



State of Wisconsin
2025 - 2026 LEGISLATURE

LRBb0739/1

ALL:all

**ASSEMBLY AMENDMENT 10,
TO ASSEMBLY SUBSTITUTE AMENDMENT 2,
TO ASSEMBLY BILL 50**

July 2, 2025 - Offered by Representatives DE SANTO, ANDERSON, ANDRACA, ARNEY, BARE, BILLINGS, BROWN, CLANCY, CRUZ, DESMIDT, DOYLE, EMERSON, FITZGERALD, GOODWIN, HAYWOOD, HONG, HYSELL, J. JACOBSON, JOERS, JOHNSON, KIRSCH, MADISON, MAYADEV, MCCARVILLE, MCGUIRE, MIRESE, MOORE OMOKUNDE, NEUBAUER, PALMERI, PHELPS, PRADO, RIVERA-WAGNER, ROE, SHEEHAN, SINICKI, SNODGRASS, SPAUDE, STROUD, STUBBS, SUBECK, TAYLOR, TENORIO, UDELL and VINING.

At the locations indicated, amend the substitute amendment as follows:

1. At the appropriate places, insert all of the following:

“SECTION 1. 115.28 (63) (intro.) of the statutes is amended to read:

115.28 **(63)** MENTAL HEALTH TRAINING PROGRAM. (intro.) Establish a mental health training support program under which the department provides training ~~on~~ all of the following evidence-based strategies related to addressing mental health issues in schools to school district staff and, instructional staff of charter schools under s. 118.40 (2r) or (2x), and individuals employed by an out-of-school-time program on evidence-based strategies related to addressing mental health needs and suicide prevention in schools, including all of the following:

SECTION 9234. Fiscal changes; Public Instruction.

(1) MENTAL HEALTH TRAINING PROGRAM. In the schedule under s. 20.005 (3) for the appropriation to the department of public instruction under s. 20.255 (1) (ep), the dollar amount for fiscal year 2025-26 is increased by \$380,000 and the dollar amount for fiscal year 2026-27 is increased by \$380,000.”.

2. At the appropriate places, insert all of the following:

“**SECTION 2.** 49.45 (25c) of the statutes is created to read:

49.45 (25c) CHILDREN’S BEHAVIORAL HEALTH SPECIALTY MANAGED CARE. The department may request a waiver from the federal department of health and human services to administer a children’s behavioral health specialty managed care program under the Medical Assistance program. If the waiver is granted, the department may administer the children’s behavioral health specialty managed care program under this subsection.”.

3. At the appropriate places, insert all of the following:

“**SECTION 9219. Fiscal changes; Health Services.**

(1) PEER-RUN RESPITE CENTERS.

(a) In the schedule under s. 20.005 (3) for the appropriation to the department of health services under s. 20.435 (5) (bc), the dollar amount for fiscal year 2025-26 is increased by \$1,350,000 to fund grants for peer-run respite centers under s. 46.48 (31).. In the schedule under s. 20.005 (3) for the appropriation to the department of health services under s. 20.435 (5) (bc), the dollar amount for fiscal year 2026-27 is increased by \$1,350,000 to fund grants for peer-run respite centers under s. 46.48 (31).

(b) In the schedule under s. 20.005 (3) for the appropriation to the department

of health services under s. 20.435 (2) (gk), the dollar amount for fiscal year 2025-26 is decreased by \$450,000 to reduce funding for grants for peer-run respite centers under s. 46.48 (31).. In the schedule under s. 20.005 (3) for the appropriation to the department of health services under s. 20.435 (2) (gk), the dollar amount for fiscal year 2026-27 is decreased by \$450,000 to reduce funding for grants for peer-run respite centers under s. 46.48 (31).”.

4. At the appropriate places, insert all of the following:

“SECTION 3. 46.482 (1) (a) of the statutes is renumbered 46.482 (1) (bm).

SECTION 4. 46.482 (1) (am) of the statutes is created to read:

46.482 (1) (am) “Certified peer specialist” means an individual described under s. 49.45 (30j) (a) 1m. who has met the certification requirements established by the department.

