

RESOLUTION: Support a Request to Wisconsin Governor Tony Evers to Submit an Application to the Centers for Medicare and Medicaid Services for a Waiver of the Federal Rule Excluding Individuals Ages 22-64 Who Suffer from Serious and Persistent Mental Illness from Receiving Medicaid Coverage for Treatment and Short-Term Acute Care

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, Federal Rules exclude patients ages 22-64 with mental illness, who require short-term placement in an Institution for Mental Disease (IMD), from Medicaid coverage resulting in high costs to Wisconsin counties; and

WHEREAS, the IMD rule fails to provide necessary health care treatment and a path to recovery for young and middle-aged adults with brain disorders; and

WHEREAS, the Centers for Medicare Services (CMS) have issued an invitation to states to apply for a waiver of this exclusion, allowing states to receive federal reimbursement for the cost of treatment in an IMD for young and middle-aged adults with brain disorders.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports requesting Governor Tony Evers and the Wisconsin State Legislature to submit an application to CMS for a waiver of the Medicaid IMD exclusion to allow Federal reimbursement of short-term acute care and transition planning for individuals with serious and persistent mental illness.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to forward a copy of this Resolution to the Office of Governor Tony Evers, the Wisconsin Counties Association, and all state senators and assembly members representing Winnebago County constituents.

Respectfully submitted by:

HUMAN SERVICES BOARD COMMITTEE

Committee Vote: **7-0**


Respectfully submitted by:

LEGISLATIVE COMMITTEE

Committee Vote: **12-1**

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this 20th day of September, 2019.


Mark L Harris
Winnebago County Executive

RESOLUTION: Support Local Control for Livestock Siting**TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:**

WHEREAS, the number of Concentrated Livestock Feeding Operations (CAFOs) in Wisconsin is increasing; and

WHEREAS, between 2005 and 2016, the number of CAFOs nearly doubled, from 146 to 295; and

WHEREAS, State law preempts local governments from regulating CAFOs more stringently than required by the Livestock Facility Siting Law (ATCP 51); and

WHEREAS, opportunity for stronger local siting standards based on "reasonable and scientifically defensible findings of fact" that "clearly show that the standards are needed to protect the public health or safety" remain very limited; and

WHEREAS, the Department of Natural Resources (DNR) issues water pollution discharge permits to CAFOs and more stringent local regulation of issues related to water quality may also prove difficult; and

WHEREAS, the unique geographic features throughout Wisconsin make it necessary to assess the environmental impacts of CAFOs on a county-by-county basis; and

WHEREAS, the Department of Revenue adjusted downward a Kewaunee County landowner's property taxes because of the property's proximity to a large CAFO, and in 2016 the Department of Revenue did the same for a property in Green County; and

WHEREAS, in addition to affecting landowners, this also impacts local governments, which are seeing a deterioration of their property tax base because existing state siting standards are insufficient to protect neighboring properties; and

WHEREAS, pursuant to §93.90(2), Wis Stats, the Department of Agriculture, Trade, and Consumer Protection (DATCP) shall appoint a Technical Committee to review ATCP 51 and make recommendations at least every four years; and

WHEREAS, DATCP convened the first Technical Committees in 2010, 2014, and 2018 but has made no changes to ATCP 51 despite the Committee's work or summary reports; and

WHEREAS, §93.90, Wis Stats, fails to provide guidance for implementation of the Technical Committee's recommendations.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby recognizes the authority of ATCP 51 to set statewide minimum standards and procedures for CAFOs but supports lifting the preemption of local control in ATCP 51 and allowing local governments to pass more stringent standards and procedures that are based on reasonable and scientifically defensible findings of fact that clearly show that the standards are needed to protect ground and surface water and air quality and public health or safety without seeking DATCP or DNR approval.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby urges the Legislature to amend the Statute to require that the findings of the Technical Committee must be presented in writing to the Department of Agriculture, Trade, and Consumer Protection (DATCP), and that the Wisconsin DATCP Board

42 must present a scope statement to the Wisconsin Secretary of Agriculture within 90 days, and if DATCP fails to take
43 action on the scope statement within six (6) months, the scope statement must be sent to the Joint Committee for
44 Review of Administrative Rules and scheduled for a public hearing.

