

2015 DRAFTING REQUEST

Bill

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Pre Topic:

No specific pre topic given

Topic:

Transfer of juvenile correctional services from DOC to DCF

Instructions:

Transfer all juvenile correctional services from DOC to DCF

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 2/25/2016	eweiss 3/3/2016	_____			
/P1	gmalaise 4/7/2016		_____	sbasford 3/3/2016		State S&L
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FE Sent For:

at intro

<END>



State of Wisconsin
2015 - 2016 LEGISLATURE

IN 2125
Wanted 313

LRB-4788/P1
GMM...
emw

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

S.A. ✓
Xrep ✓

and granting rule-making authority

1 AN ACT ^{Gen. ✓}...; relating to: the transfer of juvenile correctional services from the
2 department of corrections to the department of children and families. ✓

Analysis by the Legislative Reference Bureau ^{the Department of Corrections} ^{the Department of Children and Families}

* This bill transfers from DOC to DCF the administration of all juvenile correctional services currently administered by DOC. Under current law, DCF administers community-based juvenile delinquency-related services, which are defined as juvenile delinquency-related services provided under the Juvenile Justice Code, other than juvenile correctional services that are provided for a juvenile who is being held in a juvenile detention facility or who has been adjudged delinquent, placed under the supervision of DOC, and placed in a juvenile correctional facility, ⁱⁿ the Serious Juvenile Offender Program, or on aftercare supervision administered by DOC. This bill transfers the administration of those juvenile correctional services from DOC to DCF. ✓

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: ✓

3 SECTION 1. 14.92 of the statutes is amended to read:
4 14.92 Interstate Commission for Juveniles. There is created an Interstate
5 Commission for Juveniles as specified in s. 938.999 (3). The member of the

1 commission representing this state shall be the compact administrator, as defined
2 in s. 938.999 (2) (c), the deputy compact administrator, as defined in s. 938.999 (2)
3 (f), or a designee, as specified in s. 938.999 (3) (b). The commission member shall
4 serve without compensation but shall be reimbursed from the appropriation account
5 under s. ~~20.410 (3)~~ 20.437 (4) (a) for actual and necessary expenses incurred in the
6 performance of the commission member's duties. The commission shall have the
7 powers, duties, and responsibilities set forth in s. 938.999.

8 History: 2005 a. 234.

8 **SECTION 2.** 16.51 (7) of the statutes is amended to read:

9 16.51 (7) AUDIT CLAIMS FOR EXPENSES IN CONNECTION WITH PRISONERS AND
10 JUVENILES IN JUVENILE CORRECTIONAL FACILITIES. Receive, examine, determine, and
11 audit claims, duly certified and approved by the department of corrections or the
12 department of children and families, from the county clerk of any county in behalf
13 of the county, which are presented for payment to reimburse the county for certain
14 expenses incurred or paid by it in reference to all matters growing out of actions and
15 proceedings involving prisoners in state prisons, as defined in s. 302.01, or juveniles
16 in juvenile correctional facilities, as defined in s. 938.02 (10p), including prisoners
17 or juveniles transferred to a mental health institute for observation or treatment,
18 when the proceedings are commenced in counties in which the prisons or juvenile
19 correctional facilities are located by a district attorney or by the prisoner or juvenile
20 as a postconviction remedy or a matter involving the prisoner's status as a prisoner
21 or the juvenile's status as a resident of a juvenile correctional facility and for certain
22 expenses incurred or paid by it in reference to holding those juveniles in secure
23 custody while those actions or proceedings are pending. Expenses shall only include
24 the amounts that were necessarily incurred and actually paid and shall be no more

1 than the legitimate cost would be to any other county had the offense or crime
2 occurred therein.

3 **History:** 1971 c. 125; 1977 c. 418; 1979 c. 221; 1985 a. 29; 1989 a. 31; 1995 a. 27, 77; 1997 a. 35; 2005 a. 344.

SECTION 3. 16.54 (12) (b) of the statutes is amended to read:

4 16.54 (12) (b) The department of children and families may not expend or
5 encumber any moneys credited to the appropriation account under s. 20.437 (2) (mm)
6 or ~~(3)~~ (5) (mm) unless the department of children and families submits a plan for the
7 expenditure of the moneys to the department of administration and the department
8 of administration approves the plan.

History: 1973 c. 333; 1975 c. 39 ss. 69, 732 (1); 1975 c. 224; 1977 c. 418; 1979 c. 34; 1981 c. 27; 1983 a. 27, 208, 470; 1985 a. 29; 1987 a. 4, 27, 186, 399, 403; 1989 a. 31; 1991 a. 39, 316; 1995 a. 27 ss. 303 to 307, 9126 (19); 1995 a. 132, 225; 1999 a. 9, 74; 2001 a. 16; 2003 a. 33; 2005 a. 25, 74, 335; 2007 a. 20 ss. 92b, 95, 98, 9121 (6) (a); 2007 a. 97; 2009 a. 28, 332; 2011 a. 7, 10, 32; 2013 a. 20.

9 **SECTION 4.** 16.54 (12) (d) of the statutes is amended to read:

10 16.54 (12) (d) At the end of each fiscal year, the department of administration
11 shall determine the amount of moneys that remain in the appropriation accounts
12 under ss. 20.435 (8) (mm) and 20.437 (2) (mm) and ~~(3)~~ (5) (mm) that have not been
13 approved for encumbrance or expenditure by the department pursuant to a plan
14 submitted under par. (a) or (b) and shall require that such moneys be lapsed to the
15 general fund. The department shall notify the cochairpersons of the joint committee
16 on finance, in writing, of the department's action under this paragraph.

History: 1973 c. 333; 1975 c. 39 ss. 69, 732 (1); 1975 c. 224; 1977 c. 418; 1979 c. 34; 1981 c. 27; 1983 a. 27, 208, 470; 1985 a. 29; 1987 a. 4, 27, 186, 399, 403; 1989 a. 31; 1991 a. 39, 316; 1995 a. 27 ss. 303 to 307, 9126 (19); 1995 a. 132, 225; 1999 a. 9, 74; 2001 a. 16; 2003 a. 33; 2005 a. 25, 74, 335; 2007 a. 20 ss. 92b, 95, 98, 9121 (6) (a); 2007 a. 97; 2009 a. 28, 332; 2011 a. 7, 10, 32; 2013 a. 20.

17 **SECTION 5.** 20.410 (3) (title) of the statutes is renumbered 20.437 (4) (title).

18 **SECTION 6.** 20.410 (3) (a) of the statutes is renumbered 20.437 (4) (a).

19 **SECTION 7.** 20.410 (3) (ba) of the statutes is renumbered 20.437 (4) (ba).

20 **SECTION 8.** 20.410 (3) (cg) of the statutes, as affected by 2015 Wisconsin Act 55,

21 is renumbered 20.437 (4) (cg) and amended to read:

E: NOTE: Par. (cg) is amended eff. 7-1-17, or on the 2nd day after publication of the 2017-19 biennial budget act, whichever is later, by 2015 Wis. Act 55 to read: E:

Section #. 20.410 (3)(c) of the statutes is renumbered 20.437(4)(c).

1 20.437 (4) (cg) *Serious juvenile offenders*. Biennially, the amounts in the
 2 schedule for juvenile correctional institution, alternate care, community
 3 supervision, and other juvenile program services specified in s. 938.538 (3) provided
 4 for the persons specified in s. ~~301.26~~ 938.526 (4) (cm) and for juvenile correctional
 5 institution services for persons placed in juvenile correctional institutions under s.
 6 973.013 (3m).

History: 1989 a. 31 ss. 340, 361 to 380, 382 to 392; 1989 a. 107, 122, 359; 1991 a. 39; 1993 a. 16, 98, 377, 437, 490; 1995 a. 27, 77, 416, 440; 1997 a. 4, 27, 35, 237, 252, 275, 283, 284; 1999 a. 9, 89; 2001 a. 16; 2003 a. 33; 2005 a. 25 ss. 287 to 295m, 414t, 415wr; 2005 a. 234 s. 4; 2005 a. 344, 433; 2007 a. 20, 97; 2009 a. 28, 71, 100, 182, 233; 2011 a. 32, 38, 266; 2013 a. 20 ss. 335 to 342, 444; 2013 a. 334; 2015 a. 55.

7 **SECTION 9.** 20.410 (3) (dm) of the statutes is renumbered 20.437 (4) (dm).

8 **SECTION 10.** 20.410 (3) (e) of the statutes is renumbered 20.437 (4) (e).

9 **SECTION 11.** 20.410 (3) (g) of the statutes is renumbered 20.437 (1) (g) and
 10 amended to read:

11 20.437 (1) (g) *Legal services collections*. All moneys received as reimbursement
 12 for costs of legal actions authorized under ss. ~~301.03 (18)~~ and ~~301.12~~ 49.32 and 49.345
 13 to be used to pay costs associated with such legal actions.

