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## 2007 ASSEMBLY BILL 674

January 10, 2008 – Introduced by Representative Rhoades, cosponsored by Senator Decker, by request of Governor James E. Doyle. Referred to Committee on Aging and Long Term Care.

1 AN ACT to amend 150.31 (1) (intro.) and 150.345 (1) (a) of the statutes; relating

to: the statewide nursing home bed cap and nursing home bed transfers.

## Analysis by the Legislative Reference Bureau

Under current law, the maximum number of licensed nursing home beds statewide is 51,795. A nursing home may transfer a licensed bed to another nursing home only under certain conditions, including if the transferring and receiving nursing homes are within the same bed allocation area, as determined by the Department of Health and Family Services, or if the receiving nursing home is located in a county that adjoins the bed allocation area of the transferring nursing home.

This bill reduces the statewide licensed nursing home bed cap to 42,000 beds and changes the limitation on transferring a licensed bed from one nursing home to another to require that the receiving nursing home be in the same bed allocation area or in an adjoining area.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

**Section 1.** 150.31 (1) (intro.) of the statutes is amended to read:

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150.31 (1) (intro.) In order to enable the state to budget accurately for medical
assistance and to allocate fiscal resources most appropriately, the maximum number
of licensed nursing home beds statewide is $51,795$ $42,000$ and the maximum number
of beds statewide in facilities primarily serving the developmentally disabled is
3,704. The department may adjust these limits on licensed beds as provided in subs.
(2) to (6). The department shall also biennially recommend changes to this limit
based on the following criteria:

**Section 2.** 150.345 (1) (a) of the statutes is amended to read:

150.345 (1) (a) The receiving nursing home is within the same area for allocation of nursing home beds, as determined by the department, as is the transferring nursing home, or is in <u>a county an</u> adjoining that area.

12 (END)