

CR 87-13

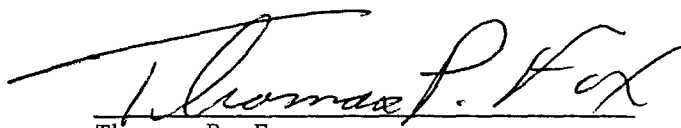
STATE OF WISCONSIN)
)
OFFICE OF THE COMMISSIONER OF INSURANCE)

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Thomas P. Fox, Commissioner of Insurance and custodian of the official records of said office, do hereby certify that the annexed order creating a rule relating to assessment of fees to fund the Peer Review Council was issued by this office on April 23, 1987.

I further certify that said copy has been compared by me with the original on file in this office and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have
hereunto subscribed my name in the
City of Madison, State of Wisconsin,
this 23rd day of April, 1987.



Thomas P. Fox
Commissioner of Insurance

9157s1

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Revisor of Statutes
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STATE OF WISCONSIN
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APR 23 1987

DOUGLAS LA FOLLETTE
SECRETARY OF STATE

7-1-87

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APR 23 1987

Revisor of Statutes
Bureau

STATE OF WISCONSIN
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APR 23 1987

DOUGLAS LA FOLLETTE
SECRETARY OF STATE

ORDER OF THE COMMISSIONER OF INSURANCE

CREATING A RULE

To create Ins 17.30 relating to assessment of fees to fund the patients compensation fund peer review council.

ANALYSIS PREPARED BY THE OFFICE OF THE COMMISSIONER OF INSURANCE

Statutory authority: S. 655.27 (3) (am), Stats.

Statutes interpreted: S. 655.275 (6), Stats.

This rule establishes fees to be assessed against the Wisconsin health care liability insurance plan, the patients compensation fund and private medical malpractice insurers for the purpose of funding the activities of the peer review council of the patients compensation fund. Assessments will be made equally against the plan and the fund, and a private insurer will be assessed for the actual cost incurred by the council if it provides the insurer with a recommendation about premium adjustments with respect to a claim.

This rule will not affect small businesses.

234R1

04/22/87

SECTION 1. Ins 17.30 is created to read:

Ins 17.30 PEER REVIEW COUNCIL ASSESSMENTS (1) PURPOSE. This section implements ss. 655.27 (3) (am) and 655.275 (6), Stats., relating to the assessment of fees sufficient to cover the costs, including the costs of administration, of the patients compensation fund peer review council appointed under s. 655.275 (2), Stats.

(2) ASSESSMENTS. (a) The following fees shall be assessed annually beginning with fiscal year 1986-87:

1. Against the patients compensation fund, one-half of the actual cost of the patients compensation fund peer review council for each fiscal year, less one-half of the amounts, if any, collected under subd. 3.

2. Against the Wisconsin health care liability insurance plan, one-half of the actual cost of the patients compensation fund peer review council for each fiscal year, less one-half of the amounts, if any, collected under subd. 3.

3. Against a private medical malpractice insurer, the actual cost incurred by the council for its review of any claim paid by the private insurer, if the private insurer requests a recommendation on premium adjustments with respect to that claim under s. 655.275 (5) (a) 3, Stats.

(b) Amounts collected under par. (a) 3 shall be applied to reduce, in equal amounts, the assessments under par. (a) 1 and 2 for the same fiscal year.

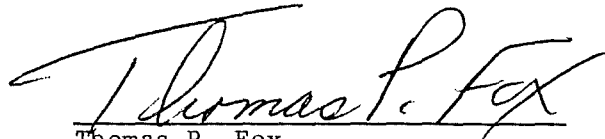
(3) PAYMENT. Each assessment under sub. (2) shall be paid within 30 days after the billing date.

EFFECTIVE DATE. Pursuant to section 227.22 (2), Stats., this rule takes effect on the first day of the first month commencing after the date of publication.

234R2

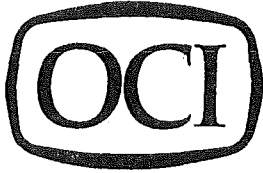
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Dated at Madison, Wisconsin, this 23rd day of April, 1987.

A handwritten signature in cursive script, reading "Thomas P. Fox". The signature is written in dark ink and is positioned above a horizontal line.

Thomas P. Fox
Commissioner of Insurance

234R3
03/13/87



The State of Wisconsin
Office of the Commissioner of Insurance

Thomas P. Fox
Commissioner
(608) 266-3585

DATE: April 23, 1987
TO: Gary Poulson
FROM: Mary Grossman, Director
Office of Policy Analysis
SUBJECT: Ins 17.30, Clearinghouse No. 87-13

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APR 23 1987

Revisor of Statutes
Bureau

Enclosed are two copies of an Order of the Commissioner of Insurance creating rule Ins 17.30 relating to assessment of fees to fund the Patients Compensation Fund Peer Review Council.

MG:LH:ams
Enclosure
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