

State of Wisconsin



1995 Assembly Bill 241

Date of enactment: **November 16, 1995**

Date of publication*: **December 1, 1995**

1995 WISCONSIN ACT 64

AN ACT to *renumber* 51.437 (4r); to *amend* 46.23 (3) (e), 51.42 (3) (e), 51.437 (10) (d) and 51.437 (10m) (h); and to *create* 46.215 (1m), 46.22 (1) (dm) and 51.437 (4r) (b) of the statutes; **relating to:** permitting exchange of certain confidential client information among subunits of the same county departments of social services and developmental disabilities services and expanding the exchange of certain confidential client information among subunits of county departments of human services and community programs.

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

SECTION 1. 46.215 (1m) of the statutes is created to read:

46.215 (1m) EXCHANGE OF INFORMATION. Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.53 (1m), 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7) and 253.07 (3) (c), any subunit of the county department of social services acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of social services or with any person providing services to the client under a purchase of services contract with the county department of social services, if necessary to enable an employe or service provider to perform his or her duties, or to enable the county department of social services to coordinate the delivery of services to the client.

SECTION 2. 46.22 (1) (dm) of the statutes is created to read:

46.22 (1) (dm) Exchange of information. Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.53 (1m), 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7) and 253.07 (3) (c), any subunit of the county department of

social services acting under this subsection may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of social services or with any person providing services to the client under a purchase of services contract with the county department of social services, if necessary to enable an employe or service provider to perform his or her duties, or to enable the county department of social services to coordinate the delivery of services to the client.

SECTION 3. 46.23 (3) (e) of the statutes is amended to read:

46.23 (3) (e) Exchange of information. Notwithstanding ss. ~~48.78 (2) (a)~~, 49.45 (4), 49.53 (1m), 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7) and 253.07 (3) (c), any subunit of a county department of human services acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of human services or with any person providing services to the client under a purchase of services contract with the county department of human services, if necessary to enable an employe or service provider to perform his or her duties, or to enable the

* Section 991.11, WISCONSIN STATUTES 1993-94: 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].

county department of human services to coordinate the delivery of services to the client.

SECTION 4. 51.42 (3) (e) of the statutes is amended to read:

51.42 **(3)** (e) *Exchange of information.* Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.53 (1m), 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82 ~~and~~ 252.11 (7) ~~and~~ 253.07 (3) (c), any subunit of a county department of community programs acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of community programs or with any person providing services to the client under a purchase of services contract with the county department of community programs, if necessary to enable an employe or service provider to perform his or her duties, or to enable the county department of community programs to coordinate the delivery of services to the client.

SECTION 5. 51.437 (4r) of the statutes is renumbered 51.437 (4r) (a).

SECTION 6. 51.437 (4r) (b) of the statutes is created to read:

51.437 **(4r)** (b) Notwithstanding ss. 48.78 (2) (a), 49.45 (4), 49.53 (1m), 51.30, 51.45 (14) (a), 55.06 (17) (c), 146.82, 252.11 (7) and 253.07 (3) (c), any subunit of

the county department of developmental disabilities services acting under this section may exchange confidential information about a client, without the informed consent of the client, with any other subunit of the same county department of developmental disabilities services or with any person providing services to the client under a purchase of services contract with the county department of developmental disabilities services, if necessary to enable an employe or service provider to perform his or her duties, or to enable the county department of developmental disabilities services to coordinate the delivery of services to the client.

SECTION 7. 51.437 (10) (d) of the statutes is amended to read:

51.437 **(10)** (d) After consultation with the county developmental disabilities services board administer the duties of the county department of disabilities services under sub. (4r) ~~(b)~~ (a) 2.

SECTION 8. 51.437 (10m) (h) of the statutes is amended to read:

51.437 **(10m)** (h) After consultation with the county developmental disabilities services board administer the duties of the county department of disabilities services under sub. (4r) ~~(b)~~ (a) 2.