



State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

Appendix A

LRB BILL HISTORY RESEARCH APPENDIX

 The drafting file for 2009 LRBs0119/2 (For: Rep. Nygren)

has been copied/added to the drafting file for


2009 LRBs0191 (For: Rep. Nygren)



RESEARCH APPENDIX -

PLEASE KEEP WITH THE DRAFTING FILE

Date Transfer Requested: 11/11/2009 (Per: PJK)

 The attached 2009 draft was incorporated into the new 2009 draft listed above. For research purposes, this cover sheet and the attached drafting file were copied, and added, as an appendix, to the new 2009 drafting file. If introduced this section will be scanned and added, as a separate appendix, to the electronic drafting file folder.

2009 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB369)

Received: **09/10/2009**

Received By: **jkreye**

Wanted: **As time permits**

Identical to LRB:

For: **John Nygren (608) 266-2343**

By/Representing: **waylon**

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

Drafter: **jkreye**

May Contact:

Addl. Drafters: **pkahler**

Subject: **Legislature - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Nygren@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Social and financial impact statements

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>
/?	jkreye 09/10/2009	kfollett 09/10/2009		_____			
/1			mduchek 09/11/2009	_____	cduerst 09/11/2009	cduerst 09/11/2009	
/2	pkahler 09/21/2009	kfollett 09/22/2009	phenry 09/22/2009	_____	lparisi 09/22/2009	lparisi 09/22/2009	

FE Sent For:

<END>

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Received By: jkreye

Wanted: As time permits

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By/Representing: waylon

This file may be shown to any legislator: NO

Drafter: jkreye

May Contact:

Addl. Drafters: pkahler

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Extra Copies:

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/?	jkreye 09/10/2009	kfollett 09/10/2009		_____			
/1		12/16/09 9/22	mduchek 09/11/2009	km 9, 9/22	cduerst 09/11/2009	cduerst 09/11/2009	

FE Sent For:

<END>

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Instructions:

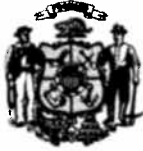
See attached

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>
/?	jkreye	11kf 9/10	JD 9/10	_____ _____			

FE Sent For:

<END>



State of Wisconsin
2009 - 2010 LEGISLATURE

50119/11
LRB-2607/1
PJK&JK:kjfrs
stays

ASA to

2009 ASSEMBLY BILL 369

in 9-10-09
due mon 9-14

August 12, 2009 - Introduced by Representatives NYGREN, BROOKS, KESTELL, KNODL, KRAMER, LEMAITRE, LOTHIAN, NASS, NEWCOMER, A. OTT, PETERSEN, PETROWSKI, PRIDEMORE, SPANBAUER, TOWNSEND, VOS and VUKMIR, cosponsored by Senator SCHULTZ. Referred to Committee on Insurance.

Regen

- 1 AN ACT ~~to amend~~ 601.423 (2), 601.423 (3) (a) (intro.) and 601.423 (3) (b) (intro.);
- 2 and ~~to create~~ 13.0966 of the statutes; **relating to:** social and financial impact
- 3 reports.

Analysis by the Legislative Reference Bureau

Current law requires that, if any bill contains a health insurance mandate affecting an insurance policy, plan, or contract, the Commissioner of Insurance must submit to the presiding officer of the house in which the bill is introduced a report on the social and financial impact of the mandate. Current law provides that the presiding officer may require that the report be printed and distributed as are amendments, but current law does not specify a time by which the report must be submitted. This bill requires that the report be submitted if any amendment, as well as any bill, contains a health insurance mandate. The report is printed as an appendix to the bill or amendment and is distributed to the members of the legislature before any public hearing on the bill or amendment or before any vote is taken on the bill or amendment by either house of the legislature or by a committee.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

ASSEMBLY BILL 369

1 SECTION 1. 13.0966 of the statutes is created to read:

2 13.0966 Review of bills or amendments establishing health insurance

3 mandates. (1) DEFINITIONS. In this section:

4 (a) "Bill" includes an amendment.

5 (b) "Office" means the office of the commissioner of insurance.

