

State of Wisconsin



2021 Senate Bill 503

Date of enactment:
Date of publication*:

2021 WISCONSIN ACT

AN ACT to amend 49.45 (2) (a) 11. a.; and to create 49.45 (2) (c) of the statutes; relating to: certification of abortion providers under the Medical Assistance program.

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

SECTION 1. 49.45 (2) (a) 11. a. of the statutes is amended to read:

49.45 (2) (a) 11. a. Establish criteria for certification of providers of medical assistance and, except as provided in ~~par. pars.~~ (b) 6m. and (c) and s. 49.48, and subject to par. (b) 7. and 8., certify providers who meet the criteria.

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

49.45 (2) (c) 1. In this paragraph:

- a. "Abortion" has the meaning given in s. 253.10 (2) (a).
- b. "Hospital" has the meaning given in s. 50.33 (2).
2. The department may not certify as a provider under the Medical Assistance program any private entity that provides abortion services or is an affiliate of an entity that provides abortion services.
3. Subdivision 2. does not apply to any hospital that terminates pregnancies under a circumstance described in s. 20.927 (2).

SECTION 3. Nonstatutory provisions.

(1) CERTIFICATION OF ABORTION PROVIDERS UNDER MEDICAL ASSISTANCE.

(a) In this subsection:

1. "Abortion" has the meaning given in s. 253.10 (2) (a).
2. "Hospital" has the meaning given in s. 50.33 (2) (b)
 1. By July 1, 2022, the department of health services shall decertify as a provider under the Medical Assistance program any private entity that provides abortion services or is an affiliate of an entity that provides abortion services.
 2. Subdivision 1. does not apply to any hospital that terminates pregnancies under a circumstance described in s. 20.927 (2).

(c) If the department of health services determines that it needs to request a waiver of federal law or a state plan amendment or obtain other federal approval to implement par. (b) and s. 49.45 (2) (c), the department of health services shall submit the request or seek to obtain federal approval to implement par. (b) and s. 49.45 (2) (c).

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."