

2003 DRAFTING REQUEST

Senate Amendment (SA-SB44)

Received: **05/19/2003**

Received By: **rnelson2**

Wanted: **Soon**

Identical to LRB:

For: **Legislative Fiscal Bureau 6-3847**

By/Representing: **Carmichael**

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

Drafter: **rnelson2**

May Contact:

Addl. Drafters:

Subject: **Correctional System - prisons**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to:

Pre Topic:

LFB:.....Carmichael -

Topic:

Specify that 50 beds at the Highview Correctional Institute be designated for programming for prisoners as an alternative to probation, parole, or extended supervision

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>
/1	rnelson2 05/19/2003	kgilfoy 05/19/2003	pgreensl 05/19/2003	_____	amentkow 05/19/2003		
/2	rnelson2 05/20/2003	kgilfoy 05/20/2003	pgreensl 05/20/2003	_____	amentkow 05/20/2003		

FE Sent For:

<END>

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5/20 LFB change to "minimum"

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12-5/20
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/1	rnelson2	1 - 5/19 kmf	5/19 PG	5/ 19 jlb			

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<END>

CORRECTIONS, DEPARTMENT OF HEALTH AND FAMILY SERVICES

Highview Correctional Institution [Paper #241, Substitute Alternative]

Northern WI Center [Paper #420, Substitute Alternative]

Motion:

Move to make the following changes relating to state facilities on the campus of Northern Wisconsin Center for the Developmentally Disabled.

301.10
50 beds ≠ state prison under 302.01

Corrections. Adopt Alternative B6 in LFB Issue Paper #241.

In addition, specify that 50 beds at the Highview Correctional Institution be designated for programming for offenders in prison as an alternative to revocation of probation, parole, or extended supervision. Delete \$950,200 GPR in 2004-05 associated with contract bed funding.

Health and Family Services. Adopt Alternative A2 in LFB Issue Paper #420.

Delete the SB 44 provision that would eliminate the statutory requirement that DHFS notify, and obtain approval from, the appropriate county department before DHFS transfers a resident from one state center to another. However, authorize DHFS to transfer any resident with the approval of the county and the resident's guardian.

Direct DHFS to sell all surplus land at NWC and specify that all of the proceeds from the sale be deposited as revenues in the Division of Care and Treatment Facilities PR general program operations appropriation, notwithstanding other statutory provisions relating to the proceeds from the sale of state land, which could be released by the Joint Committee on Finance to support state activities on the campus of NWC.

Prohibit DHFS from transferring residents from NWC to Central Wisconsin Center to enable DHFS to increase the number of positions that would be available to support dental services (1.70 PR positions annually), quality assurance (2.0 PR positions annually), power plant operations (17.0 PR positions annually), community capacity teams (12.0 PR positions annually), and to maintain limited long-term care services at NWC (109.30 PR positions annually). Provide that DHFS could transfer a NWC employee to another center only if the employee requests such a transfer.

Provide 17.5 PR positions in 2003-04 and 54.50 PR positions in 2004-05 to increase

vocational programming at NWC (17.50 PR positions annually) and to increase staffing for the intensive treatment program (37.50 PR positions in 2004-05).

Note:

Corrections

Currently, offenders who violate their probation, parole, or extended supervision may serve confinement time in prison and receive programming as an alternative to revocation (ATR). Offenders placed in prison as ATRs generally serve shorter periods of time in prison than offenders whose probation, parole, or extended supervision is revoked. Corrections currently places ATRs in various correctional centers based on offender's need and bed space availability.

Alternative B6 in Paper #241 provides \$4,437,900 GPR in 2003-04 and \$784,900 GPR in 2004-05 and 152.35 GPR positions annually to open Highview Correctional Institution as a minimum-security facility with intensive AODA programming in April, 2004.

The motion additionally designates 50 beds at Highview to provide 120-day programming to ATRs, similar to the Drug Abuse Correctional Center beginning in May, 2004, and reduces contract bed funding by \$950,200 GPR in 2004-05.

Health and Family Services

The Governor's proposal relating to NWC includes an assumption that approximately 58 residents and 142 staff would transfer from NWC to CWC. The remaining residents would be placed in the community by July 1, 2004.

Alternative A2 in LFB paper #420 would increase funding in the bill by \$3,569,200 (\$1,654,900 GPR, \$2,323,900 FED and -\$409,600 PR) in 2003-04 and by \$74,900 (\$1,051,100 GPR, -\$155,900 FED and -\$820,300 PR) in 2004-05 and increase estimated revenue to the general fund by \$952,000 and decrease estimated revenue to the general fund by \$423,700 in 2004-05. These amounts reflect a reestimate of the fiscal effect of the Governor's proposal.

This motion would also prohibit involuntary transfers of residents and staff to CWC and instead retain the 142 positions at Northern and add 54.50 county- and federal- funded positions to provide alternative services. These staff would support the following: (a) vocational programming; (b) the intensive treatment program; (c) dental services; (d) the quality assurance team; (e) information technology; (f) power plant operations; (g) the community capacity team; and (h) limited long-term care services.

The Governor's recommendations with respect to the CIP IA rates and position reductions at

CWC and SWC would be retained in the bill.

Land Sales

DHFS recently declared approximately 222 acres on the Northern campus as surplus. Revenues from the sale of surplus land are currently deposited to a Joint Finance Committee appropriation. An agency may request up to 50% of the proceeds from the sale of land under current law; however, a provision in the Governor's bill that was recently approved by the Joint Finance Committee would deposit these revenues into the "rainy day" fund. This motion would ensure that all of the proceeds from the sale of land at NWC would be credited to the centers PR general program operations appropriation, which would make these revenues available to support the increased costs of maintaining services at the NWC campus.

[Change to Bill (Corrections): \$3,640,300 GPR (Highview)]

[Change to Bill (Health and Family Services): \$2,706,100 GPR, \$2,168,000 FED, and -\$1,229,900 PR, \$528,300 GPR-REV, and 54.50 PR positions]

[Total Change to Bill: \$6,346,400 GPR, \$2,168,000 FED, and -\$1,229,900 PR, \$528,300 GPR-REV, and 54.50 PR positions]



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBb0212/1

RPN: k...
my

LFB:.....Carmichael – Specify that 50 beds at the ^Highview ^Correctional Institute be designated for programming for prisoners as an alternative to probation, parole, or extended supervision.

FOR 2003-05 BUDGET — NOT READY FOR INTRODUCTION

SENATE AMENDMENT,
TO 2003 SENATE BILL 44

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

2 [✓]1. Page 960, line 21: after that line insert:

3 [✓]“SECTION 2490^d. 301.16 (1v) of the statutes is amended to read:

4 301.16 (1v) In addition to the institutions under sub. (1), the department shall
5 establish a medium security correctional institution in Chippewa Falls. The
6 department shall designate 50 beds at this correctional institution for programming
7 for offenders in prison as an alternative to the revocation of probation, extended
8 supervision, or parole.”.

History: 1979 c. 221; 1981 c. 20, 317, 387; 1983 a. 16; 1983 a. 27 ss. 953p, 953r, 2200 (15); 1985 a. 29; 1987 a. 5; 1989 a. 31 ss. 964, 964m; Stats. 1989 s. 301.16; 1991 a. 39; 1995 a. 27; 1997 a. 27; 1999 a. 9; 2001 a. 16, 103.



State of Wisconsin
2003 - 2004 LEGISLATURE

2
LRBb0212/1
RPN:kmg:pg

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TO 2003 SENATE BILL 44

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4 301.16 (1v) In addition to the institutions under sub. (1), the department shall

5 establish a ~~medium~~^{minimum} security correctional institution in Chippewa Falls. The
6 department shall designate 50 beds at this correctional institution for programming
7 for offenders in prison as an alternative to the revocation of probation, extended
8 supervision, or parole.”.

9 (END)



State of Wisconsin
2003 - 2004 LEGISLATURE

LRBb0212/2
RPN:kmg:pg

LFB:.....Carmichael – Specify that 50 beds at the Highview Correctional Institute be designated for programming for prisoners as an alternative to probation, parole, or extended supervision

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