

2001 Jr2 DRAFTING REQUEST

Assembly Amendment (AA-AB1)

Received: **03/06/2002**

Received By: **grantpr**

Wanted: **As time permits**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-9915**

By/Representing: **Renner**

This file may be shown to any legislator: **NO**

Drafter: **grantpr**

May Contact:

Addl. Drafters: **nelsorp1**

Subject: **Education - miscellaneous
Military Affairs - national guar**

Extra Copies: **MJL**

Submit via email: **NO**

Pre Topic:

LFB:.....Renner -

Topic:

Youth Challenge Program

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>
/?	grantpr 03/06/2002			_____			
/1	nelsorp1 03/07/2002 grantpr 03/07/2002	gilfokm 03/07/2002	jfrantze 03/07/2002	_____	lrb_docadmin 03/07/2002		
/2	nelsorp1 03/09/2002	chanaman 03/09/2002	chanaman 03/09/2002	_____	lrb_docadmin 03/10/2002		

03/10/2002 12:02:28 PM

Page 2

FE Sent For:

<END>

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*3/9 Long discussions with David
Russell*

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/?	grantpr 03/06/2002			_____			
/1	nelsorp1 03/07/2002	gilfokm 03/07/2002	jfrantze 03/07/2002	_____	lrb_docadmin 03/07/2002		
	grantpr 03/07/2002			_____			

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KMG**

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Youth Challenge Program

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See Attached

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1?	grantpr	3/7 Kmg	3/7	3/7 PG			

FE Sent For:

<END>

Darin Renner
6-9915
passed

Representative Albers
Senator Burke
Senator Shibilski
Senator Darling
Representative Duff
Representative Coggs

MILITARY AFFAIRS AND PUBLIC INSTRUCTION

Youth Challenge Program

[Alternative to LFB Paper #1190]

20,465 (4) (a) Youth Challenge Program - public instructions funds C PRs

Motion:

Modify the Governor's recommendation by restoring the requirement that DMA operate the Youth Challenge program. Create a program revenue continuing appropriation under DMA for state matching funds for the Youth Challenge program funded from transfers from DPI and county governments. Estimate expenditures under this appropriation at \$1,280,400 PR in 2002-03 and authorize 17.2 PR positions for the Youth Challenge program. Restore \$1,912,600 FED in 2002-03 and 25.8 FED positions for the program.

Require DMA to calculate the average cost per cadet based on the number of enrolled cadets at the Youth Challenge Academy. Require DMA to submit information on each cadet to the public school district in which they would have been enrolled, based on the residence of their custodial parent or guardian.

Specify that the school district where a cadet's custodial parent or guardian resides at the time of the cadet's enrollment in the Youth Challenge Academy in the prior year could count that cadet as 1.0 FTE in its membership if that cadet was not counted under other membership provisions. Specify that, for each cadet enrolled at the Academy, DPI decrease the equalization aid (or other state school aid payments received by the district, if necessary) that would be paid to the relevant school district by either an amount equal to the current year revenue per pupil for the district under revenue limits or an amount equal to the average per-cadet cost at the Youth Challenge Academy, as calculated by DMA, whichever is less. Require DPI to ensure that the aid adjustment does not affect the amount of equalization aid determined to be received by the district for any other purpose. Specify that these adjustments not be considered in determining a school district's revenue limit. Require DPI to remit the total funding withheld from school districts under these provisions to DMA for crediting to the new PR appropriation.

If the amounts received from school district payments are insufficient to cover the average

costs of a student, require DMA to notify the county of the residence of the youth, based on the residence of their custodial parent or guardian. Require the county to make a payment to DMA's program revenue appropriation for the support of the Youth Challenge program in the amount of insufficient school district payments from state-funded Youth Aids.

Note:

Under this motion, school districts would be able to count cadets enrolled in the Youth Challenge Academy in the prior year in their membership. To the extent that these children would not otherwise have been included in school district membership, this would increase total statewide membership and thus increase the amount needed for the state's two-thirds funding goal. No data is available on the number of pupils enrolled in the Youth Challenge Academy who are already included in school district membership counts, so the fiscal effect of including new pupils in membership is indeterminate. For illustrative purposes, if none of the 193 cadets enrolled in the Academy in 2001-02 are included in any school district membership counts, including them in membership in 2002-03 could increase the state cost of two-thirds by approximately \$320,000 in the first year and \$960,000 on an ongoing basis.

[Change to Bill: \$1,280,400 PR and \$1,912,600 FED in 2002-03 and 17.2 PR and 25.8 FED positions]

MO# 297

zBurke	X	N
Decker	X	N
Moore	X	N
Shibitski	X	N
Plache	X	N
Wirch	X	N
Darling	X	N
Rosenz	X	N
Gard	X	N
Kaufert	X	N
Albers	X	N
Duff	X	N
Ward	X	N
Huebsch	X	N
Huber	X	N
Coggs	X	N

16-0



State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2296/1
PG&RPN:1:....

kmj

LFB:.....Renner - Youth Challenge Program

FOR 2001-03 BUDGET - NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT,

TO ASSEMBLY BILL 1

D-NOTE

*Insert
1-1*

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11

At the locations indicated, amend the bill as follows:

1. Page 45, line ⁽⁴⁾ ~~after~~ *before* that line insert:

"SECTION 43^k. 20.465 (4) (j) of the statutes is created to read:

20.465 (4) (j) Youth ^(I) ~~challenge program~~ *county funds*. All moneys received from counties

under s. 21.26 (3), ^v for the operation of the Youth Challenge program.")

2. Page 51, line 1: delete that line and substitute:

"SECTION 72^c. 21.26 of the statutes is renumbered 21.26 (1).

SECTION 72^d. 21.26 (2) of the statutes is created to read:

21.26 (2) ^{Annually} The department of military affairs shall ^{do all of the following:} calculate the average cost per ^(a) pupil attending ~~students in~~ the Youth Challenge program based on the number of enrolled students

~~in the program. The department shall submit this average cost information to each~~

and report
the department of public instruction.

(b) Notwithstanding s. 118.125, report to each
(pupil attending the program is)

1 school district in which a ~~student would have been~~ enrolled ~~had he or she not been~~
2 in the program ~~along with~~ the ~~student's~~ ^{pupils} name and the name and address of the
3 ~~student's~~ ^{pupils} custodial parent or guardian.

4 SECTION 72^e. 21.26 (3) of the statutes is created to read:

5 21.26 (3) The department of military affairs shall divide the amount in the
6 appropriation account under s. 20.465 (4) (ka) by the number of ~~students enrolled in~~ ^{pupils attending the}
7 Youth Challenge program. If ~~that result~~ ^{the quotient} is less than the average cost per ~~student~~ ^{pupil} in
8 the program, as determined under sub. (2), the department shall subtract ~~that result~~ ^{(a) the quotient}
9 from the average cost per ~~student~~ ^{pupil}. Each county in which the ~~student's~~ ^{pupils} custodial
10 parent or guardian resided at the time of the ~~student's~~ ^{pupils attendance} enrollment in the program
11 shall pay the ~~resulting dollar amount~~ ^{remainder} to the state for the support of the ~~student~~ ^{pupil}. The
12 ~~student's~~ ^{pupils} custodial parent or guardian is the person who claims the ~~student~~ ^{pupil} as a
13 dependent under section 151 (c) of the Internal Revenue Code, on his or her tax
14 return. The department shall notify the county where a ~~student~~ ^{pupil} resides of the
15 amount that the county is required to pay to the state. ⁾ The county treasurer shall
16 ~~transmit the amount required under this subsection to the state treasurer for deposit~~
17 ~~in the appropriation account under s. 20.465 (4) (j).~~

INS. 2-14

2001

Date (time) needed

DN

INSERTS TO

LRB b 2296, 1

LFB BDGT ADJSTMNT AMDMNT
[ONLY FOR LFB]

PK & REP: _____

See form AMENDMENTS — COMPONENTS & ITEMS.

LFB ADJUSTMENT AMENDMENT
TO 2001 SPECIAL SESSION ASSEMBLY BILL 1

>>FOR JT. FIN. SUB. — NOT FOR INTRODUCTION<<

At the locations indicated, amend the bill as follows:

insert
1-1

#. Page 42, line 16: after "121.09," insert "121.095."

