

2003 DRAFTING REQUEST

Assembly Substitute Amendment (ASA-AB563)

Received: 12/09/2003

Received By: **dkennedy**

Wanted: **As time permits**

Identical to LRB:

For: **Dean Kaufert (608) 266-5719**

By/Representing: **Don Dyke**

This file may be shown to any legislator: **NO**

Drafter: **dkennedy**

May Contact:

Addl. Drafters:

Subject: **Health - public health**

Extra Copies:

Submit via email: **YES**

Requester's email: **Rep.Kaufert@legis.state.wi.us**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Multiple municipal health departments

Instructions:

Same as AB 563, with AB 664 included

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	dkennedy 12/12/2003	kfollett 12/12/2003		_____			
/1			jfrantze 12/12/2003	_____	mbarman 12/12/2003	mbarman 12/12/2003	

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1/?	dkennedy	11/16/03 12/12/03	12/12/03	J Pg 12/12/03			

FE Sent For:

<END>

12/11/03

From Don Nelson (Rep Kaufert's office):

Remove mention of Winnebago co - make it statewide
as a city-city health dept.
only, ~~not~~ ^{also} village

From Don Dylke (Leg. Council)

According to the DHFS website, only
Winnebago Co. has 2 city health depts.
established before 1994.

TODAY - Friday 12/12

Kjfrs

2003 ASSEMBLY BILL 563

October 6, 2003 A Introduced by Representatives STONE, GUNDRUM, KRUSICK, JENSEN, KERKMAN, SERATTI, JESKEWITZ, GUNDERSON, MUSSER, McCORMICK, LEMAHIEU, HINES, HUNDERTMARK, HAHN, LADWIG, GIELOW, ALBERS, PETROWSKI, BIES and STASKUNAS, cosponsored by Senators LAZICH, DARLING, KANAVAS and REYNOLDS. Referred to Committee on Urban and Local Affairs.

legen

REGENERATE

1 AN ACT to renumber and amend 251.02 (2); to amend 250.01 (4) (b), 251.03
2 (4r), 251.04 (1), 251.04 (2), 251.04 (3), 251.06 (4) (c), 251.12, 251.125, 251.15
3 (title) and 251.15 (3); and to create 251.02 (2) (b) and 251.15 (2m) of the
4 statutes; relating to: establishing multiple municipal local health departments in
5 Milwaukee County and city-city local health departments

Analysis by the Legislative Reference Bureau

Under current law, in a county with a population of less than 500,000 (all counties except Milwaukee County), a local health department may be a city health department that was established before January 1, 1994, a county health department, or a city-county health department. In Racine County only, a local health department may be a village or town health department or may be a multiple municipal local health department that is established by a city, village, or town in concert with another city, village, or town. In addition, counties may establish multiple county health departments. In Milwaukee County, a local health department may be a city or village health department.

This bill authorizes the governing body of a city or village in Milwaukee County to establish, in concert with the governing body of another city or village in that county, a multiple municipal local health department in a manner that is similar to the establishment of multiple municipal local health departments in Racine County under current law. All the powers and duties of current law for local health

ASSEMBLY BILL 563

departments apply to a multiple municipal local health department that is established under the authorization created in this bill.

INSERT A

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

INSERT 2-1

1 SECTION ~~2~~ 250.01 (4) (b) of the statutes is amended to read:

2 250.01 (4) (b) In a county with a population of 500,000 or more, a city health
3 department or a village, or multiple municipal health department established
4 under s. 251.02 (2).

INSERT 2-4

5 SECTION ~~2~~ 251.02 (2) of the statutes is renumbered 251.02 (2) (a) (intro.) and
6 amended to read:

7 251.02 (2) (a) (intro.) ~~In~~ Except as provided in par. (b), in a county with a
8 population of 500,000 or more, the governing body of each city or village shall
9 establish do one of the following:

10 1. Establish a local health department that meets the requirements of this
11 chapter ~~or shall contract.~~

12 2. Contract with the local health department of another city or village in the
13 county to have that local health department provide services in the city or village.

14 SECTION 3. 251.02 (2) (b) of the statutes is created to read:

15 251.02 (2) (b) In a county with a population of 500,000 or more, the governing
16 body of a city or village may establish, jointly with the governing body of another city
17 or village, a multiple municipal local health department that meets the
18 requirements of this chapter.

INSERT 2-18

19 SECTION ~~4~~ 251.03 (4r) of the statutes is amended to read:

20 251.03 (4r) Subsections (1) to (4m) do not apply to a city, village or town that
21 establishes a multiple municipal local health department under s. 251.02 (2) (b) or

ASSEMBLY BILL 563

or to cities that establish a city-city local health department

(3r) In establishing a multiple municipal local health department as described under s. 251.02 (2) (b) or (3r), the relevant governing bodies shall agree on how many members of the local board of health are appointed by each governing body and how many of each governing body's appointees shall be members who are not elected officials or employees of the governing body. The members shall be appointed by the relevant governing bodies. A local board of health under this subsection shall elect a chairperson and clerk.

under s. 251.02 (3t)

score comma and (3t)

SECTION ~~5~~ 251.04 (1) of the statutes is amended to read:

251.04 (1) Except as authorized in s. 251.02 (2) (b), (3m) and (3r), a city board of health shall govern a city health department, a county board of health shall govern a county health department or multiple county health department, and a city-county board of health shall govern a city-county health department. A city board of health, a county board of health, a city-county board of health, or a board of health for a local health department as authorized in s. 251.02 (2) (b), (3m) and (3r) shall assure the enforcement of state public health statutes and public health rules of the department as prescribed for a Level I local health department. A local board of health may contract or subcontract with a public or private entity to provide public health services. The contractor's staff shall meet the appropriate qualifications for positions in a Level I local health department.

score comma or (3t)

score comma or (3t)

SECTION ~~6~~ 251.04 (2) of the statutes is amended to read:

251.04 (2) A city or county board of health or a board of health for a local health department as authorized in s. 251.02 (2) (b), (3m) or (3r) shall assure that its local health department is a Level I, Level II, or Level III local health department, as specified in s. 251.05 (1).

SECTION ~~7~~ 251.04 (3) of the statutes is amended to read:

ASSEMBLY BILL 563

SECTION 7

sub comm pr (3t)

251.04 (3) A city or county board of health or a board of health for a local health department as authorized in s. 251.02 (2) (b), (3m) or (3r) may adopt those regulations, for its own guidance and for the governance of the local health department, that it considers necessary to protect and improve public health. The regulations may be no less stringent than, and may not conflict with, state statutes and rules of the department.

or of a city-city local health department established under s. 251.02 (3t)

SECTION 251.06 (4) (c) of the statutes is amended to read:

251.06 (4) (c) A local health officer of a village or town health department established under s. 251.02 (3m) and a local health officer of a multiple municipal local health department established under s. 251.02 (2) (b) or (3r) shall be appointed by the local board of health.

as specified in

SECTION 251.12 of the statutes is amended to read:

251.12 City health department, how financed. The common council shall appropriate funds for the operation of a city health department that is established as specified in s. 251.02 (1) and (2) and (a), for the operation of a multiple municipal local health department that is established under s. 251.02 (3r) by the governing body of a city in concert with the governing body of another city or a village or town

all of the following: (1) A (2) A

INSERT 4-17

and for the operation of a multiple municipal local health department that is established under s. 251.02 (2) (b) by the governing body of a city in concert with the governing body of another city or a village or town

PLAIN PERIOD

INSERT 4-20

SECTION 251.125 of the statutes is amended to read:

251.125 Village health department, how financed. If a village health department is established under s. 251.02 (2) (a) or (3m) or, if a multiple municipal local health department is established under s. 251.02 (3r) by the governing body of a village in concert with the governing body of another village or a city or town, or

as specified in

ASSEMBLY BILL 563

as specified in

1 if a multiple municipal local health department is established under s. 251.02 (2) (b)
2 by the governing body of a village in concert with the governing body of another
3 village or a city, the village board shall appropriate funds for the operation of the
4 department.

5 SECTION ~~11~~ 251.15 (title) of the statutes is amended to read:

6 **251.15 (title) Withdrawal of counties and, cities, villages, or towns.**

7 SECTION ~~12~~ 251.15 (2m) of the statutes is created to read:

participating

8 251.15 (2m) After establishing a multiple municipal local health department
9 under s. 251.02 (2) (b) or (3r), the governing body of any city, village, or town
10 participating ~~in the multiple municipal local health department~~ may withdraw by
11 giving written notice to the local board of health and to the governing bodies of all
12 other participating cities, villages, and towns.

