



Wisconsin Office of the
**COMMISSIONER
OF INSURANCE**

2023 SB 935 (LRB-5646/1)

Tony Evers, Governor of Wisconsin
Nathan Houdek, Commissioner of Insurance

January 22, 2024

Mr. Richard Champagne
Acting Senate Chief Clerk
State Capitol
P.O. Box 7882
Madison, WI 53707

Mr. Ted Blazel
Assembly Chief Clerk
17 West Main Street
Room 401
Madison, WI 53703

Re: Social and Financial Impact Report—2023 Senate Bill 935—relating to a cost-sharing cap on epinephrine auto-injectors under health insurance policies and plans.

Dear Acting Chief Clerk Champagne and Chief Clerk Blazel:

Pursuant to Wis. Stat. § 601.423, the Office of the Commissioner of Insurance (OCI) is submitting a social and financial impact report on 2023 Senate Bill 935 relating to a cost-sharing cap on epinephrine auto-injectors under health insurance policies and plans.

Coverage Mandates

OCI has determined that 2023 Senate Bill 935 requires a social and financial impact report for the following reason:

1. Requires a particular benefit design or imposes conditions on cost-sharing under an insurance policy, plan, or contract for the treatment of a particular disease, condition, or other health care need, for a particular type of health care treatment or service, or for the provision of equipment, supplies, or drugs used in connection with a health care treatment or service.

Social Impact

2023 Senate Bill 935 prevents every health insurance policy and every self-insured governmental health plan that covers medically necessary epinephrine auto-injectors from imposing cost-sharing in an amount that exceeds \$60 for a twin-pack of epinephrine auto-injectors, regardless of the type of epinephrine auto-injector.

OCI is unable to definitively determine how many residents could benefit from the proposed cost-sharing mandate covering epinephrine auto-injectors.

Financial Impact

OCI is unable to determine what the financial impact of the proposed bill would be on insurers.

OCI is unable to determine the extent to which the proposed requirements could impact administrative and claims costs of insurers or premium costs of consumers and employers.

Please contact Sarah Smith at (608) 209-6309 or Sarah.Smith2@wisconsin.gov if you have any questions.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Nathan Houdek". The signature is written in a cursive style with a large initial "N" and "H".

Nathan Houdek
Commissioner

Cc: The Honorable Tony Evers, Governor of Wisconsin