#. Page 45, line 3: delete that line and substitute:

#. Page , line :

#. Page , line :

#. Page , line :

#. Page , line :

BILL

SECTION 1

insert 1-1
cont.

2001-02 2002-03

20.255 Public instruction, department of

(3) AIDS TO LIBRARIES, INDIVIDUALS AND ORGANIZATIONS

(b) Youth Challenge program GPR A -0- 1,290,400

SECTION 2. 20.255 (2) (ac) of the statutes, as affected by 2001 Wisconsin Act 16, is amended to read:

20.255 (2) (ac) General equalization aids. A sum sufficient for the payment of educational aids under ss. 121.08, 121.09, and 121.105 and subch. VI of ch. 121 equal to \$3,767,893,500 \$4,219,665,900 in the 1999-2000 2002-03 fiscal year and equal to the amount determined by the joint committee on finance under s. 121.15 (3m) (c) in each fiscal year thereafter.

SECTION 3. 20.255 (3) (b) of the statutes is created to read:

20.255 (3) (b) Youth Challenge program. The amounts in the schedule for transfer to the appropriation account under s. 20.465 (4) (km) for the Youth Challenge program under s. 21.26.

SECTION 4. 20.465 (4) (c) of the statutes is renumbered 20.465 (4) (ka) and amended to read:

20.465 (4) (ka) Youth Challenge program. The amounts in the schedule All moneys received from the department of public instruction, for the operation of the Youth Challenge program under s. 21.26. ; public instruction funds ; the under s. 121.095

SECTION 5. Effective date.

(1) This act takes effect on July 1, 2002.

(END)

Insert 7-14

✓ # Page 176, line 23: after that line

insert:

4
" SEC. 284m. CR, 121.05 (1)(a) 4.
attending
121.05 (1)(a) 4. Pupils ~~enrolled in~~ the
Youth Challenge Program under s. 21.26. "

✓ # Page 177, line 2: after that line insert:

7-14 cont

insert
7-14 cont.

Page 92, line 16

" SEC. 285g. AM, 121.09 (Title)

121.09 (Title) State aid ~~adjustment adjustments~~;
redetermination of assessment; youth challenge
program.

" SEC. 285m. CR, 121.095(2)

(B) 121.095 state aid adjustment; Youth Challenge
(B) Program: (1) Annually the department shall

determine the number of pupils counted in each
school district's membership who are enrolled in
the Youth Challenge Program under s. 21.26.

The department shall ~~at~~ reduce each school
district's state aid payment under s. 121.08, or
other state aid payments, if necessary, by

insert 7-14 conf

an amount calculated as follows:

(a) Determine the number of pupils counted in the school district's membership attending who are ~~enrolled in~~ the Youth Challenge Program under s. 21.26.

(b) Multiply the result under par. (a) by the average ^{cost per} pupil cost at the Youth Challenge Program, as determined by the

department of military affairs under

s. 21.26, or the ~~average~~ ^{average} ~~per pupil~~ ^{per pupil} ~~for the~~ amount determined under s. 121.91 (2m) (e) 3. ~~for the current school~~ ~~school district~~ ~~under~~ ~~school~~ year, which is

for the school district less.

(2) From the appropriation under s. 20.255(2)(ac),

annually the department shall of public instruction

pay to the department of military affairs an amount

equal to the sum of the reductions under sub. (1). The

Insert 2-14 cont

department of public instruction shall ensure that the aid adjustment under sub. (1) does not affect the amount determined to be received by a school district as state aid under s. 121.08 or for any other purpose."

Insert 244
cont.

✓ # Page 393, line 1: delete lines 1 to 3.

