



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBa2352/1
DAK:cjs:jf

**SENATE AMENDMENT 2,
TO 2003 SENATE BILL 336**

February 26, 2004 – Offered by Senator CHVALA.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 3: after “will” insert “and authorizing the overriding of a living
3 will and anatomical gift”.

4 **2.** Page 3, line 14: after that line insert:

5 “4. REGARDLESS OF ANY OTHER PROVISION IN THIS LIVING WILL,
6 ANY OF THE FOLLOWING PERSONS FOR WHOM I HAVE CHECKED ANY OF
7 THE FOLLOWING BOXES MAY, IN THE ORDER OF THE FOLLOWING BOXES,
8 OVERRIDE ANY OF THE DIRECTIONS THAT I HAVE MADE IN THIS LIVING
9 WILL:

10 (Name of the person).

11 My spouse, if any.

12 My children, if any, in order of age, oldest first.

13 My parents, if any, my mother first.

1 My siblings, if any, in order of age, oldest first.

2 My niece or nephew, if any, in order of age, oldest first.

3 IF I HAVE NOT CHECKED ANY OF THE ABOVE BOXES IN THIS
4 SECTION, NO ONE MAY OVERRIDE ANY OF THE DIRECTIONS THAT I HAVE
5 MADE IN THIS LIVING WILL.”.

6 **3.** Page 5, line 24: after that line insert:

7 “REGARDLESS OF ANY OTHER PROVISION IN THIS DOCUMENT
8 REGARDING AN ANATOMICAL GIFT, ANY OF THE FOLLOWING PERSONS
9 FOR WHOM I HAVE CHECKED ANY OF THE FOLLOWING BOXES MAY, IN THE
10 ORDER OF THE FOLLOWING BOXES, OVERRIDE ANY OF THE DIRECTIONS
11 THAT I HAVE MADE REGARDING AN ANATOMICAL GIFT BY THIS
12 DOCUMENT:

13 (Name of the person).

14 My spouse, if any.

15 My children, if any, in order of age, oldest first.

16 My parents, if any, my mother first.

17 My siblings, if any, in order of age, oldest first.

18 My niece or nephew, if any, in order of age, oldest first.

19 IF I HAVE NOT CHECKED ANY OF THE ABOVE BOXES IN THIS
20 SECTION, NO ONE MAY OVERRIDE ANY OF THE DIRECTIONS THAT I HAVE
21 MADE REGARDING AN ANATOMICAL GIFT BY THIS DOCUMENT.”.

22 **4.** Page 6, line 1: delete “lines immediately above” and substitute “lines or
23 boxes regarding an anatomical gift”.

24 **5.** Page 6, line 3: after that line insert:

1 **“SECTION 1m.** 154.05 (1) (e) of the statutes is created to read:

2 154.05 (1) (e) By the overriding of the declaration by an individual authorized
3 in the declaration to override any of the directions made by the declarant in the
4 declaration.”.

5 **6.** Page 7, line 4: after that line insert:

6 **“SECTION 3m.** 157.06 (2) (h) of the statutes is amended to read:

7 157.06 (2) (h) ~~An~~ Except as specifically provided in a declaration under s.
8 154.03, an anatomical gift that is not revoked by the donor before death is irrevocable
9 and does not require the consent or concurrence of any person after the donor’s
10 death.”.

11

(END)