

2013 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB79)

Received:	5/3/2013	Received By:	mkunkel
Wanted:	As time permits	Same as LRB:	a0348
For:	Luther Olsen (608) 266-0751	By/Representing:	Amy Harriman
May Contact:		Drafter:	mkunkel
Subject:	Trade Regulation - other	Addl. Drafters:	
		Extra Copies:	MPG

Submit via email: **YES**
 Requester's email: **Sen.Olsen@legis.wisconsin.gov**
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Knowledge of insurance claim, denial of claims, and failure to comply

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>
/?	mkunkel 5/3/2013			_____			
/1	mkunkel 5/3/2013	scalvin 5/3/2013	phenry 5/3/2013	_____	sbasford 5/3/2013	sbasford 5/3/2013	
/2		scalvin 5/3/2013	rschluet 5/3/2013	_____	lparisi 5/3/2013	lparisi 5/3/2013	

FE Sent For:

<END>

2013 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB79)

Received: 5/3/2013 Received By: mkunkel
Wanted: As time permits Same as LRB:
For: Luther Olsen (608) 266-0751 By/Representing: Amy Harriman
May Contact: Drafter: mkunkel
Subject: Trade Regulation - other Addl. Drafters:
Extra Copies: MPG

Submit via email: YES
Requester's email: Sen.Olsen@legis.wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Knowledge of insurance claim, denial of claims, and failure to comply

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>
/?	mkunkel 5/3/2013			_____			
/1		scalvin 5/3/2013	phenry 5/3/2013	_____	sbasford 5/3/2013	sbasford 5/3/2013	

FE Sent For:

12 sac
05/03/2013

<END>

2013 DRAFTING REQUEST

Senate Amendment (SA-SSA1-SB79)

Received: 5/3/2013 Received By: mkunkel
Wanted: As time permits Same as LRB:
For: Luther Olsen (608) 266-0751 By/Representing: Amy Harriman
May Contact: Drafter: mkunkel
Subject: Trade Regulation - other Addl. Drafters:
Extra Copies: MPG

Submit via email: YES
Requester's email: Sen.Olsen@legis.wisconsin.gov
Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

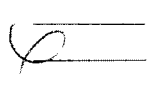
Topic:

Knowledge of insurance claim, denial of claims, and failure to comply ✓

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>
/?	mkunkel	1 sac 05/03/2013	5/3 ph				

FE Sent For:

<END>

Kunkel, Mark

From: Harriman, Amy
Sent: Thursday, May 02, 2013 5:07 PM
To: Kunkel, Mark
Subject: RE: Simple Amendment to Sub-Amendment

I forgot to mention that Rep Petersen, Chair of the Insurance Committee would like to hold an exec on this bill at 8am on Wednesday and therefore it needs to be introduced tomorrow. I apologize for the rush.

Again, let me know if you have any thoughts or concerns.

Thanks,

Amy Harriman

Senator Luther Olsen

14th Senate District

608-266-0751

amy.harriman@legis.wisconsin.gov

From: Harriman, Amy
Sent: Thursday, May 02, 2013 5:05 PM
To: Kunkel, Mark
Subject: Simple Amendment to Sub-Amendment

Mark-

A Public Hearing was held on AB 81 and SB79 and the Sub-Amendments. The following items were requested to be changed in a simple amendment to the sub:

- 1- Page 3, line 18
 - a. At the beginning of that line, insert something along the lines of: Please indicate whether the work contemplated by this contract is to the best of your knowledge related to an insurance claim.
 - b. We would like to stipulate that within the contract, there must be a check box for the consumer to check yes or no about their knowledge
 - c. We would like it to be necessary for the contractor and the consumer to both sign and date that they acknowledge this section notifying that insurance may or may not be covering the costs of the contract.
- 2- Can we switch the phrase "all or any part of the claim or contract is not a covered loss" for the phrase "the claim has been denied in whole or in part"
- 3- Page 4, line 18: Delete the last sentence in subsection 4 that reads: "Failure to comply with this subsection does not affect a consumer's rights"

If you have any thoughts or concerns, please let me know.

