

State of Wisconsin



2015 Assembly Bill 543

Date of enactment: **March 30, 2016**

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2015 WISCONSIN ACT 288

AN ACT *to renumber* 601.423 (1) (a), 601.423 (1) (b), 601.423 (1) (c) and 601.423 (1) (d); *to amend* 601.423 (1) (intro.), 601.423 (2), 601.423 (3) (a) (intro.) and 601.423 (3) (b) (intro.); and *to create* 13.0966, 601.423 (1) (bm) and 601.423 (1) (cm) of the statutes; **relating to:** social and financial impact reports.

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

SECTION 1. 13.0966 of the statutes is created to read:

13.0966 Review of bills or amendments establishing health insurance mandates. (1) **DEFINITIONS.** In this section:

(a) "Bill," except as otherwise provided, includes an amendment.

(b) "Office" means the office of the commissioner of insurance.

(2) **REPORT ON BILLS ESTABLISHING HEALTH INSURANCE MANDATES.** (a) Any bill that requires a report by the office under s. 601.423 shall have that requirement noted on its jacket when the jacket is prepared.

(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. 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. 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.

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

2. The report or written statement shall be distributed, and 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 committee, 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.

SECTION 2. 601.423 (1) (intro.) of the statutes is amended to read:

601.423 (1) **DEFINITION.** (intro.) In this section, "health insurance mandate" means a statute of this state ~~which requires~~ that does any of the following:

(am) Requires an insurance policy, plan, or contract to do any of the following:

SECTION 3. 601.423 (1) (a) of the statutes is renumbered 601.423 (1) (am) 1.

SECTION 4. 601.423 (1) (b) of the statutes is renumbered 601.423 (1) (am) 2.

SECTION 5. 601.423 (1) (bm) of the statutes is created to read:

601.423 (1) (bm) Requires a particular benefit design 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

* 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."

service, or for the provision of equipment, supplies, or drugs used in connection with a health care treatment or service.

SECTION 6. 601.423 (1) (c) of the statutes is renumbered 601.423 (1) (am) 3.

SECTION 7. 601.423 (1) (cm) of the statutes is created to read:

601.423 (1) (cm) Imposes limits or conditions on a contract between an insurer and a health care provider, as defined in s. 146.81 (1).

SECTION 8. 601.423 (1) (d) of the statutes is renumbered 601.423 (1) (am) 4.

SECTION 9. 601.423 (2) of the statutes is amended to read:

601.423 (2) PREPARATION OF REPORT. The commissioner 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 a written statement explaining the reason for not preparing the report, to the presiding officer of that house of the legislature in which the bill or amendment is introduced. ~~At the discretion of the presiding officer, any such report may be printed and distributed as are amendments.~~

SECTION 10. 601.423 (3) (a) (intro.) of the statutes is amended to read:

601.423 (3) (a) *Social impact factors.* (intro.) Any report prepared under sub. (2) shall assess to the extent possible all of the following social impact factors ~~which~~ that are relevant to the type of health insurance mandate created, expanded, or continued by the bill or amendment:

SECTION 11. 601.423 (3) (b) (intro.) of the statutes is amended to read:

601.423 (3) (b) *Financial impact factors.* (intro.) Any report prepared under sub. (2) shall assess to the extent possible all of the following financial impact factors ~~which~~ that are relevant to the type of health insurance mandate created, expanded, or continued by the bill or amendment:

SECTION 12. Initial applicability.

(1) NOTATION ON JACKET THAT REPORT REQUIRED. The treatment of section 13.0966 (2) (a) of the statutes first applies to bills and amendments that are jacketed on the effective date of this subsection.

(2) PROCEDURE FOR REPORT PREPARATION. The treatment of sections 13.0966 (2) (b) and (c) and 601.423 (1) (intro.), (a), (b), (bm), (c), (cm), and (d), (2), and (3) (a) (intro.) and (b) (intro.) of the statutes first applies to bills and amendments that are introduced on the effective date of this subsection.