

**2015 Assembly Bill 362 (LRB -2916)**

An Act to amend 251.11 (1) and 251.15 (1) of the statutes; relating to: multiple county health departments. (FE)

**2015**

09-25. A. Introduced by Representatives **R. Brooks, Knodl, Born, Brandtjen, Edming, Gannon, Horlacher, Hutton, Jarchow, Kremer, J. Ott, Rohrkaste, Steffen and Thiesfeldt**; cosponsored by Senators **Stroebel and Cowles**. ..... 298

09-25. A. Read first time and referred to Committee on Urban and Local Affairs ..... 298

10-13. A. Fiscal estimate received

10-15. A. Public hearing held

10-15. A. Senator Darling added as a cosponsor ..... 321

10-20. A. Assembly Amendment 1 offered by Representative R. Brooks (**LRB a0909**) ..... 326

10-20. A. Executive action taken

10-20. A. Report Assembly Amendment 1 adoption recommended by Committee on Urban and Local Affairs, Ayes 9, Noes 0 ..... 327

10-20. A. Report passage as amended recommended by Committee on Urban and Local Affairs, Ayes 9, Noes 0 ..... 327

10-20. A. Referred to committee on Rules ..... 327

10-21. A. Placed on calendar 10-27-2015 by Committee on Rules

10-27. A. Rules suspended to withdraw from calendar and take up ..... 357

10-27. A. Read a second time ..... 357

10-27. A. **Assembly Amendment 1 adopted** ..... 357

10-27. A. **Assembly Amendment 2** offered by Representative R. Brooks (**LRB a1116**) ..... 357

10-27. A. **Assembly Amendment 2 adopted** ..... 357

10-27. A. Ordered to a third reading ..... 357

10-27. A. Rules suspended ..... 357

10-27. A. Read a third time and **passed** ..... 357

10-27. A. Ordered immediately messaged ..... 357

10-28. S. Received from Assembly ..... 492

10-29. S. Read first time and referred to committee on Senate Organization ..... 499

10-29. S. Available for scheduling

11-03. S. Senate Amendment 1 offered by Senator Erpenbach (**LRB a1187**) ..... 503

11-05. S. Public hearing requirement waived by committee on Senate Organization, pursuant to Senate Rule 18 (1m), Ayes 3, Noes 2 ..... 509

11-05. S. Placed on calendar 11-6-2015 pursuant to Senate Rule 18(1) ..... 509

11-06. S. Read a second time ..... 518

11-06. S. **Senate Amendment 1 adopted** ..... 518

11-06. S. Ordered to a third reading ..... 518

11-06. S. Rules suspended ..... 518

11-06. S. Read a third time and **concurring in** as amended ..... 518

11-06. S. Ordered immediately messaged ..... 520

11-09. A. Received from Senate amended and concurring in as amended (Senate amendment 1 adopted) ..... 406

11-13. A. Referred to calendar of 11-16-2015 pursuant to Assembly Rule 93 ..... 416

11-16. A. Refused to concur in Senate Amendment 1 ..... 420

11-16. A. Motion to reconsider vote by which Senate Amendment 1 concurring in offered by Representative Barca. (**LRB a1187**) ..... 420

11-16. A. Refused to reconsider vote by which Senate Amendment 1 concurring in, Ayes 34, Noes 59 ..... 420

11-16. A. Ordered immediately messaged ..... 420

11-17. S. Received from Assembly (Senate Amendment 1 nonconcurring in) ..... 538

**2016**

01-19. S. Placed on calendar 1-20-2016 pursuant to Senate Rule 18(1) ..... 615

01-20. S. Senate recesses from its position on Senate Amendment 1, Ayes 19, Noes 14

01-20. S. Ordered immediately messaged

01-21. A. Received from Senate: Senate recesses from its position on (Senate Amendment 1) ..... 529

**2015**  
**ENROLLED BILL**

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**ADOPTED DOCUMENTS:**

**Orig**     **Engr**         **SubAmdt**     

**15** 2916/1

**Amendments to above (if none, write "NONE"):** AA1, AA2

**Corrections - show date (if none, write "NONE"):** NONE

**Topic** RELATING CHARGE

1/22/16  
**Date**

Conley  
**Enrolling Drafter**



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-2916/1  
SWB:amn

## 2015 ASSEMBLY BILL 362

September 25, 2015 – Introduced by Representatives R. BROOKS, KNODL, BORN, BRANDTJEN, EDMING, GANNON, HORLACHER, HUTTON, JARCHOW, KREMER, J. OTT, ROHRKASTE, STEFFEN and THIESFELDT, cosponsored by Senators STROEBEL and COWLES. Referred to Committee on Urban and Local Affairs.

1 AN ACT *to amend* 251.11 (1) and 251.15 (1) of the statutes; **relating to:** multiple  
/ AA 2 2 county health departments. jurisdictions

### *Analysis by the Legislative Reference Bureau*

This bill allows counties to form a multiple county health department with a minimum initial term and, in addition, requires counties participating in a multiple county health department to determine tax levy contributions from each participating county on a per capita basis.

Under current law, a county board may, in conjunction with the county board of one or more other counties, establish a multiple county health department, but then may withdraw at any time and for any reason by giving written notice to its county board of health and the county boards of all other participating counties. This bill allows counties to establish a multiple county health department with an initial minimum period of up to five years, during which a participating county may withdraw only if withdrawal is necessary to meet statutory requirements for a Level I health department.

Under current law, the local health board of every multiple county health department must annually prepare a budget of its proposed expenditures for the upcoming fiscal year and determine the proportionate cost to each participating county on the basis of equalized valuation. This bill changes the basis for the determination of proportionate costs to participating counties, instead requiring that the local health board determine the proportionate levy contribution from each participating county on a per capita basis.