✓ # Page 468, line 11: delete "(c) and"

and substitute "(c),"

✓ # Page 468, line 11: alter "21.026" insert

" 121.05(1)(a) 4., and 121.095 "

~~END~~

(DN)

This amendment directs the Department
DMA
of ~~Military Affairs~~ (to report to ~~school~~
DPI)
~~district~~ (the average cost per pupil in the
Youth Challenge Program and (the name and
address of pupils attending the program. I
think it should be DPI (not school districts,
to whom DMA
reports the average cost per pupil, because DPI
must calculate the school aid reductions.
However,
~~by question~~ I don't think that Federal law
allows permits disclosure of the pupils name
under these circumstances. See 20 USC 1232g
and 34 CFR 99. ~~It finally~~ As you requested,
specifies that
this amendment determine (the pupils county of
residence is the county where the pupils parents

or guardian resides. I'm a little concerned
adults,
that there may be emancipated minors,
or ~~for~~ children who reside with an
aunt, uncle, or grandparent ~~at~~ in the
program. In the latter case, the adult
may never have gone through the formal
proceeding to be appointed ~~for~~ the child's
guardian. In all of these cases, the child's
parent may reside in a different county
or even a different state. I think the
amendment should be revised to specify "the
county in which the ^{pupil} ~~child~~ resides." There is
a body of case law that effectively deals
with determining a child's residence.

PLG

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

LRBb2296/1dn
PG:kmg:jf

March 7, 2002

This amendment directs DMA to report to DPI the average cost per pupil in the Youth Challenge program and to report to school districts the name and address of pupils attending the program. I think it should be DPI, not school districts, to whom DMA reports the average cost per pupil, because DPI must calculate the school aid reductions. However, I don't think that federal law permits disclosure of the pupil's name under these circumstances. See 20 USC 1232g and 34 CFR 99.

As you requested, this amendment specifies that the pupil's county of residence is the county where the pupil's parent or guardian resides. I'm a little concerned that there may be adults, emancipated minors, or children who reside with an aunt, uncle, or grandparent in the program. In the latter case, the adult may never have gone through the formal proceeding to be appointed the child's guardian. In all of these cases, the child's parent may reside in a different county or even a different state. I think the amendment should be revised to specify "the county in which the pupil resides." There is a body of case law that effectively deals with determining a child's residence.

Peter R. Grant
Managing Attorney
Phone: (608) 267-3362
E-mail: peter.grant@legis.state.wi.us

Nelson, Robert P.

From: Renner, Darin
Sent: Saturday, March 09, 2002 11:19 AM
To: Nelson, Robert P.

Bob, The youth aids section should include funds from 410(3)(cd) and (ko) - thanks

Darin Renner
Legislative Fiscal Bureau
1 East Main, Suite 301
Madison, WI 53703
email: darin.renner@legis.state.wi.us
phone: 608/266-3847



State of Wisconsin
2001 - 2002 LEGISLATURE
January 2002 Special Session

LRBb2296/1
PG&RPN:kmg:jf

2
1
ch

LFB:.....Renner – Youth Challenge Program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT,

TO ASSEMBLY BILL 1

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

2 1. Page 42, line 16: after “121.09,” insert “121.095.”

3 2. Page 45, line 3: delete that line and substitute:

4 “SECTION 43c. 20.465 (4) (c) of the statutes is renumbered 20.465 (4) (ka) and
5 amended to read:

6 20.465 (4) (ka) *Youth Challenge program; public instruction funds*. The
7 ~~amounts in the schedule~~ All moneys received from the department of public
8 instruction under s. 121.095, for the operation of the Youth Challenge program under
9 s. 21.26.”.

10 3. Page 45, line 4: before that line insert:

11 “SECTION 43k. 20.465 (4) (j) of the statutes is created to read:

1 20.465 (4) (j) *Youth Challenge program; county funds.* All moneys received
2 from counties under s. 21.26 (3), for the operation of the Youth Challenge program.”.

3 4. Page 51, line 1: delete that line and substitute:

4 “SECTION 72c. 21.26 of the statutes is renumbered 21.26 (1).

5 SECTION 72d. 21.26 (2) of the statutes is created to read:

6 21.26 (2) Annually, the department of military affairs shall do all of the
7 following:

40% of

8 (a) Calculate the average cost per pupil attending the Youth Challenge
9 program and report this information to the department of public instruction.

10 (b) Notwithstanding s. 118.125, report to each school district in which a pupil
11 attending the program is enrolled the pupil's name and the name and address of the
12 pupil's custodial parent or guardian.

