



State of Wisconsin
2015 - 2016 LEGISLATURE

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**ASSEMBLY AMENDMENT 1,
TO ASSEMBLY AMENDMENT 1,
TO SENATE BILL 615**

February 18, 2016 - Offered by Representatives POPE, BARCA and HEBL.

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

2 **1.** Page 1, line 2: delete “and the” and substitute “, the”.

3 **2.** Page 1, line 3: after “pupils” insert “, Medicaid expansion, eligibility for
4 BadgerCare Plus and BadgerCare Plus Core, and making an appropriation”.

5 **3.** Page 1, line 3: after that line insert:

6 “1m. Page 2, line 1: before that line insert:

7 “**SECTION 1c.** 20.255 (2) (am) of the statutes is created to read:

8 20.255 (2) (am) *Aid for lost per pupil revenue authority.* A sum sufficient for
9 per pupil aid under s. 115.438.

10 **SECTION 1g.** 49.45 (23) (a) of the statutes is amended to read:

11 49.45 (23) (a) The department shall request a waiver from the secretary of the
12 federal department of health and human services to permit the department to

1 conduct a demonstration project to provide health care coverage to adults who are
2 under the age of 65, who have family incomes not to exceed ~~100~~ 133 percent of the
3 poverty line ~~before application of the 5 percent income disregard under 42 CFR~~
4 ~~435.603 (d)~~ except as provided in s. 49.471 (4g), and who are not otherwise eligible
5 for medical assistance under this subchapter, the Badger Care health care program
6 under s. 49.665, or Medicare under 42 USC 1395 et seq.

7 **SECTION 1L.** 49.471 (1) (cr) of the statutes is created to read:

8 49.471 (1) (cr) “Enhanced federal medical assistance percentage” means a
9 federal medical assistance percentage described under 42 USC 1396d (y) or (z).

10 **SECTION 1p.** 49.471 (4) (a) 4. b. of the statutes is amended to read:

11 49.471 (4) (a) 4. b. The Except as provided in sub. (4g), the individual’s family
12 income does not exceed 100 133 percent of the poverty line before application of the
13 5 percent income disregard under 42 CFR 435.603 (d).

14 **SECTION 1t.** 49.471 (4g) of the statutes is created to read:

15 49.471 (4g) MEDICAID EXPANSION; FEDERAL MEDICAL ASSISTANCE PERCENTAGE. (a)
16 For services provided to individuals described under sub. (4) (a) 4. and s. 49.45 (23),
17 the department shall comply with all federal requirements to qualify for the highest
18 available enhanced federal medical assistance percentage. The department shall
19 submit any amendment to the state medical assistance plan, request for a waiver of
20 federal Medicaid law, or other approval required by the federal government to
21 provide services to the individuals described under sub. (4) (a) 4. and s. 49.45 (23) and
22 qualify for the highest available enhanced federal medical assistance percentage.

23 (b) If the department does not qualify for an enhanced federal medical
24 assistance percentage, or if the enhanced federal medical assistance percentage
25 obtained by the department is lower than printed in federal law as of July 1, 2013,

1 for individuals eligible under sub. (4) (a) 4. or s. 49.45 (23), the department shall
2 submit to the joint committee on finance a fiscal analysis comparing the cost to
3 maintain coverage for adults who are not pregnant and not elderly at up to 133
4 percent of the poverty line to the cost of limiting eligibility to those adults with family
5 incomes up to 100 percent of the poverty line. The department may reduce income
6 eligibility for adults who are not pregnant and not elderly from up to 133 percent of
7 the poverty line to up to 100 percent of the poverty line only if this reduction in income
8 eligibility levels is approved by the joint committee on finance.

9 **SECTION 1x.** 115.438 of the statutes is created to read:

10 **115.438 Aid for lost per pupil revenue authority.** Beginning in the
11 2016-17 school year, from the appropriation under s. 20.255 (2) (am), the department
12 shall pay in a school year to a school district that increases in that school year its
13 revenue limit as permitted under s. 121.91 (4) (n) an amount determined as follows:

14 (1) Determine the number of incoming choice pupils, as defined in s. 118.60 (4d)
15 (a), residing in the school district who attend a private school under s. 118.60 on the
16 3rd Friday of September of the current school year.

17 (2) Multiply the number of pupils under sub. (1) by the amount calculated for
18 that school district under s. 121.91 (2m) (i) 1. in the current school year.

19 (3) Determine the amount by which the school district's limit is increased
20 under s. 121.91 (4) (n) 1. in the current school year.

21 (4) Subtract the amount determined under sub. (3) from the amount
22 determined under sub. (2).".".

23 **4.** Page 2, line 1: after that line insert:

24 **"SECTION 21g. Fiscal changes.**

1 (1) In the schedule under section 20.005 (3) of the statutes for the appropriation
 2 to the department of health services under section 20.435 (4) (b) of the statutes, as
 3 affected by the acts of 2015, the dollar amount for fiscal year 2015-16 is decreased
 4 by \$102,900,000 to provide Medical Assistance to certain adults with incomes up to
 5 133 percent of the federal poverty line. In the schedule under section 20.005 (3) of
 6 the statutes for the appropriation to the department of health services under section
 7 20.435 (4) (b) of the statutes, as affected by the acts of 2015, the dollar amount for
 8 fiscal year 2016-17 is decreased by \$220,600,000 to provide Medical Assistance to
 9 certain adults with incomes up to 133 percent of the federal poverty line.”.

10 **5.** Page 2, line 2: before “**SECTION**” delete the quotation mark.

11 **6.** Page 2, line 5: after “year.” delete the quotation mark and the period.

12 **7.** Page 2, line 5: after that line insert:

13 “**SECTION 21r. Effective dates.** This act takes effect on the day after
 14 publication, except as follows:

15 (1) The treatment of sections 49.45 (23) (a) and 49.471 (1) (cr), (4) (a) 4. b., and
 16 (4g) of the statutes and SECTION 21g (1) of this act take effect on March 1, 2016, or
 17 on the day after publication, whichever is later.”.

18 (END)