

Proposed Chapter 51 Amendment

51.15 Emergency detention. (1) BASIS FOR DETENTION. (a) A law enforcement officer, a **treatment director or his or her designee** or other person authorized to take a child into custody under ch. 48 or to take a juvenile into custody under ch.938 may take an individual into custody if the officer, **treatment director or his or her designee** or other person has cause to believe that the individual is mentally ill, is drug dependent, or is developmentally disabled, and that the individual evidences any of the follow:

51.15(1)(b)

(b) The officer's, **treatment director or his or her designee's** or other person's belief shall be based on any of the following:

51.15 (2)

(2) FACILITIES FOR DETENTION. The law enforcement officer, **treatment director or his or her designee** or other person authorized to take a child into custody under ch. 48 or to take a juvenile into custody under ch. 938 shall transport the individual, or cause him or her to be transported, for detention, if the county department of community programs in the county in which the individual was taken into custody approves the need for detention, and for evaluation, diagnosis, and treatment if permitted under sub. (8) to any of the following facilities

(4) DETENTION PROCEDURE: MILWAUKEE COUNTY; LAW ENFORCEMENT OFFICER OR OTHER PERSON. (a)

(5) DETENTION PROCEDURE: MILWAUKEE COUNTY; TREATMENT DIRECTOR OR HIS OR HER DESIGNEE. In counties having a population of 500,000 or more, a treatment director or his or her designee may sign a statement of emergency detention and may detain, or detain, evaluate, diagnose and treat an individual if conditions exist for taking the individual into custody under sub. (1) as provided in this section. In such case, the treatment director or his or her designee shall undertake all responsibilities that are required of a law enforcement officer under this section. The treatment director or his or her designee shall promptly file the statement with the court having probate jurisdiction in the county of detention as provided in this section

(6) DETENTION PROCEDURE; OTHER COUNTIES.