

**ORDINANCE
ROCK COUNTY BOARD OF SUPERVISORS**

LANCE HOROZEWSKI and
ELIZABETH POHLMAN
MCQUILLEN
INITIATED BY



JEFFREY S. KUGLITSCH
DRAFTED BY

JUNE 10, 2015
DATE DRAFTED

HUMAN SERVICES BOARD
SUBMITTED BY

CREATING SECTION 1.133 OF THE ROCK COUNTY ORDINANCES

1 The Board of Supervisors of the County of Rock, at its regular meeting this 9th day of
2 July, 2015, does ordain as follows:
3

4 I. Section 1.133 of the Rock County Ordinances is created to read as follows:
5

6 **1.133 Interjurisdictional Agreements Required**
7

8 (1) It is the intent of this section to allow appropriate crisis intervention services and to prevent
9 the taxpayers of the County from paying the costs associated with residents of other
10 jurisdictions when those residents are placed in certain temporary living situations within the
11 County.
12

13 (2) This section requires certain facilities that accept such placements of out-of-county
14 residents to obtain and maintain current interjurisdictional agreements, thus effectively
15 facilitating proper crisis intervention services and relieving the County taxpayers of
16 unnecessary expenses.
17

18 (3) For the purposes of this section, an interjurisdictional agreement shall consist of a written
19 document containing the following:
20

21 (a) The name of the person being placed in the County from another jurisdiction (subject)
22 and the date placement is to be effected.
23

24 (b) The physical address and telephone number where the subject is to be placed
25 (placement).
26

27 (c) The type of license or certification held by the placement (e.g., skilled nursing facility,
28 child family foster home, adult family home, community-based rehabilitation facility).
29

30 (d) The name and mailing address of the legal entity holding the license or certification
31 identified in item (c) above (licensee).
32

33 (e) The name, mailing address, telephone number and after-hours contact information for
34 the jurisdiction placing the subject (home jurisdiction).
35

36 (f) The legal status of the subject (e.g., Wis. Stats. §51.20, § 55.12, ch. 48, ch. 938, ch. 54
37 voluntary).
38

39 (g) A statement that the subject remains a resident of the home jurisdiction, and that the
40 home jurisdiction retains financial responsibility for the subject, including costs associated
41 with Wis. Stats. § 51.15, emergency detention or § 55.13, emergency protective services,
42 while placed in the County.
43

44 (h) Any special instructions deemed necessary by the home jurisdiction for after-hours
45 care or hospitalization.
46

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47 (i) Signatures of authorized representative of both licensee and home jurisdiction.

48
49 (4) An interjurisdictional agreement shall be provided to the County department of health and
50 human services at or before the date of placement of the subject in the County. Current
51 documentation of subject's legal status shall accompany the interjurisdictional agreement.
52

53 (5) The interjurisdictional agreement and documentation of legal status shall be updated and
54 provided to the County department of health and human services by the licensee within five
55 calendar days of any changes to the agreement or client's legal status.
56

57 (6) Penalty.

58
59 (a) Any person, firm, or corporation who fails to comply with the provisions of this
60 section shall, upon conviction thereof, forfeit not less than \$25.00 nor more than \$100.00
61 and costs of prosecution for each violation. Each day a violation exists or continues shall
62 constitute a separate offense. Each subject residing at the placement facility shall
63 constitute a separate violation.
64

65 (b) The penalty provisions of this section shall be invoked when a subject receives crisis
66 intervention services through the County, including but not limited to Wis. Stats. § 51.15,
67 emergency detention of § 55.13, emergency protective services.
68

69 (7) Exemption. An interjurisdictional agreement under this section shall not be required for
70 any person placed from a County that is a current signatory to an intercounty agreement on
71 adult venue to which the County is also a party.
72

73 II. Section 1.133 shall be effective upon publication.

Respectfully submitted:

HUMAN SERVICES BOARD

Brian Knudson
Brian Knudson, Chair

Sally Jean Weaver Landers
Sally Weaver-Landers, Vice-Chair

Terry Fell

Linda Garrett

Billy Bob Grahn
Billy Bob Grahn

Absent
Ashley Kleven

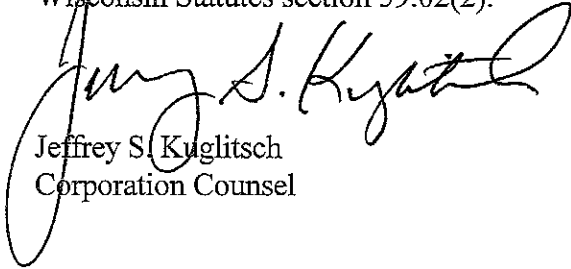
Kathy Schutz
Kathy Schutz

Terry Thomas
Terry Thomas

Absent
Shirley Williams

LEGAL NOTE:

The County Board is authorized to take this action by Wisconsin Statutes section 59.02(2).



Jeffrey S. Kuglitsch
Corporation Counsel

FISCAL NOTE:

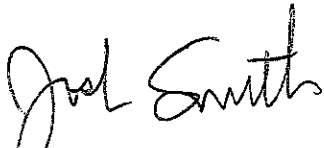
No fiscal impact.



Sherry Oja
Finance Director

ADMINISTRATIVE NOTE:

Recommended.



Josh Smith
County Administrator

Executive Summary

Proposed Rock County Ordinance for Local Group Homes

Located in Rock County are privately operated youth and adult group homes. Youth group homes are licensed by the State of Wisconsin Department of Children & Families and adult group homes are licensed by the State of Wisconsin Department of Health Services. Licensed group homes have the ability to accept residents from any county within the State of Wisconsin. Under Wisconsin State Law, when a county places a client outside of their respective jurisdiction, that placing county retains legal jurisdiction. Privately operated youth and adult group homes in Rock County often times provide temporary care of clients from other counties throughout Wisconsin.

Out-of-county clients, placed in privately operated group homes, can present challenges to local law enforcement and the Rock County Human Services Department. Often times out-of-county clients are unknown to law enforcement and Human Services. It is common for law enforcement to be called to these local group homes to deal with a crisis. When a crisis occurs with an out-of-county group home resident there is a lack of appropriate crisis plans to deal with residents from other counties. Due to crisis plans not being made available, it results in law enforcement expending significant amounts of time and resources dealing with out-of-county clients. Lack of client crisis plans also results in the unnecessary placement of out-of-county clients into the Rock County Youth Services Center and Rock County Jail. This proposed Ordinance will require each privately operated facility, accepting out-of-county clients, to provide the Human Services Department with an interjurisdictional agreement that facilitates crisis intervention services for out-of-county clients. Failure on the part of the privately operated facility to provide the Human Services Department with an interjurisdictional agreement would result in a monetary penalty.