



State of Wisconsin
2021 - 2022 LEGISLATURE

LRB-1354/P3
TJD:cdc

DOA:.....Lessner, BB0453 - Crisis response system

FOR 2021-2023 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

MENTAL ILLNESS AND DEVELOPMENTAL DISABILITIES

Crisis response system

This bill requires DHS to award grants to entities to provide a continuum of mental health crisis services, including crisis urgent care and observation centers, crisis stabilization and inpatient psychiatric beds, and crisis stabilization facilities. DHS must also award up to five grants for services at facilities providing crisis stabilization services. The bill also allows DHS to create a certification for crisis urgent care and observation centers and establish criteria for that certification by rule. If DHS creates the certification, then no one may operate a crisis urgent care and observation center without a certification.

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:

SECTION 1. 20.435 (5) (ch) of the statutes is created to read:

20.435 (5) (ch) *Crisis response grants*. The amounts in the schedule for grants for crisis response under s. 51.035.

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

SECTION 2. 51.035 of the statutes is created to read:

51.035 Crisis response system; grants. (1) From the appropriation under s. 20.435 (5) (ch), the department shall award grants under this section to entities to provide a continuum of crisis response services, including mental health crisis urgent care and observation centers, crisis stabilization and inpatient psychiatric beds, and crisis stabilization facilities.

(2) From the appropriation under s. 20.435 (5) (ch), the department shall award no more than 5 grants to fund services at facilities providing crisis stabilization services, based on criteria established by the department.

SECTION 3. 51.036 of the statutes is created to read:

51.036 Crisis urgent care and observation centers. (1) In this section, “crisis” has the meaning given in s. 51.042 (1) (a).

(2) The department may certify crisis urgent care and observation centers and may establish criteria by rule for the certification of crisis urgent care and observation centers. If the department establishes a certification process for crisis urgent care and observation centers, no person may operate a crisis urgent care and observation center without having a certification. The department may limit the number of certifications it grants to operate crisis urgent care and observation centers.

SECTION 9119. Nonstatutory provisions; Health Services.

(1) CRISIS URGENT CARE AND OBSERVATION CENTER EMERGENCY RULES. The department of health services may promulgate rules allowed under s. 51.036 related to crisis urgent care and observation centers as emergency rules under s. 227.24. Notwithstanding s. 227.24 (1) (a) and (3), the department of health services is not required to provide evidence that promulgating a rule under this subsection as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and is not required to provide a finding of emergency for a rule promulgated under this subsection.

(END)