



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBb0087/1
TJD:jld&kjf:md

**ASSEMBLY AMENDMENT 28,
TO 2009 SENATE BILL 62**

February 18, 2009 – Offered by Representative LEMAHIEU.

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 19, line 1: delete “From” and substitute “From Subject to s. 50.38 (10),
3 from”.
- 4 **2.** Page 27, line 24: after “under s. 50.38” insert “, subject to s. 50.38 (10)”,.
- 5 **3.** Page 28, line 10: after “sub. (3) (e)” insert “and subject to s. 50.38 (10)”.
- 6 **4.** Page 28, line 21: after “sub. (3) (e)” insert “and subject to s. 50.38 (10)”.
- 7 **5.** Page 30, line 18: after “sub. (3) (e)” insert “and subject to s. 50.38 (10)”.
- 8 **6.** Page 31, line 1: after “sub. (3) (e)” insert “and subject to s. 50.38 (10)”.
- 9 **7.** Page 32, line 18: delete “The” and substitute “Subject to s. 50.38 (10), the”.
- 10 **8.** Page 39, line 16: after that line insert:
- 11 “(10) (a) The department shall ensure that none of the following moneys are
disbursed to a hospital, as defined in s. 50.33 (2), or clinic that performs or to a

1 hospital or clinic affiliated with a health care provider, as defined in s. 146.81 (1), that
2 performs abortions, as defined in s. 253.10 (2) (a), in the 2nd or 3rd trimester of
3 pregnancy or both, except as provided in par. (b):

4 1. Moneys that are collected under sub. (2) and expended under s. 49.45 (3) (e)
5 11., (5m), (5r), (6y) (ap) or (ar), or (59) (a).

6 2. Moneys that are collected under sub. (2) and refunded under sub. (6).

7 3. Moneys that are collected under sub. (2), transferred under sub. (8), and
8 expended from the Medical Assistance trust fund.

9 (b) Paragraph (a) does not apply if a 2nd or 3rd trimester abortion performed
10 by the hospital or clinic or by the health care provider affiliated with the hospital or
11 clinic is performed in any of the following situations:

12 1. The pregnancy resulted from sexual assault or incest, the physician certifies
13 that the pregnancy resulted from sexual assault or incest, and if the crime is reported
14 to the law enforcement authorities.

15 2. The abortion is performed to save the life of the woman or is medically
16 necessary to prevent grave, long-lasting physical health damage to the woman and
17 the physician certifies that the abortion is medically necessary to save the life of the
18 woman or to prevent grave, long-lasting physical health damage to the woman.”.

19 (END)