6 (2) REPORT ON BILLS ESTABLISHING HEALTH INSURANCE MANDATES. (a) Any bill that
7 requires a report by the office under s. 601.423 shall have that requirement noted on
8 its jacket when the jacket is prepared. When a bill that requires a report under s.
9 601.423 is introduced, the legislative reference bureau shall submit a copy of the bill
10 to the office. *not*

11 (b) Notwithstanding par. (a), the chairperson of a standing committee to which
12 the bill has been referred, the presiding officer of either house of the legislature, or
13 either cochairperson of the joint committee on finance ~~may request a report on a bill~~
14 by the office under s. 601.423 and ^{not} the office shall prepare the report or, if the office
15 decides not to prepare the report, a written statement that explains the reason for
16 not preparing the report. *(b)*

17 (c) The report or written statement prepared under this section shall be printed
18 as an appendix to the bill and shall be distributed in the same manner as
19 amendments. The report or written statement shall be distributed before any vote
20 is taken on the bill by either house of the legislature if the bill is not referred to a
21 standing committee, or before any public hearing is held before any standing
22 committee or, if no public hearing is held, before any vote is taken by the committee.

23 SECTION 2. 601.423 (2) of the statutes is amended to read:

24 601.423 (2) PREPARATION OF REPORT. The commissioner shall submit a report
25 on the social and financial impact of any health insurance mandate, contained in any

ASSEMBLY BILL 369

1 bill or amendment affecting an insurance policy, plan, or contract, to the presiding
 2 officer of that house of the legislature in which the bill or amendment is introduced.
 3 ~~At the discretion of the presiding officer, any such report may be printed and~~
 4 ~~distributed as are amendments as provided under s. 13.0966.~~

5 SECTION 3. 601.423 (3) (a) (intro.) of the statutes is amended to read:

6 601.423 (3) (a) *Social impact factors.* (intro.) Any report prepared under sub.
 7 (2) shall assess to the extent possible all of the following social impact factors ~~which~~
 8 ~~that~~ are relevant to the type of health insurance mandate created, expanded, or
 9 continued by the bill or amendment:

10 SECTION 4. 601.423 (3) (b) (intro.) of the statutes is amended to read:

11 601.423 (3) (b) *Financial impact factors.* (intro.) Any report prepared under
 12 sub. (2) shall assess to the extent possible all of the following financial impact factors
 13 ~~which~~ ~~that~~ are relevant to the type of health insurance mandate created, expanded,
 14 or continued by the bill or amendment:

15 (END)

*except that the commissioner^{er} shall not
 submit a report for any amendment that
 the commissioner^{er} determines does not
 make a substantial change to the bill
 that the amendment amends^s*

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

9-21-09

Waylon by phone

redraft sub to AB 369

- ① if OCI submits written stat instead of report, allow chair to require report instead
- ② remove part about no report for an audit unless that does not make a substantial change
- ③ to alleviate possibility of holding up a bill by introducing audits, take out requirement that vote before report on audit is submitted



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBs0119/2
PJK&JK:kjf:md

other

v misner

ASSEMBLY SUBSTITUTE AMENDMENT,
TO 2009 ASSEMBLY BILL 369

(w 9-21)

Regen

Except as otherwise provided,

1 AN ACT to amend 601.423 (2), 601.423 (3) (a) (intro.) and 601.423 (3) (b) (intro.);
2 and to create 13.0966 of the statutes; relating to: social and financial impact
3 reports.

Insert A →

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

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5 13.0966 Review of bills or amendments establishing health insurance
6 mandates. (1) DEFINITIONS. In this section:

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8 (b) "Office" means the office of the commissioner of insurance.

9 (2) REPORT ON BILLS ESTABLISHING HEALTH INSURANCE MANDATES. (a) Any bill that
10 requires a report by the office under s. 601.423 shall have that requirement noted on
11 its jacket when the jacket is prepared. When a bill that requires a report under s.

1 601.423 is introduced, the legislative reference bureau shall submit a copy of the bill
2 to the office. The office shall prepare the report or, if the office decides not to prepare
3 the report, a written statement that explains the reason for not preparing the report.

4 The report or written statement prepared under this section shall be printed
5 as an appendix to the bill and shall be distributed in the same manner as
6 amendments. The report or written statement shall be distributed before any vote
7 is taken on the bill by either house of the legislature if the bill is not referred to a
8 standing committee, or before any public hearing is held before any standing
9 committee or, if no public hearing is held, before any vote is taken by the committee.

