

### Fiscal Estimate - 2021 Session

Original     
  Updated     
  Corrected     
  Supplemental

<b>LRB Number</b> <b>21-4412/1</b>	<b>Introduction Number</b> <b>SB-538</b>
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**Description**  
 prohibiting discrimination in organ transplantation on the basis of disability

**Fiscal Effect**

**State:**

<input type="checkbox"/> No State Fiscal Effect	<input type="checkbox"/> Increase Existing Revenues	<input checked="" type="checkbox"/> Increase Costs - May be possible to absorb within agency's budget <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<input checked="" type="checkbox"/> Indeterminate	<input type="checkbox"/> Decrease Existing Revenues	
<input type="checkbox"/> Increase Existing Appropriations		<input type="checkbox"/> Decrease Costs
<input type="checkbox"/> Decrease Existing Appropriations		
<input type="checkbox"/> Create New Appropriations		

**Local:**

<input type="checkbox"/> No Local Government Costs		
<input type="checkbox"/> Indeterminate	5. Types of Local Government Units Affected	
1. <input type="checkbox"/> Increase Costs	3. <input type="checkbox"/> Increase Revenue	<input type="checkbox"/> Towns <input type="checkbox"/> Village <input type="checkbox"/> Cities
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Counties <input type="checkbox"/> Others
2. <input type="checkbox"/> Decrease Costs	4. <input type="checkbox"/> Decrease Revenue	<input type="checkbox"/> School Districts <input type="checkbox"/> WTCS Districts
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory	

<b>Fund Sources Affected</b>	<b>Affected Ch. 20 Appropriations</b>
<input checked="" type="checkbox"/> GPR <input type="checkbox"/> FED <input checked="" type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEGS	20.625 (1)(a) 20.680 (2)(j)

<b>Agency/Prepared By</b>	<b>Authorized Signature</b>	<b>Date</b>
CTS/ Caitlin Frederick (608) 267-1940	Karley Downing (608) 267-5277	10/28/2021

## Fiscal Estimate Narratives

CTS 10/28/2021

LRB Number	21-4412/1	Introduction Number	SB-538	Estimate Type	Original
<b>Description</b> prohibiting discrimination in organ transplantation on the basis of disability					

### Assumptions Used in Arriving at Fiscal Estimate

This bill prohibits discrimination against any individual in the receipt of an anatomical gift or related services solely on the basis of the individual's disability. The bill permits a hospital to consider an individual's disability in making treatment or coverage recommendations or decisions, but only if a physician finds that the disability is medically significant to the receipt of the anatomical gift following an individualized evaluation of the individual.

The bill also prohibits discrimination against receiving a transplant provided the individual has the necessary support system to assist the individual in complying with the posttransplantation medical requirements. Under the bill, an individual may bring an action in circuit court for a violation of the bill, and requires the court to hold a hearing within 30 days of the filing of the action. In an action before the circuit court, the court may grant injunctive or equitable relief, including ordering necessary auxiliary aids and services.

To implement the bill, the Wisconsin Court System may need to create new history event codes and possibly a new class code in the WCCA system, as well as develop new model recordkeeping procedures for court system employees.

In addition, because of the requirement for speedy trial, these actions will take time currently reserved for similar speedy proceedings.

### Long-Range Fiscal Implications

Indeterminate