

State of Wisconsin

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ASSEMBLY CHAIR
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Joint Committee on Finance

MEMORANDUM

To: Members
Joint Committee on Finance

From: Senator Howard Marklein
Representative Mark Born

Date: February 28, 2022

Re: 14-Day Passive Review Approval – IPFCF

Pursuant to s. 655.27(3)(bt), Stats., attached is a 14-day passive review request from the Injured Patients & Families Compensation Fund, received on February 28, 2022.

Please review the material and notify **Senator Marklein** or **Representative Born** no later than **Thursday, March 17, 2022**, if you have any concerns about the request or if you would like the Committee to meet formally to consider it.

Also, please contact us if you need further information.

Attachments

HM:MB:jm



Injured Patients & Families Compensation Fund

Tony Evers, Governor of Wisconsin
Nathan Houdek, Commissioner of Insurance

February 21, 2022

THE HONORABLE HOWARD MARKLEIN
THE STATE SENATE
CO-CHAIR, JOINT COMMITTEE ON FINANCE
316 E STATE CAPITOL
MADISON, WI 53707

FEB 28 2022
J. Finance

THE HONORABLE MARK BORN
THE STATE ASSEMBLY
CO-CHAIR, JOINT COMMITTEE ON FINANCE
308 E STATE CAPITOL
MADISON, WI 53708

Re: Report of the Injured Patients and Families Compensation Fund Annual Fund Fee and Medical Mediation Panel Fee Changes for Fiscal Year 2023 Beginning July 1, 2022.

Dear Senator Marklein and Representative Born:

Please allow this letter to serve as the Office of the Commissioner of Insurance (Office) report to the Joint Committee on Finance regarding the Injured Patients and Families Compensation Fund (Fund) annual Fund fees and medical mediation panel (Panel) fees in accordance with Wis. Stat. § 655.27 (3) (bt).

The Fund was established by, and is operated under Wis. Stat. Ch. 655. Pursuant to Wis. Stat. § 655.27 (3) (b), the Commissioner, after approval by the Fund Board of Governors, shall set the Fund fees annually and by Wis. Stat. § 655.61, shall set the Panel fees at a level sufficient to provide the necessary revenue to fund the medical mediation panels. The fees become effective following submission to and review by the Joint Committee on Finance and in accordance with 2015 Wis. Act 90.

Fund Fees

For the fiscal year 2023, beginning July 1, 2022 the Commissioner is requesting no change to Fund fees that participating health care providers must pay to the Fund. The Board approved this at its meeting on December 8th, 2021.

Mediation Panel Fees

The Board is required to set the annual fees for the operation of the medical mediation panel and submit the fees to the Joint Committee on Finance in accordance with Wis.

Stat. § 655.27 (3) (bt), based on the recommendation of the Director of State Courts. The Director of State Courts submitted its fiscal year 2023 request on December 1st, 2021 for \$188,600. The Board of Governors voted on December 8th, 2021 to extend the premium holiday for fund participants for 2023. The panel fees are a component of the premium, and thus included in the premium holiday. The annual operational costs for the mediation panel will be funded as part of the Fund's administrative expenses.

Premium Holiday

On June 17, 2020, the Board of Governors approved a premium holiday for 2021 fiscal year for all Fund participants in response to the COVID-19 crisis. The premium holiday was extended to 2022 fiscal year by the Board during their December 16, 2020 meeting, and again on December 8th, 2022 for the 2023 fiscal year.

Please do not hesitate to contact our Office if you have further questions or need additional information.

Sincerely,



Nathan Houdek
Commissioner

cc: Brynn Bruijn-Hansen, Fund Director