Insert 2-9

SECTION 2. 601.423 (2) of the statutes is amended to read:

11 601.423 (2) PREPARATION OF REPORT. The commissioner shall submit a report
12 on the social and financial impact of any health insurance mandate, contained in any
13 bill or amendment affecting an insurance policy, plan, or contract, to the presiding
14 officer of that house of the legislature in which the bill or amendment is introduced.
15 ~~At the discretion of the presiding officer, any such report may be printed and~~
16 ~~distributed as are amendments as provided under s. 13.0966, except that the~~
17 ~~commissioner shall not submit a report for any amendment that the commissioner~~
18 ~~determines does not make a substantial change to the bill that the amendment~~
19 ~~amends.~~

SECTION 3. 601.423 (3) (a) (intro.) of the statutes is amended to read:

21 601.423 (3) (a) *Social impact factors.* (intro.) Any report prepared under sub.
22 (2) shall assess to the extent possible all of the following social impact factors which
23 that are relevant to the type of health insurance mandate created, expanded, or
24 continued by the bill or amendment:

SECTION 4. 601.423 (3) (b) (intro.) of the statutes is amended to read:

4 (b)

Insert 2-3

25

2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBs0119/2ins
PJK.....

INSERT A

Analysis by the Legislative Reference Bureau

Current law requires that, if any bill contains a health insurance mandate affecting an insurance policy, plan, or contract, the Commissioner of Insurance (commissioner) must submit to the presiding officer of the house in which the bill is introduced a report on the social and financial impact of the mandate. Current law provides that the presiding officer may require that the report be printed and distributed as are amendments, but current law does not specify a time by which the report must be submitted.

This substitute amendment requires that the commissioner submit a report if any amendment, as well as any bill, contains a health insurance mandate. The commissioner may, however, decide not to prepare a report and submit a written statement that explains the reason for not preparing a report. In that case, the chairperson of a committee to which the bill has been referred or the presiding officer of either house may request that the commissioner submit a report instead. The report or statement is printed as an appendix to the bill or amendment, and, if the report or statement concerns a bill, rather than an amendment, it must be distributed to the members of the legislature before any public hearing is held on the bill by a committee or before any vote is taken on the bill by either house of the legislature.

(END OF INSERT A)

INSERT 2-3

- 1 ^{WGH} If the office prepares a written statement, the chairperson of a standing
2 committee to which the bill has been referred, the presiding officer of either house
3 of the legislature, or either cochairperson of the joint committee on finance may
4 request that the office prepare a report instead, in which case the office shall prepare
5 a report.

(END OF INSERT 2-3)

INSERT 2-9



Ins 2-9e

①

4

②

3. The requirement under subd. 2. ~~g~~ does not apply to reports or written statements prepared with respect to amendments.

(END OF INSERT 2-9)



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBs0119/2
PJK&JK:kjf:ph

ASSEMBLY SUBSTITUTE AMENDMENT ,
TO 2009 ASSEMBLY BILL 369

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5 (b) "Office" means the office of the commissioner of insurance.

6 **(2) REPORT ON BILLS ESTABLISHING HEALTH INSURANCE MANDATES.** (a) Any bill that
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8 its jacket when the jacket is prepared. When a bill that requires a report under s.
9 601.423 is introduced, the legislative reference bureau shall submit a copy of the bill
10 to the office.

11 (b) The office shall prepare the report or, if the office decides not to prepare the
12 report, a written statement that explains the reason for not preparing the report.
13 If the office prepares a written statement, the chairperson of a standing committee
14 to which the bill has been referred, the presiding officer of either house of the
15 legislature, or either cochairperson of the joint committee on finance may request
16 that the office prepare a report instead, in which case the office shall prepare a report.

17 (c) 1. The report or written statement prepared under this section shall be
18 printed as an appendix to the bill and shall be distributed in the same manner as
19 amendments.

20 2. Except as provided in subd. 3., the report or written statement shall be
21 distributed before any vote is taken on the bill by either house of the legislature if

1 the bill is not referred to a standing committee, or before any public hearing is held
2 before any standing committee or, if no public hearing is held, before any vote is taken
3 by the committee.

4 3. The requirement under subd. 2. does not apply to reports or written
5 statements prepared with respect to amendments.

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7 601.423 (2) PREPARATION OF REPORT. The commissioner shall submit a report
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20 sub. (2) shall assess to the extent possible all of the following financial impact factors
21 ~~which that~~ are relevant to the type of health insurance mandate created, expanded,
22 or continued by the bill or amendment:

23

(END)