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For further information see the *state and 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. 251.11 (1) of the statutes is amended to read:

2 251.11 (1) The local board of health of every multiple county health department  
 3 established under s. 251.02 (3) and of every city-county health department  
 4 established under s. 251.02 (1m) shall annually prepare a budget of its proposed  
 5 expenditures for the ensuing fiscal year and determine <sup>either</sup> the proportionate cost to each  
 6 participating county and city on the basis of equalized valuation. The local board of  
 7 health of every multiple county health department established under s. 251.02 (3)  
 8 shall annually prepare a budget of its proposed expenditures for the ensuing fiscal  
 9 year and determine the proportionate levy contribution from each participating  
 10 county on a per capita basis. A certified copy of the budget, which shall include a  
 11 statement of the amount required from each county and city, shall be delivered to the  
 12 county board of each participating county and to the mayor or city manager of each  
 13 participating city. The appropriation to be made by each participating county and  
 14 city shall be determined by the governing body of the county and city. No part of the  
 15 cost apportioned to the county shall be levied against any property within the city.

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16 SECTION 2. 251.15 (1) of the statutes is amended to read:

17 251.15 (1) After establishing a multiple county health department under s.  
 18 251.02 (3), any participating county board may withdraw by giving written notice to  
 19 its county board of health and the county boards of all other participating counties,  
 20 except that participating county boards may, in establishing a multiple county  
 21 health department under s. 251.02 (3), establish an initial minimum participation

**ASSEMBLY BILL 362**

1 period of up to 5 years. If a multiple county health department is established with  
2 an initial minimum participation period under this subsection, a participating  
3 county may not withdraw during that initial minimum period unless withdrawal is  
4 necessary to meet statutory requirements for a Level I health department under s.  
5 251.05.

6

(END)

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State of Wisconsin  
2015 - 2016 LEGISLATURE

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ASSEMBLY AMENDMENT 1,  
TO ASSEMBLY BILL 362

October 19, 2015 – Offered by Representative R. BROOKS.

1 At the locations indicated, amend the bill as follows:

2 1. Page 2, line 2: delete the material beginning with “multiple county” and  
3 ending with “and of every” on line 3 and substitute “multiple county health  
4 department established under s. 251.02 (3) and of every”.

5 2. Page 2, line 5: after “determine” insert “either”.

6 3. Page 2, line 6: after “valuation” insert “or the proportionate levy  
7 contribution from each county and city on a per capita basis”.

8 4. Page 2, line 6: delete the material beginning with “The local board” and  
9 ending with “per capita basis.” on line 10.

10 (END)

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State of Wisconsin  
2015 - 2016 LEGISLATURE

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ASSEMBLY AMENDMENT 2,  
TO ASSEMBLY BILL 362

October 27, 2015 - Offered by Representative R. BROOKS.

1 At the locations indicated, amend the bill as follows:

2 1. Page 1, line 2: delete "county" and substitute "jurisdictions".

3 2. Page 2, line 15: after that line insert:

4 "SECTION 1p. 251.115 of the statutes is created to read:

5 **251.115 Multiple municipal local health department and city-city local**  
6 **health department; how financed.** The governing body of every multiple  
7 municipal local health department established under s. 251.02 (2) (b) or (3r) and of  
8 every city-city local health department established under s. 251.02 (3t) shall  
9 annually prepare a budget of its proposed expenditures for the ensuing fiscal year  
10 and determine either the proportionate cost to each participating municipality on  
11 the basis of equalized valuation or the proportionate levy contribution from each  
12 participating municipality on a per capita basis. A certified copy of the budget, which  
13 shall include a statement of the amount required from each municipality, shall be

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1 delivered to the governing body of each participating municipality. The  
 2 appropriation to be made by each participating municipality shall be determined by  
 3 the governing body of the city, village, and town.”

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4 **3.** Page 3, line 5: after that line insert:

5 “SECTION 3m. 251.15 (2) of the statutes is amended to read:

6 251.15 (2) A city that had established a local health department prior to  
 7 deciding to participate in a city–county health department established under s.  
 8 251.02 (1m) may withdraw from the city–county health department if the common  
 9 council of the city gives written notice to the county board of the participating county,  
 10 except that participating cities and counties may, in establishing a city–county  
 11 health department under s. 251.02 (1m), establish an initial minimum participation  
 12 period of up to 5 years. If a city–county health department is established with an  
 13 initial minimum participation period under this subsection, a participating city or  
 14 county may not withdraw during that initial minimum period unless withdrawal is  
 15 necessary to meet statutory requirements for a Level I health department under s.  
 16 251.05.

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17 **SECTION 4m.** 251.15 (2m) of the statutes is amended to read:

18 251.15 (2m) After establishing a multiple municipal local health department  
 19 under s. 251.02 (2) (b) or (3r) or a city–city local health department under s. 251.02  
 20 (3t), the governing body of any participating city, village, or town participating may  
 21 withdraw by giving written notice to the local board of health and to the governing  
 22 bodies of all other participating cities, villages, and towns, except that participating  
 23 cities, villages, and towns may, in establishing a multiple municipal local health  
 24 department under s. 251.02 (2) (b) or (3r) or a city–city local health department under





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1 s. 251.02 (3t), establish an initial minimum participation period of up to 5 years. If  
2 a multiple municipal local health department or city-city local health department  
3 is established with an initial minimum participation period under this subsection,  
4 a participating city, village, or town may not withdraw during that initial minimum  
5 period unless withdrawal is necessary to meet statutory requirements for a Level I  
6 health department under s. 251.05.”.

7 (END)