

2013 DRAFTING REQUEST

Bill

Received: 11/14/2013 Received By: tdodge
Wanted: As time permits Same as LRB: -3279
For: Jerry Petrowski (608) 266-2502 By/Representing: Lane Oling
May Contact: Drafter: tdodge
Subject: Mental Health - miscellaneous Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Sen.Petrowski@legis.wisconsin.gov
Carbon copy (CC) to: tamara.dodge@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Changes to mental health benefits and prior authorizations in Medical Assistance program;
reimbursement for mental health services in Medical Assistance program

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	tdodge 11/14/2013	csicilia 11/18/2013		_____	mbarman 11/18/2013	mbarman 11/18/2013	State S&L

FE Sent For:

*at intro
11/21*

<END>

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/1	tdodge	1 cjs 11/18/13		_____			State S&L

FE Sent For:

<END>

Dodge, Tamara

From: Oling, Lane
Sent: Wednesday, November 13, 2013 10:41 AM
To: Dodge, Tamara
Subject: RE: Senate Companion for AB 459 and 458

Please also include the substitute amendment for AB 458 and 459.

Thank you!

From: Oling, Lane
Sent: Wednesday, November 13, 2013 10:35 AM
To: Dodge, Tamara
Subject: Senate Companion for AB 459 and 458

Could you please draft and jacket senate versions of AB 459 and 458.

Thank you!

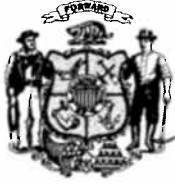
Lane Oling, J.D.
Office of Senator Jerry Petrowski
29th Senate District
(608) 266-2502

2013 Assembly Bill 458 (LRB -3279)

An Act to create 49.45 (29w) of the statutes; relating to: mental health benefits and reimbursement for mental health services under the Medical Assistance program. (FE)

2013

10-21.	A.	Introduced by Representatives Sanfelippo, Bernier, Severson, Jagler, Tittl, Murphy, Kestell, Steineke, Bies, Strachota, Petryk, Czaja, Ballweg, Kaufert, Brooks, A. Ott, Bernard Schaber, Danou and Hulsey ; cosponsored by Senators Petrowski, Schultz and L. Taylor .	378
10-21.	A.	Read first time and referred to Committee on Health	378
10-22.	A.	Public hearing held	
10-28.	A.	Assembly Amendment 1 offered by Representative Sanfelippo (LRB a1071)	389
10-28.	A.	Assembly Amendment 2 offered by Representative Sanfelippo (LRB a1075)	389
10-28.	A.	Fiscal estimate received	
11-04.	A.	Assembly Substitute Amendment 1 offered by Representative Sanfelippo (LRB s0175)	400
11-05.	A.	Executive action taken	
11-05.	A.	Assembly Amendment 1 to Assembly Substitute Amendment 1 offered by Committee on Health (LRB a1147)	405
11-06.	A.	Report Assembly Amendment 1 to Assembly Substitute Amendment 1 adoption recommended by Committee on Health, Ayes 9, Noes 0	420
11-06.	A.	Report Assembly Substitute Amendment 1 adoption recommended by Committee on Health, Ayes 9, Noes 0	420
11-06.	A.	Report passage as amended recommended by Committee on Health, Ayes 9, Noes 0	420
11-06.	A.	Referred to Committee on Rules	420
11-07.	A.	Placed on calendar 11-12-2013 by Committee on Rules	
11-11.	A.	Assembly Amendment 2 to Assembly Substitute Amendment 1 offered by Representatives Pasch and Sanfelippo (LRB a1196)	427
11-12.	A.	Read a second time	
11-12.	A.	Assembly Amendment 1 to Assembly Substitute Amendment 1 adopted	
11-12.	A.	Assembly Amendment 2 to Assembly Substitute Amendment 1 adopted	
11-12.	A.	Assembly Substitute Amendment 1 adopted	
11-12.	A.	Ordered to a third reading	
11-12.	A.	Rules suspended	
11-12.	A.	Read a third time and passed	
11-12.	A.	Representatives Wright and Barca added as coauthors	
11-12.	A.	Ordered immediately messaged	
11-13.	S.	Received from Assembly	



