

**1999 DRAFTING REQUEST**

**Assembly Amendment (AA-AB133)**

Received: 06/8/99

Received By: malaigm

Wanted: Soon

Identical to LRB:

For: Legislative Fiscal Bureau 6-3953

By/Representing: Zimmerman

This file may be shown to any legislator: NO

Drafter: malaigm

May Contact:

Alt. Drafters:

Subject: Children - delinquency

Extra Copies:

**Pre Topic:**

LFB:.....Zimmerman -

**Topic:**

Youth aids (LFB motion #1377)

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
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/1			martykr 06/11/99	_____	lrb_docadmin 06/12/99		
/2	malaigm 06/13/99	chanaman 06/13/99	mclark 06/13/99	_____	lrb_docadmin 06/14/99		
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Page 2

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*13 6/15 jg*  
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*km 6/15*

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FE Sent For:			mrc 6/13	KSH/FS 6/13 <END>			

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1/?	malaigm	1/6/11 jag	Rmb/11	Ksh/6/11			

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CORRECTIONS -- JUVENILE CORRECTIONS

Youth Aids, Mendota Juvenile Treatment Center, Youth Leadership Training Center  
and Community Intervention Program  
[Paper #357]

Motion:

301.26 (7)(a)

Move to provide \$2,000,000 GPR in 1999-00 and \$4,000,000 GPR in 2000-01 for community youth and family aids (youth aids). Direct the Department of Corrections to allocate these funds to counties on the basis of the three-factor youth aids formula, utilizing 1997 juvenile population data and 1995, 1996 and 1997 arrest and JCI placement data.

see 79-80 statutes

46.057 (2)

✓ Provide \$1,273,900 GPR in 1999-00 and \$1,379,300 GPR in 2000-01 to partially fund the cost of care for juveniles at the Mendota Juvenile Treatment Center (MJTC) and ~~delete~~ \$746,900 PR in 1999-00 and \$746,300 PR in 2000-01. Create a GPR annual appropriation for this purpose. [Alternative B2] 20.410 (3) (ba)

from budget or PR increases Gov's amt.

938.532 ?

✓ Provide \$844,400 GPR in 1999-00 and \$712,800 GPR in 2000-01 and delete \$842,300 PR in 1999-00 and \$717,900 PR in 2000-01 for the Youth Leadership Training Center (YLTC). Create a GPR annual appropriation for this purpose. (3)(6b) (hm) How much PR? no dollar amt

301.26 (4)(d) 2,3,4.

✓ Provide that counties and the state be billed for secured juvenile facility care at a blended rate that reflects the partial GPR funding of the MJTC and YLTC facilities.

301.263 (1)

✓ Provide \$1,250,000 GPR annually for the Community Intervention Program.

Note:

Base funding for youth aids is \$82.2 million. The increases to youth aids under the motion are identical to the Governor's provision under AB 133. Under this motion, the additional funding would be allocated to counties on the basis of the three-factor youth aids formula (juvenile population, arrests for Part I crimes and secured juvenile correctional placements) utilizing recent population, arrest and placement data.

The MJTC facility, operated by the Department of Health and Family Services (DHFS), provides evaluations for and mental health treatment of male juvenile offenders under state custody. The facility has a capacity of 43 beds. Under an interagency agreement, DOC is providing \$3,236,200 in 1998-99 to DHFS for the facility. Under the bill, these payments would increase to \$3,763,200 in 1999-00, and \$3,869,200 in 2000-01. The operating costs of the facility are included in the cost basis to calculate the daily rate charged for juveniles placed at state secured correctional facilities. Counties pay this daily rate for juvenile care at the facilities, except that the state pays the cost of certain serious and violent juvenile offenders. The motion would partially fund the MJTC facility with GPR and would decrease daily rates for secured juvenile facility care by an estimated \$3.51 in 1999-00 and \$3.66 in 2000-01.

The Youth Leadership Training Center (YLTC) is a secured boot camp facility for male juveniles that is currently funded from program revenue under the Division of Juvenile Corrections. The operating costs of the facility are included in the cost basis to calculate the daily rate charged for juveniles placed at state secured correctional facilities. Counties pay this daily rate for juvenile care at the facilities, except that the state pays the cost of certain serious and violent juvenile offenders. The motion would partially fund the YLTC facility with GPR. Removing part of the cost of operating the facility from the cost basis used to calculate the daily rate for secured juvenile facility care would result in an estimated reduction to the daily rate of \$2.33 in 1999-00 and \$1.89 in 2000-01.

Under the Community intervention Program, the Department of Corrections distributes \$3,750,000 GPR annually for early intervention services for first-time juvenile offenders and for intensive community-based intervention services for seriously chronic juvenile offenders. The Community Intervention Program was formerly termed "capacity building funds." Funding is distributed to eligible counties using a formula that calculates each county's allocation on the basis of arrest and juvenile correctional placement data for the previous two years. The motion would provide \$1,250,000 GPR annually to increase the program's funding to \$5,000,000 GPR annually.

[Change to Base: \$12,710,400 GPR; -\$3,053,400 PR]

[Change to Bill: \$6,710,400 GPR; -\$4,210,400 PR]

AZ juv youth aids 4

AZ juv youth aids 4.doc

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DIN #: 6002

Draft #: none

DRAFT

1. YOUTH AIDS [LFB Paper 357]

Joint Finance: Provide that the Department of Corrections allocate any additional youth aids funding provided to counties on the basis of the three-factor youth aids formula, utilizing the most recent data available (currently, 1997 juvenile population data and 1995, 1996 and 1997 arrest and JCI placement data).

	Governor (Chg. to Base)	JL Finance (Chg. to Gov)	Net Change
GPR	\$8,000,000	\$0	\$8,000,000
PR	-	-	-
Total	\$-	\$-	\$-

= do not specify years  
 say "most recent data"  
 because intent is ongoing

Post-It® Fax Note: 7671	Date 6/10	# of pages 1
To Gordon Melace	From Art Zimmerman	
Co./Dept. LFB	Co. LFB	
Phone # 6-5735	Phone # 6-3847	
Fax # 4-8522	Fax #	



JFC Daily Rates					
	7/1/99 - 12/31/99		1/1/00 - 12/31/00		1/1/01 - 6/30/01
JCI	153.01		153.55		154.08
CCI	183.72		187.21		190.70
GH	118.93		121.19		123.45
CSP	72.66		74.68		76.71
TFH	75.37		76.80		78.23
FH	26.17		26.67		27.16
AC	19.76		19.15		18.62

Representative Gard

**CORRECTIONS -- JUVENILE CORRECTIONS**

**Alternate Care Funding and Daily Care Rate Increases  
[Paper #356 and #360]**

**Motion:**

Move to provide \$713,100 PR in 1999-00 and \$836,000 PR in 2000-01 for juvenile residential aftercare (alternate care). Increase the statutory daily rates for child caring institutions and group homes, as follows:

	7-1-99 thru <u>12-31-99</u>	1-1-00 thru <u>12-31-00</u>	1-1-01 thru <u>6-30-01</u>
Child Caring Institutions	\$183.72	\$187.21	\$190.70
Group Homes	118.93	121.19	123.45

Provide \$210,400 GPR in 1999-00 and \$328,700 GPR in 2000-01 for the serious juvenile offender appropriation to reflect revised population projections and daily rates in the 1999-01 biennium.

**Note:**

The appropriation for alternate care funds the costs for juveniles, following release from secured correctional facilities, who are placed in child caring institutions, group homes, treatment foster homes and foster homes. Base funding for the residential aftercare appropriation is \$5,355,700 PR. Under AB 133, statutory rates for alternate care settings would be increased by 3.6% in 1999-00 and an additional 3.8% in 2000-01. The following table shows the current alternate care rates and those proposed under the bill.

	Current Law	Governor		
	1-1-99 thru <u>6-30-99</u>	7-1-99 thru <u>12-31-99</u>	1-1-00 thru <u>12-31-00</u>	1-1-01 thru <u>6-30-01</u>
Child Caring Institutions	\$163.36	\$169.24	\$172.46	\$175.67
Group Homes	113.34	117.42	119.65	121.88
Treatment Foster Homes	72.75	75.37	76.80	78.23
Regular Foster Homes	25.26	26.17	26.67	27.16

The motion would increase the daily rates under the bill for child caring institutions and group homes. Under the motion, statutory rates for child caring institutions would be increased by 12.5% in 1999-00, compared to current law, and an additional 3.8% in 2000-01. Group home rates would be increased by 4.9% in 1999-00, compared to current law, and an additional 3.8% in 2000-01. The funding provided under the motion would fund the increased daily rates.

Base funding for the serious juvenile offender (SJO) appropriation totals \$10,813,200 GPR. No additional funding is provided under the bill for the SJO appropriation, although the population projections and daily rates for care under the bill vary from those used to calculate 1998-99 base-level funding. The motion would provide total funding of \$12,395,800 in 1999-00 and \$14,779,400 in 2000-01 to reflect updated population projections and revised daily rates, including daily-rate increases for child caring institutions and group homes that would be made under this motion.

[Change to Base: \$539,100 GPR and \$1,549,100 PR]  
[Change to Bill: \$539,100 GPR and \$1,549,100 PR]

MO#	Porter	16
Burke		Y
Decker		Y
Jauch		Y
Moore		Y
Shiblski		Y
Plache		Y
Cowles		Y
Panzer		Y
Gard		N
Porter		N
Kaufert		N
Albers		N
Duff		N
Ward		N
Huber		N
Riley		N

11-5

## Malaise, Gordon

---

**From:** Zimmerman, Art  
**Sent:** Friday, May 28, 1999 1:26 PM  
**To:** Malaise, Gordon  
**Subject:** RE: JCF Action Relating Juvenile Corrections

Gordon,  
That sounds fine to me.  
Art

-----Original Message-----

**From:** Malaise, Gordon  
**Sent:** Friday, May 28, 1999 12:46 PM  
**To:** Zimmerman, Art  
**Subject:** RE: JCF Action Relating Juvenile Corrections

Art,  
Thanks for the copy of Motion #894. For convenience in compiling and reconciling the JCF sub, would it be ok if I were to fold Motion #894 into the SECTIONS of the youth aids draft dealing with JCI daily rates? If done as two separate drafts, the drafts will have to be folded together eventually anyway.

Gordon

-----Original Message-----

**From:** Zimmerman, Art  
**Sent:** Friday, May 28, 1999 11:22 AM  
**To:** Malaise, Gordon  
**Subject:** RE: JCF Action Relating Juvenile Corrections

Gordon,  
You are correct on all counts. Paper 360, alternative 2, requires drafting. Motion #894 sets new statutory daily rates for CCLs and group homes and also requires drafting. I will fax you the motion in the next few minutes. Everything else will hinge on what they do with the youth aids paper. It is not clear, at this time, when they will exec on Paper 357.  
Thanks, Art

-----Original Message-----

**From:** Malaise, Gordon  
**Sent:** Friday, May 28, 1999 11:02 AM  
**To:** Zimmerman, Art  
**Subject:** JCF Action Relating Juvenile Corrections

Hello Art:

I see from the Wheeler Report that the JCF has approved certain alternatives, modifications and motions relating to juvenile corrections. From my review of those actions, it appears that:

1. The adoption of Alternative 2 of Paper #360 will require a bit of drafting.
2. Certain daily rates will need modification, but the Committee will have to complete all of its deliberations in this area before those daily rates can be recalculated.
3. The Committee laid over the tough one, that is, Paper #357 relating to possible modification of the youth aids formula.
4. The Committee adopted Motion #894, a copy of which I have not seen. Accordingly, I do not know at this point whether any drafting will be necessary to implement that Motion.

In sum, I will go ahead and draft Alternative 2 of Paper #360 and will wait to hear from you on the daily rates and possible youth aids formula modification. If Motion #894 or any other Committee action requires any drafting, please advise at your earliest possible convenience.

---

Thank you in advance.

Gordon M. Malaise  
Senior Legislative Attorney  
Legislative Reference Bureau  
Phone: (608) 266-9738



## Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

May 27, 1999

Joint Committee on Finance

Paper #360

### **Serious Juvenile Offender Program (DOC -- Juvenile Corrections)**

[LFB 1999-01 Budget Summary: Page 179, #9 and Page 182, #17]

#### **CURRENT LAW**

The serious juvenile offender (SJO) appropriation reimburses juvenile correctional institutions, secured child caring institutions, alternate care providers, aftercare supervision providers and corrective sanctions supervision providers for costs incurred, beginning on July 1, 1996, for: (a) the care of any juvenile 14 years of age or over who has been adjudicated delinquent for an act that is equivalent to a Class A or B felony or a juvenile 10 years of age or older who has attempted or committed first-degree intentional homicide or has committed first-degree reckless or second-degree intentional homicide, and who has a disposition as a serious juvenile offender; (b) juveniles less than 16 years of age under the jurisdiction of the adult court and sentenced to state prison, but placed by DOC at a secured juvenile correctional facility or a secured child caring institution; (c) correctional services for juveniles adjudicated as violent juvenile offenders for certain offenses committed prior to July 1, 1996; and (d) juveniles under extended jurisdiction orders prior to July 1, 1996 who receive juvenile correctional services. A SJO disposition, under (a) above, may only be made if the judge finds that the only other disposition that would be appropriate is placement in a secured correctional facility. For a juvenile receiving a SJO disposition, the court is required to make the order apply for a period of five years if the adjudicated act was a Class B felony offense, or until the juvenile reaches 25 years of age if the adjudicated act was a Class A felony offense.

Base funding for the SJO appropriation totals \$10,813,200 GPR. The unencumbered balance of the appropriation on June 30 of each fiscal year is transferred to the appropriation for community youth and family aids (youth aids).

## GOVERNOR

Project the following average daily populations for the serious juvenile offender (SJO) appropriation, including SJO juveniles, violent juvenile offenders (VJO) and extended jurisdiction (EJ) juveniles, in the 1999-01 biennium:

Type of Care	SJO		VJO		EJ	
	1999-00	2000-01	1999-00	2000-01	1999-00	2000-01
Secured Correctional Facilities	122	122	0	0	26	19
Corrective Sanctions Program	26	45	1	0	5	4
Aftercare Supervision	<u>26</u>	<u>45</u>	<u>0</u>	<u>0</u>	<u>5</u>	<u>3</u>
Total ADP	174	212	1	0	36	26
Alternate Care*	26	44	0	0	0	0

\*Includes child caring institutions and group homes and are a subset of aftercare supervision.

Convert the appropriation for serious juvenile offenders from an annual to a biennial appropriation. Provide that the unencumbered balance of the appropriation on June 30 of the second year in each fiscal biennium be transferred to the appropriation for community youth and family aids (youth aids).

## DISCUSSION POINTS

1. No additional funding is provided under the bill for the SJO appropriation, although the population projections and daily rates for care under the bill vary from those used to calculate 1998-99 base-level funding.

2. In this paper, the populations under the bill are reestimated to reflect more recent data (actual populations through February, 1999). One factor in the reestimate is that SJO juveniles placed in either corrective sanctions or aftercare supervision total 41 through February, 1999. This reflects a trend of increasing community placements of SJO juveniles who have completed their stay in secured correctional facilities. This trend is projected to continue and, based on these placement patterns, ADP for corrective sanctions and aftercare supervision need to be estimated at higher levels than under the bill. This increasing community population should also cause secured correctional facility populations to drop back slightly from the February, 1999, total of 109 juveniles. These reestimates result in the following population projections for juveniles funded from the SJO appropriation.

<u>Type of Care</u>	<u>SJO</u>		<u>VJO</u>		<u>EJ</u>	
	<u>1999-00</u>	<u>2000-01</u>	<u>1999-00</u>	<u>2000-01</u>	<u>1999-00</u>	<u>2000-01</u>
Secured Correctional Facilities	101	105	0	0	26	19
Corrective Sanctions Program	49	73	1	0	5	4
Aftercare Supervision	<u>49</u>	<u>73</u>	<u>0</u>	<u>0</u>	<u>5</u>	<u>3</u>
Total ADP	199	251	1	0	36	26
Alternate Care*	49	73	0	0	0	0

3. Based on these population estimates and the daily rates for each type of juvenile care, funding for the serious juvenile offender appropriation requires modification. This correction would provide \$1,372,200 GPR in 1999-00 and \$3,637,500 GPR in 2000-01. With this modification, SJO expenditure authority would total \$12,185,400 in 1999-00 and \$14,450,700 in 2000-01. This increase was among the GPR adjustments brought to the Committee's attention in the Fiscal Bureau letter to the Committee's Co-chairs, dated May 11, 1999.

4. The provision under the bill to change the SJO appropriation to a biennial appropriation is intended to provide Corrections with greater flexibility in meeting expenditure obligations in either year of the biennium and remove the need to submit a request under s. 13.10 in the first year if the appropriated amount is not sufficient in that year. SJO populations are difficult to estimate and unexpected variations are to be expected. Setting the correct appropriation amount in each year is, therefore, problematic. In addition, the care and treatment of SJO juveniles is a legal obligation of the state and Corrections must make the necessary expenditures. In light of these factors, the change to a biennial appropriation appears to be justified.

5. The current law provision that transfers any unencumbered balance of the SJO appropriation (on June 30 of each fiscal year under current law and at the end of the biennium under the bill) to the youth aids appropriation could be reconsidered by the Committee. This provision was enacted under the 1997-99 biennial budget act (1997 Act 27) and would allow any surplus SJO funds to be provided as a supplemental distribution to counties. The provision was intended to respond to county concerns that youth aids were reduced in 1996-97 by \$10.2 million to help pay for the SJO program, but program expenditures were less than this amount in the initial years of the program. SJO expenditures totaled \$6.8 million in 1996-97, \$7.9 million in 1997-98 and are projected to total \$9.4 million in 1998-99.

6. The SJO appropriation is projected to expend \$12,185,400 in 1999-00 and \$14,450,700 in 2000-01. In addition, it is expected that SJO expenses will continue to increase in subsequent years. It appears that county concerns that the youth aids reduction was excessive compared to SJO costs are no longer supported. It could be argued that any future surpluses in the appropriation should lapse to the general fund and not to youth aids.



## MODIFICATION TO BASE

1. Provide \$1,372,200 in 1999-00 and \$3,637,500 in 2000-01 for the serious juvenile offender appropriation to reflect revised population projections and daily rates in the 1999-01 biennium.

<u>Modification</u>	<u>GPR</u>
1999-01 FUNDING (Change to Base) [Change to Bill]	\$5,009,700 \$5,009,700]

## ALTERNATIVES TO BASE

1. Approve the Governor's recommendation to convert the SJO appropriation for serious juvenile offenders from an annual to a biennial appropriation with the unencumbered balance of the appropriation on June 30 of the second year in each fiscal biennium to be transferred to the appropriation for community youth and family aids.

2. Approve the Governor's recommendation to convert the SJO appropriation for serious juvenile offenders from an annual to a biennial appropriation, but deny the provision to transfer the unencumbered balance of the appropriation on June 30 of the second year in each fiscal biennium to the appropriation for community youth and family aids. Repeal the current law provision that the unencumbered balance of the serious juvenile offender appropriation on June 30 of each fiscal year be transferred to the appropriation for community youth and family aids.

AM 20,410 (3) (c.g)

Prepared by: Art Zimmerman



## Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

May 27, 1999

Joint Committee on Finance

Paper #357

### **Youth Aids and the Mendota Juvenile Treatment Center (DOC -- Juvenile Corrections)**

[LFB 1999-01 Budget Summary: Page 177, #4 and 178, #7]

#### **CURRENT LAW**

Counties are financially responsible for the costs of juvenile delinquency-related services, with the exception of the following: (a) the care of a juvenile who has been adjudicated as a serious juvenile offender; (b) juveniles under the original jurisdiction of or waived into adult court and sentenced to state prison, but placed by DOC at a juvenile facility; (c) correctional or aftercare services for juveniles adjudicated as violent juvenile offenders for certain offenses committed prior to July 1, 1996; and (d) juveniles under extended jurisdiction orders prior to July 1, 1996 who receive juvenile services.

The community youth and family aids program (youth aids) provides each county with an annual allocation of state and federal funds from which a county may pay for juvenile delinquency-related services, including out-of-home placements and non-residential, community-based services for juveniles. Counties may supplement their expenditures on juvenile delinquency-related services with funding from other sources, including community aids, other state aids to counties, county tax revenues and grant monies. Counties are charged for state care and treatment of juveniles on the basis of statutory daily rates for each type of care provided. A daily rate for each type of care is calculated on the basis of total annual costs and the projected annual average daily population (ADP) for each type of care. Base funding for youth aids totals \$82,183,700 (\$79,734,500 GPR and \$2,449,200 PR).

The Mendota Juvenile Treatment Center (MJTC), operated by the Department of Health and Family Services (DHFS), provides evaluations for and mental health treatment of male juvenile offenders under state custody. The facility has a capacity of 43 beds. Under a contract agreement, DOC is providing \$3,236,200 in 1998-99 to DHFS for the facility.

## GOVERNOR

Provide \$2,000,000 GPR in 1999-00 and \$4,000,000 GPR in 2000-01 for youth aids.

Provide \$527,000 PR in 1999-00 and \$633,000 PR in 2000-01 for cost increases associated with the care and treatment of juveniles placed at the Mendota Juvenile Treatment Center (MJTC).

## DISCUSSION POINTS

### Funding Increases

1. The increases for youth aids under the bill represent GPR increases of approximately 2.5% annually. DOA officials indicate that the additional funding provided under the bill relates to cost increases associated with the operation of secured correctional facilities for juveniles. Statutory provisions relating to the calendar year allocation of youth aids funding in 1999-01, under the bill, require technical correction.

