DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB−3240/P3dn
DAK:cs:pg

September 12, 2005

To Representative Underheim:

1. I assumed that s. 153.50 (3m), stats., is applicable to the data organization and affected it; is that assumption correct?

2. Please note that I also added the "calculated variable" language requested by the Wisconsin Hospitals Association for s. 153.50 (4) (a) 1. b., stats., to s. 153.50 (4) (a) 1. a. and c., for use by DHFS or the data organization. Okay?

3. Should insurers be added to s. 153.50 (4) (a) 2., stats., to allow them to check accuracy?

4. Should s. 153.50 (4) (b), stats., as affected by this draft, be expanded to cover insurers and administrators? Would doing so pose a problem for the data organization? If so, how would you like for me to modify it?

5. Are s. 153.50 (6) (b) and (e) (intro.), stats., amended as you wish?

6. My conversation with Susan Wood of DHFS on July 11 clarified that DHFS feels that, if the contract with the data organization ends because of dissatisfaction (and another contract is not made with another organization), DHFS should be required to do what is required under current law (i.e., collect health care information from health care providers other than hospitals and ambulatory surgery centers), plus what is required of the data organization under s. 153.05 (1) (c). This instruction has governed my amendments to numerous provisions. Please especially review s. 153.455 (3) and (4), as changed in this draft.

7. I understand that the contract for the date organization is anticipated to be let around January 1, 2007; if that is done, the appropriation expenditures under ss. 20.435 (1) (hg) and (hi) and 20.515 (1) (ut), stats., authorized under this bill will begin to be made at that time, which is within the 2005−07 biennium. Note that s. 20.435 (1) (hg), stats., is a sum certain appropriation, limited to the amounts in the schedule, regardless if the contract fees and physician assessments exceed the amounts in the schedule. Section 20.515 (1) (ut), stats., is also sum a certain appropriation, from a segregated fund, and under this bill has an additional purpose. Are the amounts in the schedule for these appropriations sufficient for the changes effected under the bill, or should they be increased?

8. There appears to be a conflict between ss. 20.515 (1) (ut) and 155.05 (2r). Should DETF be authorized to expend moneys for DHFS' performance under s. 153.455 (4)?

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