

2001 SENATE BILL 250

September 26, 2001 – Introduced by Senators MOEN, BRESKE, MOORE, ERPENBACH, ROBSON, BURKE, WIRCH, GEORGE, GROBSCHMIDT, PLACHE, HANSEN and BAUMGART, cosponsored by Representatives URBAN, KRUG, JOHNSRUD, BERCEAU, MUSSER, BOCK, GUNDERSON, BOYLE, RYBA, LASSA, POCAN, YOUNG, TURNER, GRONEMUS and WASSERMAN. Referred to Committee on Health, Utilities, Veterans and Military Affairs.

1 **AN ACT to amend** 40.52 (1) (b) and 632.895 (6) of the statutes; **relating to:**
 2 insurance coverage of prescription medications used to treat diabetes.

Analysis by the Legislative Reference Bureau

Under current law, health insurance policies that cover expenses for the treatment of diabetes, including those offered by the state, and the self-insured plan of the state are required to provide coverage for the installation and use of an insulin infusion pump, for all other equipment and supplies used in the treatment of diabetes, including insulin, and for diabetic self-management education programs. It is not clear that medications prescribed to treat diabetes, other than insulin, are “supplies” that must be covered under the requirement. This bill requires the health insurance policies that currently are subject to the requirement to cover equipment and supplies for diabetes treatment also to cover prescription medications used to treat diabetes.

For further information see the *state and local* 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:

3 **SECTION 1.** 40.52 (1) (b) of the statutes is amended to read:
 4 40.52 (1) (b) Coverage for expenses incurred by the installation and use of an
 5 insulin infusion pump, coverage for all other equipment and supplies used in the

SENATE BILL 250**SECTION 1**

1 treatment of diabetes, including any prescription medication used to treat diabetes,
2 and coverage of diabetic self-management education programs. Coverage required
3 under this paragraph shall be subject to the same deductible and coinsurance
4 provisions of the plan as other covered expenses, except that insulin infusion pump
5 coverage may be limited to the purchase of one pump per year and the plan may
6 require the covered person to use a pump for 30 days before purchase.

7 **SECTION 2.** 632.895 (6) of the statutes is amended to read:

8 632.895 (6) EQUIPMENT AND SUPPLIES FOR TREATMENT OF DIABETES. Every
9 disability insurance policy which provides coverage of expenses incurred for
10 treatment of diabetes shall provide coverage for expenses incurred by the
11 installation and use of an insulin infusion pump, coverage for all other equipment
12 and supplies, including insulin or any other prescription medication, used in the
13 treatment of diabetes, and coverage of diabetic self-management education
14 programs. Coverage required under this subsection shall be subject to the same
15 deductible and coinsurance provisions of the policy as other covered expenses, except
16 that insulin infusion pump coverage may be limited to the purchase of one pump per
17 year and the insurer may require the insured to use a pump for 30 days before
18 purchase.

19 **SECTION 3. Initial applicability.**

20 (1) This act first applies to all of the following:

21 (a) Except as provided in paragraphs (b) and (c), disability insurance policies
22 that are issued or renewed on the effective date of this paragraph.

23 (b) Disability insurance policies covering employees who are affected by a
24 collective bargaining agreement containing provisions inconsistent with this act
25 that are issued or renewed on the earlier of the following:

