



## 2019 ASSEMBLY BILL 650

1     **AN ACT** *to create* 46.482, 49.45 (30j) and 49.46 (2) (b) 14p. of the statutes;  
2             **relating to:** reimbursement for peer recovery coach services under the Medical  
3     Assistance program, coordination and continuation of care following an  
4     overdose, granting rule-making authority, and extending the time limit for  
5     emergency rule procedures.

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*Analysis by the Legislative Reference Bureau*

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

6             **SECTION 1.** 46.482 of the statutes is created to read:  
7             **46.482 Coordination of care in substance use overdose. (1) DEFINITIONS.**  
8     In this section:  
9             (a) “Overdose treatment provider” means an entity, including an emergency  
10     department of a hospital, that offers treatment or other services to individuals in  
11     response to or following a substance use overdose.

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1 (b) "Peer recovery coach" means an individual described under s. 49.45 (30j) (a)  
2 2. and who has completed the training requirements specified under s. 49.45 (30j) (b)  
3 4.

4 (2) The department shall establish and maintain a program to facilitate  
5 overdose treatment providers to do all of the following:

6 (a) Use peer recovery coaches to encourage individuals to seek treatment for  
7 a substance use disorder following an overdose.

8 (b) Provide access to medications to reverse overdose, as appropriate.

9 (c) Coordinate and continue care and treatment of individuals after an  
10 overdose, including through referrals to treatment services, to peer support, to  
11 community organizations that support recovery, to education, training, and  
12 employment services, to housing services, and to child welfare agencies. An overdose  
13 treatment provider may coordinate and continue care and treatment under this  
14 paragraph by establishing an integrated model of care for patients who have  
15 experienced an overdose that may include assessment, follow-up services, and  
16 transportation to and from treatment.

17 (d) Provide education to patients and families on preventing and reversing an  
18 overdose.

19 (e) Provide follow-up services for patients after overdose to ensure continued  
20 recovery and connection to support services.

21 (f) Collect and evaluate data on the outcomes of patients receiving peer  
22 recovery coach services and coordination and continuation of care services under this  
23 section.

24 (3) The department may establish policies and procedures to provide guidance  
25 on any of the following:

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1 (a) The provision of medications that reverse an overdose and any other  
2 medications or biological products used to treat a substance use disorder.

3 (b) Continuation of, or referral to, evidence-based treatment services for  
4 patients with a substance use disorder who have experienced an overdose, for the  
5 purpose of supporting long-term treatment and preventing relapse or future  
6 overdoses.

7 (4) The department shall seek any funding available from the federal  
8 government, including grant funding under 42 USC 290dd-4, to establish and  
9 maintain the program under sub. (2) or establish the policies and procedures under  
10 sub. (3). The department may satisfy the requirement under sub. (2) by encouraging  
11 or facilitating or providing funding to programs operated by nongovernmental  
12 overdose treatment providers.

13 **SECTION 2.** 49.45 (30j) of the statutes is created to read:

14 49.45 (30j) REIMBURSEMENT FOR PEER RECOVERY COACH SERVICES. (a) In this  
15 subsection:

16 1. "Competent mental health professional" means a physician who has  
17 completed a residence in psychiatry; a psychologist or a private practice school  
18 psychologist licensed under ch. 455; a marriage and family therapist licensed under  
19 s. 457.10 or 457.11; a professional counselor licensed under s. 457.12 or 457.13; an  
20 advanced practice social worker granted a certificate under s. 457.08 (2); an  
21 independent social worker granted a certificate under s. 457.08 (3); a clinical social  
22 worker licensed under s. 457.08 (4); a clinical substance abuse counselor or  
23 independent clinical supervisor certified under s. 440.88, or any of these individuals  
24 practicing under a currently valid training or temporary license or certificate  
25 granted under applicable provisions of ch. 457. "Competent mental health

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1 professional” does not include an individual whose license or certificate is suspended,  
2 revoked, or voluntarily surrendered, or whose license or certificate is limited or  
3 restricted, when practicing in areas prohibited by the limitation or restriction.

4 2. “Peer recovery coach” means an individual who practices in the recovery field  
5 and who provides support and assistance to individuals who are in treatment or  
6 recovery from mental illness or a substance use disorder.

7 (b) The department shall reimburse under the Medical Assistance program  
8 under this subchapter any service provided by a peer recovery coach if the service  
9 satisfies all of the following conditions:

10 1. The recipient of the service provided by a peer recovery coach is in treatment  
11 for or recovery from mental illness or a substance use disorder.

12 2. The peer recovery coach provides the service under the supervision of a  
13 competent mental health professional who has been trained in all of the following  
14 subjects:

15 a. Understanding the peer role in recovery and supporting clear and  
16 meaningful peer roles.

17 b. Recovery orientation.

18 c. Model principles of recovery.

19 d. Training of peer recovery coaches.

20 e. Professional health system navigation.

21 f. Applicable laws and policies.

22 g. Community resources.

23 h. Quality, strength-based, and person-centered supervision.

24 i. Identification and evaluation of peer competencies.

25 j. Confidentiality, ethics, and professional boundaries.

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1 k. Antidiscrimination in employment, staff development, and employment  
2 practices.

3 L. Peer-delivered services advocacy.

4 3. The peer recovery coach provides the service in coordination with the  
5 Medical Assistance recipient's individual treatment plan and in accordance with the  
6 recipient's individual treatment goals.

7 4. The peer recovery coach providing the service has completed all of the  
8 following training requirements, as established by the department by rule, after  
9 consulting with members of the recovery community:

10 a. Forty hours of training in advocacy, mentoring and education, recovery and  
11 wellness support, and ethical responsibility that includes training of at least 10  
12 hours in advocacy, at least 10 hours in mentoring and education, at least 10 hours  
13 in recovery and wellness support, and at least 10 hours in ethical responsibility.

14 b. Twenty-four hours of supervised volunteer or paid work experience  
15 involving advocacy, mentoring and education, recovery and wellness support, ethical  
16 responsibility, or a combination of those areas.

17 (c) The department shall certify under Medical Assistance peer recovery  
18 coaches to provide services in accordance with this subsection.

19 (d) The department shall request from the federal department of health and  
20 human services any waiver of federal Medicaid law, state plan amendment, or other  
21 federal approval necessary to implement this subsection and s. 49.46 (2) (b) 14p.

22 **SECTION 3.** 49.46 (2) (b) 14p. of the statutes is created to read:

23 49.46 (2) (b) 14p. Subject to s. 49.45 (30j), services provided by a peer recovery  
24 coach.

25 **SECTION 4m. Nonstatutory provisions.**

