

1999 DRAFTING REQUEST

Bill

Received: 10/30/98

Received By: kahlepj

Wanted: As time permits

Identical to LRB: 97-1067/1

For: Marlin Schneider (608) 266-0215

By/Representing: himself

This file may be shown to any legislator: NO

Drafter: kahlepj

May Contact:

Alt. Drafters:

Subject: Insurance - miscellaneous

Extra Copies:

Topic:

Requiring insurers to disclose personally identifying information

Instructions:

See Attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	kahlepj 10/30/98	wjackson 11/17/98		_____			
/1			ismith 11/17/98	_____	lrb-docadmin 11/17/98	lrb-docadmin 11/20/98	

FE Sent For:

Not Needed

<END>

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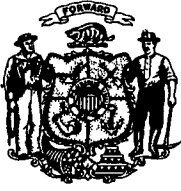
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I?	kahlepj	1-11-16 King	IS 11/17	IS/JF 11/17			

FE Sent For:

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1999 Buc ^{CARS}

1997 ASSEMBLY BILL 228

WPO:
printw/line #'s

March 27, 1997 - Introduced by Representatives SCHNEIDER, R. YOUNG, NOTESTEIN, ZIEGELBAUER, RYBA, GRONEMUS, KREUSER, BOYLE, SERATTI and R. POTTER.
Referred to Joint committee on Information Policy

regenerate

by insurers and intermediaries

AN ACT to create 628.385 of the statutes; **relating to:** disclosure of identifying information.

identifying

Analysis by the Legislative Reference Bureau

This bill requires an insurance agent to disclose to any person who applies for insurance, both orally and in writing, any information ~~that identifies~~ the person that the agent has provided to or received from a national or statewide data base. The bill also requires an insurer to disclose to each insured ^{(3) SET} under each policy issued by the insurer, in writing annually or at renewal if renewal is on an annual basis or more often, any information ~~that identifies~~ the insured that the insurer has provided to or received from a national or statewide data base.

For further information see the ~~state and local~~ fiscal estimate which will be printed as an appendix to this bill.

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

SECTION 1. 628.385 of the statutes is created to read:

628.385 Disclosure of identifying information required. (1) In this

section:

(a) "Computer system" has the meaning given in s. 943.70 (1) (e).

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ASSEMBLY BILL 228

SECTION 1

(b) "Data" has the meaning given in s. 943.70 (1) (f).

(c) "Data base" means a collection of data stored in a computer system in a common format.

(d) "National or statewide data base" means a data base from which multiple insurers or multiple intermediaries may receive personally identifiable information about individuals in one or more states.

(e) "Personally identifiable information" has the meaning given in s. 19.62 (5).

a - ~~(1m)~~ An intermediary shall disclose to an applicant for insurance any personally identifiable information about the applicant that the intermediary has provided to or received from a national or statewide data base. The disclosure required under this subsection shall be provided both orally and in writing at the time of application, regardless of whether insurance coverage is provided or denied to the applicant.

3 ~~(1m)~~ An insurer shall disclose to each insured under each insurance policy written by the insurer any personally identifiable information about the insured that the insurer has provided to or received from a national or statewide data base since the last time disclosure was provided to the insured under this section. The disclosure required under this subsection shall be provided in writing annually, or at renewal if the policy period is one year or less.

(END)

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**SUBMITTAL
FORM**

LEGISLATIVE REFERENCE BUREAU
Legal Section Telephone: 266-3561
5th Floor, 100 N. Hamilton Street

The attached draft is submitted for your inspection. Please check each part carefully, proofread each word, and **sign** on the appropriate line(s) below.

Date: 1/17/98

To: Representative Schneider

Relating to LRB drafting number: LRB-0695


Topic

Requiring insurers to disclose personally identifying information

Subject(s)

Insurance - miscellaneous

1. **JACKET** the draft for introduction _____



in the **Senate** OR the **Assembly** (check only one). Only the requester under whose name the drafting request is entered in the **LRB's** drafting records may authorize the draft to be submitted. Please allow one day for the preparation of the required copies.

2. **REDRAFT.** See the changes indicated or attached _____

A revised draft will be submitted for your approval with changes incorporated.

3. Obtain **FISCAL ESTIMATE NOW**, prior to introduction _____

If the analysis indicates that a fiscal estimate is required because the proposal makes an appropriation or increases or decreases existing appropriations or state or general local government fiscal liability or revenues, you have the **option to** request the fiscal estimate prior to introduction. If you choose to introduce the proposal without the fiscal estimate, the fiscal estimate will be requested automatically upon introduction. It takes about 10 days to obtain a fiscal estimate. Requesting the fiscal estimate prior to introduction retains your flexibility for possible redrafting of the proposal.

If you have any questions regarding the above procedures, please call 266-3561. If you have any questions relating to the attached draft, please feel free to call me.

Pamela J. Kahler, Senior Legislative Attorney
Telephone: (608) 266-2682