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46 **BE IT FURTHER RESOLVED** by the Winnebago County Board of Supervisors that it hereby directs the
47 Winnebago County Clerk to send a copy of this Resolution to the Office of Governor Tony Evers, the Wisconsin
48 Counties Association, and all state senators and assembly members representing Winnebago County constituents.
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50 Respectfully submitted by:

51 **LEGISLATIVE COMMITTEE**

52 Committee Vote: **8-4**

53 Vote Required for Passage: **Majority of Those Present**

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55 Approved by the Winnebago County Executive this 20th day of September, 2019.

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57 Mark L Harris
58 Mark L Harris
59 Winnebago County Executive

242-112019

RESOLUTION: Support the Wisconsin Register in Probate Association in Urging the Wisconsin Legislature to Review Wisconsin Statutes for Court Fees and Costs in Probate and Juvenile Cases

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, Chapter 814, Wis Stats, covers court costs, fees, and surcharges. Sec. 814.66, Wis Stats, specifically, applies to the Office of the Register in Probate. Probate and Juvenile Courts handle other case types for which fees are not covered in §814.66 or other statutes, resulting in cases filed with the court without a filing fee; and

WHEREAS, some fees and costs collected by the Probate Office are different from fees collected by the Clerk of Court office for the same or similar items; this inconsistency can cause confusion and distrust; and

WHEREAS, employees of the Clerk of Court and Probate Offices are county employees, using the same equipment including CCAP provided computers and printers as well as county provided copiers; and

WHEREAS, it is feasible to request the Wisconsin Legislature to review the statutes for consistency and require fees and costs charged by the Clerk of Court and Register in Probate to be the same for the same or similar item or service as outlined in the attached "Court Fees and Costs in Probate and Juvenile Cases," attached hereto and incorporated herein by reference; and

WHEREAS, your undersigned Committee supports revising the Wisconsin Statutes to make them consistent for Clerks of Court and Registers in Probate to collect fees and costs associated with their respective cases as outlined herein.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby supports the Wisconsin Register in Probate Association in its efforts to revise Wisconsin Statutes to be consistent with this Resolution and further urges the Wisconsin Legislature to revise and amend related statutes to further consistency between the fee structures outline in the statutes.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to forward a copy of this Resolution to the Office of Governor Tony Evers, the Wisconsin Counties Association, all members of the Wisconsin Legislature, and to each Wisconsin County.

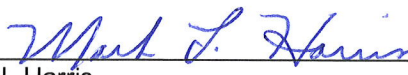
Respectfully submitted by:

LEGISLATIVE COMMITTEE

Committee Vote: **11-0**

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this 25th day of November, 2019.


Mark L Harris
Winnebago County Executive

**URGING THE LEGISLATURE TO REVIEW THE STATUTES FOR COURT FEES AND COSTS IN
PROBATE AND JUVENILE CASES**

Require filing fee upon filing foreign letters under Sec. 877.16. Either clearly state within Sec. 877.16 or add to Sec. 814.66(1). Either \$15, consistent with filing a foreign judgment, or the \$20 probate minimum filing fee.

Require filing fee upon transferring a foreign guardianship, clearly stated within Chapter 53 or added to Sec. 814.66(1) consistent with guardianship filing fees based on the value of the guardianship estate, the \$20 minimum filing fee and .02% of amounts over \$50,000, like any new guardianship case.

Alternatively, require \$15, consistent with filing a foreign judgment or the \$20 probate minimum filing fee.

Require a filing fee for adult adoptions, clearly stated within Chapter 882, consistent with the civil filing fee, currently \$75 under Sec. 814.61(1)(a).

Require a filing fee for trust cases filed in probate, clearly stated within Chapter 701 or Sec. 814.66(1), consistent with the civil filing fee, currently \$75.

Require fees and costs charged by the Clerk of Court and Register in Probate to be the same for copies, certificates, and searches.

Clerk of Court (COC) fees & costs vs. Register in Probate (RIP) fees & costs

Copies: provided by the COC: \$1.25 per page, 814.61(10)(a)
 provided by the RIP: \$1.00 per page, 814.66(1)(h)

Certificates: issued by the COC: \$5, 814.61(5)
 Issued by the RIP: \$3, 814.66(1)(g)

Searches: search by COC: \$5, 814.61(11)
 search by RIP: \$4, 814.66(1)(j)