

State of Wisconsin



2007 Assembly Bill 612

Date of enactment: **March 21, 2008**

Date of publication*: **April 4, 2008**

2007 WISCONSIN ACT 140

AN ACT to *repeal* 51.13 (4) (g) 4.; and to *amend* 51.13 (4) (g) (intro.) of the statutes; **relating to:** approval of a court order for a minor's placement in or transfer to an inpatient facility (suggested as remedial legislation by the Department of Health and Family Services).

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

SECTION 1. 51.13 (4) (g) (intro.) of the statutes is amended to read:

51.13 (4) (g) (intro.) If the court finds, under a hearing under par. (d), that the minor is in need of psychiatric services or services for developmental disability, alcoholism, or drug abuse in an inpatient facility, that the inpatient facility to which the minor is admitted offers therapy or treatment that is appropriate for the minor's needs and that is the least restrictive therapy or treatment consistent with the minor's needs, the court shall permit

admission. If the court finds that the therapy or treatment in the inpatient facility to which the minor is admitted is not appropriate or is not the least restrictive therapy or treatment consistent with the minor's needs, the court may order placement in or transfer to another more appropriate or less restrictive inpatient facility, ~~except that the placement in or transfer to the northern or southern centers for the developmentally disabled of a minor shall first be~~ if the placement or transfer is first approved by all of the following, ~~except that placement in or transfer to a center for the developmentally disabled shall first be approved by all of the following and the department:~~

SECTION 2. 51.13 (4) (g) 4. of the statutes is repealed.

* Section 991.11, WISCONSIN STATUTES 2005-06 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].