



WISCONSIN LEGISLATIVE COUNCIL ACT MEMO

2003 Wisconsin Act 111 [2003 Assembly Bill 487]	Patients Compensation Fund
2003 Acts: www.legis.state.wi.us/2003/data/acts/	Act Memos: www.legis.state.wi.us/lc/act_memo/act_memo.htm

Current law requires certain health care providers to carry health care liability (medical malpractice) insurance up to certain liability limits. These health care providers also are required to pay assessments to the Patients Compensation Fund (PCF), and, in general, the PCF pays medical malpractice claims that exceed these limits. In addition to the assessments, the PCF also earns investment income.

2003 Wisconsin Act 111 does the following:

1. Changes the name of the PCF to the “Injured Patients and Families Compensation Fund” (IPFCF).
2. Specifies that the IPFCF is established to curb the rising costs of health care by financing part of the liability incurred by health care providers as a result of medical malpractice claims and to ensure that proper claims are satisfied.
3. Specifies that the IPFCF, including any net worth of the IPFCF, is held in “irrevocable trust” for the sole benefit of health care providers “participating in the fund” and proper claimants. The Act specifies that any moneys in the IPFCF may not be used for any other purpose of the state.

Effective Date: January 8, 2004.

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JLK:wu:ksm;jal:rv;wu;tlu

This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents.