

**2001 DRAFTING REQUEST**

**Bill**

Received: **02/14/2001**

Received By: **kahlepj**

Wanted: **As time permits**

Identical to LRB:

For: **Sheldon Wasserman (608) 266-7671**

By/Representing: **Joe Hoey**

This file may be shown to any legislator: **NO**

Drafter: **kahlepj**

May Contact:

Addl. Drafters:

Subject: **Insurance - miscellaneous**

Extra Copies:

Submit via email: **NO**

Requester's email:

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**Pre Topic:**

No specific pre topic given

---

**Topic:**

Prohibit insurers from using social security numbers as or in identifiers

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**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 02/20/2001	jdyer 02/20/2001		_____			
/1			jfrantze 02/22/2001	_____	lrb_docadmin 02/22/2001		
/2	kahlepj	jdyer	pgreensl	_____	gretskl		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	03/30/2001	04/02/2001	04/02/2001	_____	04/02/2001		
/3	kahlepj 04/04/2001	jdye 04/04/2001	martykr 04/04/2001	_____	lrb_docadmin 04/04/2001	lrb_docadmin 05/18/2001	

FE Sent For:

<END>

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/2	kahlepj	jdyer 13 4/4 jld	pgreensl Km 4/4	_____	gretskl		

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/?	kahlepj 02/20/2001	jdyer 02/20/2001		<del>4/8</del>			
/1		1/2 <sup>24</sup> 1/2 jld	jfrantze 02/22/2001	PSJ <del>cmh</del>	lrb_docadmin 02/22/2001		
FE Sent For:			4/8 PG				<END>

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1/?	kahlepj	1 2/20 jld	2/21/22	2/22	2/22		

FE Sent For:

<END>



2-13 | for Wasserman by Joe Hoey (Hyphora)

bill request to prohibit insurers

from using social security

numbers as, or as any part of

an identifier (of an insured?)



Jld

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D-note

for any insurance-related purpose

gen cat

1 AN ACT relating to: prohibiting an insurer from using social security numbers  
2 as personal identifiers.

*Analysis by the Legislative Reference Bureau*

This bill prohibits an insurer from using an individual's social security number as a personal identifier, or as part of a personal identifier, ~~for~~ the individual. Current law does not address use by an insurer of an individual's social security number for any purpose.

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

3 SECTION 1. 610.65 of the statutes is created to read:

4 610.65 Prohibition on use of social security number. An insurer may not  
5 use an individual's social security number as a personal identifier, or as part of a  
6 personal identifier, ~~for~~ the individual.

7 (END)

for any insurance-related purpose

D-note

DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-25077/dn

PJK.....

Jld

the individuals

1. This draft is generally worded so that the individuals for whom the prohibition applies are not limited in any way. Would you prefer that ~~they~~ be limited to insureds of the insurer?

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: pam.kahler@legis.state.wi.us

Note that the requirement applies only to insurers.  
2. Do you want this requirement also to apply to self-insured health plans of the state and municipalities? Do you want it to apply to HIRSP? <sup>TO</sup> Sickness care plans operated by cooperative associations?

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-2507/1dn  
PJK:jld:jf

February 22, 2001

1. This draft is generally worded so that the individuals for whom the prohibition applies are not limited in any way. Would you prefer that the individuals be limited to insureds of the insurer?
2. Note that the requirement applies only to insurers. Do you want this requirement also to apply to self-insured health plans of the state and municipalities? Do you want it to apply to HIRSP? To sickness care plans operated by cooperative associations?

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: [pam.kahler@legis.state.wi.us](mailto:pam.kahler@legis.state.wi.us)

3-30

Jettison \* LRB 2507

Make the prohibition apply as broadly as possible → self-insureds that we can regulate, HIRSP, etc.



*r m is run*

2001 BILL

*D-note*

*insurers, risk sharing plans, and certain self-insured plans*

*Regen*

1 AN ACT to create 610.65 of the statutes; relating to: prohibiting ~~insurers~~ from  
2 using social security numbers as personal identifiers.

*Analysis by the Legislative Reference Bureau*

This bill prohibits an insurer from using an individual's social security number as a personal identifier, or as part of a personal identifier, of the individual for any insurance-related purpose. Current law does not address use by an insurer of an individual's social security number for any purpose.

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

3 SECTION 1. 610.65<sup>✓</sup> of the statutes is created to read:

*Insert 1-4*

4 610.65 Prohibition on use of social security number. An insurer may not  
5 use, for any insurance-related purpose, an individual's social security number as a  
6 personal identifier, or as part of a personal identifier, of the individual.

7 (END)

*, a risk sharing plan, or any self-insured plan of the state or a city, village, town, or school district*

*D-note*

2001-2002 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRB-2507/2ins  
PJK:jld:jf

*Insert 1-4*

1 *not* (1) In this section, "insurer" means an insurer, as defined in s. 600.03 (27); the state  
2 or a city, village, town, or school district with respect to any self-insured plan; the  
3 health insurance risk-sharing plan under ch. 149; *or* a risk-sharing plan created under  
4 ch. 619.

