

2019 Senate Bill 155 (LRB -1418)

An Act to amend 146.89 (3) (a) and 146.89 (3) (d) 2.; and to create 146.89 (3g) of the statutes; relating to: participation in the Volunteer Health Care Provider program by agencies serving homeless individuals. (FE)

2019

04-04. S. Introduced by Senators **Darling, Johnson, Carpenter, Nass, Ringhand, Stroebel, Wirch, Cowles and L. Taylor**; cosponsored by Representatives **Thiesfeldt, Stuck, Felzkowski, Anderson, Bowen, Brostoff, Considine, Horlacher, Kolste, Kulp, Mursau, Novak, Ohnstad, Plumer, Ramthun, Rohrkaete, Sargent, Skowronski, Spiros, Snyder, Steffen, Subeck, C. Taylor, Tusler, Vining, Sinicki, Loudenbeck and Murphy.** ..... 144

04-04. S. Read first time and referred to Committee on Insurance, Financial Services, Government Oversight and Courts ..... 144

05-17. S. Fiscal estimate received

07-16. S. Public hearing held

09-19. S. Executive action taken

09-19. S. Report passage recommended by Committee on Insurance, Financial Services, Government Oversight and Courts, Ayes 5, Noes 0 ..... 386

09-19. S. Available for scheduling

11-01. S. Placed on calendar 11-5-2019 pursuant to Senate Rule 18(1) ..... 473

11-04. S. Senator Craig added as a coauthor ..... 477

11-05. S. Read a second time

11-05. S. Ordered to a third reading

11-05. S. Rules suspended

11-05. S. Read a third time and **passed**

11-05. S. Ordered immediately messaged

11-05. A. Received from Senate ..... 357

11-05. A. Read first time and referred to calendar of 11-7-2019 pursuant to Assembly Rule 42 (1)(a) ..... 357

11-07. A. Rules suspended to withdraw from calendar and take up

11-07. A. Read a second time

11-07. A. Ordered to a third reading

11-07. A. Rules suspended

11-07. A. Read a third time and **concurred in**

11-07. A. Ordered immediately messaged

DW



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ENROLLED BILL

**Adopted Documents**

Original

Engrossed

Substitute Amdt

19-141.8, 1

Amendments:  None or  Listed below.

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Corrections:  None or  Listed by date below.

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Topic:  Same as relating clause or  Indicated below.

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11/8/19

Date

Enrolling Drafter



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-1418/1  
TJD:amn

## 2019 SENATE BILL 155

April 4, 2019 - Introduced by Senators DARLING, JOHNSON, CARPENTER, NASS, RINGHAND, STROEBEL, WIRCH, COWLES and L. TAYLOR, cosponsored by Representatives THIESFELDT, STUCK, FELZKOWSKI, ANDERSON, BOWEN, BROSTOFF, CONSIDINE, HORLACHER, KOLSTE, KULP, MURSAU, NOVAK, OHNSTAD, PLUMER, RAMTHUN, ROHRKASTE, SARGENT, SKOWRONSKI, SPIROS, SNYDER, STEFFEN, SUBECK, C. TAYLOR, TUSLER, VINING, SINICKI, LOUDENBECK and MURPHY. Referred to Committee on Insurance, Financial Services, Government Oversight and Courts.

- 1     **AN ACT to amend** 146.89 (3) (a) and 146.89 (3) (d) 2.; and **to create** 146.89 (3g)  
2             of the statutes; **relating to:** participation in the Volunteer Health Care  
3             Provider program by agencies serving homeless individuals.

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### *Analysis by the Legislative Reference Bureau*

This bill allows nonprofit agencies and their volunteer health care providers that provide services to persons who are recipients of Medical Assistance to participate in the Volunteer Health Care Provider program if the Medical Assistance recipients served are primarily homeless individuals. Except for health care providers credentialed in another state who have separate requirements and liability exemptions under current law, volunteer health care providers providing services under the program are currently agents of the state for certain purposes, including the following: 1) representation by the attorney general in a civil action or other matter brought before a court or administrative agency; 2) mandatory filing of a notice of claim before bringing a civil claim against the agent; and 3) payment by the state of a judgment of damages and costs against the agent when found to be acting within the scope of employment. Currently, certain individuals may serve as volunteer health care providers by providing services through a nonprofit agency or for a school board or school governing body while receiving no income for the services. To participate in the Volunteer Health Care Provider program, a health care professional must submit a joint application with a nonprofit agency, school board, or school governing body to the Department of Health Services for approval. A volunteer health care provider providing services through a nonprofit agency must

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provide services without charge except that certain dental services may be provided to Medical Assistance recipients under the program.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

1           **SECTION 1.** 146.89 (3) (a) of the statutes is amended to read:

2           146.89 (3) (a) The volunteer health care provider shall provide services under  
3       par. (b) without charge, except as provided in sub. (3g) or (3m), at the nonprofit  
4       agency, if the joint application of the volunteer health care provider and the nonprofit  
5       agency has received approval under sub. (2) (a).

6           **SECTION 2.** 146.89 (3) (d) 2. of the statutes is amended to read:

7           146.89 (3) (d) 2. Except as provided in sub. (3g) or (3m), Medical Assistance  
8       under subch. IV of ch. 49.

9           **SECTION 3.** 146.89 (3g) of the statutes is created to read:

10          146.89 (3g) A nonprofit agency and volunteer health care providers providing  
11       services at the nonprofit agency that provide services to persons who are recipients  
12       of Medical Assistance may participate in the program under this section if the  
13       Medical Assistance recipients served are primarily homeless individuals, as  
14       self-reported.

15                           **(END)**