
Wisconsin Legislative Council

AMENDMENT MEMO



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2019 Assembly Bill 26

**Assembly
Amendment 2**

2019 ASSEMBLY BILL 26

Assembly Bill 26 defines a “direct primary care agreement” and states that Wisconsin’s insurance laws (chs. 600 to 655, Stats.) do not apply to any valid direct primary care agreement. Under the bill, a direct primary care agreement is a written agreement between a health care provider and a potential patient (or his or her employer) that requires the health care provider to provide specified primary care services in exchange for a subscription fee.

Under the bill, in selecting patients with whom to enter into a direct primary care agreement, a health care provider may not discriminate on the basis of age, citizenship status, color, disability, gender or gender identity, genetic information, health status, existence of a preexisting medical condition, national origin, race, religion, sex, sexual orientation, or any other protected class.

ASSEMBLY AMENDMENT 2

Assembly Amendment 2 replaces the language relating to discrimination in patient selection with a provision prohibiting discrimination on any basis specified in s. 51.90, Stats., which are age, race, creed, color, sex, or handicap. Additionally, under the amendment, a health care provider may not discriminate on the basis of the existence of a preexisting medical condition or health status, except that a health care provider is not required to enter into an agreement with a patient whose medical condition is such that the health care provider is unable to provide the appropriate level and type of health care services to the patient.

BILL HISTORY

Assembly Amendment 2 was offered by Representative Sanfelippo on January 21, 2020. The amendment was adopted on that same date by the Assembly by a vote of Ayes, 61; and Noes, 36.

PH:jal