



# State of Wisconsin / OFFICE OF THE COMMISSIONER OF INSURANCE

Jim Doyle, Governor  
Jorge Gomez, Commissioner

Wisconsin.gov

October 20, 2006

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## Modification From Agency

The Honorable Dan Kapanke, State Senator  
Chairperson, Senate Committee on Agriculture & Insurance  
State Capitol Room 104 South  
Madison WI 53702

Re: Section Ins 9.01, 9.07, 9.20, 9.25, 9.32, 9.33, 9.41 and 9.42, Wis. Adm. Code, relating to defined network plans, preferred provider plans, limited service health organizations and limited scope plans and affecting small businesses.

Clearinghouse Rule No. 06-083

Dear Senator Kapanke:

I am submitting germane modifications to this proposed rule for your consideration under s. 227.19(4)(b)2., Wis. Stat. It is necessary to modify the rule as follows:

1. Modify Section 9 to include repeal of s. Ins 9.32 (2) (c) and (e).
2. Modify Section 11 to read:

Ins 9.33 **Enrollee election of nonparticipating provider reimbursement.** Nothing in s. Ins 9.32 changes the reimbursement payable or the amounts due, including co-payments, coinsurance, deductibles and other cost-sharing provisions form an enrollee when the enrollee of a preferred provider plan that is not a defined network plan elects to utilize the services of a non-participating provider when a participating provider is available in accordance with s. Ins 9.32 (a) and (b) and the requirements of s. Ins 9.32 (2) ~~(c) and (d), including the information from the participating provider,~~ are provided to the enrollee.

3. Modify Sections 7, 10, 13, 14, 15 to remove reference to suspension by JCRAR.

I understand that this submission of a germane modification will extend the Committee's jurisdiction 10 working days from receipt of this letter. If you have any questions regarding this, please contact Eileen Mallow at 266-7843.

Sincerely,

Jorge Gomez  
Commissioner



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The Honorable Ann Nischke, State Representative  
Chairperson, Assembly Committee on Insurance  
State Capitol Room 8 North  
Madison WI 53702

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s. 227.19(4)(b)

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