



State of Wisconsin  
2011 - 2012 LEGISLATURE



LRB-1726/5

January 2011 Special Session RAC/TJD/CMH:kjf/cjs/wlj:ph

## ASSEMBLY BILL 13

April 1, 2011 – Introduced by COMMITTEE ON ASSEMBLY ORGANIZATION, by request of Governor Scott Walker.

1     **AN ACT to amend** 20.866 (2) (xf) and 49.175 (1) (zh) of the statutes; and **to affect**  
2             2007 Wisconsin Act 20, section 9201 (1c) (a) and 2009 Wisconsin Act 28, section  
3             9222 (1d); **relating to:** state finances, the Medical Assistance program,  
4             granting bonding authority, and making appropriations.

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*Analysis by the Legislative Reference Bureau*

**PUBLIC SECTOR GROUP INSURANCE**

This bill requires the secretary of employee trust funds to allocate \$28,000,000, from reserve accounts established in the public employee trust fund for group health and pharmacy benefits for state employees, to reduce employer costs for providing group health insurance for state employees for the period beginning on July 1, 2011, and ending on December 31, 2011.

**STATE GOVERNMENT**

**STATE FINANCE**

This bill increases the amount of state public debt that may be contracted to refund any unpaid indebtedness used to finance tax-supported or self-amortizing facilities from \$309,000,000 to \$474,000,000. Such refunded debt must be contracted before July 1, 2011.

This bill reduces executive branch agency lapses and transfers to the general fund for the 2009–11 fiscal biennium that were required under 2007 Wisconsin Act 20 from \$200,000,000 to \$121,000,000.

## HEALTH AND HUMAN SERVICES

### MEDICAL ASSISTANCE

Under current law, the Department of Health Services (DHS) administers the Medical Assistance (MA) program, which is a joint federal and state program that provides health services to individuals who have limited resources. DHS also currently makes payments for administration of income maintenance activities among other payments. This bill increases the amount that DHS is authorized to spend from the MA program benefits and administration general purpose revenue (GPR) appropriation accounts, the income maintenance GPR appropriation account, and the MA trust fund, in fiscal year 2010-11.

In addition, the bill increases the amount that DHS may spend from the GPR account for fiscal year 2010-11 for the MA program for the purposes of funding the contribution for indigent health care for Milwaukee County.

### PUBLIC ASSISTANCE

Reflecting the receipt of emergency contingency funds under the Temporary Assistance for Needy Families (TANF) bloc grant program, this bill increases by \$37,000,000 the amount of TANF moneys allocated for the earned income tax credit.

### CORRECTIONS

This bill increases by \$19,537,900 the amount that the Department of Corrections is authorized to spend to operate institutions and provide field and administrative services in fiscal year 2010-11.

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

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

1           **SECTION 1.** 20.866 (2) (xf) of the statutes is amended to read:

2           20.866 (2) (xf) *Building commission; refunding tax-supported and*  
3 *self-amortizing general obligation debt incurred before July 1, 2011.* From the  
4 capital improvement fund, a sum sufficient to refund the whole or any part of any  
5 unpaid indebtedness used to finance tax-supported or self-amortizing facilities.  
6 The state may contract public debt in an amount not to exceed ~~\$309,000,000~~  
7 \$474,000,000 for this purpose. Such indebtedness shall be construed to include any  
8 premium and interest payable with respect thereto. Debt incurred by this paragraph  
9 shall be incurred before July 1, 2011, and shall be repaid under the appropriations

1 providing for the retirement of public debt incurred for tax-supported and  
2 self-amortizing facilities in proportional amounts to the purposes for which the debt  
3 was refinanced.

4 **SECTION 2.** 49.175 (1) (zh) of the statutes is amended to read:

5 49.175 (1) (zh) *Earned income tax credit supplement.* For the transfer of  
6 moneys from the appropriation account under s. 20.437 (2) (md) to the appropriation  
7 account under s. 20.835 (2) (kf) for the earned income tax credit, \$6,664,200 in fiscal  
8 year 2009-10 and ~~\$6,664,200~~ \$43,664,200 in fiscal year 2010-2011.