13 SECTION 72e. 21.26 (3) of the statutes is created to read:

14 21.26 (3) The department of military affairs shall divide the amount in the
15 appropriation account under s. 20.465 (4) (ka) by the number of pupils attending the
16 Youth Challenge program. If the quotient is less than the ~~average cost per pupil in~~
17 ~~the program as determined under sub. (2) (a),~~ *amount* the department shall subtract the
18 ~~quotient from the average cost per pupil.~~ *that amount* Each county in which the pupil's custodial
19 parent or guardian resided at the time of the pupil's attendance in the program shall
20 pay the remainder to the state for the support of the pupil. The pupil's custodial
21 parent or guardian is the person who claims the pupil as a dependent under section
22 151 (c) of the Internal Revenue Code, on his or her tax return. The department shall
23 notify the county where a pupil resides of the amount that the county is required to
24 pay to the state.”.

*Insert
2-20*

*from the amount
55*

1 **5.** Page 176, line 23: after that line insert:

2 “**SECTION 284m.** 121.05 (1) (a) ¹³ of the statutes is created to read:

3 121.05 (1) (a) ¹³ Pupils attending the Youth Challenge program under s.
4 21.26.”

5 **6.** Page 177, line 2: after that line insert:

6 “**SECTION 285m.** 121.095 of the statutes is created to read:

7 **121.095 State aid adjustment; Youth Challenge program.** (1) Annually
8 the department shall reduce each school district's state aid payment under s. 121.08,
9 or other state aid payments, if necessary, by an amount calculated as follows:

10 (a) Determine the number of pupils counted in the school district's membership
11 who are attending the Youth Challenge program under s. 21.26.

12 (b) Multiply the result under par. (a) by the ~~average cost per pupil at the Youth~~
13 *lesser of the following: A 1. The amount*
14 *Challenge program as determined by the department of military affairs under s.*
15 *(2)(a). A 2.*
14 21.26 ~~or~~ the amount determined for the school district under s. 121.91 (2m) (e) 3. for
15 the current school year *whichever is less.*

16 (2) From the appropriation under s. 20.255 (2) (ac), annually the department
17 of public instruction shall pay to the department of military affairs an amount equal
18 to the sum of the reductions under sub. (1). The department of public instruction
19 shall ensure that the aid adjustment under sub. (1) does not affect the amount
20 determined to be received by a school district as state aid under s. 121.08 or for any
21 other purpose.

21 ~~7. Page 393, line 1. delete lines 1 to 3.~~

22 **8.** Page 468, line 11: delete “(c) and” and substitute “(c).”

inserts
3-21-22 →
insert
3-22 23 →



①

2

9. Page 468, line 12: after "21.26" insert "121.05 (1) (a) ¹³ ~~and~~ 121.095".

(END)

✓
121.90(1)(intro.) and 301.26(2)(c) ✓

2001-2002 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRBb2296/2ins
PG&RPN:kmg:jf

insert 2-20:

21.26 (3) Based on the information received under s. 121.095 (3), if the department of military affairs determines that a pupil attending the Youth Challenge program is enrolled in a school district that had its state aid reduced by the amount under s. 121.095 (1) (b) 2., the county in which the pupil's custodial parent or guardian resided at the time of the pupil's attendance in the program shall pay to the state, from the funds received under ~~s.~~ 20.410 (3) (cd) and (ko), the difference between the amount under s. 121.095 (1) (b) 2. and the amount calculated under sub. (2) (a).

insert 3-22:

1. Page 219, line 9: after that line insert:

"SECTION 377g. 301.26 (2) (c) of the statutes is amended to read:

301.26 (2) (c) All funds to counties under this section shall be used to purchase or provide juvenile delinquency-related services under ch. 938 and to make payments for the Youth Challenge Program under s. 21.26 (3), except that no funds to counties under this section may be used for purposes of land purchase, building construction or maintenance of buildings under s. 46.17, 46.175 or 301.37, for reimbursement of costs under s. 938.209, for city lockups or for reimbursement of care costs in temporary shelter care under s. 938.22. Funds to counties under this section may be used for reimbursement of costs of program services, other than basic care and supervision costs, in juvenile secure detention facilities."

History: 1995 a. 27 ss. 6363p, 9126 (19); 1995 a. 77, 352, 416, 417; 1997 a. 27, 35, 237, 252; 1999 a. 9, 32; 2001 a. 16.

