



State of Wisconsin
2019 - 2020 LEGISLATURE

LRBa0552/1
KP:cjs

**SENATE AMENDMENT 1,
TO SENATE BILL 254**

September 26, 2019 - Offered by Senator MARKLEIN.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 1, line 10: delete lines 10 and 11 and substitute “directives, findings
3 of incapacity related to powers of attorney for health care, and determinations that
4 a person is incapacitated for admission to a hospice.”.

5 **2.** Page 2, line 1: before that line insert:

6 “**SECTION 1s.** 50.94 (8) of the statutes is amended to read:

7 50.94 (8) A determination that a person is incapacitated may be made only by
8 2 physicians or by one physician and one licensed psychologist, as defined in s. 455.01
9 (4) advanced practice clinician, as defined in s. 155.01 (1g), who personally examine
10 the person and sign a statement specifying that the person is incapacitated. Mere
11 old age, eccentricity or physical disabilities, singly or together, are insufficient to
12 determine that a person is incapacitated. Whoever determines that the person is
13 incapacitated may not be a relative, as defined in s. 242.01 (11), of the person or have

1 knowledge that he or she is entitled to or has claim on any portion of the person's
2 estate. A copy of the statement shall be included in the records of the incapacitated
3 person in the hospice to which he or she is admitted.”.

4 (END)