

No. 475, S.]

[Published June 6, 1961.

**CHAPTER 101**

AN ACT to amend 20.670 (23) (title) and 46.21 (2) (a) ; and to repeal and recreate 51.24 of the statutes, relating to county mental hospitals in counties having a population of 500,000 or more.

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

SECTION 1. 20.670 (23) (title) of the statutes is amended to read:

20.670 (23) (title) MILWAUKEE COUNTY MENTAL HEALTH CENTER, NORTH DIVISION.

SECTION 2. 46.21 (2) (a) of the statutes is amended to read:

46.21 (2) (a) Such board shall be charged with supervising the operation, maintenance and improvement in each county, by the director of institutions and departments, of the county hospital, dispensary-emergency unit of said hospital, guidance clinic, infirmary, home for children, \* \* \* *mental health center, north division and south division*, tuberculosis hospital, department of public welfare created by s. 49.51 (2) (a), county agent's

department, farm, service departments, and such other institutions and departments as may be placed under the jurisdiction of the board of public welfare by the county board of supervisors, and all buildings and land used in connection with any or all of such institutions. *A diagnostic and treatment center may be designated as part of the county mental health center, north division and all personnel fully attached to said facility shall be under the jurisdiction of the superintendent or medical director of the county mental health center, north division.* The powers and duties of the board shall be advisory and policy forming only, and not administrative or executive. Such board shall be without authority to adopt policy changes that would increase expenditures beyond budget limitations for the fiscal year, as fixed by the county board of supervisors. Proposed policy changes shall, in all instances, be presented to the director and the finance committee of the county board at the time the department's budget for the ensuing year is being considered.

SECTION 3. 51.24 is repealed and recreated to read:

**51.24 MILWAUKEE COUNTY MENTAL HEALTH CENTER.** (1) Any county having a population of 500,000 or more, may, pursuant to s. 46.17, establish and maintain a county mental health center. The county mental health center, north division shall be a hospital devoted to the detention and care of drug addicts, inebriates and mentally ill persons whose mental illness is acute. Such hospital shall be governed pursuant to s. 46.21. The county mental health center, south division shall be a hospital for the treatment of chronic patients and shall be governed pursuant to s. 46.21 and shall receive the aids and be subject to the charges as provided in s. 51.08.

(2) The state shall compensate the county for the care and maintenance of drug addicts, inebriates and mentally ill persons whose mental illness is acute and who are patients in the county mental health center, north division and maintained at public expense, at the rate of \$5 per week for each chronic case for the year beginning July 1, 1950, and annually thereafter, at a rate determined in accordance with s. 51.08 (1). For patients who are maintained at public expense the state shall compensate the county for each acute case at the rate of \$5 per week and, commencing July 1, 1951, at a rate equal in amount to the full average per capita cost of care and maintenance of patients in Mendota state hospital and Winnebago state hospital minus the charge made by the state to counties pursuant to s. 51.08. The average of the full per capita cost of the Mendota state hospital and Winnebago state hospital for the fiscal year ending June 30 shall be the basis for computation of the compensation for the ensuing calendar year. When a patient is temporarily transferred from the county mental health center, north division to the county hospital for physical or acute mental illness or surgical or medical care or all of them, such state compensation shall be paid for the period of such transfer.

(3) The department shall determine the number of weeks that patients have been maintained and the compensation shall be based upon such determination.

(4) The superintendent of the county mental health center, north division shall, promptly after the expiration of each computation period, prepare a statement giving the name of each person maintained at public expense at the hospital during that period and the number of weeks maintained during said period, and the aggregate of such weeks for all persons so maintained and the amount of compensation to be made by the state, which statement shall be verified by the superintendent and approved by the board of administration of said hospital as correct and true in all respects and delivered to the department.

(5) The department shall attach to the statement its certificate showing the number of weeks' maintenance furnished to acute patients and to

chronic patients, and shall file the same with the department of administration, which shall draw its warrant in favor of the county for the compensation specified in the certificate and deliver the warrant to the state treasurer, who shall thereupon pay the same.

(6) The county shall not be entitled to compensation from the state for the care of any person who is not a public charge.

Approved May 31, 1961.

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