2. Base funding for secured correctional facilities, or JCIs (juvenile correctional institutions) as they are more commonly referred to, is \$57.5 million. This excludes funding related to the Prairie du Chien facility, which is a juvenile facility currently utilized as an adult prison. Under the bill, JCI base funding would increase by \$1.3 million in 1999-00 and \$3.6 million in 2000-01. These cost increases are shared by the state and counties. An estimate of the county share of the JCI increases would total \$1.1 million in 1999-00 and \$3.1 million in 2000-01. The youth aids provisions under the bill, \$2.0 million in 1999-00 and \$4.0 million in 2000-01, exceed the overall increases to JCI base funding that are estimated to relate to counties.

3. However, county costs for state services are also affected by other types of care, including corrective sanctions, aftercare supervision and alternate care. If base funding adjustments under the bill for all types of state juvenile care are considered, the county share of the increases are estimated at \$2.7 million in 1999-00 and \$5.0 million in 2000-01. These amounts exceed the Governor's provision by \$0.7 million in 1999-00 and \$1.0 million in 2000-01.

4. The Committee's decisions on other juvenile corrections budget issues may narrow the gap between increased county costs under the bill and the youth aids provision. However, there is no legal requirement that the state hold counties harmless for all increases in the costs for state juvenile care.

5. Counties consistently advocate for significant increases in youth aids funding, arguing that the cost of juvenile care has increased dramatically in recent years and state funding to help defray these increases has not kept pace. In public testimony on the executive budget bill, some counties have recommended that state funding for youth aids be increased 5% annually. This would require \$3,986,700 GPR in 1999-00 and \$8,172,800 GPR in 2000-01, or \$6,159,500 GPR above that recommended by the Governor over the biennium.

6. The recent Legislative Audit Bureau (LAB) evaluation of youth aids (Report #99-1, January, 1999) indicates that in 1992, youth aids funding covered 64.7% of total county expenditures for juvenile delinquents and in 1997 this proportion decreased to 45.4%. Between 1992 and 1997, youth aids funding increased by only 3.5%, but legislative changes relating to age of jurisdiction and the state's assumption of the cost of care for certain juveniles were anticipated to reduce costs for counties. However, during this period, overall population increases for adjudicated juveniles receiving out-of-home placements increased by 24.5%. In addition, total county costs for all types of juvenile care increased by about 48%.

7. These statistics reflect the total cost of care, including expenditures for county in-home placement costs, as well as out-of-home placements in both alternate care settings and state JCIs. As the LAB report points out, the original intent of youth aids was not to fund all the costs of juvenile care. Youth aids were originally provided to cover all projected county JCI placements, as well as some additional services. It was designed, however, so that county spending for delinquency services would not be supplanted with youth aids. The current cost of state care, including aftercare, alternate care and corrective sanctions services, takes a greater proportion of youth aids funding than was the case originally. Under AB 133, county costs for state services in 1999-00 and 2000-01 would consume about 76% of total youth aids funding. In the 1981, these types of state costs accounted for about 49% of total youth aids funding.

8. One approach to overall youth aids funding is to simply increase the amount of funding as the Governor proposes under the bill or as some counties have advocated. Another approach to youth aids is to examine the growing cost of state care and its effect on the daily rates charged to counties for this care. To the extent that daily rates can be reduced, there is a direct benefit for counties.

9. The primary concern over daily rates tends to center on JCI costs. A characteristic of daily rates, and a major source of frustration for counties, is that placing fewer juveniles in JCIs does not necessarily result in lower county costs. This is because one variable in the daily rate calculation, the budgeted cost, tends to remain fairly constant because a large proportion of this cost is relatively fixed (for example, staff, maintenance and utility costs may not vary significantly as a result of moderately rising or declining populations). As a result, counties tend to pay about the same amount for JCI care even though populations may vary moderately. For example, 1999-00 JCI costs under AB 133 would be \$58.6 million. A projected population of 994 juveniles results in a daily rate of about \$162. If it were possible for counties to send 50 fewer juveniles, the population could be reduced to 944 juveniles. However, if costs decrease only to the extent that food, variable non-food and health care costs would be saved, the daily rate would increase to about \$170.

10. An alternative to increasing youth aids, then, would be to reduce county costs by having the state assume a larger share of these costs or by decreasing operating costs that are used to calculate the daily rates. In its report, the LAB discusses some of these options, the most important of which would include reducing total expenditures by eliminating high cost or specialized JCIs and shifting JCI costs to other funding sources.

## **Mendota Juvenile Treatment Center**

11. The Mendota Juvenile Treatment Center (MJTC) is the primary example of a high cost JCI. MJTC provides treatment to male juvenile offenders with complex emotional and behavior problems. Following treatment, juveniles are either placed in the community or returned to the JCI. The Center has a capacity of 43 beds. Under an interagency agreement, DOC is providing \$3,236,200 in 1998-99 to DHFS as reimbursement for the facility's operation. Under AB 133, MJTC costs would increase to \$3,763,200 in 1999-00 and \$3,869,200 in 2000-01. Eliminating MJTC and transferring the juveniles placed there to other JCIs is not an option given the serious treatment needs of these juveniles. However, an option would be to have the state assume all or a share of the MJTC costs by providing GPR. If the state assumed all MJTC costs in 1999-01, and assuming the population and cost assumptions under AB 133, the daily rates would be reduced by approximately \$10 in the 1999-01 biennium.

12. However, apart from fiscal relief for counties, there do not appear to be any strong arguments for eliminating all county financial responsibility for juveniles placed at MJTC. As an alternative, it could be argued that counties remain responsible for costs that are equivalent to the correctional costs of caring for a juvenile placed at MJTC and that the state assume the additional cost of providing mental health treatment. Under this alternative, part of the cost of MJTC would be taken off the daily rate calculation by having counties pay the average daily rate applicable to all non-MJTC facilities for a juvenile placed at MJTC. This approach would reduce the daily rate for JCI care by \$3.51 in 1999-00 and \$3.66 in 2000-01. Under this alternative, the additional costs of an MJTC placement would be assumed by the state (about \$81 per day in 1999-00 and \$88 per day in 2000-01). The annual state cost would total \$1,273,900 GPR in 1999-00 and \$1,379,300 GPR in 2000-01. The cost to counties for MJTC care, then, would be subsidized by the state and the counties would pay an amount in line with other juvenile facilities.

13. This MJTC option could also be funded by reducing the youth aids increase under the bill (\$2,000,000 in 1999-00 and \$4,000,000 in 2000-01) by the amounts needed to partially cover MJTC costs (\$1,273,900 GPR in 1999-00 and \$1,379,300 GPR in 2000-01). This would help to reduce daily rates without an increase to GPR funding under the bill. Under this alternative, the youth aids increase would be reduced to \$726,100 in 1999-00 and \$2,620,700 in 2000-01.

## **Allocations to Counties**

14. Another issue concerns how youth aids funding is allocated to counties. An analysis of county allocations was a major theme in the LAB evaluation. In that report, the question was raised whether state funds are allocated in a manner that effectively and equitably addresses the respective needs for county delinquency services.

15. Counties' original base youth aids allocations were determined in 1981 by a three-factor formula with an additional override factor. The basic formula calculated each county's percentage of: (a) the total state juvenile population (ages 0 through 17) in 1979; (b) statewide juvenile arrests for Part I crimes as defined by the federal Uniform Crime Reporting System for the

period 1975 to 1978; and (c) statewide secured juvenile correctional placements for the same period. The override factor provided that no county could receive an allocation which was less than 93 percent nor more than 115 percent of the amount it would have received if juvenile correctional placements were the sole factor used to determine county allocations. (A second override factor was soon enacted, effective January 1, 1982, which provided that no county would receive less than \$19,000 or less than 65% of the amount it would have received by using the three-factor formula.) This allocation formula was used to distribute \$25.5 million in youth aids in 1981. In addition, counties were required to determine the amount of community aids and other funding they expended on the youth aids target population in 1979. Counties were required to expend this amount as a maintenance of effort before they could expend youth aids funds. As a result, \$25.8 million in community aids funding was earmarked for juvenile delinquency-related services. These maintenance-of-effort funds were transferred to youth aids in 1988 and each county's community aids amount became part of that county's youth aids base. This funding, plus the \$25.5 million allocated on the basis of the formula, provided \$51.3 million in original youth aids funding in 1981.

16. This original allocation of funds has remained in place and the three-factor formula has never been reapplied. Each county's base allocation currently consists of the sum of: (a) its original base allocation; (b) its original maintenance-of-effort amount; and (c) its share of any adjustments to the base allocation in subsequent years, including funding provided to offset daily rate increases and inflationary increases provided for community programs. The total base funding has never been redistributed according to the initial, three-factor formula, as updated for current population, arrest and placement data. Counties' base youth aids allocations, however, have increased over the 18-year period since the youth aids program was implemented.

17. The LAB youth aids evaluation report provided an analysis of how funding would shift among counties if the original formula was used to reallocate current youth aids funding. In the report, the LAB used 1993 population data and arrest and juvenile placement data for 1991, 1992 and 1993 to recalculate county amounts based on calendar year 1995 total youth aids allocations. In turn, each county's relative proportion was then applied to actual 1998 allocations. Subsequent to the report's publication, it became possible to apply the LAB recalculation method to 1999 youth aids allocations, using more recent population data (1997) and arrest and juvenile placement data (1995, 1996 and 1997). County youth aids allocations in 1999 total \$79.8 million (exclusive of \$2.1 million in corrective sanctions funds and \$250,000 in emergency funding allocated later in the year). Reallocating this amount results in a youth aids total of \$83.9 million, an increase of \$4.1 million to the actual 1999 allocations (it is possible for costs to increase due to the override factors, which, in effect, guarantee counties certain minimum levels of funding). Under this reallocation approach, 15 counties would gain funding, as compared to their actual 1999 allocation, and 57 counties would lose funding. It is also possible to hold counties harmless for losses under any reallocation of youth aids. In this instance, holding harmless the 57 counties would increase costs by \$7.7 million. This, together with the \$4.1 million cost to reallocate, would raise the estimated cost of the provision to \$11.8 million annually in the 1999-01 biennium (for total youth aids funding of \$94.0 million, including corrective sanctions and emergency funding). Attachment 1 to this paper shows the changes to county allocations using this approach.

18. An alternative approach to redistribution would be to retain each county's original maintenance of effort amounts and only reallocate the balance of youth aids funding to counties on the basis of the original formula. This would retain, for each county, an amount equivalent to its use of community aids when youth aids were first implemented. It could be argued that it is not appropriate to redistribute this amount (totaling \$25.8 million) because it represents each county's investment of the former community aids funding in delinquency-related programs. Some counties chose to invest more than other counties and some less. In a sense, those who invested more could be penalized if this funding is now reallocated to benefit 15 counties. On the other hand, these community aids were converted to youth aids 11 years ago and, whether community aids or youth aids, they are state funding. Therefore, it could be argued that the Legislature should reallocate the entire youth aids amount to address the current relative needs of counties, which have changed over time.

19. If the former maintenance of effort amounts are retained by each county, then \$54.0 million in remaining youth aids would be reallocated. Under this approach, youth aids would total \$82.7 million following the reallocation, an increase of \$2.9 million to the actual 1999 allocations. In this case, 17 counties would gain funding, as compared to their actual 1999 allocation, and 55 counties would lose funding. Attachment 2 to this paper shows the changes to county allocations using this approach. Holding harmless the 55 counties would increase costs by \$6.2 million. This, together with the \$2.9 million cost to reallocate, would raise the estimated cost of this option to \$9.1 million annually in the 1999-01 biennium (for total youth aids funding of \$91.3 million including corrective sanctions and emergency funding).

20. If the reallocation of youth aids is viewed as having value in providing county allocations that better reflect the current needs of counties, it would be reasonable to provide that the reallocation be conducted every two years as part of the biennial budget process.

21. In summary, the total fiscal effect of reallocating youth aids, including holding counties harmless, is \$11.8 million annually if all youth aids are reallocated and \$9.1 million if the reallocation excludes the original maintenance of effort funds. Under the first approach, 15 counties would share the \$11.8 million increase and under the second, 17 counties would share the \$9.1 million increase.

**ALTERNATIVES TO BASE**

**A. Funding Increases**

1. Adopt the Governor's recommendation to provide \$2,000,000 in 1999-00 and \$4,000,000 in 2000-01 for youth aids (approximately 2.5% annual increases).

<b>Alternative A1</b>	<b>GPR</b>
1999-01 FUNDING (Change to Base)	\$6,000,000
[Change to Bill]	\$0

2. Provide \$3,986,700 in 1999-00 and \$8,172,800 in 2000-01 for youth aids (5% annual increases).

<u>Alternative A2</u>	<u>GPR</u>
1999-01 FUNDING (Change to Base)	\$12,159,500
[Change to Bill]	\$6,159,500]

3. Provide \$726,100 in 1999-00 and \$2,620,700 in 2000-01 for youth aids. [This Alternative in conjunction with Alternative B2 would not modify total GPR funding provided under AB 133.]

<u>Alternative A3</u>	<u>GPR</u>
1999-01 FUNDING (Change to Base)	\$3,346,800
[Change to Bill]	- \$2,653,200]

4. Maintain current law.

<u>Alternative A4</u>	<u>GPR</u>
1999-01 FUNDING (Change to Base)	\$0
[Change to Bill]	- \$6,000,000]

#### B. Mendota Juvenile Treatment Center Costs

1. Approve the Governor's recommendation to provide \$527,000 PR in 1999-00 and \$633,000 PR in 2000-01 for cost increases associated with the care and treatment of juveniles placed at the Mendota Juvenile Treatment Center (MJTC).

<u>Alternative B1</u>	<u>PR</u>
1999-01 FUNDING (Change to Base)	\$1,160,000
[Change to Bill]	\$0]

2. Provide \$1,273,900 GPR in 1999-00 and \$1,379,300 GPR in 2000-01 to partially fund the cost of care for juveniles at the Mendota Juvenile Treatment Center and delete \$746,900 PR in 1999-00 and \$746,300 PR in 2000-01. Create a GPR annual appropriation for this purpose. Provide that counties and the state be billed at a blended rate for non-MJTC secured correctional facilities for juveniles placed at MJTC.

<u>Alternative B2</u>	<u>GPR</u>	<u>PR</u>	<u>TOTAL</u>
1999-01 FUNDING (Change to Base)	\$2,653,200	-\$1,493,200	\$1,160,000
[Change to Bill]	\$2,653,200	-\$2,653,200	\$0]



3. Maintain current law.

**C. Reallocation of Youth Aids Funding**

1. Provide \$4,105,900 annually for youth aids. Direct the Department of Corrections to reallocate youth aids funding to counties on the basis of the original three-factor youth aids formula, the 93% - 115% override factor and the 65% override factor, utilizing 1997 juvenile population data and 1995, 1996 and 1997 arrest and JCI placement data.

<u>Alternative C1</u>	<u>GPR</u>
1999-01 FUNDING (Change to Base)	\$8,211,800
<i>[Change to Bill]</i>	<i>\$8,211,800]</i>

2. Provide \$11,843,700 annually for youth aids. Direct the Department of Corrections to reallocate youth aids funding to counties on the basis of the original three-factor youth aids formula, the 93% - 115% override factor and the 65% override factor, utilizing 1997 juvenile population data and 1995, 1996 and 1997 arrest and JCI placement data. Provide that each county receive a youth aids allocation that is not less than the county's 1999 allocation, exclusive of corrective sanctions and emergency funds.

<u>Alternative C2</u>	<u>GPR</u>
1999-01 FUNDING (Change to Base)	\$23,687,400
<i>[Change to Bill]</i>	<i>\$23,687,400]</i>

3. Provide \$2,928,400 annually for youth aids. Direct the Department of Corrections to reallocate youth aids funding to counties, exclusive of original county maintenance of effort amounts, on the basis of the original three-factor youth aids formula, the 93% - 115% override factor and the 65% override factor, utilizing 1997 juvenile population data and 1995, 1996 and 1997 arrest and JCI placement data.

<u>Alternative C3</u>	<u>GPR</u>
1999-01 FUNDING (Change to Base)	\$5,856,800
<i>[Change to Bill]</i>	<i>\$5,856,800]</i>

4. Provide \$9,155,500 annually for youth aids. Direct the Department of Corrections to reallocate youth aids funding to counties, exclusive of original county maintenance of effort amounts, on the basis of the original three-factor youth aids formula, the 93% - 115% override factor and the 65% override factor, utilizing 1997 juvenile population data and 1995, 1996 and 1997 arrest and JCI placement data. Provide that each county receive a

youth aids allocation that is not less than the county's 1999 allocation, exclusive of corrective sanctions and emergency funds.

<b>Alternative C4</b>	<b>GPR</b>
1999-01 FUNDING (Change to Base)	\$18,311,000
[Change to Bill]	\$18,311,000]

5. In addition to Alternatives #C1, C2, C3 or C4, provide that youth aids funding be reallocated according to the distribution formula in each biennial budget process, utilizing the most recent population, arrest and placement data available

6. Maintain current law.

**D. Modification to Base**

1. Correct statutory language regarding the calendar year allocation of total youth aids funding.

Prepared by: Art Zimmerman

county public welfare departments in conjunction with representatives of a county level youth planning organization and representatives of the judiciary and law enforcement agencies. In counties without a county level youth planning organization, the plan shall be developed by representatives of the county public welfare department in conjunction with representatives of the judiciary and law enforcement agencies.

(3) GRANTS-IN-AID. (a) Beginning January 1, 1980, and ending June 30, 1981, the department shall designate a portion of the appropriation under s. 20.435 (2) (cd) for one-time grants-in-aid to improve the quality, diversity, delivery, planning and monitoring of county juvenile delinquency-related services under ch. 48. In calendar year 1980, the amount so designated shall equal \$2,175,300 and in calendar year 1981, the amount so designated shall equal \$1,380,500. The allocation of funds to each county shall be determined in the manner specified under par. (b) or by the average county Part I law enforcement apprehension of juveniles for 1975 through 1978 as listed in the uniform crime reporting system of the Wisconsin criminal justice information crime and arrest report of the crime information bureau of the department of justice, whichever generates the larger fund for the county, except that no county shall be eligible for less than \$9,019 in calendar year 1980 and \$5,681 in the first 6 months of calendar year 1981. Receipt of funds under this subsection shall be contingent upon the submission and approval of the plan required under sub. (2m). Prior to May 1 of each year, the department may reallocate unallocated or unclaimed funds to the counties or may make the funds available by application to the department for special projects consistent with the intent of this subsection.

(b) Beginning January 1, 1980, the department shall designate a portion of the appropriation under s. 20.435 (2) (cd) for the purchase and provision of delinquency-related services under ch. 48. The amount so designated shall not exceed \$4,790,400 in calendar year 1980 and \$13,385,900 in the first 6 months of calendar year 1981. The allocation to each county shall be determined weighting equally the county's percentage of the total statewide juvenile population, the average Part I law enforcement apprehension of juveniles for 1975 through 1978 as defined by the uniform crime reporting system of the Wisconsin criminal justice information crime and arrest report of the crime information bureau of the department of justice, and the average juvenile correctional placements with the department for 1975 through 1978. No county shall receive an allocation which is less than 93% nor more than 115% of

the amount which it would receive if funds were distributed only on the basis of average juvenile correctional placements with the department for 1975 through 1978. If any funds designated under this paragraph remain unallocated after the initial allocation is made, the department may reallocate the funds or assign the funds for the purposes specified in par. (a) prior to May 1 of each year. Prior to January 1, 1980, the department shall determine annual base amounts for all counties. Beginning January 1, 1980, and ending December 31, 1980, the department shall fund, as provided in this paragraph and within the limits of the appropriation under s. 20.435 (2) (cd), up to 10 representative counties electing to comply with sub. (4) and accepted by the department. The department shall ensure that the counties participating in the program in calendar year 1980 shall represent both the urban and rural areas of the state and shall represent varying levels of past juvenile correctional placements with the department. Beginning January 1, 1981, and ending June 30, 1981, all counties shall receive within the limits of the appropriation under s. 20.435 (2) (cd) 50% of their annual base amount determined for calendar year 1980, and shall receive up to 1.75% above the base amount if:

1. The county appropriates a portion of county tax levy or available revenue sharing funds, which the state shall match up to 1.75%; and

2. The county allocation level used to match aid increases is included in the coordinated plan and budget and approved by the department prior to January 1, 1981.

(c) Beginning January 1, 1980, the department may designate a portion of the appropriation under s. 20.435 (2) (cd), not to exceed 2% of the amount designated under par. (b), as an emergency fund available by county request and approval of the secretary to defray costs assessed under sub. (4) due to unusual circumstances as determined by the department.

(4) STATE SERVICES. (a) Beginning January 1, 1980, and subject to par. (d), the department shall bill counties or deduct from the allocations under s. 20.435 (2) (cd), less collections credited under s. 46.10 (8e), for the costs of all care, services and supplies purchased or provided by the department for each person receiving services under ss. 48.34 and 51.35 (3). Payment shall be due within 60 days of the billing date. If any payment has not been received within 60 days, the department shall withhold aid payments in the amount due from the appropriations under s. 20.435 (2) (bb) or (cd).



