State of Wisconsin
2015 – 2016 LEGISLATURE

LRBb0871/1
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ASSEMBLY AMENDMENT 1,

TO SENATE BILL 21

July 8, 2015 – Offered by Representatives BARCA, SHANKLAND, JORGENSEN, ZAMARRIPA, POPE and SUBECK.

At the locations indicated, amend the bill, as shown by senate substitute amendment 1, as follows:

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

"**SECTION 1.** 49.45 (23) (a) of the statutes is amended to read:

49.45 **(23)** (a) The department shall request a waiver from the secretary of the federal department of health and human services to permit the department to conduct a demonstration project to provide health care coverage to adults who are under the age of 65, who have family incomes not to exceed ~~100~~ 133 percent of the poverty line ~~before application of the 5 percent income disregard under 42 CFR 435.603 (d)~~, except as provided in s. 49.471 (4g), and who are not otherwise eligible for medical assistance under this subchapter, the Badger Care health care program under s. 49.665, or Medicare under 42 USC 1395 et seq.

SECTION 2. 49.471 (1) (cr) of the statutes is created to read:

49.471 **(1)** (cr) "Enhanced federal medical assistance percentage" means a federal medical assistance percentage described under 42 USC 1396d (y) or (z).

SECTION 3. 49.471 (4) (a) 4. b. of the statutes is amended to read:

49.471 **(4)** (a) 4. b. ~~The~~ Except as provided in sub. (4g), the individual's family income does not exceed ~~100~~ 133 percent of the poverty line ~~before application of the 5 percent income disregard under 42 CFR 435.603 (d)~~.

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

49.471 **(4g)** MEDICAID EXPANSION; FEDERAL MEDICAL ASSISTANCE PERCENTAGE. (a) For services provided to individuals described under sub. (4) (a) 4. and s. 49.45 (23), the department shall comply with all federal requirements to qualify for the highest available enhanced federal medical assistance percentage. The department shall submit any amendment to the state medical assistance plan, request for a waiver of federal Medicaid law, or other approval required by the federal government to provide services to the individuals described under sub. (4) (a) 4. and s. 49.45 (23) and qualify for the highest available enhanced federal medical assistance percentage.

(b) If the department does not qualify for an enhanced federal medical assistance percentage, or if the enhanced federal medical assistance percentage obtained by the department is lower than printed in federal law as of July 1, 2013, for individuals eligible under sub. (4) (a) 4. or s. 49.45 (23), the department shall submit to the joint committee on finance a fiscal analysis comparing the cost to maintain coverage for adults who are not pregnant and not elderly at up to 133 percent of the poverty line to the cost of limiting eligibility to those adults with family incomes up to 100 percent of the poverty line. The department may reduce income eligibility for adults who are not pregnant and not elderly from up to 133 percent of

the poverty line to up to 100 percent of the poverty line only if this reduction in income eligibility levels is approved by the joint committee on finance.

SECTION 5. 121.905 (3) (c) 5g. of the statutes is created to read:

121.905 **(3)** (c) 5g. For the limit for the 2015–16 school year and the 2016–17 school year, add $150 to the result under par. (b).

SECTION 6. 121.905 (3) (c) 6. of the statutes is amended to read:

121.905 **(3)** (c) 6. For the limit for the ~~2015–16~~ 2017–18 school year or any school year thereafter, ~~make no adjustment~~ add the amount determined under s. 121.91 (2m) (i) to the result under par. (b).

SECTION 7. 121.91 (2m) (i) (intro.) of the statutes is amended to read:

121.91 **(2m)** (i) (intro.) Except as provided in subs. (3), (4), and (8), no school district may increase its revenues for the 2015–16 school year or ~~for any~~ the 2016–17 school year ~~thereafter~~ to an amount that exceeds the amount calculated as follows:

SECTION 8. 121.91 (2m) (i) 1m. of the statutes is created to read:

121.91 **(2m)** (i) 1m. Add $150 to the result under subd. 1.

SECTION 9. 121.91 (2m) (i) 2. of the statutes is amended to read:

121.91 **(2m)** (i) 2. Multiply the result under subd. ~~1.~~ 1m. by the average of the number of pupils enrolled in the current and the 2 preceding school years.

SECTION 10. 121.91 (2m) (j) of the statutes is created to read:

121.91 **(2m)** (j) Except as provided in subs. (3), (4), and (8), no school district may increase its revenues for the 2017–18 school year or for any school year thereafter to an amount that exceeds the amount calculated as follows:

1. Divide the sum of the amount of state aid received in the previous school year and property taxes levied for the previous school year, excluding property taxes

levied for the purpose of s. 120.13 (19) and excluding funds described under sub. (4) (c), by the average of the number of pupils enrolled in the 3 previous school years.

2. Add the following to the result under subd. 1.:

a. For the 2016–17 school year, $150 multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal.

b. For the 2017–18 school year and each school year thereafter, the per pupil amount under this subdivision multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal.

3. Multiply the result under subd. 2. by the average of the number of pupils enrolled in the current school year and the 2 preceding school years.

SECTION 11. 121.91 (2m) (r) 1. (intro.) of the statutes is amended to read:

121.91 **(2m)** (r) 1. (intro.) Notwithstanding pars. (c) to ~~(i)~~ (j), if a school district is created under s. 117.105, its revenue limit under this section for the school year beginning with the effective date of the reorganization shall be determined as follows except as provided under subs. (3) and (4):

SECTION 12. 121.91 (2m) (r) 1. b. of the statutes is amended to read:

121.91 **(2m)** (r) 1. b. Add an amount equal to the amount of revenue increase per pupil allowed under this subsection for the previous school year multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal to the result under subd. 1. a., except that in calculating the limit for the 2013–14 school year and the 2014–15 school year, add $75 to the result under subd. 1. a., ~~and~~ in calculating the limit for the 2015–16 and 2016–17 school ~~year~~ years, add $150 to the result under subd. 1. a., and in calculating the limit for the 2017–18 school year and any school year thereafter, ~~make no adjustment to the result under subd. 1. a.~~ add the amount determined under par. (j) 2. to the result under subd. 1. a.

SECTION 13. 121.91 (2m) (s) 1. b. of the statutes is amended to read:

121.91 **(2m)** (s) 1. b. Add an amount equal to the amount of revenue increase per pupil allowed under this subsection for the previous school year multiplied by the sum of 1.0 plus the allowable rate of increase under s. 73.0305 expressed as a decimal to the result under subd. 1. a., except that in calculating the limit for the 2013–14 school year and the 2014–15 school year, add $75 to the result under subd. 1. a., ~~and~~ in calculating the limit for the 2015–16 school year ~~and any school year thereafter, make no adjustment to the result under subd. 1. a.~~ and for the 2016–17 school year, add $150 to the result under subd. 1. a., and in calculating the limit for the 2017–18 school year and any school year thereafter, add the amount determined under par. (j) 2. to the result under subd. 1. a.".

2. Page 195, line 7: decrease the dollar amount for fiscal year 2015–16 by $113,100,000 and decrease the dollar amount for fiscal year 2016–17 by $247,400,000 for the purpose of providing Medical Assistance to certain adults with incomes up to 133 percent of the federal poverty line.

3. Page 1563, line 20: after that line insert:

"(5f) MEDICAID EXPANSION. The treatment of sections 49.45 (23) (a) and 49.471 (1) (cr), (4) (a) 4. b., and (4g) takes effect on January 1, 2016, or on the day after publication, whichever is later.".

(END)