



State of Wisconsin
2025 - 2026 LEGISLATURE

LRBb0688/1

SWB:skw

**SENATE AMENDMENT 14,
TO SENATE SUBSTITUTE AMENDMENT 2,
TO SENATE BILL 45**

July 2, 2025 - Offered by Senators HESSELBEIN, SMITH, SPREITZER, DRAKE, L. JOHNSON, ROYS, CARPENTER, DASSLER-ALFHEIM, HABUSH SINYKIN, KEYESKI, LARSON, PFAFF and RATCLIFF.

1 At the locations indicated, amend the substitute amendment as follows:

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

3 “**SECTION 1.** 20.435 (4) (jw) of the statutes is amended to read:

4 20.435 (4) (jw) *BadgerCare Plus and hospital assessment.* All ~~moneys~~
5 ~~received from payment of enrollment fees under the program under s. 49.45 (23), all~~
6 moneys transferred under s. 50.38 (9), all moneys transferred under s. 256.23 (6),
7 all moneys transferred from the appropriation account under par. (jz), and 10
8 percent of all moneys received from penalty assessments under s. 49.471 (9) (c), ~~for~~
9 ~~administration of the program under s. 49.45 (23),~~ to provide a portion of the state
10 share of administrative costs for the BadgerCare Plus Medical Assistance program

1 under s. 49.471, for administration of the hospital assessment under s. 50.38, and
2 for administration of the ambulance service provider fee under s. 256.23.

3 **SECTION 2.** 49.45 (2p) of the statutes is repealed.

4 **SECTION 3.** 49.45 (23) of the statutes is repealed.

5 **SECTION 4.** 49.45 (23b) of the statutes is repealed.

6 **SECTION 5.** 49.471 (1) (cr) of the statutes is created to read:

7 49.471 (1) (cr) “Enhanced federal medical assistance percentage” means a
8 federal medical assistance percentage described under 42 USC 1396d (y) or (z).

9 **SECTION 6.** 49.471 (4) (a) 4. b. of the statutes is amended to read:

10 49.471 (4) (a) 4. b. The individual’s family income does not exceed ~~100~~ 133
11 percent of the poverty line ~~before application of the 5 percent income disregard~~
12 ~~under 42 CFR 435.603 (d).~~

13 **SECTION 7.** 49.471 (4) (a) 8. of the statutes is created to read:

14 49.471 (4) (a) 8. An individual who meets all of the following criteria:

15 a. The individual is an adult under the age of 65.

16 b. The adult has a family income that does not exceed 133 percent of the
17 poverty line, except as provided in sub. (4g).

18 c. The adult is not otherwise eligible for the Medical Assistance program
19 under this subchapter or the Medicare program under 42 USC 1395 et seq.

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

21 49.471 (4g) **MEDICAID EXPANSION; FEDERAL MEDICAL ASSISTANCE**
22 **PERCENTAGE.** For services provided to individuals described under sub. (4) (a) 8.,
23 the department shall comply with all federal requirements to qualify for the highest

1 available enhanced federal medical assistance percentage. The department shall
2 submit any amendment to the state medical assistance plan, request for a waiver of
3 federal Medicaid law, or other approval request required by the federal government
4 to provide services to the individuals described under sub. (4) (a) 8. and qualify for
5 the highest available enhanced federal medical assistance percentage. Sections
6 20.940 and 49.45 (2t) do not apply to a submission to the federal government under
7 this subsection.

8 **SECTION 9.** 49.686 (3) (d) of the statutes is amended to read:

9 49.686 (3) (d) Has applied for coverage under and has been denied eligibility
10 for medical assistance within 12 months prior to application for reimbursement
11 under sub. (2). This paragraph does not apply to an individual ~~who is eligible for~~
12 ~~benefits under the demonstration project for childless adults under s. 49.45 (23) or~~
13 ~~to an individual~~ who is eligible for benefits under BadgerCare Plus under s. 49.471
14 (4) (a) 8. or (11).

15 **SECTION 10.** 2017 Wisconsin Act 370, section 44 (2) and (3) are repealed.

16 **SECTION 11. Nonstatutory provisions.**

17 (1) CHILDLESS ADULTS DEMONSTRATION PROJECT. The department of health
18 services shall submit any necessary request to the federal department of health and
19 human services for a state plan amendment or waiver of federal Medicaid law or to
20 modify or withdraw from any waiver of federal Medicaid law relating to the
21 childless adults demonstration project under s. 49.45 (23), 2023 stats., to reflect the
22 incorporation of recipients of Medical Assistance under the demonstration project
23 into the BadgerCare Plus program under s. 49.471 and the termination of the

1 demonstration project. Sections 20.940 and 49.45 (2t) do not apply to a request
2 under this subsection.

3 **SECTION 12. Fiscal changes.**

4 (1) MEDICAID EXPANSION. In the schedule under s. 20.005 (3) for the
5 appropriation to the department of health services under s. 20.435 (4) (b), the dollar
6 amount for fiscal year 2025-26 is decreased by \$281,800,000 and the dollar amount
7 for fiscal year 2026-27 is decreased by \$288,500,000 as a result of expanding
8 eligibility for the Medical Assistance program.

9 (2) FEDERAL MEDICAL ASSISTANCE PERCENTAGE INCENTIVE LAPSE.
10 Notwithstanding s. 20.001 (3) (b), on July 1, 2027, there is lapsed to the general
11 fund \$1,338,000,000 from the appropriation account of the department of health
12 services under s. 20.435 (4) (b).

13 (3) INCOME MAINTENANCE. In the schedule under s. 20.005 (3) for the
14 appropriation to the department of health services under s. 20.435 (4) (bn), the
15 dollar amount for fiscal year 2025-26 is increased by \$504,100 and the dollar
16 amount for fiscal year 2026-27 is increased by \$513,600.”.

17 **(END)**