History: 1989 a. 31 ss. 340, 361 to 380, 382 to 392; 1989 a. 107, 122, 359; 1991 a. 39; 1993 a. 16, 98, 377, 437, 490; 1995 a. 27, 77, 416, 440; 1997 a. 4, 27, 35, 237, 252, 275, 283, 284; 1999 a. 9, 89; 2001 a. 16; 2003 a. 33; 2005 a. 25 ss. 287 to 295m, 414t, 415wr; 2005 a. 234 s. 4; 2005 a. 344, 433; 2007 a. 20, 97; 2009 a. 28, 71, 100, 182, 233; 2011 a. 32, 38, 266; 2013 a. 20 ss. 335 to 342, 444; 2013 a. 334; 2015 a. 55.

14 **SECTION 12.** 20.410 (3) (gg) of the statutes is repealed.

15 **SECTION 13.** 20.410 (3) (hm) of the statutes is renumbered 20.437 (4) (hm) and
 16 amended to read:

17 20.437 (4) (hm) *Juvenile correctional services*. The amounts in the schedule for
 18 juvenile correctional services specified in ss. 49.45 (25) (bj) and ~~301.26~~ 938.526 (4)
 19 (c) and (d). All moneys received from the sale of surplus property, including vehicles,
 20 from juvenile correctional institutions operated by the department, all moneys
 21 received as payments in restitution of property damaged at juvenile correctional
 22 institutions operated by the department, all moneys received from miscellaneous
 23 services provided at a juvenile correctional institution operated by the department,

1 all moneys transferred under s. ~~301.26~~ 938.526 (4) (cm), all moneys transferred
 2 under s. ~~301.26~~ 938.526 (4) (ct), and, except as otherwise provided in pars. (ho) and
 3 (hr), all moneys received in payment for juvenile correctional services as specified in
 4 s. ~~301.26~~ 938.526 (4) (d), (dt), and (g) shall be credited to this appropriation account.
 5 If moneys generated by the daily rate under s. ~~301.26~~ 938.526 (4) (d) exceed actual
 6 fiscal year institutional costs by more than ~~2%~~ 2 percent, all moneys in excess of ~~2%~~
 7 2 percent shall be remitted to the counties during the subsequent calendar year or
 8 transferred to the appropriation account under par. (kx) during the subsequent fiscal
 9 year. Each county and the department shall receive a proportionate share of the
 10 remittance and transfer depending on the total number of days of placement at
 11 juvenile correctional institutions including the Mendota Juvenile Treatment Center.
 12 Counties shall use the funds for purposes specified in s. ~~301.26~~ 938.526. The
 13 department shall deposit in the general fund the amounts transferred under this
 14 paragraph to the appropriation account under par. (kx).

History: 1989 a. 31 ss. 340, 361 to 380, 382 to 392; 1989 a. 107, 122, 359; 1991 a. 39; 1993 a. 16, 98, 377, 437, 490; 1995 a. 27, 77, 416, 440; 1997 a. 4, 27, 35, 237, 252, 275, 283, 284; 1999 a. 9, 89; 2001 a. 16; 2003 a. 33; 2005 a. 25 ss. 287 to 295m, 414t, 415wr; 2005 a. 234 s. 4; 2005 a. 344, 433; 2007 a. 20, 97; 2009 a. 28, 71, 100, 182, 233; 2011 a. 32, 38, 266; 2013 a. 20 ss. 335 to 342, 444; 2013 a. 334; 2015 a. 55.

15 **SECTION 14.** 20.410 (3) (ho) of the statutes is renumbered 20.437 (4) (ho) and
 16 amended to read:

17 20.437 (4) (ho) *Juvenile alternate care services.* The amounts in the schedule
 18 for providing alternate care services for delinquent juveniles under ss. 49.19 (10) (d),
 19 49.45 (25) (bj), ~~301.26~~ 938.526 (4) (c), ~~938.48 (4)~~ 938.485 (8) and (14), and 938.52. All
 20 moneys transferred under s. ~~301.26~~ 938.526 (4) (cm) and all moneys received in
 21 payment for providing alternate care services for delinquent juveniles under ss.
 22 49.19 (10) (d), ~~938.48 (4)~~ 938.485 (8) and (14), and 938.52 as specified in s. ~~301.26~~
 23 938.526 (4) (d), (e), and (ed) shall be credited to this appropriation account. If moneys
 24 generated by the daily rate under s. ~~301.26~~ 938.526 (4) (d) exceed actual fiscal year

1 alternate care costs, that excess shall be transferred to the appropriation account
 2 under par. (hm) as provided in s. ~~301.26~~ 938.526 (4) (ct), except that, if those moneys
 3 generated exceed those costs by more than 2 percent, all moneys in excess of that 2
 4 percent shall be remitted to the counties during the subsequent calendar year or
 5 transferred to the appropriation account under par. (kx) during the subsequent fiscal
 6 year. Each county and the department shall receive a proportionate share of the
 7 remittance and transfer depending on the total number of days of placement in
 8 alternate care. Counties shall use the funds for purposes specified in s. ~~301.26~~
 9 938.526. The department shall deposit in the general fund the amounts transferred
 10 under this paragraph to the appropriation account under par. (kx).

History: 1989 a. 31 ss. 340, 361 to 380, 382 to 392; 1989 a. 107, 122, 359; 1991 a. 39; 1993 a. 16, 98, 377, 437, 490; 1995 a. 27, 77, 416, 440; 1997 a. 4, 27, 35, 237, 252, 275, 283, 284; 1999 a. 9, 89; 2001 a. 16; 2003 a. 33; 2005 a. 25 ss. 287 to 295m, 414t, 415wr; 2005 a. 234 s. 4; 2005 a. 344, 433; 2007 a. 20, 97; 2009 a. 28, 71, 100, 182, 233; 2011 a. 32, 38, 266; 2013 a. 20 ss. 335 to 342, 444; 2013 a. 334; 2015 a. 55.

11 **SECTION 15.** 20.410 (3) (hr) of the statutes, as affected by 2015 Wisconsin Act
 12 55, is renumbered 20.437 (4) (hr) and amended to read:

E: NOTE: Par. (hr) is amended eff. 7-1-17, or on the 2nd day after publication of the 2017-19 biennial budget act, whichever is later, by 2015 Wis. Act 55 to read:

13 20.437 (4) (hr) *Juvenile community supervision services*. The amounts in the
 14 schedule for the community supervision services specified in ss. 49.45 (25) (bj) and
 15 ~~301.26~~ 938.526 (4) (c) and (eg). All moneys received in payment for those services
 16 as specified in s. ~~301.26~~ 938.526 (4) (d) and (eg), and all moneys transferred under
 17 s. ~~301.26~~ 938.526 (4) (cm), shall be credited to this appropriation account. If moneys
 18 generated by the daily rate under s. ~~301.26~~ 938.526 (4) (d) exceed actual fiscal year
 19 community supervision services costs, that excess shall be transferred to the
 20 appropriation account under par. (hm) as provided in s. ~~301.26~~ 938.526 (4) (ct).

History: 1989 a. 31 ss. 340, 361 to 380, 382 to 392; 1989 a. 107, 122, 359; 1991 a. 39; 1993 a. 16, 98, 377, 437, 490; 1995 a. 27, 77, 416, 440; 1997 a. 4, 27, 35, 237, 252, 275, 283, 284; 1999 a. 9, 89; 2001 a. 16; 2003 a. 33; 2005 a. 25 ss. 287 to 295m, 414t, 415wr; 2005 a. 234 s. 4; 2005 a. 344, 433; 2007 a. 20, 97; 2009 a. 28, 71, 100, 182, 233; 2011 a. 32, 38, 266; 2013 a. 20 ss. 335 to 342, 444; 2013 a. 334; 2015 a. 55.

21 **SECTION 16.** 20.410 (3) (i) of the statutes is renumbered 20.437 (4) (i).

22 **SECTION 17.** 20.410 (3) (jr) of the statutes is renumbered 20.437 (4) (jr).

1 **SECTION 18.** 20.410 (3) (jv) of the statutes is renumbered 20.437 (4) (jv).

2 **SECTION 19.** 20.410 (3) (kx) of the statutes is renumbered 20.437 (4) (kx).

3 **SECTION 20.** 20.410 (3) (ky) of the statutes is renumbered 20.437 (4) (ky).

4 **SECTION 21.** 20.410 (3) (kz) of the statutes is renumbered 20.437 (4) (kz).

5 **SECTION 22.** 20.410 (3) (m) of the statutes is renumbered 20.437 (4) (m).

6 **SECTION 23.** 20.410 (3) (n) of the statutes is renumbered 20.437 (4) (n).

7 **SECTION 24.** 20.410 (3) (q) of the statutes is renumbered 20.437 (4) (q).

