



# State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

## Appendix A ... segment II

### LRB BILL HISTORY RESEARCH APPENDIX

 The drafting file for 2013 LRB-1888 (For: LRB)

has been copied/added to the drafting file for

**2013 LRBb0097** (For: LFB - Budget)



**RESEARCH APPENDIX -**  
**PLEASE KEEP WITH THE DRAFTING FILE**

Date Transfer Requested: 06/05/2013 (Per: PJK)

 The attached draft was incorporated into the new draft listed above. For research purposes the attached materials were added, as an appendix, to the new drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.



State of Wisconsin  
2013 - 2014 LEGISLATURE



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**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

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1 **AN ACT** relating to: dissolving the Health Insurance Risk-Sharing Plan  
2 Authority and health care plan.

***Analysis by the Legislative Reference Bureau***

This is a preliminary draft. An analysis will be provided in a subsequent version of this draft.

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

3 <sup>^</sup>SECTION 1. 1.12 (1) (b) of the statutes is amended to read:  
4 1.12 (1) (b) "State agency" means an office, department, agency, institution of  
5 higher education, the legislature, a legislative service agency, the courts, a judicial  
6 branch agency, an association, society, or other body in state government that is  
7 created or authorized to be created by the constitution or by law, for which  
8 appropriations are made by law, excluding the Health Insurance Risk-Sharing Plan  
9 Authority and the Wisconsin Economic Development Corporation.

1           <sup>✓</sup> SECTION 2. 13.172 (1) of the statutes is amended to read:

2           13.172 (1) In this section, “agency” means an office, department, agency,  
3 institution of higher education, association, society, or other body in state  
4 government created or authorized to be created by the constitution or any law, that  
5 is entitled to expend moneys appropriated by law, including the legislature and the  
6 courts, and any authority created in subch. II of ch. 114 or ~~subch. III of ch. 149~~ or in  
7 ch. 231, 233, 234, 238, or 279.

8           <sup>✓</sup> History: 1983 a. 524; 1987 a. 399; 1995 a. 27; ~~2005 a. 74, 335~~; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

8           <sup>✓</sup> SECTION 3. 13.62 (2) of the statutes is amended to read:

9           13.62 (2) “Agency” means any board, commission, department, office, society,  
10 institution of higher education, council, or committee in the state government, or any  
11 authority created in subch. II of ch. 114 or ~~subch. III of ch. 149~~ or in ch. 231, 232, 233,  
12 234, 237, 238, or 279, except that the term does not include a council or committee  
13 of the legislature.

14           <sup>✓</sup> History: 1977 c. 278; 1979 c. 260 s. 94; 1979 s. 328 s. 146; 1983 a. 27, 36; 1987 a. 399; 1989 a. 338; 1991 a. 32; 1993 a. 112; 1995 a. 27; 1999 a. 9, 185; 2001 a. 16; 2005  
a. 74, 335, 463; 2007 a. 1, 20, 97; 2009 a. 28; 2011 a. 7, 10.

14           <sup>✓</sup> SECTION 4. 13.94 (1) (dh) of the statutes is repealed.

15           <sup>✓</sup> SECTION 5. 13.94 (1s) (c) 4. of the statutes is repealed.

16           <sup>✓</sup> SECTION 6. 13.95 (intro.) of the statutes is amended to read:

17           **13.95 Legislative fiscal bureau.** (intro.) There is created a bureau to be  
18 known as the “Legislative Fiscal Bureau” headed by a director. The fiscal bureau  
19 shall be strictly nonpartisan and shall at all times observe the confidential nature  
20 of the research requests received by it; however, with the prior approval of the  
21 requester in each instance, the bureau may duplicate the results of its research for  
22 distribution. Subject to s. 230.35 (4) (a) and (f), the director or the director’s  
23 designated employees shall at all times, with or without notice, have access to all  
24 state agencies, the University of Wisconsin Hospitals and Clinics Authority, the

1 Wisconsin Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority,~~  
2 the Lower Fox River Remediation Authority, the Wisconsin Economic Development  
3 Corporation, and the Fox River Navigational System Authority, and to any books,  
4 records, or other documents maintained by such agencies or authorities and relating  
5 to their expenditures, revenues, operations, and structure.

History: 1971 c. 215; 1973 c. 333 and supp.; 1975 c. 39; 1977 c. 196 s. 131; 1977 c. 273, 418; 1979 c. 34; 1983 a. 27; 1991 a. 316; 1995 a. 27, 225; 1999 a. 185; 2001 a. 16; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10, 220.

6 SECTION 7. 16.002 (2) of the statutes is amended to read:

7 16.002 (2) "Departments" means constitutional offices, departments, and  
8 independent agencies and includes all societies, associations, and other agencies of  
9 state government for which appropriations are made by law, but not including  
10 authorities created in subch. II of ch. 114 ~~or subch. III of ch. 149~~ or in ch. 231, 232,  
11 233, 234, 237, 238, or 279.

NOTE: NOTE: Sub. (2) is shown as affected by 2011 Wis. Acts 10 and 229 and as merged by the legislative reference bureau under s. 13.92 (2) (i).NOTE:

History: 1977 c. 196; 1983 a. 27, 189; 2001 a. 36; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10, 229; s. 13.92 (2) (i).

12 SECTION 8. 16.004 (4) of the statutes is amended to read:

13 16.004 (4) FREEDOM OF ACCESS. The secretary and such employees of the  
14 department as the secretary designates may enter into the offices of state agencies  
15 and authorities created under subch. II of ch. 114 ~~and subch. III of ch. 149~~ and under  
16 chs. 231, 233, 234, 237, 238, and 279, and may examine their books and accounts and  
17 any other matter that in the secretary's judgment should be examined and may  
18 interrogate the agency's employees publicly or privately relative thereto.

History: 1971 c. 270; 1973 c. 333; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 196 ss. 21, 130 (3); 1977 c. 272; 1979 c. 34, 221, 357; 1981 c. 20 ss. 3v, 55d, 55m; 1983 a. 27 ss. 58, 2202 (49) (a); 1983 a. 524; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27; 1989 a. 335; 1991 a. 39, 316; 1993 a. 496; 1995 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 140 to 141f, 9160; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

19 SECTION 9. 16.004 (5) of the statutes is amended to read:

20 16.004 (5) AGENCIES AND EMPLOYEES TO COOPERATE. All state agencies and  
21 authorities created under subch. II of ch. 114 ~~and subch. III of ch. 149~~ and under chs.  
22 231, 233, 234, 237, 238, and 279, and their officers and employees, shall cooperate

1 with the secretary and shall comply with every request of the secretary relating to  
2 his or her functions.

**History:** 1971 c. 270; 1973 c. 333; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 196 ss. 21, 130 (3); 1977 c. 272; 1979 c. 34, 221, 357; 1981 c. 20 ss. 3v, 55d, 55m; 1983 a. 27 ss. 58, 2202 (49) (a); 1983 a. 524; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27; 1989 a. 335; 1991 a. 39, 316; 1993 a. 496; 1995 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 140 to 141f, 9160; 2005 a. 25, 74, 335; 2007 a. 20, 9; 2009 a. 28; 2011 a. 7, 10.

3 **SECTION 10.** 16.004 (12) (a) of the statutes is amended to read:

4 16.004 (12) (a) In this subsection, “state agency” means an association,  
5 authority, board, department, commission, independent agency, institution, office,  
6 society, or other body in state government created or authorized to be created by the  
7 constitution or any law, including the legislature, the office of the governor, and the  
8 courts, but excluding the University of Wisconsin Hospitals and Clinics Authority,  
9 the Wisconsin Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan~~  
10 ~~Authority~~, the Lower Fox River Remediation Authority, the Wisconsin Economic  
11 Development Corporation, and the Fox River Navigational System Authority.

**History:** 1971 c. 270; 1973 c. 333; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 196 ss. 21, 130 (3); 1977 c. 272; 1979 c. 34, 221, 357; 1981 c. 20 ss. 3v, 55d, 55m; 1983 a. 27 ss. 58, 2202 (49) (a); 1983 a. 524; 1985 a. 29; 1985 a. 332 s. 251 (3); 1987 a. 27; 1989 a. 335; 1991 a. 39, 316; 1993 a. 496; 1995 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33 ss. 140 to 141f, 9160; 2005 a. 25, 74, 335; 2007 a. 20, 9; 2009 a. 28; 2011 a. 7, 10.

12 **SECTION 11.** 16.045 (1) (a) of the statutes is amended to read:

13 16.045 (1) (a) “Agency” means an office, department, independent agency,  
14 institution of higher education, association, society, or other body in state  
15 government created or authorized to be created by the constitution or any law, that  
16 is entitled to expend moneys appropriated by law, including the legislature and the  
17 courts, but not including an authority created in subch. II of ch. 114 ~~or subch. III of~~  
18 ~~ch. 149~~ or in ch. 231, 232, 233, 234, 237, 238, or 279.

**NOTE: NOTE: Par. (a) is shown as affected by 2011 Wis. Acts 10 and 229 and as merged by the legislative reference bureau under s. 13.92 (2) (i). NOTE:**

**History:** 1993 a. 351; 1995 a. 27; 1997 a. 73; 2003 a. 16; 2003 a. 311; 2005 a. 74, 83, 335; 2007 a. 20, 97; 2009 a. 28, 401; 2011 a. 7, 10, 32, 229; s. 13.92 (2) (i).

19 **SECTION 12.** 16.15 (1) (ab) of the statutes is amended to read:

20 16.15 (1) (ab) “Authority” has the meaning given under s. 16.70 (2), but  
21 excludes the University of Wisconsin Hospitals and Clinics Authority, the Lower Fox

1 River Remediation Authority, and the Wisconsin Economic Development  
2 Corporation, ~~and the Health Insurance Risk-Sharing Plan Authority.~~

3 History: 1987 a. 292; 1989 a. 335; 1995 a. 27, 27<sup>1</sup>; 1999 a. 9; 2005 a. 74; 2007 a. 20; 2009 a. 28; 2011 a. 7, 10.

3 **SECTION 13.** 16.41 (4) of the statutes is amended to read:

4 16.41 (4) In this section, “authority” means a body created under subch. II of  
5 ch. 114 ~~or subch. III of ch. 149~~ or under ch. 231, 233, 234, 237, 238, or 279.

6 History: 1977 c. 196 s. 130 (3); 1977 c. 272, 273<sup>1</sup>; 1983 a. 27; 1987 a. 399; 1995 a. 27; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

6 **SECTION 14.** 16.417 (1) (a) of the statutes is amended to read:

7 16.417 (1) (a) “Agency” means an office, department, independent agency,  
8 institution of higher education, association, society, or other body in state  
9 government created or authorized to be created by the constitution or any law, that  
10 is entitled to expend moneys appropriated by law, including the legislature and the  
11 courts, ~~but not including an authority or the body created under subch. III of ch. 149.~~

12 History: 1987 a. 365 ss. 1, 4m; 1987 a. 399; 1988 a. 56 s. 259; 1993 a. 362; 1997 a. 27; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20; 2009 a. 28; 2011 a. 7, 10, 32, 229; s. 13.92  
(2) (i).

12 **SECTION 15.** 16.52 (7) of the statutes is amended to read:

13 16.52 (7) PETTY CASH ACCOUNT. With the approval of the secretary, each agency  
14 that is authorized to maintain a contingent fund under s. 20.920 may establish a  
15 petty cash account from its contingent fund. The procedure for operation and  
16 maintenance of petty cash accounts and the character of expenditures therefrom  
17 shall be prescribed by the secretary. In this subsection, “agency” means an office,  
18 department, independent agency, institution of higher education, association,  
19 society, or other body in state government created or authorized to be created by the  
20 constitution or any law, that is entitled to expend moneys appropriated by law,  
21 including the legislature and the courts, but not including an authority created in  
22 subch. II of ch. 114 ~~or subch. III of ch. 149~~ or in ch. 231, 233, 234, 237, 238, or 279.

23 History: 1971 c. 125, 261; 1973 c. 243; 1975 c. 41 s. 52; 1977 c. 29; 1977 c. 196 s. 130 (3), (4); 1977 c. 272, 273, 418; 1979 c. 34 ss. 65 to 67, 2102 (43) (a); 1981 c. 14;  
1983 a. 27 ss. 73, 74, 2202 (42); 1983 a. 368; 1985 a. 29; 1987 a. 399; 1989 a. 31, 336, 359; 1991 a. 39, 316; 1995 a. 27 ss. 296, 297, 9145 (1); 1997 a. 27; 2001 a. 16; 2003 a.  
33; 2005 a. 25, 74, 335; 2007 a. 20, 97; 2009 a. 28, 276; 2011 a. 7, 10.

23 **SECTION 16.** 16.528 (1) (a) of the statutes is amended to read:

1           16.528 (1) (a) “Agency” means an office, department, independent agency,  
2 institution of higher education, association, society, or other body in state  
3 government created or authorized to be created by the constitution or any law, that  
4 is entitled to expend moneys appropriated by law, including the legislature and the  
5 courts, but not including an authority created in subch. II of ch. 114 ~~or subch. III of~~  
6 ~~ch. 149~~ or in ch. 231, 233, 234, 237, 238, or 279.

History: 1985 a. 300; 1987 s. 312 s. 17; 1987 a. 399; 1989 a. 233; 1991 a. 39; 1995 a. 27, 241; 1999 a. 150 s. 672; 2001 a. 16; 2001 a. 30 s. 108; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

7           **SECTION 17.** 16.53 (2) of the statutes is amended to read:

8           16.53 (2) IMPROPER INVOICES. If an agency receives an improperly completed  
9 invoice, the agency shall notify the sender of the invoice within 10 working days after  
10 it receives the invoice of the reason it is improperly completed. In this subsection,  
11 “agency” means an office, department, independent agency, institution of higher  
12 education, association, society, or other body in state government created or  
13 authorized to be created by the constitution or any law, that is entitled to expend  
14 moneys appropriated by law, including the legislature and the courts, but not  
15 including an authority created in subch. II of ch. 114 ~~or subch. III of ch. 149~~ or in ch.  
16 231, 233, 234, 237, 238, or 279.

History: 1971 c. 100 s. 23; 1971 c. 215, 261; Sup. Ct. Order, 67 Wis. 2d 585, 773 (1975); 1975 c. 39, 164, 198, 397, 422; 1977 c. 29, 196, 418; 1979 c. 34, 221; 1981 c. 1, 20; 1983 a. 3, 27, 192, 368; 1985 a. 29, 300; 1985 a. 332 ss. 15, 251 (1); 1987 a. 399; 1989 a. 31; 1989 a. 125 ss. 1, 10; 1991 a. 39, 316; 1993 a. 80, 399; 1995 a. 27 ss. 301, 302, 9126 (19), 9130 (4); 1997 a. 3; 2001 a. 16; 2003 a. 37, 117, 171; 2005 a. 74, 335; 2007 a. 20 ss. 90b, 91, 9121 (6) (a); 2007 a. 97; 2009 a. 28; 2011 a. 7, 10.

17           **SECTION 18.** 16.54 (9) (a) 1. of the statutes is amended to read:

18           16.54 (9) (a) 1. “Agency” means an office, department, independent agency,  
19 institution of higher education, association, society or other body in state  
20 government created or authorized to be created by the constitution or any law, which  
21 is entitled to expend moneys appropriated by law, including the legislature and the

1 courts, but not including an authority created in subch. II of ch. 114 ~~or subch. III of~~  
2 ~~ch. 149~~ or in ch. 231, 233, 234, 237, 238, or 279.

History: 1973 c. 333; 1975 c. 39 ss. 69, 732 (1); 1975 c. 224; 1977 c. 418; 1979 c. 34; 1981 c. 27; 1983 a. 27, 208, 470; 1985 a. 29; 1987 a. 4, 27, 186, 399, 403; 1989 a. 31; 1991 a. 39, 316; 1995 a. 27 ss. 303 to 307, 9126 (19); 1995 a. 132, 225; 1999 a. 9, 74; 2001 a. 16; 2003 a. 33; 2005 a. 25, 74, 335; 2007 a. 20 ss. 92b, 95, 98, 9121 (6) (a); 2007 a. 97; 2009 a. 28, 332; 2011 a. 7, 10, 32.

3 **SECTION 19.** 16.70 (2) of the statutes is amended to read:

4 16.70 (2) "Authority" means a body created under subch. II of ch. 114 ~~or subch.~~  
5 ~~III of ch. 149~~ or under ch. 231, 232, 233, 234, 237, or 279.

NOTE: NOTE: Sub. (2) is shown as affected by 2011 Wis. Acts 10 and 229 and as merged by the legislative reference bureau under s. 13.92 (2) (i).NOTE:

History: 1971 c. 164; 1975 c. 41 s. 52; 1977 c. 29; 1979 c. 34, 221; 1983 a. 27, 106; 1985 a. 29 ss. 122a to 122f, 3200 (1); 1987 a. 292, 399; 1989 a. 335; 1991 a. 39, 189; 1993 a. 263, 399; 1995 a. 27, 56; 1997 a. 27; 1999 a. 167; 2001 a. 16, 38; 2003 a. 33; 2005 a. 74, 89, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 10, 229; s. 13.92 (2) (i).

6 **SECTION 20.** 16.72 (2) (e) (intro.) of the statutes is amended to read:

7 16.72 (2) (e) (intro.) In writing the specifications under this subsection, the  
8 department and any other designated purchasing agent under s. 16.71 (1) shall  
9 incorporate requirements for the purchase of products made from recycled materials  
10 and recovered materials if their use is technically and economically feasible. Each  
11 authority other than the University of Wisconsin Hospitals and Clinics Authority,  
12 and the Lower Fox River Remediation Authority, and the Health Insurance  
13 Risk-Sharing Plan Authority, in writing specifications for purchasing by the  
14 authority, shall incorporate requirements for the purchase of products made from  
15 recycled materials and recovered materials if their use is technically and  
16 economically feasible. The specifications shall include requirements for the  
17 purchase of the following materials:

History: 1975 c. 41; 1977 c. 418; 1981 c. 20, 350; 1983 a. 92; 1983 a. 333 ss. 3c, 3g, 3n; 3w; 1985 a. 29 ss. 122g, 3200 (1); 1985 a. 332; 1987 a. 119, 292; 1989 a. 31, 335; 1991 a. 39, 269; 1995 a. 27, 227; 1997 a. 27, 212; 1999 a. 9, 32, 105; 2001 a. 16; 2003 a. 33, 320; 2005 a. 74; 2007 a. 20; 2011 a. 32.

18 **SECTION 21.** 16.72 (2) (f) of the statutes is amended to read:

19 16.72 (2) (f) In writing specifications under this subsection, the department,  
20 any other designated purchasing agent under s. 16.71 (1), and each authority other  
21 than the University of Wisconsin Hospitals and Clinics Authority, and the Lower Fox  
22 River Remediation Authority, and the Health Insurance Risk-Sharing Plan

1 Authority shall incorporate requirements relating to the recyclability and ultimate  
 2 disposition of products and, wherever possible, shall write the specifications so as to  
 3 minimize the amount of solid waste generated by the state, consistent with the  
 4 priorities established under s. 287.05 (12). All specifications under this subsection  
 5 shall discourage the purchase of single-use, disposable products and require,  
 6 whenever practical, the purchase of multiple-use, durable products.

History: 1975 c. 41; 1977 c. 418; 1981 c. 20, 350; 1983 a. 92; 1983 a. 333 ss. 3c, 3g, 3n; 3w; 1985 a. 29 ss. 122g, 3200 (1); 1985 a. 332; 1987 a. 119, 292; 1989 a. 31, 335; 1991 a. 39, 269; 1995 a. 27, 227; 1997 a. 27, 212; 1999 a. 9, 32, 105; 2001 a. 16; 2003 a. 33, 320; 2005 a. 74; 2007 a. 20; 2011 a. 32.

7 **SECTION 22.** 16.75 (1m) of the statutes is amended to read:

8       **16.75 (1m)** The department shall award each order or contract for materials,  
 9 supplies or equipment on the basis of life cycle cost estimates, whenever such action  
 10 is appropriate. Each authority other than the University of Wisconsin Hospitals and  
 11 Clinics Authority, the Lower Fox River Remediation Authority, and the Wisconsin  
 12 Aerospace Authority, ~~and the Health Insurance Risk-Sharing Plan Authority~~ shall  
 13 award each order or contract for materials, supplies or equipment on the basis of life  
 14 cycle cost estimates, whenever such action is appropriate. The terms, conditions and  
 15 evaluation criteria to be applied shall be incorporated in the solicitation of bids or  
 16 proposals. The life cycle cost formula may include, but is not limited to, the  
 17 applicable costs of energy efficiency, acquisition and conversion, money,  
 18 transportation, warehousing and distribution, training, operation and maintenance  
 19 and disposition or resale. The department shall prepare documents containing  
 20 technical guidance for the development and use of life cycle cost estimates, and shall  
 21 make the documents available to local governmental units.

History: 1975 c. 224; 1977 c. 418, 419; 1979 c. 34, 221, 314, 340, 355; 1979 c. 361 s. 112; 1981 c. 121 s. 20; 1983 a. 27 ss. 91, 93 to 99; 1983 a. 333 ss. 3g, 3r to 4b, 6; 1983 a. 368, 390; 1985 a. 29 ss. 122m to 124, 3200 (1); 1985 a. 180; 1987 a. 27, 119, 142, 147, 186, 399, 403; 1989 a. 31, 335, 345, 359; 1991 a. 39, 170; 1993 a. 16, 414; 1995 a. 27 ss. 368 to 382, 9116 (5); 1995 a. 225, 227, 244, 289, 432; 1997 a. 3; 1999 a. 9, 44, 197; 2001 a. 16, 38; 2003 a. 33; 2005 a. 22, 25, 74, 141, 335; 2007 a. 20 ss. 102 to 103h, 9121 (6) (a); 2007 a. 97; 2009 a. 136, 180, 299; 2011 a. 32; 2011 a. 260 ss. 80, 81.

22 **SECTION 23.** 16.75 (8) (a) 1. of the statutes is amended to read:

1           16.75 (8) (a) 1. The department, any other designated purchasing agent under  
2           s. 16.71 (1), any agency making purchases under s. 16.74, and each authority other  
3           than the University of Wisconsin Hospitals and Clinics Authority, and the Lower Fox  
4           River Remediation Authority, ~~and the Health Insurance Risk-Sharing Plan~~  
5           Authority shall, to the extent practicable, make purchasing selections using  
6           specifications developed under s. 16.72 (2) (e) to maximize the purchase of materials  
7           utilizing recycled materials and recovered materials.

History: 1975 c. 224; 1977 c. 418, 419; 1979 c. 34, 221, 314, 340, 355; 1979 c. 361 s. 112; 1981 c. 121 s. 20; 1983 a. 27 ss. 91, 93 to 99; 1983 a. 333 ss. 3g, 3r to 4b, 6; 1983 a. 368, 390; 1985 a. 29 ss. 122m to 124, 3200 (1); 1985 a. 180; 1987 a. 27, 119, 142, 147, 186, 399, 403; 1989 a. 31, 335, 345, 359; 1991 a. 39, 170; 1993 a. 16, 414; 1995 a. 27 ss. 368 to 382, 9116 (5); 1995 a. 225, 227, 244, 289, 432; 1997 a. 3; 1999 a. 9, 44, 197; 2001 a. 16, 38; 2003 a. 33; 2005 a. 22, 25, 74, 141, 335; 2007 a. 20 ss. 102 to 103h, 9121 (6) (a); 2007 a. 97; 2009 a. 136, 180, 299; 2011 a. 32; 2011 a. 260 ss. 80, 81.

