



State of Wisconsin
2019 - 2020 LEGISLATURE

LRB-4137/1
KP:wlj

2019 ASSEMBLY BILL 865

February 7, 2020 - Introduced by Representatives HINTZ, VORPAGEL, ANDERSON, BILLINGS, BROSTOFF, CONSIDINE, FIELDS, HESSELBEIN, KOLSTE, L. MYERS, NEUBAUER, OHNSTAD, POPE, RIEMER, SINICKI, SPREITZER, STUBBS, SUBECK and ZAMARRIPA, cosponsored by Senators CARPENTER, RISSER, L. TAYLOR and RINGHAND. Referred to Committee on Constitution and Ethics.

1 **AN ACT** *to amend* 20.435 (1) (cm); and *to create* 20.435 (1) (jm) and 252.045 of
2 the statutes; **relating to:** purchasing and distributing vaccines for children
3 and making an appropriation.

Analysis by the Legislative Reference Bureau

Under this bill, the Department of Health Services establishes a program that provides all children in this state with the vaccines specified under the statewide immunization program. Specifically, the bill requires DHS to purchase the vaccines and distribute the vaccines to health care providers who participate in the program, and those health care providers administer the vaccines to children. Insurers that provide coverage to a child who receives a vaccine under the program must reimburse DHS for the cost of obtaining the vaccine.

For further information see the **state** 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:

4 **SECTION 1.** 20.435 (1) (cm) of the statutes is amended to read:
5 20.435 (1) (cm) *Immunization.* A sum sufficient not to exceed in each fiscal year
6 the difference between \$9,000,000 and the sum of the moneys received in each fiscal

ASSEMBLY BILL 865**SECTION 1**

1 year from the federal government for the provision of ~~vaccine~~ vaccines to immunize
2 children, including moneys under 42 USC 247b and 42 USC 1396s, for the provision
3 of ~~vaccine~~ vaccines to immunize children under the program under s. 252.04 (1)
4 252.045.

5 **SECTION 2.** 20.435 (1) (jm) of the statutes is created to read:

6 20.435 (1) (jm) *Purchasing and distributing vaccines for children.* All moneys
7 received from reimbursements under s. 252.045 (3) for the department to purchase
8 and distribute vaccines for children under s. 252.045.

9 **SECTION 3.** 252.045 of the statutes is created to read:

10 **252.045 Purchase and distribution of vaccines for children. (1)** In this
11 section:

12 (a) "Health care provider" means a health care provider, as defined in s. 146.81
13 (1), who is authorized under chs. 440 to 480 to administer a vaccine.

14 (b) "Insurer" has the meaning given in s. 632.745 (15).

15 **(2)** The department shall establish a program to provide all children in this
16 state with vaccines under the immunization program under s. 252.04. From the
17 appropriation under s. 20.435 (1) (cm) and (jm), the department shall purchase
18 vaccines for diseases specified under s. 252.04 (1) for all children in this state and
19 distribute the vaccines to health care providers who participate in the program
20 under this section. Health care providers participating in the program under this
21 section shall administer vaccines received under this subsection to children.

22 **(3)** An insurer that provides coverage to a child who receives a vaccine under
23 the program under this section shall reimburse the department for the department's
24 cost of obtaining the vaccine.

25

(END)