



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBa1024/1
CTS:cjs:ch

**SENATE AMENDMENT 3,
TO 2005 ASSEMBLY BILL 207**

September 27, 2005 – Offered by Senators ERPENBACH, ROBSON, RISSER, CARPENTER,
MILLER and TAYLOR.

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

2 **1.** Page 5, line 22: before that line insert:

3 “**SECTION 4r.** 111.337 (2) (d) of the statutes is created to read:

4 111.337 (2) (d) 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 6: delete that line and substitute “~~or fetus.~~ A any of the
12 following:”.

13 **3.** Page 6, line 7: delete that line and substitute:

1 “(b) Except as provided in sub. (4m), a physician or any other person who is a
2 member of or associated with the”.

3 **4.** Page 6, line 15: delete “(c) A physician” and substitute “(c) Except as
4 provided in sub. (4m), a physician”.

5 **5.** Page 8, line 13: delete “No hospital A health” and substitute “No hospital
6 Except as provided in sub. (4m), a health”.

7 **6.** Page 8, line 19: delete “No hospital health” and substitute “No hospital
8 Except as provided in sub. (4m), no health”.

9 **7.** Page 9, line 19: 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 13, line 1: delete “No A person” and substitute “No Except as provided
20 in par. (au), a person”.

21 **9.** Page 14, line 15: delete “A person” and substitute “Except as provided in par.
22 (au), a person”.