SECTION 5. 46.482 (1) (b) of the statutes is renumbered 46.482 (1) (c) and amended to read:

46.482 (1) (c) “Peer recovery coach” means an individual described under s. 49.45 (30j) (a) ~~2~~ 3, who has completed the training requirements specified under s. 49.45 (30j) (b) 4.

SECTION 6. 46.482 (2) (a) of the statutes is amended to read:

46.482 (2) (a) Use peer recovery coaches and certified peer specialists to encourage individuals to seek treatment for a substance use disorder following an overdose.

SECTION 7. 46.482 (2) (f) of the statutes is amended to read:

46.482 (2) (f) Collect and evaluate data on the outcomes of patients receiving

peer recovery coach or certified peer specialist services and coordination and continuation of care services under this section.

SECTION 8. 49.45 (30j) (title) of the statutes is amended to read:

49.45 **(30j)** (title) REIMBURSEMENT FOR PEER RECOVERY COACH AND CERTIFIED PEER SPECIALIST SERVICES.

SECTION 9. 49.45 (30j) (a) 1. and 2. of the statutes are renumbered 49.45 (30j) (a) 2m. and 3.

SECTION 10. 49.45 (30j) (a) 1m. of the statutes is created to read:

49.45 **(30j)** (a) 1m. “Certified peer specialist” means an individual who has experience in the mental health and substance use services system, who is trained to provide support to others, and who has received peer specialist or parent peer specialist certification under the rules established by the department.

SECTION 11. 49.45 (30j) (bm) of the statutes is created to read:

49.45 **(30j)** (bm) The department shall reimburse under the Medical Assistance program under this subchapter any service provided by a certified peer specialist if the service satisfies all of the following conditions:

1. The recipient of the service provided by a certified peer specialist is in treatment for or recovery from a mental illness or a substance use disorder.
2. The certified peer specialist provides the service under the supervision of a competent mental health professional.
3. The certified peer specialist provides the service in coordination with the Medical Assistance recipient’s individual treatment plan and in accordance with the recipient’s individual treatment goals.

4. The certified peer specialist providing the service has completed training requirements, as established by the department by rule, after consulting with members of the recovery community.

SECTION 12. 49.45 (30j) (c) of the statutes is amended to read:

49.45 (30j) (c) The department shall certify under Medical Assistance peer recovery coaches and certified peer specialists to provide services in accordance with this subsection.

SECTION 13. 49.46 (2) (b) 14p. of the statutes is amended to read:

49.46 (2) (b) 14p. Subject to s. 49.45 (30j), services provided by a peer recovery coach or a certified peer specialist.

SECTION 9119. Nonstatutory provisions; Health Services.

(1) RULES REGARDING TRAINING OF CERTIFIED PEER SPECIALISTS. The department of health services may promulgate the rules required under s. 49.45 (30j) (bm) 4. as emergency rules under s. 227.24. Notwithstanding s. 227.24 (1) (a) and (3), the department of health services is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection. Notwithstanding s. 227.24 (1) (c) and (2), emergency rules promulgated under this subsection remain in effect until January 1, 2027, or the date the permanent rules take effect, whichever is sooner.

SECTION 9219. Fiscal changes; Health Services.

(1) CERTIFIED PEER SPECIALIST SERVICES. In the schedule under s. 20.005 (3)

for the appropriation to the department of health services under s. 20.435 (4) (b), the dollar amount for fiscal year 2026-27 is increased by \$1,277,400 to provide coverage of certified peer specialist services under the Medical Assistance program.”.

5. At the appropriate places, insert all of the following:

“**SECTION 14.** 20.435 (2) (km) of the statutes is amended to read:

20.435 (2) (km) *Indian mental health placement.* ~~All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 25.~~ The amounts in the schedule to reimburse an Indian tribe or band in this state or a county department for placements by a tribal court of a member of the Indian tribe or band that are unexpected or that result in cumulative costs of placements to the tribe or county department exceeding \$50,000 annually. All moneys transferred from the appropriation account under s. 20.505 (8) (hm) 25. shall be credited to this appropriation account. Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the appropriation account under s. 20.505 (8) (hm).

SECTION 15. 20.505 (8) (hm) 25. of the statutes is amended to read:

20.505 (8) (hm) 25. The amount transferred to s. 20.435 (2) (km) shall be ~~\$250,000 or the amount remaining in this appropriation after all other transfers under subds. 1c. to 24. are made, whichever is less~~ the amount in the schedule under s. 20.435 (2) (km).”.

