

# State of Wisconsin



2023 Assembly Bill 616

Date of enactment: **March 22, 2024**

Date of publication\*: **March 23, 2024**

## 2023 WISCONSIN ACT 177

AN ACT *to amend* 49.45 (53m) of the statutes; **relating to:** Medical Assistance coverage of services provided in an institution for mental disease.

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

**SECTION 1.** 49.45 (53m) of the statutes is amended to read:

49.45 (53m) COVERAGE PROGRAM FOR INSTITUTIONS FOR MENTAL DISEASE. Subject to any necessary waiver or other approval of from the federal department of health and human services, or as otherwise permitted under federal law, the department may shall, if federal funding participation is available, provide Medical Assistance coverage of services provided in an institution for mental

disease to persons ages 21 to 64.

**SECTION 2. Nonstatutory provisions.**

(1) No later than January 1, 2025, the department of health services shall submit a request to the federal department of health and human services for any waiver or approval necessary to provide Medical Assistance coverage with federal funding participation for Medical Assistance beneficiaries who receive services during short-term stays for acute care in psychiatric hospitals or residential treatment settings that qualify as an institution for mental disease.

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\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."