

**2015 DRAFTING REQUEST**

**Assembly Substitute Amendment (ASA-AB744)**

Received: 2/16/2016 Received By: agary  
For: Peter Barca (608) 266-5504 Same as LRB:  
May Contact: By/Representing: Matt  
Subject: Higher Education - UW System Drafter: agary  
Addl. Drafters: tdodge

Extra Copies:

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

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**Pre Topic:**

No specific pre topic given

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**Topic:**

UW system funding; accepting MA funds

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**Instructions:**

See attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary 2/16/2016		_____			
/1		anienaja 2/16/2016	_____	mbarman 2/16/2016	mbarman 2/16/2016	

FE Sent For:

<END>

**Gary, Aaron**

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**Subject:** RE: Amendments for Tomorrow

Begin forwarded message:

**From:** "Champagne, Rick" <[Rick.Champagne@legis.wisconsin.gov](mailto:Rick.Champagne@legis.wisconsin.gov)>  
**Date:** February 15, 2016 at 8:19:18 PM CST  
**To:** "Hanaman, Cathlene" <[Cathlene.Hanaman@legis.wisconsin.gov](mailto:Cathlene.Hanaman@legis.wisconsin.gov)>  
**Subject:** Fwd: Amendments for Tomorrow

Here you go.

Sent from my iPhone

Begin forwarded message:

**From:** "Egerer, Matt" <[Matt.Egerer@legis.wisconsin.gov](mailto:Matt.Egerer@legis.wisconsin.gov)>  
**Date:** February 15, 2016 at 6:31:55 PM CST  
**To:** "Champagne, Rick" <[Rick.Champagne@legis.wisconsin.gov](mailto:Rick.Champagne@legis.wisconsin.gov)>  
**Subject:** Amendments for Tomorrow

Rick,

Rep. Barca asked that I request the following amendments for the floor tomorrow:

[REDACTED]

AB 744:

- Sub that replaces the bill with accepting federal MA funds and restoring funding to the UW System to the base level before the current budget.

Matt Egerer  
Office of Representative Peter Barca  
Assembly Democratic Leader  
608.266.5504  
[fb.com/RepPeterBarca](http://fb.com/RepPeterBarca) // @PeterWBarca



State of Wisconsin  
2015 - 2016 LEGISLATURE

in  
2/16

Now

LRBs0363/1  
ARG&TJD:...  
amr

ASSEMBLY SUBSTITUTE AMENDMENT,  
TO ASSEMBLY BILL 744

SA ✓  
Xref ✓

Gen. ✓

1 AN ACT ...; relating to: Medicaid expansion, eligibility for BadgerCare Plus and  
2 BadgerCare Plus Core, funding for the University of Wisconsin System, and  
3 making an appropriation.

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

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. Fiscal changes.**

4 (1) MEDICAL ASSISTANCE. In the schedule under section 20.005 (3) of the statutes  
5 for the appropriation to the department of health services under section 20.435 (4)  
6 (b) of the statutes, as affected by the acts of 2015, the dollar amount for fiscal year  
7 2015–16 is decreased by \$102,900,000 to provide Medical Assistance to certain  
8 adults with incomes up to 133 percent of the federal poverty line. In the schedule  
9 under section 20.005 (3) of the statutes for the appropriation to the department of  
10 health services under section 20.435 (4) (b) of the statutes, as affected by the acts of  
11 2015, the dollar amount for fiscal year 2016–17 is decreased by \$220,600,000 to  
12 provide Medical Assistance to certain adults with incomes up to 133 percent of the  
13 federal poverty line.

14 (2) UNIVERSITY OF WISCONSIN SYSTEM. In the schedule under section 20.005 (3)  
15 of the statutes for the appropriation to the Board of Regents of the University of  
16 Wisconsin System under section 20.285 (1) (a) of the statutes, as affected by the acts  
17 of 2015, the dollar amount for fiscal year 2015–16 is increased by \$125,000,000 to  
18 increase funding for the purpose for which the appropriation is made. In the  
19 schedule under section 20.005 (3) of the statutes for the appropriation to the Board  
20 of Regents of the University of Wisconsin System under section 20.285 (1) (a) of the  
21 statutes, as affected by the acts of 2015, the dollar amount for fiscal year 2016–17  
22 is increased by \$125,000,000 to increase funding for the purpose for which the  
23 appropriation is made.

24 **SECTION 6. Effective dates.** This act takes effect on the day after publication,  
25 except as follows:

