
Wisconsin Legislative Council

AMENDMENT MEMO



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2021 Senate Bill 261

Senate Amendment 1

2021 SENATE BILL 261

Current law requires health care facilities to report certain information about induced abortions performed at the facility each year. The bill adds the following three items to the list of information about induced abortions that a facility must report to the Department of Health Services (DHS):

- The name of the facility.
- The sex of the aborted unborn child, if the sex is determinable by visual inspection.
- Whether the aborted unborn child had a fetal anomaly, and, if so, the nature of the anomaly.

Under current law, DHS must collect the information and publish an annual summary, without disclosing the name of the patient, physician, or facility. The bill removes confidentiality for the name of the facility and requires DHS to include summaries of the induced abortion reporting for each facility. The bill also requires DHS to include the reported induced abortion fetal anomaly information in its registry system for diagnosed birth defects.

SENATE AMENDMENT 1

Senate Amendment 1 maintains the provisions from the bill and adds the following items to the list of information about induced abortions that a facility must report to DHS: (1) the payment source; (2) the number of previous induced abortions; (3) the reason for the abortion; (4) the type of contraceptive used before the pregnancy; (5) any response actions taken if a child is born alive after an attempted abortion; and (6) the disposition of the remains. Information about the physician who performed the abortion must also be reported, including the physician's medical specialty, number of abortions performed in the last calendar year, and rate of complications for abortions performed.

The amendment also specifies the date by which DHS must publish its annual summary discussed above. Under the amendment, DHS must publish its annual summary by March 1 of each year following the calendar year for which the information is reported.

BILL HISTORY

Senate Amendment 1 was introduced by Senator Jacque on May 25, 2021. On October 19, 2021, the Senate Committee on Human Services, Children and Families voted to recommend adoption of the amendment, and passage of the bill, as amended, by votes of Ayes, 3; Noes, 2.

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