

**OUTAGAMIE COUNTY BOARD MEETING
FEBRUARY 9, 2016**

RESOLUTION NO. 134—2015-16

ROLL CALL to adopt and lock in. RESOLUTION NO. 134—2015-16 IS ADOPTED & LOCKED IN.

1. RABEC	Absent	13. VAN ASTEN	YES	25. NOOYEN	YES
2. NAGLER	YES	14. DE GROOT	YES	26. DUNCAN	YES
3. GRADY	YES	VANDENHEUVEL	YES	27. CULBERTSON	YES
4. PATIENCE	Absent	16. LEMANSKI	YES	28. STURN	YES
5. IVERSON	YES	17. GROAT	YES	29. BUCHMAN	YES
6. STRENN	YES	18. SPEARS	YES	30. GRIESBACH	NO
7. HAMMEN	YES	19. STUECK	YES	31. THERN	NO
8. KRUEGER	YES	20. THOMAS	YES	VANDERHEIDEN	YES
9. TRENTLAGE	Absent	21. THYSSEN	YES	33. AUSTIN	YES
10. BEHNKE	Absent	22. HAGEN	YES	34. RETTLER	YES
11. MEYER	YES	23. KLEMP	NO	35. MELCHERT	YES
12. McDANIEL	Absent	24. PLEUSS	YES	36. SUPRISE	YES
Item 14		Passed (28 Y - 3 N - 0 A - 5 Absent)			Majority Vote >

**OUTAGAMIE COUNTY BOARD MEETING
FEBRUARY 9, 2016**

RESOLUTION NO. 134—2015-16

Supervisor Lemanski moved, seconded by Supervisor Iverson, to reconsider Resolution No. 134 for the purpose of lock in.

ROLL CALL to reconsider. RESOLUTION NO. 134—2015-16 IS RECONSIDERED.

1. RABEC	Absent	13. VAN ASTEN	YES	25. NOOYEN	NO
2. NAGLER	YES	14. DE GROOT	YES	26. DUNCAN	YES
3. GRADY	YES	VANDENHEUVEL	YES	27. CULBERTSON	YES
4. PATIENCE	Absent	16. LEMANSKI	YES	28. STURN	NO
5. IVERSON	YES	17. GROAT	YES	29. BUCHMAN	YES
6. STRENN	YES	18. SPEARS	YES	30. GRIESBACH	NO
7. HAMMEN	YES	19. STUECK	YES	31. THERN	NO
8. KRUEGER	YES	20. THOMAS	YES	VANDERHEIDEN	YES
9. TRENTLAGE	Absent	21. THYSSEN	YES	33. AUSTIN	YES
10. BEHNKE	Absent	22. HAGEN	YES	34. RETTLER	YES
11. MEYER	YES	23. KLEMP	NO	35. MELCHERT	YES
12. McDANIEL	Absent	24. PLEUSS	YES	36. SUPRISE	YES
Item 13	Passed (26 Y - 5 N - 0 A - 5 Absent)			Majority Vote	>

**OUTAGAMIE COUNTY BOARD MEETING
FEBRUARY 9, 2016**

RESOLUTION NO. 134—2015-16

Supervisor Iverson moved, seconded by Supervisor Thyssen, for adoption.

RESOLUTION NO. 134—2015-16 IS ADOPTED.

1. RABEC	Absent	13. VAN ASTEN	YES	25. NOOYEN	YES	
2. NAGLER	YES	14. DE GROOT	YES	26. DUNCAN	YES	
3. GRADY	YES	VANDENHEUVEL	YES	27. CULBERTSON	YES	
4. PATIENCE	Absent	16. LEMANSKI	YES	28. STURN	YES	
5. IVERSON	YES	17. GROAT	YES	29. BUCHMAN	YES	
6. STRENN	YES	18. SPEARS	YES	30. GRIESBACH	YES	
7. HAMMEN	YES	19. STUECK	YES	31. THERN	NO	
8. KRUEGER	YES	20. THOMAS	YES	VANDERHEIDEN	YES	
9. TRENTLAGE	Absent	21. THYSSEN	YES	33. AUSTIN	YES	
10. BEHNKE	Absent	22. HAGEN	YES	34. RETTLER	NO	
11. MEYER	YES	23. KLEMP	YES	35. MELCHERT	YES	
12. McDANIEL	Absent	24. PLEUSS	YES	36. SUPRISE	YES	
Item 12		Passed (29 Y - 2 N - 0 A - 5 Absent)			Majority Vote	>

RESOLUTION NO.: 134—2015-16

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN:

MAJORITY

1 Legislation has been proposed relating to informed consent for psychotropic medications
2 in nursing homes and community-based residential facilities (CBRFs). The bill requires a
3 community-based residential facility to obtain a signed acknowledgment form for
4 administration of psychotropic medications and creates requirements for obtaining a
5 signed acknowledgment form, for residents who are prescribed medications while off the
6 premises of a community-based residential facility.

7
8 Current law already requires that nursing homes obtain written informed consent before
9 administering a psychotropic medication that contains a boxed warning to any patient with
10 a degenerative brain disorder. The proposal maintains current law for skilled nursing
11 facilities; but adds the requirement to obtain a signed acknowledgement form from a
12 CBRF resident with a degenerative brain disorder who has been prescribed a psychotropic
13 medication that has a black box warning.

14
15 This language is patterned after statutes related specifically to nursing homes; however,
16 CBRFs are not nursing homes. Unlike nursing homes, CBRFs are not a medical model
17 and do not have regulatory requirements related to medical director (physician) and
18 nursing staffing. Most CBRF staff do not have the knowledge or expertise to conduct the
19 discussion on psychotropics with CBRF residents, family members, and/or legal
20 representative, as they are not licensed nurses as is statutorily acceptable. It is agreed that
21 informed consent in these circumstances is vital but contend that these discussions, and
22 obtaining a signed acknowledgement form, should be the responsibility of the prescriber
23 of the psychotropic medication, not the CBRF. This resolution opposes any legislation
24 which would give community-based residential facilities the ability to administer
25 psychotropic medications.

26
27 NOW THEREFORE, the undersigned members of the Health and Human Services
28 Committee recommend adoption of the following resolution.

29 BE IT RESOLVED, that the Outagamie County Board of Supervisors does oppose
30 legislation which would give community-based residential facilities the ability to administer
31 psychotropic medications, and

32 BE IT FINALLY RESOLVED, that the Outagamie County Clerk be directed to forward a
33 copy of this resolution to the Outagamie County Director of Health & Human Services, the Brewster
34 Village Administrator, the Outagamie County Lobbyist for distribution to the Legislature and
35 Governor, and the Outagamie County Executive.

1 Dated this 9th day of February 2016

2 Respectfully submitted,
3 HEALTH & HUMAN SERVICES
4 COMMITTEE

5
6 Jerry Iverson
7 Jerry Iverson

8 Barney Lemanski
9 Barney Lemanski

10
11 Patrick Meyer
12 Patrick Meyer

13 Kevin Behnke
14 Kevin Behnke

15
16 Cathy Spears
17 Cathy Spears

18
19
20 Duly and officially adopted by the County Board on: February 9, 2016

21 Signed: Arlin Nagle Board Chairperson Lois J. O'Connell County Clerk

22
23 Approved: 2 10 16 Vetoed: _____

24
25
26
27 Signed: [Signature]
28 County Executive