



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2003 Senate Bill 518

**Senate
Substitute Amendment 1**

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Senate Bill 518 provides that the Office of Justice Assistance in the Department of Administration must make certain grants to a county department providing substance abuse treatment services for mental health purposes or to the developmentally disabled. The grants will enable county departments to establish and operate programs, including suspended and deferred prosecution programs and programs based on principles of restorative justice, that provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. The Office of Justice Assistance must collaborate with the Department of Corrections and the Department of Health and Family Services. A county department for a county with a population of 500,000 or more must apply for a grant and, if the county meets eligibility requirements, it must receive a grant. For all other counties, the Office of Justice Assistance must give priority to counties that have the largest numbers of residents in state prisons as a result of crimes or violations of extended supervision, parole, or probation relating to the abuse of alcohol or other drugs. If a county department establishes an approved substance abuse treatment program and the program authorizes the use of electronic monitoring or day reporting programs, a court or a district attorney may require a person participating in the program to submit to electronic monitoring or to participate in a day reporting program as a condition of participation. Finally, funding for the substance abuse treatment programs is derived from moneys received from the Departments of Corrections and Health and Family Services.

Senate Substitute Amendment 1 makes the following changes to the bill:

1. Grants provided by the Office of Justice Assistance must be provided on a calendar year basis beginning on January 1, 2005.
2. Moneys from the Departments of Corrections and Health and Family Services will be provided to enable the Office of Justice Assistance to make grants through July 1, 2005.
3. By June 1, 2004, the Office of Justice Assistance, in collaboration with the Departments of Corrections and Health and Family Services, must submit a proposal to the Joint Committee on Finance

for the transfer of funds under s. 13.101, Stats., for the purpose of funding the grant program. The ability of the Joint Committee on Finance to make these transfers does not apply after June 30, 2005.

Legislative History

On March 5, 2004, Senate Bill 518, as amended by Senate Substitute Amendment 1, was recommended for passage by the Senate Committee on Judiciary, Corrections, and Privacy on a vote of Ayes, 5; Noes, 0. The bill was passed by the Senate on March 11, 2004, on a vote of Ayes, 33; Noes, 0.

RS:tlu