2007 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-SB129)

Received: 12/11/2007					Received By: dk	ennedy		
Wanted: As time permits					Identical to LRB:			
For: Daniel LeMahieu (608) 266-9175					By/Representing: Jeff (aide)			
This file may be shown to any legislator: NO					Drafter: dkennedy			
May Contact:					Addl. Drafters:			
Subject:	Health -	abortion			Extra Copies:			
Submit vi	a email: YES							
Requester	's email:	Rep.LeMal	nieu@legis.	wisconsin.go	ov			
Carbon co	opy (CC:) to:							
Pre Topi	c:					anne de la companya d		
No specif	ic pre topic gi	ven						
Topic:		yes an earling a second and a second a second and a second a second and a second a second and a second and a second and a						
Noncomp	liance of hosp	ital or individu	al, based on	conscience				
Instructi	ons:							
See Attac	hed							
Drafting	History:							
Vers.	Drafted	Reviewed	Typed	<u>Proofed</u>	Submitted	<u>Jacketed</u>	Required	
/?	dkennedy 12/11/2007	bkraft 12/11/2007						
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FE Sent For:

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May Contact: Addl. Drafters:

Subject: **Health - abortion** Extra Copies:

Submit via email: YES

Requester's email: Rep.LeMahieu@legis.wisconsin.gov

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Noncompliance of hospital or individual, based on conscience

Instructions:

See Attached

Drafting History:

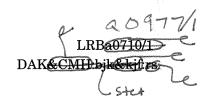
<u>Vers.</u> <u>Drafted</u> <u>Reviewed</u> <u>Typed</u> <u>Proofed</u> <u>Submitted</u> <u>Jacketed</u> <u>Required</u>

/? dkennedy / $\frac{12}{12}$ /11 nwn nm

FE Sent For:

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> NOW)
2007 - 2008 LEGISLATURE



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TO 2007 ASSEM	SUBSTITUTE AMEN DIMENT!
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September 18, 2007 - Offered by Representative GUNDRUM

At the locations indicated, amend the (a) as follows:

- 2 **1.** Page 2, line 14: delete "A hospital" and substitute "Except as provided in sub. (4) (b), a hospital".
 - **2.** Page 3, line 8: after "(4)" insert "(a)".
- 5 Page 3, line 13: delete "A" and substitute "Except as provided in sub. (4) (b),

6 a".

- **4.** Page 3, line 16: after "(4)" insert "(a)".
- 8 **5.** Page 3, line 17: after that line insert:
- 9 \int_{a}^{b} "(b) 1. No hospital may be required to comply with a requirement of sub. (2) or
- 10 (3) if compliance is contrary to a policy of the hospital that is based on moral or religious grounds.

convictions.

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1	$\stackrel{\checkmark}{2}$. No hospital may be liable for civil damages resulting from a refusal to comply
2	with a requirement of sub. (2) or (3) if the refusal is based on the hospital policy in
3	subd. 1.
4	3. The receipt of any grant, contract, loan, or loan guarantee under any state
5	or federal law does not authorize any court, any public official, or other public
6	authority to require a hospital to do any of the following:
7	a. Make hospital facilities available for an action under sub. (2) or (3) if taking
8	the action in such facilities is contrary to the hospital policy in subd. 1.
9	b. Provide personnel to take an action under sub. (2) or (3) if the action under
10	sub. (2) or (3) by such personnel is contrary to the hospital policy in subd. 1.
11	(4m) (a) No physician or any other individual who is a member of or associated
12	with the staff of a hospital, employee of a hospital, or individual with whom a hospital
13	contracts may be required to take an action under sub. (2) or to help the hospital
14	comply with sub. (3) if taking the action is contrary to the individual's religious
15	beliefs or moral convictions.
16	(b) No individual under par. (a) who refuses to take an action under sub. (2) or
17	to help the hospital comply with sub. (3) may be liable for civil damages resulting
18	from the refusal if the refusal is based on the individual's religious beliefs or mora
19	convictions.
20	(c) No hospital may discriminate against an individual with regard to hiring
21	firing, or contracting with or otherwise discriminate with respect to terms
22	conditions, or privileges of employment or contract by reason of the fact that the
23	individual refuses to take an action under sub. (2) or to help the hospital comply with
24	sub. (3) if the refusal is based on the individual's religious beliefs or moral

\checkmark
(d) The receipt of any grant, contract, loan, or loan guarantee under any state
or federal law does not authorize any court, any public official, or other public
authority to require an individual under par. (a) to take an action under sub. (2) or
to help the hospital comply with sub. (3) if taking the action is contrary to the
individual's religious beliefs or moral convictions.".

(END)