

2001 DRAFTING REQUEST

Bill

Received: 11/01/2000

Received By: kahlepj

Wanted: As time permits

Identical to LRB:

For: Marlin Schneider (608) 266-0215

By/Representing: his office

This file may be shown to any legislator: NO

Drafter: kahlepj

May Contact:

Alt. Drafters:

Subject: Insurance - miscellaneous

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Require 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 11/01/2000			_____			
/1		gilfokm 11/03/2000	kfollet 11/01/2000	_____	lrb_docadmin 11/03/2000	lrb_docadmin 01/17/2001	
			pgreensl 11/03/2000	_____			

FE Sent For:

<END>

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1?	kahlepj	11-11/3 KMG	POJ 11/3	POJ/RS 11/3			

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<END>

Redraft 99-0695/1

99 AB 26



State of Wisconsin
1999 - 2000 LEGISLATURE

LRB-0695/1

PJK:Wj&Kmg:ijs

08/16/1
King

1999 ASSEMBLY BILL 26

soon

January 14, 1999 - Introduced by Representatives SCHNEIDER, MUSSER, BOYLE and RYBA. Referred to Committee on Judiciary and Personal Privacy.

regenerative

1 AN ACT to create ~~628.385~~ of the statutes; relating to: disclosure by insurers and
2 intermediaries of identifying information.

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 identifying the person that the agent has provided to or received from a national or statewide database. The bill also requires an insurer to disclose to each insured 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 identifying the insured that the insurer has provided to or received from a national or statewide database.

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

3 SECTION 1. ~~628.385~~ ^{610.75} of the statutes is created to read:
4 ~~628.385~~ ^{610.75} Disclosure of identifying information required. (1) In this
5 section:
6 (a) "Computer system" has the meaning given in s. 943.70 (1) (e).
7 (b) "Data" has the meaning given in s. 943.70 (1) (f).

ASSEMBLY BILL 26

SECTION 1

1 (c) "Data^{base}" means a collection of data stored in a computer system in a
2 common format.

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

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

7 (2) An intermediary shall disclose to an applicant for insurance any personally
8 identifiable information about the applicant that the intermediary has provided to
9 or received from a national or statewide data^{base}. The disclosure required under
10 this subsection shall be provided both orally and in writing at the time of application,
11 regardless of whether insurance coverage is provided or denied to the applicant.

12 (3) An insurer shall disclose to each insured under each insurance policy
13 written by the insurer any personally identifiable information about the insured that
14 the insurer has provided to or received from a national or statewide data^{base} since
15 the last time disclosure was provided to the insured under this section. The
16 disclosure required under this subsection shall be provided in writing annually, or

17 ~~at renewal~~ if the policy period is one year or less. → at renewal of the policy

18 (END)



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

STEPHEN R. MILLEH
CHIEF

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

November 3, 2000

MEMORANDUM

*OK include
Privacy
Package*

To: Representative Schneider

From: Pamela J. Kahler, Senior Legislative Attorney

Re: LRB-0876 Require insurers to disclose personally identifying information

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

3 JACKET FOR ASSEMBLY _____ JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 266-2682 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266 3561 if you have any questions regarding this memorandum.