



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-1247/P2
MPG:ahe

DOA:.....LeRoy, BB0166 - Transfer PATH program to DHS

FOR 2017-2019 BUDGET -- NOT READY FOR INTRODUCTION

AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

STATE GOVERNMENT

OTHER STATE GOVERNMENT

This bill transfers from DOA to DHS a grant program for providing certain mental health services to homeless individuals.

For further information see the *state* 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:

SECTION 1. 16.311 (title) of the statutes is repealed.

SECTION 2. 16.311 (1) of the statutes is repealed.

SECTION 3. 16.311 (2) of the statutes is renumbered 51.047 and amended to read:

51.047 Mental health services. From the appropriation under s. 20.505 (7) 20.435 (5) (fr), the department may not award more than \$45,000 in each fiscal year

to applying public or nonprofit private entities for the costs of providing certain mental health services to homeless individuals with serious and persistent mental illness. Entities that receive funds awarded by the department under this ~~subsection~~ section shall provide the mental health services required under [42 USC 290cc-24](#). The amount that the department awards to an applying entity may not exceed 50 percent of the amount of matching funds required under [42 USC 290cc-23](#).

SECTION 4. 20.505 (7) (fr) of the statutes is renumbered 20.435 (5) (fr) and amended to read:

20.435 (5) (fr) *Mental health for homeless individuals.* The amounts in the schedule for mental health services for homeless individuals under s. ~~16.311~~ [51.047](#).

****NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

SECTION 9101. Nonstatutory provisions; Administration.

(1) TRANSFER OF MENTAL HEALTH SERVICES.

(a) *Assets and liabilities.* On the effective date of this paragraph, the assets and liabilities of the department of administration that are primarily related to mental health services, as determined by the secretary of administration, become the assets and liabilities of the department of health services.

(b) *Tangible personal property.* On the effective date of this paragraph, all tangible personal property, including records, of the department of administration that is primarily related to mental health services, as determined by the secretary of administration, is transferred to the department of health services.

(c) *Contracts.* All contracts entered into by the department of administration in effect of the effective date of this paragraph that are primarily related to mental health services, as determined by the secretary of administration, remain in effect

and are transferred to the department of health services. The department of health services shall carry out any obligations under those contracts unless modified or rescinded by the department of health services to the extent allowed under the contract.

(d) *Rules and orders.* All rules promulgated by the department of administration in effect on the effective date of this paragraph that are primarily related to mental health services, as determined by the secretary of administration, remain in effect until their specified expiration dates or until amended or repealed by the department of health services. All orders issued by the department of administration in effect on the effective date of this paragraph that are primarily related to mental health services, as determined by the secretary of administration, remain in effect until their specified expiration dates or until modified or rescinded by the department of health services.

(e) *Pending matters.* Any matter pending with the department of administration on the effective date of this paragraph that is primarily related to mental health services, as determined by the secretary of administration, is transferred to the department of health services. All materials submitted to or actions taken by the department of administration with respect to the pending matter are considered as having been submitted to or taken by the department of health services.

(END)