

1985 Senate Bill 447

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1985 Wisconsin Act 307

AN ACT to amend 51.01 (5) (a); and to create 51.01 (2g), 51.437 (9) (e), 51.437 (10m) (o) and 51.437 (14) (h) of the statutes, relating to provision of expanded services to persons afflicted with brain injury.

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

SECTION 1. 51.01 (2g) of the statutes is created to read:

51.01 (2g) (a) "Brain injury" means any injury to the brain, regardless of age at onset, whether mechanical or infectious in origin, including brain trauma, brain damage and traumatic head injury, the results of which are expected to continue indefinitely, which constitutes a substantial handicap to the individual, and which directly results in any 2 or more of the following:

1. Attention impairment.
2. Cognition impairment.
3. Language impairment.
4. Memory impairment.
5. Conduct disorder.
6. Motor disorder.
7. Any other neurological dysfunction.

(am) "Brain injury" includes any injury to the brain under par. (a) that is vascular in origin if received by a person prior to his or her attaining the age of 22 years.

(b) "Brain injury" does not include alcoholism, Alzheimer's disease as specified under s. 46.87 (1) (a) or the infirmities of aging as specified under s. 55.01 (3).

SECTION 2. 51.01 (5) (a) of the statutes is amended to read:

51.01 (5) (a) "Developmental disability" means a disability attributable to ~~mental retardation~~ brain injury, cerebral palsy, epilepsy, autism, mental retar-

ation, or another neurological condition closely related to mental retardation or requiring treatment similar to that required for mental retardation, which has continued or can be expected to continue indefinitely and constitutes a substantial handicap to the afflicted individual. "Developmental disability" does not include senility which is primarily caused by the process of aging or the infirmities of aging.

SECTION 4. 51.437 (9) (e) of the statutes is created to read:

51.437 (9) (e) 1. Annually identify brain-injured persons in need of services within the county.

2. Annually, no later than January 30, 1987, and January 30 of each year thereafter, report to the department the age and location of those brain-injured persons who are receiving treatment.

SECTION 5. 51.437 (10m) (o) of the statutes is created to read:

51.437 (10m) (o) 1. Annually identify brain-injured persons in need of services within the county.

2. Annually, no later than January 30, 1987, and January 30 of each year thereafter, report to the department the age and location of those brain-injured persons who are receiving treatment.

SECTION 6. 51.437 (14) (h) of the statutes is created to read:

51.437 (14) (h) Organize and foster education and training programs for all persons engaged in treatment of brain-injured persons and keep a central record of the age and location of those persons treated.