State of Wisconsin  
1999 - 2000 LEGISLATURE

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LFB:.....Zimmerman - Youth aids (LFB motion #1377)

FOR 1999-01 BUDGET - NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

1 At the locations indicated, amend the bill as follows:

2 1. Page 415, line 12: delete lines 12 to 22 and substitute:

3 "SECTION 363<sup>n</sup>. 20.410 (3) (ba)<sup>x</sup> of the statutes is created to read:

4 20.410 (3) (ba) *Mendota juvenile treatment center*. The amounts in the schedule

5 for services for juveniles placed at the Mendota juvenile treatment center as provided  
6 in s. 46.057 (2).<sup>v</sup>

7 SECTION 363<sup>n</sup>. 20.410 (3) (bb)<sup>x</sup> of the statutes is created to read:

8 20.410 (3) (bb) *Juvenile boot camp program*. The amounts in the schedule to  
9 operate the juvenile boot camp program under s. 938.532.<sup>v</sup>

10 SECTION 364<sup>d</sup>. 20.410 (3) (cg)<sup>x</sup> of the statutes is amended to read:

11 20.410 (3) (cg) *Serious juvenile offenders*. The Biennially, the amounts in the  
12 schedule for juvenile correctional institution, corrective sanctions, alternate care,

1 aftercare and other juvenile program services specified in s. 938.538 (3) provided for  
 2 the persons specified in s. 301.26 (4) (cm), for juvenile correctional institution  
 3 services for persons placed in juvenile correctional institutions under s. 973.013 (3m)  
 4 and for juvenile correctional services for persons under 18 years of age placed with  
 5 the department under s. 48.366 (8). Notwithstanding s. 20.001 (3) (a), the  
 6 unencumbered balance of this appropriation account on June 30 of each fiscal year  
 7 is transferred to the appropriation account under par. (cd).  
 (7)

History: 1989 a. 31 ss. 340, 361 to 380, 382 to 392; 1989 a. 107, 122, 359; 1991 a. 39; 1993 a. 16, 98, 377, 437, 490; 1995 a. 27, 77, 416, 440; 1997 a. 4, 27, 35, 237, 252, 275, 283, 284.

8 **2.** Page 579, line 1: delete lines 1 to 8 and substitute:

9 **SECTION 1002d.** 46.057 (2) of the statutes is amended to read:

10 **46.057 (2)** From the appropriation account under s. 20.410 (3) (ba), the  
 11 department of corrections shall transfer to the appropriation account under s. 20.435  
 12 (2) (kx) \$1,273,900 in fiscal year 1999-2000 and \$1,379,300 in fiscal year 2000-01  
 13 and, from the appropriation account under s. 20.410 (3) (hm), the department of  
 14 corrections shall transfer to the appropriation account under s. 20.435 (2) (kx)  
 15 \$3,125,100 \$3,016,300 in fiscal year 1997-98 1999-2000 and \$3,236,200 \$3,123,900  
 16 in fiscal year 1998-99 2000-01 for services for juveniles placed at the Mendota  
 17 juvenile treatment center. The department of health and family services may charge  
 18 the department of corrections not more than the actual cost of providing those  
 19 services.”.

History: 1995 a. 216; 1997 a. 27.

20 **3.** Page 1209, line 18: delete lines 18 to 25.

21 **4.** Page 1210, line 1: delete lines 1 to 22 and substitute:

22 **SECTION 2703d.** 301.26 (4) (d) 2. of the statutes is amended to read:

1           301.26 (4) (d) 2. Beginning on July 1, ~~1997~~ 1999, and ending on  
 2           December 31, ~~1997~~ 1999, the per person daily cost assessment to counties shall be  
 3           ~~\$150.44~~ \$153.01 for care in a Type 1 secured correctional facility, as defined in s.  
 4           938.02 (19), ~~\$150.44~~ \$153.01 for care for juveniles transferred from a juvenile  
 5           correctional institution under s. 51.35 (3), ~~\$160.22~~ \$183.72 for care in a child caring  
 6           institution, including a secured child caring institution, ~~\$111.16~~ \$118.93 for care in  
 7           a group home for children, ~~\$24.78~~ \$26.17 for care in a foster home, ~~\$71.35~~ \$75.37 for  
 8           care in a treatment foster home, ~~\$88.19~~ \$72.66 for departmental corrective sanctions  
 9           services and ~~\$16.98~~ \$19.76 for departmental aftercare services.

History: 1995 a. 27 ss. 6363p, 9126 (19); 1997 a. 77, 352, 416, 417; 1997 a. 27, 35, 37, 252; s. 13.93 (2) (c).

**SECTION 2704.1.** 301.26 (4) (d) 3. of the statutes is amended to read:

11           301.26 (4) (d) 3. In calendar year ~~1998~~ 2000, the per person daily cost  
 12           assessment to counties shall be ~~\$154.94~~ \$153.55 for care in a Type 1 secured  
 13           correctional facility, as defined in s. 938.02 (19), ~~\$154.94~~ \$153.55 for care for juveniles  
 14           transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$161.79~~  
 15           \$187.21 for care in a child caring institution, including a secured child caring  
 16           institution, ~~\$112.25~~ \$121.19 for care in a group home for children, ~~\$25.02~~ \$26.67 for  
 17           care in a foster home, ~~\$72.05~~ \$76.80 for care in a treatment foster home, ~~\$80.41~~  
 18           \$74.68 for departmental corrective sanctions services and ~~\$17.18~~ \$19.15 for  
 19           departmental aftercare services.

History: 1995 a. 27 ss. 6363p, 9126 (19); 1997 a. 77, 352, 416, 417; 1997 a. 27, 35, 37, 252; s. 13.93 (2) (c).

**SECTION 2704.1.** 301.26 (4) (d) 4. of the statutes is amended to read:

21           301.26 (4) (d) 4. Beginning on January 1, ~~1999~~ 2001, and ending on June 30,  
 22           ~~1999~~ 2001, the per person daily cost assessment to counties shall be ~~\$159.46~~ \$154.08  
 23           for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$159.46~~  
 24           \$154.08 for care for juveniles transferred from a juvenile correctional institution

1 under s. 51.35 (3), ~~\$163.36~~ \$190.70 for care in a child caring institution, including  
 2 a secured child caring institution, ~~\$113.34~~ \$123.45 for care in a group home for  
 3 children, ~~\$25.26~~ \$27.16 for care in a foster home, ~~\$72.75~~ \$78.23 for care in a  
 4 treatment foster home, ~~\$74.35~~ \$76.71 for departmental corrective sanctions services  
 5 and ~~\$17.39~~ \$18.62 for departmental aftercare services.”

History: 1995 a. 27 ss. 6363p, 9126 (19); 1995 a. 77, 352, 416, 417; 1997 a. 27, 35, 237, 252; s. 13.93 (2) (c).

6 **5.** Page 1211, line 21: after that line insert:

7 “SECTION 2709g. 301.26 (7) (intro.) of the statutes is amended to read:

8 301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability  
 9 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the  
 10 department shall allocate funds for community youth and family aids for the period  
 11 beginning on July 1, ~~1997~~ 1999, and ending on June 30, ~~1999~~ 2001, as provided in  
 12 this subsection to county departments under ss. 46.215, 46.22 and 46.23 as follows:

History: 1995 a. 27 ss. 6363p, 9126 (19); 1995 a. 77, 352, 416, 417; 1997 a. 27, 35, 237, 252; s. 13.93 (2) (c).

13 **SECTION 2709h.** 301.26 (7) (a) of the statutes is renumbered 301.26 (7) (a)  
 14 (intro.) and amended to read:

15 301.26 (7) (a) (intro.) For community youth and family aids under this section,  
 16 amounts not to exceed ~~\$41,649,700~~ \$42,649,700 for the last 6 months of ~~1997~~,  
 17 ~~\$82,741,700~~ 1999, ~~\$85,741,700~~ for 1998 2000 and ~~\$41,091,900~~ \$43,091,900 for the  
 18 first 6 months of ~~1999 2001~~. <sup>Strike period</sup> 2001 Of those amounts, the department shall allocate  
 19 \$1,000,000 for the last 6 months of 1999, \$3,000,000 for <sup>the year</sup> 2000 and \$2,000,000 for the  
 20 first 6 months of 2001 to counties based on each of the following factors weighted  
 21 equally:

History: 1995 a. 27 ss. 6363p, 9126 (19); 1995 a. 77, 352, 416, 417; 1997 a. 27, 35, 237, 252; s. 13.93 (2) (c).

22 **SECTION 2709i.** 301.26 (7) (a) 1. of the statutes is created to read:

23 301.26 (7) (a) 1. Each county’s proportion of the total statewide juvenile  
 24 population for the most recent year for which that information is available.

1           **SECTION 2709j.** 301.26 (7) (a) 2. <sup>✓</sup> of the statutes is created to read:

2           301.26 (7) (a) 2. Each county's proportion of the total <sup>✓</sup> Part I juvenile arrests  
3 reported statewide under the uniform crime reporting system of the office of justice  
4 assistance during the most recent <sup>✓</sup> 3-year period for which that information is  
5 available.

6           **SECTION 2709k.** 301.26 (7) (a) 3. <sup>✓</sup> of the statutes is created to read:

7           301.26 (7) (a) 3. Each county's proportion of the number of juveniles statewide  
8 who are placed in a juvenile correctional institution or a secured child caring  
9 institution, as defined in s. 938.02 (15g), <sup>✓</sup> during the most recent 3-year period for  
10 which that information is available.

11           **SECTION 2709m.** 301.26 (7) (e) <sup>✓</sup> of the statutes is amended to read:

12           301.26 (7) (e) For emergencies related to community youth and family aids  
13 under this section, amounts not to exceed \$125,000 for the last 6 months of 1997  
14 1999, <sup>✓</sup> \$250,000 for ~~1998~~ 2000 <sup>✓</sup> and \$125,000 for the first 6 months of ~~1999~~ 2001. <sup>✓</sup> A  
15 county is eligible for payments under this paragraph only if it has a population of not  
16 more than 45,000.

17 History: 1995 a. 27 ss. 6363p, 9126 (19); 1995 a. 77, 352, 416, 417; 1997 a. 27 <sup>✓</sup> 45, 237, 252; s. 13.93 (2) (c).

17           **SECTION 2709n.** 301.26 (7) (h) of the statutes is amended to read:

18           301.26 (7) (h) For counties that are participating in the corrective sanctions  
19 program under s. 938.533 (2), ~~\$1,062,400~~ \$939,200 <sup>✓</sup> in the last 6 months of 1997,  
20 ~~\$2,124,800~~ 1999, <sup>✓</sup> ~~\$1,910,000~~ \$1,910,000 in ~~1998~~ 2000 and ~~\$1,062,400~~ \$970,800 <sup>✓</sup> in the first 6  
21 months of ~~1999~~ 2001 <sup>✓</sup> for the provision of corrective sanctions services for juveniles  
22 from that county. In distributing funds to counties under this paragraph, the  
23 department shall determine a county's distribution by dividing the amount allocated  
24 under this paragraph by the number of slots authorized for the program under s.



1 938.533 (2) and multiplying the quotient by the number of slots allocated to that  
2 county by agreement between the department and the county. The department may  
3 transfer funds among counties as necessary to distribute funds based on the number  
4 of slots allocated to each county.

NOTE: NOTE: Par. (h) is shown as affected by two acts of the 1997 legislature and as merged by the revisor under s. 13.93 (2) (c). NOTE:  
History: 1995 a. 27 ss. 6363p, 9126 (19); 1995 a. 77, 352, 416, 417; 1997 a. 27, 35, 237, 252; s. 13.93 (2) (c).

