

2013 DRAFTING REQUEST

Assembly Amendment (AA-SB206)

Received: 6/12/2013
Wanted: As time permits
For: Sandy Pasch (608) 266-7671
May Contact:
Subject: Health - abortion/maternal/child

Received By: tdodge
Same as LRB:
By/Representing: Fred Ludwig
Drafter: tdodge
Addl. Drafters:
Extra Copies:

Submit via email: YES
Requester's email: Rep.Pasch@legis.wisconsin.gov
Carbon copy (CC) to: tamara.dodge@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Remove reporting requirement from voluntary and informed consent to abortion requirements

Instructions:

Strike reporting requirement out of 253.10.

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>
/?	tdodge 6/12/2013			_____			
/1	tdodge 6/12/2013	scalvin 6/12/2013	lparisi 6/12/2013	_____		lparisi 6/12/2013	
/2		jdyer 6/12/2013	jfrantze 6/12/2013	_____	lparisi 6/12/2013	lparisi 6/12/2013	

FE Sent For:

<END>

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/?	tdodge 6/12/2013	2/6/12 jld	J	6/12			
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Strike reporting requirement out of 253.10. ✓

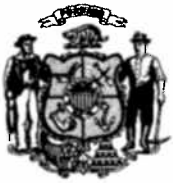
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1/?	tdodge	11 SAC 06/12/2013	6/13 ph				
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FE Sent For:

<END>



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBa0646
TJD: (...
RM/R sac

In: 6/12/13 TODAY

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT,

TO SENATE BILL 206

- 1 At the locations indicated, amend the engrossed bill as follows:
- 2 1. Page 4, line 1: before that line insert:
- 3 "SECTION 1g. 20.927 (2) (a) of the statutes is amended to read:
- 4 20.927 (2) (a) This section does not apply to the performance by a physician of
- 5 an abortion which is directly and medically necessary to save the life of the woman
- 6 or in a case of sexual assault or incest, provided that prior thereto the physician signs
- 7 a certification which so states, and provided that, in the case of sexual assault or
- 8 incest the crime has been reported to the law enforcement authorities. The
- 9 certification shall be affixed to the claim form or invoice when submitted to any
- 10 agency or fiscal intermediary of the state for payment, and shall specify and attest
- 11 to the direct medical necessity of such abortion upon the best clinical judgment of the
- 12 physician or attest to his or her belief that sexual assault or incest has occurred."

BOS SECTION

1

2. Page 4, line 1: delete "1" and substitute "1r".

2

3. Page 11, line 6: delete lines 6 to 9 and substitute:

3

"SECTION 9b. 253.10 (3m) (a) (intro.) and 1. of the statutes are consolidated, renumbered 253.10 (3m) (a) and amended to read:

5

253.10 (3m) (a) A woman seeking an abortion may waive the 24-hour period required under sub. (3) (c) 1. (intro.) and L. and 2. (intro.) and may waive all of the requirements under sub. (3g) if all of the following are first done: 1. ~~The the~~ woman alleges that the pregnancy is the result of sexual assault under s. 940.225 (1), (2) or (3) ~~and states that a report alleging the sexual assault has been made to law enforcement authorities.~~

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History: 1985 a. 56, 176; 1991 a. 263; 1993 a. 27 s. 378; Stats. 1993 s. 253.10; 1995 a. 309; 1997 a. 27; 1999 a. 9; 2005 a. 155, 277, 387; 2007 a. 20; 2009 a. 28; 2011 a. 217.

11

SECTION 9c. 253.10 (3m) (a) 2. of the statutes is repealed.

12

SECTION 9d. 253.10 (3m) (b) (intro.) and 1. of the statutes are consolidated, renumbered 253.10 (3m) (b) and amended to read:

14

253.10 (3m) (b) (intro.) The 24-hour period required under sub. (3) (c) 1. (intro.) and L. and 2. (intro.) is reduced to at least 2 hours if ~~all of the following are first done:~~ 1. ~~The the~~ woman alleges that the pregnancy is the result of incest under s. 948.06 (1) or (1m) ~~and states that a report alleging the incest has been made to law enforcement authorities.~~

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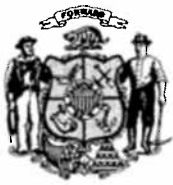
History: 1985 a. 56, 176; 1991 a. 263; 1993 a. 27 s. 378; Stats. 1993 s. 253.10; 1995 a. 309; 1997 a. 27; 1999 a. 9; 2005 a. 155, 277, 387; 2007 a. 20; 2009 a. 28; 2011 a. 217.

