

1999 DRAFTING REQUEST

Assembly Amendment (AA-ASA1-AB133)

Received: 06/18/99

Received By: kenneda

Wanted: As time permits

Identical to LRB:

For: Assembly Republican Caucus 266-1452

By/Representing: Rindfleisch

This file may be shown to any legislator: NO

Drafter: kenneda

May Contact:

Alt. Drafters:

Subject: Health - public health
Health - miscellaneous

Extra Copies: TAY, GMM

Pre Topic:

ARC:.....Rindfleisch - Am #17,

Topic:

Permit multiple municipalities in certain counties to establish local board of health

Instructions:

See Attached

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>
/1	kenneda 06/24/99	chanaman 06/24/99	kfollet 06/24/99	_____	lrb_docadmin 06/24/99		
/2	kenneda 06/26/99	chanaman 06/26/99	kfollet 06/26/99	_____	lrb_docadmin 06/26/99		

FE Sent For:

<END>

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/1	kenneda 06/24/99	chanaman 06/24/99	kfollet 06/24/99	_____	lrb_docadmin 06/24/99		

FE Sent For:

cmv
elbe
/2

kjf
6/26

kjf/km
6/26
<END>

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May Contact:

Alt. Drafters:

Subject: **Health - public health**
Health - miscellaneous

Extra Copies: **TAY, GMM**

Pre Topic:

ARC:.....Rindfleisch - Amd. No. 17

Topic:

Permit multiple municipalities in certain counties to establish local board of health

Instructions:

See Attached

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>
/?	kenneda	emw 6/24 /1	kjf 6/24	kjf/jf 6/24			

FE Sent For:

<END>

Budget Amendments 1999- 2000

Statement of Intent DHFS. Allows multiple municipalities in a county under stat. 251.02 (3m) to establish a local board of health.

Legislator Ladwig

Amendment# 17

Staff contact Janine

Status Pass

Agency DHFS

Tax Cut

60774

Summary Amend the statutes regarding the establishment of local health departments so that in a county with a population of at least 100,000, but less than 500,000, multiple municipalities may establish a local board of health with representation from those elected officials representing those multiple municipalities. This would allow for the formation of joint health departments in a county under stat. 251.02 (3m). DHFS is supportive of this statutory change.

Fiscal Impact None.

ARC Analyst Kelly Rindfleisch

Q for Kelly Pindfleisch:

6/21 12:00

on ✓ ① Note changes in draft to
251.03(3), 251.04(1), (2) + (3)

✓ ② What are qualifications of local health officers
(see 251.06(1)(a) 2., (2)(b), (4)(c)
add; yes do not add yes; add

✓ ③ How financed? 251.12, 251.125
251.127 - yes; add

refer to:

Meg Ziarnik 6-8154 (DHFS)



SOON - In edit 6/24

State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0774/1

DAK.....

cmj

ARC:.....Rindfleisch – Amd. No. 17 Permit multiple municipalities in certain counties to establish local board of health

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 1210, line 11: after that line insert:

3 “SECTION 2400em. 250.01 (4) (a) 5. of the statutes is created to read:

4 250.01 (4) (a) 5. A multiple municipal local health department established
5 under s. 251.02 (3r).”.

6 2. Page 1211, line 18: after that line insert:

7 “SECTION 2400qc. 251.02 (1) of the statutes is amended to read:

8 251.02 (1) In counties with a population of less than 500,000, the county board
9 shall establish a county health department that meets the requirements of this
10 chapter. The county health department shall serve all areas of the county that are
11 not served by a city health department that was established prior to January 1, 1994,

local

1 or by a town or village health department established under sub. (3m) or by a
 2 multiple municipal health department established under sub. (3r). No city health
 3 department may be established after ~~that date~~ January 1, 1994, but a city-county
 4 health department may be established after that date.

History: 1993 a. 27.

