



State of Wisconsin
2019 - 2020 LEGISLATURE

LRBa1207/1
TJD:kjf&cde

**SENATE AMENDMENT 1,
TO SENATE BILL 405**

February 18, 2020 - Offered by Senator BERNIER.

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 2, line 9: delete “shall” and substitute “may”.
- 3 **2.** Page 2, line 10: after “if” insert “the grant is awarded and if”.
- 4 **3.** Page 2, line 10: delete “shall” and substitute “may”.
- 5 **4.** Page 2, line 12: after “hospital that” insert “applies to the building
- 6 commission and”.
- 7 **5.** Page 2, line 17: delete “approximately”.
- 8 **6.** Page 2, line 24: after that line insert:
- 9 “3. The hospital identifies measures that it believes will serve the needs of area
- 10 residents with mental health needs, especially, as a critical component of the
- 11 measures, in reducing the burden on the Winnebago Mental Health Institute.

1 4. The hospital agrees to annually report to the legislature, in the manner
2 described under s. 13.172 (2), the services provided with the resources funded by the
3 grant awarded under this subsection, including the number of individuals diverted
4 from the Winnebago Mental Health Institute.

5 5. The hospital recognizes that it is liable to repay the grant funds to the state
6 if the hospital fails to continue to maintain the expanded services and number of
7 expanded psychiatric beds available. The amount the hospital is liable for
8 repayment is reduced proportionately each year for 10 years of continuing expanded
9 services as described under par. (bg).

10 (bg) A determination of continued services shall be based on findings that the
11 hospital does all of the following:

12 1. Maintains an agreed upon number of beds for acceptance of admissions for
13 emergency detention under s. 51.15. A hospital is considered to be in compliance
14 with this subdivision if at least half of the expanded psychiatric beds under par. (b)

15 2. are available for individuals who are initially admitted under an emergency
16 detention under s. 51.15.

17 2. Enters into a contract with, at minimum, two-thirds of the counties specified
18 in par. (b) 2. in which the hospital agrees to do all of the following:

19 a. Be the primary receiver for individuals under an emergency detention under
20 s. 51.15 for the county.

21 b. Accept for admission under an emergency detention individuals regardless
22 of payment source.

23 c. Accept any individual subject to an emergency detention from the county
24 unless all psychiatric beds added under par. (b) 2. are filled. The hospital may set
25 its payment rate based on the acuity of the individual being detained.

