



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-4959/1
CMH:ahe

2017 SENATE BILL 680

1 **AN ACT** *to repeal* 51.41 (9) (c) 2.; *to renumber and amend* 51.41 (9) (c) 1.; *to*
2 *amend* 46.18 (1); *to create* 51.41 (1d) (em) of the statutes; and *to affect* 2015
3 Wisconsin Act 60, section 115 (1); **relating to:** repealing the required transfer
4 of a certain property in the city of Milwaukee to the Wisconsin Center District,
5 trustees of Milwaukee County mental health facilities, Milwaukee County
6 Mental Health Board vacancies, and the administrator of the behavioral health
7 division.

Analysis by the Legislative Reference Bureau

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

8 **SECTION 1e.** 46.18 (1) of the statutes is amended to read:
9 46.18 (1) TRUSTEES. Every county home, infirmary, hospital, or similar
10 institution, shall, subject to regulations approved by the county board except in

SENATE BILL 680**SECTION 1e**

1 Milwaukee County for county homes, infirmaries, hospitals, or institutions
2 providing mental health treatment, be managed by a board of trustees, electors of the
3 county, chosen by ballot by the county board. In Milwaukee County, every county
4 home, infirmary, hospital, or similar institution that provides mental health
5 treatment shall, ~~subject to standards and procedures adopted by the Milwaukee~~
6 ~~County mental health board,~~ be managed by a board of trustees, electors of the
7 ~~county, chosen by ballot~~ as specified by the Milwaukee County mental health board.
8 At its annual meeting, the county board ~~or the Milwaukee County mental health~~
9 ~~board, if applicable,~~ shall appoint an uneven number of trustees, from 3 to 9 at the
10 option of the board, for staggered 3-year terms ending the first Monday in January.
11 Any vacancy shall be filled for the unexpired term by the county board ~~or the~~
12 ~~Milwaukee County mental health board,~~ as applicable; but the chairperson of the
13 county board may appoint a trustee to fill the vacancy until the county board acts
14 ~~except for boards of trustees appointed by the Milwaukee County mental health~~
15 ~~board for which the chairperson of the Milwaukee County mental health board may~~
16 ~~appoint a trustee to fill the vacancy until the entire Milwaukee County mental health~~
17 ~~board acts.~~

18 **SECTION 1g.** 51.41 (1d) (em) of the statutes is created to read:

19 51.41 (1d) (em) If a vacancy occurs in a board member position described under
20 par. (b) 1., 2., 3., 4., or 8., the Milwaukee County board of supervisors shall submit
21 to the Milwaukee County executive suggested individuals to fill the vacancy in that
22 position within 60 days after the vacancy occurs. If the Milwaukee County board of
23 supervisors does not submit suggested individuals to fill a vacancy under par. (b) 1.,
24 2., 3., 4., or 8. within 60 days, the Milwaukee County executive may appoint an
25 individual meeting the criteria in accordance with the applicable board member

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1 position description under par. (b) 1., 2., 3., 4., or 8. to fill the vacancy without
2 suggestion by the Milwaukee County board of supervisors.

3 **SECTION 1k.** 51.41 (9) (c) 1. of the statutes is renumbered 51.41 (9) (c) and
4 amended to read:

5 51.41 (9) (c) The administrator under this subsection may be removed by the
6 Milwaukee County mental health board by a vote of 8 members of that board, the
7 director of a county department under s. 46.21 in Milwaukee County, or the county
8 executive of Milwaukee County.

9 **SECTION 1m.** 51.41 (9) (c) 2. of the statutes is repealed.

10 **SECTION 1s.** 2015 Wisconsin Act 60, section 115 (1) is repealed.

11 (END)