

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-3605/P1dn
PJK:nwn:jf

October 15, 2009

Are there any conflicts between ss. 185.981 to 185.985 and 185.99, or are they entirely separate as to purpose? Under ss. 185.981 to 185.985 benefits are provided through contracts with providers and under s. 185.99 benefits are provided through a contract with an insurer. One provides benefits and the other purchases or procures benefits. Therefore, I don't think that there is any conflict or that ss. 185.981 to 185.985 and 185.99 need to be harmonized. Let me know if you disagree.

In this draft, in addition to other types of cleanup, I made changes to reduce redundancies. For example, I repealed s. 185.981 (4t) because the vast majority of cross-references were also included in s. 185.983 (1) (intro.), and I added to s. 185.983 (1) (intro.) any cross-references that were missing. Section 185.981 (4t) also includes cross-references to s. 252.14 and chs. 149 and 155, which are not included in s. 185.983 (1) (intro.), but s. 252.14 and chs. 149 and 155 explicitly apply to health care plans under s. 185.981 or ss. 185.981 to 185.985. The double cross-reference is not necessary. As another example, I repealed s. 185.981 (6) because that language refers to the requirement under s. 632.895 (5), which is cross-referenced in s. 185.983 (1) (intro.).

As you can see from this draft, throughout the statutes and in ch. 185 cooperative associations that operate health care plans are referred to in many different ways. Are these different references okay or do you want to standardize them? If you want to standardize the references, what would you like the standard reference to be?

I made the effective date the later of January 1, 2010, or the day after publication. This is because some of the provisions were amended in the budget but the changes will not take effect until January 1, 2010. If you think this draft may be passed before January 1, 2010 (keeping in mind that there is only one floor period before then), let me know and I will double draft the relevant provisions.

Do you want to add "other providers" or "other health care services" to any of the following: the second half of s. 185.981 (2), the last sentence of s. 185.981 (3), the last sentence of s. 185.982 (2), or s. 185.983 (1) (a)?

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