneys from GPR are used to pay pharmacies and pharmacists under the Senior Care program. Program revenue from rebate payments by manufacturers is used to pay pharmacies and pharmacists and PR from payment of enrollment fees is used for administration of Senior Care. This bill requires DHS to obtain any waiver of federal Medicaid laws necessary to continue administration of Senior Care and to implement any waiver received for the administration of Senior Care. The bill also requires that any GPR moneys remaining after paying pharmacies and pharmacists and any PR moneys remaining after paying pharmacies and pharmacists and paying for program administration be used by DHS for the following purposes: to reduce enrollment costs for seniors participating in Senior Care, to reduce the prices paid by Senior Care enrollees for prescription drugs, and to enlarge the number of prescription drugs available through the Senior Care program.

X  
X  
X

of

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

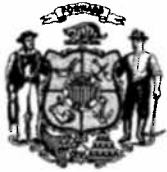
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Insert 60693

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

1

(END)



State of Wisconsin  
2011 - 2012 LEGISLATURE  
January 2011 Special Session

Insert b0693



LRBb0693/1  
TJD:cjs:md

SENATE AMENDMENT,  
TO SENATE BILL 12

Insert b0693

1 ~~At the locations indicated, amend the bill as follows:~~

2 ~~1. Page 2, line 1, before that line insert:~~

3 ~~SECTION 10.~~ <sup>#</sup> 20.435 (4) (bv) of the statutes is amended to read:

4 20.435 (4) (bv) *Prescription drug assistance for elderly; aids.* Biennially, the  
5 amounts in the schedule for payment to pharmacies and pharmacists under s. 49.688  
6 (7) for prescription drug assistance for elderly persons and, if there are moneys  
7 remaining after payments to pharmacies and pharmacists, for the purposes under  
8 s. 49.688 (13).

9 ~~SECTION 11.~~ <sup>#</sup> 20.435 (4) (j) of the statutes is amended to read:

10 20.435 (4) (j) *Prescription drug assistance for elderly; manufacturer rebates.*  
11 All moneys received from rebate payments by manufacturers under s. 49.688 (6), to  
12 be used for payment to pharmacies and pharmacists under s. 49.688 (7) for  
13 prescription drug assistance for elderly persons and, if there are moneys remaining

1 after payments to pharmacies and pharmacists, for the purposes under s. 49.688

2 (13). #

3 SECTION ~~1~~ 20.435 (4) (jb) of the statutes is amended to read:

4 20.435 (4) (jb) *Prescription drug assistance for elderly; enrollment fees.* All  
5 moneys received from payment of enrollment fees under s. 49.688 (3), to be used for  
6 administration of the program under s. 49.688 and, if there are moneys remaining  
7 after paying for program administration, for the purposes under s. 49.688 (13). De

8 2. Page 2, line 1: delete "SECTION 1" and substitute "SECTION 1x".

9 3. Page 3, line 8: after that line insert:

10 SECTION ~~1~~ 49.688 (13) of the statutes is created to read:

11 49.688 (13) If there are moneys available in the appropriation accounts under  
12 s. 20.435 (4) (bv), (j), or (jb), the department shall use those moneys to reduce  
13 enrollment costs for seniors <sup>individuals</sup> participating in the program under this section, to  
14 reduce the prices paid by enrollees <sup>individuals</sup> in the program under this section for prescription  
15 drugs, and to enlarge the number of prescription drugs available under the program  
16 under this section. De

17 4. Page 4, line 3: after that line insert:

18 SECTION ~~912~~ <sup># (nonbudget)</sup> **Nonstatutory provisions Health Services**

19 (1) PRESCRIPTION DRUG ASSISTANCE FOR ELDERLY CONTINUATION. The department  
20 of health services shall request from the federal secretary of health and human  
21 services any waiver of federal medicaid laws necessary to permit the department of  
22 health services to continue administering the program under section 49.688 of the

change  
component 3 →  
action: RS: nonstat



1 statutes. The department shall implement any waiver received under this  
2 subsection.

3

~~END~~ (ENDINSERT b0693)

**Basford, Sarah**

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**From:** Ewy, Stuart  
**Sent:** Friday, April 22, 2011 10:18 AM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB 11-1861/1 Topic: Require waiver to continue SeniorCare and require that funds in SeniorCare remain in the program

Rush, please. Thank you very much

Please Jacket LRB 11-1861/1 for the SENATE.

Regards,

G. Stuart Ewy  
Office of Senator Tim Carpenter  
State Capitol 19 S  
608.266.8535