

2013 DRAFTING REQUEST

Senate Amendment (SA-AB744)

Received: 3/17/2014 Received By: btradewe
Wanted: As time permits Same as LRB:
For: Jon Erpenbach (608) 266-6670 By/Representing: Julie
May Contact: Drafter: btradewe
Subject: Insurance - health Addl. Drafters:
Extra Copies:

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

Pre Topic:

No specific pre topic given

Topic:

Copayments, deductibles, or coinsurance for oral chemotherapy and injected or intravenous chemotherapy

Instructions:

Add SB 300

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>
/?	btradewe 3/18/2014	jdyer 3/18/2014	jmurphy 3/18/2014	_____			
/1				_____	mbarman 3/18/2014	mbarman 3/18/2014	

FE Sent For:

<END>

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/?	btradewe	1 3/18 jld	jm 3/18	jm 3/18			

FE Sent For:

<END>

a2141

2013 Assembly Bill 744 (LRB -1578)

An Act to amend 97.20 (2) (a), 97.27 (2), 97.29 (2) (a), 97.30 (2) (a) and 97.42 (2) (a) of the statutes; relating to: licenses for new dairy plants, food warehouses, food processing plants, retail food establishments, and meat establishments. (FE)

2014

02-10.	A.	Introduced by Representative Nerison ; cosponsored by Senator Cowles .	595
02-10.	A.	Read first time and referred to Committee on Agriculture	596
02-12.	A.	Public hearing held	
02-13.	A.	Executive action taken	
02-13.	A.	Report passage recommended by Committee on Agriculture, Ayes 13, Noes 3	620
02-13.	A.	Referred to Committee on Rules	620
02-13.	A.	Placed on calendar 2-18-2014 by Committee on Rules	
02-18.	A.	Made a special order of business at 1:05 AM on 2-20-2014 pursuant to Assembly Resolution 25	672
02-20.	A.	Representative Jorgensen added as a coauthor	690
02-20.	A.	Fiscal estimate received	
02-20.	A.	Read a second time	690
02-20.	A.	Ordered to a third reading	690
02-20.	A.	Rules suspended	690
02-20.	A.	Read a third time and passed	690
02-20.	A.	Ordered immediately messaged	690
02-21.	S.	Received from Assembly	706
02-24.	S.	Read first time and referred to committee on Agriculture, Small Business, and Tourism	711
03-06.	S.	Public hearing held	
03-07.	S.	Executive action taken	
03-10.	S.	Report concurrence recommended by Committee on Agriculture, Small Business, and Tourism, Ayes 9, Noes 0	747
03-10.	S.	Available for scheduling	
03-14.	S.	Placed on calendar 3-18-2014 pursuant to Senate Rule 18(1)	



State of Wisconsin
2013 - 2014 LEGISLATURE

2/12/11



LRE 2141/1
TJD:jld&eev:rs

11 a.m. **TODAY**
FOR FLOOR

Keep ↑ (MNR)

SENATE AMENDMENT,
Assembly 744
TO SENATE BILL 160

1 At the locations indicated, amend the bill as follows:

2 1. Page 1, line ³ ~~7~~: after ^{meat establishments} "~~incident~~" insert "; and copayments, deductibles, or
3 coinsurance for oral chemotherapy and injected or intravenous chemotherapy". ✓

4 *Fix component* 2. Page 2, line ¹ ~~5~~ after ^{before} that line insert:

5 "SECTION ~~1~~ ^{C ← B} 40.51 (8) of the statutes is amended to read:

6 40.51 (8) Every health care coverage plan offered by the state under sub. (6)
7 shall comply with ss. 631.89, 631.90, 631.93 (2), 631.95, 632.72 (2), 632.746 (1) to (8)
8 and (10), 632.747, 632.748, 632.798, 632.83, 632.835, 632.85, 632.853, 632.855,
9 632.867, 632.87 (3) to (6), 632.885, 632.89, 632.895 (5m) and (8) to (17), and 632.896.

10 SECTION ~~1~~ ^{e ← B} 40.51 (8m) of the statutes is amended to read:

11 40.51 (8m) Every health care coverage plan offered by the group insurance
12 board under sub. (7) shall comply with ss. 631.95, 632.746 (1) to (8) and (10), 632.747,

1 632.748, 632.798, 632.83, 632.835, 632.85, 632.853, 632.855, 632.867, 632.885,
2 632.89, and 632.895 (11) to (17).

