

State of Misconsin 1995 - 1996 LEGISLATURE

## SENATE AMENDMENT 7, TO SENATE SUBSTITUTE AMENDMENT 1, TO 1995 ASSEMBLY BILL 36

March 8, 1995 – Offered by Senators C. Potter, Chvala, Risser, Adelman, Clausing and Breske.

1	At the locations indicated, amend the substitute amendment as follows:
2	${f 1.}$ Page 5, line 17: delete " <u>\$350,000</u> and" and substitute " <u>\$250,000 except as</u>
3	provided in par. (dm). The limits established under this paragraph and under par.
4	<u>(dm)</u> ".
5	<b>2.</b> Page 5, line 21: after that line insert:
6	"SECTION 9m. 893.55 (4) (dm) of the statutes is created to read:
7	893.55 (4) (dm) The limit on total noneconomic damages under par. (d) shall
8	be \$500,000 if one of the following applies:
9	1. The claimant, as a result of the occurrence under par. (b), is hemiplegic,
10	paraplegic or quadriplegic and has total permanent functional loss of one or more
11	limbs as a result of an injury to the brain or the spinal cord.
12	2. The claimant, as a result of the occurrence under par. (b), has permanently
13	impaired cognitive capacity that renders the claimant incapable of making
14	independent, responsible life decisions and incapable of performing at least one
15	major life activity, as defined in s. 15.197 (4) (a) 1.

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1	3. The claimant, as a result of the occurrence under par. (b), has a significant
2	permanent impairment or loss of sight in one or both eyes.
3	4. The claimant, as a result of the occurrence under par. (b), has a significant
4	permanent impairment or loss of the ability to speak.
5	5. The claimant, as a result of the occurrence under par. (b), has a significant
6	permanent impairment or loss of respiratory functions.
7	6. The claimant, as a result of the occurrence under par. (b), has a significant
8	permanent impairment or loss of urological or defecatory functions.
9	7. The claimant, as a result of the occurrence under par. (b), has a significant
10	permanent bodily disfigurement.".
11	(END)