5 **SECTION 2709p.** 301.26 (8) of the statutes is amended to read:

6 301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the  
7 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last  
8 6 months of ~~1997~~ 1999, \$1,333,400 in ~~1998~~ 2000 and \$666,700 in the first 6 months  
9 of ~~1999~~ 2001 for alcohol and other drug abuse treatment programs.

History: 1995 a. 27 ss. 6363p, 9126 (19); 1995 a. 77, 352, 416, 417; 1997 a. 27, 35, 237, 252; s. 13.93 (2) (c).

10 **SECTION 2709r.** 301.263 (1) of the statutes is amended to read:

11 301.263 (1) From the appropriation under s. 20.410 (3) (f), the department shall  
12 distribute ~~\$3,750,000~~ \$5,000,000 in each year to counties for early intervention  
13 services for first offenders and for intensive community-based intervention services  
14 for seriously chronic offenders.”

History: 1995 a. 27, 77; 1997 a. 35.

15 **6.** Page 1346, line 4: after that line insert:

16 **SECTION 3175r.** 938.532 (1) of the statutes is amended to read:

17 938.532 (1) PROGRAM. ~~The~~ From the appropriations under s. 20.410 (3) (bb) and  
18 (hm), the department shall provide a juvenile boot camp program for juveniles who  
19 have been placed under the supervision of the department under s. 938.183, 938.34  
20 (4h) or (4m) or 938.357 (4) ~~(4)~~ Fix

History: 1995 a. 77.

21

(END)

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRBb0590/1dn

GMM.....

↑  
JL

Art:

Please double

Do ~~not~~ check my calculations in ss. 46.057 (2), and 301.26 (7) (a) (intro.) and (h). The amounts in s. 46.057 (2) were arrived at by subtracting the Committee's reduction from the Governor's amounts. The amounts in s. 301.26 (7) (a) (intro.) were arrived at by dividing each fiscal year's increase by two and adding that result to each ~~3~~-month period. The amounts in s. 301.26 (7) (h) were arrived at by dividing each fiscal year's decrease (as shown at page 180 of the LFB Summary) by two and subtracting that result from each ~~3~~-month period.

Six

Six

Gordon M. Malaise  
Senior Legislative Attorney  
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E-mail: Gordon.Malaise@legis.state.wi.us

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRBb0590/1dn  
GMM:jljg:km

June 11, 1999

Art:

Please double check my calculations in ss. 46.057 (2), and 301.26 (7) (a) (intro.) and (h). The amounts in s. 46.057 (2) were arrived at by subtracting the Committee's reduction from the Governor's amounts. The amounts in s. 301.26 (7) (a) (intro.) were arrived at by dividing each fiscal year's increase by two and adding that result to each six-month period. The amounts in s. 301.26 (7) (h) were arrived at by dividing each fiscal year's decrease (as shown at page 180 of the LFB Summary) by two and subtracting that result from each six-month period.

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**MJTC**

s. 46.057(2)

**1999-00**

**2000-01**

GPR: s. 20.410(3)(ba)	1,273,900	1,379,300
PR: s. 20.410(3)(hm)	2,489,300	2,489,900
Total to DHFS	3,763,200	3,869,200

**Youth Aids**

**1999-00**

**2000-01**

s. 20.410(3)(cd)	81,734,500	83,734,500
2. 20.410(3)(ko)	2,449,200	2,449,200
Total	84,183,700	86,183,700

	<b>6 months 1999</b>	<b>CY 2000</b>	<b>6 months 2001</b>
✓ s. 301.26(7)(a) amounts	42,091,800	85,183,700	43,091,900

**Corrective Sanctions**

	<b>6 months 1999</b>	<b>CY 2000</b>	<b>6 months 2001</b>
✓ s. 301.26(7)(h) amounts	1,049,600	1,776,300	726,700



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb0590/1 (2)  
GMM;jlg:km

ε  
cmj

AMR

LFB:.....Zimmerman - Youth aids (LFB motion #1377)

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

LFB AMENDMENT

TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45

that line  
11: after ~~delete~~ insert

1 At the locations indicated, amend the bill as follows:

2 1. Page 415, line 12: ~~delete lines 12 to 22 and substitute:~~

3 "SECTION 363n. 20.410 (3) (ba) of the statutes is created to read:

4 20.410 (3) (ba) *Mendota juvenile treatment center*. The amounts in the schedule  
5 for services for juveniles placed at the Mendota Juvenile Treatment Center as  
6 provided in s. 46.057 (2).

7 SECTION 363np. 20.410 (3) (bb) of the statutes is created to read:

8 20.410 (3) (bb) *Juvenile boot camp program*. The amounts in the schedule to  
9 operate the juvenile boot camp program under s. 938.532."

10 2. Page 579, line 1: delete lines 1 to 8 and substitute:

11 "SECTION 1002d. 46.057 (2) of the statutes is amended to read:

\$ 2,489,300

\$ 2,489,900

1           46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the  
 2           department of corrections shall transfer to the appropriation account under s. 20.435  
 3           (2) (kx) \$1,273,900 in fiscal year 1999-2000 and \$1,379,300 in fiscal year 2000-01  
 4           and, from the appropriation account under s. 20.410 (3) (hm), the department of  
 5           corrections shall transfer to the appropriation account under s. 20.435 (2) (kx)  
 6           \$3,125,100 ~~\$3,016,800~~ in fiscal year ~~1997-98~~ 1999-2000 and \$3,236,200 ~~\$2,123,900~~  
 7           in fiscal year ~~1998-99~~ 2000-01 for services for juveniles placed at the Mendota  
 8           juvenile treatment center. The department of health and family services may charge  
 9           the department of corrections not more than the actual cost of providing those  
 10          services.”.

11           **3.** Page 1209, line 18: delete lines 18 to 25.

12           **4.** Page 1210, line 1: delete lines 1 to 22 and substitute:

13           “SECTION 2703d. 301.26 (4) (d) 2. of the statutes is amended to read:

14           301.26 (4) (d) 2. Beginning on July 1, 1997 1999, and ending on  
 15           December 31, ~~1997~~ 1999, the per person daily cost assessment to counties shall be  
 16           \$150.44 \$153.01 for care in a Type 1 secured correctional facility, as defined in s.  
 17           938.02 (19), \$150.44 \$153.01 for care for juveniles transferred from a juvenile  
 18           correctional institution under s. 51.35 (3), \$160.22 \$183.72 for care in a child caring  
 19           institution, including a secured child caring institution, \$111.16 \$118.93 for care in  
 20           a group home for children, \$24.78 \$26.17 for care in a foster home, \$71.35 \$75.37 for  
 21           care in a treatment foster home, \$88.19 \$72.66 for departmental corrective sanctions  
 22           services and \$16.98 \$19.76 for departmental aftercare services.

23           SECTION 2703e. 301.26 (4) (d) 3. of the statutes is amended to read:

1           301.26 (4) (d) 3. In calendar year ~~1998~~ 2000, the per person daily cost  
2 assessment to counties shall be ~~\$154.94~~ \$153.55 for care in a Type 1 secured  
3 correctional facility, as defined in s. 938.02 (19), ~~\$154.94~~ \$153.55 for care for juveniles  
4 transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$161.79~~  
5 \$187.21 for care in a child caring institution, including a secured child caring  
6 institution, ~~\$112.25~~ \$121.19 for care in a group home for children, ~~\$25.02~~ \$26.67 for  
7 care in a foster home, ~~\$72.05~~ \$76.80 for care in a treatment foster home, ~~\$80.41~~  
8 \$74.68 for departmental corrective sanctions services and ~~\$17.18~~ \$19.15 for  
9 departmental aftercare services.

10           **SECTION 2703f.** 301.26 (4) (d) 4. of the statutes is amended to read:

11           301.26 (4) (d) 4. Beginning on January 1, ~~1999~~ 2001, and ending on June 30,  
12 ~~1999~~ 2001, the per person daily cost assessment to counties shall be ~~\$159.46~~ \$154.08  
13 for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$159.46~~  
14 \$154.08 for care for juveniles transferred from a juvenile correctional institution  
15 under s. 51.35 (3), ~~\$163.36~~ \$190.70 for care in a child caring institution, including  
16 a secured child caring institution, ~~\$113.34~~ \$123.45 for care in a group home for  
17 children, ~~\$25.26~~ \$27.16 for care in a foster home, ~~\$72.75~~ \$78.23 for care in a  
18 treatment foster home, ~~\$74.35~~ \$76.71 for departmental corrective sanctions services  
19 and ~~\$17.39~~ \$18.62 for departmental aftercare services.”.

20           **5.** Page 1211, line 21: after that line insert:

21           “**SECTION 2709g.** 301.26 (7) (intro.) of the statutes is amended to read:

22           301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability  
23 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the  
24 department shall allocate funds for community youth and family aids for the period

1 beginning on July 1, ~~1997~~ 1999, and ending on June 30, ~~1999~~ 2001, as provided in  
2 this subsection to county departments under ss. 16.215, 16.22 and 16.23 as follows:

3 **SECTION 2709h.** 301.26 (7) (a) of the statutes is renumbered 301.26 (7) (a)  
4 (intro.) and amended to read: \$ 85,183,700 \$ 42,091,800 \$ 43,091,900

5 301.26 (7) (a) (intro.) For community youth and family aids under this section,  
6 amounts not to exceed \$41,649,700 ~~\$42,049,700~~ for the last 6 months of 1997,  
7 \$82,741,700 ~~\$85,741,700~~ 1999, \$85,741,700 for 1998 2000 and \$41,091,900 ~~\$42,091,900~~ for the  
8 first 6 months of 1999, 2001. Of those amounts, the department shall allocate  
9 \$1,000,000 for the last 6 months of 1999, \$3,000,000 for the year 2000 and \$2,000,000  
10 for the first 6 months of 2001 to counties based on each of the following factors  
11 weighted equally:

12 **SECTION 2709i.** 301.26 (7) (a) 1. of the statutes is created to read:

13 301.26 (7) (a) 1. Each county's proportion of the total statewide juvenile  
14 population for the most recent year for which that information is available.

15 **SECTION 2709j.** 301.26 (7) (a) 2. of the statutes is created to read:

16 301.26 (7) (a) 2. Each county's proportion of the total Part I juvenile arrests  
17 reported statewide under the uniform crime reporting system of the office of justice  
18 assistance during the most recent 3-year period for which that information is  
19 available.

20 **SECTION 2709k.** 301.26 (7) (a) 3. of the statutes is created to read:

21 301.26 (7) (a) 3. Each county's proportion of the number of juveniles statewide  
22 who are placed in a juvenile correctional institution or a secured child caring  
23 institution, as defined in s. 938.02 (15g), during the most recent 3-year period for  
24 which that information is available.

