



## 2019 ASSEMBLY BILL 660

December 5, 2019 - Introduced by Representatives THIESFELDT, ANDERSON, SKOWRONSKI, BOWEN, BROOKS, BROSTOFF, CONSIDINE, CROWLEY, DITTRICH, DUCHOW, JAMES, KRUG, MURPHY, NEUBAUER, OHNSTAD, ROHRKASTE, SARGENT, SHANKLAND, SINICKI, SPIROS, STAFSHOLT, STEFFEN, SUBECK, C. TAYLOR, TUSLER, VINING, VRUWINK and WICHGERS, cosponsored by Senators TESTIN, JOHNSON, MARKLEIN, LARSON, RISSER, L. TAYLOR and WANGGAARD. Referred to Committee on Health.

1     **AN ACT** *to amend* 49.45 (9r) (a) 2.; and *to create* 49.45 (9r) (d) of the statutes;  
2             **relating to:** reimbursement under the Medical Assistance program for  
3             complex rehabilitation technology.

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### *Analysis by the Legislative Reference Bureau*

This bill modifies the definition of complex rehabilitation technology and requires the Department of Health Services to defer to the determination of a physician regarding the medical necessity of a complex rehabilitation technology item or service and, upon a physician's determination of medical necessity, consider a complex rehabilitation technology item or service for a complex needs patient as medically necessary for purposes of reimbursement under this Medical Assistance program. Under current law, "complex rehabilitation technology" is defined as items classified within Medicare as durable medical equipment that are individually configured for individuals to meet their specific and unique medical, physical, and functional needs and capacities for basic activities of daily living and instrumental activities of daily living that are identified as medically necessary. Under the Medical Assistance program, an item or service must be "medically necessary" in order to be eligible for reimbursement. The bill specifically identifies power seat elevation and power standing components of power wheelchairs as items that are included in the definition of "complex rehabilitation technology." Under the bill, DHS is required to defer to a physician's determination of medical necessity and, when a physician makes such a determination, conclusively find that a complex rehabilitation technology item or service for a complex needs patient is medically necessary for purposes of reimbursement under the Medical Assistance program.

