

1989 Senate Bill 393

Date of enactment: **April 23, 1990**

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1989 WISCONSIN ACT 311

AN ACT to amend 49.48 (3) (b); and to create 49.48 (1m) of the statutes, relating to: funding the cost of administering recombinant human erythropoietin to certain chronic renal disease patients and making an appropriation.

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

SECTION 1. 49.48 (1m) of the statutes is created to read:

49.48 (1m) In this section, "recombinant human erythropoietin" means a bioengineered glycoprotein that has the same biological effects in stimulating red blood cell production as does the glycoprotein erythropoietin that is produced by the human body.

SECTION 2. 49.48 (3) (b) of the statutes is amended to read:

49.48 (3) (b) The state shall pay the cost of medical treatment required as a direct result of chronic renal disease of certified patients from the date of certification, including the cost of administering recombinant human erythropoietin to appropriate patients, whether the treatment is rendered in an approved facility in the state or in a dialysis or transplantation center which is approved as such by a contiguous state, subject to the conditions specified under par. (d). Approved facilities may include a hospital-in-center dialysis unit or a nonhospital dialysis center which is closely affiliated with a home dialysis program supervised by an approved facility. Aid shall

also be provided for all reasonable expenses incurred by a potential living-related donor, including evaluation, hospitalization, surgical costs and postoperative follow-up to the extent that these costs are not reimbursable under the federal medicare program or other insurance. In addition, all expenses incurred in the procurement, transportation and preservation of cadaveric donor kidneys shall be covered to the extent that these costs are not otherwise reimbursable. All donor-related costs are chargeable to the recipient and reimbursable under this subsection.

SECTION 3. Appropriation changes; health and social services. (1) CHRONIC RENAL DISEASE MEDICATION. The dollar amounts in the schedule under section 20.005 (3) of the statutes for the appropriation to the department of health and social services under section 20.435 (1) (e) of the statutes, as affected by the acts of 1989, are increased by \$666,000 for fiscal year 1989-90 and by \$1,332,000 for fiscal year 1990-91 to fund the cost of administering recombinant human erythropoietin to appropriate patients under section 49.48 (3) (b) of the statutes, as affected by this act.

SECTION 4. Effective date. This act takes effect retroactively to January 1, 1990.
