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# State of Wisconsin / OFFICE OF THE COMMISSIONER OF INSURANCE

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## Report From Agency

REPORT ON Section Ins 17.25, Wis. Adm. Code, relating  
peer review surcharge rates

Clearinghouse Rule No 07-001

Submitted Under s. 227.19 (3), Stats.

The proposed rule-making order is attached.

**(a) A detailed statement of basis for the proposed rule and how the rule advances relevant statutory goals or purposes:**

Pursuant to s. 655.27(3)(b) and s. 655.61, Wis. Stat., the commissioner of insurance, with approval of the injured patients & families compensation fund (fund) board of governors (board), is required to establish by administrative rule the surcharge rates which may be applied to a health care provider's annual fund fee, and provider annual premium if participating in the wisconsin health care liability insurance plan, based upon recommendations from the fund's peer review council.

**(b) Summary of the public comments and the agency's responses to those comments:**

No public comments were made or received on this rule.

**(c) An explanation of any modifications made in proposed rule as a result of public comments or testimony received at a public hearing:**

Not applicable.

**(d) Persons who appeared or registered regarding the proposed rule:**

**Appearances for:** None.

**Appearances against:** None.

**Appearances for Information:** None.

**Registrations For:** None.

**Registrations Against:** None.

**Registrations Neither for nor against:** None.

**Letters received:** None.

**(e) An explanation of any changes made to the plain language analysis of the rule under s. 227.14(2) or to any fiscal estimate prepared under s. 227.14(4).**

None

**(f) The response to the Legislative Council staff recommendations indicating acceptance of the recommendations and a specific reason for rejecting any recommendation:**

All comments were complied with and corrected.

**(g) Final Regulatory Flexibility Analysis**

A Final Regulatory Flexibility Analysis is not required because the rule will not have a significant economic impact on a substantial number of small businesses.

**(h) Fiscal Effect**

See fiscal estimate attached to proposed rule.

Attachment: Legislative Council Staff Recommendations