

**2007 DRAFTING REQUEST**

**Bill**

Received: **02/26/2007**

Received By: **pkahler**

Wanted: **As time permits**

Identical to LRB:

For: **John Nygren (608) 266-2343**

By/Representing: **Jacque Dicks**

This file may be shown to any legislator: **NO**

Drafter: **pkahler**

May Contact:

Addl. Drafters:

Subject: **Insurance - health**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Nygren@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Health insurance coverage of part-time students

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**Instructions:**

See Attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	pkahler 02/26/2007	jdyer 02/27/2007		_____			S&L
/1			rschluet 02/27/2007	_____	sbasford 02/27/2007	lparisi 04/12/2007	

FE Sent For: @ intro.

<END>

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No specific pre topic given

Topic:

Health insurance coverage of part-time students

*on medical leave*

Instructions:

See Attached

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/?	pkahler	1/26 jld	<i>[Signature]</i>				

FE Sent For:

<END>

**Kahler, Pam**

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**From:** Dicks, Jacque  
**Sent:** Thursday, February 22, 2007 2:20 PM  
**To:** Kahler, Pam  
**Cc:** Nygren, John  
**Subject:** RE: Drafting Request for Rep. John Nygren

**Attachments:** Michelle's Law in New Hampshire Articles.pdf; Michelle's Law in New Hampshire.pdf



Michelle's Law in  
New Hampshir...



Michelle's Law in  
New Hampshir...

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**From:** Dicks, Jacque  
**Sent:** Thursday, February 22, 2007 1:12 PM  
**To:** Kahler, Pam  
**Cc:** Nygren, John  
**Subject:** Drafting Request for Rep. John Nygren

Pam,

Attached are two PDF files containing legislation Representative Nygren would like to introduce. One file contains the law ("Michelle's Law") as passed in New Hampshire. The other file contains articles of interest pertaining to this new law.

Thank you for your attention to this request. If you have any questions, please feel free to contact us.

Jacque

**Jacque Dicks**  
Legislative Assistant  
Office of Representative John Nygren  
P.O. Box 8953  
Madison, WI 53708-8953  
(608) 266-2343  
(888) 534-0089

as per phone call on  
2-26, use  
97 AB 490

**HB 1570 – AS AMENDED BY THE HOUSE**

15Feb2006... 0756h

2006 SESSION

06-2919

01/03

**HOUSE BILL 1570**

AN ACT relative to health insurance coverage for part-time college students.

SPONSORS: Rep. Moran, Hills 18; Rep. Dowling, Rock 5; Rep. M. Smith, Straf 7; Rep. Gile, Merr 10; Sen. Estabrook, Dist 21

COMMITTEE: Commerce

**AMENDED ANALYSIS**

This bill extends insurance coverage to certain unmarried children under the age of 24.

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-----  
Explanation: Matter added to current law appears in *bold italics*.

Matter removed from current law appears ~~[in brackets and struckthrough.]~~

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

15Feb2006... 0756h

06-2919

01/03

**STATE OF NEW HAMPSHIRE**

*In the Year of Our Lord Two Thousand Six*

AN ACT relative to health insurance coverage for part-time college students.

*Be it Enacted by the Senate and House of Representatives in General Court convened:*

1 Individual Insurance Policies; Dependent Children. Amend RSA 415:5, I(3) to read as

follows:

(3) It purports to insure only one person, except that a policy may insure, originally or by subsequent amendment, upon the application of an adult member of a family who shall be deemed the policyholder, any 2 or more eligible members of that family, including husband, wife, dependent children, or any children under a specified age which shall not exceed 18 years and any other person dependent upon the policyholder; ***provided, that dependent children shall include unmarried children under the age of 24 who are financially dependent upon the parent and who either have the same legal residence as the policy holder or are full-time or part-time students. Once coverage for a child over the age of 19 is removed from a parent's policy after no longer qualifying under this subparagraph, such coverage shall not be resumed;*** and

2 Group Insurance Policies; Dependent Children. Amend RSA 415:18, IV to read as follows:

IV.(a) Any such group or blanket policy may include benefits payable on account of hospital or medical or surgical aid for an employee or other member of the group insured by such policy, his or her spouse, child or children, or other dependents, and may provide that any such benefits be paid by the insurer directly to the hospital, physician, surgeon, doctor, nurse, or other person furnishing services covered by such provision of said policy.

***(b) Dependent children shall include unmarried children under the age of 24 who are financially dependent upon the parent and who either have the same legal residence as the policy holder or are full-time or part-time students. Once coverage for a child over the age of 19 is removed from a parent's policy after no longer qualifying under this subparagraph, such coverage shall not be resumed. This subparagraph shall also apply to group hospital health service plan contracts issued pursuant to RSA 420-A, and to health maintenance organization policies and plans pursuant to RSA 420-B.***

3 Effective Date. This act shall take effect 60 days after its passage.



State of Wisconsin  
2007 - 2008 LEGISLATURE

2084/1  
LRB-08814  
PJK/ldw  
stays

2007 BILL

(w 2-26)

Regen

1 AN ACT *to amend* 40.51 (8), 40.51 (8m), 66.0137 (4), 120.13 (2) (g), 185.981 (4t)  
2 and 185.983 (1) (intro.); and *to create* 111.91 (2) (nm), 609.76 and 632.895 (15)  
3 of the statutes; **relating to:** health insurance coverage of a full-time student  
4 on medical leave.

