



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRBb0863/1  
MDK:emw

**ASSEMBLY AMENDMENT 2,  
TO SENATE BILL 21**

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

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

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

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

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

13           **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 123, line 3: increase the dollar amount for fiscal year 2015–16 by  
4 \$125,000,000 and increase the dollar amount for fiscal year 2016–17 by  
5 \$125,000,000 for the purpose for which the appropriation is made.

6 **3.** Page 195, line 7: decrease the dollar amount for fiscal year 2015–16 by  
7 \$113,100,000 and decrease the dollar amount for fiscal year 2016–17 by  
8 \$247,400,000 for the purpose of providing Medical Assistance to certain adults with  
9 incomes up to 133 percent of the federal poverty line.

10 **4.** Page 1529, line 19: after “academic year” insert “or in the 6–month period  
11 thereafter”.

12 **5.** Page 1563, line 20: after that line insert:

13 “(5u) MEDICAID EXPANSION. The treatment of sections 49.45 (23) (a) and 49.471  
14 (1) (cr), (4) (a) 4. b., and (4g) takes effect on January 1, 2016, or on the day after  
15 publication, whichever is later.”.

16 (END)