

# State of Wisconsin



2017 Senate Bill 319

Date of enactment: April 3, 2018  
Date of publication\*: April 4, 2018

## 2017 WISCONSIN ACT 239

AN ACT *to repeal* 13.0966 (1) (a); *to renumber and amend* 601.423 (2); *to consolidate, renumber and amend* 13.0966 (1) (intro.) and (b); *to amend* 13.0966 (2) (title), 13.0966 (2) (b), 13.0966 (2) (c) 1., 13.0966 (2) (c) 2. and 601.423 (1) (bm); and *to create* 13.0966 (2) (c) (intro.) and 601.423 (2) (b) of the statutes; **relating to:** social and financial impact reports on health insurance mandates.

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

**SECTION 1.** 13.0966 (1) (intro.) and (b) of the statutes are consolidated, renumbered 13.0966 (1) and amended to read:

13.0966 (1) ~~DEFINITIONS~~ **DEFINITION.** In this section: (b) “Office”, “office” means the office of the commissioner of insurance.

**SECTION 2.** 13.0966 (1) (a) of the statutes is repealed.

**SECTION 3.** 13.0966 (2) (title) of the statutes is amended to read:

13.0966 (2) (title) ~~REPORT ON BILLS ESTABLISHING HEALTH INSURANCE MANDATES.~~

**SECTION 4.** 13.0966 (2) (b) of the statutes is amended to read:

13.0966 (2) (b) When a bill that requires a report under s. 601.423 is introduced, the legislative reference bureau shall submit a copy of the bill to the office. When an amendment that creates or alters a health insurance mandate requiring a report under s. 601.423 is offered, the legislative reference bureau shall submit a copy of the amendment to the office. The office shall prepare the report or, if the office decides not to prepare the report, a written statement that explains the reason for not preparing the report in accordance with s. 601.423. If the

office prepares a written statement, the chairperson of a standing committee to which the bill has been referred, the presiding officer of either house of the legislature, either cochairperson of the joint committee on finance, or any other member of the legislature may request that the office prepare a report instead, in which case the office shall prepare a report.

**SECTION 5.** 13.0966 (2) (c) (intro.) of the statutes is created to read:

13.0966 (2) (c) (intro.) After receiving the report or written statement from the office under s. 601.423 (2), the chief clerk of the house in which the bill or amendment is introduced or offered shall ensure all of the following:

**SECTION 6.** 13.0966 (2) (c) 1. of the statutes is amended to read:

13.0966 (2) (c) 1. The report or written statement prepared under ~~this section shall be s. 601.423~~ is printed as an appendix to the bill and ~~shall be~~ distributed in the same manner as amendments.

**SECTION 7.** 13.0966 (2) (c) 2. of the statutes is amended to read:

13.0966 (2) (c) 2. The report or written statement ~~shall be~~ is distributed, and is made available to the public, before any vote is taken on the bill by either house of the legislature if the bill is not referred to a standing commit-

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

tee, or before any public hearing is held before any standing committee or, if no public hearing is held, before any vote is taken by the committee. No bill requiring a report under s. 601.423 may receive a hearing or be voted on by either house or by a standing committee and no amendment requiring a report under s. 601.423 may be adopted by either house or recommended by a standing committee before the report or statement on the bill or amendment is distributed under this subdivision.

**SECTION 8.** 601.423 (1) (bm) of the statutes is amended to read:

601.423 (1) (bm) Requires a particular benefit design or imposes conditions on cost sharing under an insurance policy, plan, or contract for the treatment of a particular disease, condition, or other health care need, for a particular type of health care treatment or service, or for the provision of equipment, supplies, or drugs used in connection with a health care treatment or service.

**SECTION 9.** 601.423 (2) of the statutes is renumbered 601.423 (2) (a) and amended to read:

601.423 (2) (a) ~~The commissioner~~ Subject to par. (b), the office shall, ~~in the manner provided under s. 13.0966,~~ submit a report on the social and financial impact of any

health insurance mandate contained in any bill or amendment affecting an insurance policy, plan, or contract, or, if the office decides not to submit a report, a written statement explaining the reason for not preparing the report, to the ~~presiding officer~~ chief clerk of that the house of the legislature in which the bill or amendment is introduced or offered.

**SECTION 10.** 601.423 (2) (b) of the statutes is created to read:

601.423 (2) (b) 1. The office shall submit the report or written statement for a bill within 10 working days after receiving the copy of the bill from the legislative reference bureau under s. 13.0966 (2) (b).

2. The office shall submit the report or written statement within 10 working days after receiving a copy of the amendment from the legislative reference bureau under s. 13.0966 (2) (b). The office is not required to prepare or submit a report or written statement for an amendment if, by the end of the next business day after receiving a copy of the amendment from the legislative reference bureau, the amendment has failed adoption or failed to be reported out of committee.