2. Page 393, line 3: delete that line and substitute

no 9

91
“and increased by 17.2 PR positions on July, 2002, to be funded from the appropriations under section 20.465 (4) (j) and (ka) of the statutes, as affected by this act, for the Youth Challenge program.”.

3-21-1

B
↓

(3) Annually the department shall provide the department of military affairs with a list of the school districts that had their state aid reduced ~~under~~ by the amount under sub. (1) (b) 2., ~~and~~ the amount of the reduction, and the ~~number~~ number of employees in the school district who are of pupils attending the Youth Challenge Program."

↓

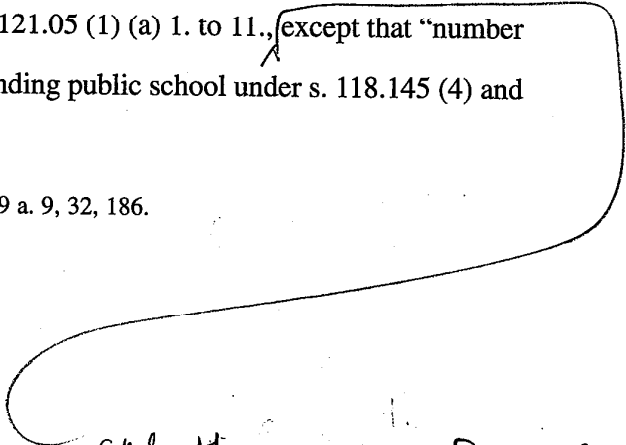
3-21-2

#. Page 477, line 25. after that line insert:

Section ^{288m} 121.90 (1) (intro.) of the statutes is amended to read:

121.90 (1) (intro.) "Number of pupils enrolled" means the number of pupils enrolled on the 3rd Friday of September, including pupils identified in s. 121.05 (1) (a) 1. to 11., except that "number of pupils enrolled" excludes the number of pupils attending public school under s. 118.145 (4) and except as follows: "

History: 1993 a. 16; 1995 a. 27; 1997 a. 27, 113, 237, 286; 1999 a. 9, 32, 186.



and the number of pupils ~~who were~~ enrolled in the previous school year ~~year and~~ ^{who} were attending the Youth Challenge Program in the previous school year



State of Wisconsin
2001 - 2002 LEGISLATURE

January 2002 Special Session

LRBb2296/2
PG&RPN:kmg&ch:cmh

LFB:.....Renner – Youth Challenge Program

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

ASSEMBLY AMENDMENT ,

TO ASSEMBLY BILL 1

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

2 **1.** Page 42, line 16: after “121.09,” insert “121.095.”

3 **2.** Page 45, line 3: delete that line and substitute:

4 “SECTION 43c. 20.465 (4) (c) of the statutes is renumbered 20.465 (4) (ka) and
5 amended to read:

6 20.465 (4) (ka) *Youth Challenge program; public instruction funds*. The
7 ~~amounts in the schedule~~ All moneys received from the department of public
8 instruction under s. 121.095, for the operation of the Youth Challenge program under
9 s. 21.26.”.

10 **3.** Page 45, line 4: before that line insert:

11 “SECTION 43k. 20.465 (4) (j) of the statutes is created to read:

1 20.465 (4) (j) *Youth Challenge program; county funds.* All moneys received
2 from counties under s. 21.26 (3), for the operation of the Youth Challenge program.”.

3 **4.** Page 51, line 1: delete that line and substitute:

4 **“SECTION 72c.** 21.26 of the statutes is renumbered 21.26 (1).

5 **SECTION 72d.** 21.26 (2) of the statutes is created to read:

6 21.26 (2) Annually, the department of military affairs shall do all of the
7 following:

8 (a) Calculate 40% of the average cost per pupil attending the Youth Challenge
9 program and report this information to the department of public instruction.

10 (b) Notwithstanding s. 118.125, report to each school district in which a pupil
11 attending the program is enrolled the pupil’s name and the name and address of the
12 pupil’s custodial parent or guardian.