5 **SECTION 2400qd.** 251.02 (3r) of the statutes is created to read:

6 251.02 (3r) In a county described in sub. (3m), in addition to the local health
 7 department required to be established under sub. (3m), the governing body of a city,
 8 village or town may, in concert with the governing body of another city, village or
 9 town, establish a multiple municipal local health department and elect a local health
 10 officer consistent with this chapter.

11 **SECTION 2400qe.** 251.03 (4r) of the statutes is created to read:

12 251.03 (4r) Subsections (1) to (4m) do not apply to a city, village or town that
 13 establishes a multiple municipal local health department under s. 251.02 (3r). In
 14 establishing a multiple municipal local health department as described under s.
 15 251.02 (3r), the relevant governing bodies shall agree on how many members of the
 16 local board of health are appointed by each governing body and how many of each
 17 governing body's appointees shall be members who are not elected officials or
 18 employes of the governing body. The members shall be appointed by the relevant
 19 governing bodies. A local board of health under this subsection shall elect a
 20 chairperson and clerk.

21 **SECTION 2400qf.** 251.04 (1) of the statutes is amended to read:

22 251.04 (1) A city or county board of health shall govern each local health
 23 department other than a local health department as authorized in s. 251.02 (3m) and
 24 (3r) and a city or county board of health or a board of health for a local health

1 department as authorized in s. 251.02 (3m) and (3r) shall assure the enforcement of
 2 state public health statutes and public health rules of the department as prescribed
 3 for a Level I local health department. A local board of health may contract or
 4 subcontract to provide public health services. The contractor's staff shall meet the
 5 appropriate qualifications for positions in a Level I local health department.

History: 1993 a. 27 ss. 261, 264, 463; 1997 a. 114.

6 **SECTION 2400qg.** 251.04 (2) of the statutes is amended to read:

7 251.04 (2) A city or county board of health or a board of health for a local health
 8 department as authorized in s. 251.02 (3m) or (3r) shall assure that its local health
 9 department is a Level I, Level II or Level III local health department, as specified in
 10 s. 251.05 (1).

History: 1993 a. 27 ss. 261, 264, 463; 1997 a. 114.

11 **SECTION 2400qh.** 251.04 (3) of the statutes is amended to read:

12 251.04 (3) A city or county board of health or a board of health for a local health
 13 department as authorized in s. 251.02 (3m) or (3r) may adopt those regulations, for
 14 its own guidance and for the governance of the local health department, that it
 15 considers necessary to protect and improve public health. The regulations may be
 16 no less stringent than, and may not conflict with, state statutes and rules of the
 17 department.

History: 1993 a. 27 ss. 261, 264, 463; 1997 a. 114.

18 **SECTION 2400qi.** 251.06 (1) (a) 2. of the statutes is amended to read:

19 251.06 (1) (a) 2. A local health officer of a village or town health department
 20 established under s. 251.02 (3m) or of a multiple municipal health department
 21 established under s. 251.02 (3r) shall be either a physician or a registered nurse. The
 22 local health officer shall be a voting member of the local board of health and shall take
 23 an oath of office. With respect to the levels of services of a Level I local health
 24 department, as specified in s. 251.05 (2) (a), the local health officer shall be

(local)

1 authorized to act by and be directed by the county health officer of the county
2 specified under s. 251.02 (3m).

History: 1993 a. 27 ss. 203, 209, 266, 465; 1993 a. 106; 1995 a. 201; 1997 a. 114.

3 **SECTION 2400qj.** 251.06 (4) (c) of the statutes is amended to read:

4 251.06 (4) (c) A local health officer of a village or town health department
5 established under s. ~~251.02 (3m)~~ and a local health officer of a multiple municipal
6 health department established under s. 251.02 (3r) shall be appointed by the local
7 board of health.

local

History: 1993 a. 27 ss. 203, 209, 266, 465; 1993 a. 106; 1995 a. 201; 1997 a. 114.

8 **SECTION 2400qk.** 251.12 of the statutes is amended to read:

9 **251.12 City health department, how financed.** The common council shall
10 appropriate funds for the operation of a city health department that is established
11 as specified in s. 251.02 (1) and (2) and for the operation of a multiple municipal
12 health department that is established under s. 251.02 (3r) by the governing body of
13 a city in concert with the governing body of another city or a village or town

History: 1993 a. 27.

14 **SECTION 2400qL.** 251.125 of the statutes is amended to read:

15 **251.125 Village health department, how financed.** If a village health
16 department is established under s. 251.02 (2) or (3m) or if a multiple municipal
17 health department is established under s. 251.01 (3r) by the governing body of a
18 village in concert with the governing body of another village or a city or town, the
19 village board shall appropriate funds for the operation of the department.

History: 1993 a. 27.

20 **SECTION 2400qm.** 251.127 of the statutes is amended to read:

21 **251.127 Town health department, how financed.** If a town health
22 department is established under s. 251.02 (3m) or if a multiple municipal health
23 department is established under s. 251.01 (3r) by the governing body of a town in

1 concert with the governing body of another town or a city or village, the town board
2 shall appropriate funds for the operation of the department.”.

3 History: 1993 a. 27.

(END)

From Kelly Reindfleisch:

Because Racine's situation does not now
correspond to 251.02(3m), repeal + recreate
(3m) for new health dept. description

SOON - In edit 4/26

ARC:.....Rindfleisch - Am #17, Permit multiple municipalities in certain counties to establish local board of health

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

1 At the locations indicated, amend the substitute amendment as follows:

2 1. Page 1210, line 11: after that line insert:

repealed and recreated

3 "SECTION 2400em. 250.01 (4) (a) ⁴ of the statutes is ~~created~~ to read:

WP.O please fix components

4 250.01 (4) (a) ⁴ A multiple municipal local health department established

5 under s. 251.02 (3^m)." ^{er}

6 2. Page 1211, line 18: after that line insert:

7 "SECTION 2400qc. 251.02 (1) of the statutes is amended to read:

8 251.02 (1) In counties with a population of less than 500,000, the county board

9 shall establish a county health department that meets the requirements of this

10 chapter. The county health department shall serve all areas of the county that are

has a population of at least 100,000 but less than 500,000 and the county board of that county has, by July 1, 1985, abolished a county health commission or committee established under s. 141.10, 1991 Stats., not served by a city health department that was established prior to January 1, 1994, or by a town or village health department established under sub. (3m) ~~or by a multiple municipal local health department established under sub. (3m)~~. No city health department may be established after that date January 1, 1994, but a city-county health department may be established after that date.

SECTION 2400qd. 251.02 (3m) of the statutes is ~~created~~ ^{repealed and recreated} to read:

251.02 (3m) ^{IC} ~~in a county described in sub. (3m), in addition to the local health department required to be established under sub. (3m),~~ the governing body of a city, village or town ^{in that county} may, in concert with the governing body of another city, village or town, establish a multiple municipal local health department and elect a local health officer consistent with this chapter.

SECTION 2400qe. 251.03 (4m) of the statutes is ~~created~~ ^{repealed and recreated} to read:

251.03 (4m) ^{g1} Subsections (1) to (4) do not apply to a city, village or town that establishes a multiple municipal local health department under s. 251.02 (3m). In establishing a multiple municipal local health department as described under s. 251.02 (3m), the relevant governing bodies shall agree on how many members of the local board of health are appointed by each governing body and how many of each governing body's appointees shall be members who are not elected officials or employees of the governing body. The members shall be appointed by the relevant governing bodies. A local board of health under this subsection shall elect a chairperson and clerk.

SECTION 2400qf. 251.04 (1) of the statutes is amended to read:

251.04 (1) A city or county board of health shall govern each local health department other than a local health department as authorized in s. 251.02 (3m) ~~and~~ ~~and~~ and a city or county board of health or a board of health for a local health

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1 department as authorized in s. 251.02 (3m) ~~and (3n)~~ shall assure the enforcement of
 2 state public health statutes and public health rules of the department as prescribed
 3 for a Level I local health department. A local board of health may contract or
 4 subcontract to provide public health services. The contractor's staff shall meet the
 5 appropriate qualifications for positions in a Level I local health department.

6 **SECTION 2400qg.** 251.04 (2) of the statutes is amended to read:

7 251.04 (2) A city or county board of health or a board of health for a local health
 8 department as authorized in s. 251.02 (3m) ~~or (3n)~~ shall assure that its local health
 9 department is a Level I, Level II or Level III local health department, as specified in
 10 s. 251.05 (1).

11 **SECTION 2400qh.** 251.04 (3) of the statutes is amended to read:

12 251.04 (3) A city or county board of health or a board of health for a local health
 13 department as authorized in s. 251.02 (3m) ~~or (3n)~~ may adopt those regulations, for
 14 its own guidance and for the governance of the local health department, that it
 15 considers necessary to protect and improve public health. The regulations may be
 16 no less stringent than, and may not conflict with, state statutes and rules of the
 17 department. multiple municipal local

18 **SECTION 2400qi.** 251.06 (1) (a) 2. of the statutes is amended to read:

19 251.06 (1) (a) 2. A local health officer of a ~~village or town~~ health department
 20 established under s. 251.02 (3m) ~~or of a multiple municipal local health department~~
 21 ~~established under s. 251.02 (3n)~~ shall be either a physician or a registered nurse. The
 22 local health officer shall be a voting member of the local board of health and shall take
 23 an oath of office. With respect to the levels of services of a Level I local health
 24 department, as specified in s. 251.05 (2) (a), the local health officer shall be

multiple municipal local

1 authorized to act by and be directed by the county health officer of the county
2 specified under s. 251.02 (3m).

✓
INSERT 4-2
3

SECTION 2400qj. 251.06 (4) (c) of the statutes is amended to read:

4 251.06 (4) (c) A local health officer of a ~~village or town~~ health department
5 established under s. 251.02 (3m) ~~and a local health officer of a multiple municipal~~
6 ~~local health department established under s. 251.02(3m)~~, shall be appointed by the
7 local board of health.

8 SECTION 2400qk. 251.12 of the statutes is amended to read:

3m

9 251.12 City health department, how financed. The common council shall
10 appropriate funds for the operation of a city health department that is established
11 as specified in s. 251.02 (1) and (2) and for the operation of a multiple municipal local
12 health department that is established under s. 251.02 (3m) by the governing body of
13 a city in concert with the governing body of another city or a village or town.

(3m)

14 SECTION 2400qL. 251.125 of the statutes is amended to read:

(3m)

15 251.125 Village health department, how financed. If a village health
16 department is established under s. 251.02 (2) ~~or (3m)~~ or if a multiple municipal local
17 health department is established under s. 251.01 (3m) by the governing body of a
18 village in concert with the governing body of another village or a city or town, the
19 village board shall appropriate funds for the operation of the department.

multiple
municipal
local

20 SECTION 2400qm. 251.127 of the statutes is amended to read:

21 251.127 Town health department, how financed. If a ~~town~~ health
22 department is established under s. 251.02 (3m) ~~or if a multiple municipal local health~~
23 ~~department is established under s. 251.01 (3m)~~ by the governing body of a town in

1 concert with the governing body of another town or a city or village, the town board
2 shall appropriate funds for the operation of the department.”.

