

2005 DRAFTING REQUEST

Assembly Amendment (AA-AB207)

Received: 06/10/2005

Received By: **csundber**

Wanted: **As time permits**

Identical to LRB:

For: **Sheldon Wasserman (608) 266-7671**

By/Representing: **Stephanie Hilton**

This file may be shown to any legislator: **NO**

Drafter: **csundber**

May Contact:

Addl. Drafters:

Subject: **Occupational Reg. - prof lic**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Wasserman@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Require physician or pharmacist to post notice specifying refused activities

Instructions:

See Attached

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>
/?	csundber 06/11/2005			_____			
/1	mkunkel 06/11/2005	csicilia 06/12/2005	chanaman 06/12/2005	_____	mbarman 06/12/2005	mbarman 06/12/2005	

FE Sent For:

<END>

2005 DRAFTING REQUEST

Assembly Amendment (AA-AB207)

Received: **06/10/2005**

Received By: **csundber**

Wanted: **As time permits**

Identical to LRB:

For: **Sheldon Wasserman (608) 266-7671**

By/Representing: **Stephanie Hilton**

This file may be shown to any legislator: **NO**

Drafter: **csundber**

May Contact:

Addl. Drafters:

Subject: **Occupational Reg. - prof lic**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Wasserman@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Require physician or pharmacist to post notice specifying refused activities

Instructions:

See Attached

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>
/?	csundber	1 <i>ajs</i> 6/12 05		_____			

FE Sent For:

<END>

Sundberg, Christopher

From: Hilton, Stephanie
Sent: Thursday, June 09, 2005 5:17 PM
To: Sundberg, Christopher
Subject: AB 207 Amendments

Chris,

Rep. Wasserman would like the following amendments to AB 207 drafted asap. I hope they are clear--I will follow-up on this email in case you have any questions.

1. Require that physicians/pharmacists post a note describing what activities they will not be engaged in and failure to post notice is grounds for discipline and legal liability (this is the same as Assembly Amendment 3 to Senate Amendment 1 to AB 67 from last session)
2. Require physicians who refuse to participate in activities specified in the bill to orally and in writing inform patients and make a good faith attempt to transfer or refer that patient to another physician. Physician who refuses subject to discipline/liability (Assembly Amendment 9 to Assembly Substitute Amendment 1 to AB 67 from last session)
3. Remove prospective employees from protections provided in the bill (ie, we wouldn't want to require a fertility clinic to be forced to hire someone who was morally opposed to the procedure)

Thank you for your assistance.

Stephanie

Stephanie R. Hilton
Legislative Assistant
Office of Rep. Sheldon Wasserman
Room 214 North
Phone: (608) 266-7671 or (888) 534-0022
Fax: (608) 282-3622



State of Wisconsin
2005 - 2006 LEGISLATURE

LRBa0722/1
MDK:.....

O-NOTE

gjs

MONDAY
6/13

ASSEMBLY AMENDMENT,
TO 2005 ASSEMBLY BILL 207

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

2 1. Page 5, line 19: after that line insert:

3 "SECTION 4m. 111.337 (2) (c) of the statutes is created to read:

4 111.337 (2) (c) To require an employee who is a physician or pharmacist, and
5 who refuses, or states an intention to refuse, based on the employee's creed, to
6 participate in an activity specified in sub. (1r) (b) 1. to 8., to post a notice described
7 under s. 448.03 (5) (au) or 450.135 (4)."

8 2. Page 6, line 4: delete that line and substitute "~~or fetus.~~ A any of the
9 following:".

10 3. Page 6, line 5: delete that line and substitute

11 no ff "(b) Except as provided in sub. (4m), a physician or any other person who is a
12 member of or associated with the".

PLAIN QUOTE

1 **4.** Page 6, line 13: delete "(c) A physician" and substitute "(c) Except as
2 provided in sub. (4m), a physician". *plain quote, score paren*

3 **5.** Page 8, line 10: delete "No hospital A" and substitute "No hospital Except
4 as provided in sub (4m)/a". *(5)*

5 **6.** Page 8, line 16: delete "No hospital" and substitute "No hospital Except as
6 provided in sub. (4m), no".

7 **7.** Page 9, line 16: after that line insert:

8 "**SECTION 13m.** 253.09 (4m) of the statutes is created to read:

9 253.09 (4m) Subsections (1r) (b) and (c), (2), and (3) do not apply to a physician
10 or pharmacist that fails to post the notice described under s. 448.03 (5) (au) or
11 450.135 (4)."

12 **8.** Page 12, line 24: delete "No A person" and substitute "No Except as provided
13 in par. (au), a person".

14 **9.** Page 14, line 13: delete "A person" and substitute "Except as provided in par.
15 (au), a person".

16 **10.** Page 15, line 8: after that line insert:

17 "**SECTION 26m.** 448.03 (5) (au) of the statutes is created to read:

18 448.03 (5) (au) Paragraphs (am) and (an) do not apply to a physician unless the
19 physician posts at his or her place of employment in a location that is conspicuous
20 to patients a notice that states that the physician refuses to participate in a practice
21 within the scope of his or her license that is related to an activity specified in par. (am)
22 1. to 8. and that describes the practice that is related to the activity. An employer of

1 a physician, or an owner or operator of a physician's place of employment, may not
2 prohibit a physician from posting a notice under this paragraph."

3 **11.** Page 15, line 23: delete "A person" and substitute "Except as provided in
4 sub. (4), a person".

5 **12.** Page 16, line 19: delete "A person" and substitute "Except as provided in
6 sub. (4), a person".

7 **13.** Page 17, line 12: after that line insert:

8 "(4) Subsections (2) and (3) (a) do not apply to a person licensed as a pharmacist
9 under this chapter unless the person posts at his or her place of employment in a
10 location that is conspicuous to patients a notice that states that the pharmacist
11 refuses to participate in a practice of pharmacy that is related to an activity specified
12 in sub. (2) (a) to (h) and that describes the practice that is related to the activity. An
13 employer of a pharmacist, or an owner or operator of a pharmacist's place of
14 employment, may not prohibit a pharmacist from posting a notice under this
15 subsection."

16 **14.** Page 17, line 14: delete "and (1w)" and substitute ", (1w) and (2) (c)".

17 **15.** Page 17, line 15: before "and (5)" insert "(4m)".

18 **16.** Page 17, line 16: delete "and (ar)" and substitute "(ar), and (au)".

19

(END)

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

LRBa0722/1dn

MDK:/:....

7
jis

Rep. Wasserman:

This amendment accomplishes the same thing as AA3 to SA1 to 2003 AB 67.

Mark D. Kunkel
Senior Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.state.wi.us

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

LRBa0722/1dn
MDK:cjs:cmh

Rep. Wasserman:

This amendment accomplishes the same thing as AA3 to SA1 to 2003 AB 67.

Mark D. Kunkel
Senior Legislative Attorney
Phone: (608) 266-0131
E-mail: mark.kunkel@legis.state.wi.us