

2013 DRAFTING REQUEST

Senate Amendment (SA-AB674)

Received: 3/18/2014 Received By: btradewe
Wanted: Today 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	scalvin 3/18/2014		_____			
/1			jmurphy 3/18/2014	_____	sbasford 3/18/2014	sbasford 3/18/2014	

FE Sent For:

<END>

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Jm+RS
3/18

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2013 Assembly Bill 674 (LRB -3027)

An Act to renumber 48.58 (1); to renumber and amend 48.63 (1); to amend 48.028 (5) (a), 48.38 (2) (d), 48.38 (4) (d) 1., 48.57 (3n) (am) 6. c., 48.615 (1) (b), 48.64 (1), 48.64 (1m), 48.64 (1r), 48.64 (2), 48.979 (1) (c), 48.979 (2), 253.10 (3) (c) 2. c., 938.22 (2) (c) and 938.38 (2) (d); and to create 48.58 (5) and 48.63 (1) (b) of the statutes; relating to: placement of a child in a shelter care facility under a voluntary agreement. (FE)

2014

01-27.	A.	Introduced by Representatives Loudenbeck, Krug, Bies, Jacque, Kleefisch, Sargent and Bernier; cosponsored by Senators Farrow, Petrowski and Lassa	559
01-27.	A.	Read first time and referred to Committee on Children and Families	559
01-28.	A.	Representative Ballweg added as a coauthor	562
01-28.	A.	Senator Harris added as a cosponsor	562
01-29.	A.	Fiscal estimate received	
01-29.	A.	Public hearing held	
02-03.	A.	Fiscal estimate received	
02-03.	A.	Fiscal estimate received	
02-04.	A.	Fiscal estimate received	
02-04.	A.	Assembly Amendment 1 offered by Representative Loudenbeck (LRB a1583)	578
02-05.	A.	Executive action taken	
02-07.	A.	Report Assembly Amendment 1 adoption recommended by Committee on Children and Families, Ayes 10, Noes 1	588
02-07.	A.	Report passage as amended recommended by Committee on Children and Families, Ayes 10, Noes 1	588
02-07.	A.	Referred to Committee on Rules	588
02-11.	A.	Placed on calendar 2-13-2014 by Committee on Rules	
02-13.	A.	Read a second time	636
02-13.	A.	Assembly Amendment 1 adopted	636
02-13.	A.	Ordered to a third reading	636
02-13.	A.	Rules suspended	636
02-13.	A.	Read a third time and passed	636
02-13.	A.	Ordered immediately messaged	636
02-14.	S.	Received from Assembly	671
02-17.	S.	Read first time and referred to committee on Health and Human Services	677
02-19.	S.	Public hearing held	
03-05.	S.	Executive action taken	
03-05.	S.	Report concurrence recommended by Committee on Health and Human Services, Ayes 5, Noes 0	735
03-05.	S.	Available for scheduling	
03-14.	S.	Placed on calendar 3-18-2014 pursuant to Senate Rule 18(1)	779



State of Wisconsin
2013 - 2014 LEGISLATURE

Today

a2169/1
LRB 2143/1
TJD/jld/eev/cjs:fs
Stays P vmmr
all

SENATE AMENDMENT,
TO ASSEMBLY BILL ~~746~~ 674

Editor
Bill history
stapled behind
request sheet

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

2 1. Page 1, line ⁶⁹2: after ~~leaf~~ ^{agreement} insert “; and copayments, deductibles, or
3 coinsurance for oral chemotherapy and injected or intravenous chemotherapy”.

4 2. Page ²10, line ¹9: before that line insert:

5 “SECTION 1b. 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 1e. 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). //

#. Page 12, line 1: after that line insert!

3 SECTION ~~1~~ 66.0137 (4) of the statutes is amended to read:

4 66.0137 (4) SELF-INSURED HEALTH PLANS. If a city, including a 1st class city, or

5 a village provides health care benefits under its home rule power, or if a town

6 provides health care benefits, to its officers and employees on a self-insured basis,

7 the self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),

8 632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.798, 632.85, 632.853, 632.855, 632.867,

9 632.87 (4), (5), and (6), 632.885, 632.89, 632.895 (9) to (17), 632.896, and 767.513 (4). ²

10 3. Page ~~10~~, line ~~10~~: delete "SECTION 1" and substitute "SECTION 1s".

11 4. Page 2, line 3: after that line insert:

12 SECTION ~~1~~ 120.13 (2) (g) of the statutes is amended to read:

13 120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.

14 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.746 (10) (a) 2. and (b) 2., 632.747 (3),

15 632.798, 632.85, 632.853, 632.855, 632.867, 632.87 (4), (5), and (6), 632.885, 632.89,

16 632.895 (9) to (17), 632.896, and 767.513 (4).

17 SECTION ~~1~~ 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 12, line 8! 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 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 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. //

Page 13, line 2: after that line insert!

5 **SECTION 9. Initial applicability.**

6 (1c) The treatment of sections 40.51 (8) and (8m), 66.0137 (4), 120.13 (2) (g),
 7 185.983 (1) (intro.), 609.837, and 632.867 of the statutes first applies to all of the
 8 following:

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

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

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

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

- 23 1. The day on which the collective bargaining agreement expires.
- 24 2. The day on which the collective bargaining agreement is extended, modified,
 25 or renewed.

Page 20

1

SECTION 3 Effective dates. This act takes effect on the day after publication,

2

except as follows:

3

(1) The treatment of section 632.867 (2) (a) of the statutes takes effect on the

4

first day of the 7th month beginning after publication.”.

5

(END)