



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-4970/1
SWB:amn

ENGROSSED

2019 SENATE BILL 605

December 6, 2019 - Introduced by Senators TESTIN, JOHNSON, MARKLEIN, LARSON, RISSER, L. TAYLOR and WANGGAARD, cosponsored by Representatives THIESFELDT, ANDERSON, SKOWRONSKI, BOWEN, BROOKS, BROSTOFF, CONSIDINE, CROWLEY, DITTRICH, DUCHOW, JAMES, KRUG, MURPHY, NEUBAUER, OHNSTAD, ROHRKASTE, SARGENT, SHANKLAND, SINICKI, SPIROS, STAFSHOLT, STEFFEN, SUBECK, C. TAYLOR, TUSLER, VINING, VRUWINK and WICHGERS. Referred to Committee on Health and Human Services.

1 AN ACT *to amend* 49.45 (9r) (a) 2.; and *to create* 49.45 (9r) (d) of the statutes;
2 relating to: reimbursement under the Medical Assistance program for
3 complex rehabilitation technology.

Analysis by the Legislative Reference Bureau

This bill modifies the definition of complex rehabilitation technology and requires the Department of Health Services to defer to the determination of a physician regarding the medical necessity of a complex rehabilitation technology item or service and, upon a physician's determination of medical necessity, consider a complex rehabilitation technology item or service for a complex needs patient as medically necessary for purposes of reimbursement under this Medical Assistance program. Under current law, "complex rehabilitation technology" is defined as items classified within Medicare as durable medical equipment that are individually configured for individuals to meet their specific and unique medical, physical, and functional needs and capacities for basic activities of daily living and instrumental activities of daily living that are identified as medically necessary. Under the Medical Assistance program, an item or service must be "medically necessary" in order to be eligible for reimbursement. The bill specifically identifies power seat elevation and power standing components of power wheelchairs as items that are included in the definition of "complex rehabilitation technology." Under the bill, DHS is required to defer to a physician's determination of medical necessity and, when a physician makes such a determination, conclusively find that a complex rehabilitation technology item or service for a complex needs patient is medically necessary for purposes of reimbursement under the Medical Assistance program.

Under the engrossed bill, when reviewing prior authorization requests for complex rehabilitation technology items, DHS and managed care plans must act within 10 working days of receiving complete, clinically relevant written documentation necessary to make a determination.

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2019-2020 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-5765/lins
SWB:...

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Engrossment information:

The text of Engrossed 2019 Senate Bill 605, as passed by the senate on February 19, 2020, consists of the following documents adopted in the senate on February 19, 2020: the bill as affected by Senate Amendment 1 and Senate Amendment 2.

Content of Engrossed 2019 Senate Bill 605:

NO effect at end of engrossment
infer motion
(no 91)

Senate amendment 2 deleted the
material affected by senate amendment 1.

Consequently senate amendment 1 is not
given effect.



State of Wisconsin
2019 - 2020 LEGISLATURE

LRBa1265/1
SWB:cjs

SENATE AMENDMENT 2,
TO SENATE BILL 605

February 17, 2020 - Offered by Senator TESTIN.

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

2 1. Page 2, line 11: delete lines 11 to 16 and substitute:

3 "SECTION 2m. 49.45 (9r) (d) of the statutes is created to read:

4 49.45 (9r) (d) When reviewing prior authorization requests for complex
5 rehabilitation technology items, the department and managed care plans shall act
6 within 10 working days of receiving complete, clinically relevant written
7 documentation necessary to make a determination."

8 (END)

IN >
SA 2
1.



State of Wisconsin
2019 - 2020 LEGISLATURE

LRBa0947/1
SWB:cjs

SENATE AMENDMENT 1,
TO SENATE BILL 605

January 21, 2020 - Offered by Senator TESTIN.

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

2 ~~1. Page 2, line 12: before "The department shall" insert "When a complex needs~~
3 ~~patient is in need of new complex rehabilitation technology, the patient shall obtain~~
4 ~~prior authorization as set forth under this subsection."~~

5 ~~2. Page 2, line 12: on lines 12 and 15, delete "physician" and substitute~~
6 ~~"qualified health care professional".~~

7 (END)

Material deleted by SA 2

2019 Senate Bill 605 (LRB -4970)

An Act to amend 49.45 (9r) (a) 2.; and to create 49.45 (9r) (d) of the statutes; relating to: reimbursement under the Medical Assistance program for complex rehabilitation technology. (FE)

2019

12-06.	S.	Introduced by Senators Testin, Johnson, Marklein, Larson, Risser, L. Taylor and Wanggaard ; cosponsored by Representatives Thiesfeldt, Anderson, Skowronski, Bowen, Brooks, Brostoff, Considine, Crowley, Dittrich, Duchow, James, Krug, Murphy, Neubauer, Ohnstad, Rohrkaste, Sargent, Shankland, Sinicki, Spiros, Stafsholt, Steffen, Subeck, C. Taylor, Tusler, Vining, Vruwink and Wichgers	531
12-06.	S.	Read first time and referred to Committee on Health and Human Services	531
12-10.	S.	Representative Spreitzer added as a cosponsor	535

2020

01-08.	S.	Public hearing held	
01-15.	S.	Fiscal estimate received	
01-21.	S.	Senate Amendment 1 offered by Senator Testin (LRB a0947)	588
01-23.	S.	Executive action taken	
01-23.	S.	Report adoption of Senate Amendment 1 recommended by Committee on Health and Human Services, Ayes 3, Noes 2	608
01-23.	S.	Report passage as amended recommended by Committee on Health and Human Services, Ayes 4, Noes 1	608
01-23.	S.	Available for scheduling	
02-17.	S.	Senate Amendment 2 offered by Senator Testin (LRB a1265)	681
02-18.	S.	Placed on calendar 2-19-2020 pursuant to Senate Rule 18(1)	
02-19.	S.	Read a second time	
02-19.	S.	Senate Amendment 1 adopted	
02-19.	S.	Senate Amendment 2 adopted	
02-19.	S.	Ordered to a third reading	
02-19.	S.	Rules suspended	
02-19.	S.	Read a third time and passed	
02-19.	S.	Ordered immediately messaged	



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February 19, 2020 - Printed by direction of ASSEMBLY CHIEF CLERK.

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Content of Engrossed 2019 Senate Bill 605:

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