



State of Wisconsin  
2019 - 2020 LEGISLATURE

LRB-2401/1  
TJD:amn

## 2019 ASSEMBLY BILL 162

April 15, 2019 - Introduced by Representatives THIESFELDT, STUCK, FELZKOWSKI, ANDERSON, BOWEN, BROSTOFF, CONSIDINE, HORLACHER, KOLSTE, KULP, MURSAU, NOVAK, OHNSTAD, PLUMER, RAMTHUN, ROHRKASTE, SARGENT, SKOWRONSKI, SNYDER, SPIROS, STEFFEN, SUBECK, C. TAYLOR, TUSLER, VINING, SINICKI, LOUDENBECK and MURPHY, cosponsored by Senators DARLING, JOHNSON, CARPENTER, NASS, RINGHAND, STROEBEL, WIRCH, COWLES and L. TAYLOR. Referred to Committee on Medicaid Reform and Oversight.

- 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

