



State of Wisconsin
2007 - 2008 LEGISLATURE

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**SENATE AMENDMENT 1,
TO 2007 SENATE BILL 375**

January 25, 2008 – Offered by COMMITTEE ON HEALTH, HUMAN SERVICES, INSURANCE,
AND JOB CREATION.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 4, line 12: after that line insert:

3 “**SECTION 4c.** 49.345 (8) (d) of the statutes, as created by 2007 Wisconsin Act
4 20, is amended to read:

5 49.345 (8) (d) After due regard to the case and to a spouse and minor children
6 who are lawfully dependent on the property for support, compromise or waive any
7 portion of any claim of the state or county for which a person specified under sub. (2)
8 is liable, but not any claim payable by an insurer under s. 632.89 (2) or ~~(2m)~~ (4m) or
9 by any other 3rd party.

10 **SECTION 4g.** 49.345 (14) (a) of the statutes, as created by 2007 Wisconsin Act
11 20, is amended to read:

12 49.345 (14) (a) Except as provided in pars. (b) and (c), liability of a person
13 specified in sub. (2) or s. 49.32 (1) for care and maintenance of persons under 18 years

1 of age in residential, nonmedical facilities such as group homes, foster homes,
2 treatment foster homes, subsidized guardianship homes, and residential care
3 centers for children and youth is determined in accordance with the cost-based fee
4 established under s. 49.32 (1). The department shall bill the liable person up to any
5 amount of liability not paid by an insurer under s. 632.89 (2) or ~~(2m)~~ (4m) or by other
6 3rd-party benefits, subject to rules that include formulas governing ability to pay
7 established by the department under s. 49.32 (1). Any liability of the person not
8 payable by any other person terminates when the person reaches age 18, unless the
9 liable person has prevented payment by any act or omission.”.

10 **2.** Page 10, line 6: after that line insert:

11 “**SECTION 34m.** 632.89 (5m) of the statutes is created to read:

12 632.89 **(5m)** SPECIAL APPLICABILITY. Notwithstanding s. 600.01 (1) (b) 3., this
13 section applies to any group health benefit plan that would otherwise be exempt
14 under s. 600.01 (1) (b) 3. if at least 150 of the certificate holders or insureds are
15 residents of this state.”.

16 (END)