

**SENATE BILL 630 (LRB -4530)**

An Act to create 20.435 (2) (km), 20.505 (8) (hm) 25. and 51.606 of the statutes; relating to: reimbursement of counties and Indian tribes for unexpected or unusually high-cost placement of Indians in mental health treatment facilities and making an appropriation. (FE)

**2010**

- 03-18. S. Introduced by Senator **Holperin**; cosponsored by Representative **Mursau**.
- 03-18. S. Read first time and referred to committee on Ethics Reform and Government Operations ..... 645
- 03-29. S. Fiscal estimate received.
- 04-02. S. Senate amendment 1 offered by Senator Holperin (**LRB a1974**) ..... 666
- 04-06. S. Public hearing held.
- 04-14. S. Withdrawn from committee on Ethics Reform and Government Operations and rereferred to committee on joint committee on Finance, pursuant to Senate Rule 46 (2)(c) ..... 712
- 04-19. S. **LRB correction** ..... 1
- 04-19. S. Executive action taken.
- 04-20. S. Available for scheduling.
- 04-20. S. Report adoption of Senate Amendment 1 recommended by joint committee on Finance, Ayes 15, Noes 0.
- 04-20. S. Report introduction and adoption of Senate Amendment 2 recommended by joint committee on Finance, Ayes 15, Noes 0 (**LRB a2338**).
- 04-20. S. Report introduction of Senate Amendment 3 recommended by joint committee on Finance, Ayes 15, Noes 0 (**LRB a2342**).
- 04-20. S. Report adoption of Senate Amendment 3 recommended by joint committee on Finance, Ayes 11, Noes 4.
- 04-20. S. Report introduction of Senate Amendment 1 to Senate Amendment 2 recommended by joint committee on Finance, Ayes 15, Noes 0 (**LRB a2396**).
- 04-20. S. Report adoption of Senate Amendment 1 to Senate Amendment 2 recommended by joint committee on Finance, Ayes 15, Noes 0.
- 04-20. S. Report passage as amended recommended by joint committee on Finance, Ayes 13, Noes 2.
- 04-20. S. Available for scheduling.
- 04-21. S. Placed on calendar 4-22-2010 pursuant to Senate Rule 18(1) ..... 0
- 04-22. S. Read a second time.
- 04-22. S. **Senate amendment 1 adopted.**
- 04-22. S. **Senate amendment 1 to Senate amendment 2 adopted.**
- 04-22. S. **Senate amendment 2 adopted.**
- 04-22. S. **Senate amendment 3 adopted.**
- 04-22. S. Ordered to a third reading.
- 04-22. S. Rules suspended.
- 04-22. S. Read a third time and **passed**, Ayes 21, Noes 12.
- 04-22. S. Ordered immediately messaged.
- 04-22. A. Received from Senate.
- 04-22. A. Read first time and referred to committee on Rules.
- 04-22. A. Made a special order of business at 10:05 A.M. on 4-22-2010 pursuant to Assembly Resolution 31.
- 04-22. A. Rules suspended to withdraw from calendar and take up.
- 04-22. A. Read a second time.
- 04-22. A. Ordered to a third reading.
- 04-22. A. Rules suspended.
- 04-22. A. Read a third time and **concurred in**, Ayes 97, Noes 0.
- 04-22. A. Ordered immediately messaged.
- 04-23. S. Received from Assembly concurred in.

*MB*

2009  
ENROLLED BILL

09en SB-630

ADOPTED DOCUMENTS:

Orig     Engr     SubAmdt

09 - 4530 / 1

Amendments to above (if none, write "NONE"): SA1 — a 1974/1  
SA2 — a 2338/1      SA3 — a 2342/1  
SA1 To SA2 — a 2396/1

Corrections - show date (if none, write "NONE"): APRIL 19, 2010  
CCC to SA3 (in enrolling, 5/6/10)

NOT GIVEN EFFECT, SA-2 deleted affected text.