8 **SECTION 25.** 20.435 (8) (mb) of the statutes is amended to read:

9 20.435 (8) (mb) *Income augmentation services receipts.* All moneys that are
 10 received under 42 USC 1395 to 1395ddd and 42 USC 1396 to 1396v as the result of
 11 income augmentation activities for which the state has contracted, to be used as
 12 provided in s. 46.46; and all moneys that are received under 42 USC 1396 to 1396v
 13 in reimbursement of the cost of providing targeted case management services to
 14 children whose care is not eligible for reimbursement under 42 USC 670 to 679a, to
 15 be transferred to the appropriation account under s. 20.437 (3) (5) (kp). All moneys
 16 received under this paragraph in excess of the moneys necessary to support the costs
 17 specified in ss. 46.46 and 48.567 shall be deposited in the general fund as a
 18 nonappropriated receipt.

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327; 2005 a. 15, 22; 2005 a. 25 ss. 299 to 331, 2498 to 2500, 2510; 2005 a. 74, 107, 199, 228, 264, 388, 406, 434; 2007 a. 20 ss. 331 to 422, 9121 (6) (a); 2007 a. 39, 88, 107, 111, 130; 2009 a. 2, 15; 2009 a. 28 ss. 325 to 470, 485, 488, 490; 2009 a. 76, 180, 190, 219, 274, 276, 279, 318, 334; 2011 a. 32, 70, 257; 2013 a. 20, 92; 2013 a. 116 s. 31; 2013 a. 126, 127, 129, 131, 132, 137; 2013 a. 166 s. 77; 2013 a. 168 s. 21; 2013 a. 195, 203, 246; 2015 a. 55.

19 **SECTION 26.** 20.437 (1) (cj) of the statutes, as affected by 2015 Wisconsin Act
 20 55, is renumbered 20.437 (4) (cj) and amended to read:

938,526

1 20.437 (4) (cj) *Community youth and family aids*. The amounts in the schedule
 2 for the improvement and provision of ~~community-based~~ juvenile
 3 delinquency-related services under s. ~~48.526~~ and ~~juvenile correctional services~~
 4 ~~under s. 301.26~~ 938.526 and for reimbursement to counties having a population of
 5 less than 750,000 for the cost of court attached intake services as provided in s.
 6 938.06 (4). Disbursements may be made from this appropriation account under s.
 7 49.32 (2). Refunds received relating to payments made under s. 49.32 (2) shall be
 8 returned to this appropriation account. Notwithstanding ss. 20.001 (3) (a) and
 9 20.002 (1), the department of children and families may transfer moneys under this
 10 paragraph between fiscal years. Except for moneys authorized for transfer under s.
 11 ~~48.526~~ (3), all moneys from this paragraph allocated under s. ~~48.526~~ 938.526 (3) and
 12 not spent or encumbered by counties by December 31 of each year shall lapse into the
 13 general fund on the succeeding January 1. The joint committee on finance may
 14 transfer additional moneys to the next calendar year.

History: 2007 a. 20 ss. 331, 335, 340, 341, 342, 344 to 352, 354 to 368g, 374 to 376, 380, 381, 401, 404, 405, 423 to 437, 447, 448, 450, 451, 453, 453p, 454, 456 to 458, 460e, 463, 465 to 472, 474 to 480, 9121 (6) (a); 2009 a. 28 ss. 471 to 513, 522; 2009 a. 76, 180, 185, 265, 339; 2011 a. 32, 258; 2013 a. 20, 170, 334; 2015 a. 55 ss. 660, 662, 665, 720 to 723n, 811, 812; 2015 a. 128.

15 **SECTION 27.** 20.437 (1) (cm) of the statutes, as affected by 2015 Wisconsin Act
 16 55, is renumbered 20.437 (4) (cm) and amended to read:

17 20.437 (4) (cm) *Community intervention program*. The amounts in the
 18 schedule for the community intervention program under s. ~~48.528~~ 938.528.

History: 2007 a. 20 ss. 331, 335, 340, 341, 342, 344 to 352, 354 to 368g, 374 to 376, 380, 381, 401, 404, 405, 423 to 437, 447, 448, 450, 451, 453, 453p, 454, 456 to 458, 460e, 463, 465 to 472, 474 to 480, 9121 (6) (a); 2009 a. 28 ss. 471 to 513, 522; 2009 a. 76, 180, 185, 265, 339; 2011 a. 32, 258; 2013 a. 20, 170, 334; 2015 a. 55 ss. 660, 662, 665, 720 to 723n, 811, 812; 2015 a. 128.

19 **SECTION 28.** 20.437 (1) (kp) of the statutes, as affected by 2015 Wisconsin Act
 20 55, is renumbered 20.437 (4) (kp).

21 **SECTION 29.** 20.437 (1) (kz) of the statutes, as affected by 2015 Wisconsin Act
 22 55, is amended to read:

1 20.437 (1) (kz) *Interagency and intra-agency aids; tribal placements and*
2 *guardianships.* The amounts in the schedule to be used for unexpected or unusually
3 high-cost out-of-home care placements of Indian children by tribal courts, other
4 than placements to which ~~par.~~ [✓]sub. (4) (kp) applies, and for subsidized guardianship
5 payments under s. 48.623 (1) or (6) for guardianships of Indian children ordered by
6 tribal courts. All moneys transferred from the appropriation account under s. 20.505
7 (8) (hm) 21. shall be credited to this appropriation account. Notwithstanding s.
8 20.001 (3) (a), the unencumbered balance on June 30 of each year shall revert to the
9 appropriation account under section 20.505 (8) (hm).

History: 2007 a. 20 ss. 331, 335, 340, 341, 342, 344 to 352, 354 to 368g, 374 to 376, 380, 381, 401, 404, 405, 423 to 437, 447, 448, 450, 451, 453, 453p, 454, 456 to 458, 460e, 463, 465 to 472, 474 to 480, 9121 (6) (a); 2009 a. 28 ss. 471 to 513, 522; 2009 a. 76, 180, 185, 265, 339; 2011 a. 32, 258; 2013 a. 20, 170, 334; 2015 a. 55 ss. 660, 662, 665, 720 to 723n, 811, 812; 2015 a. 128.

10 **SECTION 30.** 20.437 (1) (o) of the statutes, as affected by 2015 Wisconsin Act 55,
11 section 723, is amended to read:

12 20.437 (1) (o) *Federal aid; children, youth, and family aids.* All federal moneys
13 received in amounts pursuant to allocation plans developed by the department for
14 the provision or purchase of services authorized under ~~pars.~~ [✓]par. (b) and (ej) and all
15 federal moneys received as child welfare funds under 42 USC 620 to 626 for the
16 provision or purchase of child welfare projects and services. Disbursements from
17 this appropriation may be made directly to counties for services to children and
18 families under s. 49.32 (2) (b) or 49.325 or directly to counties in accordance with
19 federal requirements for the disbursement of federal funds.

History: 2007 a. 20 ss. 331, 335, 340, 341, 342, 344 to 352, 354 to 368g, 374 to 376, 380, 381, 401, 404, 405, 423 to 437, 447, 448, 450, 451, 453, 453p, 454, 456 to 458, 460e, 463, 465 to 472, 474 to 480, 9121 (6) (a); 2009 a. 28 ss. 471 to 513, 522; 2009 a. 76, 180, 185, 265, 339; 2011 a. 32, 258; 2013 a. 20, 170, 334; 2015 a. 55 ss. 660, 662, 665, 720 to 723n, 811, 812; 2015 a. 128.

20 **SECTION 31.** 20.437 (3) of the statutes is renumbered 20.437 (5).

21 **SECTION 32.** 20.437 (4) (o) of the statutes is created to read:

22 20.437 (4) (o) *Federal aid; community youth and family aids.* All federal
23 moneys received in amounts pursuant to allocation plans developed by the

1 department for the provision or purchase of services authorized under par. (cj).
2 Disbursements from this appropriation may be made directly to counties for services
3 to children and families under s. 49.32 (2) (b) or 49.325 or directly to counties in
4 accordance with federal requirements for the disbursement of federal funds.

5 **SECTION 33.** 20.505 (8) (hm) 21d. of the statutes, as affected by 2015 Wisconsin
6 Act 55, is amended to read:

7 20.505 (8) (hm) 21d. The amount transferred to s. 20.437 ~~(1)~~ (4) (kp) shall be
8 the amount in the schedule under s. 20.437 ~~(1)~~ (4) (kp).

