

**2001 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-SB55)**

Received: 06/23/2001

Received By: rryan

Wanted: Soon

Identical to LRB:

For: Spencer Black (608) 266-7521

By/Representing: Susan McMurray

This file may be shown to any legislator: NO

Drafter: mdsida

May Contact:

Addl. Drafters:

Subject: Criminal Law - district attys

Extra Copies: RLR

Submit via email: NO

Requester's email:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Increase assistant district attorney positions for Ashland County

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**Instructions:**

See Attached

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**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>
/1	rryan 06/23/2001 mdsida 06/25/2001	wjackson 06/25/2001	jfrantze 06/27/2001	_____	lrb_docadmin 06/27/2001	lrb_docadmin 06/27/2001	

FE Sent For:

**<END>**

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/1	rryan	1 WLJ 6/25	<i>[Signature]</i> 6/27	Self 6/27			

FE Sent For:

<END>

## Assembly Democrat Budget Amendment Requests

**Request Number:** 69  
(not LRB number)

**Agency:** DA

**Description:** Funding for another half-time DA position for Ashland County (to go from 1.5 to 2.0) beginning Jan 1, 2002 \*

**Attachments:**

**Cost (if known):** \_\_\_\_\_

**Contact person:** Susan McMurray, 266-7521, Representative Black's Office

*Same as Senate  
LFB Summ. (Justice)  
p. 18*

*Sherman  
# 69 (+70)*

*MGP*

**DISTRICT ATTORNEYS**

*Shenan*

**1. DISTRICT ATTORNEY AND ASSISTANT DISTRICT ATTORNEY POSITIONS**

	Chg. to JFC Funding Positions	
PR	\$32,100	0.20

Provide \$10,700 PR in 2001-02 and \$21,400 PR in 2002-03 and an additional 0.2 PR district attorney position funded by fines and forfeitures from vehicle-related offenses to Pepin County, effective January 1, 2002. Reduce the allocation of PR assistant district attorney positions funded by fines and forfeitures from vehicle-related offenses to Juneau and Rock counties by 0.25 each and provide 0.5 PR assistant district attorney position to Ashland County.

**ELECTIONS**

**1. ELECTION GRANT PROGRAMS AND RESERVE INSPECTORS**

	Chg. to JFC
GPR	\$679,200

Delete the provision that would have provided \$50,000 in 2001-02 to the Department of Administration's special and executive order committees appropriation to support the operation of a task force to be charged with finding ways to use technology to increase voter participation.

Provide \$114,600 annually and create an election assistance grant program to be administered by the Elections Board. Provide that under the program: (a) municipalities would be eligible for grant funding to recruit and train inspectors, conduct voter education campaigns or to upgrade voting equipment; (b) grant awards would range from \$5,000 to \$20,000 annually at the discretion of the Elections Board; (c) to receive grant funding a municipality would be required to submit a proposal to the Elections Board clearly stating the purpose of the grant and

would be authorized to petition the court to extend the period for which a participant may be placed in a secured facility for an additional period of not more than two years.

b. *Placement of Juveniles in Prisons.* The substitute amendment would modify statutory provisions relating to prison placements for juveniles adjudicated delinquent by repealing certain unconstitutional provisions that authorize the placement of adjudicated juveniles in prison. For juveniles sentenced to prison in adult court (a juvenile waived to adult court or under the original jurisdiction of the adult court and found guilty), the substitute amendment would clarify current law by requiring Corrections to place a juvenile under 15 years of age in a secured juvenile correctional facility. The substitute amendment would also provide that juveniles sentenced to prison under the original jurisdiction of the adult court who attain the age of 15 years may be placed in a prison. This would remove a conflict in the age specified under current law.

c. *Criteria for Holding a Juvenile in Custody.* The substitute amendment would modify provisions relating to taking a juvenile into custody, release or delivery from custody, criteria for holding a juvenile in physical custody and criteria for holding a juvenile in a secure detention facility to include juveniles who violate a condition of placement in a Type 2 secured juvenile correctional facility or a Type 2 child caring institution, or who violate a condition of the juvenile's participation in the intensive supervision program. Under current law, juveniles may be taken into custody by law enforcement officials and held in custody by intake workers under certain circumstances, including the violation of the terms of aftercare supervision administered by Corrections or a county department. The substitute amendment would provide that the authority of law enforcement officers and intake workers would also apply to juveniles who violate a condition of placement in a Type 2 secured juvenile correctional facility or a Type 2 child caring institution, or violate a condition of the juvenile's participation in the intensive supervision program.

## COURT OF APPEALS

### 1. BASE BUDGET REDUCTIONS

Reduce the Court of Appeal's total GPR adjusted base by 1% annually, rather than 5% annually as recommended by the Governor.

Restore \$315,700 annually to the Court's GPR sum sufficient state operations appropriation.

	Chg. to JFC
GPR	\$631,400

A  
§DC:.....Keckhaver – CN5005, District attorney positions

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

CAUCUS ~~SENATE~~ AMENDMENT  
TO ~~SENATE~~ <sup>A</sup> ~~SUBSTITUTE~~ <sup>STET</sup> AMENDMENT 1,  
TO 2001 SENATE BILL 55

1 At the locations indicated, amend the substitute amendment as follows:

2 1298 24  
1. Page 1332, line 5: after that line insert:

3 25\* (14) DISTRICT ATTORNEY POSITION REALLOCATIONS. Notwithstanding sections  
4 978.03 and 978.04 of the statutes, effective January 1, 2002, the department of  
5 administration shall reduce Juneau County's and Rock County's allocation of FTE  
6 PR assistant district attorney positions funded from the appropriation account  
7 under section 20.475 (1) (g) of the statutes, as created by this act, by 0.25 position  
8 each and shall increase Ashland County's allocation of FTE PR assistant district  
9 attorney positions funded from the appropriation account under section 20.475 (1)  
10 (g) of the statutes, as created by this act, by 0.5 position. V/O

1 (2k) DISTRICT ATTORNEY POSITION INCREASE FOR PEPIN COUNTY. The authorized  
2 FTE positions for the department of administration are increased by 0.2 PR position  
3 on January 1, 2002, to be funded from the appropriation account under section  
4 20.475 (1) (g) of the statutes, as created by this act, for a 0.2 FTE district attorney  
5 position in Pepin County.”

6 (END)