9 **SECTION 3.** 2007 Wisconsin Act 20, section 9201 (1c) (a) is amended to read:

10 [2007 Wisconsin Act 20] Section 9201 (1c) (a) Notwithstanding sections 20.001  
11 (3) (a) to (c) and 25.40 (3) of the statutes, but subject to paragraph (d), the secretary  
12 of administration shall lapse to the general fund or transfer to the general fund from  
13 the unencumbered balances of state operations appropriations to executive branch  
14 state agencies, other than sum sufficient appropriations and appropriations of  
15 federal revenues, an amount equal to \$200,000,000 during the 2007-09 fiscal  
16 biennium and ~~\$200,000,000~~ \$121,000,000 during the 2009-11 fiscal biennium. This  
17 paragraph shall not apply to appropriations to the Board of Regents of the University  
18 of Wisconsin System and to the technical college system board.

19 **SECTION 4.** 2009 Wisconsin Act 28, section 9222 (1d) is repealed.

20 **SECTION 9115. Nonstatutory provisions; Employee Trust Funds.**

21 (1) ALLOCATION OF CERTAIN EXCESS RESERVES IN THE PUBLIC EMPLOYEE TRUST FUND  
22 TO REDUCE EMPLOYER HEALTH INSURANCE COSTS DURING 2011. Notwithstanding any  
23 action of the group insurance board under section 40.03 (6) (d) of the statutes, from  
24 reserve accounts established under section 20.515 (1) (r) of the statutes for group  
25 health insurance and pharmacy benefits for state employees, the secretary of

1 employee trust funds shall allocate an amount equal to \$28,000,000 to reduce  
2 employer costs for providing group health insurance for state employees for the  
3 period beginning on July 1, 2011, and ending on December 31, 2011.

4 **SECTION 9208. Fiscal changes; Children and Families.**

5 (1) TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK GRANT FUNDS. In the  
6 schedule under section 20.005 (3) of the statutes for the appropriation to the  
7 department of children and families under section 20.437 (2) (md) of the statutes, as  
8 affected by the acts of 2011, the dollar amount is increased by \$37,000,000 for the  
9 second fiscal year of the fiscal biennium in which this subsection takes effect to  
10 support an increase in the earned income tax credit.

11 **SECTION 9211. Fiscal changes; Corrections.**

12 (1) ADULT CORRECTIONAL SERVICES. In the schedule under section 20.005 (3) of  
13 the statutes for the appropriation to the department of corrections under section  
14 20.410 (1) (a) of the statutes, as affected by the acts of 2011, the dollar amount is  
15 increased by \$19,537,900 for the second fiscal year of the fiscal biennium in which  
16 this subsection takes effect to increase funding for the purpose for which the  
17 appropriation is made.

18 (2) TRANSFERS.

19 (a) There is transferred from the appropriation account under section 20.410  
20 (1) (f) of the statutes to the appropriation account under section 20.410 (1) (a) of the  
21 statutes \$5,362,500 in the second fiscal year of the fiscal biennium in which this  
22 paragraph takes effect.

23 (b) There is transferred from the appropriation account under section 20.410  
24 (1) (ab) of the statutes to the appropriation account under section 20.410 (1) (a) of the

1 statutes \$2,825,300 in the second fiscal year of the fiscal biennium in which this  
2 paragraph takes effect.

3 (c) There is transferred from the appropriation account under section 20.410  
4 (2) (a) of the statutes to the appropriation account under section 20.410 (1) (a) of the  
5 statutes \$100,200 in the second fiscal year of the fiscal biennium in which this  
6 paragraph takes effect.

7 (d) There is transferred from the appropriation account under section 20.410  
8 (3) (cg) of the statutes to the appropriation account under section 20.410 (1) (a) of the  
9 statutes \$71,000 in the second fiscal year of the fiscal biennium in which this  
10 paragraph takes effect.

11 (e) There is transferred from the appropriation account under section 20.410  
12 (1) (bm) of the statutes to the appropriation account under section 20.410 (1) (a) of  
13 the statutes \$10,700 in the second fiscal year of the fiscal biennium in which this  
14 paragraph takes effect.