8           ✓ **SECTION 24.** 16.75 (8) (a) 2. of the statutes is amended to read:

9           16.75 (8) (a) 2. Each agency and authority other than the University of  
10          Wisconsin Hospitals and Clinics Authority, and the Lower Fox River Remediation  
11          Authority, ~~and the Health Insurance Risk-Sharing Plan Authority~~ shall ensure that  
12          the average recycled or recovered content of all paper purchased by the agency or  
13          authority measured as a proportion, by weight, of the fiber content of paper products  
14          purchased in a fiscal year, is not less than 40% of all purchased paper.

History: 1975 c. 224; 1977 c. 418, 419; 1979 c. 34, 221, 314, 340, 355; 1979 c. 361 s. 112; 1981 c. 121 s. 20; 1983 a. 27 ss. 91, 93 to 99; 1983 a. 333 ss. 3g, 3r to 4b, 6; 1983 a. 368, 390; 1985 a. 29 ss. 122m to 124, 3200 (1); 1985 a. 180; 1987 a. 27, 119, 142, 147, 186, 399, 403; 1989 a. 31, 335, 345, 359; 1991 a. 39, 170; 1993 a. 16, 414; 1995 a. 27 ss. 368 to 382, 9116 (5); 1995 a. 225, 227, 244, 289, 432; 1997 a. 3; 1999 a. 9, 44, 197; 2001 a. 16, 38; 2003 a. 33; 2005 a. 22, 25, 74, 141, 335; 2007 a. 20 ss. 102 to 103h, 9121 (6) (a); 2007 a. 97; 2009 a. 136, 180, 299; 2011 a. 32; 2011 a. 260 ss. 80, 81.

15          ✓ **SECTION 25.** 16.75 (9) of the statutes is amended to read:

16          16.75 (9) The department, any other designated purchasing agent under s.  
17          16.71 (1), any agency making purchases under s. 16.74, and any authority other than  
18          the University of Wisconsin Hospitals and Clinics Authority, and the Lower Fox  
19          River Remediation Authority, ~~and the Health Insurance Risk-Sharing Plan~~  
20          Authority shall, to the extent practicable, make purchasing selections using  
21          specifications prepared under s. 16.72 (2) (f).

History: 1975 c. 224; 1977 c. 418, 419; 1979 c. 34, 221, 314, 340, 355; 1979 c. 361 s. 112; 1981 c. 121 s. 20; 1983 a. 27 ss. 91, 93 to 99; 1983 a. 333 ss. 3g, 3r to 4b, 6; 1983 a. 368, 390; 1985 a. 29 ss. 122m to 124, 3200 (1); 1985 a. 180; 1987 a. 27, 119, 142, 147, 186, 399, 403; 1989 a. 31, 335, 345, 359; 1991 a. 39, 170; 1993 a. 16, 414; 1995 a. 27 ss. 368 to 382, 9116 (5); 1995 a. 225, 227, 244, 289, 432; 1997 a. 3; 1999 a. 9, 44, 197; 2001 a. 16, 38; 2003 a. 33; 2005 a. 22, 25, 74, 141, 335; 2007 a. 20 ss. 102 to 103h, 9121 (6) (a); 2007 a. 97; 2009 a. 136, 180, 299; 2011 a. 32; 2011 a. 260 ss. 80, 81.

1           <sup>✓</sup> ~~✓~~ SECTION 26. 16.765 (1) of the statutes is amended to read:

2           16.765 (1) Contracting agencies, the University of Wisconsin Hospitals and  
3 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
4 Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority~~, the Lower  
5 Fox River Remediation Authority, the Wisconsin Economic Development  
6 Corporation, and the Bradley Center Sports and Entertainment Corporation shall  
7 include in all contracts executed by them a provision obligating the contractor not  
8 to discriminate against any employee or applicant for employment because of age,  
9 race, religion, color, handicap, sex, physical condition, developmental disability as  
10 defined in s. 51.01 (5), sexual orientation as defined in s. 111.32 (13m), or national  
11 origin and, except with respect to sexual orientation, obligating the contractor to take  
12 affirmative action to ensure equal employment opportunities.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 334; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

13           <sup>✓</sup> SECTION 27. 16.765 (2) of the statutes is amended to read:

14           16.765 (2) Contracting agencies, the University of Wisconsin Hospitals and  
15 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
16 Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority~~, the Lower  
17 Fox River Remediation Authority, the Wisconsin Economic Development  
18 Corporation, and the Bradley Center Sports and Entertainment Corporation shall  
19 include the following provision in every contract executed by them: “In connection  
20 with the performance of work under this contract, the contractor agrees not to  
21 discriminate against any employee or applicant for employment because of age, race,  
22 religion, color, handicap, sex, physical condition, developmental disability as defined  
23 in s. 51.01 (5), sexual orientation or national origin. This provision shall include, but  
24 not be limited to, the following: employment, upgrading, demotion or transfer;

1 recruitment or recruitment advertising; layoff or termination; rates of pay or other  
2 forms of compensation; and selection for training, including apprenticeship. Except  
3 with respect to sexual orientation, the contractor further agrees to take affirmative  
4 action to ensure equal employment opportunities. The contractor agrees to post in  
5 conspicuous places, available for employees and applicants for employment, notices  
6 to be provided by the contracting officer setting forth the provisions of the  
7 nondiscrimination clause”.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

8 **SECTION 28.** 16.765 (4) of the statutes is amended to read:

9 16.765 (4) Contracting agencies, the University of Wisconsin Hospitals and  
10 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
11 Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority,~~ the Lower  
12 Fox River Remediation Authority, and the Bradley Center Sports and  
13 Entertainment Corporation shall take appropriate action to revise the standard  
14 government contract forms under this section.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

15 **SECTION 29.** 16.765 (5) of the statutes is amended to read:

16 16.765 (5) The head of each contracting agency and the boards of directors of  
17 the University of Wisconsin Hospitals and Clinics Authority, the Fox River  
18 Navigational System Authority, the Wisconsin Aerospace Authority, ~~the Health  
19 Insurance Risk-Sharing Plan Authority,~~ the Lower Fox River Remediation  
20 Authority, the Wisconsin Economic Development Corporation, and the Bradley  
21 Center Sports and Entertainment Corporation shall be primarily responsible for  
22 obtaining compliance by any contractor with the nondiscrimination and affirmative  
23 action provisions prescribed by this section, according to procedures recommended

1 by the department. The department shall make recommendations to the contracting  
2 agencies and the boards of directors of the University of Wisconsin Hospitals and  
3 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin  
4 Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority~~, the Lower  
5 Fox River Remediation Authority, the Wisconsin Economic Development  
6 Corporation, and the Bradley Center Sports and Entertainment Corporation for  
7 improving and making more effective the nondiscrimination and affirmative action  
8 provisions of contracts. The department shall promulgate such rules as may be  
9 necessary for the performance of its functions under this section.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

10 ✓ **SECTION 30.** 16.765 (6) of the statutes is amended to read:

11 16.765 (6) The department may receive complaints of alleged violations of the  
12 nondiscrimination provisions of such contracts. The department shall investigate  
13 and determine whether a violation of this section has occurred. The department may  
14 delegate this authority to the contracting agency, the University of Wisconsin  
15 Hospitals and Clinics Authority, the Fox River Navigational System Authority, the  
16 Wisconsin Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority~~,  
17 the Lower Fox River Remediation Authority, the Wisconsin Economic Development  
18 Corporation, or the Bradley Center Sports and Entertainment Corporation for  
19 processing in accordance with the department's procedures.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

20 ✓ **SECTION 31.** 16.765 (7) (intro.) of the statutes is amended to read:

21 16.765 (7) (intro.) When a violation of this section has been determined by the  
22 department, the contracting agency, the University of Wisconsin Hospitals and  
23 Clinics Authority, the Fox River Navigational System Authority, the Wisconsin

1 Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan Authority~~, the Lower  
 2 Fox River Remediation Authority, the Wisconsin Economic Development  
 3 Corporation, or the Bradley Center Sports and Entertainment Corporation, the  
 4 contracting agency, the University of Wisconsin Hospitals and Clinics Authority, the  
 5 Fox River Navigational System Authority, the Wisconsin Aerospace Authority, ~~the~~  
 6 ~~Health Insurance Risk-Sharing Plan Authority~~, the Lower Fox River Remediation  
 7 Authority, the Wisconsin Economic Development Corporation, or the Bradley Center  
 8 Sports and Entertainment Corporation shall:

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 33; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

9 **SECTION 32.** 16.765 (7) (d) of the statutes is amended to read:

10 16.765 (7) (d) Direct the violating party to take immediate steps to prevent  
 11 further violations of this section and to report its corrective action to the contracting  
 12 agency, the University of Wisconsin Hospitals and Clinics Authority, the Fox River  
 13 Navigational System Authority, the Wisconsin Aerospace Authority, ~~the Health~~  
 14 ~~Insurance Risk-Sharing Plan Authority~~, the Lower Fox River Remediation  
 15 Authority, the Wisconsin Economic Development Corporation, or the Bradley Center  
 16 Sports and Entertainment Corporation.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 33; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

17 **SECTION 33.** 16.765 (8) of the statutes is amended to read:

18 16.765 (8) If further violations of this section are committed during the term  
 19 of the contract, the contracting agency, the Fox River Navigational System Authority,  
 20 the Wisconsin Aerospace Authority, ~~the Health Insurance Risk-Sharing Plan~~  
 21 ~~Authority~~, the Lower Fox River Remediation Authority, the Wisconsin Economic  
 22 Development Corporation, or the Bradley Center Sports and Entertainment  
 23 Corporation may permit the violating party to complete the contract, after complying

1 with this section, but thereafter the contracting agency, the Fox River Navigational  
2 System Authority, the Wisconsin Aerospace Authority, ~~the Health Insurance~~  
3 ~~Risk-Sharing Plan Authority~~, the Lower Fox River Remediation Authority, the  
4 Wisconsin Economic Development Corporation, or the Bradley Center Sports and  
5 Entertainment Corporation shall request the department to place the name of the  
6 party on the ineligible list for state contracts, or the contracting agency, the Fox River  
7 Navigational System Authority, the Wisconsin Aerospace Authority, ~~the Health~~  
8 ~~Insurance Risk-Sharing Plan Authority~~, the Lower Fox River Remediation  
9 Authority, the Wisconsin Economic Development Corporation, or the Bradley Center  
10 Sports and Entertainment Corporation may terminate the contract without liability  
11 for the uncompleted portion or any materials or services purchased or paid for by the  
12 contracting party for use in completing the contract.

History: 1975 c. 94, 189, 275, 422; 1977 c. 29, 418; 1981 c. 112; 1981 c. 334 s. 25 (2); 1981 c. 391 s. 210; 1985 a. 26; 1985 a. 29 s. 3200 (1); 1995 a. 27 ss. 386 to 389, 9130 (4); 1995 a. 225; 1997 a. 3; 2001 a. 16; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10.

