

**ASSEMBLY AMENDMENT 2,
TO ASSEMBLY SUBSTITUTE AMENDMENT 2,
TO 2005 ASSEMBLY BILL 993**

March 2, 2006 – Offered by Representative UNDERHEIM.

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

2 **1.** Page 4, line 7: after “(4)” insert “and in criminal proceedings”.

3 **2.** Page 4, line 10: after “agency” insert “, in any civil or administrative action
4 or proceeding”.

5 **3.** Page 4, line 11: delete that line and substitute “civil or administrative action
6 or proceeding”.

7 **4.** Page 5, line 3: delete “(c)” and substitute “(cm)”.

8 **5.** Page 5, line 11: delete lines 11 to 15 and substitute:

9 “(an) Subsection (3) does not apply to the release to or inspection by a state
10 agency of records or information created apart from a quality improvement activity
11 that are maintained by or for a health care entity for a purpose other than as specified

1 under par. (a) if the records or information are not otherwise available. A state
2 agency may introduce such records or information into evidence in a civil or
3 administrative action or proceeding.”.

4 **6.** Page 5, line 17: delete “, criminal, or other judicial”.

5 **7.** Page 5, line 18: after “administrative” insert “action or”.

6 **8.** Page 6, line 1: delete lines 1 to 4 and substitute:

7 “(cm) A person required by state or federal law to report records or information
8 or make records or information accessible to a law enforcement or other
9 governmental agency may report or make accessible records or information to which
10 sub. (3) (a) or (b) applies to comply with the reporting or access requirement. A law
11 enforcement or other governmental agency may introduce records or information
12 received under this paragraph into evidence in a civil or administrative action or
13 proceeding and may disclose such records or information to another law enforcement
14 or other governmental agency.”.

15 **9.** Page 6, line 10: delete “criminal, civil, or other” and substitute “civil or”.

16 **10.** Page 6, line 11: delete “judicial or administrative” and substitute
17 “administrative action or”.

18 (END)