



State of Wisconsin
2015 – 2016 LEGISLATURE

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EVM&TJD:amn&wlj

**ASSEMBLY AMENDMENT 25,
TO SENATE BILL 21**

July 8, 2015 – Offered by Representatives STUCK, SPREITZER, KAHL and SINICKI.

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

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

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

4 49.45 (**23**) (a) The department shall request a waiver from the secretary of the
5 federal department of health and human services to permit the department to
6 conduct a demonstration project to provide health care coverage to adults who are
7 under the age of 65, who have family incomes not to exceed ~~100~~ 133 percent of the
8 poverty line ~~before application of the 5 percent income disregard under 42 CFR~~
9 ~~435.603 (d), except as provided in s. 49.471 (4g),~~ and who are not otherwise eligible
10 for medical assistance under this subchapter, the Badger Care health care program
11 under s. 49.665, or Medicare under 42 USC 1395 et seq.

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

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

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

4 49.471 (4) (a) 4. b. The Except as provided in sub. (4g), the individual’s family
5 income does not exceed ~~100~~ 133 percent of the poverty line ~~before application of the~~
6 ~~5 percent income disregard under 42 CFR 435.603 (d).~~

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

8 49.471 (4g) MEDICAID EXPANSION; FEDERAL MEDICAL ASSISTANCE PERCENTAGE. (a)
9 For services provided to individuals described under sub. (4) (a) 4. and s. 49.45 (23),
10 the department shall comply with all federal requirements to qualify for the highest
11 available enhanced federal medical assistance percentage. The department shall
12 submit any amendment to the state medical assistance plan, request for a waiver of
13 federal Medicaid law, or other approval required by the federal government to
14 provide services to the individuals described under sub. (4) (a) 4. and s. 49.45 (23) and
15 qualify for the highest available enhanced federal medical assistance percentage.

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

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

3 **2.** Page 4, line 11: after that line insert:

4 “**SECTION 7m.** 6.28 (5) of the statutes is created to read:

5 6.28 (5) AT THE DIVISION OF MOTOR VEHICLES. The department of transportation
6 shall give special registration deputies the opportunity to register individuals to vote
7 at any office of the division of motor vehicles located in the county where the
8 individuals reside during the office’s normal business hours. The special registration
9 deputies shall submit all registration forms completed under this subsection to the
10 appropriate municipal clerk, or to the board of election commissioners in cities over
11 500,000 population, no later than 5 days after receiving the form.”.

12 **3.** Page 178, line 6: after that line insert:

13 “(ds) Grant for driver license recovery

14 program, state funds SEG B 500,000 –0–”.

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

19 **5.** Page 310, line 1: before that line insert:

20 “**SECTION 655f.** 20.395 (5) (ds) of the statutes is created to read:

21 20.395 (5) (ds) *Grant for driver license recovery program.* Biennially, the
22 amounts in the schedule for the grant under 2015 Wisconsin Act ... (this act), section
23 9145 (8L).”.

24 **6.** Page 354, line 2: after that line insert:

1 **“SECTION 876m.** 20.866 (2) (uut) of the statutes is amended to read:

2 20.866 (2) (uut) *Transportation; state highway rehabilitation, certain projects.*

3 From the capital improvement fund, a sum sufficient for the department of
4 transportation to fund state highway rehabilitation projects, as provided under s.
5 84.57. The state may contract public debt in an amount not to exceed \$141,000,000
6 \$383,386,600 for this purpose.”.

7 **7.** Page 800, line 20: delete the material beginning with that line and ending
8 with page 801, line 12.

9 **8.** Page 803, line 7: after that line insert:

10 **“SECTION 2552q.** 84.02 (16) of the statutes is created to read:

11 84.02 (16) I 39/90 EXPANSION PROJECT. The department shall maintain the
12 priority and schedule that existed on the day before the effective date of this
13 subsection (LRB inserts date), for the I 39/90 expansion project in Dane and Rock
14 counties.

15 **SECTION 2552r.** 84.02 (17) of the statutes is created to read:

16 84.02 (17) US 10/STH 441 EXPANSION PROJECT. The department shall maintain
17 the priority and schedule that existed on the day before the effective date of this
18 subsection [LRB inserts date], for the US 10/STH 441 expansion project in
19 Winnebago, Outagamie, and Calumet counties.”.

20 **9.** Page 806, line 18: after that line insert:

21 **“SECTION 2572t.** 85.012 of the statutes is created to read:

22 **85.012 Bonding limits.** Notwithstanding s. 20.866, state debt may not be
23 incurred for transportation purposes if the estimated principal and interest costs for
24 the next fiscal year on outstanding state debt incurred for transportation purposes

1 exceeds 20 percent of the total amount appropriated for transportation purposes for
2 the fiscal year.”.

