

DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1189/1dn
CTS:kjf:pg

December 23, 2004

Representative Hundertmark:

This is a redraft of LRB-1189/P1. I have made the following changes:

1. I have included Wisconsin Right to Life, Inc.'s (WRL) proposed s. 111.337 (1r) (c), which is intended to clarify that existing law regarding discrimination based upon creed is not narrowed by the expanded creed discrimination provisions in the draft. For the sake of readability, I have placed the proposed provision at s. 111.337 (1w).
2. I have included language expressly authorizing civil actions against the state and state government bodies.
3. I have modified the definition of "participate in" by eliminating the reference to "aid." WRL's Mary Klaver indicated that this was a way to narrow the definition of "participate in" that was acceptable to her organization.
4. I have added language to proposed s. 448.03 (5) (an) to preserve current law that provides it is unprofessional conduct if a physician refuses to comply with a declaration to physician instrument, power of attorney for health care instrument, or decision of a health care agent, but fails to make a good faith effort to transfer the patient to another physician who will comply.

Please review these changes carefully to ensure they are consistent with your intent. If you wish to discuss this draft or if you wish to make any changes, contact me.

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