ASSEMBLY AMENDMENT 11,

TO 2005 ASSEMBLY BILL 207

June 14, 2005 – Offered by Representative WASSERMAN.

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

2   **1.** Page 5, line 20: before that line insert:

3   "**SECTION 4m.** 111.337 (2) (c) of the statutes is created to read:

4   111.337 **(2)** (c) To require an employee who is a physician who refuses to

5   participate in an activity specified in sub. (1r) (b) 1. to 8., or states an intention to

6   make such a refusal, to, as soon as practicable, inform, orally or in writing, a patient

7   of the physician about the refusal, to describe for that patient the activity that is the

8   subject of the refusal, and to make a good faith attempt to transfer or refer that

9   patient to another physician who does not refuse to participate in the activity. This

10   paragraph applies only to an activity that is relevant to a patient's condition.".

11   **2.** Page 6, line 4: delete that line and substitute "~~or fetus. A~~ any of the

12   following:".

1   **3.** Page 6, line 5: delete that line and substitute "(b) Except as provided in sub.

2   (4m), a physician or any other person who is a member of or associated with the".

3   **4.** Page 6, line 13: delete "(c) A physician" and substitute "(c) Except as

4   provided in sub. (4m), a physician".

5   **5.** Page 8, line 10: delete "No hospital A health" and substitute "No hospital

6   Except as provided in sub. (4m), a health".

7   **6.** Page 8, line 16: delete "No hospital health" and substitute "No hospital

8   Except as provided in sub. (4m), no health".

9   **7.** Page 9, line 16: after that line insert:

10   "**SECTION 13m.** 253.09 (4m) of the statutes is created to read:

11   253.09 **(4m)** Subsections (1r) (b) and (c), (2), and (3) do not apply to a physician

12   who refuses to participate in an activity specified in sub. (1r) (a) 1. to 8., or states an

13   intention to make such a refusal, unless the physician, as soon as practicable,

14   informs, orally or in writing, any patient of the physician who has a condition for

15   which the activity is relevant about the refusal, describes for each such patient the

16   activity that is the subject of the refusal, and makes a good faith attempt to transfer

17   or refer each such patient to another physician who does not refuse to participate in

18   the activity.".

19   **8.** Page 12, line 24: delete "No A person" and substitute "No Except as provided

20   in par. (au), a person".

21   **9.** Page 14, line 13: delete "A person" and substitute "Except as provided in par.

22   (au), a person".

1   **10.** Page 14, line 17: delete the material beginning with "subject" and ending

2   with "155.50 (1) (b)" on line 18 and substitute "subject to par. (aw)".

3   **11.** Page 15, line 8: after that line insert:

4   "**SECTION 26m.** 448.03 (5) (au) of the statutes is created to read:

5   448.03 **(5)** (au) Paragraphs (am) and (an) do not apply to a physician who

6   refuses to participate in an activity specified in par. (am) 1. to 8., or states an

7   intention to make such a refusal, unless the physician, as soon as practicable,

8   informs, orally or in writing, any patient of the physician who has a condition for

9   which the activity is relevant about the refusal, describes for each such patient the

10   activity that is the subject of the refusal, and makes a good faith attempt to transfer

11   or refer each such patient to another physician who does not refuse to participate in

12   the activity.

13   **SECTION 26n.** 448.05 (5) (aw) of the statutes is created to read:

14   448.05 **(5)** (aw) A physician who refuses to participate in an activity specified

15   in par. (am) 1. to 8., or states an intention to make such a refusal, shall make a good

16   faith effort to transfer any patient of the physician who has a condition for which the

17   activity is relevant to another physician who does not refuse to participate in the

18   activity.".

19   **12.** Page 17, line 14: delete "and (1w)," and substitute ", (1w), and (2) (c),".

20   **13.** Page 17, line 15: before "and (5)" insert "(4m),".

21   **14.** Page 17, line 16: delete "and (ar)" and substitute "(ar), (au), and (aw)".

22   **(END)**