Topic Rel

4-26-10  
Date

JR Miller  
Enrolling Drafter



State of Wisconsin  
2009-2010 LEGISLATURE

**CORRECTIONS IN:**

**2009 SENATE BILL 630**

Prepared by the Legislative Reference Bureau  
(April 19, 2010)

1. Page 2, line 5: delete "C" and substitute "A".

(END)

~~CORR.~~

superseded  
by SA2-1



## 2009 SENATE BILL 630

March 18, 2010 - Introduced by Senator HOLPERIN, cosponsored by Representative MURSAU. Referred to Committee on Ethics Reform and Government Operations.

1 **AN ACT to create** 20.435 (2) (km), 20.505 (8) (hm) 25. and 51.606 of the statutes;  
2 **relating to:** reimbursement of counties and Indian tribes for unexpected or  
3 unusually high-cost placement of Indians in mental health treatment facilities  
4 and making an appropriation.

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### *Analysis by the Legislative Reference Bureau*

This bill appropriates \$500,000 in Indian gaming receipts to the Department of Health Services in the 2009-11 fiscal biennium to reimburse tribes and county departments of human services or social services for unexpected or unusually high-cost placements of Indian tribe members in a mental health institute.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SA2-1 ✓ (5) SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert  
6 the following amounts for the purposes indicated:

SENATE BILL 630

SECTION 1

SA 2-1 ✓

2009-10 2010-11

20.435 Health services, department of

(2) MENTAL HEALTH AND DEVELOPMENTAL DISABILITIES

SERVICES; FACILITIES

(km) Indian mental health placement PR-S

INS. CORR.

250,000

250,000

NOT GIVEN EFFECT due to SA 2-1

SECTION 2. 20.435 (2) (km) of the statutes is created to read:

20.435 (2) (km) Indian mental health placement. The amounts in the schedule

SA 2-2

to reimburse an Indian tribe or band in this state or a county department as provided

under s. 51.606 (2). All moneys transferred from the appropriation account under

s. 20.505 (8) (hm) 25. shall be credited to this appropriation account

INS. SA 2-3

Notwithstanding s. 20.001 (3) (a), the unencumbered balance on June 30 of each year

July 1, 2011

shall revert to the appropriation account under s. 20.505 (8) (hm).

SECTION 3. 20.505 (8) (hm) 25. of the statutes is created to read:

20.505 (8) (hm) 25. The amount transferred to s. 20.435 (2) (km) shall be the

amount in the schedule under s. 20.435 (2) (km).

INS. SA 2-4

SA 1- SA 2- 3

SECTION 4. 51.606 of the statutes is created to read:

51.606 Reimbursement for Indian mental health placement. (1) In this

section, "unusually high-cost" means the amount by which the cost to an Indian tribe

or to a county department exceeds \$50,000.

INS. SA 1-1

INS SA 1 SA 2 SA

(2) The department may reimburse from the appropriation account under s.

20.435 (2) (km) an Indian tribe in this state or a county department for unexpected

or unusually high-cost placement by a tribal court of a member of the Indian tribe

INS. SA 1-2

or band in a state treatment facility.

INS. SA 1-3

INS. SA 3-1

(END)

SA 1 - SA 2 - 5b

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State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBa1974/1  
CMH:nwn:md

SENATE AMENDMENT 1,  
TO 2009 SENATE BILL 630

April 2, 2010 - Offered by Senator HOLPERIN.

- 1 At the locations indicated, amend the bill as follows:
- 2 ✓ **1.** Page 2, line 19: after "\$50,000" insert "annually".
- 3 ✓ **2.** Page 2, line 22: delete "placement" and substitute "placements".
- 4 ✓ **3.** Page 2, line 23: delete "band in a state treatment facility." and substitute
- 5 "band.".

6 (END)

SAI-1 ✓

SAI-2 ✓

SAI-3



State of Wisconsin  
2009 - 2010 LEGISLATURE

LRBa2338/1  
CMH:kjf/nwn:rs

SENATE AMENDMENT 2,  
TO 2009 SENATE BILL 630

April 20, 2010 - Offered by JOINT COMMITTEE ON FINANCE.

