



State of Wisconsin
2025 - 2026 LEGISLATURE

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**SENATE SUBSTITUTE AMENDMENT 1,
TO SENATE BILL 108**

June 18, 2025 - Offered by Senators SMITH, HESSELBEIN, SPREITZER, DRAKE, ROYS,
L. JOHNSON, CARPENTER, DASSLER-ALFHEIM, HABUSH SINYKIN, KEYESKI,
LARSON, PFAFF, RATCLIFF, WALL and WIRCH.

1 **AN ACT** *to create* 20.435 (5) (bx) and 46.537 of the statutes; **relating to:**
2 sharing minors' safety plans and making an appropriation.

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

3 **SECTION 1.** 20.005 (3) (schedule) of the statutes: at the appropriate place,
4 insert the following amounts for the purposes indicated:

		2025-26	2026-27
6 20.435	Health services, department of		
7 (5)	MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES		
8 (bx)	Minors' safety plan sharing portal GPR	A	546,200
			455,200

9 **SECTION 2.** 20.435 (5) (bx) of the statutes is created to read:

1 20.435 (5) (bx) *Minors' safety plan sharing portal*. The amounts in the
2 schedule to develop and maintain the portal under s. 46.537 (5).

3 **SECTION 3.** 46.537 of the statutes is created to read:

4 **46.537 Sharing minors' safety plans. (1) DEFINITIONS.** In this section:

5 (a) "Facilitator" means an individual who assists in the creation of a safety
6 plan.

7 (b) "Safety plan" means an individual's written document, created in advance
8 of a crisis, that provides guidance on how to help the individual when the individual
9 experiences a behavioral or developmental health challenge or crisis.

10 (c) "Safety plan partner" means a person who is part of a network formed
11 under sub. (4) (a).

12 **(2) SAFETY PLAN CONTENTS AND REQUIREMENTS.** (a) A minor who is at risk of
13 an encounter with law enforcement or other emergency service providers during a
14 behavioral or developmental health challenge or crisis may create a safety plan,
15 with a facilitator, that includes any of the following information about the minor:

16 1. The minor's name.

17 2. The minor's address or addresses.

18 3. What it looks like when the minor feels unsafe or needs assistance.

19 4. De-escalation strategies that work for the minor.

20 5. Contact information for the minor's parent or guardian.

21 6. Contact information for the minor's health care providers, as defined under
22 s. 146.81 (1) (a) to (hp).

23 7. Contact information for individuals who can provide emotional support to
24 the minor in times of crisis.

1 8. What the minor would like law enforcement officers or emergency medical
2 responders to know.

3 9. Other information that is important to the minor.

4 (b) A minor and a facilitator who create a safety plan under par. (a) shall sign
5 the safety plan.

6 (c) A safety plan created under par. (a) expires one year after the date the
7 safety plan is signed.

8 **(3) SAFETY PLAN SHARING; RELEASE OF INFORMATION.** (a) A minor's safety
9 plan may be shared with a safety plan partner through the portal under sub. (5)
10 only if the minor has signed a release of information stating that the minor agrees
11 and understands all of the following:

12 1. The safety plan will be used only to ensure the safety and well-being of the
13 minor by the safety plan partners.

14 2. The safety plan may be revoked at any time other than during a crisis.

15 3. The safety plan will be shared in the portal under sub. (5) and may be
16 accessed by all safety plan partners.

17 4. Additional safety plan partners may join the network under sub. (4) (a) and
18 the safety plan may be shared with those additional safety plan partners.

19 5. During a crisis, the safety plan may be accessed by a different network
20 formed under sub. (4) (a) that uses the portal under sub. (5).

21 6. The release of information will be attached to the minor's safety plan until
22 the safety plan expires or is revoked.

23 (b) A facilitator shall ensure the minor understands the release of information
24 under. par. (a).

1 (c) A release of information under par. (a) shall identify all current safety plan
2 partners at the time the release of information is signed by the minor.

3 (d) A release of information signed by a minor under par. (a) shall be attached
4 to the minor's safety plan until the safety plan expires or is revoked.

5 (e) A safety plan partner may access a safety plan only to ensure the safety
6 and well-being of the minor during a crisis, to review or update a safety plan, or at
7 the minor's request.