*Analysis by the Legislative Reference Bureau*

Under this bill, every health insurance policy, including health care plans offered by the state, and every self-insured health plan of the state or a county, city, village, town, or school district, that provides dependent coverage for a person because he or she is a full-time student must continue to provide coverage for the person if he or she ceases to be a full-time student because of a medically necessary leave of absence. The coverage continuation begins when the person submits documentation and certification from his or her attending physician of the medical necessity of the leave of absence. The coverage must continue only until the person becomes employed full time, marries and is eligible for coverage under his or her spouse's health care plan, obtains coverage under another health care plan, advises the policy or plan that he or she no longer intends to return to school full time, or reaches the age at which coverage for a full-time student as a dependent would otherwise end. Additionally, if the coverage of the insured through whom the student has dependent coverage is discontinued or not renewed, the student's coverage ends. If none of these events occurs, however, for one year from the date on which the coverage continuation began and the person has not returned to school full time, the person's coverage may end.

**BILL**

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

1           **SECTION 1.** 40.51 (8)<sup>X</sup> of the statutes is amended to read:

2           40.51 (8) Every health care coverage plan offered by the state under sub. (6)  
3 shall comply with ss. 631.89, 631.90, 631.93 (2), 631.95, 632.72 (2), 632.746 (1) to (8)  
4 and (10), 632.747, 632.748, 632.83, 632.835, 632.85, 632.853, 632.855, 632.87 (3) to  
5 (5), 632.895 (5m) and (8) to ~~(14)~~ (15), and 632.896.

6           **SECTION 2.** 40.51 (8m)<sup>X</sup> of the statutes is amended to read:

7           40.51 (8m) Every health care coverage plan offered by the group insurance  
8 board under sub. (7) shall comply with ss. 631.95, 632.746 (1) to (8) and (10), 632.747,  
9 632.748, 632.83, 632.835, 632.85, 632.853, 632.855, and 632.895 (11) to ~~(14)~~ (15).

10          **SECTION 3.** 66.0137 (4)<sup>X</sup> of the statutes is amended to read:

11          66.0137 (4) SELF-INSURED HEALTH PLANS. If a city, including a 1st class city, or  
12 a village provides health care benefits under its home rule power, or if a town  
13 provides health care benefits, to its officers and employees on a self-insured basis,  
14 the self-insured plan shall comply with ss. 49.493 (3) (d), 631.89, 631.90, 631.93 (2),  
15 632.746 (10) (a) 2. and (b) 2., 632.747 (3), 632.85, 632.853, 632.855, 632.87 (4) and (5),  
16 632.895 (9) to ~~(14)~~ (15), 632.896, and 767.25 (4m) (d).

17          **SECTION 4.** 111.91 (2)<sup>X</sup> (nm) of the statutes is created to read:

18          111.91 (2) (nm) The requirements related to continuing coverage for a  
19 dependent student on a medical leave of absence under s. 632.895 (15).

20          **SECTION 5.** 120.13 (2)<sup>X</sup> (g) of the statutes is amended to read:

**BILL**

1           120.13 (2) (g) Every self-insured plan under par. (b) shall comply with ss.  
2           49.493 (3) (d), 631.89, 631.90, 631.93 (2), 632.746 (10) (a) 2. and (b) 2., 632.747 (3),  
3           632.85, 632.853, 632.855, 632.87 (4) and (5), 632.895 (9) to ~~(14)~~ (15), 632.896, and  
4           767.25 (4m) (d).

5           **SECTION 6.** 185.981 (4t) <sup>X</sup> of the statutes is amended to read:

6           185.981 (4t) A sickness care plan operated by a cooperative association is  
7           subject to ss. 252.14, 631.17, 631.89, 631.95, 632.72 (2), 632.745 to 632.749, 632.85,  
8           632.853, 632.855, 632.87 (2m), (3), (4), and (5), 632.895 (10) to ~~(14)~~ (15), and 632.897  
9           (10) and chs. 149 and 155.

