

**2017 Assembly Bill 782 (LRB -4766)**

An Act to create 51.30 (4) (cg) of the statutes; relating to: limited release of mental health information to out-of-home care providers and child welfare agencies.

**2017**

12-27.	A.	Introduced by Representatives <b>Snyder, Meyers, Neylon, Billings, Katsma, Doyle, Novak, Subeck, Rodriguez, Pronschinske, Ballweg, Kitchens, Berceau, Born, Brandtjen, E. Brooks, R. Brooks, Felzkowski, Genrich, Horlacher, Jacque, Knodl, Krug, Kulp, Loudenbeck, Mursau, Petryk, Ripp, Rohrkaste, Sargent, Schraa, Sinicki, Spreitzer, Steffen, Steineke, Summerfield, Swearingen, Tauchen, C. Taylor, Thiesfeldt, Tittl, VanderMeer and Vruwink</b> ; cosponsored by Senators <b>Darling, Johnson, Larson, Olsen, L. Taylor, Vinehout and Wanggaard.</b> ....	607
12-27.	A.	Read first time and referred to Committee on Mental Health .....	607

**2018**

01-08.	A.	Representative Quinn added as a coauthor .....	623
01-17.	A.	Representative Spiros added as a coauthor .....	646
01-17.	A.	Public hearing held	
01-17.	A.	Executive action taken	
02-01.	A.	Report passage recommended by Committee on Mental Health, Ayes 11, Noes 0 .....	699
02-01.	A.	Referred to committee on Rules .....	699
02-08.	A.	Placed on calendar 2-13-2018 by Committee on Rules	
02-13.	A.	Read a second time .....	741
02-13.	A.	Ordered to a third reading .....	741
02-13.	A.	Rules suspended .....	741
02-13.	A.	Read a third time and <b>passed</b> .....	741
02-13.	A.	Ordered immediately messaged .....	741
02-14.	S.	Received from Assembly .....	739
02-14.	S.	Read first time and referred to committee on Senate Organization .....	740
02-14.	S.	Available for scheduling	
02-16.	S.	Public hearing requirement waived by committee on Senate Organization, pursuant to Senate Rule 18 (1m), Ayes 5, Noes 0 .....	748
02-16.	S.	Placed on calendar 2-20-2018 pursuant to Senate Rule 18(1) .....	749
02-20.	S.	Read a second time	
02-20.	S.	Ordered to a third reading	
02-20.	S.	Rules suspended	
02-20.	S.	Read a third time and <b>concurred in</b>	
02-20.	S.	Ordered immediately messaged	
02-20.	A.	Received from Senate concurred in	



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2017 ENROLLED BILL

Adopted Documents

Original

Engrossed

Substitute Amdt

17 -4766, 1

Amendments:  None or  Listed below.

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Corrections:  None or  Listed by date below.

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Topic:  Same as relating clause or  other, indicated below.

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3/2/18

Date

Enrolling Drafter



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRB-4766/I  
TJD:kjf

## 2017 ASSEMBLY BILL 782

December 27, 2017 - Introduced by Representatives SNYDER, MEYERS, NEYLON, BILLINGS, KATZMA, DOYLE, NOVAK, SUBECK, RODRIGUEZ, PRONSHINSKE, BALLWEG, KITCHENS, BERCEAU, BORN, BRANDTJEN, E. BROOKS, R. BROOKS, FELZKOWSKI, GENRICH, HORLACHER, JACQUE, KNODL, KRUG, KULP, LOUDENBECK, MURSAU, PETRYK, RIPP, ROHRKASTE, SARGENT, SCHRAA, SINICKI, SPREITZER, STEFFEN, STEINEKE, SUMMERFIELD, SWEARINGEN, TAUCHEN, C. TAYLOR, THIESFELDT, TITTL, VANDERMEER and VRUWINK, cosponsored by Senators DARLING, JOHNSON, LARSON, OLSEN, L. TAYLOR, VINEHOUT and WANGGAARD. Referred to Committee on Mental Health.

1     **AN ACT** *to create* 51.30 (4) (cg) of the statutes; **relating to:** limited release of  
2            mental health information to out-of-home care providers and child welfare  
3            agencies.

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***Analysis by the Legislative Reference Bureau***

This bill allows a health care provider to disclose to an out-of-home care provider and child welfare agency a portion of the mental health treatment record of a child who is placed in out-of-home care that the health care provider reasonably believes is necessary for the proper care of the child. Under current law, a mental health treatment record is confidential and may be released only upon informed written consent of the subject of the treatment record and in other limited circumstances explicitly described in the law.

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

4            **SECTION 1.** 51.30 (4) (cg) of the statutes is created to read:  
5            51.30 (4) (cg) *Limited release of information of foster children.* If the subject  
6            of a treatment record is a child who is placed in out-of-home care, a health care  
7            provider may disclose to an out-of-home care provider, as defined in s. 48.02 (12r),

**ASSEMBLY BILL 782**

**SECTION 1**

1 and a child welfare agency without informed written consent a portion, but not a  
2 copy, of the child's treatment record that the health care provider reasonably believes  
3 is necessary for the proper care of the child, such as the diagnosis, treatment plan,  
4 and medication management plan.

5 (END)