3 (END)

B

INSERT 4-2

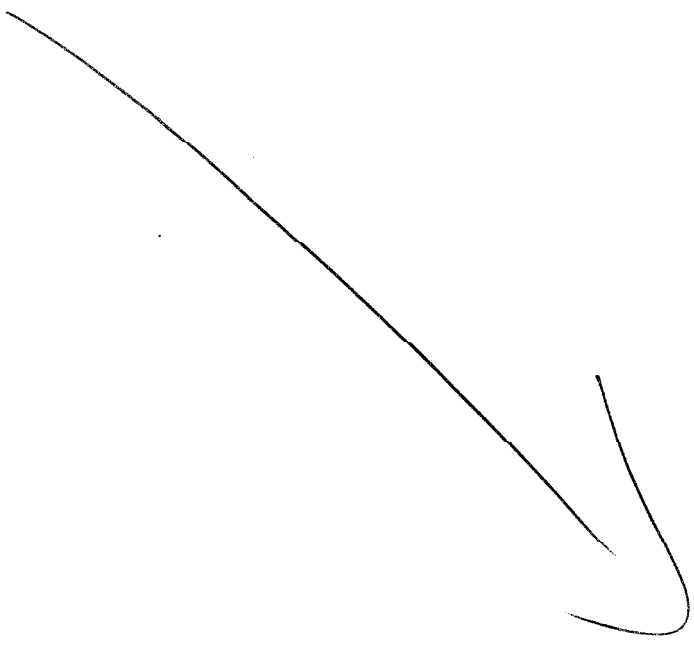
p. 102

2400 g i m

Section ~~251.06~~ 251.06 (2) (c) (intro.) of the statutes is amended to read:

251.06 (2) (c) (intro.) A local health officer of a multiple municipal local health department of a ~~village or town~~ established under s. 251.02 (3m) shall be one of the following:

History: 1993 a. 27 ss. 203, 209, 266, 465; 1993 a. 106; 1995 a. 201; 1997 a. 114.



2400 in

Section # 251.06 (2) (c) 1. of the statutes is amended to read:

multiple municipal

251.06 (2) (c) 1. An employe of the local health department of the village or town.

History: 1993 a. 27 ss. 203, 209, 266, 465; 1993 a. 106; 1995 a. 201; 1997 a. 114.

End of INS 4-2



State of Wisconsin
1999 - 2000 LEGISLATURE

LRBb0774/2
DAK:emh:kjf

ARC:.....Rindfleisch - Am #17, Permit multiple municipalities in certain
counties to establish local board of health

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS AMENDMENT

TO ASSEMBLY SUBSTITUTE AMENDMENT 1,

TO 1999 ASSEMBLY BILL 133

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 1210, line 11: after that line insert:

3 “SECTION 2400em. 250.01 (4) (a) 4. of the statutes is repealed and recreated to
4 read:

5 250.01 (4) (a) 4. A multiple municipal local health department established
6 under s. 251.02 (3m).”.

7 **2.** Page 1211, line 18: after that line insert:

8 “SECTION 2400qc. 251.02 (1) of the statutes is amended to read:

9 251.02 (1) In counties with a population of less than 500,000, the county board
10 shall establish a county health department that meets the requirements of this

1 chapter. The county health department shall serve all areas of the county that are
2 not served by a city health department that was established prior to January 1, 1994,
3 or by a ~~town or village~~ multiple municipal local health department established under
4 sub. (3m). No city health department may be established after ~~that date~~ January 1,
5 1994, but a city–county health department may be established after that date.

6 **SECTION 2400qd.** 251.02 (3m) of the statutes is repealed and recreated to read:

7 251.02 (3m) If a county has a population of at least 100,000 but less than
8 500,000 and the county board of that county has, by July 1, 1985, abolished a county
9 health commission or committee established under s. 141.10, 1991 stats., the
10 governing body of a city, village or town in that county may, in concert with the
11 governing body of another city, village or town in that county, establish a multiple
12 municipal local health department and elect a local health officer consistent with
13 this chapter.