State of Wisconsin
2013 - 2014 LEGISLATURE



3648

LRB-32791

TJD:cjs:jf

slays

companion
redraft
make
run

In. 11/14

Due
soon

2013 **ASSEMBLY BILL 458**

October 21, 2013 - Introduced by Representatives SANFELIPPO, BERNIER, SEVERSON, JAGLER, TITTL, MURPHY, KESTELL, STEINEKE, BIES, STRACHOTA, PETRYK, CZAJA, BALLWEG, KAUFERT, BROOKS, A. OTT, BERNARD SCHABER, DANOU and HULSEY, cosponsored by Senators PETROWSKI, SCHULTZ and L. TAYLOR. Referred to Committee on Health.

companion -
no changes

Gen Cat

- 1 AN ACT to create 49.45 (29w) of the statutes; relating to: mental health benefits
- 2 and reimbursement for mental health services under the Medical Assistance
- 3 program.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Health Services (DHS) administers the Medical Assistance (MA) program, which is a joint federal and state program that provides health and long-term care services to individuals who have limited resources. The MA program reimburses certified providers for providing services to MA recipients. Among the health benefits provided to MA recipients are mental health services including, among others, mental health day treatment services and alcohol and other drug abuse services; psychiatric services; mental health and psychosocial rehabilitative services and case management services provided by a community support program; psychosocial and case management services provided by a community-based psychosocial service program; and mental health crisis intervention services.

This bill makes changes to MA program mental health benefits and reimbursement for certain mental health services. The bill requires DHS to allow a child experiencing a severe emotional disturbance to access in-home therapy without first showing a failure to succeed in outpatient therapy. DHS is required, under the bill, to allow certain families to participate in in-home therapy even if one of the children is enrolled in a day treatment program. The bill limits the elements that DHS may require on the prior authorization form used to obtain outpatient

ASSEMBLY BILL 458

mental health services. The bill also specifies that mental health services provided through telehealth by Wisconsin-licensed physicians are reimbursable by the MA program even if that Wisconsin-licensed physician is located outside the state. Telehealth is the use of electronic information and telecommunication technology to provide long-distance health care and education.

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:

1 SECTION 1. 49.45 (29w) of the statutes is created to read:

2 49.45 (29w) MENTAL HEALTH SERVICES. (a) In providing mental health benefits
3 under this subchapter, the department shall do all of the following:

4 1. Allow a severely emotionally disturbed child, as defined in sub. (25) (a), to
5 access in-home therapy without having to show a failure to succeed in outpatient
6 therapy.

7 2. Allow qualifying families to participate in in-home therapy even if a child
8 in that family is enrolled in a day treatment program.

9 3. Limit the prior authorization form used to obtain outpatient mental health
10 services to the following elements:

11 a. Diagnostic criteria and symptoms.

12 b. Patient identification.

13 c. Provider identification.

14 d. Modality and and frequency of treatment.

15 e. Goals of treatment.

16 f. Discharge criteria from treatment.

17 (b) 1. In this paragraph:

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1 a. "Telehealth" is the use of electronic information and telecommunication
2 technology to provide long-distance health care and education.

3 b. "Telecommunication technology" includes telephone, videoconferencing,
4 Internet sites, streaming media, and wired and wireless communication.

5 2. Mental health services provided through telehealth by a physician who is
6 licensed in this state are reimbursable by the Medical Assistance program under this
7 subchapter even if the physician providing the service through telehealth is located
8 outside of the state.

9

(END)

Parisi, Lori

From: Oling, Lane
Sent: Monday, November 18, 2013 10:26 AM
To: LRB.Legal
Subject: Draft Review: LRB -3648/1 Topic: Changes to mental health benefits and prior authorizations in Medical Assistance program; reimbursement for mental health services in Medical Assistance program

Please Jacket LRB -3648/1 for the SENATE.