

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3672/1dn
DAK:cjs:jf

January 18, 2008

To Cheryl McIlquham and Kathy Farnsworth:

1. After consulting with Beth DeLair, I changed "written consent" under s. 146.82 (5) (c) 1. to "informed consent."
2. After thinking about it, I deleted the additional exception from the confidentiality requirements that we had discussed making for the injured patients and families compensation fund peer review council under s. 655.275 (8), stats. After rereading that subsection, I believe that the council has obtained the patient health care records as a redisclosure from the commissioner of insurance or the board of governors (which would be able to have access under s. 146.82 (2) (a) 5., stats.), and could redisclose it under s. 146.82 (2) (b), stats., (repealed by the bill) or s. 146.82 (5) (created by the bill). I consulted with Beth DeLair concerning this change, and she agreed.
3. I reconfigured s. 146.82 (4) (b), to make it easier to understand. Please review.

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