

---

# Wisconsin Legislative Council

## AMENDMENT MEMO

---



**Memo published:** February 26, 2020

**Contact:** Steve McCarthy, Staff Attorney

**2019 Assembly Bill 819**

**Assembly  
Amendment 1**

### **2019 ASSEMBLY BILL 819**

2019 Assembly Bill 819 creates a new subchapter of the statutes, relating to protecting information shared by Wisconsin residents with Wisconsin-licensed insurers, based on a model act developed by the National Association of Insurance Commissioners.

The bill generally requires a licensed insurer to: conduct a risk assessment; develop an information security program; develop an incident response plan; exercise due diligence when selecting third-party providers; and conduct an investigation and notify the Office of the Commissioner of Insurance (OCI) if a cybersecurity event occurs.

The bill exempts certain smaller insurers, but authorizes OCI to override that exemption in certain circumstances. The bill also specifically exempts insurers subject to data security requirements under the federal Health Insurance Portability and Accountability Act.

### **ASSEMBLY AMENDMENT 1**

Assembly Amendment 1 adds a specific exemption from the bill's requirements for insurers subject to data security regulations under the Gramm-Leach-Bliley Act, a federal act that regulates depository institutions.

### **BILL HISTORY**

Representatives Petersen, Neylon, and Duchow introduced 2019 Assembly Bill 819 on January 29, 2020. Representative Petersen offered Assembly Amendment 1 on February 10, 2020, following a public hearing on the bill. On February 13, 2020, the Assembly Committee on Science and Technology voted to recommend adoption of the amendment on a vote of Ayes, 5; Noes, 0. On the same day, the committee voted to recommend passage of the bill, as amended, on a vote of Ayes, 8; Noes, 0. On February 18, 2020, the Assembly adopted the amendment and passed the bill, as amended, on voice votes.

SM:ty