History: 1971 c. 108, 125, 215; 1971 c. 270 s. 104; 1973 c. 90 and supp., 157, 305; 1975 c. 39 ss. 179 to 184f, 735 (5); 1975 Ex. Order No. 24; 1975 c. 224, 397; 1977 c. 29; 1977 c. 196 ss. 70, 131; 1977 c. 377 s. 30; 1977 c. 418 s. 929 (1), (55); 1979 c. 32 s. 92 (5); 1979 c. 34, 175, 221; 1979 c. 355 s. 241; 1979 c. 361; 1981 c. 20 ss. 400b to 421, 2202 (57) (b); 1981 c. 44 s. 3; 1981 c. 62, 121; 1981 c. 202 s. 23; 1981 c. 314, 374, 391; 1983 a. 27 ss. 439 to 456, 2202 (1); 1983 a. 36, 187, 282, 371, 393; 1985 a. 29, 31, 57, 120, 296, 297, 332; 1987 a. 27 ss. 296n, 296q, 297b, 297d, 299a to 299r, 300a, 301a, 418 to 432; 1987 a. 142, 147, 342, 399; 1989 a. 31, 56, 107, 122, 336, 339, 345, 366; 1991 a. 39 s. 469, 593q to 614; 1991 a. 105, 269, 315; 1993 a. 16 ss. 470g, 470m, 470r, 488 to 506m; 1993 a. 33, 75, 193, 349, 358, 374, 414, 437, 477, 491; 1995 a. 27, 56, 201, 216, 225, 227, 370, 403; 1997 a. 3; 1997 a. 27 ss. 199, 227 to 229m, 233, 666g to 692, 9456 (3m); 1997 a. 237, 283; 1999 a. 5; 1999 a. 9 ss. 508 to 587d, 9401 (2zt), (2zu); 1999 a. 24, 52, 105, 113, 148, 185; 2001 a. 16 ss. 684d, 685d, 800 to 905; 2001 a. 104 ss. 21, 141; 2001 a. 109; 2003 a. 33 ss. 364d, 365d, 369d, 370d, 374d, 376d, 378d, 380d to 384d, 567 to 615f, 639, 640, 642d to 644, 2811 to 2813; 2003 a. 48 ss. 10, 11; 2003 a. 84; 2003 a. 139 ss. 9 to 12; 2003 a. 206 s. 23; 2003 a. 326; 2005 a. 25 ss. 389 to 429m, 2493, 2494, 2495, 9401, 9409; 2005 a. 60, 124, 141, 142, 253, 344, 414, 433; 2007 a. 20 ss. 323, 326, 516e to 542g, 9121 (6) (a); 2007 a. 226; 2009 a. 11, 28, 302, 318; 2011 a. 29, 32 ss. 406, 421m, 435m to 446m, 716m to 747c, 755, 759 to 766; 2011 a. 166, 260; 2013 a. 20 ss. 215, 216, 379m, 413s to 461; 2013 a. 41, 115, 165, 166, 173; 2015 a. 55 ss. 775 to 810, 815, 817 to 820; 2015 a. 118.

9 **SECTION 34.** 20.866 (1) (u) of the statutes is amended to read: *as affected by 2015 Wisconsin Act 55,*

10 20.866 (1) (u) *Principal repayment and interest.* A sum sufficient from moneys
11 appropriated under sub. (2) (zp) and ss. 20.115 (2) (d) and (7) (b) and (s), 20.190 (1)
12 (c), (d), (i), and (j), 20.225 (1) (c) and (i), 20.245 (1) (e) and (j), 20.250 (1) (c) and (e),
13 20.255 (1) (d), 20.285 (1) (d), (je), and (gj), 20.320 (1) (c) and (t) and (2) (c), 20.370 (7)
14 (aa), (ac), (ad), (ag), (aq), (ar), (at), (au), (bq), (br), (cb), (cc), (cd), (cg), (cq), (cr), (cs),
15 (ct), (ea), (eq), and (er), 20.395 (6) (af), (aq), (ar), and (au), 20.410 (1) (e), (ec), and (ko)
16 and ~~(3)~~ (e), 20.435 (2) (ee), 20.437 (4) (e), 20.465 (1) (d), 20.485 (1) (f) and (go), (3) (t)
17 and (4) (qm), 20.505 (4) (es), (et), (ha), and (hb) and (5) (c), (g), and (kc), 20.855 (8) (a),
18 and 20.867 (1) (a) and (b) and (3) (a), (b), (bb), (bc), (bd), (be), (bf), (bg), (bh), (bj), (bL),
19 (bm), (bn), (bq), (br), (bt), (bu), (bv), (bw), (bx), (cb), (cd), (cf), (ch), (cj), (g), (h), (i), (kd),
20 and (q) for the payment of principal, interest, premium due, if any, and payment due,

1 if any, under an agreement or ancillary arrangement entered into under s. 18.06 (8)

2 (a) relating to any public debt contracted under subchs. I and IV of ch. 18.

History: 1971 c. 42; 1971 c. 100 s. 23; 1971 c. 125, 211, 215, 236, 307, 330, 336; 1973 c. 90 ss. 148 to 149m, 555m (2); 1973 c. 333; 1975 c. 26, 39, 40, 41, 200, 224, 422; 1977 c. 4, 6; 1977 c. 29 ss. 385 to 387, 1650m (4), 1656 (43); 1977 c. 418; 1979 c. 4; 1979 c. 34 ss. 675a to 677v, 2102 (6) (a), (39) (a), (52) (a); 1979 c. 107, 221; 1981 c. 1 ss. 17, 18, 47; 1981 c. 20, 108, 317, 336; 1983 a. 27; 1983 a. 36 s. 96 (4); 1983 a. 97, 192, 195, 212; 1983 a. 410 s. 2202 (2); 1985 a. 6; 1985 a. 8 ss. 4, 12; 1985 a. 29 ss. 589m to 598, 3202 (23) (c), (26) (a), (53) (a); 1985 a. 77, 120, 332; 1987 a. 27, 295, 298, 399, 403, 409; 1989 a. 31, 46, 107, 122, 219, 336, 359, 366; 1991 a. 39, 51, 269, 309, 324; 1993 a. 2, 16, 98, 115, 213, 343, 377, 413, 437, 453, 485; 1995 a. 27 ss. 1159 to 1168s, 9126 (19), 9145 (1); 1995 a. 40, 57, 60, 113; 1995 a. 216, s. 30m and 9127; 1995 a. 227, 246, 372, 388, 416, 452; 1997 a. 27, 35, 61, 164, 237, 252; 1999 a. 4, 8, 146; 1999 a. 150 s. 672; 1999 a. 184; 2001 a. 12, 16, 103, 109; 2003 a. 33, 64, 91, 129; 2005 a. 1, 22, 25, 102, 300; 2007 a. 5; 2007 a. 20 ss. 582 to 597s, 9121 (6) (a); 2007 a. 226; 2009 a. 28, 361; 2011 a. 13, 32, 158; 2013 a. 20; 2015 a. 55.

3 **SECTION 35.** 20.921 (2) (a) of the statutes is amended to read:

4 20.921 (2) (a) Whenever it becomes necessary in pursuance of any federal or
5 state law or court-ordered assignment of income under s. 46.10 (14) (e), 49.345 (14)
6 (e), ~~301.12 (14) (e)~~, 767.225 (1) (L), 767.513 (3), or 767.75 to make deductions from
7 the salaries of state officers or employees or employees of the University of Wisconsin
8 Hospitals and Clinics Authority, the state agency or authority by which the officers
9 or employees are employed is responsible for making those deductions and paying
10 over the total of those deductions for the purposes provided by the laws or orders
11 under which they were made.

History: 1971 c. 214, 270, 336; Sup. Ct. Order, 67 Wis. 2d 585, 773 (1975); 1977 c. 29 s. 1649; 1977 c. 418; 1981 c. 20, 187; 1983 a. 368; 1985 a. 29 s. 3202 (23) (d); 1987 a. 111, 391, 399; 1989 a. 278, 336; 1991 a. 316; 1993 a. 481; 1995 a. 27; 1997 a. 191, 237; 1999 a. 9, 32, 83; 2005 a. 443 s. 265; 2007 a. 20; 2011 a. 10, 32; 2013 a. 20.

12 **SECTION 36.** 46.011 (1c) of the statutes, as created by 2015 Wisconsin Act 55,
13 is repealed.

14 **SECTION 37.** 46.011 (1p) of the statutes, as created by 2015 Wisconsin Act 55,
15 is repealed.

16 **SECTION 38.** 46.03 (18) (a) of the statutes, as affected by 2015 Wisconsin Act 55,
17 is amended to read:

18 46.03 (18) (a) Except as provided in s. 46.10 (14) (b) and (c), the department
19 shall establish a uniform system of fees for services provided or purchased by the
20 department, or a county department under s. 46.215, 46.22, 51.42, or 51.437, except
21 for services provided under ~~ch.~~ chs. 48 and 938 and subch. III of ch. 49;
22 ~~community-based juvenile delinquency-related services; juvenile correctional~~

1 services; services provided to courts; and outreach, information, and referral
2 services; or when, as determined by the department, a fee is administratively
3 unfeasible or would significantly prevent accomplishing the purpose of the service.
4 A county department under s. 46.215, 46.22, 51.42, or 51.437 shall apply the fees that
5 it collects under this program to cover the cost of those services.

History: 1971 c. 270 s. 104; 1973 c. 90; 1973 c. 284 ss. 2, 32; 1973 c. 333; 1975 c. 39, 82; 1975 c. 189 s. 99 (1), (2); 1975 c. 224, 377, 413, 422; 1977 c. 29, 193; 1977 c. 196 s. 131; 1977 c. 203, 205, 271, 354; 1977 c. 418 ss. 287 to 289m, 924 (18) (d); 1977 c. 447, 449; 1979 c. 32 s. 92 (1); 1979 c. 34; 1979 c. 175 s. 46; 1979 c. 221, 331, 352; 1981 c. 20, 81; 1981 c. 314 s. 144; 1981 c. 390; 1983 a. 27, 193; 1983 a. 435 s. 7; 1983 a. 447, 474; 1983 a. 532 s. 36; 1985 a. 19, 29, 120, 176, 234, 285, 328, 331; 1985 a. 332 s. 251 (3); 1987 a. 3, 5, 27, 161, 186, 307, 339, 385, 399, 403, 413; 1989 a. 31 ss. 938m to 951, 2909g, 2909i; 1989 a. 56, 105, 107, 122; 1991 a. 39, 277; 1993 a. 16 ss. 851 to 859, 3072d; 1993 a. 98, 377, 385, 446, 481; 1995 a. 27 ss. 2026m to 2038b, 9126 (19); 1995 a. 77, 201, 225, 352, 370, 404, 448; 1997 a. 3, 27, 111, 283, 292; 1999 a. 9, 83; 2001 a. 16, 59, 61, 109; 2003 a. 33; 2005 a. 25, 293, 406; 2005 a. 443 s. 265; 2007 a. 20 ss. 800 to 823, 9121 (6) (a); 2007 a. 96, 104; 2009 a. 28, 180, 280; 2011 a. 32; 2013 a. 20, 246; 2015 a. 55.

6 **SECTION 39.** 46.057 (1) of the statutes is amended to read:

7 46.057 (1) The department shall establish, maintain, and operate the Mendota
8 juvenile treatment center on the grounds of the Mendota Mental Health Institute.
9 The department may designate staff at the Mendota Mental Health Institute as
10 responsible for administering, and providing services at, the center.
11 Notwithstanding ss. ~~301.02, 301.03, and 301.36~~ (1) 938.226 (1) and 938.485, the
12 department shall operate the Mendota juvenile treatment center as a juvenile
13 correctional facility, as defined in s. 938.02 (10p). The center shall not be considered
14 a hospital, as defined in s. 50.33 (2), an inpatient facility, as defined in s. 51.01 (10),
15 a state treatment facility, as defined in s. 51.01 (15), or a treatment facility, as defined
16 in s. 51.01 (19). The center shall provide psychological and psychiatric evaluations
17 and treatment for juveniles whose behavior presents a serious problem to
18 themselves or others in other juvenile correctional facilities and whose mental
19 health needs can be met at the center. With the approval of the department of health
20 services, the department of ~~corrections~~ children and families may transfer to the
21 center any juvenile who has been placed in a juvenile correctional facility under the
22 supervision of the department of ~~corrections~~ children and families under s. 938.183,
23 938.34 (4h) or (4m), or 938.357 (4) or (5) (e) in the same manner that the department

1 of ~~corrections~~ children and families transfers juveniles between other juvenile
2 correctional facilities.

3 **History:** 1995 a. 216; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25, 344; 2007 a. 20 ss. 832, 9121 (6) (a); 2009 a. 28; 2011 a. 32; 2013 a. 20; 2015 a. 55.

3 **SECTION 40.** 46.057 (2) of the statutes, as affected by 2015 Wisconsin Act 55,
4 is amended to read:

5 46.057 (2) From the appropriation account under s. ~~20.410 (3)~~ 20.437 (4) (ba),
6 the department of ~~corrections~~ children and families shall transfer to the
7 appropriation account under s. 20.435 (2) (kx) \$1,365,500 in each fiscal year and,
8 from the appropriation account under s. ~~20.410 (3)~~ 20.437 (4) (hm), the department
9 of ~~corrections~~ children and families shall transfer to the appropriation account under
10 s. 20.435 (2) (kx) \$2,929,200 in fiscal year 2015–16 and \$2,997,600 in fiscal year
11 2016–17, for services for juveniles placed at the Mendota juvenile treatment center.
12 The department of health services may charge the department of ~~corrections~~
13 children and families not more than the actual cost of providing those services.

14 **History:** 1995 a. 216; 1997 a. 27; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25, 344; 2007 a. 20 ss. 832, 9121 (6) (a); 2009 a. 28; 2011 a. 32; 2013 a. 20; 2015 a. 55.

14 **SECTION 41.** 46.20 (3) of the statutes is amended to read:

15 46.20 (3) Upon approval of the site, plans and specifications, as provided in ss.
16 46.17 and, 301.37, and 938.227 as to other institutions, the joint committee shall
17 report to the several county boards the estimated cost of the site and buildings, and
18 the amount thereof chargeable to each county on the basis set forth in sub. (6) (a),
19 appending to each report a copy of the plans and specifications and all matter
20 relating to the site and buildings. If the report is approved by each county board, the
21 joint committee shall purchase the site and cause the buildings to be erected in
22 accordance with the plans and specifications.

23 **History:** 1971 c. 108 s. 6; 1975 c. 413 s. 18; 1985 a. 29; 1989 a. 31; 1993 a. 27, 89; 1995 a. 27 s. 9126 (19); 1999 a. 9.

23 **SECTION 42.** 46.206 (1) (a) of the statutes, as affected by 2015 Wisconsin Act 55,
24 is amended to read:

1 46.206 (1) (a) The department shall supervise the administration of social
 2 services, except for social services provided under ~~ch. chs.~~ chs. 48 and 938 and subch. III
 3 of ch. 49, ~~community-based juvenile delinquency-related services, and juvenile~~
 4 ~~correctional services~~. The department shall submit to the federal authorities state
 5 plans for the administration of social services, except for social services provided
 6 under ~~ch. chs.~~ chs. 48 and 938 and subch. III of ch. 49, ~~community-based juvenile~~
 7 ~~delinquency-related services, and juvenile correctional services~~, in such form and
 8 containing such information as the federal authorities require, and shall comply
 9 with all requirements prescribed to ensure their correctness.

History: 1973 c. 147; 1977 c. 271, 449; 1981 c. 329, 335; 1983 a. 27, 239, 487; 1985 a. 176; 1987 a. 27 s. 3202 (24); 1987 a. 403 s. 256; 1989 a. 31; 1995 a. 27, 77; 1997 a. 35; 2007 a. 20; 2015 a. 55.

10 **SECTION 43.** 46.21 (2) (j) of the statutes is amended to read:

11 46.21 (2) (j) May exercise approval or disapproval power over contracts and
 12 purchases of the director that are for \$50,000 or more, except that the county board
 13 of supervisors may not exercise approval or disapproval power over any personal
 14 service contract or over any contract or purchase of the director that relates to
 15 community living arrangements, adult family homes, or foster homes and that was
 16 entered into pursuant to a contract under s. 46.031 (2g) or ~~301.031~~ 49.325 (2g),
 17 regardless of whether the contract mentions the provider, except as provided in par.
 18 (m). The county board of supervisors may not exercise approval or disapproval power
 19 over any contract relating to mental health or mental health institutions, programs,
 20 or services. This paragraph does not preclude the county board of supervisors from
 21 creating a central purchasing department for all county purchases that are not
 22 related to mental health.

History: 1973 c. 136, 153, 262; 1975 c. 224; 1975 c. 413/s. 18; 1977 c. 271, 272, 449; 1979 c. 34; 1981 c. 217, 329, 391; 1983 a. 27, 239, 368, 524; 1985 a. 29 s. 3202 (23); 1985 a. 120, 176, 332; 1987 a. 399; 1989 a. 31, 112, 319; 1991 a. 274; 1993 a. 27, 186, 213, 446; 1995 a. 27, 77, 201; 1997 a. 27, 79, 164, 237, 283; 1999 a. 9; 2005 a. 264, 388, 443; 2007 a. 20, 45; 2009 a. 28, 180; 2011 a. 32; 2013 a. 20, 203.

23 **SECTION 44.** 46.21 (5) (b) of the statutes is amended to read:

1 46.21 (5) (b) Sections 46.10, 49.08, 49.345, and 49.90, ~~and 301.12~~ govern the
2 support and maintenance of persons in any of the institutions specified in sub. (2) (a).