13 SECTION 34. 16.85 (2) of the statutes is amended to read:

14 16.85 (2) To furnish engineering, architectural, project management, and other  
15 building construction services whenever requisitions therefor are presented to the  
16 department by any agency. The department may deposit moneys received from the  
17 provision of these services in the account under s. 20.505 (1) (kc) or in the general  
18 fund as general purpose revenue — earned. In this subsection, “agency” means an  
19 office, department, independent agency, institution of higher education, association,  
20 society, or other body in state government created or authorized to be created by the  
21 constitution or any law, which is entitled to expend moneys appropriated by law,  
22 including the legislature and the courts, but not including an authority created in  
23 subch. II of ch. 114 ~~or subch. III of ch. 149~~ or in ch. 231, 233, 234, 237, 238, or 279.

History: 1971 c. 42; 1973 c. 90; 1973 c. 335 s. 13; 1977 c. 29 s. 1654 (8) (c); 1979 c. 221; 1983 a. 36 s. 96 (4); 1985 a. 29; 1987 a. 142, 399; 1989 a. 31, 336; 1991 a. 39, 269, 316; 1993 a. 263; 1995 a. 27 ss. 398 to 400, 9116 (5), 9126 (19), 9130 (4); 1997 a. 27; 1999 a. 197; 2001 a. 16; 2005 a. 74, 149, 335; 2007 a. 20 ss. 115b, 9121 (6) (a); 2007 a. 97; 2009 a. 28, 185; 2011 a. 7, 10, 32.

1 <sup>X</sup> SECTION 35. 16.865 (8) of the statutes is amended to read:

2 16.865 (8) Annually in each fiscal year, allocate as a charge to each agency a  
3 proportionate share of the estimated costs attributable to programs administered by  
4 the agency to be paid from the appropriation under s. 20.505 (2) (k). The department  
5 may charge premiums to agencies to finance costs under this subsection and pay the  
6 costs from the appropriation on an actual basis. The department shall deposit all  
7 collections under this subsection in the appropriation account under s. 20.505 (2) (k).  
8 Costs assessed under this subsection may include judgments, investigative and  
9 adjustment fees, data processing and staff support costs, program administration  
10 costs, litigation costs, and the cost of insurance contracts under sub. (5). In this  
11 subsection, "agency" means an office, department, independent agency, institution  
12 of higher education, association, society, or other body in state government created  
13 or authorized to be created by the constitution or any law, that is entitled to expend  
14 moneys appropriated by law, including the legislature and the courts, but not  
15 including an authority created in subch. II of ch. 114 or subch. III of ch. 149 or in ch.  
16 231, 232, 233, 234, 237, 238, or 279.

NOTE: NOTE: Sub. (8) is shown as affected by 2011 Wis. Acts 10 and 229 and as merged by the legislative reference bureau under s. 13.92 (2) (i). NOTE:

History: 1973 c. 333; 1975 c. 81, 189, 422; 1977 c. 29; 1977 c. 196 s. 130 (3); 1979 c. 34, 221; 1981 c. 20; 1985 a. 29; 1987 a. 399; 1989 a. 125; 1991 a. 39; 1993 a. 16; 1995 a. 27; 2001 a. 16; 2003 a. 33; 2005 a. 74, 335; 2007 a. 20, 97; 2009 a. 28; 2011 a. 7, 10, 183, 229; s. 13.92 (2) (i).

17 SECTION 36. 20.145 (5) of the statutes is created to read:

18 20.145 (5) HEALTH INSURANCE RISK-SHARING PLAN. (g) *Wind-up expenses*. All  
19 *monies* received from the Health Insurance Risk-Sharing Plan Authority under  
20 2013 Wisconsin Act ... (this act), Section 9122 (1) (b) *g. a.*, from subrogation  
21 recoveries, from drug rebates, and from any other source related to or resulting from  
22 the dissolution of the Health Insurance Risk-Sharing Plan, to pay expenses related  
23 to winding up the affairs of the Health Insurance Risk-Sharing Plan.

24 <sup>X</sup> SECTION 37. 20.435 (1) (am) of the statutes is amended to read:

1           20.435 (1) (am) *Services, reimbursement, and payment related to human*  
 2           *immunodeficiency virus.* The amounts in the schedule for the purchase of services  
 3           under s. 252.12 (2) (a) for individuals with respect to human immunodeficiency virus  
 4           and related infections, including hepatitis C virus infection, to subsidize premium  
 5           payments under ss. 252.16 and 252.17, for grants for the prevention of human  
 6           immunodeficiency virus infection and related infections, including hepatitis C virus  
 7           infection, under s. 252.12 (2) (c) 2. and 3., to reimburse or supplement the  
 8           reimbursement of the cost of AZT, pentamidine, and certain other drugs under s.  
 9           ~~49.686, to pay for premiums and drug copayments under the pilot program under s.~~  
 10          ~~49.686 (6),~~ and for case management services under s. 49.45 (25) (be).

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327; 2005 a. 15, 22; 2005 a. 25 ss. 299 to 331, 2498 to 2500, 2510; 2005 a. 74, 107, 199, 228, 264, 388, 406, 434; 2007 a. 20 ss. 331 to 422, 9121 (6) (a); 2007 a. 39, 88, 107, 111, 130; 2009 a. 2, 15; 2009 a. 28 ss. 325 to 470, 485, 488, 490; 2009 a. 76, 180, 190, 219, 274, 276, 279, 318, 334; 2011 a. 32, 70, 257; s. 35.17 correction in (4) (gr), (5) (ma).

11           ✓ SECTION 38. 25.17 (63) of the statutes is repealed.

12           ✓ SECTION 39. 25.50 (1) (d) of the statutes is amended to read:

13           25.50 (1) (d) “Local government” means any county, town, village, city, power  
 14           district, sewerage district, drainage district, town sanitary district, public inland  
 15           lake protection and rehabilitation district, local professional baseball park district  
 16           created under subch. III of ch. 229, long-term care district under s. 46.2895, local  
 17           professional football stadium district created under subch. IV of ch. 229, local  
 18           cultural arts district created under subch. V of ch. 229, public library system, school  
 19           district or technical college district in this state, any commission, committee, board  
 20           or officer of any governmental subdivision of this state, any court of this state, other

1 than the court of appeals or the supreme court, or any authority created under s.  
2 114.61, 149.41, 231.02, 233.02, or 234.02.

History: 1975 c. 164; 1977 c. 29, 187; 1979 c. 34 s. 2402 (46) (a); 1979 c. 175 s. 53; 1981 c. 20, 93; 1983 a. 27 s. 2202 (45), (49); 1985 a. 29 s. 3202 (46); 1987 a. 27; 1989 a. 31, 159, 336; 1991 a. 33, 39; 1993 a. 16, 399; 1995 a. 27, 56, 274; 1999 a. 9, 65, 83, 167; 2001 a. 38; 2005 a. 25, 335; 2007 a. 20; 2011 a. 32.

3 **SECTION 40. 40.02 (54) (L) of the statutes is amended to read:**

4 **40.02 (54) (L) The Health Insurance Risk-Sharing Plan Authority, before July**  
5 **1, 2014.**

History: 1981 c. 96, 187, 250, 274, 386; 1983 a. 9, 27; 1983 a. 81 s. 11; 1983 a. 83 s. 20; 1983 a. 106, 140; 1983 a. 141 ss. 1 to 3, 20; 1983 a. 191 ss. 1, 6; 1983 a. 192 s. 304; 1983 a. 255 s. 6; 1983 a. 275, 290, 368; 1983 a. 435 s. 7; 1985 a. 29, 225; 1985 a. 332 ss. 52, 251 (1); 1987 a. 27, 62, 83, 107, 309, 340, 356, 363, 372, 399; 1987 a. 403 ss. 43 to 45, 256; 1989 a. 13, 14, 31; 1989 a. 56 s. 259; 1989 a. 166, 182, 189, 218, 230, 240, 323, 327, 336, 355, 357, 359; 1991 a. 32, 39, 113, 152, 229, 269, 315; 1993 a. 16, 263, 383, 490, 491; 1995 a. 27, ss. 1946 to 1953, 9130 (4); 1995 a. 81, 88, 89, 216, 240, 302, 381, 417; 1997 a. 3, 27, 39, 69, 110, 162, 237, 238; 1999 a. 9, 11, 42, 63, 65, 83; 2001 a. 16, 38, 103, 104, 109; 2005 a. 33; 2005 a. 153; 2007 a. 20, 131, 226; 2009 a. 15, 28; 2011 a. 7, 10, 32, 116, 229; s. 37.17 correction in (22) (a), (48g).

6 **SECTION 41. 40.02 (54) (L) of the statutes is repealed.**

7 **SECTION 42. 49.67 (3) (am) 2. a. of the statutes is repealed.**

8 **SECTION 43. 49.67 (6) (b) 1. of the statutes is amended to read:**

9 **49.67 (6) (b) 1. Benefits under the plan under this section shall not include any**  
10 **charge for care for injury or disease for which benefits are payable without regard**  
11 **to fault under coverage statutorily required to be contained in any motor vehicle or**  
12 **other liability insurance policy or equivalent self-insurance, for which benefits are**  
13 **payable under a worker's compensation or similar law, or for which benefits are**  
14 **payable under another policy of health care coverage, Medicare, or any other**  
15 **governmental program, except as otherwise provided by law. ~~If an individual who~~**  
16 **~~has coverage under the plan under this section also has coverage under the plan~~**  
17 **~~under subch. II of ch. 149, benefits under the plan under this section are secondary~~**  
18 **~~to the benefits provided under the plan under subch. II of ch. 149.~~**

History: 2009 a. 219; 2011 a. 32.

19 **SECTION 44. 49.686 (6) of the statutes is repealed.**

20 **SECTION 45. 70.11 (41m) of the statutes is repealed.**

21 **SECTION 46. 71.07 (5g) (a) of the statutes is amended to read:**

1           **71.07 (5g) (a) Definitions.** In this subsection, “claimant” means a partner,  
 2           limited liability company member, or tax-option corporation shareholder who files  
 3           a claim under this subsection and who is a partner, member, or shareholder of an  
 4           entity that is an insurer, as defined in s. 149.10 (5), 2011 stats.

History: 1987 a. 312; 1987 a. 411 ss. 63, 79 to 82, 85, 86; 1987 a. 419, 422; 1989 a. 31, 44, 56, 100, 359; 1991 a. 39, 269, 292; 1993 a. 16, 112, 204, 471, 491; 1995 a. 27  
 ss. 3377m to 3393m, 9116 (5); 1995 a. 209, 227, 400, 453; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9, 10, 32; 1999 a. 150 s. 672; 1999 a. 198; 2001 a. 16, 109; 2003 a. 72, 99, 135,  
 183, 255, 267, 326; 2005 a. 25, 49, 72, 74, 97, 177, 254, 361, 387, 479, 483, 487; 2007 a. 11, 20, 96, 97, 100; 2009 a. 2, 11, 28, 180, 185, 265, 267, 269, 276, 294, 295, 332, 401;  
 2011 a. 15, 32, 67, 212, 213, 232, 237; 2011 a. 260 s. 89; s. 35.17 correction in (2dr) (a), (5n) (a) (intro.).

5           ✓ **SECTION 47.** 71.07 (5g) (b) of the statutes is amended to read:

6           **71.07 (5g) (b) Filing claims.** Subject to the limitations provided under this  
 7           subsection, for taxable years beginning after December 31, 2005, and before January  
 8           1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.02  
 9           an amount that is equal to the amount of the assessment under s. 149.13, 2011 stats.,  
 10           that the claimant paid in the claimant’s taxable year, multiplied by the percentage  
 11           determined under par. (c) 1.

