

2011 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB40)

Received: **06/12/2011**

Received By: **tdodge**

Wanted: **As time permits**

Companion to LRB:

For: **Andy Jorgensen (608) 266-3790**

By/Representing: **Rebekah Sweeney**

May Contact:

Drafter: **tdodge**

Subject: **Health - public health**

Addl. Drafters:

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Jorgensen@legis.wisconsin.gov**

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

Pre Topic:

No specific pre topic given

Topic:

Require waiver to continue SeniorCare and require that funds in SeniorCare be used for program

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>
/?	tdodge 06/12/2011	kfollett 06/13/2011		_____			
/1			rschluet 06/13/2011	_____	mbarman 06/13/2011	mbarman 06/13/2011	

FE Sent For:

<END>

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FE Sent For:

<END>

Dodge, Tamara

From: Sweeney, Rebekah
Sent: Thursday, June 09, 2011 12:20 PM
To: Dodge, Tamara
Subject: Jorgensen Budget Amendment Request

Dear Tamara,

Rep. Jorgensen would like to have the language of AB 167 (relating to SeniorCare) drafted as a budget amendment.

Please let me know if you have questions or concerns, or if I am contacting you in error.

Thank you!

Becky

Rebekah Sweeney
Research Assistant
Office of Rep. Andy Jorgensen
(608) 266-3790



State of Wisconsin
2011 - 2012 LEGISLATURE



LRBb10967?

TJD: [handwritten initials]
RMNR

In: 6/12/11

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

ASSEMBLY AMENDMENT ,

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 2011 ASSEMBLY BILL 40

Insert-2038

1

At the locations indicated, amend the substitute amendment as follows:

2

(END)



2011 ASSEMBLY BILL 167

June 3, 2011 - Introduced by Representatives JORGENSEN, VRUWINK, SHILLING, PASCH, BARCA, BERCEAU, BERNARD SCHABER, BEWLEY, CLARK, E. COGGS, FIELDS, GRIGSBY, HEBL, HINTZ, HULSEY, KESSLER, MASON, MILROY, MOLEPSKE JR, POCAN, POPE-ROBERTS, RICHARDS, RINGHAND, ROYS, SEIDEL, SINICKI, STASKUNAS, STEINBRINK, TOLES, TURNER, YOUNG, ZAMARRIPA, ZEPNICK and KAUFERT, cosponsored by Senators CARPENTER, HANSEN, WIRCH, HOLPERIN, LASSA, SCHULTZ, MILLER, JAUCH, C. LARSON, ERPENBACH, T. CULLEN, RISSER, S. COGGS, VINEHOUT and TAYLOR. Referred to Committee on Health.

1 AN ACT *to amend* 20.435 (4) (bv), 20.435 (4) (j) and 20.435 (4) (jb); and *to create*
2 49.688 (13) of the statutes; **relating to:** waiver for prescription drug assistance
3 for elderly program, use of excess moneys in prescription drug assistance for
4 elderly 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 of 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) 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

ASSEMBLY BILL 167

Page 342, line 3:
after that line insert:

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.

For further information see the **state** 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:

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

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

Page 342, line 21: after that line insert:

SECTION 2. 20.435 (4) (j) of the statutes is amended to read:

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

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

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

SECTION 4. 49.688 (13) of the statutes is created to read:

Page 612, line 16: after that line insert:

642d

646j

646k

1481k

ASSEMBLY BILL 167

1 49.688 (13) If there are moneys available in the appropriation accounts under
 2 s. 20.435 (4) (bv), (j), or (jb), the department shall use those moneys to reduce
 3 enrollment costs for individuals participating in the program under this section, to
 4 reduce the prices paid by individuals in the program under this section for
 5 prescription drugs, and to enlarge the number of prescription drugs available under
 6 the program under this section.

10

Page 1454, line 23:
after that line insert:

(9f) NOZ

~~SECTION 5. Nonstatutory provisions.~~

8 PRESCRIPTION DRUG ASSISTANCE FOR ELDERLY CONTINUATION. The department
 9 of health services shall request from the federal secretary of health and human
 10 services any waiver of federal medicaid laws necessary to permit the department of
 11 health services to continue administering the program under section 49.688 of the
 12 statutes. The department shall implement any waiver received under this
 13 subsection.

(END)