

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-2175/P1dn
DAK:jld:pg

May 5, 2003

To Jennifer Halbur:

The following issue arose in the course of drafting this bill: the amendment to s. 146.82 (3) (a), stats., authorizes an advanced practice nurse to report to the Department of Transportation, without a patient's informed consent, the patient's name and other relevant information if the patient's physical or mental condition affects his or her ability to exercise reasonable and ordinary control over a motor vehicle. Currently, a physician (under s. 146.82 (3) (a), stats.) and an optometrist (under s. 146.82 (3) (b), stats.) have this authority. In ss. 448.03 (5) (b) and 449.20, stats., there are provisions exempting such reporting physicians and optometrists from civil liability for reporting or not reporting in good faith. Do you wish to have like provisions for advanced practice nurses?

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