

**2001 DRAFTING REQUEST**

**Bill**

Received: 09/20/2000

Received By: malaigm

Wanted: As time permits

Identical to LRB:

For: Administration-Budget 6-8270

By/Representing: Coomber

This file may be shown to any legislator: NO

Drafter: malaigm

May Contact:

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Subject: Correctional System - prisons

Extra Copies:

**Pre Topic:**

DOA:.....Coomber -

**Topic:**

Prairie du Chien juvenile correctional facility

**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>
/?	malaigm 09/20/2000	gilfokm. 09/22/2000		_____			State
/1			martykr 09/25/2000	_____	lrb_docadmin 09/25/2000		

FE Sent For:

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#7

**Department of Corrections  
2001-2003 BIENNIAL BUDGET  
Statutory Language Request**

**Topic:** Prairie du Chien as an Adult Institution

**Current Language**

1999 Wisconsin Act 9 contained in Section 3261 a provision that allowed the Department to operate the secured correctional facility at Prairie du Chien as a state prison for the placement of prisoners who are not more than 21 years of age and who are not violent offenders, as determined by the Department.

**Proposed Change**

Update the provision to allow the Department to operate the Prairie du Chien facility as prison for an additional two years until July 1, 2003

1999 Wisconsin Act 9, section 3261.

“1997 Wisconsin Act 4, section 4 (1) (a), as last affected by ~~1997~~ 1999 Wisconsin Act ~~27~~ 9, section ~~5510s~~ 3261, is amended to read:

[1997 Wisconsin Act 4] Section 4 (1)(a) Notwithstanding 1995 Wisconsin Act 27, section 9126 (23) and (26v), the department of corrections may, from July 1, 1997, until July 1, ~~2001~~ 2003, operate the secured correctional facility, as defined in section 938.02 (15m) of the statutes, authorized under 1995 Wisconsin Act 27, section 9126 (26v), as a state prison named in section 302.01 of the statutes, as affected by this act, for the placement of prisoners, as defined in section 301.01 (2) of the statutes, who are not more than 21 years of age and who are not violent offenders, as determined by the department of corrections.

**Effect of the Change**

This change extends the length of time that the Prairie du Chien Correctional Facility can operate as an adult contract facility.

**Rationale for the Change**

Juvenile populations have declined in recent years and are projected to remain relatively stable over the 2001-03 biennium. At the same time, there is currently a significant need for adult correctional beds so the Department is requesting extending by two years the current arrangement whereby adults are housed at Prairie du Chien.

**Desired Effective Date:** Upon Passage of Bill  
**Agency:** DOC  
**Agency Contact:** Bob Nikolay  
**Phone:** 267-0930



State of Wisconsin  
2001 - 2002 LEGISLATURE

LRB-0451

GMM.....

*kmq*

*Do not*

*soon*

DOA:.....Coomber – Prairie du Chien juvenile correctional facility

FOR 2001 03 BUDGET — NOT READY FOR INTRODUCTION

*DON'T  
GEN. Cmt.*

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**CORRECTIONAL SYSTEM**

**ADULT CORRECTIONAL SYSTEM**

Under current law, DOC until July 1, 2001, may operate the juvenile correctional facility at Prairie du Chien as a state prison for nonviolent offenders who are not more than 21 years of age. This bill extends that authority to July 1, 2003.

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

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

2 SECTION 1. 1997 Wisconsin Act 4, section 4 (1) (a), as last affected by 1999

3 Wisconsin Act 9, section 3261, is amended to read:

4 [1997 Wisconsin Act 4] Section 4 (1) (a) Notwithstanding 1995 Wisconsin Act

5 27, section 9126 (23) and (26v), the department of corrections may, from July 1, 1997,



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

LRB01-0451/1dn

GMM.....  
*dmj*

Brett:

*4* Under current law, DOC's authority to place nonviolent young adult offenders at the Prairie du Chien juvenile correctional facility expires on July 1, 2001. The budget bill, however, will not become law at least until sometime in August 2001. Accordingly, there will be a gap between July 1, 2001, and the enactment of the budget during which DOC will not be authorized to place nonviolent young adult offenders in the facility. Therefore, if it is critical that DOC have the authority ~~either~~ to place nonviolent young adult offenders in the facility after July 1, 2001, then this draft should be enacted prior to July 1, 2001, as a separate piece of legislation.

Gordon M. Malaise  
Senior Legislative Attorney  
Phone: (608) 266-9738  
E-mail: gordon.malaise@legis.state.wi.us

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

LRB01-0451/1dn  
GMM:kmg:km

September 25, 2000

Brett:

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DOA:.....Coomber – Prairie du Chien juvenile correctional facility

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** the budget.

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*Analysis by the Legislative Reference Bureau*

**CORRECTIONAL SYSTEM**

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