

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB312)

Received: 10/27/1999

Received By: malaigm

Wanted: Today

Identical to LRB:

For: Shirley Krug (608) 266-5813

By/Representing: Helen Forster

This file may be shown to any legislator: NO

Drafter: malaigm

May Contact:

Alt. Drafters:

Subject: **Children - miscellaneous
Health - abortion**

Extra Copies:

Pre Topic:

No specific pre topic given

Topic:

Parental consent for a minor's abortion; restore consent of adult family member and foster parent

Instructions:

Restore authority of adult family member, foster parent and treatment foster parent to consent to a minor's abortion.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/?	malaigm	cm /1 10/27	kjf 10/27	kjflmrc 10/27			

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Th. 9:00 AM D Note

cm/tt

**ASSEMBLY AMENDMENT ,
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 1999 ASSEMBLY BILL 312**

At the locations indicated, amend the substitute amendment as follows:

1. Page 2, line 1: delete lines 1 to 8. ✓

2. Page 3, line 16: delete that line.

3. Page 4, line 6: delete lines 6 to 20 and substitute: ✓

“SECTION 11e. 48.375 (4) (a) 1. of the statutes is renumbered 48.375 (4) (a) 1. ✓

(intro.) and amended to read:

48.375 (4) (a) 1. (intro.) The person or the person’s agent has, either directly or through a referring physician or his or her agent, received and made part of the minor’s medical record, under the requirements of s. 253.10, the voluntary and informed written consent of the minor and the voluntary and informed written consent of one of ~~her~~ the minor’s parents who has legal custody of the minor; or of the minor’s guardian or legal custodian, if one has been appointed; or of an adult family

member of the minor; or of one of the minor's foster parents or treatment foster parents, if the minor has been placed in a foster home or treatment foster home and the minor's parent has signed a waiver granting the department, a county department, the foster parent or the treatment foster parent the authority to consent to medical services or treatment on behalf of the minor. All of the following shall govern the provision of consent under this subdivision by the parent, guardian, legal custodian, adult family member, foster parent or treatment foster parent:

History: 1991 a. 263, 315; 1993 a. 112, 230, 446; 1995 a. 77, 275, 309.

4. Page 4, line 22: delete "or legal custodian" and substitute ", legal custodian, adult family member, foster parent or treatment foster parent".

5. Page 5, line 2: delete "or legal custodian" and substitute ", legal custodian, adult family member, foster parent or treatment foster parent".

6. Page 5, line 3: delete "or legal" and substitute ", legal".

7. Page 5, line 4: delete "custodian" and substitute "custodian, adult family member, foster parent or treatment foster parent".

8. Page 6, line 10: delete lines 10 to 22.

9. Page 9, line 23: delete lines 23 to 25.

10. Page 10, line 1: delete lines 1 to 6.

11. Page 15, line 25: delete that line.

12. Page 16, line 1: delete lines 1 to 9.

13. Page 16, line 17: delete "46.24,".

14. Page 16, line 18: delete "(2) (b) and (fm) and (4) (b) 1., 1m. and 3.," and substitute "(2) (fm) and (4) (b) 1. and 1m.,".

(10)

✓
15. Page 16, line 24: delete that line and substitute "4., (b) (intro.), (bm) and (d) and 809.105 (2), (3) (a) and (d), (5), (8), (8m), (9) and".

✓
16. Page 16, line 25: delete "and (13)".

(END)

D-Note

This amendment restores the authority of an adult family member, foster parent or treatment foster parent to provide consent.

GM

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa0848/1dn
GMM:cmh:kjf

October 27, 1999

This amendment restores the authority of an adult family member, foster parent or treatment foster parent to provide consent.

Gordon M. Malaise
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