

AMENDMENT 3

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 members shall be appointed based on expertise in their fields.

The board shall be assisted in the design, establishment, and operation of the exchange by a 9-member standing advisory committee. The named associations shall submit 3 nominations to the governor for one advisory committee position. Nominations are to be made collectively if more than one statewide association represents a particular interest group. When choosing a nominee, the governor shall make the selection based upon the nominee’s skills and expertise.

- 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, lines 18 and 19: delete “[]” and substitute “9”.
- 5 **4.** Page 23, line 19: after “governor” insert “based on the person’s skills and expertise
- 6 in his or her field.”.
- 7 **5.** Page 23, line 20: delete “[]” and substitute “4”.
- 8 **6.** Page 23, line 21: delete “(a) [] member[s]” and substitute “1. One member”.

1 **7.** Page 23, line 22: delete “(b) [] member[s]” and substitute “2. One member”.

2 **8.** Page 24, line 1: delete “(c) [] member[s]” and substitute “3. One member”.

3 **9.** Page 24, line 2: delete “(d) [] member[s]” and substitute “4. Two members”.

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

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

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

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

20 **13.** Page 24, line 5: delete that line and substitute: “(d) The board shall be assisted in
21 the design, establishment, and operation of the health care exchange by an advisory

1 committee. The organizations in subds. 1. to 9. of this paragraph shall forward three
2 nominations for their representative on the advisory committee to the governor. The advisory
3 committee members shall then be nominated by the governor from the named organizations'
4 lists of submitted nominees, based on the person's skills and expertise in his or her field, and
5 with the advice and consent of the senate appointed, for staggered 4-year terms:

6 1. One member representing the American Federation of Labor and Congress of
7 Industrial Organizations.

8 2. One member representing the Wisconsin Manufacturers and Commerce.

9 3. One member representing the Wisconsin Federation of Independent Business.

10 4. One member representing the Wisconsin Farm Bureau and Farmer's Union,
11 collectively.

12 5. One member representing at least 2 but no more than 5 consumer organizations
13 including AARP, Disability Rights Wisconsin, and a health care cooperative, collectively.

14 6. One member representing the Wisconsin Association of Health Plans and any other
15 statewide insurance organizations, collectively.

16 7. One member representing the Wisconsin Hospital Association.

17 8. One member representing the Wisconsin Medical Society.

18 9. One member representing the Wisconsin Federation of Nurses and Health
19 Professionals, Wisconsin Nursing Association, and the SEIU Nurse Alliance of Wisconsin,
20 collectively.".

21 (END)