History: 1987 a. 312; 1987 a. 411 ss. 63, 79 to 82, 85, 86; 1987 a. 419, 422; 1989 a. 31, 44, 56, 100, 359; 1991 a. 39, 269, 292; 1993 a. 16, 112, 204, 471, 491; 1995 a. 27  
 ss. 3377m to 3393m, 9116 (5); 1995 a. 209, 227, 400, 453; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9, 10, 32; 1999 a. 150 s. 672; 1999 a. 198; 2001 a. 16, 109; 2003 a. 72, 99, 135,  
 183, 255, 267, 326; 2005 a. 25, 49, 72, 74, 97, 177, 254, 361, 387, 479, 483, 487; 2007 a. 11, 20, 96, 97, 100; 2009 a. 2, 11, 28, 180, 185, 265, 267, 269, 276, 294, 295, 332, 401;  
 2011 a. 15, 32, 67, 212, 213, 232, 237; 2011 a. 260 s. 89; s. 35.17 correction in (2dr) (a), (5n) (a) (intro.).

12           ✓ **SECTION 48.** 71.07 (5g) (c) 1. of the statutes is amended to read:

13           **71.07 (5g) (c) 1.** The department of revenue, in consultation with the office of  
 14           the commissioner of insurance, shall determine the percentage under par. (b) for  
 15           each claimant for each taxable year. The percentage shall be equal to \$5,000,000  
 16           divided by the aggregate assessment under s. 149.13, 2011 stats. The office of the  
 17           commissioner of insurance shall provide to each claimant that participates in the  
 18           cost of administering the plan the aggregate assessment at the time that it notifies  
 19           the claimant of the claimant’s assessment. The aggregate amount of the credit under  
 20           this subsection and ss. 71.28 (5g), 71.47 (5g), and 76.655 for all claimants

1 participating in the cost of administering the plan under ch. 149, 2011 stats., shall  
2 not exceed \$5,000,000 in each fiscal year.

History: 1987 a. 312; 1987 a. 411 ss. 63, 79 to 82, 85, 86; 1987 a. 419, 422; 1989 a. 31, 44, 56, 100, 359; 1991 a. 39, 269, 292; 1993 a. 16, 112, 204, 471, 491; 1995 a. 27 ss. 3377m to 3393m, 9116 (5); 1995 a. 209, 227, 400, 453; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9, 10, 32; 1999 a. 150 s. 672; 1999 a. 198; 2001 a. 16, 109; 2003 a. 72, 99, 135, 183, 255, 267, 326; 2005 a. 25, 49, 72, 74, 97, 177, 254, 361, 387, 479, 483, 487; 2007 a. 11, 20, 96, 97, 100; 2009 a. 2, 11, 28, 180, 185, 265, 267, 269, 276, 294, 295, 332, 401; 2011 a. 15, 32, 67, 212, 213, 232, 237; 2011 a. 260 s. 80; s. 35.17 correction in (2dr) (a), (5n) (a) (intro.).

3 **SECTION 49. 71.26 (1) (be)** of the statutes is amended to read:

4 71.26 (1) (be) *Certain authorities.* Income of the University of Wisconsin  
5 Hospitals and Clinics Authority, ~~of the Health Insurance Risk-Sharing Plan~~  
6 ~~Authority~~, of the Fox River Navigational System Authority, of the Wisconsin  
7 Economic Development Corporation, and of the Wisconsin Aerospace Authority.

History: 1987 a. 312; 1987 a. 411 ss. 22, 124 to 129; 1989 a. 31, 336; 1991 a. 37, 39, 221, 269; 1993 a. 16, 112, 246, 263, 399, 437, 491; 1995 a. 27, 56, 351, 371, 380, 428; 1997 a. 27, 37, 184, 237; 1999 a. 9, 65; 1999 a. 150 s. 672; 1999 a. 167, 194; 2001 a. 16, 38, 106, 109; 2003 a. 33, 85, 99, 135, 255, 326; 2005 a. 25, 74, 335, 361, 362, 479, 483; 2007 a. 20, 96, 97, 151, 226; 2009 a. 2, 28, 161, 165, 180, 183, 205, 265, 269, 295, 332, 344; 2011 a. 3, 5, 7, 10, 32, 212, 232; 2011 a. 260 s. 80; s. 13.92 (2) (i); s. 35.17 correction in (2) (a) 10.

8 **SECTION 50. 71.28 (5g) (a)** of the statutes is amended to read:

9 71.28 (5g) (a) *Definitions.* In this subsection, “claimant” means an insurer, as  
10 defined in s. 149.10 (5), 2011 stats., who files a claim under this subsection.

History: 1987 a. 312; 1987 a. 411 ss. 88, 130 to 139; 1987 a. 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292; 1993 a. 16, 112, 232, 491; 1995 a. 2; 1995 a. 27 ss. 3399r to 3404c, 9116 (5); 1995 a. 209, 227; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; 2007 a. 20, 96, 97, 100; 2009 a. 2, 11, 28, 180, 185, 265, 267, 269, 276, 294, 295, 332, 401; 2011 a. 3, 15, 32, 67, 212, 213, 232, 237; 2011 a. 260 s. 80; s. 35.17 correction in (1dm) (a) 1.

11 **SECTION 51. 71.28 (5g) (b)** of the statutes is amended to read:

12 71.28 (5g) (b) *Filing claims.* Subject to the limitations provided under this  
13 subsection, for taxable years beginning after December 31, 2005, and before January  
14 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.23  
15 an amount that is equal to the amount of assessment under s. 149.13, 2011 stats.,  
16 that the claimant paid in the claimant’s taxable year, multiplied by the percentage  
17 determined under par. (c) 1.

History: 1987 a. 312; 1987 a. 411 ss. 88, 130 to 139; 1987 a. 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292; 1993 a. 16, 112, 232, 491; 1995 a. 2; 1995 a. 27 ss. 3399r to 3404c, 9116 (5); 1995 a. 209, 227; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; 2007 a. 20, 96, 97, 100; 2009 a. 2, 11, 28, 180, 185, 265, 267, 269, 276, 294, 295, 332, 401; 2011 a. 3, 15, 32, 67, 212, 213, 232, 237; 2011 a. 260 s. 80; s. 35.17 correction in (1dm) (a) 1.

18 **SECTION 52. 71.28 (5g) (c) 1.** of the statutes is amended to read:

19 71.28 (5g) (c) 1. The department of revenue, in consultation with the office of  
20 the commissioner of insurance, shall determine the percentage under par. (b) for

1 each claimant for each taxable year. The percentage shall be equal to \$5,000,000  
2 divided by the aggregate assessment under s. 149.13, 2011 stats. The office of the  
3 commissioner of insurance shall provide to each claimant that participates in the  
4 cost of administering the plan the aggregate assessment at the time that it notifies  
5 the claimant of the claimant's assessment. The aggregate amount of the credit under  
6 this subsection and ss. 71.07 (5g), 71.47 (5g), and 76.655 for all claimants  
7 participating in the cost of administering the plan under ch. 149, 2011 stats., shall  
8 not exceed \$5,000,000 in each fiscal year.

History: 1987 a. 312; 1987 a. 411 ss. 88, 130 to 139; 1987 a. 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292; 1993 a. 16, 112, 232, 491; 1995 a. 2; 1995 a. 27 ss. 3399r to 3404c, 9116 (5); 1995 a. 209, 227; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; 2007 a. 20, 96, 97, 100; 2009 a. 2, 11, 28, 180, 185, 265, 267, 269, 276, 294, 295, 332, 401; 2011 a. 3, 15, 32, 67, 212, 213, 232, 237; 2011 a. 260 s. 80; s. 35.17 correction in (1dm) (a) 1.

9 ✓ **SECTION 53.** 71.47 (5g) (a) of the statutes is amended to read:

10 71.47 (5g) (a) *Definitions.* In this subsection, "claimant" means an insurer, as  
11 defined in s. 149.10 (5), 2011 stats., who files a claim under this subsection.

History: 1987 a. 312, 411, 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292, 315; 1993 a. 16, 112; 1995 a. 27 ss. 3407m to 3412m, 9116 (5); 1995 a. 209, 227, 417; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; 2007 a. 20, 96, 97, 100; 2009 a. 2, 11, 28, 180, 185, 265, 267, 269, 276, 294, 295, 332, 401; 2011 a. 3, 15, 32, 67, 212, 213, 232, 237; 2011 a. 260 ss. 80, 81.

12 ✓ **SECTION 54.** 71.47 (5g) (b) of the statutes is amended to read:

13 71.47 (5g) (b) *Filing claims.* Subject to the limitations provided under this  
14 subsection, for taxable years beginning after December 31, 2005, and before January  
15 1, 2015, a claimant may claim as a credit against the taxes imposed under s. 71.43  
16 an amount that is equal to the amount of assessment under s. 149.13, 2011 stats.,  
17 that the claimant paid in the claimant's taxable year, multiplied by the percentage  
18 determined under par. (c) 1.

History: 1987 a. 312, 411, 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292, 315; 1993 a. 16, 112; 1995 a. 27 ss. 3407m to 3412m, 9116 (5); 1995 a. 209, 227, 417; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; 2007 a. 20, 96, 97, 100; 2009 a. 2, 11, 28, 180, 185, 265, 267, 269, 276, 294, 295, 332, 401; 2011 a. 3, 15, 32, 67, 212, 213, 232, 237; 2011 a. 260 ss. 80, 81.

19 ✓ **SECTION 55.** 71.47 (5g) (c) 1. of the statutes is amended to read:

20 71.47 (5g) (c) 1. The department of revenue, in consultation with the office of  
21 the commissioner of insurance, shall determine the percentage under par. (b) for  
22 each claimant for each taxable year. The percentage shall be equal to \$5,000,000

1 divided by the aggregate assessment under s. 149.13, 2011 stats. The office of the  
 2 commissioner of insurance shall provide to each claimant that participates in the  
 3 cost of administering the plan the aggregate assessment at the time that it notifies  
 4 the claimant of the claimant's assessment. The aggregate amount of the credit under  
 5 this subsection and ss. 71.07 (5g), 71.28 (5g), and 76.655 for all claimants  
 6 participating in the cost of administering the plan under ch. 149, 2011 stats., shall  
 7 not exceed \$5,000,000 in each fiscal year.

RP, 71.78 (4)(c)  
 RP, 71.80(13)

History: 1987 a. 312, 411, 422; 1989 a. 31, 44, 56, 100, 336, 359; 1991 a. 39, 292, 315; 1993 a. 16, 112; 1995 a. 27 ss. 3407m to 3412m, 9116 (5); 1995 a. 209, 227, 417; 1997 a. 27, 41, 237, 299; 1999 a. 5, 9; 2001 a. 16; 2003 a. 72, 99, 135, 255, 267, 326; 2005 a. 25, 74, 97, 361, 387, 452, 479, 483, 487; 2007 a. 20, 96, 97, 100; 2009 a. 2, 11, 28, 180, 185, 265, 267, 269, 276, 294, 295, 332, 401; 2011 a. 3, 15, 32, 67, 212, 213, 232, 237; 2011 a. 260 ss. 80, 81.

8 **SECTION 56.** 71.65 (4) of the statutes is repealed.

9 **SECTION 57.** 76.655 (1) of the statutes is amended to read:

10 76.655 (1) DEFINITIONS. In this section, "claimant" means an insurer, as defined  
 11 in s. 149.10 (5), 2011 stats., who files a claim under this section.

History: 2005 a. 74.

12 **SECTION 58.** 76.655 (2) of the statutes is amended to read:

13 76.655 (2) FILING CLAIMS. Subject to the limitations provided under this section,  
 14 for taxable years beginning after December 31, 2005, and before January 1, 2015, a  
 15 claimant may claim as a credit against the fees imposed under ss. 76.60, 76.63, 76.65,  
 16 76.66 or 76.67 an amount that is equal to the amount of assessment under s. 149.13,  
 17 2011 stats., that the claimant paid in the claimant's taxable year, multiplied by the  
 18 percentage determined under sub. (3).

History: 2005 a. 74.

