

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

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January 31, 2008

Proposed s. 618.29 (5) is a rewording of the provision that allows domestic insurers to request exemptions from state laws that would enable them to offer health care plans that are comparable in plan design to those offered by foreign insurers under the bill. I have provided that the commissioner determines what state laws the exemptions apply to. For that reason, I have not specified any exemptions for domestic insurers under current laws that I have specifically exempted foreign insurers from (see ss. 625.03 (1m) (f) and 635.01 (2), for example). Is this okay?

In proposed s. 618.29 (5), I have also provided that the exemption would be ordered if the commissioner determines (rather than if the insurer believes) that the exemption would make the domestic insurer more competitive. Is this change okay? If not, I can easily change it back to the insurer's belief.

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