ASSEMBLY BILL 13

April 1, 2011 – Introduced by COMMITTEE ON ASSEMBLY ORGANIZATION, by request of Governor Scott Walker.

AN ACT to amend 20.866 (2) (xf) and 49.175 (1) (zh) of the statutes; and to affect 2007 Wisconsin Act 20, section 9201 (1c) (a) and 2009 Wisconsin Act 28, section 9222 (1d); relating to: state finances, the Medical Assistance program, granting bonding authority, and making appropriations.

Analysis by the Legislative Reference Bureau

PUBLIC SECTOR GROUP INSURANCE

This bill requires the secretary of employee trust funds to allocate $28,000,000, from reserve accounts established in the public employee trust fund for group health and pharmacy benefits for state employees, to reduce employer costs for providing group health insurance for state employees for the period beginning on July 1, 2011, and ending on December 31, 2011.

STATE GOVERNMENT

STATE FINANCE

This bill increases the amount of state public debt that may be contracted to refund any unpaid indebtedness used to finance tax–supported or self–amortizing facilities from $309,000,000 to $474,000,000. Such refunded debt must be contracted before July 1, 2011.

This bill reduces executive branch agency lapses and transfers to the general fund for the 2009–11 fiscal biennium that were required under 2007 Wisconsin Act 20 from $200,000,000 to $121,000,000.
HEALTH AND HUMAN SERVICES

MEDICAL ASSISTANCE

Under current law, the Department of Health Services (DHS) administers the Medical Assistance (MA) program, which is a joint federal and state program that provides health services to individuals who have limited resources. DHS also currently makes payments for administration of income maintenance activities among other payments. This bill increases the amount that DHS is authorized to spend from the MA program benefits and administration general purpose revenue (GPR) appropriation accounts, the income maintenance GPR appropriation account, and the MA trust fund, in fiscal year 2010−11.

In addition, the bill increases the amount that DHS may spend from the GPR account for fiscal year 2010−11 for the MA program for the purposes of funding the contribution for indigent health care for Milwaukee County.

PUBLIC ASSISTANCE

Reflecting the receipt of emergency contingency funds under the Temporary Assistance for Needy Families (TANF) bloc grant program, this bill increases by $37,000,000 the amount of TANF moneys allocated for the earned income tax credit.

CORRECTIONS

This bill increases by $19,537,900 the amount that the Department of Corrections is authorized to spend to operate institutions and provide field and administrative services in fiscal year 2010−11.

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. 20.866 (2) (xf) of the statutes is amended to read:

20.866 (2) (xf) Building commission; refunding tax−supported and self−amortizing general obligation debt incurred before July 1, 2011. From the capital improvement fund, a sum sufficient to refund the whole or any part of any unpaid indebtedness used to finance tax−supported or self−amortizing facilities. The state may contract public debt in an amount not to exceed $309,000,000 $474,000,000 for this purpose. Such indebtedness shall be construed to include any premium and interest payable with respect thereto. Debt incurred by this paragraph shall be incurred before July 1, 2011, and shall be repaid under the appropriations
providing for the retirement of public debt incurred for tax-supported and
self-amortizing facilities in proportional amounts to the purposes for which the debt
was refinanced.

SECTION 2. 49.175 (1) (zh) of the statutes is amended to read:

49.175 (1) (zh) Earned income tax credit supplement. For the transfer of
moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation
account under s. 20.835 (2) (kf) for the earned income tax credit, $6,664,200 in fiscal

SECTION 3. 2007 Wisconsin Act 20, section 9201 (1c) (a) is amended to read:

[2007 Wisconsin Act 20] Section 9201 (1c) (a) Notwithstanding sections 20.001
(3) (a) to (c) and 25.40 (3) of the statutes, but subject to paragraph (d), the secretary
of administration shall lapse to the general fund or transfer to the general fund from
the unencumbered balances of state operations appropriations to executive branch
state agencies, other than sum sufficient appropriations and appropriations of
federal revenues, an amount equal to $200,000,000 during the 2007–09 fiscal
biennium and $121,000,000 during the 2009–11 fiscal biennium. This
paragraph shall not apply to appropriations to the Board of Regents of the University
of Wisconsin System and to the technical college system board.

SECTION 4. 2009 Wisconsin Act 28, section 9222 (1d) is repealed.

SECTION 9115. Nonstatutory provisions; Employee Trust Funds.

(1) Allocation of certain excess reserves in the public employee trust fund
to reduce employer health insurance costs during 2011. Notwithstanding any
action of the group insurance board under section 40.03 (6) (d) of the statutes, from
reserve accounts established under section 20.515 (1) (r) of the statutes for group
health insurance and pharmacy benefits for state employees, the secretary of
employee trust funds shall allocate an amount equal to $28,000,000 to reduce
employer costs for providing group health insurance for state employees for the
period beginning on July 1, 2011, and ending on December 31, 2011.

SECTION 9208. Fiscal changes; Children and Families.

(1) Temporary Assistance for Needy Families Block Grant Funds. In the
schedule under section 20.005 (3) of the statutes for the appropriation to the
department of children and families under section 20.437 (2) (md) of the statutes, as
affected by the acts of 2011, the dollar amount is increased by $37,000,000 for the
second fiscal year of the fiscal biennium in which this subsection takes effect to
support an increase in the earned income tax credit.

SECTION 9211. Fiscal changes; Corrections.

(1) Adult Correctional Services. In the schedule under section 20.005 (3) of
the statutes for the appropriation to the department of corrections under section
20.410 (1) (a) of the statutes, as affected by the acts of 2011, the dollar amount is
increased by $19,537,900 for the second fiscal year of the fiscal biennium in which
this subsection takes effect to increase funding for the purpose for which the
appropriation is made.

(2) Transfers.

(a) There is transferred from the appropriation account under section 20.410
(1) (f) of the statutes to the appropriation account under section 20.410 (1) (a) of the
statutes $5,362,500 in the second fiscal year of the fiscal biennium in which this
paragraph takes effect.

(b) There is transferred from the appropriation account under section 20.410
(1) (ab) of the statutes to the appropriation account under section 20.410 (1) (a) of the
statutes $2,825,300 in the second fiscal year of the fiscal biennium in which this paragraph takes effect.

(c) There is transferred from the appropriation account under section 20.410 (2) (a) of the statutes to the appropriation account under section 20.410 (1) (a) of the statutes $100,200 in the second fiscal year of the fiscal biennium in which this paragraph takes effect.

(d) There is transferred from the appropriation account under section 20.410 (3) (cg) of the statutes to the appropriation account under section 20.410 (1) (a) of the statutes $71,000 in the second fiscal year of the fiscal biennium in which this paragraph takes effect.

(e) There is transferred from the appropriation account under section 20.410 (1) (bm) of the statutes to the appropriation account under section 20.410 (1) (a) of the statutes $10,700 in the second fiscal year of the fiscal biennium in which this paragraph takes effect.

(f) There is transferred from the appropriation account under section 20.410 (3) (a) of the statutes to the appropriation account under section 20.410 (1) (a) of the statutes $36,600 in the second fiscal year of the fiscal biennium in which this paragraph takes effect.

(g) There is transferred from the appropriation account under section 20.410 (3) (cg) of the statutes to the appropriation account under section 20.410 (1) (b) of the statutes $2,138,400 in the second fiscal year of the fiscal biennium in which this paragraph takes effect.

SECTION 9221. Fiscal changes; Health Services.

(1) Medical Assistance General Purpose Revenue Appropriation. In the schedule under section 20.005 (3) of the statutes for the appropriation to the
department of health services under section 20.435 (4) (b) of the statutes, as affected by the acts of 2011, the dollar amount is increased by $142,200,000 for the second fiscal year of the fiscal biennium in which this subsection takes effect for the purposes for which the appropriation is made.

(2) **Medical Assistance Administration Appropriation.** In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (bm) of the statutes, as affected by the acts of 2011, the dollar amount is increased by $21,000,000 for the second fiscal year of the fiscal biennium in which this subsection takes effect for the purposes for which the appropriation is made.

(3) **Income Maintenance Appropriation.** In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (bn) of the statutes, as affected by the acts of 2011, the dollar amount is increased by $6,500,000 for the second fiscal year of the fiscal biennium in which this subsection takes effect for the purposes for which the appropriation is made.

(4) **Medical Assistance Trust Fund.** In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (w) of the statutes, as affected by the acts of 2011, the dollar amount is increased by $6,700,000 for the second fiscal year of the fiscal biennium in which this subsection takes effect for the purposes for which the appropriation is made.

(5) **Medical Assistance Program Benefits Appropriation Increase.** In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health services under section 20.435 (4) (b) of the statutes, as affected by the acts of 2011, the dollar amount is increased by $6,800,000 for the second fiscal
year of the fiscal biennium in which this subsection takes effect to fund the
contribution for indigent health care in Milwaukee County.

SECTION 9227. Fiscal changes; Joint Committee on Finance.

(1) Federal program supplement. In the schedule under section 20.005 (3) of
the statutes for the appropriation to the joint committee on finance under section
20.865 (4) (m) of the statutes, as affected by the acts of 2011, the dollar amount is
decreased by $37,000,000 for the second fiscal year of the fiscal biennium in which
this subsection takes effect for supplementing federal earned income tax credit
payments. This subsection applies only if the appropriation decrease described in
2011 Wisconsin Act 10, section 9227 (1), has not occurred.

SECTION 9241. Fiscal changes; Revenue.

(1) Earned income tax credit. In the schedule under section 20.005 (3) of the
statutes for the appropriation to the department of revenue under section 20.835 (2)
(kf) of the statutes, as affected by the acts of 2011, the dollar amount is increased by
$37,000,000 for the second fiscal year of the fiscal biennium in which this subsection
takes effect for the purposes for which the appropriation is made.

(END)