Thanks,

Amy Harriman

Senator Luther Olsen

14th Senate District

608-266-0751

amy.harriman@legis.wisconsin.gov



Sac

**SENATE AMENDMENT ,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 79**

*today
early pm*

- 1 At the locations indicated, amend the substitute amendment as follows:
- 2 **1.** Page 3, line 17: after that line insert:
- 3 “Please indicate whether, to the best of your knowledge, the work contemplated
- 4 by this contract is related to a claim under a property insurance policy:
- 5 YES, to the best of my knowledge, the work contemplated by this contract
- 6 is related to a claim under a property insurance policy.
- 7 NO, to the best of my knowledge, the work contemplated by this contract is
- 8 not related to a claim under a property insurance policy.
- 9 Date
- 10 Customer’s signature
- 11 Residential contractor’s signature”.
- 12

Kunkel, Mark

From: Harriman, Amy
Sent: Friday, May 03, 2013 2:58 PM
To: Kunkel, Mark
Subject: RE: Simple Amendment to Sub-Amendment

I apologize. I messed up. I need this added:

Page 6, line 1- After the word "contractor", please insert "with the insured express consent".

Thanks,

Amy Harriman

Senator Luther Olsen
14th Senate District
608-266-0751
amy.harriman@legis.wisconsin.gov

From: Harriman, Amy
Sent: Friday, May 03, 2013 2:55 PM
To: Kunkel, Mark
Subject: FW: Simple Amendment to Sub-Amendment

Hey-

Just realized that #3 isn't in there?

Thanks,

Amy Harriman

Senator Luther Olsen
14th Senate District
608-266-0751
amy.harriman@legis.wisconsin.gov

From: Kunkel, Mark
Sent: Friday, May 03, 2013 8:25 AM
To: Harriman, Amy
Subject: RE: Simple Amendment to Sub-Amendment

I will take care of this later this morning. Don't know if I have questions yet, but will get in touch if I do.

From: Harriman, Amy
Sent: Thursday, May 02, 2013 5:07 PM
To: Kunkel, Mark
Subject: RE: Simple Amendment to Sub-Amendment

I forgot to mention that Rep Petersen, Chair of the Insurance Committee would like to hold an exec on this bill at 8am on Wednesday and therefore it needs to be introduced tomorrow. I apologize for the rush.

Again, let me know if you have any thoughts or concerns.

Thanks,

Amy Harriman

Senator Luther Olsen

14th Senate District

608-266-0751

amy.harriman@legis.wisconsin.gov

From: Harriman, Amy

Sent: Thursday, May 02, 2013 5:05 PM

To: Kunkel, Mark

Subject: Simple Amendment to Sub-Amendment

Mark-

A Public Hearing was held on AB 81 and SB79 and the Sub-Amendments. The following items were requested to be changed in a simple amendment to the sub:

- 1- Page 3, line 18
 - a. At the beginning of that line, insert something along the lines of: Please indicate whether the work contemplated by this contract is to the best of your knowledge related to an insurance claim.
 - b. We would like to stipulate that within the contract, there must be a check box for the consumer to check yes or no about their knowledge
 - c. We would like it to be necessary for the contractor and the consumer to both sign and date that they acknowledge this section notifying that insurance may or may not be covering the costs of the contract.
- 2- Can we switch the phrase "all or any part of the claim or contract is not a covered loss" for the phrase "the claim has been denied in whole or in part"
- 3- Page 4, line 18: Delete the last sentence in subsection 4 that reads: "Failure to comply with this subsection does not affect a consumer's rights"

If you have any thoughts or concerns, please let me know.

Thanks,

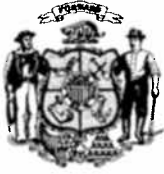
Amy Harriman

Senator Luther Olsen

14th Senate District

608-266-0751

amy.harriman@legis.wisconsin.gov



2

NOW

**SENATE AMENDMENT ,
TO SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 79**

RM
has
been
run

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 3, line 17: after that line insert:

3 “Please indicate whether, to the best of your knowledge, the work contemplated
4 by this contract is related to a claim under a property insurance policy:

5 YES, to the best of my knowledge, the work contemplated by this contract
6 is related to a claim under a property insurance policy.

7 NO, to the best of my knowledge, the work contemplated by this contract is
8 not related to a claim under a property insurance policy.

9 Date

10 Customer’s signature

11 Residential contractor’s signature”.

12 **2.** Page 3, line 19: delete “all or any part of”.

**2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa0346/2ins
MDK:.....

1

INSERT 2-17:

2

1. Page 6, line 1: delete “contractor” and substitute “contractor, with the
3 express consent of an insured,”.

3

4

2. Page 6, line 3: delete “an insured’s” and substitute “the insured’s”.

5

3. Page 6, line 5: delete “an insured” and substitute “the insured”.