3 **10.** Page 812, line 21: delete “50%” and substitute “50% 80 percent”.

4 **11.** Page 1152, line 20: delete “(a)”.

5 **12.** Page 1152, line 24: delete the material beginning with that line and
6 ending with page 1153, line 3.

7 **13.** Page 1324, line 15: after that line insert:

8 “**SECTION 4343m.** 343.21 (1) (j) of the statutes is repealed.”.

9 **14.** Page 1324, line 18: after “reinstatement” insert “under par. (jm) or (m)”.

10 **15.** Page 1325, line 7: after that line insert:

11 “**SECTION 4345o.** 343.305 (8) (b) 5. (intro.) of the statutes is amended to read:

12 343.305 (8) (b) 5. (intro.) If the hearing examiner finds that any of the following
13 applies, the examiner shall order that the administrative suspension of the person’s
14 operating privilege be rescinded without payment of any fee under s. 343.21 (1) (j),
15 (jr), or (n):

16 **SECTION 4345q.** 343.305 (8) (c) 5. of the statutes is amended to read:

17 343.305 (8) (c) 5. If any court orders under this subsection that the
18 administrative suspension of the person’s operating privilege be rescinded, the
19 person need not pay any fee under s. 343.21 (1) (j), (jr), or (n).

20 **SECTION 4345s.** 343.38 (2) of the statutes is amended to read:

21 343.38 (2) REINSTATEMENT OF NONRESIDENT’S OPERATING PRIVILEGE. A
22 nonresident’s operating privilege revoked or suspended under the laws of this state
23 is reinstated as a matter of law when the period of revocation or suspension has

1 expired and the nonresident pays the fees specified in s. 343.21 (1) ~~(j)~~, (jr), if
2 applicable, and (n).

3 **SECTION 4345u.** 343.38 (3) of the statutes is amended to read:

4 343.38 (3) REINSTATEMENT AFTER SUSPENSION. Except as provided in sub. (2) and
5 s. 343.10, the department shall not reinstate the operating privilege of a person
6 whose operating privilege has been duly suspended while the suspension remains in
7 effect. Subject to s. 343.31 (2t) (b), upon the expiration of the period of suspension,
8 the person's operating privilege is reinstated upon receipt by the department of the
9 fees fee specified in s. 343.21 (1) ~~(j)~~ and (n) and, for reinstatement of an operating
10 privilege suspended under ch. 344, the filing with the department of proof of financial
11 responsibility, if required, in the amount, form, and manner specified under ch. 344.”.

12 **16.** Page 1325, line 18: after that line insert:

13 “**SECTION 4347m.** 344.18 (1) (intro.) of the statutes is amended to read:

14 344.18 (1) (intro.) Any registration suspended or revoked under s. 344.14 shall
15 remain suspended or revoked and shall not be renewed or reinstated until the person
16 pays the fee required under s. 341.36 (1m), meets one of the requirements under pars.
17 (a) to (d) and satisfies the requirements of sub. (1m). Any operating privilege
18 suspended or revoked under s. 344.14 shall remain suspended or revoked and shall
19 not be reinstated until the person pays the fees fee required under s. 343.21 (1) ~~(j)~~
20 and (n), complies with the applicable provisions of s. 343.38 and meets any of the
21 following requirements:

22 **SECTION 4347o.** 344.18 (3) (intro.) of the statutes is amended to read:

23 344.18 (3) (intro.) If a person defaults in the payment of any installment under
24 a duly acknowledged written agreement, the secretary, upon notice of such default

1 given in no event later than 30 days after the time for final installment, shall
2 immediately suspend the registrations and operating privilege of the defaulting
3 person. A suspension or revocation of registration under this subsection shall
4 remain in effect until the person pays the fee required under s. 341.36 (1m), meets
5 the requirement under par. (a) or (b) and satisfies the requirements of sub. (3m). A
6 suspension or revocation of an operating privilege under this subsection shall remain
7 in effect until the person pays the fees fee required in s. 343.21 (1) ~~(j)~~ and (n), complies
8 with the applicable provisions of s. 343.38 and meets any of the following
9 requirements:

10 **SECTION 4347q.** 344.19 (3) of the statutes is amended to read:

11 344.19 (3) Upon receipt of such certification from another state to the effect
12 that the operating privilege or registration of a resident of this state has been
13 suspended or revoked in such other state under a law providing for its suspension
14 or revocation for failure to deposit security for payment of judgments arising out of
15 a motor vehicle accident, under circumstances which would require the secretary to
16 suspend a nonresident's operating privilege or registration had the accident occurred
17 in this state, the secretary shall suspend the operating privilege of such resident if
18 he or she was the operator and all of his or her registrations if he or she was the owner
19 of a motor vehicle involved in such accident. The department may accept a
20 certification which is in the form of a combined notice of required security and
21 suspension order, but shall not suspend a resident's operating privilege or
22 registration on the basis of such order until at least 30 days have elapsed since the
23 time for depositing security in the other state expired. A suspension or revocation
24 of operating privilege under this section shall continue until such resident furnishes
25 evidence of his or her compliance with the law of the other state relating to the

1 deposit of security, pays the fees fee required under s. 343.21 (1) ~~(j)~~ and (n) and
2 complies with the applicable provisions of s. 343.38. A suspension or revocation of
3 registration under this section shall continue until such resident furnishes evidence
4 of his or her compliance with the law of the other state relating to the deposit of
5 security, pays the fee required under s. 341.36 (1m) and satisfies the requirements
6 of sub. (3m).

7 **SECTION 4347s.** 345.47 (1) (b) of the statutes is amended to read:

8 345.47 (1) (b) In lieu of imprisonment and in addition to any other suspension
9 or revocation, that the defendant's operating privilege be suspended. The operating
10 privilege shall be suspended for 30 days or until the person pays the forfeiture, plus
11 costs, fees, and surcharges imposed under ch. 814, but not to exceed ~~2 years~~ 60 days.
12 If the defendant has notified the court that he or she is unable to pay the judgment
13 because of poverty, and if the court, using the criteria in s. 814.29 (1) (d), determines
14 that the defendant is unable to pay the judgment because of poverty, the court may
15 not suspend the defendant's operating privilege without first providing the
16 defendant with an opportunity to pay the judgment in installments, taking into
17 account the defendant's income. Suspension under this paragraph shall not affect
18 the power of the court to suspend or revoke under s. 343.30 or the power of the
19 secretary to suspend or revoke the operating privilege. This paragraph does not
20 apply if the judgment was entered solely for violation of an ordinance unrelated to
21 the violator's operation of a motor vehicle.”.

22 **17.** Page 1359, line 17: after that line insert:

23 “**SECTION 4610ce.** 800.095 (1) (a) (intro.) of the statutes is amended to read:

1 800.095 (1) (a) (intro.) Suspension of the defendant’s operating privilege until
2 the defendant pays the judgment, but not to exceed ~~2 years~~ 60 days. If the court
3 orders suspension under this paragraph, all of the following apply:

4 **SECTION 4160cm.** 800.095 (1) (a) 3. of the statutes is amended to read:

5 800.095 (1) (a) 3. If the judgment remains unpaid at the end of the ~~2-year~~
6 60-day suspension, the court may not order a further suspension of operating
7 privileges in relation to the outstanding judgment.

8 **SECTION 4160cs.** 800.095 (1) (a) 4. of the statutes is amended to read:

9 800.095 (1) (a) 4. Serving the complete ~~2-year~~ 60-day suspension of the
10 defendant’s operating privilege does not relieve the defendant of the responsibility
11 to pay the judgment.”.

12 **18.** Page 1453, line 21: delete that line.

13 **19.** Page 1453, line 21: after that line insert:

14 **“SECTION 4751p. Claim against the state. (1)** There is directed to be
15 expended from the appropriation under section 20.505 (4) (d) of the statutes, as
16 affected by the acts of 2013 and 2015, \$65,889,158 in payment of a claim against the
17 state made by Talgo, Inc., of Seattle, Washington, for damages in connection with a
18 2009 contract for the designing, building, and delivery of 2 14-car train sets to the
19 state and related maintenance. Acceptance of this payment releases this state and
20 its state officers, employees, and agents from any further liability arising from the
21 respective duties of the parties under this contract.”.

22 **20.** Page 1528, line 14: delete the material beginning with that line and
23 ending with page 1528, line 20.

24 **21.** Page 1528, line 20: after that line insert:

“(8L) DRIVER LICENSE RECOVERY PROGRAM. In the 2015–17 fiscal biennium, from the appropriation under section 20.395 (5) (ds) of the statutes, as created by this act, the department of transportation shall award a grant in the amount of \$500,000 to the Wisconsin Community Services Center for Driver’s License Recovery and Employability for assisting low-income individuals to resolve active license suspensions.”.

22. Page 1555, line 17: delete lines 17 to 21.

23. 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)