19 **SECTION 59.** 76.655 (3) (a) of the statutes is amended to read:

20 76.655 (3) (a) The department of revenue, in consultation with the office of the  
 21 commissioner of insurance, shall determine the percentage under sub. (2) for each  
 22 claimant for each taxable year. The percentage shall be equal to \$5,000,000 divided  
 23 by the aggregate assessment under s. 149.13, 2011 stats. The office of the

1 commissioner of insurance shall provide to each claimant that participates in the  
 2 cost of administering the plan the aggregate assessment at the time that it notifies  
 3 the claimant of the claimant's assessment. The aggregate amount of the credit under  
 4 this subsection and ss. 71.07 (5g), 71.28 (5g), and 71.47 (5g) for all claimants  
 5 participating in the cost of administering the plan under ch. 149, 2011 stats., shall  
 6 not exceed \$5,000,000 in each fiscal year.

History: 2005 a. 74.

7 **SECTION 60.** 77.54 (9a) (a) of the statutes is amended to read:

8 77.54 (9a) (a) This state or any agency thereof, the University of Wisconsin  
 9 Hospitals and Clinics Authority, the Wisconsin Aerospace Authority, ~~the Health~~  
 10 ~~Insurance Risk-Sharing Plan Authority~~, the Wisconsin Economic Development  
 11 Corporation, and the Fox River Navigational System Authority.

History: 1971 c. 64, 154, 215, 311; 1973 c. 90, 156, 240; 1975 c. 39, 96, 102, 146, 200; 1977 c. 29; 1977 c. 83 ss. 13, 26; 1977 c. 250, 368, 418; 1979 c. 1, 34, 87, 174; 1981 c. 20; 1981 c. 79 s. 18; 1981 c. 96 s. 67; 1981 c. 264; 1981 c. 282 s. 47; 1981 c. 317; 1983 a. 27 ss. 1284d to 1284np, 2202 (38); 1983 a. 189 ss. 101, 106, 329 (5), (12), (13); 1983 a. 192, 287, 405, 426, 498, 510, 538, 544; 1985 a. 29, 149, 332; 1987 a. 27; 1987 a. 312 s. 17; 1987 a. 399; 1989 a. 31, 238, 270, 335, 359; 1991 a. 37, 39, 269, 316; 1993 a. 16, 263, 332; 1995 a. 27, 125, 225, 227; 1997 a. 27, 35, 41, 184, 237, 291; 1999 a. 9, 65, 83; 1999 a. 150 s. 672; 1999 a. 167; 2001 a. 16, 103, 109; 2003 a. 99, 128; 2005 a. 25, 74, 141, 149, 335, 366, 479; 2007 a. 11, 19, 20, 97, 100; 2009 a. 2, 28, 185, 204, 330; 2011 a. 7, 10, 32, 208, 260.

12 **SECTION 61.** 101.055 (2) (a) of the statutes is amended to read:

13 101.055 (2) (a) "Agency" means an office, department, independent agency,  
 14 authority, institution, association, society, or other body in state government created  
 15 or authorized to be created by the constitution or any law, and includes the  
 16 legislature and the courts, ~~but excludes the Health Insurance Risk-Sharing Plan~~  
 17 ~~Authority.~~

History: 1981 c. 360, 391; 1985 a. 182 s. 57; 1991 a. 39; 1995 a. 27 ss. 3652 to 3659, 9130 (4); 1995 a. 342; 1997 a. 3; 1999 a. 82; 1999 a. 150 s. 672; 2003 a. 33; 2005 a. 74.

18 **SECTION 62.** Chapter 149 of the statutes is repealed.

19 **SECTION 63.** 230.03 (3) of the statutes, as affected by 2011 Wisconsin Acts 10,

20 32, and 229, is amended to read:

21 **230.03 (3)** "Agency" means any board, commission, committee, council, or  
 22 department in state government or a unit thereof created by the constitution or  
 23 statutes if such board, commission, committee, council, department, unit, or the  
 24 head thereof, is authorized to appoint subordinate staff by the constitution or

1 statute, except the Board of Regents of the University of Wisconsin System, a  
2 legislative or judicial board, commission, committee, council, department, or unit  
3 thereof or an authority created under subch. II of ch. 114 or subch. III of ch. 149 or  
4 under ch. 231, 232, 233, 234, 237, 238, or 279. "Agency" does not mean any local unit  
5 of government or body within one or more local units of government that is created  
6 by law or by action of one or more local units of government.

History: 1971 c. 270; 1973 c. 333; 1977 c. 196 ss. 24, 100; 1977 c. 418; 1981 c. 20, 26; 1983 a. 27 ss. 1604, 2200 (15); 1983 a. 409, 453, 538; 1987 a. 32; 1989 a. 31; 1991  
a. 101, 147; 1993 a. 16, 254; 1995 a. 27, 255; 1997 a. 27; 1999 a. 65, 87; 2001 a. 16, 103; 2003 a. 33 ss. 2385 to 2387s, 9160; 2005 a. 22, 74, 335, 393; 2007 a. 20, 97; 2009  
a. 28; 2011 a. 7, 10, 32, 229; s. 13.92 (2) (i); s. 35.17 correction in (14) (intro.).

7 **SECTION 64.** 230.80 (4) of the statutes is amended to read:

8       230.80 (4) "Governmental unit" means any association, authority, board,  
9 commission, department, independent agency, institution, office, society, or other  
10 body in state government created or authorized to be created by the constitution or  
11 any law, including the legislature, the office of the governor, and the courts, ~~but~~  
12 ~~excluding the Health Insurance Risk-Sharing Plan Authority.~~ "Governmental unit"  
13 does not mean any political subdivision of the state or body within one or more  
14 political subdivisions that is created by law or by action of one or more political  
15 subdivisions.

History: 1983 a. 409; 1995 a. 27, 326; 1997 a. 23; 2005 a. 74.

16 **SECTION 65.** 230.90 (1) (c) of the statutes is amended to read:

17       230.90 (1) (c) "Governmental unit" means any association, authority, board,  
18 commission, department, independent agency, institution, office, society or other  
19 body in state government created or authorized to be created by the constitution or  
20 any law, including the legislature, the office of the governor and the courts.  
21 "Governmental unit" does not mean the University of Wisconsin Hospitals and  
22 Clinics Authority, ~~the Health Insurance Risk-Sharing Plan Authority,~~ or any  
23 political subdivision of the state or body within one or more political subdivisions  
24 which is created by law or by action of one or more political subdivisions.

History: 1983 a. 409; 1985 a. 135; 1995 a. 27; 1997 a. 237; 2003 a. 33 ss. 2726, 9160; 2005 a. 74; 2005 a. 155 ss. 13, 60; Stats. 2005 s. 230.90.

25 **SECTION 66.** 601.41 (1) of the statutes is amended to read:

1           601.41 (1) DUTIES. The commissioner shall administer and enforce chs. 600 to  
 2           655 and ss. 59.52 (11) (c), 66.0137 (4) and (4m), 100.203, and 120.13 (2) (b) to (g), ~~and~~  
 3           ~~149.13~~ and shall act as promptly as possible under the circumstances on all matters  
 4           placed before the commissioner.

History: 1977 c. 339 s. 43; 1979 c. 89, 102, 177; 1983 a. 358 s. 14; 1985 a. 29; 1985 a. 182 s. 57; 1987 a. 247; 1989 a. 187 s. 29; 1989 a. 201, 336; 1991 a. 39; 1993 a. 16; 1995 a. 201; 1997 a. 27, 51, 252; 1999 a. 150 s. 672; 2001 a. 16, 65, 109; 2003 a. 261, 302; 2005 a. 74, 249; 2007 a. 170; 2009 a. 28; 2011 a. 120.

5           ✓ SECTION 67. 601.415 (12) of the statutes is amended to read:

6           601.415 (12) HEALTH INSURANCE RISK-SHARING PLAN. The commissioner shall  
 7           perform the duties specified to be performed by the commissioner in s. 149.13, 2011  
 8           stats., and under 2013 Wisconsin Act ... (this act), Section 9122 (1) (b) 8.

History: 1979 c. 102; 1981 c. 96, 314; 1983 a. 358 s. 14; 1985 a. 256; 1987 a. 27, 47, 247; 1989 a. 31; 1989 a. 187 s. 29; 1991 a. 243; 1995 a. 27, 462; 1997 a. 27; 2005 a. 74, 316; 2007 a. 20 ss. 3652m, 9121 (6) (a); 2009 a. 342.

9           ✓ SECTION 68. 601.64 (1) of the statutes is amended to read:

10           601.64 (1) INJUNCTIONS AND RESTRAINING ORDERS. The commissioner may  
 11           commence an action in circuit court in the name of the state to restrain by temporary  
 12           or permanent injunction or by temporary restraining order any violation of chs. 600  
 13           to 655 or s. 149.13, 2011 stats., any rule promulgated under chs. 600 to 655, or any  
 14           order issued under s. 601.41 (4). The commissioner need not show irreparable harm  
 15           or lack of an adequate remedy at law in an action commenced under this subsection.

History: 1971 c. 260; Sup. Ct. Order, 67 Wis. 2d 585, 776 (1975); 1975 c. 218, 371, 421; 1977 c. 203; 1977 c. 339 s. 43; 1979 c. 89; 1979 c. 102 ss. 78, 236 (5); 1979 c. 177; 1985 a. 29; 1987 a. 167, 247; 1989 a. 332; 1995 a. 296; 1997 a. 27, 283; 2001 a. 109; 2003 a. 261; 2005 a. 74.

16           ✓ SECTION 69. 601.64 (3) (a) of the statutes is amended to read:

17           601.64 (3) (a) *Restitutory forfeiture.* Whoever violates an effective order  
 18           issued under s. 601.41 (4), any insurance statute or rule, or s. 149.13, 2011 stats.,  
 19           shall forfeit to the state twice the amount of any profit gained from the violation, in  
 20           addition to any other forfeiture or penalty imposed.

History: 1971 c. 260; Sup. Ct. Order, 67 Wis. 2d 585, 776 (1975); 1975 c. 218, 371, 421; 1977 c. 203; 1977 c. 339 s. 43; 1979 c. 89; 1979 c. 102 ss. 78, 236 (5); 1979 c. 177; 1985 a. 29; 1987 a. 167, 247; 1989 a. 332; 1995 a. 296; 1997 a. 27, 283; 2001 a. 109; 2003 a. 261; 2005 a. 74.

21           ✓ SECTION 70. 601.64 (3) (c) of the statutes is amended to read:

1           601.64 (3) (c) *Forfeiture for violation of statute or rule.* Whoever violates an  
2 insurance statute or rule or s. 149.13, 2011 stats., intentionally aids a person in  
3 violating an insurance statute or rule or s. 149.13, 2011 stats., or knowingly permits  
4 a person over whom he or she has authority to violate an insurance statute or rule  
5 or s. 149.13, 2011 stats., shall forfeit to the state not more than \$1,000 for each  
6 violation. If the statute or rule imposes a duty to make a report to the commissioner,  
7 each week of delay in complying with the duty is a new violation.

History: 1971 c. 260; Sup. Ct. Order, 67 Wis. 2d 585, 776 (1975); 1975 c. 218, 371, 421; 1977 c. 203; 1977 c. 339 s. 43; 1979 c. 89; 1979 c. 102 ss. 78, 236 (5); 1979 c. 177; 1985 a. 29; 1987 a. 167, 247; 1989 a. 332; 1995 a. 396; 1997 a. 27, 283; 2001 a. 109; 2003 a. 261; 2005 a. 74.