25 **SECTION 2709m.** 301.26 (7) (e) of the statutes is amended to read:

(stet)  
no change



1           301.26 (7) (e) For emergencies related to community youth and family aids  
2 under this section, amounts not to exceed \$125,000 for the last 6 months of ~~1997~~  
3 1999, \$250,000 for ~~1998~~ 2000 and \$125,000 for the first 6 months of ~~1999~~ 2001. A  
4 county is eligible for payments under this paragraph only if it has a population of not  
5 more than 45,000.      \$ 1,776,300      \$ 1,049,600      \$ 726,700

6           **SECTION 2709n.** 301.26 (7) (h) of the statutes is amended to read:

7           301.26 (7) (h) For counties that are participating in the corrective sanctions  
8 program under s. 938.533 (2), ~~\$1,062,400~~ ~~\$939,200~~ in the last 6 months of 1997,  
9 ~~\$2,124,800~~ 1999, ~~\$1,910,000~~ in 1998 2000 and ~~\$1,062,400~~ ~~\$970,800~~ in the first 6  
10 months of ~~1999~~ 2001 for the provision of corrective sanctions services for juveniles  
11 from that county. In distributing funds to counties under this paragraph, the  
12 department shall determine a county's distribution by dividing the amount allocated  
13 under this paragraph by the number of slots authorized for the program under s.  
14 938.533 (2) and multiplying the quotient by the number of slots allocated to that  
15 county by agreement between the department and the county. The department may  
16 transfer funds among counties as necessary to distribute funds based on the number  
17 of slots allocated to each county.

18           **SECTION 2709p.** 301.26 (8) of the statutes is amended to read:

19           301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the  
20 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last  
21 6 months of ~~1997~~ 1999, \$1,333,400 in ~~1998~~ 2000 and \$666,700 in the first 6 months  
22 of ~~1999~~ 2001 for alcohol and other drug abuse treatment programs.

23           **SECTION 2709r.** 301.263 (1) of the statutes is amended to read:

24           301.263 (1) From the appropriation under s. 20.410(3) (f), the department shall  
25 distribute ~~\$3,750,000~~ \$5,000,000 in each year to counties for early intervention

1 services for first offenders and for intensive community-based intervention services  
2 for seriously chronic offenders.”.

3 **6.** Page 1346, line 4: after that line insert:

4 “**SECTION 3175r.** 938.532 (1) of the statutes is amended to read:

5 938.532 (1) PROGRAM. ~~The~~ From the appropriations under s. 20.410 (3)(bb) and  
6 (hm), the department shall provide a juvenile boot camp program for juveniles who  
7 have been placed under the supervision of the department under s. 938.183, 938.34  
8 (4h) or (4m) or 938.357 (4).”.

9 (END)



State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb0590/4 ③  
GMM:jlg&cmh:mrc RMR

LFB:.....Zimmerman - Youth aids (LFB motion #1377)

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

**LFB AMENDMENT**

**TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45**

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 415, line 11: after that line insert:

3 **“SECTION 363n.** 20.410 (3) (ba) of the statutes is created to read:

4 20.410 (3) (ba) *Mendota juvenile treatment center.* The amounts in the schedule  
5 for services for juveniles placed at the Mendota Juvenile Treatment Center as  
6 provided in s. 46.057 (2).

7 **SECTION 363np.** 20.410 (3) (bb) of the statutes is created to read:

8 20.410 (3) (bb) *Juvenile boot camp program.* The amounts in the schedule to  
9 operate the juvenile boot camp program under s. 938.532.”.

10 **2.** Page 579, line 1: delete lines 1 to 8 and substitute:

11 **“SECTION 1002d.** 46.057 (2) of the statutes is amended to read:

1           46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the  
2 department of corrections shall transfer to the appropriation account under s. 20.435  
3 (2) (kx) \$1,273,900 in fiscal year 1999–2000 and \$1,379,300 in fiscal year 2000–01  
4 and, from the appropriation account under s. 20.410 (3) (hm), the department of  
5 corrections shall transfer to the appropriation account under s. 20.435 (2) (kx)  
6 \$3,125,100 \$2,489,300 in fiscal year 1997–98 1999–2000 and \$3,236,200 \$2,489,900  
7 in fiscal year 1998–99 2000–01 for services for juveniles placed at the Mendota  
8 juvenile treatment center. The department of health and family services may charge  
9 the department of corrections not more than the actual cost of providing those  
10 services.”.

11           **3.** Page 1209, line 18: delete lines 18 to 25.

12           **4.** Page 1210, line 1: delete lines 1 to 22 and substitute:

13           “**SECTION 2703d.** 301.26 (4) (d) 2. of the statutes is amended to read:

14           301.26 (4) (d) 2. Beginning on July 1, ~~1997~~ 1999, and ending on  
15           December 31, ~~1997~~ 1999, the per person daily cost assessment to counties shall be  
16           ~~\$150.44~~ \$153.01 for care in a Type 1 secured correctional facility, as defined in s.  
17           938.02 (19), ~~\$150.44~~ \$153.01 for care for juveniles transferred from a juvenile  
18           correctional institution under s. 51.35 (3), ~~\$160.22~~ \$183.72 for care in a child caring  
19           institution, including a secured child caring institution, ~~\$111.16~~ \$118.93 for care in  
20           a group home for children, ~~\$24.78~~ \$26.17 for care in a foster home, ~~\$71.35~~ \$75.37 for  
21           care in a treatment foster home, ~~\$88.19~~ \$72.66 for departmental corrective sanctions  
22           services and ~~\$16.98~~ \$19.76 for departmental aftercare services.

23           **SECTION 2703e.** 301.26 (4) (d) 3. of the statutes is amended to read:

1           301.26 (4) (d) 3. In calendar year ~~1998~~ 2000, the per person daily cost  
2 assessment to counties shall be ~~\$154.94~~ \$153.55 for care in a Type 1 secured  
3 correctional facility, as defined in s. 938.02 (19), ~~\$154.94~~ \$153.55 for care for juveniles  
4 transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$161.79~~  
5 \$187.21 for care in a child caring institution, including a secured child caring  
6 institution, ~~\$112.25~~ \$121.19 for care in a group home for children, ~~\$25.02~~ \$26.67 for  
7 care in a foster home, ~~\$72.05~~ \$76.80 for care in a treatment foster home, ~~\$80.41~~  
8 \$74.68 for departmental corrective sanctions services and ~~\$17.18~~ \$19.15 for  
9 departmental aftercare services.

10           **SECTION 2703f.** 301.26 (4) (d) 4. of the statutes is amended to read:

11           301.26 (4) (d) 4. Beginning on January 1, ~~1999~~ 2001, and ending on June 30,  
12 ~~1999~~ 2001, the per person daily cost assessment to counties shall be ~~\$159.46~~ \$154.08  
13 for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$159.46~~  
14 \$154.08 for care for juveniles transferred from a juvenile correctional institution  
15 under s. 51.35 (3), ~~\$163.36~~ \$190.70 for care in a child caring institution, including  
16 a secured child caring institution, ~~\$113.34~~ \$123.45 for care in a group home for  
17 children, ~~\$25.26~~ \$27.16 for care in a foster home, ~~\$72.75~~ \$78.23 for care in a  
18 treatment foster home, ~~\$74.35~~ \$76.71 for departmental corrective sanctions services  
19 and ~~\$17.39~~ \$18.62 for departmental aftercare services.”.

20           **5.** Page 1211, line 21: after that line insert:

21           **“SECTION 2709g.** 301.26 (7) (intro.) of the statutes is amended to read:

22           301.26 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability  
23 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the  
24 department shall allocate funds for community youth and family aids for the period

1 beginning on July 1, ~~1997~~ 1999, and ending on June 30, ~~1999~~ 2001, as provided in  
2 this subsection to county departments under ss. 46.215, 46.22 and 46.23 as follows:

3 **SECTION 2709h.** 301.26 (7) (a) of the statutes is renumbered 301.26 (7) (a)  
4 (intro.) and amended to read:

5 301.26 (7) (a) (intro.) For community youth and family aids under this section,  
6 amounts not to exceed ~~\$41,649,700~~ \$42,091,800 for the last 6 months of ~~1997~~,  
7 ~~\$82,741,700~~ 1999, ~~\$85,183,700~~ \$85,183,700 for ~~1998~~ 2000 and ~~\$41,091,900~~ \$43,091,900 for the  
8 first 6 months of ~~1999~~. 2001. Of those amounts, the department shall allocate  
9 \$1,000,000 for the last 6 months of 1999, \$3,000,000 for 2000 and \$2,000,000 for the  
10 first 6 months of 2001 to counties based on each of the following factors weighted  
11 equally:

12 **SECTION 2709i.** 301.26 (7) (a) 1. of the statutes is created to read:

13 301.26 (7) (a) 1. Each county's proportion of the total statewide juvenile  
14 population for the most recent year for which that information is available.

15 **SECTION 2709j.** 301.26 (7) (a) 2. of the statutes is created to read:

16 301.26 (7) (a) 2. Each county's proportion of the total Part I juvenile arrests  
17 reported statewide under the uniform crime reporting system of the office of justice  
18 assistance during the most recent 3-year period for which that information is  
19 available.

20 **SECTION 2709k.** 301.26 (7) (a) 3. of the statutes is created to read:

21 301.26 (7) (a) 3. Each county's proportion of the number of juveniles statewide  
22 who are placed in a juvenile correctional institution or a secured child caring  
23 institution, as defined in s. 938.02 (15g), during the most recent 3-year period for  
24 which that information is available.

25 **SECTION 2709m.** 301.26 (7) (e) of the statutes is amended to read:

1           301.26 (7) (e) For emergencies related to community youth and family aids  
 2 under this section, amounts not to exceed \$125,000 for the last 6 months of ~~1997~~  
 3 1999, \$250,000 for ~~1998~~ 2000 and \$125,000 for the first 6 months of ~~1999~~ 2001. A  
 4 county is eligible for payments under this paragraph only if it has a population of not  
 5 more than 45,000.

✓  
 1999

6           **SECTION 2709n.** 301.26 (7) (h) of the statutes is amended to read:

7           301.26 (7) (h) For counties that are participating in the corrective sanctions  
 8 program under s. 938.533 (2), ~~\$1,062,400~~ <sup>plain</sup> ~~\$1,049,000~~ in the last 6 months of ~~1997~~  
 9 <sup>plain</sup> ~~\$2,124,800~~ ~~1999~~ ~~\$1,776,300~~ in 1998 2000 and ~~\$1,062,400~~ <sup>plain</sup> ~~\$726,700~~ in the first 6  
 10 months of ~~1999~~ 2001 for the provision of corrective sanctions services for juveniles  
 11 from that county. In distributing funds to counties under this paragraph, the  
 12 department shall determine a county's distribution by dividing the amount allocated  
 13 under this paragraph by the number of slots authorized for the program under s.  
 14 938.533 (2) and multiplying the quotient by the number of slots allocated to that  
 15 county by agreement between the department and the county. The department may  
 16 transfer funds among counties as necessary to distribute funds based on the number  
 17 of slots allocated to each county.

