



State of Wisconsin
2019 - 2020 LEGISLATURE

LRBs0215/1
TJD:amn

**SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 600**

January 22, 2020 - Offered by Senator ERPENBACH.

1 **AN ACT to create** 49.46 (2) (b) 21. and 49.46 (2) (bv) of the statutes; **relating to:**
2 physical health services and acupuncture under Medical Assistance program
3 and making an appropriation.

Analysis by the Legislative Reference Bureau

This bill increases a Department of Health Services appropriation by \$1,000,000 in each fiscal year of the biennium for the purpose of increasing reimbursement rates for physical health services under the Medical Assistance program. Physical health services are nonpharmacologic interventions used for treatment or mitigation of pain, including chiropractic methods and physical therapy.

The bill also includes acupuncture provided by a certified acupuncturist as a reimbursable benefit under the Medical Assistance program. The bill requires DHS to submit to the federal government any request for federal approval necessary to provide the reimbursement for an acupuncture benefit under the Medical Assistance program.

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

1 **SECTION 1.** 49.46 (2) (b) 21. of the statutes is created to read:

2 49.46 (2) (b) 21. Subject to par. (bv), acupuncture provided by an acupuncturist
3 who holds a certificate under ch. 451.

4 **SECTION 2.** 49.46 (2) (bv) of the statutes is created to read:

5 49.46 (2) (bv) The department shall submit to the federal department of health
6 and human services any request for a state plan amendment, waiver, or other federal
7 approval necessary to provide reimbursement for the benefit under par. (b) 21. If the
8 federal department approves the request or if no federal approval is necessary, the
9 department shall provide the benefit and reimbursement under par. (b) 21. If the
10 federal department disapproves the request, the department may not provide the
11 benefit or reimbursement for the benefit described under par. (b) 21.

12 **SECTION 3. Nonstatutory provisions.**

13 (1) PHYSICAL HEALTH SERVICES REIMBURSEMENT.

14 (a) *Definition.* In this subsection, “physical health services” means
15 nonpharmacologic interventions used for the treatment or mitigation of pain,
16 including chiropractic methods and physical therapy.

17 (b) *Reimbursement required.* The department of health services shall increase
18 reimbursement rates under the Medical Assistance program for physical health
19 services.

20 **SECTION 4. Fiscal changes.**

21 (1) PHYSICAL HEALTH SERVICES REIMBURSEMENT. In the schedule under s. 20.005
22 (3) for the appropriation to the department of health services under s. 20.435 (4) (b),
23 the dollar amount for fiscal year 2019-20 is increased by \$1,000,000 to increase
24 reimbursement rates for physical health services under the Medical Assistance
25 program under SECTION 3 (1) of this act. In the schedule under s. 20.005 (3) for the

1 appropriation to the department of health services under s. 20.435 (4) (b), the dollar
2 amount for fiscal year 2020-21 is increased by \$1,000,000 to increase
3 reimbursement rates for physical health services under the Medical Assistance
4 program under SECTION 3 (1) of this act.

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(END)