



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

RESEARCH APPENDIX - **PLEASE DO NOT REMOVE FROM DRAFTING FILE**

Date Transfer Requested: 01/28/2015 (Per: CMH & TJD)

☞ Compile Draft – Appendix C **... Part I**

Appendix A ☞ The 2015 drafting file for LRB–0972

Appendix B ☞ The 2015 drafting file for LRB–1035

Appendix C ☞ The 2015 drafting file for LRB–1130

Appendix D ☞ The 2015 drafting file for LRB–1255

has been copied/added to the drafting file for

2015 LRB–1461

2015 DRAFTING REQUEST

Bill

Received: **1/6/2015** Received By: **tdodge**
Wanted: **As time permits** Same as LRB:
For: **Administration-Budget 7-7980** 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**
pam.kahler@legis.wisconsin.gov
sbostatlanguage@webapps.wi.gov
tamara.dodge@legis.wisconsin.gov

Pre Topic:

DOA:.....Dombrowski, BB0401 -

Topic:

Merge DHS divisions to create Division of Medicaid Services

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 1/7/2015	kfollett 1/14/2015	jmurphy 1/14/2015	_____			
/P1	tdodge 1/16/2015			_____	sbasford 1/14/2015		
/P2	tdodge	kfollett	rschluet	_____	lparisi		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	1/23/2015	1/19/2015	1/19/2015	_____	1/19/2015		
/P3	tdodge 1/24/2015	kfollett 1/24/2015	jmurphy 1/25/2015	_____	sbasford 1/23/2015		
/P4				_____	sbasford 1/25/2015		

FE Sent For:

<END>

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/P1	tdodge 1/16/2015			_____	sbasford 1/14/2015		
/P2	tdodge	kfollett	rschlue	_____	lparisi		

1/24/15
1/24/15
1/25/15

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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sbostatlanguage@webapps.wi.gov ✓
tamara.dodge@legis.wisconsin.gov ✓

Pre Topic:

DOA:.....Dombrowski, BB0401 -

Topic:

Merge DHS divisions to create Division of Medicaid and FoodShare Services ✓
Done by TD

Instructions:

See attached

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/?	tdodge 1/7/2015	kfollett 1/14/2015	jmurphy 1/14/2015	_____	_____	_____	_____
/P1	tdodge 1/16/2015	_____	_____	_____	sbasford 1/14/2015	_____	_____
/P2	_____	kfollett	rschluet	_____	lparisi	_____	_____

*1/23/15 P3/SF
1/23/15 P3/SF
1/23/15*

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
		1/19/2015	1/19/2015	_____	1/19/2015		

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Pre Topic:

DOA:.....Dombrowski, BB0401 -

Topic:

Merge DHS divisions to create Division of Medicaid and FoodShare Services ✓

Instructions:

See attached

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/?	tdodge 1/7/2015	kfollett 1/14/2015	jmurphy 1/14/2015	_____			
/P1		<i>1/12/15</i> <i>sf</i>	<i>1/14/15</i> <i>S</i>	_____	sbasford 1/14/2015		

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Pre Topic:

DOA:.....Dombrowski, BB0401 -

Topic:

Merge DHS divisions to create Division of Medicaid and FoodShare Services ✓

Instructions:

See attached

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/?	tdodge	1/11/14 PKf		_____			

FE Sent For:

<END>

Dodge, Tamara

From: Hanaman, Cathlene
Sent: Tuesday, January 06, 2015 4:31 PM
To: Dodge, Tamara; Kahler, Pam; Walkenhorst Barber, Sarah
Subject: FW: Statutory Language Drafting Request - BB0401
Attachments: New Division Intent.docx

From: Cynthia.Dombrowski@Wisconsin.gov [mailto:Cynthia.Dombrowski@Wisconsin.gov]
Sent: Tuesday, January 06, 2015 4:15 PM
To: Hanaman, Cathlene
Cc: Steinmetz, Jana D - DOA; Dombrowski, Cynthia A - DOA; Connor, Christopher B - DOA
Subject: Statutory Language Drafting Request - BB0401

Biennial Budget: 2015-17

Topic: New Division of Medicaid and FoodShare Services

Tracking Code: BB0401

SBO Team: HSI

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

Agency Acronym: DHS

Agency Number: 435

Priority: High

Intent:

Merge the Division of Long-Term Care into the Division of Health Care Access and Accountability and rename it the Division of Medicaid and FoodShare Services.

1. Rename Ch 20 435 program 4 to Medicaid and FoodShare Services
2. Rename Ch 20 435 program 7 to Community Services

See attached for a listing of the Program 7 alpha appropriations that will be repealed, along with other drafting instructions.

Attachments: True

Please send completed drafts to SBOStatlanguage@webapps.wi.gov

Merge the Division of Long-Term Care into the Division of Health Care Access and Accountability and rename it the Division of Medicaid and FoodShare Services.

- 1. Rename Ch 20 435 program 4 to Medicaid and FoodShare Services**
- 2. Rename Ch 20 435 program 7 to Community Services**
- 3. Repeal the following alpha appropriations:**
 - 7a
 - 7gc
 - 7gm
 - 7hs
 - 7i
 - 7jb
 - 7kx
 - 7m
 - 7mc
 - 7n
- 4. Retain all other alpha appropriations in program 7.**
- 5. Make no changes to the unclassified position listing in ch 230**
- 6. Include a non-stat provision requiring DHS to report to the Joint Committee on Finance no later than March 31, 2016 on the final organization of the merged division.**



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-11307

TJD:.....

In: 1/7/15 out 1/14
picked

pl
GF

DOA:.....Dombrowski, BB0401 – Merge DHS divisions to create Division of
Medicaid and FoodShare Services

FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION

Don't Gen

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

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

2 SECTION 1. 13.101 (6) (a) of the statutes is amended to read:

3 13.101 (6) (a) As an emergency measure necessitated by decreased state
4 revenues and to prevent the necessity for a state tax on general property, the
5 committee may reduce any appropriation made to any board, commission,
6 department, or the University of Wisconsin System, or to any other state agency or
7 activity, by such amount as it deems feasible, not exceeding 25% of the
8 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and

SECTION 1

1 (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af),
 2 (aq), (ar), and (au), 20.435 (7) (4) (a) and (7) (da), and 20.437 (2) (a) and (dz) or for
 3 forestry purposes under s. 20.370 (1), or any other moneys distributed to any county,
 4 city, village, town, or school district. Appropriations of receipts and of a sum
 5 sufficient shall for the purposes of this section be regarded as equivalent to the
 6 amounts expended under such appropriations in the prior fiscal year which ended
 7 June 30. All functions of said state agencies shall be continued in an efficient
 8 manner, but because of the uncertainties of the existing situation no public funds
 9 should be expended or obligations incurred unless there shall be adequate revenues
 10 to meet the expenditures therefor. For such reason the committee may make
 11 reductions of such appropriations as in its judgment will secure sound financial
 12 operations of the administration for said state agencies and at the same time
 13 interfere least with their services and activities.

History: 1975 c. 39, 199, 224; 1977 c. 29 ss. 1649, 1656 (15); 1979 c. 1; 1979 c. 34 ss. 1b to 1g, 631j to 631s, 2102 (43) (a), (52) (a); 1979 c. 221; 1981 c. 20 ss. 3d to 3v; 1983 a. 27 ss. 5p to 7, 2202 (20) and (42); 1983 a. 538; 1985 a. 29 ss. 22, 3202 (51); 1987 a. 4; 1989 a. 31, 336, 366; 1991 a. 39, 309; 1993 a. 16, 184, 414; 1995 a. 27, 132, 225, 227, 445; 1997 a. 27, 35, 113, 252; 1999 a. 9, 29; 2001 a. 16, 38, 109; 2003 a. 33, 64, 102; 2005 a. 25; 2007 a. 20 ss. 5, 9121 (6) (a); 2009 a. 28.

****NOTE: Under this paragraph, certain appropriations, including s. 20.435 (7) (a) which is repealed in this draft, are exempt from reduction in emergencies. I assumed that the functions under sub. (7) (a) would be paid from the sub. (4) (a) appropriation instead and I substituted sub. (4) (a) for sub. (7) (a) in this paragraph. Please advise if you wish to have sub. (7) (a) deleted from this paragraph instead.

14 **SECTION 2.** 20.435 (4) (title) of the statutes is repealed and recreated to read:

15 20.435 (4) (title) MEDICAID AND FOODSHARE SERVICES.

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

16 **SECTION 3.** 20.435 (5) (gg) of the statutes is amended to read:

17 20.435 (5) (gg) *Collection remittances to local units of government.* All moneys
 18 received under ss. 46.03 (18) and 46.10, less moneys credited to sub. (7) (ge) and (h),

1 for the purposes of remitting departmental collections under s. 46.03 (18) (g) or 46.10
2 (8m) (a) 3. and 4.

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 961r, 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).

3 **SECTION 4. 20.435 (7) (title) of the statutes is repealed and recreated to read:**

4 **20.435 (7) (title) COMMUNITY SERVICES.**

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

5 **SECTION 5. 20.435 (7) (a) of the statutes is repealed.**

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

6 **SECTION 6. 20.435 (7) (gc) of the statutes is repealed.**

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

7 **SECTION 7. 20.435 (7) (gm) of the statutes is repealed.**

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

***NOTE: I am concerned that if money is received and expended under ch. 150 that there is not sufficient language in any of the sub. (4) appropriations to allow that money to be received and expended. If DHS intends to receive or expend money for ch. 150 purposes, then I recommend adding language to an existing sub. (4) appropriation such as the gifts, grants, and payments appropriation under sub. (4) (i). ✓

8 **SECTION 8. 20.435 (7) (h) of the statutes is amended to read:**

9 **20.435 (7) (h) *Disabled children's long-term support waivers.* All moneys**
10 **received under ss. 46.03 (18) and 46.10 for services for children reimbursed under a**
11 **waiver under s. 46.27 (11), 46.275, or 46.278 or provided under the disabled children's**
12 **long-term support program, as defined in s. 46.011 (1g), less the amounts**
13 **appropriated under par. (gc), for distribution to counties according to a formula**
14 **developed by the department as a portion of the state share of payments for services**

- 1 for children under the waiver under s. 46.278 or for services provided under the
 2 disabled children's long-term support program.

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 961r, 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; 2009 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).

- 3 **SECTION 9. 20.435 (7) (hs) of the statutes is repealed.**

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

- 4 **SECTION 10. 20.435 (7) (i) of the statutes is repealed.**

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

- 5 **SECTION 11. 20.435 (7) (jb) of the statutes is repealed.**

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

- 6 **SECTION 12. 20.435 (7) (kx) of the statutes is repealed.**

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

- 7 **SECTION 13. 20.435 (7) (m) of the statutes is repealed.**

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

- 8 **SECTION 14. 20.435 (7) (mc) of the statutes is repealed.**

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

- 9 **SECTION 15. 20.435 (7) (n) of the statutes is repealed.**

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

- 10 **SECTION 16. 46.29 (1) (intro.) of the statutes is amended to read:**

- 11 46.29 (1) (intro.) From the appropriation account under s. 20.435 (7) (4) (a), the
 12 department shall distribute at least \$16,100 in each fiscal year for operation of the

1 council on physical disabilities. The council on physical disabilities shall do all of the
2 following:

History: 1989 a. 202; 1991 a. 39; 1993 a. 256, 399; 1995 a. 27 ss. 9116 (5), 9130 (4), 9145 (1); 1995 a. 131; 1997 a. 3, 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 1142, 9160; 2007 a. 20, 96; 2009 a. 28; 2011 a. 32.

****NOTE: I assume the operation of the council on physical disabilities will be paid from the s. 20.435 (4) (a) appropriation after the repeal of the sub. (7) (a) appropriation. I amended this subsection to reflect that assumption. Consider whether you want to add explicit language to the sub. (4) (a) for the operation of the council on physical disabilities.

3 **SECTION 17.** 46.295 (1) of the statutes is amended to read:

4 46.295 (1) The department may, on the request of any hearing-impaired
5 person, city, village, town, or county or private agency, provide funds from the
6 appropriation accounts under s. 20.435 (7) (d) and ~~(hs)~~ to reimburse interpreters for
7 hearing-impaired persons for the provision of interpreter services.

History: 1995 a. 27 ss. 2271, 2417; Stats. 1995 s. 46.295; 2003 a. 33; 2009 a. 28.

8 **SECTION 9118. Nonstatutory provisions; Health Services.**

9 (1) MERGER OF DIVISIONS INTO MEDICAID AND FOODSHARE SERVICES DIVISION.
10 Before March 31, 2016, the department of health services shall submit to the joint
11 committee on finance a report of the final organization of the merger of the division
12 of the department of health services relating to long-term care and the division of
13 the department of health services relating to health care access and accountability
14 into a single division of the department of health services relating to Medicaid and
15 FoodShare services.

16

(END)

Dodge, Tamara

From: Dombrowski, Cynthia A - DOA <Cynthia.Dombrowski@wisconsin.gov>
Sent: Wednesday, January 14, 2015 4:25 PM
To: Dodge, Tamara
Subject: LRB 1130/P1 - Division of Medicaid and FoodShare Services

Hi Tammy –

- ✓ On section 1, your note is correct, please substitute 4a for 7a.
- ✓ On section 7 regarding the deletion of 7gm and where to deposit any revenues received from ch 150, I would propose amending (4)(il) to add the language from 7gm. Do you think this will work?
- ✓ On section 16, your note is correct regarding the merger of 7a and 4a and yes, please add language to 4a for the operation of the council on physical disabilities.
- ✓ Rather than repeal 7hs, please move that alpha to program 4.
- ✓ Please move 7h to program 4 as well.
- ✓ Lastly, on the non-stat language, please change the report submittal from JCF to the State Budget Office.

Please let me know if you have any questions on these modifications to the draft.

Thank you,
Cindy

Cynthia Dombrowski
Executive Policy and Budget Analyst
Wisconsin State Budget Office
608-267-7980 (p)
cynthia.dombrowski@wisconsin.gov



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-1130-P2
TJD:kjf:jm

In: 1/16/14

DOA:.....Dombrowski, BB0401 – Merge DHS divisions to create Division of
Medicaid and FoodShare Services

FOR 2015-2017 BUDGET – NOT READY FOR INTRODUCTION

due
1/23

Don't Gen

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

Analysis by the Legislative Reference Bureau

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

2 SECTION 1. 13.101 (6) (a) of the statutes is amended to read:
3 13.101 (6) (a) As an emergency measure necessitated by decreased state
4 revenues and to prevent the necessity for a state tax on general property, the
5 committee may reduce any appropriation made to any board, commission,
6 department, or the University of Wisconsin System, or to any other state agency or
7 activity, by such amount as it deems feasible, not exceeding 25% of the
8 appropriations, except appropriations made by ss. 20.255 (2) (ac), (bc), (bh), (cg), and

1 (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af),
 2 (aq), (ar), and (au), 20.435 ~~(7)~~ (4) (a) and ~~(7)~~ (da), and 20.437 (2) (a) and (dz) or for
 3 forestry purposes under s. 20.370 (1), or any other moneys distributed to any county,
 4 city, village, town, or school district. Appropriations of receipts and of a sum
 5 sufficient shall for the purposes of this section be regarded as equivalent to the
 6 amounts expended under such appropriations in the prior fiscal year which ended
 7 June 30. All functions of said state agencies shall be continued in an efficient
 8 manner, but because of the uncertainties of the existing situation no public funds
 9 should be expended or obligations incurred unless there shall be adequate revenues
 10 to meet the expenditures therefor. For such reason the committee may make
 11 reductions of such appropriations as in its judgment will secure sound financial
 12 operations of the administration for said state agencies and at the same time
 13 interfere least with their services and activities.

****NOTE: Under this paragraph, certain appropriations, including s. 20.435 (7) (a) which is repealed in this draft, are exempt from reduction in emergencies. I assumed that the functions under sub. (7) (a) would be paid from the sub. (4) (a) appropriation instead and I substituted sub. (4) (a) for sub. (7) (a) in this paragraph. Please advise if you wish to have sub. (7) (a) deleted from this paragraph instead.

Insert
2-16

14 **SECTION 2.** 20.435 (4) (title) of the statutes is repealed and recreated to read:
 15 20.435 (4) (title) MEDICAID AND FOODSHARE SERVICES.

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

16 **SECTION 3.** 20.435 (5) (gg) of the statutes is amended to read:

17 20.435 (5) (gg) *Collection remittances to local units of government.* All moneys
 18 received under ss. 46.03 (18) and 46.10, less moneys credited to sub. ~~(7) (gc)~~ and ~~(h)~~
 19 for the purposes of remitting departmental collections under s. 46.03 (18) (g) or 46.10
 20 (8m) (a) 3. and 4.

(4) (hp)

21 **SECTION 4.** 20.435 (7) (title) of the statutes is repealed and recreated to read:

1 20.435 (7) (title) COMMUNITY SERVICES.

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

2 SECTION 5. 20.435 (7) (a) of the statutes is repealed.

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

3 SECTION 6. 20.435 (7) (gc) of the statutes is repealed.

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

4 SECTION 7. 20.435 (7) (gm) of the statutes is repealed.

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

***NOTE: I am concerned that if money is received and expended under ch. 150 that there is not sufficient language in any of the sub. (4) appropriations to allow that money to be received and expended. If DHS intends to receive or expend money for ch. 150 purposes, then I recommend adding language to an existing sub. (4) appropriation such as the gifts, grants, and payments appropriation under sub. (4) (i).

Insert
3-5

5 SECTION 8. 20.435 (7) (h) of the statutes is amended to read:

6 20.435 (7) (h) ^{sub. (h) p.} Disabled children's long-term support waivers. All moneys
7 received under ss. 46.03 (18) and 46.10 for services for children reimbursed under a
8 waiver under s. 46.27 (11), 46.275, or 46.278 or provided under the disabled children's
9 long-term support program, as defined in s. 46.011 (1g), ~~less the amounts~~
10 ~~appropriated under par. (g),~~ for distribution to counties according to a formula
11 developed by the department as a portion of the state share of payments for services
12 for children under the waiver under s. 46.278 or for services provided under the
13 disabled children's long-term support program.

14 SECTION 9. 20.435 (7) (hs) of the statutes is repealed.

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

Insert
3-14

15 SECTION 10. 20.435 (7) (i) of the statutes is repealed.

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

1 **SECTION 11.** 20.435 (7) (jb) of the statutes is repealed.

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

2 **SECTION 12.** 20.435 (7) (kx) of the statutes is repealed.

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

3 **SECTION 13.** 20.435 (7) (m) of the statutes is repealed.

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

4 **SECTION 14.** 20.435 (7) (mc) of the statutes is repealed.

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

5 **SECTION 15.** 20.435 (7) (n) of the statutes is repealed.

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

6 **SECTION 16.** 46.29 (1) (intro.) of the statutes is amended to read:

7 46.29 (1) (intro.) From the appropriation account under s. 20.435 ~~(7)~~ (4) (a), the
8 department shall distribute at least \$16,100 in each fiscal year for operation of the
9 council on physical disabilities. The council on physical disabilities shall do all of the
10 following:

 ****NOTE: I assume the operation of the council on physical disabilities will be paid from the s. 20.435 (4) (a) appropriation after the repeal of the sub. (7) (a) appropriation. I amended this subsection to reflect that assumption. Consider whether you want to add explicit language to the sub. (4) (a) for the operation of the council on physical disabilities.

11 **SECTION 17.** 46.295 (1) of the statutes is amended to read: (4)(hs) and

12 46.295 (1) The department may, on the request of any hearing-impaired
13 person, city, village, town, or county or private agency, provide funds from the
14 appropriation accounts under s. 20.435 (7) (d) and ~~(hs)~~ to reimburse interpreters for
15 hearing-impaired persons for the provision of interpreter services.

16 **SECTION 9118. Nonstatutory provisions; Health Services.**

1 (1) MERGER OF DIVISIONS INTO MEDICAID AND FOODSHARE SERVICES DIVISION.
2 Before March 31, 2016, the department of health services shall submit to the joint
3 committee on finance a report of the final organization of the merger of the division
4 of the department of health services relating to long-term care and the division of
5 the department of health services relating to health care access and accountability
6 into a single division of the department of health services relating to Medicaid and
7 FoodShare services.

8 (END)

State budget office in the
department of administration

2015-2016 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1130/P2ins
TJD:.....

1 INSERT 2-16

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

3 20.435 (4) (a) *General program operations.* The amounts in the schedule for
4 general program operations, including health care financing regulation,
5 administration, field services, operation of the council on physical disabilities under
6 s. 46.29, and medical assistance eligibility determinations under s. 49.45 (2) (a) 3.

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 961r, 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).

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

9 20.435 (4) (iL) *Medical assistance provider assessments; health services*
10 *regulation.* All moneys received from assessments charged under s. 49.45 (2) (b) 9.
11 and all moneys received under s. 150.13, for performance by the department of audits
12 and investigations under s. 49.45 (3) (g) and for the purposes specified in ch. 150.

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 961r, 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: The addition of the material from sub. (7) (gm) to this appropriation means that instead of limiting the amount of moneys received under s. 150.13 to a specified amount in the schedule, DHS would be able to use all moneys received for the purposes of ch. 150.

13 END INSERT 2-16

14 INSERT 3-5

1 **SECTION 3.** 20.435 (7) (h) of the statutes is renumbered 20.435 (4) (hp) and
2 amended to read:

3 **END INSERT 3-5**

4 **INSERT 3-14**

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reflected in the revised schedule in s. 20.005, stats.

5 **SECTION 4.** 20.435 (7) (hs) of the statutes is renumbered 20.435 (4) (hs).

6 **END INSERT 3-14**

Dodge, Tamara

From: Dombrowski, Cynthia A - DOA <Cynthia.Dombrowski@wisconsin.gov>
Sent: Thursday, January 22, 2015 10:31 AM
To: Dodge, Tamara
Subject: RE: LRB 1130/P1 - Division of Medicaid and FoodShare Services

Tammy –

Can you please change the name to Division of Medicaid Services and change the Program 4 title to Medicaid Services as well.

Thank you,
Cindy

From: Dombrowski, Cynthia A - DOA
Sent: Wednesday, January 14, 2015 4:25 PM
To: Dodge, Tamara - LEGIS (Tamara.Dodge@legis.wisconsin.gov)
Subject: LRB 1130/P1 - Division of Medicaid and FoodShare Services

Hi Tammy –

On section 1, your note is correct, please substitute 4a for 7a.

On section 7 regarding the deletion of 7gm and where to deposit any revenues received from ch 150, I would propose amending (4)(iL) to add the language from 7gm. Do you think this will work?

On section 16, your note is correct regarding the merger of 7a and 4a and yes, please add language to 4a for the operation of the council on physical disabilities.

Rather than repeal 7hs, please move that alpha to program 4.
Please move 7h to program 4 as well.

Lastly, on the non-stat language, please change the report submittal from JCF to the State Budget Office.

Please let me know if you have any questions on these modifications to the draft.

Thank you,
Cindy

Cynthia Dombrowski
Executive Policy and Budget Analyst
Wisconsin State Budget Office
608-267-7980 (p)
cynthia.dombrowski@wisconsin.gov



State of Wisconsin
2015 - 2016 LEGISLATURE



LRB-1130/P2
TJD:kjfrs

P3

In: 1/23/15

Request sheet updated

DOA:.....Dombrowski, BB0401 - Merge DHS divisions to create Division of Medicaid and FoodShare Services

FOR 2015-2017 BUDGET - NOT READY FOR INTRODUCTION

Due
1/23

Don't Gen

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

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1 (cr), 20.395 (1), (2) (cq), (eq) to (ex) and (gq) to (gx), (3), (4) (aq) to (ax), and (6) (af),
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6 amounts expended under such appropriations in the prior fiscal year which ended
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8 manner, but because of the uncertainties of the existing situation no public funds
9 should be expended or obligations incurred unless there shall be adequate revenues
10 to meet the expenditures therefor. For such reason the committee may make
11 reductions of such appropriations as in its judgment will secure sound financial
12 operations of the administration for said state agencies and at the same time
13 interfere least with their services and activities.

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15 20.435 (4) (title) MEDICAID AND FOODSHARE SERVICES.

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1 and all moneys received under s. 150.13, for performance by the department of audits
2 and investigations under s. 49.45 (3) (g) and for the purposes specified in ch. 150.

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7 or 46.10 (8m) (a) 3. and 4.

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1 long-term support program, as defined in s. 46.011 (1g), less the amounts
2 appropriated under par. (ge), for distribution to counties according to a formula
3 developed by the department as a portion of the state share of payments for services
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5 disabled children's long-term support program.

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15 department shall distribute at least \$16,100 in each fiscal year for operation of the

1 council on physical disabilities. The council on physical disabilities shall do all of the
2 following:

3 **SECTION 19.** 46.295 (1) of the statutes is amended to read:

4 46.295 (1) The department may, on the request of any hearing-impaired
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8 **SECTION 9118. Nonstatutory provisions; Health Services.**

9 (1) MERGER OF DIVISIONS INTO MEDICAID AND FOODSHARE SERVICES DIVISION.
10 Before March 31, 2016, the department of health services shall submit to the state
11 budget office in the department of administration a report of the final organization
12 of the merger of the division of the department of health services relating to
13 long-term care and the division of the department of health services relating to
14 health care access and accountability into a single division of the department of
15 health services relating to Medicaid and FoodShare services.

16

(END)

Dodge, Tamara

From: Dombrowski, Cynthia A - DOA <Cynthia.Dombrowski@wisconsin.gov>
Sent: Saturday, January 24, 2015 2:10 PM
To: Dodge, Tamara
Subject: RE: LRB 1130/P1 - Division of Medicaid and FoodShare Services

Hi Tammy

I have several more changes for this draft. Please let me know if you have any questions/concerns.

- ✓ 1. Please rename program 7 "Disability and Elder Services"
2. Please amend (7)(b) to include "to fund activities in support of resource center operations" after s.46.283 (5) (as example: The amounts in the schedule for human services under s. 46.40, to fund services provided by resource centers under s. 46.283 (5), to fund activities in support of resource center operations, for...")
3. Please move (7)(bd) to program 4
4. Please eliminate (7)(da) and amend (5)(da), if necessary, to fund the activities from 7da.
5. We would like to move (7)(g) and 7hc into (4)(h). I realize that 4h language will need to be broadened – here is a stab at that:

(h)BadgerCare Plus Childless Adults Program; intergovernmental transfer. All moneys received from any county to provide benefits under the demonstration project under s. 49.45 (23) for the purpose of providing the benefits. County Contributions: All moneys received from counties as contributions to the family care program under s. 46.2805 to 46.2895, the Pace program described under s. 46.2805 (1) (a), and the Wisconsin Partnership Program described under s. 46.2805 (1) (b), to fund services under the family care benefit under s. 46.284 (5) and services under the Pace and Wisconsin Partnership programs, and all monies received from counties under ss. 46.99 (3) and (3m) and 46.995, for an entity to administer and to pay for services provided under the birth to 3 waiver program under s. 46.99 and the disabled children's long-term support program, as defined in s. 46.011 (1g).
6. We are moving (7)(i) into (4)(i) so please broaden the language in (4)(i). Here is a stab at that:

All moneys received from gifts, grants, bequests and trust funds to provide health care financing Medicaid, FoodShare, and disability and elder services consistent with the purpose of the gift, grant, bequest or trust fund, and all moneys received from payments from nongovernmental individuals and entities for departmental administrative services, for the purposes for which those payments are received.
7. We are moving (7)(im) to (4)(im) – please add current (7)(im) language to (4)(im).
8. Renumber 7(jb) to (4)(jb) and give it the authority for the entire division (not just long-term care but any activity in the Division of Medicaid Services.) Our preference would be to not name the division in statute, however.
9. Create a non-statutory provision for both fiscal years giving DHS the authority to transfer expenses, assets, liabilities, encumbrances budget, and other balances between the appropriations that were in effect under program 4 and program 7 prior to the passage of the budget, as needed to implement this merger.

Please let me know if there are any questions or you wish to discuss any of these changes.
Thanks
Cindy

From: Dombrowski, Cynthia A - DOA
Sent: Thursday, January 22, 2015 10:31 AM
To: Dodge, Tamara - LEGIS (Tamara.Dodge@legis.wisconsin.gov)
Subject: RE: LRB 1130/P1 - Division of Medicaid and FoodShare Services

Tammy –

Can you please change the name to Division of Medicaid Services and change the Program 4 title to Medicaid Services as well.

Thank you,
Cindy

From: Dombrowski, Cynthia A - DOA
Sent: Wednesday, January 14, 2015 4:25 PM
To: Dodge, Tamara - LEGIS (Tamara.Dodge@legis.wisconsin.gov)
Subject: LRB 1130/P1 - Division of Medicaid and FoodShare Services

Hi Tammy –

On section 1, your note is correct, please substitute 4a for 7a.

On section 7 regarding the deletion of 7gm and where to deposit any revenues received from ch 150, I would propose amending (4)(il) to add the language from 7gm. Do you think this will work?

On section 16, your note is correct regarding the merger of 7a and 4a and yes, please add language to 4a for the operation of the council on physical disabilities.

Rather than repeal 7hs, please move that alpha to program 4.
Please move 7h to program 4 as well.

Lastly, on the non-stat language, please change the report submittal from JCF to the State Budget Office.

Please let me know if you have any questions on these modifications to the draft.

Thank you,
Cindy

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