



2013 SENATE BILL 524

January 27, 2014 – Introduced by Senators LASEE, SCHULTZ and OLSEN, cosponsored by Representatives NYGREN, MARKLEIN, BALLWEG, BIES, STRACHOTA, KAHL and BERNIER. Referred to Committee on Insurance and Housing.

1 **AN ACT** *to amend* 632.975 (2) (d); and *to create* 424.301 (6) and 424.401 (6) of
2 the statutes; **relating to:** portable electronics insurance.

Analysis by the Legislative Reference Bureau

Current law establishes criteria for selling and offering portable electronics insurance and imposes certain requirements and restrictions relating to the sale of portable electronics insurance. Portable electronics insurance is insurance providing coverage for the repair or replacement of portable electronics that may provide coverage for a portable electronic device against loss, theft, inoperability due to mechanical failure, malfunction, or damage, but portable electronics insurance does not include a service contract or extended warranty. A vendor of portable electronics may sell or offer to its customers coverage under a policy of portable electronics insurance issued by an insurer to the vendor and may bill and collect from its customers charges for the portable electronics insurance coverage. The vendor must make available for customers a brochure or other written material that contains certain disclosures, including that a customer is not required to enroll in portable electronics insurance as a condition of purchasing or leasing a portable electronics device and that an enrolled customer may cancel coverage at any time and receive a refund of any unearned premium.

Also under current law, the Wisconsin Consumer Act (WCA) imposes certain requirements and restrictions on creditors that contract for insurance coverage in connection with a consumer credit transaction. With a limited exception, a creditor may not contract for or receive a separate charge for insurance against loss of or damage to property unless the amount financed, exclusive of charges for the

