



**ASSEMBLY AMENDMENT 1,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2007 ASSEMBLY BILL 47**

March 5, 2008 – Offered by Representative KREUSER.

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1, line 4: after “taxes” insert “and requiring health insurance coverage  
3 of treatment for autism spectrum disorders”.

4 **2.** Page 1, line 5: before that line insert:

5 “**SECTION 1c.** 40.51 (8) of the statutes, as affected by 2007 Wisconsin Act 36, is  
6 amended to read:

7 40.51 (8) Every health care coverage plan offered by the state under sub. (6)  
8 shall comply with ss. 631.89, 631.90, 631.93 (2), 631.95, 632.72 (2), 632.746 (1) to (8)  
9 and (10), 632.747, 632.748, 632.83, 632.835, 632.85, 632.853, 632.855, 632.87 (3) to  
10 ~~(5)~~ (6), 632.895 (5m) and (8) to ~~(15)~~ (16), and 632.896.

11 **SECTION 1e.** 40.51 (8m) of the statutes, as affected by 2007 Wisconsin Act 36,  
12 is amended to read:

1           40.51 **(8m)** Every health care coverage plan offered by the group insurance  
2 board under sub. (7) shall comply with ss. 631.95, 632.746 (1) to (8) and (10), 632.747,  
3 632.748, 632.83, 632.835, 632.85, 632.853, 632.855, and 632.895 (11) to ~~(15)~~ (16).

4           **SECTION 1m.** 66.0137 (4) of the statutes, as affected by 2007 Wisconsin Act 36,  
5 is amended to read:

6           66.0137 **(4)** SELF-INSURED HEALTH PLANS. If a city, including a 1st class city, or  
7 a village provides health care benefits under its home rule power, or if a town  
8 provides health care benefits, to its officers and employees on a self-insured basis,  
9 the self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),  
10 632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.85, 632.853, 632.855, 632.87 (4) and,  
11 (5), and (6), 632.895 (9) to ~~(15)~~ (16), 632.896, and ~~767.25 (4m) (d)~~ 767.513 (4).”

12           **3.** Page 1, line 5: delete “**SECTION 1**” and substitute “**SECTION 1r**”.

13           **4.** Page 3, line 4: after that line insert:

14           “**SECTION 2c.** 111.91 (2) (n) of the statutes is amended to read:

15           111.91 **(2)** (n) The provision to employees of the health insurance coverage  
16 required under s. 632.895 (11) to (14), and (16).

17           **SECTION 2e.** 120.13 (2) (g) of the statutes, as affected by 2007 Wisconsin Act 36,  
18 is amended to read:

19           120.13 **(2)** (g) Every self-insured plan under par. (b) shall comply with ss.  
20 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.746 (10) (a) 2. and (b) 2., 632.747 (3),  
21 632.85, 632.853, 632.855, 632.87 (4) and, (5), and (6), 632.895 (9) to ~~(15)~~ (16), 632.896,  
22 and ~~767.25 (4m) (d)~~ 767.513 (4).

23           **SECTION 2g.** 185.981 (4t) of the statutes, as affected by 2007 Wisconsin Act 36,  
24 is amended to read:

1           185.981 ~~(4t)~~ A sickness care plan operated by a cooperative association is  
2 subject to ss. 252.14, 631.17, 631.89, 631.95, 632.72 (2), 632.745 to 632.749, 632.85,  
3 632.853, 632.855, 632.87 (2m), (3), (4), ~~and (5)~~, and (6), 632.895 (10) to ~~(15)~~ (16), and  
4 632.897 (10) and chs. 149 and 155.

5           **SECTION 2h.** 185.983 (1) (intro.) of the statutes, as affected by 2007 Wisconsin  
6 Act 36, is amended to read:

7           185.983 **(1)** (intro.) Every such voluntary nonprofit sickness care plan shall be  
8 exempt from chs. 600 to 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41,  
9 601.42, 601.43, 601.44, 601.45, 611.67, 619.04, 628.34 (10), 631.17, 631.89, 631.93,  
10 631.95, 632.72 (2), 632.745 to 632.749, 632.775, 632.79, 632.795, 632.85, 632.853,  
11 632.855, 632.87 (2m), (3), (4), ~~and (5)~~, and (6), 632.895 (5) and (9) to ~~(15)~~ (16), 632.896,  
12 and 632.897 (10) and chs. 609, 630, 635, 645, and 646, but the sponsoring association  
13 shall:

14           **SECTION 2j.** 609.87 of the statutes is created to read:

15           **609.87 Coverage of treatment for autism spectrum disorders.** Defined  
16 network plans are subject to s. 632.895 (16).