512-2

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

2 ✓ 1. Page 1, line 5: delete the material beginning with that line and ending with  
3 page 2, line 5.

4 ✓ 2. Page 2, line 7: delete the material beginning with "The amounts in the  
5 schedule" and ending with "51.606 (2)" on line 9. INS. SA1-SA2-1 ✓

6 ✓ 3. Page 2, line 10: delete "shall be credited to this appropriation account" and  
7 substitute "to reimburse an Indian tribe or band in this state or a county department  
8 as provided under s. 51.606 (2)". INS. SA1-SA2-2 ✓ INS. SA1-SA2-3

9 ✓ 4. Page 2, line 14: delete the material beginning with "be the" and ending with  
10 "(km)" on line 15 and substitute "be \$250,000 or the amount remaining in this  
11 appropriation after all other transfers under subds. 1c. to 24. are made, whichever  
12 is less". INS. SA1-SA2-4 ✓ INSERT SA1 SA2-5

13 (END)

SA2-3

SA2-4



**SENATE AMENDMENT 1,  
TO SENATE AMENDMENT 2,  
TO 2009 SENATE BILL 630**

April 20, 2010 - Offered by JOINT COMMITTEE ON FINANCE.

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

2 ✓ 1. Page 1, line 5: delete "(2)" and substitute "(2)".

3 ✓ 2. Page 1, line 8: delete "s. 51.606 (2)" and substitute "2009 Wisconsin Act ....  
4 (this act), section 4d (1) (b). No money may be encumbered from this appropriation  
5 account after June 30, 2011".

6 ✓ 3. Page 1, line 8: after that line insert:

7 "3m. Page 2, line 11: delete "June 30 of each year" and substitute "July 1,  
8 2011".

9 ✓ 4. Page 1, line 12: after "less" insert ". No money may be transferred under  
10 this subdivision after June 30, 2011".

11 ✓ 5. Page 1, line 12: after that line insert:

SAI-SA2-1 ✓

SAI-SA2-2

SAI-SA2-3

SAI-SA2-4 ✓

SA1-SA2-5a

1 ✓ 5m. Page 2, line 16: delete the material beginning with "SECTION 4" and ending  
2 with "section," on line 18 and substitute:

3 "SECTION 4d. Nonstatutory provisions.

4 (1) REIMBURSEMENT FOR INDIAN MENTAL HEALTH PLACEMENT.

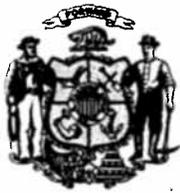
5 (a) In this subsection,"

6 ✓ 6m. Page 2, line 20: delete the material beginning with "(2) The" and ending  
7 with "(km)" on line 21 and substitute:

8 "(b) The department of health services may reimburse from the appropriation  
9 account under section 20.435 (2) (km) of the statutes".

10 (END)

SA1 -  
SA2  
5b



State of Wisconsin  
2009-2010 LEGISLATURE

**CORRECTIONS IN:**

**SENATE AMENDMENT 3,  
TO 2009 SENATE BILL 630**

Prepared by the Legislative Reference Bureau  
(May 6, 2010)

In enrolling, the following corrections were made:

- 1.** Page 1, line 3: delete “**SECTION 4m. Nonstatutory provisions.**”.

NOTE: Deletes redundant bill section heading; senate amendment 1 to senate amendment 2 also inserts that bill section heading.

- 2.** Page 1, line 4: delete “(1)” and substitute “(2)”.

NOTE: Senate amendment 1 to senate amendment 2 created subsection (1).

(END)



**SENATE AMENDMENT 3,  
TO 2009 SENATE BILL 630**

April 20, 2010 - Offered by JOINT COMMITTEE ON FINANCE.

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

2 1. Page 2, line 23: after that line insert:

3 **SECTION 4m. Nonstatutory provisions.**

4 (1) REQUIRED GENERAL FUND BALANCE. Section 20.003 (4) of the statutes does not  
5 apply to the action of the legislature in enacting this act.”

6 (END)

SA 3-1

*ccc in enrolling*

(2)

*ccc in enrolling*