History: 1973 c. 136, 153, 262; 1975 c. 224; 1975 c. 413 s. 18; 1977 c. 271, 272, 449; 1979 c. 34; 1981 c. 217, 329, 391; 1983 a. 27, 239, 368, 524; 1985 a. 29 s. 3202 (23); 1985 a. 120, 176, 332; 1987 a. 399; 1989 a. 31, 112, 319; 1991 a. 274; 1993 a. 27, 186, 213, 446; 1995 a. 27, 77, 201; 1997 a. 27, 79, 164, 237, 283; 1999 a. 9; 2005 a. 264, 388, 443; 2007 a. 20, 45; 2009 a. 28, 180; 2011 a. 32; 2013 a. 20, 203.

3 **SECTION 45.** 46.215 (1) (d) of the statutes, as affected by 2015 Wisconsin Act 55,
4 is amended to read:

5 46.215 (1) (d) To make investigations that relate to services under subchs. IV
6 and V of ch. 49 upon request by the department of health services and to make
7 investigations that relate to programs under ~~ch.~~ chs. 48 and 938 and subch. III of ch.
8 49 ~~or to community-based juvenile delinquency-related services~~ upon request by the
9 department of children and families.

History: 1971 c. 218; 1973 c. 90, 147, 333, 336; 1975 c. 39, 307, 421; 1977 c. 29, 271, 418; 1979 c. 34; 1981 c. 20 ss. 867m to 870, 2202 (20) (j); 1981 c. 81, 329; 1983 a. 27 ss. 1080, 2202 (20); 1983 a. 190 s. 7; 1983 a. 193; 1985 a. 29, 120; 1985 a. 176 ss. 322 to 332; Stats. 1985 s. 46.215; 1987 a. 27; 1987 a. 403 s. 256; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2063 to 2076, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 225, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25, 264, 388, 406; 2007 a. 20 ss. 848 to 856, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 15, 28, 180, 334; 2011 a. 32; 2013 a. 20; 2015 a. 55.

10 **SECTION 46.** 46.215 (2) (a) 1. of the statutes, as affected by 2015 Wisconsin Act
11 55, is amended to read:

12 46.215 (2) (a) 1. In order to ensure the availability of a full range of care and
13 services, the county department of social services may contract, either directly or
14 through the department of health services, with public or voluntary agencies or
15 others to purchase, in full or in part, care and services, except as provided under
16 subch. III of ch. 49 ~~and s. 301.08 (2) and except for community-based juvenile~~
17 ~~delinquency-related services~~, that the county department of social services is
18 authorized by any statute to furnish in any manner. That care and those services
19 may be purchased from the department of health services if the department of health
20 services has staff to furnish that care and those services. If the county department
21 of social services has adequate staff, it may sell that care and those services directly
22 to another county or state agency.

History: 1971 c. 218; 1973 c. 90, 147, 333, 336; 1975 c. 39, 307, 421; 1977 c. 29, 271, 418; 1979 c. 34; 1981 c. 20 ss. 867m to 870, 2202 (20) (j); 1981 c. 81, 329; 1983 a. 27 ss. 1080, 2202 (20); 1983 a. 190 s. 7; 1983 a. 193; 1985 a. 29, 120; 1985 a. 176 ss. 322 to 332; Stats. 1985 s. 46.215; 1987 a. 27; 1987 a. 403 s. 256; 1989 a. 31, 107, 336,

359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2063 to 2076, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 225, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25, 264, 388, 406; 2007 a. 20 ss. 848 to 856, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 15, 28, 180, 334; 2011 a. 32; 2013 a. 20; 2015 a. 55.

1 **SECTION 47.** 46.215 (2) (a) 2. of the statutes, as affected by 2015 Wisconsin Act

2 55, is amended to read:

3 46.215 (2) (a) 2. In order to ensure the availability of a full range of care and
 4 services, the county department of social services may contract, either directly or
 5 through the department of children and families, with public or voluntary agencies,
 6 or others to purchase, in full or in part, care and services under ~~ch.~~ chs. 48 and 938
 7 and subch. III of ch. 49 ^{plain space} ~~and community-based juvenile delinquency-related services~~
 8 that the county department of social services is authorized to furnish. That care and
 9 those services may be purchased from the department of children and families if the
 10 department of children and families has staff to furnish that care and those services.
 11 If the county department of social services has adequate staff, it may sell that care
 12 and those services directly to another county or state agency.

History: 1971 c. 218; 1973 c. 90, 147, 333, 336; 1975 c. 39, 307, 421; 1977 c. 29, 271, 418; 1979 c. 34; 1981 c. 20 ss. 867m to 870, 2202 (20) (j); 1981 c. 81, 329; 1983 a. 27 ss. 1080, 2202 (20); 1983 a. 190 s. 7; 1983 a. 193; 1985 a. 29, 120; 1985 a. 176 ss. 322 to 332; Stats. 1985 s. 46.215; 1987 a. 27; 1987 a. 403 s. 256; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2063 to 2076, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 225, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25, 264, 388, 406; 2007 a. 20 ss. 848 to 856, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 15, 28, 180, 334; 2011 a. 32; 2013 a. 20; 2015 a. 55.

13 **SECTION 48.** 46.215 (2) (a) 3. of the statutes is repealed.

14 **SECTION 49.** 46.215 (2) (c) 1. of the statutes, as affected by 2015 Wisconsin Act
 15 55, is amended to read:

16 46.215 (2) (c) 1. A county department of social services shall develop, under the
 17 requirements of s. 46.036, plans and contracts for the purchase of care and services,
 18 except for care and services under subch. III of ch. 49 ~~or s. 301.08 (2) and~~
 19 ~~community-based juvenile delinquency-related services~~. The department of health
 20 services may review the contracts and approve them if they are consistent with s.
 21 46.036 and if state or federal funds are available for those purposes. The joint
 22 committee on finance may require the department of health services to submit the
 23 contracts to the committee for review and approval. The department of health

1 services may not make any payments to a county for programs included in a contract
2 under review by the committee. The department of health services shall reimburse
3 each county for the contracts from the appropriations under s. 20.435 (7) (b) and (o),
4 as appropriate, under s. 46.495.

History: 1971 c. 218; 1973 c. 90, 147, 333, 336; 1975 c. 39, 307, 421; 1977 c. 29, 271, 418; 1979 c. 34; 1981 c. 20 ss. 867m to 870, 2202 (20) (j); 1981 c. 81, 329; 1983 a. 27 ss. 1080, 2202 (20); 1983 a. 190 s. 7; 1983 a. 193; 1985 a. 29, 120; 1985 a. 176 ss. 322 to 332; Stats. 1985 s. 46.215; 1987 a. 27; 1987 a. 403 s. 256; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2063 to 2076, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 225, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25, 264, 388, 406; 2007 a. 20 ss. 848 to 856, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 15, 28, 180, 334; 2011 a. 32; 2013 a. 20; 2015 a. 55.

5 **SECTION 50.** 46.215 (2) (c) 2. of the statutes, as affected by 2015 Wisconsin Act
6 55, is amended to read:

7 46.215 (2) (c) 2. A county department of social services shall develop, under the
8 requirements of s. 49.34, plans and contracts for the purchase of care and services
9 under ~~ch. chs. 48 and 938~~ and subch. III of ch. 49 ~~and of community-based juvenile~~
10 ~~delinquency-related services~~. The department of children and families may review
11 the contracts and approve them if they are consistent with s. 49.34 and if state or
12 federal funds are available for those purposes. The joint committee on finance may
13 require the department of children and families to submit the contracts to the
14 committee for review and approval. The department of children and families may
15 not make any payments to a county for programs included in a contract under review
16 by the committee.

History: 1971 c. 218; 1973 c. 90, 147, 333, 336; 1975 c. 39, 307, 421; 1977 c. 29, 271, 418; 1979 c. 34; 1981 c. 20 ss. 867m to 870, 2202 (20) (j); 1981 c. 81, 329; 1983 a. 27 ss. 1080, 2202 (20); 1983 a. 190 s. 7; 1983 a. 193; 1985 a. 29, 120; 1985 a. 176 ss. 322 to 332; Stats. 1985 s. 46.215; 1987 a. 27; 1987 a. 403 s. 256; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2063 to 2076, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 225, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25, 264, 388, 406; 2007 a. 20 ss. 848 to 856, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 15, 28, 180, 334; 2011 a. 32; 2013 a. 20; 2015 a. 55.

17 **SECTION 51.** 46.215 (2) (c) 3. of the statutes, as affected by 2015 Wisconsin Act
18 55, is repealed.

19 **SECTION 52.** 46.215 (3) of the statutes is amended to read:

20 46.215 (3) PROGRAM BUDGETS. The county department of social services shall
21 submit a final budget to the department of health services under s. 46.031 (1), to the

1 department of corrections under s. 301.031 (1) and to the department of children and
2 families under s. 49.325 (1), for authorized services.

