



State of Wisconsin
2015 - 2016 LEGISLATURE

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PHJ&TJD:all

**ASSEMBLY AMENDMENT 24,
TO SENATE BILL 21**

July 8, 2015 – Offered by Representatives BARNES, GOYKE, KESSLER, GENRICH and
HEBL.

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

3 **1.** Page 181, line 5: decrease the dollar amount for fiscal year 2015–16 by
4 \$560,900 and decrease the dollar amount for fiscal year 2016–17 by \$4,429,400 for
5 the purpose of decreasing funding for adult correctional services.

6 **2.** Page 195, line 7: decrease the dollar amount for fiscal year 2015–16 by
7 \$113,100,000 and decrease the dollar amount for fiscal year 2016–17 by
8 \$247,400,000 for the purpose of providing Medical Assistance to certain adults with
9 incomes up to 133 percent of the federal poverty line.

10 **3.** Page 220, line 13: increase the dollar amount for fiscal year 2015–16 by
11 \$560,900 and increase the dollar amount for fiscal year 2016–17 by \$4,429,400 for
12 the purpose of providing grants to counties that provide alternatives to prosecution
13 and incarceration.

1 **4.** Page 266, line 6: increase the dollar amount for fiscal year 2015–16 by
2 \$88,200 and increase the dollar amount for fiscal year 2016–17 by \$88,200 for the
3 purpose of funding the position of a statewide coordinator for problem–solving
4 courts.

5 **5.** Page 557, line 18: after that line insert:

6 “**SECTION 1794m.** 49.45 (23) (a) of the statutes is amended to read:

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

15 **6.** Page 568, line 17: after that line insert:

16 “**SECTION 1827d.** 49.471 (1) (cr) of the statutes is created to read:

17 49.471 (1) (cr) “Enhanced federal medical assistance percentage” means a
18 federal medical assistance percentage described under 42 USC 1396d (y) or (z).

19 **SECTION 1827m.** 49.471 (4) (a) 4. b. of the statutes is amended to read:

20 49.471 (4) (a) 4. b. ~~The~~ Except as provided in sub. (4g), the individual’s family
21 income does not exceed ~~100~~ 133 percent of the poverty line ~~before application of the~~
22 ~~5 percent income disregard under 42 CFR 435.603 (d).~~

23 **SECTION 1827s.** 49.471 (4g) of the statutes is created to read:

1 49.471 (4g) MEDICAID EXPANSION; FEDERAL MEDICAL ASSISTANCE PERCENTAGE. (a)
2 For services provided to individuals described under sub. (4) (a) 4. and s. 49.45 (23),
3 the department shall comply with all federal requirements to qualify for the highest
4 available enhanced federal medical assistance percentage. The department shall
5 submit any amendment to the state medical assistance plan, request for a waiver of
6 federal Medicaid law, or other approval required by the federal government to
7 provide services to the individuals described under sub. (4) (a) 4. and s. 49.45 (23) and
8 qualify for the highest available enhanced federal medical assistance percentage.

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

20 **7.** Page 1159, line 14: delete “information that” and substitute “personally
21 identifying information contained within the report.”.

22 **8.** Page 1159, line 15: delete that line.

23 **9.** Page 1538, line 3: after that line insert:

1 “(4j) NEW ASSISTANT DISTRICT ATTORNEY POSITIONS. In the schedule under section
2 20.005 (3) of the statutes for the appropriation to the department of administration
3 under section 20.475 (1) (d) of the statutes, as affected by the acts of 2015, the dollar
4 amount is increased by \$4,328,000 for the first fiscal year of the fiscal biennium in
5 which this subsection takes effect to increase the authorized FTE positions for the
6 department by 84.9 GPR assistant district attorney positions. In the schedule under
7 section 20.005 (3) of the statutes for the appropriation to the department of
8 administration under section 20.475 (1) (d) of the statutes, as affected by the acts of
9 2015, the dollar amount is increased by \$6,348,900 for the second fiscal year of the
10 fiscal biennium in which this subsection takes effect to increase the authorized FTE
11 positions for the department by 84.9 GPR assistant district attorney positions. The
12 district attorney positions shall be allocated to the following counties:

- 13 (a) Barron County, 1.0 FTE position.
- 14 (b) Brown County, 4.0 FTE positions.
- 15 (c) Clark County, 0.50 FTE position.
- 16 (d) Dane County, 11.0 FTE positions.
- 17 (e) Dodge County, 2.0 FTE positions.
- 18 (f) Douglas County, 1.0 FTE position.
- 19 (g) Dunn County, 0.50 FTE position.
- 20 (h) Eau Claire County, 2.0 FTE positions.
- 21 (i) Fond du Lac County, 4.0 FTE positions.
- 22 (j) Green County, 0.50 FTE position.
- 23 (k) Jackson County, 1.0 FTE position.
- 24 (L) Kenosha County, 2.0 FTE positions.
- 25 (m) La Crosse County, 3.0 FTE positions.

- 1 (n) Lincoln County, 1.0 FTE position.
- 2 (o) Manitowoc County, 2.0 FTE positions.
- 3 (p) Marinette County, 2.0 FTE positions.
- 4 (q) Marquette County, 0.50 FTE position.
- 5 (r) Milwaukee County, 4.0 FTE positions.
- 6 (s) Monroe County, 3.0 FTE positions.
- 7 (t) Outagamie County, 5.90 FTE positions.
- 8 (u) Ozaukee County, 2.0 FTE positions.
- 9 (v) Portage County, 2.0 FTE positions.
- 10 (w) Racine County, 4.0 FTE positions.
- 11 (x) Rock County, 2.0 FTE positions.
- 12 (y) Saint Croix County, 1.50 FTE positions.
- 13 (z) Shawano and Menominee Counties, 1.0 FTE position.
- 14 (aa) Sheboygan County, 5.0 FTE positions.
- 15 (bb) Walworth County, 4.0 FTE positions.
- 16 (cc) Washington County, 1.0 FTE position.
- 17 (dd) Waukesha County, 6.50 FTE positions.
- 18 (ee) Winnebago County, 3.0 FTE positions.
- 19 (ff) Wood County, 2.0 FTE positions.

