



State of Wisconsin
2023 - 2024 LEGISLATURE

LRBa0109/1
JPC:amn

**SENATE AMENDMENT 1,
TO SENATE BILL 245**

April 25, 2023 - Offered by Senator STAFSHOLT.

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

2 **1.** Page 1, line 4: delete “BadgerCare Plus” and substitute “Medical
3 Assistance”.

4 **2.** Page 3, line 1: delete “promptly” and substitute “immediately”.

5 **3.** Page 3, line 4: delete “(4d) and (4j)” and substitute “(4d), (4j) and (4p)”.

6 **4.** Page 3, line 15: delete “timely”.

7 **5.** Page 3, line 17: before “shall” insert “within 10 days following such change”.

8 **6.** Page 3, line 19: after that line insert:

9 “(4p) FEDERAL APPROVAL. If the department determines that it is necessary to
10 obtain permission from the federal department of health and human services to
11 implement sub. (4d) or (4j), the department shall request any state plan amendment,
12 waiver of federal law, or other federal approval to implement subs. (4d) and (4j). If

1 federal approval is necessary under this subsection but not obtained, the department
2 is not required to implement any portion of sub. (4d) or (4j) for which federal approval
3 is not obtained.”.

4 **7.** Page 3, line 23: delete “3 months,” and substitute “month,”.

5 **8.** Page 4, line 14: after “agencies” insert “, including all available prison
6 records, death records, wage and employment records, lottery and gaming winnings,
7 and out-of-state benefits received under the federal food stamp program under 7
8 USC 2011 to 2036”.

9 **9.** Page 5, line 5: delete lines 5 to 11 and substitute:

10 “(2) MEDICAL ASSISTANCE ELIGIBILITY REDETERMINATIONS.

11 (a) In this subsection, “Medical Assistance” means the program under subch.
12 IV of ch. 49.

13 (b) Subject to sub. (1), beginning on the day after the effective date of this
14 paragraph, the department of health services shall redetermine the eligibility of all
15 recipients of Medical Assistance and immediately remove from Medical Assistance
16 any recipient who is ineligible. The department of health services shall complete
17 redeterminations of eligibility for all recipients of Medical Assistance before January
18 1, 2024.

19 (c) In implementing par. (b), the department of health services shall ensure
20 continued compliance with section 6008 (b) and (f) of the federal Families First
21 Coronavirus Response Act, P.L. 116-127, as amended by the federal Consolidated
22 Appropriations Act, 2021, P.L. 116-260, and the federal Consolidated
23 Appropriations Act, 2023, P.L. 117-328, as necessary to receive any available
24 enhanced federal medical assistance percentage.

1 (d) The department of health services shall inform any individual who is
2 removed from Medical Assistance under par. (b) of the availability of coverage under
3 a qualified health plan, as defined in 42 USC 18021 (a), that is offered through an
4 American health benefit exchange, as described in 42 USC 18031, and that the
5 individual may be eligible for premium assistance under 26 USC 36B.”.

6

(END)