10          **SECTION 7.** 185.983 (1) (intro.) <sup>X</sup> of the statutes is amended to read:

11          185.983 (1) (intro.) Every such voluntary nonprofit sickness care plan shall be  
12          exempt from chs. 600 to 646, with the exception of ss. 601.04, 601.13, 601.31, 601.41,  
13          601.42, 601.43, 601.44, 601.45, 611.67, 619.04, 628.34 (10), 631.17, 631.89, 631.93,  
14          631.95, 632.72 (2), 632.745 to 632.749, 632.775, 632.79, 632.795, 632.85, 632.853,  
15          632.855, 632.87 (2m), (3), (4), and (5), 632.895 (5) and (9) to ~~(14)~~ (15), 632.896, and  
16          632.897 (10) and chs. 609, 630, 635, 645, and 646, but the sponsoring association  
17          shall:

18          **SECTION 8.** 609.76 <sup>X</sup> of the statutes is created to read:

19          **609.76 Coverage of student on medical leave.** Limited service health  
20          organizations, preferred provider plans, and defined network plans are subject to s.  
21          632.895 (15).

22          **SECTION 9.** 632.895 (15) <sup>X</sup> of the statutes is created to read:

23          **632.895 (15) COVERAGE OF STUDENT ON MEDICAL LEAVE.** (a) Subject to pars. (b)  
24          and (c), every disability insurance policy, and every self-insured health plan of the  
25          state or a county, city, town, village, or school district, that provides coverage for a

**BILL****SECTION 9**

1 person as a dependent of the insured because the person is a full-time student shall  
2 continue to provide dependent coverage for the person if, due to a medically  
3 necessary leave of absence, he or she ceases to be a full-time student.

4 (b) A policy or plan is not required to continue coverage under par. (a) unless  
5 the person submits documentation and certification of the medical necessity of the  
6 leave of absence from the person's attending physician. The date on which the person  
7 submits the documentation and certification shall be the date on which the coverage  
8 continuation under par. (a) begins.

9 (c) A policy or plan is required to continue coverage under par. (a) only until any  
10 of the following occurs:

11 1. The person advises the policy or plan that he or she does not intend to return  
12 to school full time.

13 2. The person becomes employed full time.

14 3. The person obtains other health care coverage.

15 4. The person marries and is eligible for coverage under his or her spouse's  
16 health care coverage.

17 5. The person reaches the age at which coverage as a dependent who is a  
18 full-time student would otherwise end under the terms and conditions of the policy  
19 or plan.

20 6. Coverage of the insured through whom the person has dependent coverage  
21 under the policy or plan is discontinued or not renewed.

22 7. One year has elapsed since the person's coverage continuation under par. (a)  
23 began and the person has not returned to school full time.

**SECTION 10. Initial applicability.**

24 (1) This act first applies to all of the following:  
25



**Parisi, Lori**

---

**From:** Dicks, Jacqu  
**Sent:** Thursday, April 12, 2007 3:34 PM  
**To:** Parisi, Lori  
**Subject:** Bill Jacket Request for Rep. Nygren

Hi Lori,

Can you please send our office the bill jacket for LRB-2084, relating to health insurance coverage of a full-time student on medical leave.

Thank you,

Jacque

***Jacque Dicks***  
*Legislative Assistant*  
*Office of Representative John Nygren*  
*P.O. Box 8953*  
*Madison, WI 53708-8953*  
*(608) 266-2343*  
*(888) 534-0089*

RECEIVED  
AUG 23 2007  
ASSEMBLY CHIEF CLERK

Jodi,

Pursuant to this Statute, it is up to the Speaker's Office to determine what to do with this report. You can either have me do nothing with it, or you can have it printed as part of the bill history just like fiscal estimates are for other bills. I haven't read the report nor have I read the bill, but I don't know what the harm would be to have the report distributed. Thanks.

Kay

*Kay - print as part of bill history  
Thanks JS*

601.423(2)

(2) Preparation of report. The commissioner shall submit a report on the social and financial impact of any health insurance mandate, contained in any bill affecting an insurance policy, plan or contract, to the presiding officer of that house of the legislature in which the bill is introduced. At the discretion of the presiding officer, any such report may be printed and distributed as are amendments.

AB280

ASSEMBLY BILL 280

An Act to amend 40.51 (8), 40.51 (8m), 66.0137 (4), 120.13 (2) (g), 185.981 (4t) and 185.983 (1) (intro.); and to create 111.91 (2) (nm), 609.76 and 632.895 (15) of the statutes; relating to: health insurance coverage of a full-time student on medical leave.

(FE)  
2007

04-23-07. A. Introduced by Representatives Nygren, Albers, Ballweg, Berceau, Boyle, Cullen, Gunderson, Molepske, A. Ott, Petrowski, Townsend and Travis; cosponsored by Senators Roessler, Taylor, Kreitlow, Lassa, Lehman and Schultz.

04-23-07. A. Read first time and referred to committee on Insurance

133

05-03-07. A. Fiscal estimate received.

05-08-07. A. Fiscal estimate received.

05-09-07. A. Fiscal estimate received.

05-24-07. A. Public hearing held.

05-30-07. A. Fiscal estimate received.

05-30-07. A. Fiscal estimate received.

07-11-07. A. Executive action taken.

07-19-07. A. Report passage recommended by committee on Insurance,

Ayes 12, Noes 0

07-19-07. A. Referred to committee on Rules

*LRB  
Rec. 08-24-2007*