20 (4L) REVENUE SOURCE FOR ASSISTANT DISTRICT ATTORNEY POSITIONS.

21 (a) In the schedule under section 20.005 (3) of the statutes for the appropriation
22 to the department of administration under section 20.475 (1) (k) of the statutes, as
23 affected by the acts of 2015, the dollar amount is decreased by \$892, 200 for the first
24 fiscal year of the fiscal biennium in which this subsection takes effect to decrease the
25 authorized FTE positions for the department by 15.50 PR assistant district attorney

1 positions. In the schedule under section 20.005 (3) of the statutes for the
2 appropriation to the department of administration under section 20.475 (1) (k) of the
3 statutes, as affected by the acts of 2015, the dollar amount is decreased by \$1,308,600
4 for the second fiscal year of the fiscal biennium in which this subsection takes effect
5 to decrease the authorized FTE positions for the department by 15.50 PR assistant
6 district attorney positions. The decreased assistant district attorney positions shall
7 be allocated to the following counties:

- 8 1. Fond du Lac County, 3.0 FTE positions.
- 9 2. Marathon County, 2.5 FTE positions.
- 10 3. Milwaukee County, 8.0 FTE positions.
- 11 4. Outagamie County, 1.0 FTE position.
- 12 5. Waukesha County, 1.0 FTE position.

13 (b) In the schedule under section 20.005 (3) of the statutes for the appropriation
14 to the department of administration under section 20.475 (1) (d) of the statutes, as
15 affected by the acts of 2015, the dollar amount is increased by \$892, 200 for the first
16 fiscal year of the fiscal biennium in which this paragraph takes effect to increase the
17 authorized FTE positions for the department by 15.50 PR assistant district attorney
18 positions. In the schedule under section 20.005 (3) of the statutes for the
19 appropriation to the department of administration under section 20.475 (1) (d) of the
20 statutes, as affected by the acts of 2015, the dollar amount is increased by \$1,308,600
21 for the second fiscal year of the fiscal biennium in which this paragraph takes effect
22 to increase the authorized FTE positions for the department by 15.50 PR assistant
23 district attorney positions. The increased assistant district attorney positions shall
24 be allocated to the following counties:

- 25 1. Fond du Lac County, 3.0 FTE positions.

- 1 2. Marathon County, 2.5 FTE positions.
- 2 3. Milwaukee County, 8.0 FTE positions.
- 3 4. Outagamie County, 1.0 FTE position.
- 4 5. Waukesha County, 1.0 FTE position.

5 (4m) PART-TIME ASSISTANT DISTRICT ATTORNEY POSITIONS. In the schedule under
6 section 20.005 (3) of the statutes for the appropriation to the department of
7 administration under section 20.475 (1) (d) of the statutes, as affected by the acts of
8 2015, the dollar amount is increased by \$329,000 for the first fiscal year of the fiscal
9 biennium in which this subsection takes effect to increase the authorized FTE
10 positions for the department by 6.65 GPR assistant district attorney positions. In
11 the schedule under section 20.005 (3) of the statutes for the appropriation to the
12 department of administration under section 20.475 (1) (d) of the statutes, as affected
13 by the acts of 2015, the dollar amount is increased by \$892, 200 for the first fiscal year
14 of the fiscal biennium in which this subsection takes effect to increase the authorized
15 FTE positions for the department by 6.65 GPR assistant district attorney positions.
16 The assistant district attorney positions shall be allocated to the following counties:

- 17 (a) Adams County, 0.80 FTE position.
- 18 (b) Burnett County, 0.75 FTE position.
- 19 (c) Columbia County, 0.75 FTE position.
- 20 (d) Dane County, 0.15 FTE position.
- 21 (e) Douglas County, 0.50 FTE position.
- 22 (f) Dunn County, 1.0 FTE position.
- 23 (g) Iowa County, 0.25 FTE position.
- 24 (h) Jefferson County, 0.70 FTE position.
- 25 (i) Juneau County, 0.50 FTE position.

1 (j) Pierce County, 0.50 FTE position.

2 (k) Washburn County, 0.75 FTE position.”.

3 **10.** Page 1538, line 15: after that line insert:

4 “(1gj) PRISON GUARD TOWER POSITIONS. In the schedule under section 20.005 (3)
5 of the statutes for the appropriation to the department of corrections under section
6 20.410 (1) (a) of the statutes, as affected by the acts of 2015, the dollar amount is
7 increased by \$2,351,100 for the first fiscal year of the fiscal biennium in which this
8 subsection takes effect to increase the number of FTE positions for the department
9 by 54.0 3rd shift tower staffing positions. In the schedule under section 20.005 (3)
10 of the statutes for the appropriation to the department of corrections under section
11 20.410 (1) (a) of the statutes, as affected by the acts of 2015, the dollar amount is
12 increased by \$3,381,500 for the second fiscal year of the fiscal biennium in which this
13 subsection takes effect to increase the number of FTE positions for the department
14 by 60.0 3rd shift tower staffing positions.”.

15 **11.** Page 1563, line 20: after that line insert:

16 “(5f) MEDICAID EXPANSION. The treatment of sections 49.45 (23) (a) and 49.471
17 (1) (cr), (4) (a) 4. b., and (4g) takes effect on January 1, 2016, or on the day after
18 publication, whichever is later.”.

19 (END)