19

SECTION 9e. 253.10 (3m) (b) 2. and (c) of the statutes are repealed."

20

(END)



State of Wisconsin
2013 - 2014 LEGISLATURE



LRBa0646/L
TJD:sac:ph

In: 6/12/13 Today if possible RMR + JLD

ASSEMBLY AMENDMENT,
TO SENATE BILL 206

LPS - should go outside the markers please

engrossed

1

At the locations indicated, amend the bill as follows:

2 1. Page 4, line 1: before that line insert:

3 "SECTION 1g. 20.927 (2) (a) of the statutes is amended to read:

4 20.927 (2) (a) This section does not apply to the performance by a physician of
5 an abortion which is directly and medically necessary to save the life of the woman
6 or in a case of sexual assault or incest, provided that prior thereto the physician signs
7 a certification which so states, and provided that, in the case of sexual assault or
8 incest the crime has been reported to the law enforcement authorities. The
9 certification shall be affixed to the claim form or invoice when submitted to any
10 agency or fiscal intermediary of the state for payment, and shall specify and attest
11 to the direct medical necessity of such abortion upon the best clinical judgment of the
12 physician or attest to his or her belief that sexual assault or incest has occurred."

13 2. Page 4, line 1: delete "SECTION 1" and substitute "SECTION 1r".

3. Page 11, line 6: delete lines 6 to 9 and substitute:

SECTION 9b. 253.10 (3m) (a) (intro.) and 1. of the statutes are consolidated, renumbered 253.10 (3m) (a) and amended to read:

253.10 (3m) (a) A woman seeking an abortion may waive the 24-hour period required under sub. (3) (c) 1. (intro.) and L. and 2. (intro.) and may waive all of the requirements under sub. (3g) if all of the following are first done: ~~1. The the woman alleges that the pregnancy is the result of sexual assault under s. 940.225 (1), (2) or (3) and states that a report alleging the sexual assault has been made to law enforcement authorities.~~

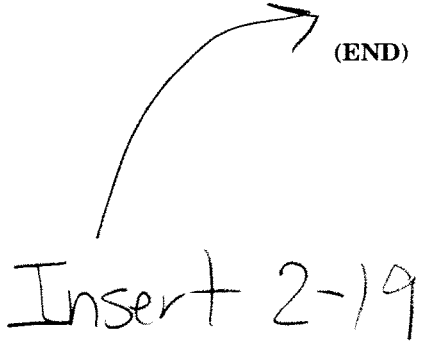
SECTION 9c. 253.10 (3m) (a) 2. of the statutes is repealed.

SECTION 9d. 253.10 (3m) (b) (intro.) and 1. of the statutes are consolidated, renumbered 253.10 (3m) (b) and amended to read:

253.10 (**3m**) (b) (intro.) The 24-hour period required under sub. (3) (c) 1. (intro.) and L. and 2. (intro.) is reduced to at least 2 hours if ~~all of the following are first done:~~ ~~1. The the woman alleges that the pregnancy is the result of incest under s. 948.06 (1) or (1m) and states that a report alleging the incest has been made to law enforcement authorities.~~

SECTION 9e. 253.10 (3m) (b) 2. and (c) of the statutes are repealed.”.

(END)



Insert 2-19

**2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa0646/2ins
TJD:.....

1 INSERT 2-19

2 **1.** Page 11, line 11: delete the material beginning with “, (3g) (a)” and ending
3 with “(b) 2.” on line 12 and substitute “~~or (3m) (a) 2. or (b) 2.~~ or (3g) (a)”.

4 **2.** Page 11, line 14: after that line insert:

5 “**SECTION 10m.** 253.10 (6) (a) ^x of the statutes is amended to read:

6 253.10 **(6)** (a) A person who violates sub. (3) ~~or (3m) (a) 2. or (b) 2.~~ [✓] is liable to
7 the woman on or for whom the abortion was performed or induced for damages
8 arising out of the performance or inducement of the abortion, including damages for
9 personal injury and emotional and psychological distress.”. [✓]

History: 1985 a. 56, 176; 1991 a. 263; 1993 a. 27 s. 378; Stats. 1993 s. 253.10; 1995 a. 309; 1997 a. 27; 1999 a. 9; 2005 a. 155, 277, 387; 2007 a. 20; 2009 a. 28; 2011 a. 217.

(END INSERT 2-19)