



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2017 Senate Bill 319

**Senate
Amendment 1**

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CURRENT LAW

Current law requires the Office of the Commissioner of Insurance (OCI) to prepare a report regarding the social and financial impact of any health insurance mandate contained in a bill or amendment, or to instead prepare a written statement explaining the reasons why it has not prepared such a report. Current law defines “health insurance mandate” to mean a statute of the state that imposes one of several specified types of requirements on insurance policies, plans, or contracts; requires a particular benefit design under an insurance policy, plan, or contract; or imposes limits or conditions on a contract between an insurer and health care provider. [ss. 13.0966 and 601.423, Stats.]

2017 SENATE BILL 319

For purposes of that reporting requirement, 2017 Senate Bill 319 expands the definition of “health insurance mandate” to include statutes that impose conditions on cost sharing under an insurance policy, plan, or contract.

The bill also revises certain procedures regarding the submission of the reports and written statements submitted by OCI. Specifically, the bill removes a requirement that OCI’s report or written statement must be distributed before a public hearing is held on the bill in a legislative standing committee. Instead, the bill requires OCI to submit a report or written statement within 10 working days after receiving the copy of a bill or amendment to which the reporting requirement applies. In addition, the bill specifies that OCI is not required to prepare a report or written statement for an amendment if the amendment has failed adoption or failed to be reported out of committee by the end of the next business day after OCI receives a copy of the amendment.

In addition, the bill requires OCI to submit the reports and written statements to the Chief Clerk of the house of the Legislature in which the bill or amendment is introduced or offered, instead of the presiding officer of such body under current law. The bill requires the relevant Chief Clerk to distribute a report or written statement and print the report or written statement as an appendix to the bill by the end of the next business day after receiving the report or written statement.

SENATE AMENDMENT 1

Senate Amendment 1 makes two changes to the bill. First, the amendment removes the next-business-day deadline by which the chief clerk of the relevant body must print and distribute the report or written statement submitted by OCI.

Second, the amendment specifies that no bill may receive a hearing or be voted on by either house or a standing committee, and no amendment may be adopted by either house or recommended by a standing committee, before a required report or written statement is distributed by the Chief Clerk in the relevant body.

BILL HISTORY

Senator Kapenga offered Senate Amendment 1 on October 11, 2017. On October 20, 2017, the Senate Committee on Insurance, Housing, and Trade voted to recommend adoption of the amendment and passage of the bill, as amended, with unanimous votes.

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