

Assembly Bill 1090

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CHAPTER 323, LAWS OF 1967

AN ACT to amend 49.11 (2); and to create 20.670 (3) (ce), 46.10 (8) (f) 2. c and 51.08 (6m) of the statutes, relating to quarterly payments, to limiting biennial chargebacks to counties for mental health costs, and making an appropriation.

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

SECTION 1. At the appropriate place in the schedule of section 20.005 of the statutes, as affected by chapter 43, laws of 1967, insert the following amounts for the purposes indicated:

20.670	Health and social services, dept. of	1967-68	1968-69
(3)	Family service		
(ce)	Transitional provisions for county chargebacks	GPR	S

SECTION 2. 20.670 (3) (ce) of the statutes is created to read:

20.670 (3) (ce) A sum sufficient to provide for reductions of county chargebacks under s. 51.08 (6m) for 1967-69.

SECTION 3. 46.10 (8) (f) 2. c of the statutes is created to read:

46.10 (8) (f) 2. c. Adjustments and settlement shall be made with the state and the several counties, as soon after the close of each quarter

as is practicable, for all moneys collected under ss. 49.46 and 49.47 for care of patients in county mental hospitals established pursuant to s. 51.25. Settlement for the last quarter of each fiscal year shall be made not later than the following August 15. This section shall apply to collections made on and after July 1, 1967.

SECTION 4. 49.11 (2) of the statutes is amended to read:

49.11 (2) RIGHT TO COLLECT FROM PLACE OF SETTLEMENT. The county or municipality in which the relief recipient has his settlement shall be chargeable with relief furnished. If the relief recipient has no settlement in this state, then the county wherein the relief is furnished shall be chargeable with such relief; and the state shall reimburse for relief charges when the person has no settlement and until such person has had residence in this state for a period of one year, pursuant to s. 49.04. *All notices of claims to the department or to counties or municipalities of legal settlement for reimbursement for general relief provided by other counties or municipalities, in or outside the county of legal settlement, shall be accompanied by a sworn statement of the relief granting agency. The statement shall certify that the relief recipient has been informed of the benefits and eligibility requirements under the federally funded medical and public assistance program and that such recipient has been determined to be ineligible by the relief granting agency if the recipient is clearly ineligible or, otherwise, by the appropriate county agency, along with an explanation of the reasons for such ineligibility, or that an application for medical or public assistance is pending or approved.*

SECTION 5. 51.08 (6m) of the statutes is created to read:

51.08 (6m) TRANSITIONAL PROVISIONS FOR COUNTY CHARGEBACKS FORMULAS. (a) The purpose of this subsection is to assure that the policy relating to sharing of expenses for mental health services set by ch. 43, laws of 1967, will result in the anticipated program improvements and cost sharing and that there shall be no significant deviation from the anticipated result that additional cost to counties will not exceed 1.5 million dollars in the 1967-69 biennium.

(b) If ss. 20.670 (1) (j), (3) (cc) and (cd), 46.10 (8) (f) 2 and 4, 51.08 (1), (2) and (3), 51.40 and section 182 of chapter 43, laws of 1967, all as affected by chapter 43, laws of 1967, and excluding the effect of s. 46.10 (8) (f) 2. c, as created by this act, relating to chargebacks, state aids and the use of medical assistance in the colonies for the retarded and in county hospitals, shall result in an additional 1.5 million dollars or more net increase in state-wide costs to counties in the 1967-69 biennium for said purposes as compared to costs which would have resulted in the same biennium under the formulas which these provisions replaced, no cost to counties in excess of said figure shall be charged back to counties. In computing the state-wide costs to counties or the cost to individual counties under this section, there shall first be deducted that part of the payments, if any, made to each county under s. 49.52 (2) (a) 4 which is attributed to increased medical assistance costs in the 1967-69 biennium to such county for care in colonies for the retarded and public medical institution sections of county mental hospitals. Reduction of chargebacks to all counties under this formula shall be in proportion for each county as its total additional costs hereunder relate to the total additional costs of all counties, as determined by the secretary of health and social services.

(c) The joint committee on finance is directed to review the recurring fiscal effect of the formula changes in future biennia, and the payments made under s. 20.670 (3) (ce) for the purposes specified, and to introduce legislation if necessary to revise the formulas according to the requirements of equity in the cost sharing between the state and the counties.

Approved January 11, 1968.