
Wisconsin Legislative Council

ACT MEMO



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2023 Wisconsin Act 71
[2023 Senate Bill 263]

**100-day Prescription Drug
Supplies Under SeniorCare**

BACKGROUND

The SeniorCare program provides assistance to certain individuals with the purchase of prescription drugs. Under current law, to be eligible for SeniorCare, a person must be a resident of the state, be at least 65 years of age, not be a recipient of prescription drug coverage through the state's Medicaid program, have a household income that does not exceed 240 percent of the federal poverty line, and pay a program enrollment fee.

Under current law, under the SeniorCare program, only certain maintenance drugs specified by the Department of Health Services (DHS) may be dispensed in amounts up to a 100-day supply. All other prescription drugs dispensed under the SeniorCare program may be dispensed only in amounts not to exceed a 34-day supply.

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The act allows SeniorCare participants to purchase 100-day supplies of prescription drugs authorized under administrative rules promulgated by DHS and otherwise covered through the SeniorCare program. A 100-day supply of prescription drugs must be authorized per a prescription order by the participant's prescribing health care provider.

The act requires DHS to apply for any waiver or amendment to a waiver of federal Medicaid laws necessary to permit DHS to implement the provisions of the act.

Effective date: December 8, 2023, except that the act's treatment of administrative rules takes effect upon approval by the federal Secretary of Health and Human Services of a waiver or amendment to a waiver required to be requested under the act. If a waiver or amendment to a waiver is denied, the act's treatment of administrative rules is void.

For a full history of the bill, visit the Legislature's [bill history page](#).

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