8           ✓ SECTION 71. 601.64 (4) of the statutes is amended to read:

9           601.64 (4) CRIMINAL PENALTY. Whoever intentionally violates or intentionally  
10 permits any person over whom he or she has authority to violate or intentionally aids  
11 any person in violating any insurance statute or rule of this state, s. 149.13, 2011  
12 stats., or any effective order issued under s. 601.41 (4) is guilty of a Class I felony,  
13 unless a specific penalty is provided elsewhere in the statutes. Intent has the  
14 meaning expressed under s. 939.23.

History: 1971 c. 260; Sup. Ct. Order, 67 Wis. 2d 585, 776 (1975); 1975 c. 218, 371, 421; 1977 c. 203; 1977 c. 339 s. 43; 1979 c. 89; 1979 c. 102 ss. 78, 236 (5); 1979 c. 177; 1985 a. 29; 1987 a. 167, 247; 1989 a. 332; 1995 a. 396; 1997 a. 27, 283; 2001 a. 109; 2003 a. 261; 2005 a. 74.

15           ✓ SECTION 72. 613.03 (4) of the statutes is repealed.

16           ✓ SECTION 73. 631.20 (1) (c) 5. of the statutes is repealed.

17           ✓ SECTION 74. 631.20 (2) (f) of the statutes is repealed.

18           ✓ SECTION 75. 631.36 (7) (a) (intro.) and 2. of the statutes are consolidated,  
19 renumbered 631.36 (7) (a) and amended to read:

20           631.36 (7) (a) Notice Except as provided in par. (b), notice of cancellation or  
21 nonrenewal required under sub. (2) (b) or (4) is not effective: ~~2. Unless unless~~ the  
22 notice contains adequate instructions to the policyholder for applying for insurance  
23 through a risk-sharing plan under ch. 619, if a risk-sharing plan exists under ch.

1 619 for the kind of coverage being canceled or nonrenewed, ~~except as provided in par.~~  
2 (b).

History: 1975 c. 375, 421; 1977 c. 444 s. 11; 1979 c. 102; 1979 c. 110 s. 60 (11); 1981 c. 83; 1985 a. 335; 1989 a. 187, 332, 359; 1991 a. 315; 1995 a. 259; 1997 a. 27; 1999 a. 9; 2007 a. 168.

3 **SECTION 76.** 631.36 (7) (a) 1. of the statutes is repealed.

4 **SECTION 77.** 631.36 (7) (b) of the statutes is amended to read:

5 631.36 (7) (b) Paragraph (a) ~~2.~~ does not apply to a notice of cancellation or  
6 nonrenewal issued by the mandatory health care liability risk-sharing plan  
7 established under s. 619.04.

History: 1975 c. 375, 421; 1977 c. 444 s. 11; 1979 c. 102; 1979 c. 110 s. 60 (11); 1981 c. 83; 1985 a. 335; 1989 a. 187, 332, 359; 1991 a. 315; 1995 a. 259; 1997 a. 27; 1999 a. 9; 2007 a. 168.

8 **SECTION 78.** 632.785 of the statutes is repealed.

9 **SECTION 79.** 632.897 (11) (a) of the statutes is amended to read:

10 632.897 (11) (a) Notwithstanding subs. (2) to (10), the commissioner may  
11 promulgate rules establishing standards requiring insurers to provide continuation  
12 of coverage for any individual covered at any time under a group policy who is a  
13 terminated insured or an eligible individual under any federal program that  
14 provides for a federal premium subsidy for individuals covered under continuation  
15 of coverage under a group policy, including rules governing election or extension of  
16 election periods, notice, rates, premiums, premium payment, application of  
17 preexisting condition exclusions, election of alternative coverage, and status as an  
18 eligible individual, as defined in s. 149.10 (2t), 2011 stats.

Handwritten note: "2011 stats" with an arrow pointing to line 18.

History: 1979 c. 285, 355; 1981 c. 41; 1983 a. 27, 274; 1985 a. 29; 1987 a. 287, 413; 1989 a. 31; 1993 a. 481; 1995 a. 27 s. 9126 (19); 1995 a. 201; 1997 a. 27, 191, 237; 1999 a. 9; 2005 a. 443 s. 265; 2007 a. 20 ss. 3689, 9171 (6) (a); 2009 a. 342.

19 **SECTION 80.** 895.514 of the statutes is created to read:

20 **895.514 Civil liability exemption; Health Insurance Risk-Sharing Plan**  
21 **and Authority.** (1) In this section:

22 (a) "Authority" means the Health Insurance Risk-Sharing Plan Authority  
23 established under subch. III of ch. 149, 2011 stats.

1 (b) "Board" means the board of directors of the authority.

2 (c) "Plan" means the health care insurance plan established under subch. II of  
3 ch. 149, 2011 stats.

\*\*\*\*NOTE: If repeal ch. 149 on Dec. 31, 2014.

4 (2) No cause of action of any nature may arise against, and no liability may be  
5 imposed upon, the authority, plan, or board; or any agent, employee, or director of any  
6 of them; or insurers participating in the plan; or the commissioner of insurance; or  
7 any agent, employee, or representative of the commissioner of insurance, for any act  
8 or omission by any of them in the performance of their powers and duties under ch.  
9 149, 2011 stats., or under 2013 Wisconsin Act .... (this act), Section 9122 (1), unless  
10 the person asserting liability proves that the act or omission constitutes willful  
11 misconduct.

12 (3) (a) Except as provided in 2013 Wisconsin Act .... (this act), Section 9122 (1),  
13 neither the state nor any political subdivision of the state nor any officer, employee,  
14 or agent of the state or a political subdivision acting within the scope of employment  
15 or agency is liable for any debt, obligation, act, or omission of the authority.

16 (b) All of the expenses incurred by the authority in exercising its duties and  
17 powers under ch. 149, 2011 stats., or under 2013 Wisconsin Act .... (this act), Section  
18 9122 (1), shall be payable only from funds of the authority or from the appropriation  
19 under s. 20.145 (5) (g).

20 **SECTION 9122. Nonstatutory provisions; Insurance.**

21 (1) DISSOLUTION OF THE HEALTH INSURANCE RISK-SHARING PLAN AND AUTHORITY.

22 (a) *Definitions.* In this subsection:

23 1. "Authority" means the Health Insurance Risk-Sharing Plan Authority  
24 under subchapter III of chapter 149 of the statutes.

1 2. "Board" means the board of directors of the authority.

2 3. "Commissioner" means the commissioner of insurance.

3 4. "Covered person" means a person who has coverage under the plan.

4 5. "Office" means the office of the commissioner of insurance.

5 6. "Plan" means the Health Insurance Risk-Sharing Plan under subchapter II  
6 of chapter 149 of the statutes.

7 (b) *Dissolution of the plan and authority.* Notwithstanding any statute,  
8 administrative rule, or provision of a policy or contract or of the plan to the contrary,  
9 the plan and the authority shall be dissolved in accordance with the following:

10 1. 'Coverage provisions.'

11 a. New coverage under the plan may not be issued to any person after December  
12 31, 2013, except that new coverage under the plan that is funded under a contract  
13 with the federal department of ~~health~~<sup>health</sup> and human services may not be issued to any  
14 person after December 1, 2013.

15 <sup>AR.a.</sup> b. Coverage under the policies issued under the plan terminates on January  
16 1, 2014, or on the date an American health benefit exchange, as described in 42 USC  
17 18031, first becomes operational in this state, if later than January 1, 2014. The  
18 authority shall provide advance notice of the date on which coverage terminates to  
19 all covered persons, all insurers and providers that are affected by the termination  
20 of the coverage, the office, and the legislative audit bureau.

\*\*\*NOTE: Should notice be provided to anyone else?

21 c. If coverage under the policies issued under the plan terminates on a date that  
22 is later than January 1, 2014, because an American health benefit exchange, as  
23 described in 42 USC 18031, is not operational in this state on January 1, 2014,  
24 covered persons whose coverage under the plan is funded under a contract with the

① federal department of <sup>health</sup> health and human services may elect to be covered, beginning  
 2 on January 1, 2014, and ending on the date on which coverage under the plan  
 3 terminates, under the same coverage provided under the plan to covered persons  
 4 whose coverage under the plan is not funded under a contract with the federal  
 ⑤ department of <sup>health</sup> health and human services.

6 2. 'Provider claims.' Providers of medical services and devices and prescription  
 7 drugs to covered persons must file claims for payment no later than 90 days after the  
 8 date coverage terminates under subdivision 1. b. <sup>A.R.a.</sup> Any claim filed after that date is  
 9 not payable and may not be charged to the covered person who received the service,  
 10 device, or drug.

11 3. 'Grievances and review.'

12 a. A covered person must submit any grievance, in writing, no later than 180  
 13 days after the date coverage terminates under subdivision 1. b. <sup>A.R.a.</sup> or be barred from  
 14 submitting the grievance.

15 b. A covered person who submits a grievance after the date coverage terminates  
 16 under subdivision 1. b. <sup>A.R.a.</sup> must request an independent review, if any, with respect to  
 17 the grievance no later than 60 days after he or she receives notice of the disposition  
 18 of the grievance or be barred from requesting an independent review with respect to  
 19 the grievance.

20 4. 'Payment of plan costs.' The authority shall pay plan costs incurred in 2013  
 21 and all other costs associated with dissolving the plan that are incurred before legal  
 22 and financial responsibility is transferred to the office under subdivision <sup>8</sup> 8. The  
 23 authority shall make every effort to pay plan costs in accordance with, or as closely  
 ②4 as possible to, the manner provided in section 149.143 <sup>or the statutes</sup> (or the statutes).

Stet

(3)

1 5. 'Contracts.' The authority may extend any administrative contracts that are  
2 in effect into 2014, regardless of a contract's expiration date and without having to  
3 comply with the requirements under section 149.47 ~~of the statutes~~ for the extension.

4 6. 'Report to legislature.' The authority shall submit a final report on plan  
5 operation to the legislature under section 13.172 of the statutes in 2013.

\*\*\*\*NOTE: Is it possible to specify a date by which the report must be submitted?

6 7. 'Board responsibilities.' The board shall do all of the following:

7 <sup>A.R.b.</sup> a. Develop a proposal, which shall be followed by the office, for the dispensation  
8 of the plan's cash assets after all financial obligations of the plan and authority are  
9 satisfied. To the extent feasible and practical, the proposal shall provide for the  
10 return of any remaining equity to the source from which derived, including insurers,  
11 providers, and covered persons. In the alternative, the proposal may provide for  
12 using remaining cash assets in support of activities providing an indirect benefit to  
13 the insurers, providers, and covered persons.

14 b. Dispose of the noncash assets of the authority as soon as possible after the  
15 administrative offices of the authority are closed.

16 c. Make any other decisions and take any other actions necessary to effectively  
17 wind up the operations and affairs of the authority and plan and transfer  
18 responsibility to the office. All actions taken by the board must be consistent with  
19 the purpose of, and may not endanger the solvency of, the plan.

20 <sup>A.R.c.</sup> 8. 'Transfer to the office.' On the date that is 60 days after the date coverage  
21 under the plan terminates under subdivision 1. b., <sup>A.R.a.</sup> all of the following shall occur:

22 a. Legal and financial responsibility for the plan is transferred to the office.  
23 The commissioner shall take any action necessary or advisable to wind up the affairs

1 of the plan in accordance with the proposal developed by the board under subdivision  
2 <sup>A.R.b.</sup> 7. a. and shall notify the legislative audit bureau when the windup is completed.

3 b. The assets and liabilities of the authority and plan become the assets and  
4 liabilities of the office. All remaining cash assets of the authority and plan, including  
5 the balance in the Health Insurance Risk-Sharing Plan fund, are transferred to the  
6 appropriation account under section 20.145<sup>✓</sup> (5) (g) of the statutes, as created by this  
7 act.

\*\*\*\*NOTE: Is this okay as drafted, or should the assets and liabilities be limited to  
the authority or the plan?