History: 1971 c. 218; 1973 c. 90, 147, 333, 336; 1975 c. 39, 307, 421; 1977 c. 29, 271, 418; 1979 c. 34; 1981 c. 20 ss. 867m to 870, 2202 (20) (j); 1981 c. 81, 329; 1983 a. 27 ss. 1080, 2202 (20); 1983 a. 190 s. 7; 1983 a. 193; 1985 a. 29, 120; 1985 a. 176 ss. 322 to 332; Stats. 1985 s. 46.215; 1987 a. 27; 1987 a. 403 s. 256; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2063 to 2076, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 225, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9; 2001 a. 16; 2003 a. 33; 2005 a. 25, 264, 388, 406; 2007 a. 20 ss. 848 to 856, 9121 (6) (b); 2007 a. 45, 96; 2009 a. 15, 28, 180, 334; 2011 a. 32; 2013 a. 20; 2015 a. 55.

3 **SECTION 53.** 46.22 (1) (b) 1. b. of the statutes, as affected by 2015 Wisconsin Act
4 55, is amended to read:

5 46.22 (1) (b) 1. b. To make investigations that relate to welfare services, except
6 for welfare services provided under ~~ch. 48~~ chs. 48 and 938 and subch. III of ch. 49,
7 ~~community-based juvenile delinquency-related services, and juvenile correctional~~
8 ~~services,~~ upon request by the department of health services.

History: 1971 c. 164, 218; 1973 c. 90 ss. 226, 560 (3); 1973 c. 147, 333; 1975 c. 39; 1975 c. 189 s. 99 (1), (2); 1975 c. 224 ss. 52p, 146m; 1975 c. 307, 422; 1975 c. 430 s. 78; 1977 c. 29 ss. 560, 1656 (18); 1977 c. 83 s. 26; 1977 c. 418, 449; 1979 c. 34, 221; 1981 c. 20 ss. 759 to 763m, 2202 (20) (j); 1981 c. 329; 1981 c. 390 s. 252; 1983 a. 27 s. 2202 (20); 1983 a. 190 s. 7; 1983 a. 192, 193, 447; 1985 a. 29, 120; 1985 a. 176 ss. 28, 30, 59 to 105; 1985 a. 332; 1987 a. 5, 27; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2077 to 2111, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9, 83; 2001 a. 16, 103; 2003 a. 33; 2005 a. 25, 264, 344, 388, 406; 2007 a. 20 ss. 857 to 877, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180, 334; 2011 a. 32, 126; 2015 a. 55.

9 **SECTION 54.** 46.22 (1) (b) 2. a. of the statutes, as created by 2015 Wisconsin Act
10 55, is amended to read:

11 46.22 (1) (b) 2. a. To administer ~~community-based juvenile~~
12 ~~delinquency-related services~~ under s. ~~48.526~~ 938.526.

History: 1971 c. 164, 218; 1973 c. 90 ss. 226, 560 (3); 1973 c. 147, 333; 1975 c. 39; 1975 c. 189 s. 99 (1), (2); 1975 c. 224 ss. 52p, 146m; 1975 c. 307, 422; 1975 c. 430 s. 78; 1977 c. 29 ss. 560, 1656 (18); 1977 c. 83 s. 26; 1977 c. 418, 449; 1979 c. 34, 221; 1981 c. 20 ss. 759 to 763m, 2202 (20) (j); 1981 c. 329; 1981 c. 390 s. 252; 1983 a. 27 s. 2202 (20); 1983 a. 190 s. 7; 1983 a. 192, 193, 447; 1985 a. 29, 120; 1985 a. 176 ss. 28, 30, 59 to 105; 1985 a. 332; 1987 a. 5, 27; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2077 to 2111, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9, 83; 2001 a. 16, 103; 2003 a. 33; 2005 a. 25, 264, 344, 388, 406; 2007 a. 20 ss. 857 to 877, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180, 334; 2011 a. 32, 126; 2015 a. 55.

13 **SECTION 55.** 46.22 (1) (b) 2. c. of the statutes, as affected by 2015 Wisconsin Act
14 55, is amended to read:

15 46.22 (1) (b) 2. c. To make investigations as provided under ~~ch. 48~~ chs. 48 and 938
16 and subch. III of ch. 49 and ~~investigations relating to community-based juvenile~~
17 ~~delinquency-related services~~ upon request by the department of children and
18 families.

History: 1971 c. 164, 218; 1973 c. 90 ss. 226, 560 (3); 1973 c. 147, 333; 1975 c. 39; 1975 c. 189 s. 99 (1), (2); 1975 c. 224 ss. 52p, 146m; 1975 c. 307, 422; 1975 c. 430 s. 78; 1977 c. 29 ss. 560, 1656 (18); 1977 c. 83 s. 26; 1977 c. 418, 449; 1979 c. 34, 221; 1981 c. 20 ss. 759 to 763m, 2202 (20) (j); 1981 c. 329; 1981 c. 390 s. 252; 1983 a. 27 s. 2202 (20); 1983 a. 190 s. 7; 1983 a. 192, 193, 447; 1985 a. 29, 120; 1985 a. 176 ss. 28, 30, 59 to 105; 1985 a. 332; 1987 a. 5, 27; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2077 to 2111, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9, 83; 2001 a. 16, 103; 2003 a. 33; 2005 a. 25, 264, 344, 388, 406; 2007 a. 20 ss. 857 to 877, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180, 334; 2011 a. 32, 126; 2015 a. 55.

1 **SECTION 56.** 46.22 (1) (b) 5m. a. of the statutes, as affected by 2015 Wisconsin
2 Act 55, is amended to read:

3 46.22 (1) (b) 5m. a. To purchase juvenile correctional delinquency-related
4 services under s. ~~301.26~~ 938.526.

History: 1971 c. 164, 218; 1973 c. 90 ss. 226, 560 (3); 1973 c. 147, 333; 1975 c. 39; 1975 c. 189 s. 99 (1), (2); 1975 c. 224 ss. 52p, 146m; 1975 c. 307, 422; 1975 c. 430 s. 78; 1977 c. 29 ss. 560, 1656 (18); 1977 c. 83 s. 26; 1977 c. 418, 449; 1979 c. 34, 221; 1981 c. 20 ss. 759 to 763m, 2202 (20) (j); 1981 c. 329; 1981 c. 390 s. 252; 1983 a. 27 s. 2202 (20); 1983 a. 190 s. 7; 1983 a. 192, 193, 447; 1985 a. 29, 120; 1985 a. 176 ss. 28, 30, 59 to 105; 1985 a. 332; 1987 a. 5, 27; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2077 to 2111, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9, 83; 2001 a. 16, 103; 2003 a. 33; 2005 a. 25, 264, 344, 388, 406; 2007 a. 20 ss. 857 to 877, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180, 334; 2011 a. 32, 126; 2015 a. 55.

5 **SECTION 57.** 46.22 (1) (b) 5m. d. of the statutes is repealed.

6 **SECTION 58.** 46.22 (1) (e) 3. a. of the statutes, as affected by 2015 Wisconsin Act
7 55, is amended to read:

8 46.22 (1) (e) 3. a. A county department of social services shall develop, under
9 the requirements of s. 46.036, plans and contracts for the purchase of care and
10 services, except for care and services provided under ~~ch. chs~~ 48, and 938 and subch.
11 III of ch. 49, and s. ~~301.08 (2)~~ and ~~community-based juvenile delinquency-related~~
12 services. The department of health services may review the contracts and approve
13 them if they are consistent with s. 46.036 and to the extent that state or federal funds
14 are available for those purposes. The joint committee on finance may require the
15 department of health services to submit the contracts to the committee for review
16 and approval. The department of health services may not make any payments to a
17 county for programs included in the contract that is under review by the committee.
18 The department of health services shall reimburse each county for the contracts from
19 the appropriations under s. 20.435 (7) (b) and (o) according to s. 46.495.

History: 1971 c. 164, 218; 1973 c. 90 ss. 226, 560 (3); 1973 c. 147, 333; 1975 c. 39; 1975 c. 189 s. 99 (1), (2); 1975 c. 224 ss. 52p, 146m; 1975 c. 307, 422; 1975 c. 430 s. 78; 1977 c. 29 ss. 560, 1656 (18); 1977 c. 83 s. 26; 1977 c. 418, 449; 1979 c. 34, 221; 1981 c. 20 ss. 759 to 763m, 2202 (20) (j); 1981 c. 329; 1981 c. 390 s. 252; 1983 a. 27 s. 2202 (20); 1983 a. 190 s. 7; 1983 a. 192, 193, 447; 1985 a. 29, 120; 1985 a. 176 ss. 28, 30, 59 to 105; 1985 a. 332; 1987 a. 5, 27; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2077 to 2111, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9, 83; 2001 a. 16, 103; 2003 a. 33; 2005 a. 25, 264, 344, 388, 406; 2007 a. 20 ss. 857 to 877, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180, 334; 2011 a. 32, 126; 2015 a. 55.

