



2009 SENATE BILL 475

January 22, 2010 – Introduced by Senator HOLPERIN. Referred to Committee on Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing.

1 **AN ACT to amend** 20.410 (3) (kp) and 938.48 (8p) of the statutes; **relating to:**
2 reimbursement of counties and Indian tribes for unexpected or unusually
3 high-cost out-of-home care placements of Indian juveniles who have been
4 adjudicated delinquent by tribal courts and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, \$75,000 in Indian gaming receipts is appropriated to the Department of Corrections in each of fiscal years 2009–10 and 2010–11 to reimburse tribes and county departments of human services or social services (county departments) for unexpected or unusually high-cost out-of-home care placements of Indian juveniles who have been adjudicated delinquent. Currently, an Indian juvenile may be adjudicated delinquent by either a tribal court or by a court assigned to exercise jurisdiction under the Juvenile Justice Code (commonly referred to as a “juvenile court”). This bill limits the use of those moneys to reimbursement of tribes and county departments for unexpected or unusually high-cost out-of-home care placements of Indian juveniles who have been adjudicated delinquent *by tribal courts*.

For further information see the *state and local* 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:

