

2015 DRAFTING REQUEST

Assembly Amendment (AA-SB21)

Received: 7/7/2015 Received By: mshovers  
 For: Peter Barca (608) 266-5504 Same as LRB:  
 May Contact: By/Representing: Matt  
 Subject: Health - miscellaneous Drafter: mshovers  
 Tax, Individual - income credit Addl. Drafters: tdodge

Extra Copies:

Submit via email: YES  
 Requester's email: Rep.Barca@legis.wisconsin.gov  
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Restore earned income tax credit; Badgercare expansion

Instructions:

See attached. Combine b0776 and b0647

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mshovers 7/7/2015		_____			
/1		aernstr 7/8/2015	_____	sbasford 7/8/2015	sbasford 7/8/2015	

FE Sent For:

<END>



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRBb0839/7  
MES&TJD.....

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

ASSEMBLY AMENDMENT ,

TO SENATE BILL 21

1           At the locations indicated, amend the bill, as shown by senate substitute  
2 amendment 1, as follows:

3           **1.** At the appropriate places, insert all of the following:

4           “SECTION 1. 49.45 (23) (a) of the statutes is amended to read:

5           49.45 (23) (a) The department shall request a waiver from the secretary of the  
6 federal department of health and human services to permit the department to  
7 conduct a demonstration project to provide health care coverage to adults who are  
8 under the age of 65, who have family incomes not to exceed ~~100~~ 133 percent of the  
9 poverty line ~~before application of the 5 percent income disregard under 42 CFR~~  
10 ~~435.603 (d), except as provided in s. 49.471 (4g),~~ and who are not otherwise eligible  
11 for medical assistance under this subchapter, the Badger Care health care program  
12 under s. 49.665, or Medicare under 42 USC 1395 et seq.

1           **SECTION 2.** 49.471 (1) (cr) of the statutes is created to read:

2           49.471 (1) (cr) “Enhanced federal medical assistance percentage” means a  
3 federal medical assistance percentage described under 42 USC 1396d (y) or (z).

4           **SECTION 3.** 49.471 (4) (a) 4. b. of the statutes is amended to read:

5           49.471 (4) (a) 4. b. ~~The~~ Except as provided in sub. (4g), the individual’s family  
6 income does not exceed ~~100~~ 133 percent of the poverty line ~~before application of the~~  
7 ~~5 percent income disregard under 42 CFR 435.603 (d).~~

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

9           49.471 (4g) MEDICAID EXPANSION; FEDERAL MEDICAL ASSISTANCE PERCENTAGE. (a)  
10 For services provided to individuals described under sub. (4) (a) 4. and s. 49.45 (23),  
11 the department shall comply with all federal requirements to qualify for the highest  
12 available enhanced federal medical assistance percentage. The department shall  
13 submit any amendment to the state medical assistance plan, request for a waiver of  
14 federal Medicaid law, or other approval required by the federal government to  
15 provide services to the individuals described under sub. (4) (a) 4. and s. 49.45 (23) and  
16 qualify for the highest available enhanced federal medical assistance percentage.

17           (b) If the department does not qualify for an enhanced federal medical  
18 assistance percentage, or if the enhanced federal medical assistance percentage  
19 obtained by the department is lower than printed in federal law as of July 1, 2013,  
20 for individuals eligible under sub. (4) (a) 4. or s. 49.45 (23), the department shall  
21 submit to the joint committee on finance a fiscal analysis comparing the cost to  
22 maintain coverage for adults who are not pregnant and not elderly at up to 133  
23 percent of the poverty line to the cost of limiting eligibility to those adults with family  
24 incomes up to 100 percent of the poverty line. The department may reduce income  
25 eligibility for adults who are not pregnant and not elderly from up to 133 percent of

1 the poverty line to up to 100 percent of the poverty line only if this reduction in income  
2 eligibility levels is approved by the joint committee on finance.”.

3 **SECTION 5.** 71.07 (9e) (af) (intro.) of the statutes is amended to read:

4 71.07 (9e) (af) (intro.) For taxable years beginning after December 31, 1995,  
5 and before January 1, 2011, and for taxable years beginning after December 31, 2014,  
6 any natural person may credit against the tax imposed under s. 71.02 an amount  
7 equal to one of the following percentages of the federal basic earned income credit for  
8 which the person is eligible for the taxable year under section 32 (b) (1) (A) to (C) of  
9 the Internal Revenue Code:

10 **SECTION 6.** 71.07 (9e) (aj) (intro.) of the statutes is amended to read:

11 71.07 (9e) (aj) (intro.) For taxable years beginning after December 31, 2010,  
12 and before January 1, 2015, an individual may credit against the tax imposed under  
13 s. 71.02 an amount equal to one of the following percentages of the federal basic  
14 earned income credit for which the person is eligible for the taxable year under  
15 section 32 (b) (1) (A) to (C) of the Internal Revenue Code:”.

16 **2.** Page 195, line 7: decrease the dollar amount for fiscal year 2015–16 by  
17 \$113,100,000 and decrease the dollar amount for fiscal year 2016–17 by  
18 \$247,400,000 for the purpose of providing Medical Assistance to certain adults with  
19 incomes up to 133 percent of the federal poverty line.

20 **3.** Page 1563, line 20: after that line insert:

21 “(5f) MEDICAID EXPANSION. The treatment of sections 49.45 (23) (a) and 49.471  
22 (1) (cr), (4) (a) 4. b., and (4g) takes effect on January 1, 2016, or on the day after  
23 publication, whichever is later.”.

24 (END)