

AMENDMENT 2

TO WLC: 0038/3

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This amendment to WLC: 0038/3, relating to the establishment of the Wisconsin Health Exchange Authority, was prepared for the Joint Legislative Council’s Special Committee on Health Care Reform Implementation.

The amendment creates a board for the Wisconsin Health Exchange Authority to be composed of 9 members without vested interest in health care or insurance, including 1 member representing labor organizations, 1 member representing business interests, 1 member representing self-employed individuals’ interests, 2 members representing consumer group interests, 3 exchange participants, and 1 member at-large.

The board is required to form advisory groups with particular expertise for any issues as they arise, with the advisory group to provide recommendations to the board. Advisory group members may include health care industry regulators, insurance regulators, insurance and provider industry representatives, consumer representatives, and such other interested persons as may be designated.

1 At the locations indicated, amend the draft as follows:

- 2 **1.** Page 23, line 14: after “Authority.” insert “(a)”.
- 3 **2.** Page 23, line 18: after “its voting membership.” insert “(b)”.
- 4 **3.** Page 23, line 18: delete “[]” and substitute “9”.
- 5 **4.** Page 23, line 20: delete “[]” and substitute “4”.
- 6 **5.** Page 23, line 21: delete “(a) [] member[s]” and substitute “1. One member”.
- 7 **6.** Page 23, line 22: delete “(b) [] member[s]” and substitute “2. One member”.
- 8 **7.** Page 24, line 1: delete “(c) [] member[s]” and substitute “3. One member”.
- 9 **8.** Page 24, line 2: delete “(d) [] member[s]” and substitute “4. Two members”.

1 **9.** Page 24, line 3: delete the material beginning with “(e) [] member[s]” and ending
2 with “(g) [] public member[s]” on page 24, line 5 and substitute: “5. Three members
3 representing participants in the health care exchange. Public members with an expressed
4 desire to participate in the exchange may serve as initial members for these positions.”.

5 **10.** Page 24, line 4: delete that line and substitute: “6. One member at-large.”.

COMMENT: The committee may wish to discuss the length of the board
members’ terms.

6 **11.** Page 24, line 5: delete that line and substitute: “(c) A voting member of the board,
7 or a staff member of the exchange, may not be employed by, a consultant to, a member of the
8 board of directors of, affiliated with, or otherwise a representative of, a carrier or other insurer,
9 an agent or broker, a health care provider, or a health care facility or health clinic while serving
10 on the board or on the staff of the health care exchange. A voting member of the board, or a
11 staff member of the health care exchange, may not be a member, a board member, or an
12 employee of a trade association of carriers, health facilities, health clinics, or health care
13 provider while serving on the board or on the staff of the health care exchange. A member
14 of the board, or a staff member of the exchange, may not be a health care provider unless he
15 or she receives no compensation for rendering services as a health care provider and does not
16 have an ownership interest in a professional health care practice.”.

17 **12.** Page 24, line 5: delete that line and substitute: “(d) The board shall create advisory
18 councils and committees under s. 15.04 (1) (c) comprised of particular expertise as deemed
19 necessary and appropriate to assist in the design, establishment, and operation of the health
20 care exchange. The board may appoint members and may provide by rule for the creation,
21 governance, duties and termination of any council or committee the board establishes.
22 Council or committee members may include health care industry regulators, insurance

1 regulators, insurance and provider industry representatives, consumer representatives, and
2 such other interested persons as may be designated.”

NOTE: This is modeled after ss. 601.20 and 601.58 (4) (w).

3 **(END)**