6. At the appropriate places, insert all of the following:

“**SECTION 16.** 40.51 (8) of the statutes is amended to read:

40.51 (8) Every health care coverage plan offered by the state under sub. (6) shall comply with ss. 631.89, 631.90, 631.93 (2), 631.95, 632.72 (2), 632.722, 632.729, 632.746 (1) to (8) and (10), 632.747, 632.748, 632.798, 632.83, 632.835, 632.85, 632.853, 632.855, 632.861, 632.867, 632.87 (3) to ~~(6)~~ (7), 632.885, 632.89, 632.895 (5m) and (8) to (17), and 632.896.

SECTION 17. 40.51 (8m) of the statutes is amended to read:

40.51 (8m) Every health care coverage plan offered by the group insurance board under sub. (7) shall comply with ss. 631.95, 632.722, 632.729, 632.746 (1) to (8) and (10), 632.747, 632.748, 632.798, 632.83, 632.835, 632.85, 632.853, 632.855, 632.861, 632.867, 632.87 (7), 632.885, 632.89, and 632.895 (11) to (17).

SECTION 18. 66.0137 (4) of the statutes is amended to read:

66.0137 (4) SELF-INSURED HEALTH PLANS. If a city, including a 1st class city, or a village provides health care benefits under its home rule power, or if a town provides health care benefits, to its officers and employees on a self-insured basis, the self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.722, 632.729, 632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.798, 632.85, 632.853, 632.855, 632.861, 632.867, 632.87 (4) to ~~(6)~~ (7), 632.885, 632.89, 632.895 (9) to (17), 632.896, and 767.513 (4).

SECTION 19. 120.13 (2) (g) of the statutes is amended to read:

120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.722, 632.729, 632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.798, 632.85, 632.853, 632.855, 632.861, 632.867, 632.87 (4) to ~~(6)~~ (7), 632.885, 632.89, 632.895 (9) to (17), 632.896, and 767.513 (4).

SECTION 20. 185.983 (1) (intro.) of the statutes is amended to read:

185.983 (1) (intro.) Every voluntary nonprofit health care plan operated by a cooperative association organized under s. 185.981 shall be exempt from chs. 600 to 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41, 601.42, 601.43, 601.44, 601.45, 611.26, 611.67, 619.04, 623.11, 623.12, 628.34 (10), 631.17, 631.89, 631.93, 631.95, 632.72 (2), 632.722, 632.729, 632.745 to 632.749, 632.775, 632.79, 632.795, 632.798, 632.85, 632.853, 632.855, 632.861, 632.867, 632.87 (2) to ~~(6)~~ (7), 632.885, 632.89, 632.895 (5) and (8) to (17), 632.896, and 632.897 (10) and chs. 609, 620, 630, 635, 645, and 646, but the sponsoring association shall:

SECTION 21. 609.713 of the statutes is created to read:

609.713 Qualified treatment trainee coverage. Limited service health organizations, preferred provider plans, and defined network plans are subject to s. 632.87 (7).

SECTION 22. 632.87 (7) of the statutes is created to read:

632.87 (7) (a) In this subsection:

1. "Health care provider" has the meaning given in s. 146.81 (1) (a) to (hp).
2. "Qualified treatment trainee" has the meaning given in s. DHS 35.03 (17m), Wis. Adm. Code.

(b) No policy, plan, or contract may exclude coverage for mental health or behavioral health treatment or services provided by a qualified treatment trainee within the scope of the qualified treatment trainee's education and training if the policy, plan, or contract covers the mental health or behavioral health treatment or services when provided by another health care provider.

SECTION 9323. Initial applicability; Insurance.

(1) QUALIFIED TREATMENT TRAINEE COVERAGE.

(a) For policies and plans containing provisions inconsistent with these sections, the treatment of ss. 40.51 (8) and (8m), 66.0137 (4), 120.13 (2) (g), 185.983 (1) (intro.), 609.713, and 632.87 (7) first applies to policy or plan years beginning on January 1 of the year following the year in which this paragraph takes effect, except as provided in par. (b).