8 c. All tangible personal property, including records, of the authority and plan  
9 not already disposed of by the board is transferred to the office.

\*\*\*\*NOTE: Is this okay as drafted, or should the tangible personal property be  
limited to the authority or the plan?

10 d. All contracts and agreements entered into by the board that are in effect are  
11 transferred to the office. The office shall carry out any contractual obligations under  
12 such a contract or agreement until the contract or agreement terminates or is  
13 modified or rescinded by the office to the extent allowed under the contract or  
14 agreement.

15 e. Any matters pending with the authority or plan, including grievances and  
16 independent reviews, payment claims, subrogation claims, drug rebate claims, and  
17 legal actions or causes of action, are transferred to the office and all materials  
18 submitted to and actions taken by the office with respect to a pending matter are  
19 considered as having been submitted to or taken by the authority or plan.

\*\*\*\*NOTE: Is this okay as drafted, or should the pending matters be limited to the  
authority or the plan?

20 9. 'Health Insurance Risk-Sharing Plan advisory committee.'

SECTION 9122

1 a. There is created, 60 days after the date coverage under the plan terminates  
2 under subdivision 1. b.,<sup>A.R.G.</sup> a Health Insurance Risk-Sharing Plan advisory committee  
3 consisting of the commissioner and the other members of the board.

\*\*\*\*NOTE: Will it be necessary for new members to be appointed during the time  
that the committee exists? If so, I will have to put the requirements of s. 149.41 (1) in this  
provision and provide that the initial members of the committee are the current board  
members.

4 b. The Health Insurance Risk-Sharing Plan advisory committee shall advise  
5 and assist the office with its duties under subdivision 8.<sup>A.R.C.</sup> related to the dissolution and  
6 winding up of the plan. The office shall staff and provide funding for the Health  
7 Insurance Risk-Sharing Plan advisory committee.

8 c. The Health Insurance Risk-Sharing Plan advisory committee shall  
9 terminate 60 days after the final audit of the plan is conducted by the legislative  
10 audit bureau under subdivision 10. b.<sup>A.R.d.</sup>

11 10. 'Audits.' The legislative audit bureau shall do all of the following:

et (12)

a. Conduct its annual audit of the plan under section 13.94 (1) (d)<sup>h</sup> of the  
12 statutes for calendar year 2013 by June 30, 2014.

A.R.d.

~~2013-2014~~

14 b. Complete a final audit of the plan, after the termination of the plan in 2014,  
15 within 60 days after the office completes the winding up of the plan under subdivision  
16 8.<sup>A.R.C.</sup>

17 c. File copies of the reports of both audits with the distributees specified in  
18 section 13.94 (1) (b) of the statutes. The costs of the audits shall be paid out of the  
19 funds of the authority and from the appropriation under section 20.145 (5) (g) of the  
20 statutes, as created by this act.

21 (2) MEDICARE SUPPLEMENT AND REPLACEMENT POLICY ISSUANCE.

22 (a) *Definitions.* In this subsection:

(13)

1. "Medicare" has the meaning given in section 149.10 (7) of the statutes.

~~2013-2014~~

stet

(28p)

1

2. "Medicare replacement policy" has the meaning given in section 600.03 (28r)

2

of the statutes.

3

3. "Medicare supplement policy" has the meaning given in section 600.03 (28p) (28r)

4

of the statutes.

5

4. "Plan" means the Health Insurance Risk-Sharing Plan under subchapter II

stet

6

of chapter 149 of the statutes ~~of the statutes~~

7

(b) *Time-limited guaranteed issue.*

8

A.R.E.

1. An insurer offering a Medicare supplement policy or a Medicare replacement

9

policy shall provide coverage under the policy to any individual who satisfies all of

10

the following:

11

A.R.T.

a. The individual is eligible for Medicare.

12

b. The individual had coverage under the plan.

13

c. The individual's coverage under the plan terminated on the date specified in

14

subsection (1) (b) 1. b. <sup>A.R.a.</sup> of this act.

15

d. The individual applies for coverage under the policy before the date that is

16

6 months after the date specified in subsection (1) (b) 1. b. <sup>A.R.a.</sup>

\*\*\*\*NOTE: Is it assumed that these insurers will know the relevant date? If not, how will they find out? Is it possible to specify a date instead?

17

A.R.g.

e. The individual pays the premium for the coverage under the policy.

18

2. An insurer under subdivision 1. may not deny coverage to any individual who

19

satisfies the criteria under subdivision 1. a. to e. <sup>A.R.f. A.R.g.</sup> on the basis of health status, receipt

20

of health care, claims experience, or medical condition, including disability.

21

**SECTION 9337. Initial applicability; Revenue.**

1 (1) HEALTH INSURANCE RISK-SHARING PLAN AUTHORITY; INCOME TAX. The  
2 treatment of sections 71.26 (1) (be) and 71.65 (4) of the statutes first applies to  
3 taxable years beginning on January 1, 2015.

4 (CS) SECTION 9400. Effective dates; general. Except as otherwise provided in  
5 Sections 9422 and 9437 of this act, this act takes effect on July 1, 2013, or on the day  
6 after publication, whichever is later.

7 SECTION 9422. Effective dates; Insurance.

8 (1) NOTICE REGARDING THE HEALTH INSURANCE RISK-SHARING PLAN. The  
9 treatment of sections 631.36 (7) (a) (intro.), 1., and 2. and (b) and 632.785 of the  
10 statutes takes effect on December 31, 2013.

\*\*\*NOTE: This provision relates to requiring an insurer to tell a person who has been denied coverage under the insurer's plan about HIRSP. Does this effective date for the repeal of that requirement make sense, since December 31, 2013, is the last day a person may obtain coverage under HIRSP?

11 (2) DISSOLUTION OF THE HEALTH INSURANCE RISK-SHARING PLAN. The treatment  
12 of sections Insert 34-12 of the statutes takes effect on January 1, 2015.

13 SECTION 9437. Effective dates; Revenue.

14 (1) HEALTH INSURANCE RISK-SHARING PLAN AUTHORITY; PROPERTY AND SALES  
15 TAXES. The treatment of sections 70.11 (41m) and 77.54 (9a) (a) of the statutes takes  
16 effect on January 1, 2015.

17 (2) HEALTH INSURANCE RISK-SHARING PLAN AUTHORITY; ASSESSMENTS CREDIT. The  
18 treatment of sections Insert 34-18 of the statutes takes effect on January 1, 2015.

19 (3) HEALTH INSURANCE RISK-SHARING PLAN AUTHORITY; INCOME TAX. The  
20 treatment of sections 71.26 (1) (be) and 71.65 (4) of the statutes takes effect on  
21 January 1, 2015.   
22 *71.78(4K), and 71.80 (13)*

2013-2014 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-1888/P1ins  
PJK:eev:...

1 Insert 34-12

2 1.12 (1) (b), 13.172 (1), 13.62 (2), 13.94 (1) (dh) and (15) (c) 4., 13.95 (intro.),  
3 16.002 (2), 16.004 (4), (5), and (12) (a), 16.045 (1) (a), 16.15 (1) (ab), 16.41 (4), 16.417  
4 (1) (a), 16.52 (7), 16.528 (1) (a), 16.53 (2), 16.54 (9) (a) 1., 16.70 (2), 16.72 (2) (e) (intro.)  
5 and (f), 16.75 (1m), (8) (a) 1. and 2., and (9), 16.765 (1), (2), (4), (5), (6), (7) (intro.) and  
6 (d), and (8), 16.85 (2), 16.865 (8), 20.435 (1) (am), 25.17 (63), 25.50 (1) (d), 49.67 (3)  
7 (am) 2. a. and (6) (b) 1., 49.686 (6), 101.055 (2) (a), 230.03 (3), 230.80 (4), 230.90 (1)  
8 (c), 601.41 (1), 601.415 (12), 601.64 (1), (3) (a) and (c), and (4), 613.03 (4), 631.20 (1)  
9 (c) 5. and (2) (f), 632.897 (11) (a), and 895.514 and chapter 149

10 End Insert 34-12

646.01(1)(a) 2. K,

11

12 Insert 34-18

13 71.07 (5g) (a), (b), and (c) 1., 71.28 (5g) (a), (b), and (c) 1., 71.47 (5g) (a), (b), and  
14 (c) 1., and 76.655 (1), (2), and (3) (a)

15 End Insert 34-18

16

~~20.145(5)~~  
~~40.02(54)(L)~~

## Insert 34-12

1.12 (1)(b), 13.172 (1), 13.62 (2), 13.94 (1)(dh)  
 and (1s)(c) 4., 13.95 (intro.), 16.002 (2), 16.004  
 (4), (5), and (12)(a), 16.045(1)(a), 16.15(1)(ab), 16.41(4),  
 16.417(1)(a), 16.52(7), 16.528(1)(a), 16.53(2), 16.54  
 (9)(a) 1., 16.70(2), 16.72(2)(e) (intro.) and (f),  
 16.75 (1m), (8)(a) 1. and 2., and (9), 16.765 (1), (2), (4),  
 (5), (6), (7) (intro.) and (d), and (8), 16.85(2), 16.865(8),  
 20.435 (1)(am), 25.17(63), 25.50(1)(d), 49.67(3)(am)  
 2. a. and (6)(b) 1., 49.686(6), ~~49.686(6)~~  
 101.055(2)(a), 230.03(3), 230.80(4), 230.90(1)  
 (c), 601.41(1), 601.415(12), 601.64(1), (3)(a)  
 and (c), and (4), 613.03(4), 631.20(1)(c) 5. and  
 (2)(f), ~~632.897(11)(a)~~ <sup>and</sup> 632.897(11)(a) and  
 chapter 149

(end of insert 34-12)

646.01(1)(a) 2-k.

## Insert 34-18

71.07 (5g)(a), (b), and (c) 1., 71.28(5g)(a), (b),  
 and (c) 1., 71.47(5g)(a), (b), and (c) 1., and  
 76.655(1), (2), and (3)(a)

(end of insert 34-18)

Insert 26-18

Section #. 646.01 (1) (a) 2. k. of the statutes is amended to read:

646.01 (1) (a) 2. k. Risk-sharing plans under ~~chs. 149 and 619.~~ <sup>ch.</sup>

History: 1971 c. 260; 1975 c. 373, 374, 422; 1979 c. 102, 109, 355; 1981 c. 20 s. 2202 (26) (c); 1983 a. 120; 1985 a. 216; 1987 a. 247, 325; 1989 a. 23; 1995 a. 27 s. 9130 (4); 1995 a. 236, 396; 1997 a. 35; 2003 a. 261; 2007 a. 20 s. 9121 (6) (a); 2007 a. 170; 2009 a. 342; 2011 a. 224.

(end of ins. 26-18)

4-10 phone call w/ Amie Goldman (HRSP)  
ADD

✓ p. 15 ~~the~~ operations + dissolution

✓ p. 16 RP 40.02 (54)(L)

~~all 2011 stats. 2013 stats~~

~~effective 1/1/15, 2015~~

✓ p. 25 add OCI to (3)(b)

✓ p. 27 auth may offer to allow these persons  
to the other coverage

✓ (1) address grievances / ~~to~~ related to prior authorization  
except denials must be submitted 45 days before cov terminates

(2) urgent or emergent emergency services  
PA req. file grievance related to expedited  
expedited grievance  
does not apply to expedited grievance  
meeting the requirement for an expedited grievance related to prior auth  
72

✓ committee → key current member  
but account for  
resignations  
(appointments)

Vacancy in office  
Same qual as person  
who vacated  
Gov approval (no Senate  
confirm)

✓ p 31 OCF provide notice to Med. insurers  
30 days notice

meeting on Monday morning w/ OCF