2019 DRAFTING REQUEST

Bill							
For:	Legislative F	iscal Bureau		Drafter:	tdodge		
By:	Morgan			Secondary Drafters:			
Date:	4/1/2020			May Contact:			
Same as LRB:							
Submit via email: Requester's email: Carbon copy (CC) to:		YES Charlie.morgan@legis.wisconsin.gov jon.dyck@legis.wisconsin.gov Becky.hannah@legis.wisconsin.gov tamara.dodge@legis.wisconsin.gov					
Pre Topic:							
No specific pre topic given							
Topic:					-		
Pg. 19, INS, Item 5: prescription drug limits							
Instructions:							
See attached							
Drafting History:							
Vers.	Drafted	Reviewed	Submitted	<u>Jacketed</u>	Required		
/?	tdodge 4/1/2020						
/P1		ccarmich 4/1/2020					
/1			wjackson 4/1/2020				

<**END>**

FE Sent For:



2

3

State of Misconsin 2019 - 2020 LEGISLATURE

LRB-6057/1 TJD:cdc

2019 BILL

1 /	AN ACT to a	mend 609.83; ar	nd to create	32 895 (16 _v)	of the statutes	e relating
		menu 000.00, ai	iu io creaie c	104.000 (TOY)	or me statutes	s. reraume

to: prohibiting coverage limits on certain prescription drugs.

Analysis by the Legislative Reference Bureau INSURANCE

Prohibiting certain prescription drugs coverage limits

The bill prohibits insurers that offer health insurance, self-insured governmental health plans, and pharmacy benefit managers from requiring prior authorization for early refills of a prescription drug or otherwise restricting the period of time in which a prescription drug may be refilled and from imposing a limit on the quantity of prescription drugs that may be obtained if the quantity is no more than a 90-day supply. These prohibitions do not apply if the prescription drug is a controlled substance.

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

- **Section 1.** 609.83 of the statutes is amended to read:
- 4 **609.83 Coverage of drugs and devices.** Limited service health organizations, preferred provider plans, and defined network plans are subject to ss.
- 6 632.853 and 632.895 (16t) and (16v).

BILL

1

2

3

4

5

6

7

8

9

10

11

12

13

14

SECTION 2.	632 895	(16x)	of the	statutes i	s created	to read.
OBULION 4.	004.000	TTOVE	от ше	Statutes	s createu	LU LEAU.

- 632.895 (16v) Prohibiting coverage limitations on prescription drugs. (a) During the period covered by the state of emergency related to public health declared by the governor on March 12, 2020, by executive order 72, an insurer offering a disability insurance policy that covers prescription drugs, a self-insured health plan of the state or of a county, city, town, village, or school district that covers prescription drugs, or a pharmacy benefit manager acting on behalf of a policy or plan may not do any of the following in order to maintain coverage of a prescription drug:
- 1. Require prior authorization for early refills of a prescription drug or otherwise restrict the period of time in which a prescription drug may be refilled.
- 2. Impose a limit on the quantity of prescription drugs that may be obtained if the quantity is no more than a 90-day supply.
- (b) This subsection does not apply to a prescription drug that is a controlled substance, as defined in s. 961.01 (4).

15