3 ~~3. Page 3, line 4: after that line insert:~~

4 ~~SECTION 3n.~~ ^{1m ← (B)} 66.0137 (4) of the statutes is amended to read:

5 66.0137 (4) SELF-INSURED HEALTH PLANS. If a city, including a 1st class city, or
6 a village provides health care benefits under its home rule power, or if a town
7 provides health care benefits, to its officers and employees on a self-insured basis,
8 the self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),
9 632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.798, 632.85, 632.853, 632.855, 632.867,
10 632.87 (4), (5), and (6), 632.885, 632.89, 632.895 (9) to (17), 632.896, and 767.513 (4).

11 ~~SECTION 3p.~~ ^{6 ← (B)} 120.13 (2) (g) of the statutes is amended to read:

12 120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.
13 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.746 (10) (a) 2. and (b) 2., 632.747 (3),
14 632.798, 632.85, 632.853, 632.855, 632.867, 632.87 (4), (5), and (6), 632.885, 632.89,
15 632.895 (9) to (17), 632.896, and 767.513 (4).

16 ~~4. Page 4, line 17: after that line insert:~~

17 ~~SECTION 3h.~~ ^{7 ← (B)} 185.983 (1) (intro.) of the statutes is amended to read:

18 185.983 (1) (intro.) Every voluntary nonprofit health care plan operated by a
19 cooperative association organized under s. 185.981 shall be exempt from chs. 600 to
20 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41, 601.42, 601.43, 601.44,
21 601.45, 611.26, 611.67, 619.04, 623.11, 623.12, 628.34 (10), 631.17, 631.89, 631.93,
22 631.95, 632.72 (2), 632.745 to 632.749, 632.775, 632.79, 632.795, 632.798, 632.85,
23 632.853, 632.855, 632.867, 632.87 (2), (2m), (3), (4), (5), and (6), 632.885, 632.89,

Page 2, line 7: delete "Section 1" and substitute "Section 1s".
Page 4, line 5: after that line insert:

1 632.895 (5) and (8) to (17), 632.896, and 632.897 (10) and chs. 609, 620, 630, 635, 645,
2 and 646, but the sponsoring association shall:

3 SECTION 84. 609.837 of the statutes is created to read:

4 **609.837 Copayment equality for oral and injected chemotherapy.**

5 Limited service health organizations, preferred provider plans, and defined network
6 plans are subject to s. 632.867.

7 SECTION 8p. 632.867 of the statutes is created to read:

8 **632.867 Oral and injected chemotherapy. (1) DEFINITIONS.** In this section:

9 (a) "Chemotherapy" means drugs and biologics that kill cancer cells directly,
10 including antineoplastics, biologic response modifiers, hormone therapy, and
11 monoclonal antibodies, and that are used to do any of the following:

- 12 1. Cure a specific cancer.
- 13 2. Control tumor growth when cure is not possible.
- 14 3. Shrink tumors before surgery or radiation therapy.
- 15 4. Destroy microscopic cancer cells that may be present after a tumor is
16 removed by surgery to prevent a cancer recurrence.

17 (b) "Disability insurance policy" has the meaning given in s. 632.895 (1) (a).

18 (c) "Self-insured health plan" has the meaning given in s. 632.85 (1) (c).

19 (2) COPAYMENT, DEDUCTIBLE, OR COINSURANCE REQUIREMENTS; LIMITATIONS. (a) A
20 disability insurance policy that covers injected or intravenous chemotherapy and
21 oral chemotherapy, or a self-insured health plan that covers injected or intravenous
22 chemotherapy and oral chemotherapy, may not require a higher copayment,
23 deductible, or coinsurance amount for oral chemotherapy than it requires for
24 injected or intravenous chemotherapy, regardless of the formulation or benefit
25 category determination by the policy or plan.

1 (b) A disability insurance policy or a self-insured health plan may not comply
 2 with par. (a) by increasing the copayment, deductible, or coinsurance amount
 3 required for injected or intravenous chemotherapy that is covered under the policy
 4 or plan.

5 ~~5. Page 7, line 3: after that line insert:~~

6 ~~SECTION 10. Initial applicability.~~

7 (1c) The treatment of sections 40.51 (8) and (8m), 66.0137 (4), 120.13 (2) (g),
 8 185.983 (1) (intro.), 609.837, and 632.867 of the statutes first applies to all of the
 9 following:

10 (a) Except as provided in paragraphs (b) and (c), disability insurance policies
 11 that are issued or renewed, and governmental or school district self-insured health
 12 plans that are established, extended, modified, or renewed, on the effective date of
 13 this paragraph.

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

- 17 1. The day on which the collective bargaining agreement expires.
- 18 2. The day on which the collective bargaining agreement is extended, modified,
 19 or renewed.

20 (c) Governmental or school district self-insured health plans covering
 21 employees who are affected by a collective bargaining agreement containing
 22 provisions inconsistent with this act that are established, extended, modified, or
 23 renewed on the earlier of the following:

- 24 1. The day on which the collective bargaining agreement expires.

