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LRB-2930/1 PJK:wlj:pg

# **2003 SENATE BILL 288**

October 21, 2003 – Introduced by Senators Roessler and Plale, cosponsored by Representatives Albers, Hahn, Hines, Berceau, Musser and J. Lehman. Referred to Committee on Agriculture, Financial Institutions and Insurance.

1 AN ACT to create 609.66 of the statutes; relating to: defined network plan

coverage of prosthetic and orthotic devices.

## Analysis by the Legislative Reference Bureau

This bill requires a defined network plan, which is a health insurance plan that requires, or provides incentives for, an enrollee to obtain health care services and devices from participating providers of the health insurance plan, to pay for the total cost of a prosthetic or orthotic device that is provided to an enrollee of the plan by a nonparticipating provider if the cost of the device is not more than the plan would pay for the device had it been provided by a participating provider. This requirement is similar to a provision under current law that requires an employer that offers health insurance coverage to its employees under a health maintenance organization or a preferred provider plan to offer the employees coverage under a point-of-service option plan, which is a health maintenance organization or preferred provider plan that allows an enrollee to obtain health care services from a nonparticipating provider but requires the enrollee to pay the difference between what the nonparticipating provider charges and what the health maintenance organization or preferred provider plan would pay a participating provider for the service or device.

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

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

### **SENATE BILL 288**

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**Section 1.** 609.66 of the statutes is created to read:

609.66 Coverage of prosthetic and orthotic devices. If a defined network plan provides coverage of prosthetic or orthotic devices, the defined network plan shall cover the total cost of a prosthetic or orthotic device that is provided to an enrollee of the defined network plan by a provider that is not a participating provider of the defined network plan if the cost of the prosthetic or orthotic device is not more than the amount that the defined network plan would pay for the device if it had been provided by a participating provider of the defined network plan.

## SECTION 2. Initial applicability.

(1) This act first applies to policies, plans, or contracts that are issued or renewed on the effective date of this subsection.

#### SECTION 3. Effective date.

(1) This act takes effect on the first day of the 6th month beginning after publication.

15 (END)