



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2001 Assembly Bill 274

**Senate
Amendment 1**

Memo published: June 1, 2001

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2001 Assembly Bill 274 creates a Medical Assistance (MA) trust fund into which the following funds may be deposited: moneys received as federal financial participation to match public moneys transferred to the state or certified by the Department of Health and Family Services (DHFS) as the state share of financial participation for payments related to nursing homes under the MA program; and public moneys transferred to the state or certified by DHFS as the state and federal share of financial participation for payments related to nursing homes under the MA program.

Assembly Bill 274 also repeals a provision in current law which requires DHFS to distribute additional, unanticipated moneys received as federal financial participation for the reduction of operating deficits incurred by nursing facilities that are owned and operated by a city, village or town.

Senate Amendment 1 to 2001 Assembly Bill 274 requires DHFS, before July 1, 2001, to pay or complete payment, as appropriate, of all moneys required to be paid under the nursing home "wage pass-through" provisions in 1999 Wisconsin Act 9 (the 1999-2001 Biennial Budget Act) to nursing facilities that applied for the moneys, had wage pass-through moneys recouped by DHFS, and appealed the recoupment before January 30, 2001. According to the amendment, these payments must be made notwithstanding provisions of 1999 Wisconsin Act 9 which allow DHFS to recoup these payments.

Senate Amendment 1 was introduced and adopted by the Senate Committee on Health, Utilities, Veterans and Military Affairs on May 23, 2001, by a vote of Ayes, 8; Noes, 1. The bill was concurred, as amended, by the committee on that same date by a vote of Ayes, 9; Noes, 0.

LR:flu:rv;jal