



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-1995/1
TJD:skw

2021 SENATE BILL 130

February 24, 2021 - Introduced by Senators BEWLEY, AGARD, CARPENTER, ERPENBACH, JOHNSON, LARSON, PFAFF, RINGHAND, ROYS, SMITH and WIRCH, cosponsored by Representatives HINTZ, ANDERSON, ANDRACA, BALDEH, BILLINGS, BOWEN, BROSTOFF, CABRERA, CONLEY, CONSIDINE, DOYLE, DRAKE, EMERSON, GOYKE, HAYWOOD, HEBL, HESSELBEIN, HONG, MCGUIRE, B. MEYERS, MILROY, MOORE OMOKUNDE, L. MYERS, NEUBAUER, OHNSTAD, ORTIZ-VELEZ, POPE, RIEMER, S. RODRIGUEZ, SHANKLAND, SHELTON, SINICKI, SNODGRASS, SPREITZER, STUBBS, SUBECK, VINING and VRUWINK. Referred to Committee on Government Operations, Legal Review and Consumer Protection.

1 AN ACT *to amend* 632.895 (16v) (a) (intro.) of the statutes; **relating to:**
2 prescription drug limits.

Analysis by the Legislative Reference Bureau

This bill prohibits insurers that offer health insurance, self-insured governmental health plans, and pharmacy benefit managers from requiring, until June 30, 2021, prior authorization for early refills of a prescription drug or otherwise restricting the period in which a prescription drug may be refilled and from imposing a limit on the quantity of prescription drugs that may be obtained if the quantity is no more than a 90-day supply. These prohibitions do not apply if the prescription drug is a controlled substance. The bill reinstates the prohibitions that were enacted in 2019 Wisconsin Act 185 but that expired with the termination of the state of emergency related to public health declared on March 12, 2020, by the governor.

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

3 SECTION 1. 632.895 (16v) (a) (intro.) of the statutes is amended to read:
4 632.895 (16v) (a) (intro.) ~~During the period covered by the state of emergency~~
5 ~~related to public health declared by the governor on March 12, 2020, by executive~~
6 ~~order 72~~ Until June 30, 2021, an insurer offering a disability insurance policy that

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SECTION 1

1 covers prescription drugs, a self-insured health plan of the state or of a county, city,
2 town, village, or school district that covers prescription drugs, or a pharmacy benefit
3 manager acting on behalf of a policy or plan may not do any of the following in order
4 to maintain coverage of a prescription drug:

5 (END)