

1993 Assembly Bill 193

Date of enactment: **December 13, 1993**
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1993 WISCONSIN ACT 108

AN ACT to create 632.793 of the statutes, relating to: requiring insurers to provide notice of loss of primary insurance coverage and eligibility for medicare.

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

SECTION 1. 632.793 of the statutes is created to read:
632.793 Notice of loss of primary insurance coverage due to age. (1) NOTICE TO INSURED AND EMPLOYER. If an individual who is covered under a group disability insurance policy, as defined in s. 632.895 (1) (a), that is purchased by or on behalf of an employer to provide coverage for employees will lose primary coverage under the policy upon reaching age 65, the insurer issuing the policy shall provide written notice of the change in coverage status by regular mail to the individual and shall send a copy of the notice by regular mail to the employer. The

insurer shall provide the notice not less than 30 nor more than 60 days before the individual becomes 65 years of age. The notice shall specify the date on which the insurance coverage will no longer be primary and shall inform the individual that he or she will be eligible for coverage under the federal medicare program at age 65.

(2) APPLICABILITY. Subsection (1) does not apply if the employer has at least 20 employees for each working day in at least 20 calendar weeks in the current year or the preceding year.

SECTION 2. Initial applicability. This act first applies to the loss of primary insurance coverage of individuals who become 65 years of age on the first day of the 4th month beginning after publication.
