

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

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September 29, 2009

This draft makes a number of minor modifications to the language throughout s. 632.89, as well as the changes discussed during the conference call on September 23.

The language added to the list in proposed s. 632.89 (3) cross-references the nonphysician providers and programs under s. 632.89 (1) (e) 1., 3., and 4. It might be better to keep that language generic by taking out the cross-reference. Since the items on the list are intended to relate to both types of coverage (i.e., for mental health and drug abuse treatment and for treatment of physical conditions), the cross-reference could create a loophole. Since referrals to the providers and programs under s. 632.89 (1) (e) 1., 3., and 4. are probably not made for treatment of physical conditions, if a plan limited or even prohibited referrals to them for mental health and drug abuse treatment, that would not be more restrictive than limiting or prohibiting referrals to them for treatment of physical conditions.

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