5 *H* (2) *NO*  
*H*

*(end of ins. 1-4)*

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-2507/2dn  
PJK:jld:jf

I have expanded the applicability of the requirement so that HIRSP, any risk-sharing plans created under ch. 619, and self-insured plans of the state, municipalities, and school districts, regardless of the type of coverage, are specifically covered under the bill. Programs such as Badger Care and Medical Assistance are not included.

Pamela J. Kahler  
Senior Legislative Attorney  
Phone: (608) 266-2682  
E-mail: [pam.kahler@legis.state.wi.us](mailto:pam.kahler@legis.state.wi.us)



**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-2507/2dn  
PJK:jld:pg

April 2, 2001

I have expanded the applicability of the requirement so that HIRSP, any risk-sharing plans created under ch. 619, and self-insured plans of the state, municipalities, and school districts, regardless of the type of coverage, are specifically covered under the bill. Programs such as BadgerCare and Medical Assistance are not included.

Pamela J. Kahler  
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Phone: (608) 266-2682  
E-mail: [pam.kahler@legis.state.wi.us](mailto:pam.kahler@legis.state.wi.us)



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-2507/3

PJK:jld:pg

nmis run

2001 BILL

SOON  
(4-4)

Regen

1 AN ACT *to create* 610.65 of the statutes; **relating to:** prohibiting insurers,  
2 risk-sharing plans, and certain self-insured plans from using social security  
3 numbers as personal identifiers.

---

*Analysis by the Legislative Reference Bureau*

This bill prohibits an insurer, a risk-sharing plan, or any self-insured plan of the state or a city, village, town, or school district from using an individual's social security number as a personal identifier, or as part of a personal identifier, of the individual for any insurance-related purpose. Current law does not address use by an insurer of an individual's social security number for any purpose.

---

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

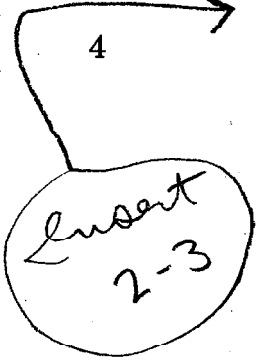
4 SECTION 1. 610.65 of the statutes is created to read:  
5 **610.65 Prohibition on use of social security number.** (1) In this section,  
6 "insurer" means an insurer, as defined in s. 600.03 (27); the state or a city, village,  
7 town, or school district with respect to any self-insured plan; the health insurance  
8 risk-sharing plan under ch. 149; or a risk-sharing plan created under ch. 619.

**BILL**

1           (2) An insurer may not use, for any insurance-related purpose, an individual's  
2           social security number as a personal identifier, or as part of a personal identifier, of  
3           the individual.

4

(END)



2001

*Insert 2-3*

LRB 2507 / 3

Nonstat File Sequence: **FFF**

PJK : \_\_\_\_ : \_\_\_\_

**EFFECTIVE DATE**

1. In the component bar: For the action phrase, execute: ... **create** → **action:** → \*NS: → **effdate**  
For the text, execute: ..... **create** → **text:** → \*NS: → **effdateA**
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed.

**SECTION #**      . **Effective date.**

( #1 ) *Adm* ..... This act takes effect  
 on *the first day of the 13th month beginning after* .....

*publication.*

1. In the component bar: For the action phrase, execute: .. **create** → **action:** → \*NS: → **effdateE**  
For the text, execute: ..... **create** → **text:** → \*NS: → **effdate**
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed.

**SECTION #** \_\_\_\_ . **Effective dates;** .....

..... This act takes effect on the day after publication, except as follows:

( #1 ) ( ) ..... The treatment of  
 sections .....  
 of the statutes takes effect on .....

1. In the component bar: For the budget action phrase, execute:.. **create** → **action:** → \*NS: → **94XX**  
For the text, execute: ..... **create** → **text:** → \*NS: → **effdate**
2. Nonstatutory subunits are numbered automatically. Fill in the SECTION # or subsection # only if a "frozen" number is needed. Below, for the budget, fill in the **9400** department code.

**SECTION 94** \_\_\_\_ . **Effective dates;** .....

( #1 ) ( ) ..... The treatment of  
 sections .....  
 of the statutes takes effect on .....

*(end of ins. 2-3)*



# State of Wisconsin

## LEGISLATIVE REFERENCE BUREAU

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

STEPHEN R. MILLER  
CHIEF

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

April 4, 2001

### MEMORANDUM

To: Representative Wasserman

From: Pamela J. Kahler, Senior Legislative Attorney

Re: LRB-2507/3 Prohibit insurers from using social security numbers as or in identifiers

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.

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.