



2009 SENATE BILL 475

January 22, 2010 - Introduced by Senator HOLPERIN. Referred to Committee on Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing.

1 **AN ACT** *to amend* 20.410 (3) (kp) and 938.48 (8p) of the statutes; **relating to:**
2 reimbursement of counties and Indian tribes for unexpected or unusually
3 high-cost out-of-home care placements of Indian juveniles who have been
4 adjudicated delinquent by tribal courts and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, \$75,000 in Indian gaming receipts is appropriated to the Department of Corrections in each of fiscal years 2009-10 and 2010-11 to reimburse tribes and county departments of human services or social services (county departments) for unexpected or unusually high-cost out-of-home care placements of Indian juveniles who have been adjudicated delinquent. Currently, an Indian juvenile may be adjudicated delinquent by either a tribal court or by a court assigned to exercise jurisdiction under the Juvenile Justice Code (commonly referred to as a "juvenile court"). This bill limits the use of those moneys to reimbursement of tribes and county departments for unexpected or unusually high-cost out-of-home care placements of Indian juveniles who have been adjudicated delinquent *by tribal courts*.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

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