14 **SECTION 2400qe.** 251.03 (4m) of the statutes is repealed and recreated to read:

15 251.03 (4m) Subsections (1) to (4) do not apply to a city, village or town that
16 establishes a multiple municipal local health department under s. 251.02 (3m). In
17 establishing a multiple municipal local health department as described under s.
18 251.02 (3m), the relevant governing bodies shall agree on how many members of the
19 local board of health are appointed by each governing body and how many of each
20 governing body's appointees shall be members who are not elected officials or
21 employes of the governing body. The members shall be appointed by the relevant
22 governing bodies. A local board of health under this subsection shall elect a
23 chairperson and clerk.

24 **SECTION 2400qf.** 251.04 (1) of the statutes is amended to read:

1 251.04 (1) A city or county board of health shall govern each local health
2 department other than a local health department as authorized in s. 251.02 (3m) and
3 a city or county board of health or a board of health for a local health department as
4 authorized in s. 251.02 (3m) shall assure the enforcement of state public health
5 statutes and public health rules of the department as prescribed for a Level I local
6 health department. A local board of health may contract or subcontract to provide
7 public health services. The contractor's staff shall meet the appropriate
8 qualifications for positions in a Level I local health department.

9 **SECTION 2400qg.** 251.04 (2) of the statutes is amended to read:

10 251.04 (2) A city or county board of health or a board of health for a local health
11 department as authorized in s. 251.02 (3m) shall assure that its local health
12 department is a Level I, Level II or Level III local health department, as specified in
13 s. 251.05 (1).

14 **SECTION 2400qh.** 251.04 (3) of the statutes is amended to read:

15 251.04 (3) A city or county board of health or a board of health for a local health
16 department as authorized in s. 251.02 (3m) may adopt those regulations, for its own
17 guidance and for the governance of the local health department, that it considers
18 necessary to protect and improve public health. The regulations may be no less
19 stringent than, and may not conflict with, state statutes and rules of the department.

20 **SECTION 2400qi.** 251.06 (1) (a) 2. of the statutes is amended to read:

21 251.06 (1) (a) 2. A local health officer of a ~~village or town~~ multiple municipal
22 local health department established under s. 251.02 (3m) shall be either a physician
23 or a registered nurse. The local health officer shall be a voting member of the local
24 board of health and shall take an oath of office. With respect to the levels of services
25 of a Level I local health department, as specified in s. 251.05 (2) (a), the local health

1 officer shall be authorized to act by and be directed by the county health officer of the
2 county specified under s. 251.02 (3m).

3 **SECTION 2400qim.** 251.06 (2) (c) (intro.) of the statutes is amended to read:

4 251.06 (2) (c) (intro.) A local health officer of a multiple municipal local health
5 department ~~of a village or town~~ established under s. 251.02 (3m) shall be one of the
6 following:

7 **SECTION 2400qin.** 251.06 (2) (c) 1. of the statutes is amended to read:

8 251.06 (2) (c) 1. An employe of the multiple municipal local health department
9 ~~of the village or town.~~

10 **SECTION 2400qj.** 251.06 (4) (c) of the statutes is amended to read:

11 251.06 (4) (c) A local health officer of a ~~village or town~~ multiple municipal local
12 health department established under s. 251.02 (3m) shall be appointed by the local
13 board of health.

14 **SECTION 2400qk.** 251.12 of the statutes is amended to read:

15 **251.12 City health department, how financed.** The common council shall
16 appropriate funds for the operation of a city health department that is established
17 as specified in s. 251.02 (1) and (2) and for the operation of a multiple municipal local
18 health department that is established under s. 251.02 (3m) by the governing body of
19 a city in concert with the governing body of another city or a village or town.

20 **SECTION 2400qL.** 251.125 of the statutes is amended to read:

21 **251.125 Village health department, how financed.** If a village health
22 department is established under s. 251.02 (2) ~~or (3m)~~ or if a multiple municipal local
23 health department is established under s. 251.01 (3m) by the governing body of a
24 village in concert with the governing body of another village or a city or town, the
25 village board shall appropriate funds for the operation of the department.