13 **SECTION 72e.** 21.26 (3) of the statutes is created to read:

14 21.26 (3) Based on the information received under s. 121.095 (3), if the
15 department of military affairs determines that a pupil attending the Youth
16 Challenge program is enrolled in a school district that had its state aid reduced by
17 the amount under s. 121.095 (1) (b) 2., the county in which the pupil’s custodial
18 parent or guardian resided at the time of the pupil’s attendance in the program shall
19 pay to the state, from the funds received under s. 20.410 (3) (cd) and (ko), the
20 difference between the amount under s. 121.095 (1) (b) 2. and the amount calculated
21 under sub. (2) (a). The pupil’s custodial parent or guardian is the person who claims
22 the pupil as a dependent under section 151 (c) of the Internal Revenue Code, on his
23 or her tax return. The department shall notify the county where a pupil resides of
24 the amount that the county is required to pay to the state.”.

1 **5.** Page 176, line 23: after that line insert:

2 “**SECTION 284m.** 121.05 (1) (a) 13. of the statutes is created to read:

3 121.05 (1) (a) 13. Pupils attending the Youth Challenge program under s.
4 21.26.”

5 **6.** Page 177, line 2: after that line insert:

6 “**SECTION 285m.** 121.095 of the statutes is created to read:

7 **121.095 State aid adjustment; Youth Challenge program.** (1) Annually
8 the department shall reduce each school district’s state aid payment under s. 121.08,
9 or other state aid payments, if necessary, by an amount calculated as follows:

10 (a) Determine the number of pupils counted in the school district’s membership
11 who are attending the Youth Challenge program under s. 21.26.

12 (b) Multiply the result under par. (a) by the lesser of the following:

13 1. The amount determined by the department of military affairs under s. 21.26

14 (2) (a).

15 2. The amount determined for the school district under s. 121.91 (2m) (e) 3. for
16 the current school year.

17 **(2)** From the appropriation under s. 20.255 (2) (ac), annually the department
18 of public instruction shall pay to the department of military affairs an amount equal
19 to the sum of the reductions under sub. (1). The department of public instruction
20 shall ensure that the aid adjustment under sub. (1) does not affect the amount
21 determined to be received by a school district as state aid under s. 121.08 or for any
22 other purpose.

23 **(3)** Annually the department shall provide the department of military affairs
24 with a list of the school districts that had their state aid reduced by the amount under

1 sub. (1) (b) 2., the amount of the reduction, and the number of pupils enrolled in the
2 school district who are attending the Youth Challenge program.”.

3 **7.** Page 177, line 25: after that line insert:

4 **“SECTION 288m.** 121.90 (1) (intro.) of the statutes is amended to read:

5 121.90 (1) (intro.) “Number of pupils enrolled” means the number of pupils
6 enrolled on the 3rd Friday of September, including pupils identified in s. 121.05 (1)
7 (a) 1. to 11., and the number of pupils enrolled in the previous school year who were
8 attending the Youth Challenge program in the previous school year, except that
9 “number of pupils enrolled” excludes the number of pupils attending public school
10 under s. 118.145 (4) and except as follows:”.

11 **8.** Page 219, line 9: after that line insert:

12 **“SECTION 377g.** 301.26 (2) (c) of the statutes is amended to read:

13 301.26 (2) (c) All funds to counties under this section shall be used to purchase
14 or provide juvenile delinquency–related services under ch. 938 and to make
15 payments for the Youth Challenge program under s. 21.26 (3), except that no funds
16 to counties under this section may be used for purposes of land purchase, building
17 construction or maintenance of buildings under s. 46.17, 46.175 or 301.37, for
18 reimbursement of costs under s. 938.209, for city lockups or for reimbursement of
19 care costs in temporary shelter care under s. 938.22. Funds to counties under this
20 section may be used for reimbursement of costs of program services, other than basic
21 care and supervision costs, in juvenile secure detention facilities.”.

22 **9.** Page 393, line 3: delete that line and substitute “and increased by 17.2 PR
23 positions on July, 2002, to be funded from the appropriations under section 20.465

1 (4) (j) and (ka) of the statutes, as affected by this act, for the Youth Challenge
2 program.”.

3 **10.** Page 468, line 11: delete “(c) and” and substitute “(c),”.

4 **11.** Page 468, line 12: after “21.26” insert “, 121.05 (1) (a) 13., 121.095, 121.90
5 (1) (intro.), and 301.26 (2) (c)”.

6 (END)