



State of Wisconsin
2015 – 2016 LEGISLATURE

LRBs0364/1
MDK:ahc

**ASSEMBLY SUBSTITUTE AMENDMENT 3,
TO ASSEMBLY BILL 740**

February 16, 2016 – Offered by Representatives MASON, C. TAYLOR and BARCA.

1 **AN ACT to amend** 20.292 (1) (d), 49.45 (23) (a) and 49.471 (4) (a) 4. b.; and **to**
2 **create** 49.471 (1) (cr) and 49.471 (4g) of the statutes; **relating to:** state aid to
3 technical colleges, Wisconsin grants for technical college students, Medicaid
4 expansion, eligibility for BadgerCare Plus and BadgerCare Plus Core, and
5 making appropriations.

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

6 **SECTION 1.** 20.292 (1) (d) of the statutes is amended to read:
7 20.292 (1) (d) *State aid for technical colleges; statewide guide.* The **As a**
8 **continuing appropriation, the** amounts in the schedule for state aids for technical
9 college districts and technical colleges, including area schools and programs
10 established and maintained under the supervision of the board, under s. 38.28 (2) (b),
11 (b), and (bm), and for production and distribution of the statewide guide under s.

1 38.04 (18). Of the amount in the schedule for each fiscal year not exceeding \$50,000
2 may be spent by the board to match federal funds made available for technical
3 education by any act of congress for the purposes set forth in such act and no more
4 than \$125,000 may be spent by the board to produce and distribute the statewide
5 guide under s. 38.04 (18). If, in any fiscal year, actual program fees raised under s.
6 38.24 (1m) exceed board estimates, the increase shall be used to offset actual district
7 aidable cost.

8 **SECTION 2.** 49.45 (23) (a) of the statutes is amended to read:

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

17 **SECTION 3.** 49.471 (1) (cr) of the statutes is created to read:

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

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

21 49.471 (4) (a) 4. b. ~~The~~ Except as provided in sub. (4g), the individual’s family
22 income does not exceed ~~100~~ 133 percent of the poverty line ~~before application of the~~
23 ~~5 percent income disregard under 42 CFR 435.603 (d).~~

24 **SECTION 5.** 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 **SECTION 6. Fiscal changes.**

21 (1) STATE AID TO TECHNICAL COLLEGES. In the schedule under section 20.005 (3)
22 of the statutes for the appropriation to the technical college system board under
23 section 20.292 (1) (d) of the statutes, as affected by the acts of 2015, the dollar amount
24 for fiscal year 2015–16 is increased by \$203,000 for the purpose for which the
25 appropriation is made.

