

**2015 DRAFTING REQUEST**

**Bill**

Received: 12/23/2014 Received By: tdodge  
Wanted: As time permits Same as LRB:  
For: Administration-Budget 608-266-2214 By/Representing: Dombrowski  
May Contact: Drafter: tdodge  
Subject: Medical Assistance Addl. Drafters:  
Extra Copies:

Submit via email: YES  
Requester's email:  
Carbon copy (CC) to: sarah.walkenhorstbarber@legis.wisconsin.gov  
tamara.dodge@legis.wisconsin.gov  
pam.kahler@legis.wisconsin.gov  
sbostatlanguage@webapps.wi.gov

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**Pre Topic:**

DOA:.....Dombrowski, BB0325 -

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**Topic:**

Excess state share for school based payments; reducing waiting lists for children's long-term care and other services

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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 1/16/2015			_____			
/P1		csicilia 1/19/2015	jfrantze 1/19/2015	_____	lparisi 1/19/2015		State S&L

FE Sent For:

**<END>**

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/?	tdodge	<i>Pijs</i> 1/18 15	<i>JH</i>	1/18			

FE Sent For:

<END>

## Dodge, Tamara

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**From:** CathleneH <cathleneh@gmail.com>  
**Sent:** Friday, December 19, 2014 7:12 PM  
**To:** Dodge, Tamara  
**Subject:** Fwd: Statutory Language Drafting Request - BB0325

Sent from my iPhone

Begin forwarded message:

**From:** <[Cynthia.Dombrowski@Wisconsin.gov](mailto:Cynthia.Dombrowski@Wisconsin.gov)>  
**Date:** December 19, 2014 at 4:30:11 PM CST  
**To:** <[cathlene.hanaman@legis.wisconsin.gov](mailto:cathlene.hanaman@legis.wisconsin.gov)>  
**Cc:** <[Jana.Steinmetz@wisconsin.gov](mailto:Jana.Steinmetz@wisconsin.gov)>, <[Cynthia.Dombrowski@wisconsin.gov](mailto:Cynthia.Dombrowski@wisconsin.gov)>, <[Christopher.Connor@wisconsin.gov](mailto:Christopher.Connor@wisconsin.gov)>  
**Subject:** Statutory Language Drafting Request - BB0325

Biennial Budget: 2015-17

DOA Tracking Code: BB0325

Topic: Allocation of School-Based Services

SBO Team: HSI

SBO Analyst: Dombrowski, Cynthia A - DOA  
Phone: (608) 266-2214  
E-mail: [Cynthia.Dombrowski@Wisconsin.gov](mailto:Cynthia.Dombrowski@Wisconsin.gov)

Agency Acronym: DHS

Agency Number: 435

Priority: Medium

Intent:

49.45  
Modify ~~46.45~~ (39) to direct that the state's share of School-based services in excess of \$42,200,000 in SFY 16 and \$41,700,000 in SFY17 and beyond be allocated to the Medical Assistance Trust Fund. Any excess funding transferred to the MA Trust fund could be used for reducing waiting lists for children's long-term care services or other new projects benefiting children.

Further, amend 20.435 (4)(wm) to allow expenditure of any transferred amounts as described above.

Attachments: False

Please send completed drafts to [SBOStatlanguage@webapps.wi.gov](mailto:SBOStatlanguage@webapps.wi.gov)



State of Wisconsin  
2015 - 2016 LEGISLATURE



LRB-1021/P1

TJD:|.....

In: 1/10/15

js

DOA:.....Dombrowski, BB0325 - Excess state share for school based payments; reducing waiting lists for children's long-term care and other services

**FOR 2015-2017 BUDGET -- NOT READY FOR INTRODUCTION**

do NOT go

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**MEDICAL ASSISTANCE**

The bill directs that the state share of payments made for health care services that are appropriate to a school setting and provided in a school to children to who are eligible for Medical Assistance in excess of a certain amount be deposited in the Medical Assistance trust fund and expended for reducing waiting lists for children's long-term care services and other children's services.

← FE-SL

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

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

3 20.435 (4) (x) *Badger Care health care program; Medical Assistance trust fund;*

4 *children's services; Badger Care health care program.* From the Medical Assistance

1 trust fund, all moneys received under s. 49.45 (39) (bm) for reducing waiting lists for  
 2 children's long-term care services or other (new) programs benefitting children and  
 3 all moneys received for the Badger Care health care program under s. 49.665.

**History:** 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961; 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327; 2005 a. 15, 22; 2005 a. 25 ss. 299 to 331, 2498 to 2500, 2510; 2005 a. 74, 107, 199, 228, 264, 388, 406, 434; 2007 a. 20 ss. 331 to 422, 9121 (6) (a); 2007 a. 39, 88, 107, 111, 130; 2009 a. 2, 15; 2009 a. 28 ss. 325 to 470, 485, 488, 490; 2009 a. 76, 180, 190, 219, 274, 276, 279, 318, 334; 2011 a. 32, 70, 257; 2013 a. 20, 92; 2013 a. 116 s. 31; 2013 a. 126, 127, 129, 131, 132, 137; 2013 a. 166 s. 77; 2013 a. 168 s. 21; 2013 a. 195, 203, 246; s. 13.92 (2) (i).

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

\*\*\*\*NOTE: Allowing expenditure for children's services under s. 20.435 (4) (wm) does not work because that is a sum sufficient appropriation. Assuming that you don't want to expend from the Medical Assistance trust fund enough for elimination of the waiting list for children's services but just want any excess moneys to be used for reducing waiting lists, a sum sufficient appropriation is not appropriate for this purpose and appropriation types should not be mixed. Therefore, since the sub. (4) (x) appropriation was a continuing appropriation, I added the expenditure authority for the excess state share to that appropriation. Please review to ensure that this meets your intent.

4 SECTION 2. 25.77 (14) of the statutes is created to read:

5 25.77 (14) All moneys deposited under s. 49.45 (39) (bm)

6 SECTION 3. 49.45 (39) (bm) of the statutes is created to read:

7 49.45 (39) (bm) *Excess state share*. Any portion of the state share of payments  
 8 in excess of \$42,200,000 in fiscal year 2015-16 and in excess of \$41,700,000 in fiscal  
 9 year 2016-17 and each fiscal year thereafter shall be deposited in the Medical  
 10 Assistance trust fund.

11 (END)

*no score* → *under this subsection*

*of payments*

*X*  
*X*



State of Wisconsin  
2015 - 2016 LEGISLATURE



LRB-1021/P1  
TJD:cjs:jf

DOA:.....Dombrowski, BB0325 – Excess state share for school based payments; reducing waiting lists for children’s long-term care and other services

**FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION**

1 **AN ACT ...; relating to:** the budget.

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**HEALTH AND HUMAN SERVICES**

**MEDICAL ASSISTANCE**

The bill directs that the state share of payments for health care services that are appropriate to a school setting and provided in a school to children who are eligible for Medical Assistance in excess of a certain amount be deposited in the Medical Assistance trust fund and expended for reducing waiting lists for children’s long-term care services and other children’s services.

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

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7 49.45 (39) (bm) *Excess state share.* Any portion of the state share under this  
8 subsection in excess of \$42,200,000 in fiscal year 2015–16 and in excess of  
9 \$41,700,000 in fiscal year 2016–17 and each fiscal year thereafter shall be deposited  
10 in the Medical Assistance trust fund.

11 (END)