



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBa0605/1
MES:kjf:rs

**ASSEMBLY AMENDMENT 1,
TO 2005 ASSEMBLY BILL 201**

May 12, 2005 – Offered by Representative VAN ROY.

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

2 **1.** Page 2, line 14: delete the material beginning with that line and ending with
3 page 3, line 12, and substitute:

4 “59.34 **(2)** (b) 1. No person serving as a coroner ~~under sub. (1) or medical~~
5 ~~examiner, or deputy coroner or medical examiner’s assistant,~~ who also serves as a
6 volunteer an emergency medical technician, volunteer first responder, or a volunteer
7 fire fighter may participate as a coroner or medical examiner, or deputy coroner or
8 medical examiner’s assistant, in any case in which he or she may be required to
9 participate as ~~a volunteer~~ an emergency medical technician, volunteer first
10 responder, or ~~a volunteer~~ fire fighter. If an apparent or actual conflict of interest
11 arises between the person’s duties as coroner or medical examiner and as volunteer
12 emergency medical technician, volunteer first responder, or volunteer fire fighter,
13 the deputy coroner or medical examiner’s assistant shall act as coroner or medical

1 examiner in the case in which the conflict exists. If an apparent or actual conflict of
2 interest arises between the person's duties as deputy coroner or medical examiner's
3 assistant and as emergency medical technician, first responder, or fire fighter, a
4 coroner or another deputy coroner, or a medical examiner or another medical
5 examiner's assistant shall act as coroner or medical examiner in the case in which
6 the conflict exists. If there is no coroner, deputy coroner, medical examiner, or
7 medical examiner's assistant available who may act without an apparent or actual
8 conflict of interest, the coroner or medical examiner shall request that the coroner,
9 medical examiner, deputy coroner, or a medical examiner's assistant in ~~a nearby~~
10 another county act as coroner or medical examiner in the case in which the conflict
11 exists. Any fees owed to or expenses incurred by the acting coroner or medical
12 examiner from the ~~nearby~~ other county shall be paid by the county that requested
13 the acting coroner's or medical examiner's services.”.

14 **2.** Page 3, line 16: after that line insert:

15 “**SECTION 6m.** 59.38 (1) of the statutes is amended to read:

16 59.38 (1) MEDICAL EXAMINER, ASSISTANTS; SALARIES; FEES; REPORT. The medical
17 examiner and medical examiner's assistants authorized by the board shall be paid
18 semimonthly out of the county treasury of the proper county, for the performance of
19 all their official duties and in lieu of all other compensation, salaries to be fixed by
20 the board. The medical examiner and medical examiner's assistants shall collect for
21 all services performed, except in cases where the county is solely liable, all fees that
22 coroners are by law entitled to receive, and shall keep accurate books of account in
23 which shall be entered from day to day the items of services rendered, the titles of
24 the proceedings in which and the names of the persons for whom rendered, and the

1 fees charged and received, and shall, at the end of every 3 months, render to the board
2 and to the treasurer an accurate report or statement, verified by his or her oath, of
3 all fees and income collected by them or for them during the 3 months; and at the
4 same time they shall pay to the treasurer all fees and incomes collected by them, or
5 which they were entitled by law to charge or receive, not paid to the treasurer. The
6 medical examiner or a medical examiner's assistant shall act as coroner in ~~a nearby~~
7 another county when requested to do so under s. 59.34 (2) (b).”.

8 (END)