



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2017 Senate Bill 680

Assembly Amendment 1

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BACKGROUND

Transfer of the Marcus Center for the Performing Arts to the Wisconsin Center District

Under 2015 Wisconsin Act 60, Milwaukee County is required to transfer, unencumbered, the Marcus Center for the Performing Arts to the Wisconsin Center District (WCD). The transfer must take effect upon the adoption of a resolution that requests the transfer by the WCD Board of Directors and a written proclamation of the Milwaukee County Executive supporting the transfer, notwithstanding any policies issued, ordinances enacted, or resolutions adopted by the Milwaukee County Board of Supervisors (Milwaukee County Board) to the contrary. The transfer may not take place without the approval of the Milwaukee County Board.

Milwaukee County Mental Health Services

The Milwaukee County Mental Health Board (MCMHB) oversees the provision of mental health programs and services in Milwaukee County in place of the Milwaukee County Board. Five of the 11 voting members of the MCMHB are appointed by the Milwaukee County Executive from individuals suggested by the Milwaukee County Board. Any vacancy in the MCMHB is filled by the Milwaukee County Board.

One of the requirements current law places upon MCMHB is the requirement that it elect a board of trustees to manage county homes, infirmaries, hospitals, or institutions providing mental health treatment (Milwaukee County mental health facility). MCMHB is also required to appoint at its annual meeting an odd number of trustees, from three to nine, for staggered three-year terms and specifies how the board must fill vacancies.

Also, with respect to the removal of the administrator of the behavioral health division of the Milwaukee County Department of Health and Human Services (Milwaukee County

DHHS), the administrator may be removed by vote of the MCMHB. If the Milwaukee County Executive has suggested removal, the administrator may be removed on a vote of six members of the MCMHB, otherwise the administrator may be removed on a vote of eight members of the MCMHB.

2017 SENATE BILL 680

2017 Senate Bill 680 repeals the provision of 2015 Wisconsin Act 60 related to the transfer of the Marcus Center for the Performing Arts to WCD.

ASSEMBLY AMENDMENT 1

Assembly Amendment 1 (AA 1) makes the following changes to the bill related to Milwaukee County mental health services:

- Regarding the appointment of members to MCMHB, specifies that the Milwaukee County Board must submit its suggestions to fill a vacancy in one of those positions to the Milwaukee County Executive within 60 days after the vacancy occurs. If the Milwaukee County Board does not fill the vacancy within 60 days, the Milwaukee County Executive may fill the vacancy by appointing an individual who meets the criteria for that MCMHB member position without the Milwaukee County Board's suggestion.
- Regarding the management of every Milwaukee County mental health facility, eliminates the requirement that MCMHB **appoint a board of trustees** to manage every Milwaukee County mental health facility and replaces it with the requirement that every Milwaukee County mental health facility **must be managed** as specified by MCMHB.
- Regarding the removal of the administrator of the behavioral health division of the Milwaukee County DHHS, provides that the administrator may be removed by any of the following:
 - A vote of eight members of MCMHB.
 - The Milwaukee County executive.
 - The director of Milwaukee County DHHS.

BILL HISTORY

On February 20, 2018, the Senate passed the bill on a voice vote. On February 22, 2018, Representative Sanfelippo recommended AA 1. On that same day, the Assembly adopted AA 1, and passed the bill, as amended, on a voice vote.

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