15 (f) There is transferred from the appropriation account under section 20.410  
16 (3) (a) of the statutes to the appropriation account under section 20.410 (1) (a) of the  
17 statutes \$36,600 in the second fiscal year of the fiscal biennium in which this  
18 paragraph takes effect.

19 (g) There is transferred from the appropriation account under section 20.410  
20 (3) (cg) of the statutes to the appropriation account under section 20.410 (1) (b) of the  
21 statutes \$2,138,400 in the second fiscal year of the fiscal biennium in which this  
22 paragraph takes effect.

23 **SECTION 9221. Fiscal changes; Health Services.**

24 (1) MEDICAL ASSISTANCE GENERAL PURPOSE REVENUE APPROPRIATION. In the  
25 schedule under section 20.005 (3) of the statutes for the appropriation to the

1 department of health services under section 20.435 (4) (b) of the statutes, as affected  
2 by the acts of 2011, the dollar amount is increased by \$142,200,000 for the second  
3 fiscal year of the fiscal biennium in which this subsection takes effect for the  
4 purposes for which the appropriation is made.

5 (2) MEDICAL ASSISTANCE ADMINISTRATION APPROPRIATION. In the schedule under  
6 section 20.005 (3) of the statutes for the appropriation to the department of health  
7 services under section 20.435 (4) (bm) of the statutes, as affected by the acts of 2011,  
8 the dollar amount is increased by \$21,000,000 for the second fiscal year of the fiscal  
9 biennium in which this subsection takes effect for the purposes for which the  
10 appropriation is made.

11 (3) INCOME MAINTENANCE APPROPRIATION. In the schedule under section 20.005  
12 (3) of the statutes for the appropriation to the department of health services under  
13 section 20.435 (4) (bn) of the statutes, as affected by the acts of 2011, the dollar  
14 amount is increased by \$6,500,000 for the second fiscal year of the fiscal biennium  
15 in which this subsection takes effect for the purposes for which the appropriation is  
16 made.

17 (4) MEDICAL ASSISTANCE TRUST FUND. In the schedule under section 20.005 (3)  
18 of the statutes for the appropriation to the department of health services under  
19 section 20.435 (4) (w) of the statutes, as affected by the acts of 2011, the dollar amount  
20 is increased by \$6,700,000 for the second fiscal year of the fiscal biennium in which  
21 this subsection takes effect for the purposes for which the appropriation is made.

22 (5) MEDICAL ASSISTANCE PROGRAM BENEFITS APPROPRIATION INCREASE. In the  
23 schedule under section 20.005 (3) of the statutes for the appropriation to the  
24 department of health services under section 20.435 (4) (b) of the statutes, as affected  
25 by the acts of 2011, the dollar amount is increased by \$6,800,000 for the second fiscal

1 year of the fiscal biennium in which this subsection takes effect to fund the  
2 contribution for indigent health care in Milwaukee County.

3 **SECTION 9227. Fiscal changes; Joint Committee on Finance.**

4 (1) FEDERAL PROGRAM SUPPLEMENT. In the schedule under section 20.005 (3) of  
5 the statutes for the appropriation to the joint committee on finance under section  
6 20.865 (4) (m) of the statutes, as affected by the acts of 2011, the dollar amount is  
7 decreased by \$37,000,000 for the second fiscal year of the fiscal biennium in which  
8 this subsection takes effect for supplementing federal earned income tax credit  
9 payments. This subsection applies only if the appropriation decrease described in  
10 2011 Wisconsin Act 10, section 9227 (1), has not occurred.

11 **SECTION 9241. Fiscal changes; Revenue.**

12 (1) EARNED INCOME TAX CREDIT. In the schedule under section 20.005 (3) of the  
13 statutes for the appropriation to the department of revenue under section 20.835 (2)  
14 (kf) of the statutes, as affected by the acts of 2011, the dollar amount is increased by  
15 \$37,000,000 for the second fiscal year of the fiscal biennium in which this subsection  
16 takes effect for the purposes for which the appropriation is made.

17 **(END)**