

CHAPTER 299

To amend 200.26 (1) and (2) (a) and (c), 204.31 (6) and 209.04 (11) (intro. par.); and to create 201.44 (1a) of the statutes, relating to plans of dental care, cancellation of accident and sickness policies, and the solicitation and writing of insurance, and providing a penalty.

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

SECTION 1. 200.26 (1) and (2) (a) and (c) of the statutes are amended to read:

200.26 (1) As used in this section unless the context clearly implies otherwise: "Organization" means any society, organization or corporation, operating a plan of sickness care as permitted by ch. 148, * * * hospital service as permitted by s. 182.032, or a plan of dental care as permitted by s. 152.53; but when any such plan is operated by any division or agency of any such society, organization or corporation then the term "organization" means only such division or agency.

(2) (a) A written declaration defining the organization and structure and area of operation of each existing or proposed plan for sickness care as permitted by ch. 148, * * * hospital service as permitted by s. 182.032, or for dental care as permitted by s. 152.53, and any amendments thereto.

(c) Each form of contract or contractual agreement executed or proposed to be executed by and between the organization and any physicians, dentists, hospital, public party or others embodying the terms under which sickness care as permitted by ch. 148 * * *, hospital service as permitted by s. 182.032, or dental care as permitted by s. 152.53 is to be furnished to subscribers to the plan.

SECTION 2. 201.44 (1a) of the statutes is created to read:

201.44 (1a) An agent may not regularly or frequently solicit insurance on behalf of or for placement in an insurance company without being so licensed to solicit insurance for that company. No company shall issue any such insurance solicited as herein described.

SECTION 3. 204.31 (6) of the statutes is amended to read:

204.31 (6) If any such policy contains a provision establishing, as an age limit or otherwise, a date after which the coverage provided by the policy will not be effective, and if such date falls within a period for which premium is accepted by the insurer or if the insurer accepts a premium after such date, the coverage provided by the policy will continue in force subject to any right of cancellation by the insured until the end of the period for which premium has been accepted. * * * If the age of the insured has been misstated and if, according to the correct age of the insured, the coverage provided by the policy would not have become effective, or would have ceased prior to the acceptance of such premium * * *, then the liability of the insurer shall be limited to the refund, upon request, of all premiums paid for the period not covered by the policy.

SECTION 4. 209.04 (11) (intro. par.) of the statutes is amended to read:

209.04 (11) (intro. par.) NONPROFIT SICKNESS CARE, HOSPITAL SERVICE AND DENTAL CARE PLANS. For the purpose of regulating agents of nonprofit sickness care plans as organized under ch. 148 * * *, hospital service plans as organized under s. 182.032 or dental care plans as organized under s. 152.53:

Approved August 29, 1963.