

2005 DRAFTING REQUEST

Bill

Received: 01/28/2005

Received By: **gmalaise**

Wanted: **As time permits**

Identical to LRB:

For: **Scott Suder (608) 267-0280**

By/Representing: **Anne Emerson**

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

Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Correctional System - prisons**

Extra Copies:

Submit via email: **YES**

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

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Payment for treatment of gender identity disorder

Instructions:

See attached--prohibit DOC from providing hormone treatment or gender reassignment surgery for prisoners

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>
/?	gmalaise 02/01/2005	jdyer 02/02/2005		_____			State
/1			rschluet 02/02/2005	_____	sbasford 02/02/2005		State
/2	gmalaise 02/09/2005	jdyer 02/09/2005	rschluet 02/09/2005	_____	lemery 02/09/2005	sbasford 02/10/2005	

FE Sent For:

<END>

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/1		<i>1/2 2/9 jld</i>	rschluet 02/02/2005	_____	sbasford 02/02/2005		

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[Handwritten signatures and initials]
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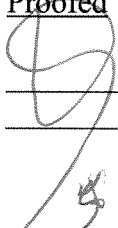
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/?	gmalaise	1 2/2 jcd					

FE Sent For:

<END>

Malaise, Gordon

From: Dsida, Michael
Sent: Thursday, January 27, 2005 3:30 PM
To: Malaise, Gordon
Cc: Kennedy, Debora
Subject: RE: Drafting request-Suder

Gordon -

This seems similar to the one for Sen. Kanavas. And I have the Journal Sentinel article from Sunday if you'd like to take a look at it.

Thanks.

Mike

-----Original Message-----

From: LRB.Legal
Sent: Thursday, January 27, 2005 3:27 PM
To: Kennedy, Debora; Dsida, Michael
Subject: FW: Drafting request-Suder

-----Original Message-----

From: Emerson, Anne
Sent: Thursday, January 27, 2005 3:17 PM
To: LRB.Legal
Cc: Suder, Scott; Hilgemann, Luke
Subject: Drafting request-Suder

Representative Suder would like to request the following to be drafted as legislation:

- 1) Proposal prohibiting hormone therapy and/or gender replacement surgery for state prisoners.

Should you have any questions, please do not hesitate to contact our office.

Thank you!

Anne Emerson
Office of State Representative Scott Suder



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1941/A
GMM:.....1
JLD

Week of 1/31

Gen

1 AN ACT ...; relating to: a prohibition against using state or federal funds to
2 provide or to facilitate the provision of hormonal therapy or sexual
3 reassignment surgery for the treatment of gender identity disorder in a
4 prisoner or forensic patient. ✓

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 federal funds passing through the state treasury to provide or to facilitate the provision of hormonal therapy or sexual reassignment surgery for the treatment of gender identity disorder in such a resident or patient. ✓ The bill defines "gender identity disorder" ✓ as a psychiatric disorder in which a person is not satisfied and is seriously dysphoric with regard to his or her anatomical gender, "hormonal therapy" ✓ as the use of hormones to stimulate the development of secondary sexual characteristics, and "sexual reassignment surgery" ✓ as surgical procedures to alter a person's physical appearance so that the person appears more like the opposite gender.

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:

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

1 302.386 (5m) (a) In this subsection:

2 1. "Gender identity disorder" means a psychiatric disorder in which a person
3 is not satisfied and is seriously dysphoric with regard to his or her anatomical gender.

4 2. "Hormonal therapy" means the use of hormones to stimulate the
5 development of secondary sexual characteristics.

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

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

12 **SECTION 2. Initial applicability.**

13 (1) TREATMENT OF GENDER IDENTITY DISORDER. This act first applies to hormonal
14 therapy, as defined in section 302.386 (5m) (a) 2. of the statutes, as created by this
15 act, or sexual reassignment surgery, as defined in section 302.386 (5m) (a) 3. of the
16 statutes, as created by this act, provided on the effective date of this subsection.

17 (END)

2/9/03

12

conform to OS - 1667/4



State of Wisconsin
2005 - 2006 LEGISLATURE

LRB-1941/1

GMM:jld:rs

2
JMR

Today!
2/9/05

2005 BILL

to alter the appearance of a prisoner or forensic patient so that the

in order to alter the person's physical appearance so that the person appears more like the opposite gender

funds
funds or resources

or
or alteration of a person's

Regen

1 AN ACT to create 302.386 (5m) of the statutes; relating to: a prohibition against
2 using state or federal funds to provide or to facilitate the provision of hormonal
3 therapy or sexual reassignment surgery for the treatment of gender identity
4 disorder in a prisoner or forensic patient.

appears more like the opposite gender

Analysis by the Legislative Reference Bureau

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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 federal funds passing through the state treasury to provide or to facilitate the provision of hormonal therapy or sexual reassignment surgery for the treatment of gender identity disorder in such a resident or patient. The bill defines "gender identity disorder" as a psychiatric disorder in which a person is not satisfied and is seriously dysphoric with regard to his or her anatomical gender; "hormonal therapy" as the use of hormones to stimulate the development of secondary sexual characteristics, and "sexual reassignment surgery" as surgical procedures to alter a person's physical appearance so that the person appears more like the opposite gender.

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

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BILL of alteration of a person's

in order to alter the person's physical appearance so that the person appears more like the opposite gender ✓

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

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

1. "Gender identity disorder" means a psychiatric disorder in which a person is not satisfied and is seriously dysphoric with regard to his or her anatomical gender.

2. "Hormonal therapy" means the use of hormones to stimulate the development of secondary sexual characteristics, or the use of any resources.

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

(b) The department may not authorize the payment of any funds of this state or of any federal funds passing through the state treasury to provide or to facilitate the provision of hormonal therapy or sexual reassignment surgery for the treatment of gender identity disorder in a resident or patient specified in sub. (1).

SECTION 2. Initial applicability.

(1) ~~TREATMENT OF GENDER IDENTITY DISORDER.~~ This act first applies to hormonal therapy, as defined in section 302.386 (5m) (a) 2. of the statutes, as created by this act, or sexual reassignment surgery, as defined in section 302.386 (5m) (a) 3. of the statutes, as created by this act, provided on the effective date of this subsection.

(END)

PROVISION OF HORMONAL THERAPY OR SEXUAL REASSIGNMENT SURGERY.

Basford, Sarah

From: Emerson, Anne
Sent: Thursday, February 10, 2005 11:32 AM
To: LRB.Legal
Subject: FW: Draft review: LRB 05-1941/2 Topic: Payment for treatment of gender identity disorder

It has been requested by <Emerson, Anne> that the following draft be jacketed for the ASSEMBLY:

FW: Draft review: LRB 05-1941/2 Topic: Payment for treatment of gender identity disorder