17           **SECTION 2m.** 632.895 (16) of the statutes is created to read:

18           632.895 **(16)** TREATMENT FOR AUTISM SPECTRUM DISORDERS. (a) In this subsection,  
19 “autism spectrum disorder” means any of the following:

- 20           1. Autism disorder.
- 21           2. Asperger’s syndrome.
- 22           3. Pervasive developmental disorder not otherwise specified.

23           (b) Except as provided in par. (d), every disability insurance policy, and every  
24 self-insured health plan of the state or a county, city, town, village, or school district,

1 shall provide coverage for an insured of treatment for an autism spectrum disorder  
2 if the treatment is provided by any of the following:

3 1. A psychiatrist, as defined in s. 146.34 (1) (h).

4 2. A person who practices psychology, as described in s. 455.01 (5).

5 3. A social worker, as defined in s. 252.15 (1) (er), who is certified or licensed  
6 to practice psychotherapy, as defined in s. 457.01 (8m).

7 4. A paraprofessional working under the supervision of a provider listed under  
8 subds. 1. to 3.

9 5. A professional working under the supervision of an outpatient mental health  
10 clinic certified under s. 51.038.

11 6. A speech–language pathologist, as defined in s. 459.20 (4).

12 (c) The coverage required under par. (b) may be subject to any limitations,  
13 exclusions, and cost–sharing provisions that apply generally under the disability  
14 insurance policy or self–insured health plan.

15 (d) This subsection does not apply to any of the following:

16 1. A disability insurance policy that covers only certain specified diseases.

17 2. A health care plan offered by a limited service health organization, as defined  
18 in s. 609.01 (3), or by a preferred provider plan, as defined in s. 609.01 (4), that is not  
19 a defined network plan, as defined in s. 609.01 (1b).

20 3. A long–term care insurance policy.

21 4. A medicare replacement policy or a medicare supplement policy.”.

22 **5.** Page 3, line 6: delete “(1) This act” and substitute “(1) HEALTH SAVINGS  
23 ACCOUNT TAX CREDIT. The treatment of sections 71.07 (6f) and 71.10 (4) (ce) of the  
24 statutes”.

1           **6.** Page 3, line 8: delete “this act” and substitute “the treatment of sections  
2           71.07 (6f) and 71.10 (4) (ce) of the statutes”.

3           **7.** Page 3, line 9: after that line insert:

4           “(2) COVERAGE OF AUTISM SPECTRUM DISORDERS. The treatment of sections 40.51  
5           (8) and (8m), 66.0137 (4), 111.91 (2) (n), 120.13 (2) (g), 185.981 (4t), 185.983 (1)  
6           (intro.), 609.87, and 632.895 (16) of the statutes first applies to all of the following:

7           (a) Except as provided in paragraphs (b) and (c), disability insurance policies  
8           that are issued or renewed, and self-insured governmental or school district health  
9           plans that are established, extended, modified, or renewed, on the effective date of  
10          this paragraph.

11          (b) Disability insurance policies covering employees who are affected by a  
12          collective bargaining agreement containing provisions inconsistent with this act  
13          that are issued or renewed on the earlier of the following:

14           1. The day on which the collective bargaining agreement expires.

15           2. The day on which the collective bargaining agreement is extended, modified,  
16          or renewed.

17          (c) Self-insured governmental or school district health plans covering  
18          employees who are affected by a collective bargaining agreement containing  
19          provisions inconsistent with this act that are established, extended, modified, or  
20          renewed on the earlier of the following:

21           1. The day on which the collective bargaining agreement expires.

22           2. The day on which the collective bargaining agreement is extended, modified,  
23          or renewed.