(b) For policies and plans that are affected by a collective bargaining agreement containing provisions inconsistent with these sections, the treatment of ss. 40.51 (8) and (8m), 66.0137 (4), 120.13 (2) (g), 185.983 (1) (intro.), 609.713, and 632.87 (7) first applies to policy or plan years beginning on the effective date of this paragraph or on the day on which the collective bargaining agreement is entered into, extended, modified, or renewed, whichever is later.

SECTION 9423. Effective dates; Insurance.

(1) QUALIFIED TREATMENT TRAINEE COVERAGE. The treatment of ss. 40.51 (8) and (8m), 66.0137 (4), 120.13 (2) (g), 185.983 (1) (intro.), 609.713, and 632.87 (7) and SECTION 9323 (1) of this act take effect on the first day of the 4th month beginning after publication.”.

7. At the appropriate places, insert all of the following:

“**SECTION 23.** 609.823 of the statutes is created to read:

609.823 Coverage without prior authorization for inpatient mental health services. Limited service health organizations, preferred provider plans, and defined network plans are subject to s. 632.891.

SECTION 24. 632.891 of the statutes is created to read:

632.891 Coverage without prior authorization for inpatient mental

health services. A disability insurance policy, as defined in s. 632.895 (1) (a), or self-insured health plan, as defined in s. 632.745 (24), that covers inpatient mental health services may not require prior authorization for the provision or coverage of those services.

SECTION 9323. Initial applicability; Insurance.

(1) INPATIENT MENTAL HEALTH PRIOR AUTHORIZATION.

(a) For policies and plans containing provisions inconsistent with ss. 609.823 and 632.891, the treatment of ss. 609.823 and 632.891 first applies to policy or plan years beginning on January 1 of the year following the year in which this paragraph takes effect, except as provided in par. (b).

(b) For policies and plans that are affected by a collective bargaining agreement containing provisions inconsistent with ss. 609.823 and 632.891, the treatment of ss. 609.823 and 632.891 first applies to policy or plan years beginning on the effective date of this subsection or on the day on which the collective bargaining agreement is newly established, extended, modified, or renewed, whichever is later.

SECTION 9423. Effective dates; Insurance.

(1) INPATIENT MENTAL HEALTH PRIOR AUTHORIZATION. The treatment of ss. 609.823 and 632.891 and SECTION 9323 (1) of this act takes effect on the first day of the 4th month beginning after publication.”.

8. At the appropriate places, insert all of the following:

“**SECTION 25.** 46.48 (34) of the statutes is created to read:

46.48 **(34)** MATERNAL AND CHILD HEALTH. The department may distribute not

more than \$800,000 in each fiscal year as grants to local and community-based organizations whose mission is to improve maternal and child health in this state.

SECTION 9219. Fiscal changes; Health Services.

(1) MATERNAL AND CHILD HEALTH; GRANTS TO MAINTAIN CERTAIN PROGRAMS.

In the schedule under s. 20.005 (3) for the appropriation to the department of health services under s. 20.435 (1) (b), the dollar amount for fiscal year 2025-26 is increased by \$800,000 and the dollar amount for fiscal year 2026-27 is increased by \$800,000 to fund grants under s. 46.48 (34).”.

9. At the appropriate places, insert all of the following:

“**SECTION 26.** 49.175 (1) (qm) of the statutes is amended to read:

49.175 (1) (qm) *Quality care for quality kids.* For the child care quality improvement activities specified in ss. 49.155 (1g) and 49.257, ~~\$16,683,700~~ \$46,529,700 in each fiscal year ~~2022-23~~. ~~In fiscal year 2023-24, for such activities,~~ ~~\$28,518,700.~~ ~~In fiscal year 2024-25, for such activities, \$46,018,700.~~

SECTION 9206. Fiscal changes; Children and Families.

(1) EARLY MENTAL HEALTH CONSULTATION. In the schedule under s. 20.005 (3) for the appropriation to the department of children and families under s. 20.437 (1) (md), the dollar amount for fiscal year 2025-26 is increased by \$511,000 to increase support for the early childhood health consultation program. In the schedule under s. 20.005 (3) for the appropriation to the department of children and families under s. 20.437 (1) (md), the dollar amount for fiscal year 2026-27 is increased by \$511,000 to increase support for the early childhood health consultation program.”.

(END)