13 SECTION ~~13~~ 251.15 (3) of the statutes is amended to read:

14 251.15 (3) The notice under sub. (1) ~~or~~, (2), or (2m) shall be given at least one
15 year prior to commencement of the fiscal year at which the withdrawal takes effect.
16 Whenever the withdrawal of ~~any county or city from a city-county or multiple-county~~
17 ~~health department~~ takes effect, all relevant provisions of law relating to local boards
18 of health and local health officers shall immediately become applicable within the
19 withdrawing county or, city, village, or town.

20 (END)

*or a city-city local health
department under s. 251.02
(3t)*

2003 ASSEMBLY BILL 664

November 13, 2003 - Introduced by Representatives KAUFERT, McCORMICK, KRAWCZYK, HAHN, JESKEWITZ, LEMAHIEU, OTT, STONE and TOWNSEND, cosponsored by Senators ROESSLER, COWLES and A. LASEE. Referred to Committee on Urban and Local Affairs.

city-city

1 AN ACT to amend 250.01 (4) (a) 5., 251.02 (1), 251.03 (4r), 251.04 (1), 251.04 (2),
 2 251.04 (3), 251.06 (4) (c), 251.12, 251.125, 251.15 (title) and 251.15 (3); and to
 3 create 251.02 (3t) and 251.15 (2m) of the statutes; relating to: multiple
 4 municipal local health departments in Winnebago County.

Analysis by the Legislative Reference Bureau

Under current law, in a county with a population of less than 500,000 (all counties except Milwaukee County), a local health department may be a city health department that was established before January 1, 1994, a county health department, or a city-county health department. In Racine County only, a local health department may be a village or town health department or may be a multiple municipal local health department that is established by a city, village, or town in concert with another city, village, or town. In addition, counties may establish multiple county health departments. In Milwaukee County, a local health department may be a city or village health department.

~~This~~ bill authorizes the governing body of a city ~~or village in Winnebago County~~ to establish, in concert with the governing body of another city ~~or village~~ in that county, a ~~multiple municipal~~ local health department, in a manner that is similar to the establishment of multiple municipal local health departments in Racine County under current law. All the powers and duties of current law for local health departments apply to a ~~multiple municipal~~ local health department that is established under the authorization created in this bill.

The

INSERT A

also

city-city

with an existing city health department
use twice

the same

INSERT 2-1

SECTION #. CR; 250.01 (4)(a) 6.

250.01 (4)(a) 6. A city-city health department
established under s. 251.02 (3t).

ASSEMBLY BILL 664

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

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

1 SECTION 1. 250.01 (4) (a) 5. of the statutes is amended to read:
2 250.01 (4) (a) 5. A multiple municipal local health department established
3 under s. 251.02 (3r) or (3t).

4 SECTION 2. 251.02 (1) of the statutes is amended to read:
5 251.02 (1) In counties with a population of less than 500,000, unless a county
6 board establishes a city-county health department under sub. (1m) jointly with the
7 governing body of a city or establishes a multiple county health department under
8 sub. (3) in conjunction with another county, the county board shall establish a single
9 county health department, which shall meet the requirements of this chapter. The
10 county health department shall serve all areas of the county that are not served by
11 a city health department that was established prior to January 1, 1994, by a town
12 or village health department established under sub. (3m), or by a multiple municipal
13 local health department established under sub. (3r) or (3t). No governing body of a
14 city may establish a city health department after January 1, 1994.

by a city-city health department established under sub.

INSEPT 2-4

with a city health department, as specified in s. 250.01(4) (a) 3.,

15 SECTION 3. 251.02 (3t) of the statutes is created to read:
16 251.02 (3t) ~~In Winnebago County~~ the governing body of a city or village may,
17 in concert with the governing body of another city or village in that county, establish
18 a ~~multiple municipal local~~ (city-city) health department and elect a local health officer
19 consistent with this chapter.

The same

INSEPT 2-18

20 SECTION 4. 251.09 (4r) of the statutes is amended to read:

INSERT 4-17

SECTION # . CR; 251.12 (3)

(B)
251.12 (3) A
2