18           **SECTION 2709p.** 301.26 (8) of the statutes is amended to read:

19           301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the  
 20 allocations specified in sub. (7) (a), the department shall allocate \$666,700 in the last  
 21 6 months of ~~1997~~ 1999, \$1,333,400 in 1998 2000 and \$666,700 in the first 6 months  
 22 of ~~1999~~ 2001 for alcohol and other drug abuse treatment programs.

23           **SECTION 2709r.** 301.263 (1) of the statutes is amended to read:

24           301.263 (1) From the appropriation under s. 20.410(3)(f), the department shall  
 25 distribute ~~\$3,750,000~~ \$5,000,000 in each year to counties for early intervention

1 services for first offenders and for intensive community-based intervention services  
2 for seriously chronic offenders.”.

3 **6.** Page 1346, line 4: after that line insert:

4 **“SECTION 3175r.** 938.532 (1) of the statutes is amended to read:

5 938.532 (1) PROGRAM. ~~The~~ From the appropriations under s. 20.410 (3) (bb) and  
6 (hm), the department shall provide a juvenile boot camp program for juveniles who  
7 have been placed under the supervision of the department under s. 938.183, 938.34  
8 (4h) or (4m) or 938.357 (4).”.

9 (END)





State of Wisconsin  
1999 - 2000 LEGISLATURE

LRBb0590/3  
GMM:jlg&cmh:km

LFB:.....Zimmerman – Youth aids (LFB motion #1377)

FOR 1999-01 BUDGET — NOT READY FOR INTRODUCTION

**LFB AMENDMENT**

**TO 1999 ASSEMBLY BILL 133 AND 1999 SENATE BILL 45**

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 415, line 11: after that line insert:

3 “SECTION 363n. 20.410 (3) (ba) of the statutes is created to read:

4 20.410 (3) (ba) *Mendota juvenile treatment center.* The amounts in the schedule  
5 for services for juveniles placed at the Mendota Juvenile Treatment Center as  
6 provided in s. 46.057 (2).

7 SECTION 363np. 20.410 (3) (bb) of the statutes is created to read:

8 20.410 (3) (bb) *Juvenile boot camp program.* The amounts in the schedule to  
9 operate the juvenile boot camp program under s. 938.532.”

10 **2.** Page 579, line 1: delete lines 1 to 8 and substitute:

11 “SECTION 1002d. 46.057 (2) of the statutes is amended to read:

1           46.057 (2) From the appropriation account under s. 20.410 (3) (ba), the  
2 department of corrections shall transfer to the appropriation account under s. 20.435  
3 (2) (kx) \$1,273,900 in fiscal year 1999–2000 and \$1,379,300 in fiscal year 2000–01  
4 and, from the appropriation account under s. 20.410 (3) (hm), the department of  
5 corrections shall transfer to the appropriation account under s. 20.435 (2) (kx)  
6 ~~\$3,125,100~~ \$2,489,300 in fiscal year ~~1997–98~~ 1999–2000 and ~~\$3,236,200~~ \$2,489,900  
7 in fiscal year ~~1998–99~~ 2000–01 for services for juveniles placed at the Mendota  
8 juvenile treatment center. The department of health and family services may charge  
9 the department of corrections not more than the actual cost of providing those  
10 services.”.

11           **3.** Page 1209, line 18: delete lines 18 to 25.

12           **4.** Page 1210, line 1: delete lines 1 to 22 and substitute:

13           “**SECTION 2703d.** 301.26 (4) (d) 2. of the statutes is amended to read:

14           301.26 (4) (d) 2. Beginning on July 1, ~~1997~~ 1999, and ending on  
15 December 31, ~~1997~~ 1999, the per person daily cost assessment to counties shall be  
16 ~~\$150.44~~ \$153.01 for care in a Type 1 secured correctional facility, as defined in s.  
17 938.02 (19), ~~\$150.44~~ \$153.01 for care for juveniles transferred from a juvenile  
18 correctional institution under s. 51.35 (3), ~~\$160.22~~ \$183.72 for care in a child caring  
19 institution, including a secured child caring institution, ~~\$111.16~~ \$118.93 for care in  
20 a group home for children, ~~\$24.78~~ \$26.17 for care in a foster home, ~~\$71.35~~ \$75.37 for  
21 care in a treatment foster home, ~~\$88.19~~ \$72.66 for departmental corrective sanctions  
22 services and ~~\$16.98~~ \$19.76 for departmental aftercare services.

23           **SECTION 2703c.** 301.26 (4) (d) 3. of the statutes is amended to read:

1           301.26 (4) (d) 3. In calendar year ~~1998~~ 2000, the per person daily cost  
2 assessment to counties shall be ~~\$154.94~~ \$153.55 for care in a Type 1 secured  
3 correctional facility, as defined in s. 938.02 (19), ~~\$154.94~~ \$153.55 for care for juveniles  
4 transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$161.79~~  
5 \$187.21 for care in a child caring institution, including a secured child caring  
6 institution, ~~\$112.25~~ \$121.19 for care in a group home for children, ~~\$25.02~~ \$26.67 for  
7 care in a foster home, ~~\$72.05~~ \$76.80 for care in a treatment foster home, ~~\$80.41~~  
8 \$74.68 for departmental corrective sanctions services and ~~\$17.18~~ \$19.15 for  
9 departmental aftercare services.

10           **SECTION 2703f.** 301.26 (4) (d) 4. of the statutes is amended to read:

11           301.26 (4) (d) 4. Beginning on January 1, ~~1999~~ 2001, and ending on June 30,  
12 ~~1999~~ 2001, the per person daily cost assessment to counties shall be ~~\$159.46~~ \$154.08  
13 for care in a Type 1 secured correctional facility, as defined in s. 938.02 (19), ~~\$159.46~~  
14 \$154.08 for care for juveniles transferred from a juvenile correctional institution  
15 under s. 51.35 (3), ~~\$163.36~~ \$190.70 for care in a child caring institution, including  
16 a secured child caring institution, ~~\$113.34~~ \$123.45 for care in a group home for  
17 children, ~~\$25.26~~ \$27.16 for care in a foster home, ~~\$72.75~~ \$78.23 for care in a  
18 treatment foster home, ~~\$74.35~~ \$76.71 for departmental corrective sanctions services  
19 and ~~\$17.39~~ \$18.62 for departmental aftercare services.”.

20           **5.** Page 1211, line 21: after that line insert:

21           “**SECTION 2709g.** 301.26 (7) (intro.) of the statutes is amended to read:

22           301.26 (7) **ALLOCATIONS OF FUNDS.** (intro.) Within the limits of the availability  
23 of federal funds and of the appropriations under s. 20.410 (3) (cd) and (ko), the  
24 department shall allocate funds for community youth and family aids for the period

1 beginning on July 1, ~~1997~~ 1999, and ending on June 30, ~~1999~~ 2001, as provided in  
2 this subsection to county departments under ss. 46.215, 46.22 and 46.23 as follows:

3 **SECTION 2709h.** 301.26 (7) (a) of the statutes is renumbered 301.26 (7) (a)  
4 (intro.) and amended to read:

5 301.26 (7) (a) (intro.) For community youth and family aids under this section,  
6 amounts not to exceed ~~\$41,649,700~~ \$42,091,800 for the last 6 months of ~~1997~~,  
7 ~~\$82,741,700~~ 1999, ~~\$85,183,700~~ for 1998 2000 and ~~\$41,091,900~~ \$43,091,900 for the  
8 first 6 months of ~~1999~~. 2001. Of those amounts, the department shall allocate  
9 \$1,000,000 for the last 6 months of 1999, \$3,000,000 for 2000 and \$2,000,000 for the  
10 first 6 months of 2001 to counties based on each of the following factors weighted  
11 equally:

12 **SECTION 2709i.** 301.26 (7) (a) 1. of the statutes is created to read:

13 301.26 (7) (a) 1. Each county's proportion of the total statewide juvenile  
14 population for the most recent year for which that information is available.

15 **SECTION 2709j.** 301.26 (7) (a) 2. of the statutes is created to read:

16 301.26 (7) (a) 2. Each county's proportion of the total Part I juvenile arrests  
17 reported statewide under the uniform crime reporting system of the office of justice  
18 assistance during the most recent 3-year period for which that information is  
19 available.

20 **SECTION 2709k.** 301.26 (7) (a) 3. of the statutes is created to read:

21 301.26 (7) (a) 3. Each county's proportion of the number of juveniles statewide  
22 who are placed in a juvenile correctional institution or a secured child caring  
23 institution, as defined in s. 938.02 (15g), during the most recent 3-year period for  
24 which that information is available.

25 **SECTION 2709m.** 301.26 (7) (e) of the statutes is amended to read:

1           301.26 (7) (e) For emergencies related to community youth and family aids  
2 under this section, amounts not to exceed \$125,000 for the last 6 months of ~~1997~~  
3 1999, \$250,000 for ~~1998~~ 2000 and \$125,000 for the first 6 months of ~~1999~~ 2001. A  
4 county is eligible for payments under this paragraph only if it has a population of not  
5 more than 45,000.

6           **SECTION 2709n.** 301.26 (7) (h) of the statutes is amended to read:

7           301.26 (7) (h) For counties that are participating in the corrective sanctions  
8 program under s. 938.533 (2), \$1,062,400 in the last 6 months of ~~1997~~ 1999,  
9 \$2,124,800 in ~~1998~~ 2000 and \$1,062,400 in the first 6 months of ~~1999~~ 2001 for the  
10 provision of corrective sanctions services for juveniles from that county. In  
11 distributing funds to counties under this paragraph, the department shall determine  
12 a county's distribution by dividing the amount allocated under this paragraph by the  
13 number of slots authorized for the program under s. 938.533 (2) and multiplying the  
14 quotient by the number of slots allocated to that county by agreement between the  
15 department and the county. The department may transfer funds among counties as  
16 necessary to distribute funds based on the number of slots allocated to each county.

17           **SECTION 2709p.** 301.26 (8) of the statutes is amended to read:

18           301.26 (8) ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the  
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20 6 months of ~~1997~~ 1999, \$1,333,400 in ~~1998~~ 2000 and \$666,700 in the first 6 months  
21 of ~~1999~~ 2001 for alcohol and other drug abuse treatment programs.

22           **SECTION 2709r.** 301.263 (1) of the statutes is amended to read:

23           301.263 (1) From the appropriation under s. 20.410 (3) (f), the department shall  
24 distribute ~~\$3,750,000~~ \$5,000,000 in each year to counties for early intervention

1 services for first offenders and for intensive community-based intervention services  
2 for seriously chronic offenders.”.

3 **6.** Page 1346, line 4: after that line insert:

4 “**SECTION 3175r.** 938.532 (1) of the statutes is amended to read:

5 938.532 (1) PROGRAM. ~~The~~ From the appropriations under s. 20.410 (3)(bb) and  
6 (hm), the department shall provide a juvenile boot camp program for juveniles who  
7 have been placed under the supervision of the department under s. 938.183, 938.34  
8 (4h) or (4m) or 938.357 (4).”.

9 (END)