

State of Wisconsin



2013 Assembly Bill 139

Date of enactment: **December 13, 2013**
Date of publication*: **December 14, 2013**

2013 WISCONSIN ACT 111

AN ACT *to repeal* 448.30 (1); *to amend* 448.30 (intro.); and *to create* 448.30 (7) of the statutes; **relating to:** the duty of physicians to inform patients of treatment options.

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

SECTION 1. 448.30 (intro.) of the statutes is amended to read:

448.30 Information on alternate modes of treatment Informed consent. (intro.) Any physician who treats a patient shall inform the patient about the availability of all reasonable alternate, ~~viable~~ medical modes of treatment and about the benefits and risks of these treatments. The reasonable physician standard is the standard for informing a patient under this section. The reasonable physician standard requires disclosure only of information that a reasonable physician in the same or a

similar medical specialty would know and disclose under the circumstances. The physician's duty to inform the patient under this section does not require disclosure of:

SECTION 2. 448.30 (1) of the statutes is repealed.

SECTION 3. 448.30 (7) of the statutes is created to read:

448.30 (7) Information about alternate medical modes of treatment for any condition the physician has not included in his or her diagnosis at the time the physician informs the patient.

SECTION 4. **Initial applicability.**

(1) This act first applies to a physician required to inform a patient about modes of treatment on the effective date of this subsection.

* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."