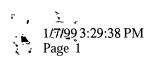
#### Bill

Received: 11/2/98  Wanted: As time permits  For: Marlin Schneider (608) 266-0215  This file may be shown to any legislator: NO  May Contact:  Subject: Health - miscellaneous					Received By: yacketa  Identical to LRB:			
					By/Representing:	himself		
					Drafter: yacketa			
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Bill

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Bill

Received: 11/2/98 Received By: yacketa

Identical to LRB: Wanted: **As time permits** 

By/Representing: himself For: Marlin Schneider (608) 266-0215

Drafter: yacketa This file may be shown to any legislator: NO

Alt. Drafters: May Contact:

Extra Copies: DAK Subject: **Health - miscellaneous** 

**Topic:** 

social security numbers as medical identifiers

**Instructions:** 

See Attached; see file from 97-1320

**Drafting History:** 

FE Sent For:

Required **Jacketed** Proofed **Submitted** Vers. **Drafted** Reviewed **Typed** 

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<END>

Bill

Received	: <b>11/2/98</b>				Received By: ya	cketa		
Wanted: As time permits				Identical to LRB:				
For: Marlin Schneider (608) 266-0215					By/Representing: himself			
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LRB's: Lost sessions diafter

1290/1 10 K Prohibit use of social security number in telecommunications industry

1533/ KS N Ban use of SSN by credit bureaus

1320/ TAY Prohib'tise of SSN as health care identifier

1291 JTK Prohibitaccess to SSN's in public records

1532/ KGH Ban businesses from using SSN's in credit applications

2672/1 JTIC Information technology functions of DOA transferred to Joint Committee on Info Policy

2915/ Criminal use of medical records

291641 Extertion using medical records—

4889/1 JT/ Privacy Impact Statements

5120 PIDAK Immunigation of persons against authory





State of Misconsin 1999 - 2000 LEGISLATURE

LRB-0703/PI TAY PGTEKMG RMP

#### PRELIMINARY II RAFT - NOT READY FOR INTRODUCTION

AN ACT ...; relating to

use of social security numbers as medical identifiers,

#### Analysis by the Legislative Reference Bureau

This is a **preliminar** draft. An analysis will be provided in a later version.

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

**SECTION 1. 146.83:** If the statutes is created to read:

provider may not assign to any patient an identification number that is identical to or incorporates the patien is social security number. This section does not prohibit the health care provider from requiring a patient to disclose his or her social security number, or from using a patient's social security number if that use is required by a federal or state agency in order for the patient to participate in a particular program.

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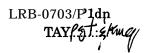
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(END)

# DRAFTER'S NOTE FROMTHE LEGISLATIVE REFERENCE BUREAU



#### Representative Schneider:

Your instructions for this draft were very vague so I am not at all certain that I've effected your intent. The language for the created section in this draft is cribbed from s. 36.11 (35). If it is not what you intended, please give me more specific instructions. It may be useful to include examples of the type of problem you are trying to address through this legislation. I would be happy to meet with you to discuss the draft if you would like.

Tina A. Yacker Legislative Attorney 261-6927



# DRAFTER'S NOTE FROMTHE LEGISLATIVE REFERENCE BUREAU

LRB-0703/P1dn TAY:pgt&kmg:jf

January 7, 1999

#### Representative Schneider:

Your instructions for this draft were very vague, so I am not at all certain that I've effected your intent. The language for the created section in this draft is cribbed from s. 36.11 (35). If it is not what you intended, please give me more specific instructions. It may be useful to include examples of the type of problem that you are trying to address through this legislation. I would be happy to meet with you to discuss the draft if you would like.

Tina A. Yacker Legislative Attorney 261-6927

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# State of Misconsin 1999 - 2000 LEGISLATURE

LRB-0703/IM / (
TAY pet&kmg:jf

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1999 BILL

MPO = PLEASE

MAKE CHANGE

ON REQUEST

Sheet.

gen.cat.

AN ACT to create 146.833 of the statues; relating to: use of social security numbers as medical identifiers.

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Analysis by the Legislative Reference Bureau
This is a preliminary draft. An analysis will be provided in a later version?

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

**SECTION 1. 146.83** of the statutes is created to read:

provider may not assign to any patient an identification number that is identical to or incorporates the patient's social security number. This section does not prohibit the health care provider from requiring a patient to disclose his or her social security number, or from using a patient's social security number if that use is required by a federal or state agency in order for the patient to participate in a particular program.

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1999-2000 DRAFTING INSERT FROM THE

LRB-0703/P1ins

LEGISLATIVE REFERENCE BUREAU

[insert anal]

This bill prohibits a health care provider or a health insurer from assigning to any patient or insured or enrollee an identification number that is identical to or that incorporates the patient's or the insured's or enrollee's social security number. However, under the bill, a health care provider or health insurer is not prohibited from requiring that the patient or insured or enrollee disclose his or her social security number or from using that number if a federal or state agency requires use of the number in order for the patient or insured or enrollee to participate in a particular program.

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

#### 1999–2000 DRAFTING INSERT FROMTHE LEGISLATIVE REFERENCE BUREAU

LRB-0703/1ins Y:pgt&kmg:jf

INSERT 1-10

SECTION 1. 610.75 of the statutes is created to read:

**610.75** Use of social security numbers prohibited. (1) In this section, "health care plan" has the meaning given in s. 628.36 (2) (a) 1.

(2) An insurer that provides coverage under a health care plan may not assign to any insured or enrollee under the health care plan an identification number that is identical with or that incorporates the insured's or enrollee's social security number. This section does not prohibit such an insurer from requiring an insured or enrollee to disclose his or her social security number, or from using an insured's or enrollee's social security number if that use is required by a federal or state agency in order for the insured or enrollee to participate in a particular program.

SECTION 2. 632.725 (2) (d) of the statutes is amended to read:

632.725 (2) (d) Establish In conformity with the requirements under ss. 146.833 and 610.75, establish a uniform statewide patient identification system in which each individual who receives health care services in this state is assigned an identification number. The standardized billing format established under par. (a) and the standardized claim format established under par. (b) shall provide for the designation of an individual's patient identification number.

History: 1991 a. 250, 1995 a. 27 s. 9126 (19).

**(END OF INSERT** 1-10)

[and of inserts]

# **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.

<b>Date:</b> 2/1 6/99	To: Representative Schneider			
	Relating to LRB drafting number: LRB-0703			
Topic Social security numbers as medical identifiers				
Subject(s) Health - miscellaneous	0			
1. <b>JACKET</b> the draft for introduction	8			
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 attach	ed			
A revised draft will be submitted for your approv	ral with changes incorporated.			
3. Obtain <b>FISCAL ESTIMATE NOW</b> , prior to in	troduction			
If the analysis indicates that a fiscal estimate is re	equired 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	e, the fiscal estimate will be requested automatically upon			
introduction. It takes about 10 days to obtain a fis	scal estimate. Requesting the fiscal estimate prior to			
introduction retains your flexibility for possible re	edrafting of the proposal.			
If you have any questions regarding the above proce	edures, please call 266-3561. If you have any questions			
relating to the attached draft, please feel free to call	me.			

Tina A. Yacker, Legislative Attorney Telephone: (608) 261-6927