

ASSEMBLY BILL 184 (LRB -1941)

An Act to create 302.386 (5m) of the statutes; relating to: ~~a prohibition against using state funds or resources or federal funds to provide or to facilitate the provision of hormonal therapy or sexual reassignment surgery to alter the appearance of a prisoner or forensic patient so that the prisoner or forensic patient appears more like the opposite gender. (FE)~~

2005

- 03-10. A. Introduced by Representatives **Suder, Gundrum, Gronemus, Musser, Lothian, LeMahieu, Kleefisch, Montgomery, Pettis, Nischke, Kestell, Nass, Hines, Kerkman, Bies, Vos, Petrowski, Honadel, Wood, Strachota, Jeskewitz, F. Lasee, Vrakas, Albers, Ballweg, Hahn, Kreibich, Moulton, Ott, Kaufert, Mursau, Van Roy, Gunderson and Nerison**; cosponsored by Senators **Kanavas, Zien, Olsen, A. Lasee, Reynolds, Cowles, Lazich, Brown, Leibham, S. Fitzgerald, Darling, Grothman, Roessler and Stepp**.
- 03-10. A. Read first time and referred to committee on Criminal Justice and Homeland Security 119
- 03-22. A. Fiscal estimate received.
- 04-06. A. Fiscal estimate received.
- 04-20. A. Public hearing held.
- 05-18. A. Executive action taken.
- 05-19. A. Report passage recommended by committee on Criminal Justice and Homeland Security, Ayes 9, Noes 2
..... 250
- 05-19. A. Referred to committee on Rules 250
- 09-22. A. Made a special order of business at 11:17 A.M. on 9-27-2005 pursuant to Assembly Resolution 38 479
- 09-27. A. Read a second time 498
- 09-27. A. Ordered to a third reading 498
- 09-27. A. Rules suspended 498
- 09-27. A. Read a third time and **passed**, Ayes 82, Noes 15 498
- 09-27. A. Ordered immediately messaged 498
- 09-30. S. Received from Assembly 382
- 09-30. S. Read first time and referred to committee on Judiciary, Corrections and Privacy 383
- 11-08. S. Executive action taken.
- 11-08. S. Report concurrence recommended by committee on Judiciary, Corrections and Privacy, Ayes 4, Noes 1 438
- 11-08. S. Available for scheduling.
- 12-05. S. Placed on calendar 12-6-2005 by committee on Senate Organization.
- 12-06. S. Read a second time.
- 12-06. S. Placed after Assembly Bill 762 on the calendar.
- 12-06. S. Senate amendment 1 offered by Senator Risser (**LRB a1133**).
- 12-06. S. Senate amendment 1 laid on table.
- 12-06. S. Ordered to a third reading.
- 12-06. S. Rules suspended.
- 12-06. S. Read a third time and **concurred in**.
- 12-06. S. Ordered immediately messaged.
- 12-08. A. Received from Senate concurred in.

**2005
ENROLLED BILL**

05en AB-184

ADOPTED DOCUMENTS:

Orig Engr SubAmdt

05-194/1 2

Amendments to above (if none, write "NONE"): none

Corrections - show date (if none, write "NONE"): none

Topic re delay - see history

start with "the provision"

12/9/05

Date

Pete Dyke

Enrolling Drafter

ELECTRONIC PROCEDURE:

Follow automatic or manual enrolling procedures in *TEXT2000 Reference Guide, Document Specific Procedures, Ch. 20, Engrossing and Enrolling*

DISTRIBUTION:

HOUSE OF ORIGIN:

- 11 copies plus bill jacket
- Secretary of State's envelope containing 4 copies plus newspaper notice

REVISOR OF STATUTES:

- 5 copies

DEPARTMENT OF ADMINISTRATION:

- 2 copies

LRB:

- Drafting file original
- Drafting attorney 1 copy
- Legislative editors 1 copy each
- Reference section 1 copy
- Bill index librarian 1 copy

2005 ASSEMBLY BILL 184

March 10, 2005 - Introduced by Representatives SUDER, GUNDRUM, GRONEMUS, MUSSER, LOTHIAN, LEMAHIEU, KLEEFISCH, MONTGOMERY, PETTIS, NISCHKE, KESTELL, NASS, HINES, KERKMAN, BIES, VOS, PETROWSKI, HONADEL, WOOD, STRACHOTA, JESKEWITZ, F. LASEE, VRAKAS, ALBERS, BALLWEG, HAHN, KREIBICH, MOULTON, OTT, KAUFERT, MURSAU, VAN ROY, GUNDERSON and NERISON, cosponsored by Senators KANAVAS, ZIEN, OLSEN, A. LASEE, REYNOLDS, COWLES, LAZICH, BROWN, LEIBHAM, S. FITZGERALD, DARLING, GROTHMAN, ROESSLER and STEPP. Referred to Committee on Criminal Justice and Homeland Security.

1 **AN ACT to create** 302.386 (5m) of the statutes; **relating to:** a prohibition against
2 using state funds or resources or federal funds to provide or to facilitate the
3 provision of hormonal therapy or sexual reassignment surgery to alter the
4 appearance of a prisoner or forensic patient so that the prisoner or forensic
5 patient appears more like the opposite gender.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Corrections (DOC) provides medical services for residents housed in state prisons and forensic patients housed in state institutions. This bill prohibits DOC from using state funds or resources or federal funds passing through the state treasury to provide or to facilitate the provision of hormonal therapy or sexual reassignment surgery for such a resident or patient. The bill defines "hormonal therapy" as the use of hormones to stimulate the development or alteration of a person's sexual characteristics in order to alter the person's physical appearance so that the person appears more like the opposite gender, and "sexual reassignment surgery" as surgical procedures to alter a person's physical appearance so that the person appears more like the opposite gender.

ASSEMBLY BILL 184

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 302.386 (5m) of the statutes is created to read:

2 302.386 (5m) (a) In this subsection:

3 1. "Hormonal therapy" means the use of hormones to stimulate the
4 development or alteration of a person's sexual characteristics in order to alter the
5 person's physical appearance so that the person appears more like the opposite
6 gender.

7 2. "Sexual reassignment surgery" means surgical procedures to alter a person's
8 physical appearance so that the person appears more like the opposite gender.

9 (b) The department may not authorize the payment of any funds or the use of
10 any resources of this state or the payment of any federal funds passing through the
11 state treasury to provide or to facilitate the provision of hormonal therapy or sexual
12 reassignment surgery for a resident or patient specified in sub. (1).

13 **SECTION 2. Initial applicability.**

14 (1) **PROVISION OF HORMONAL THERAPY OR SEXUAL REASSIGNMENT SURGERY.** This act
15 first applies to hormonal therapy, as defined in section 302.386 (5m) (a) 1. of the
16 statutes, as created by this act, or sexual reassignment surgery, as defined in section
17 302.386 (5m) (a) 2. of the statutes, as created by this act, provided on the effective
18 date of this subsection.

19

(END)