8 (f) A safety plan partner shall maintain confidentiality of a safety plan and
9 may disclose a safety plan to a person who is not in the safety plan partner's
10 network under sub. (4) (a) only if the person is one of the following:

11 1. The minor's parent, guardian, legal custodian, Indian custodian, as defined
12 in s. 48.02 (8p), or legal representative.

13 2. During a crisis, another safety plan network formed under sub. (4) (a) that
14 uses the portal under sub. (5).

15 3. A bona fide researcher using de-identified information.

16 (4) SAFETY PLAN NETWORK. (a) Two or more persons, including any of the
17 following, may form a network for the purpose of sharing safety plans of minors who
18 are at risk of an encounter with law enforcement or other emergency service
19 providers during a behavioral or developmental health challenge or crisis:

20 1. A system of care, as defined in s. 46.56 (1) (or).

21 2. A physical or mental health care provider.

22 3. A county department of human services.

23 4. A county department of social services.

24 5. A school.

1 6. A school district.

2 7. A law enforcement agency, as defined in s. 165.77 (1) (b).

3 8. A fire department, as defined in s. 66.0314 (1) (c).

4 9. An emergency medical services provider, as defined in s. 256.215 (1) (d).

5 10. A tribal agency.

6 11. The division of the department of children and families that is responsible
7 for administering child welfare services in Milwaukee County.

8 12. A public safety answering point, as defined in s. 256.35 (1) (gm).

9 13. A center designated to respond to statewide or regional contacts with the
10 universal telephone number for the national suicide prevention and mental health
11 crisis hotline system maintained under 42 USC 290bb-36c.

12 (b) When a network is formed under par. (a), the safety plan partners shall
13 enter into a formalized agreement that addresses the expectations for the safety
14 plan partners, such as the safety plan partners' obligations, training requirements,
15 and roles in the network.

16 **(5) SAFETY PLAN SHARING PORTAL.** The department shall develop and
17 maintain, or make payments to a nonprofit corporation that supports the state's
18 electronic health information exchange under ss. 153.80 to 153.82 to develop and
19 maintain, a portal that is available throughout the state to facilitate sharing of
20 safety plans among safety plan partners. The portal developed under this
21 subsection shall include all of the following:

22 (a) The ability to fill out a safety plan online and download the safety plan for
23 the purpose of obtaining a handwritten or electronic signature on the safety plan.

1 (b) The standard safety plan template developed by the department under
2 sub. (6).

3 (c) Simplified views for law enforcement officers for quick access to safety plan
4 information.

5 (d) The capacity to support several thousand users in the system with role-
6 based access for roles such as facilitators, law enforcement officers, and 911
7 dispatchers.

8 (e) The potential for future integrations or single sign-on with other systems,
9 including electronic health records systems and 911 dispatch systems.

10 (f) Scalable storage capacity to support unlimited numbers of safety plans as
11 discrete data and as printable documents.

12 (g) Cloud-hosted, technical infrastructure certified by the Underlying Health
13 Information Trust Alliance, or its successor, and technical audit-logging
14 capabilities that meet the requirements of the federal Health Insurance Portability
15 and Accountability Act of 1996.

16 (h) Flexibility to allow a network formed under sub. (4) (a) to share a safety
17 plan with another network formed under sub. (4) (a) or keep access to the safety
18 plan restricted to within that network.

19 (i) Notifications to a minor and facilitator when the minor's safety plan is
20 about to expire, if a safety plan is accessed, and any other activity that occurs
21 related to a safety plan.

22 (j) Safety plan audit data and use logging with reporting capabilities.

23 **(6) STANDARD SAFETY PLAN TEMPLATE.** The department shall develop a
24 standard safety plan template to be used under this section.

1 **SECTION 4. Nonstatutory provisions.**

(1) The authorized FTE positions for the department of health services are increased by 1.0 GPR position, to be funded from the appropriation under s. 20.435 (5) (bx), for the purpose of developing and maintaining the portal under s. 46.537 (5).

6 SECTION 5. Effective date.

(1) This act takes effect on the day after publication, or on the 2nd day after publication of the 2025 biennial budget act, whichever is later.

9 (END)