1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA(LRBs0139/1)-AB518)

Received: 10/18/1999		•		Received By: kah	ılepj	
Wanted: Soon	•			Identical to LRB:		
For: Sheldon Wasserm	an (608) 266-	7671		By/Representing:	Joe Hoey	
This file may be shown	to any legislato	or: NO		Drafter: kahlepj		
May Contact:				Alt. Drafters:	nelsorp1	
Subject: Insuran	ce - health			Extra Copies:		
Pre Topic:						
No specific pre topic giv	en/en					
Topic:						
Right to sue						
Instructions:						
See Attached						
Drafting History:						<u> </u>
Vers. <u>Drafted</u>	Reviewed	Typed	Proofed	Submitted	Jacketed	Required
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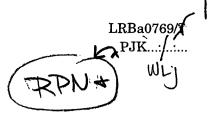
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State of Misconsin 1999 - 2000 LEGISLATURE



PRELIMINARY DRAFT NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT,

TO ASSEMBLY SUBSTITUTE AMENDMENT (LRBs0139/1),

TO 1999 ASSEMBLY BILL 518



10

1	At the locations indicated, amend the substitute amendment as follows:
2	$\stackrel{\textstyle \sqrt{}}{\bf 1.}$ Page 1, line 8: after "plans" insert ", suing managed care plans".
3	2. Page 4, line 11: after that line insert:
4	"SECTION 17m. 609.39 of the statutes is created to read:
5	609.39 Right to sue. A person may bring an action in tort against a managed
6	care plan for a bad faith denial of coverage.
7	SECTION 17n. 609.39 of the statutes, as created by 1999 Wisconsin Act (this
8	act), is amended to read:
9	609.39 Right to sue. A person may bring an action in tort against a managed

care plan for a bad faith denial of coverage, unless the person has requested and

9

1	received an independent review of the managed care plan's denial of coverage, as
2	provided under s. 632.835.".
3	√ 3. Page 16, line 9: after that line insert:
4	"SECTION 21m. Initial applicability.
5	(1) LAWSUITS AGAINST MANAGED CARE PLANS. The creation of section 609.39 of the
6	statutes first applies to claims arising on the effective date of this subsection.".
7	$\sqrt[4]{4}$. Page 16, line 16: delete "takes" and substitute "and the amendment of
8	section 609.39 of the statutes take".

(END)

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right to sue managed care plans to
the Colombia Record substitute
amendment to the external review
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DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

October 19, 1999

This amendment adds the right to sue managed care plans to the substitute amendment to the external review bill.

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