20 **SECTION 59.** 46.22 (1) (e) 3. b. of the statutes, as affected by 2015 Wisconsin Act
21 55, is amended to read:

1 46.22 (1) (e) 3. b. A county department of social services shall develop, under
 2 the requirements of s. 49.34, plans and contracts for the purchase of care and services
 3 under ~~ch. chs. 48 and 938~~ and subch. III of ch. 49 and of ~~community-based juvenile~~
 4 ~~delinquency-related services~~. The department of children and families may review
 5 the contracts and approve them if they are consistent with s. 49.34 and to the extent
 6 that state or federal funds are available for such purposes. The joint committee on
 7 finance may require the department of children and families to submit the contracts
 8 to the committee for review and approval. The department of children and families
 9 may not make any payments to a county for programs included in the contract that
 10 is under review by the committee.

History: 1971 c. 164, 218; 1973 c. 90 ss. 226, 560 (3); 1973 c. 147, 333; 1975 c. 39; 1975 c. 189 s. 99 (1), (2); 1975 c. 224 ss. 52p, 146m; 1975 c. 307, 422; 1975 c. 430 s. 78; 1977 c. 29 ss. 560, 1656 (18); 1977 c. 83 s. 26; 1977 c. 418, 449; 1979 c. 34, 221; 1981 c. 20 ss. 759 to 763m, 2202 (20) (j); 1981 c. 329; 1981 c. 390 s. 252; 1983 a. 27 s. 2202 (20); 1983 a. 190 s. 7; 1983 a. 192, 193, 447; 1985 a. 29, 120; 1985 a. 176 ss. 28, 30, 59 to 105; 1985 a. 332; 1987 a. 5, 27; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2077 to 2111, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9, 83; 2001 a. 16, 103; 2003 a. 33; 2005 a. 25, 264, 344, 388, 406; 2007 a. 20 ss. 857 to 877, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180, 334; 2011 a. 32, 126; 2015 a. 55.

11 **SECTION 60.** 46.22 (1) (e) 3. c. of the statutes, as affected by 2015 Wisconsin Act
 12 55, is repealed.

13 **SECTION 61.** 46.22 (2g) (d) 2. of the statutes, as affected by 2015 Wisconsin Act
 14 55, is amended to read:

15 46.22 (2g) (d) 2. A final budget for submission to the department of health
 16 services in accordance with s. 46.031 (1) for authorized services, except services
 17 under ~~ch. chs. 48, and 938~~ and subch. III of ch. 49, ~~or s. 301.08 (2) and authorized~~
 18 ~~community-based juvenile delinquency-related services~~.

History: 1971 c. 164, 218; 1973 c. 90 ss. 226, 560 (3); 1973 c. 147, 333; 1975 c. 39; 1975 c. 189 s. 99 (1), (2); 1975 c. 224 ss. 52p, 146m; 1975 c. 307, 422; 1975 c. 430 s. 78; 1977 c. 29 ss. 560, 1656 (18); 1977 c. 83 s. 26; 1977 c. 418, 449; 1979 c. 34, 221; 1981 c. 20 ss. 759 to 763m, 2202 (20) (j); 1981 c. 329; 1981 c. 390 s. 252; 1983 a. 27 s. 2202 (20); 1983 a. 190 s. 7; 1983 a. 192, 193, 447; 1985 a. 29, 120; 1985 a. 176 ss. 28, 30, 59 to 105; 1985 a. 332; 1987 a. 5, 27; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2077 to 2111, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9, 83; 2001 a. 16, 103; 2003 a. 33; 2005 a. 25, 264, 344, 388, 406; 2007 a. 20 ss. 857 to 877, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180, 334; 2011 a. 32, 126; 2015 a. 55.

19 **SECTION 62.** 46.22 (2g) (d) 3. of the statutes, as affected by 2015 Wisconsin Act
 20 55, is amended to read:

21 46.22 (2g) (d) 3. A final budget for submission to the department of children
 22 and families in accordance with s. 49.325 for authorized services under ~~ch. chs. 48~~

1 ~~and 938~~ and subch. III of ch. 49 ~~and authorized community-based juvenile~~
2 ~~delinquency-related services.~~

History: 1971 c. 164, 218; 1973 c. 90 ss. 226, 560 (3); 1973 c. 147, 333; 1975 c. 39; 1975 c. 189 s. 99 (1), (2); 1975 c. 224 ss. 52p, 146m; 1975 c. 307, 422; 1975 c. 430 s. 78; 1977 c. 29 ss. 560, 1656 (18); 1977 c. 83 s. 26; 1977 c. 418, 449; 1979 c. 34, 221; 1981 c. 20 ss. 759 to 763m, 2202 (2) (j); 1981 c. 329; 1981 c. 390 s. 252; 1983 a. 27 s. 2202 (20); 1983 a. 190 s. 7; 1983 a. 192, 193, 447; 1985 a. 29, 120; 1985 a. 176 ss. 28, 30, 59 to 105; 1985 a. 332; 1987 a. 5, 27; 1989 a. 31, 107, 336, 359; 1991 a. 39, 274; 1993 a. 16; 1995 a. 27 ss. 2077 to 2111, 9126 (19), 9130 (4); 1995 a. 64, 77, 201, 289, 352, 404, 417; 1997 a. 3, 27, 35, 252; 1999 a. 9, 83; 2001 a. 16, 103; 2003 a. 33; 2005 a. 25, 264, 344, 388, 406; 2007 a. 20 ss. 857 to 877, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180, 334; 2011 a. 32, 126; 2015 a. 55.

3 **SECTION 63.** 46.22 (2g) (d) 4. of the statutes, as affected by 2015 Wisconsin Act
4 55, is repealed.

5 **SECTION 64.** 46.23 (5) (a) 1. of the statutes, as affected by 2015 Wisconsin Act
6 55, is amended to read:

7 46.23 (5) (a) 1. Shall determine administrative and program policies, except as
8 provided under ~~ch. chs. 48 and 938~~ and subch. III of ch. 49 ~~and except for policies~~
9 ~~relating to community-based juvenile delinquency-related services or to the~~
10 ~~purchase of juvenile correctional services~~, within limits established by the
11 department of health services. Policy decisions, except as provided under ~~ch. chs. 48~~
12 ~~and 938~~ and subch. III of ch. 49 ~~and except for policy decisions relating to~~
13 ~~community-based juvenile delinquency-related services or to the purchase of~~
14 ~~juvenile correctional services~~, that are not reserved by statute for the department of
15 health services may be delegated by the secretary to the county human services
16 board.

History: 1975 c. 39, 224; 1977 c. 29; 1981 c. 20, 93, 291; 1981 c. 329 s. 31; 1983 a. 27 ss. 962, 2202 (20); 1985 a. 29 ss. 844m to 860, 3200 (56) (a); 1985 a. 120, 176, 332; 1987 a. 186; 1987 a. 403 s. 256; 1989 a. 56, 359; 1991 a. 274; 1993 a. 18, 27, 83, 445, 491; 1995 a. 27 ss. 2112 to 2127, 9126 (19), 9130 (4); 1995 a. 64, 201, 352, 417; 1997 a. 3, 164, 268, 283; 1999 a. 9; 2005 a. 264, 388, 406; 2007 a. 20 ss. 878 to 891, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180; 2011 a. 32; 2015 a. 55.

17 **SECTION 65.** 46.23 (5) (a) 2. of the statutes, as affected by 2015 Wisconsin Act
18 55, is amended to read:

19 46.23 (5) (a) 2. Shall determine administrative and program policies under ~~ch.~~
20 ~~chs. 48 and 938~~ and subch. III of ch. 49 ~~and administrative and program policies~~
21 ~~relating to community-based juvenile delinquency-related services~~ within limits
22 established by the department of children and families. Policy decisions under ~~ch.~~

1 ~~chs. 48 and 938~~ and subch. III of ch. 49 ~~and policy decisions relating to~~
2 ~~community-based juvenile delinquency-related services~~ that are not reserved by
3 statute for the department of children and families may be delegated by the secretary
4 of children and families to the county human services board.

History: 1975 c. 39, 224; 1977 c. 29; 1981 c. 20, 93, 291; 1981 c. 329 s. 31; 1983 a. 27 ss. 962, 2202 (20); 1985 a. 29 ss. 844m to 860, 3200 (56) (a); 1985 a. 120, 176, 332; 1987 a. 186; 1987 a. 403 s. 256; 1989 a. 56, 359; 1991 a. 274; 1993 a. 16, 27, 83, 445, 491; 1995 a. 27 ss. 2112 to 2127, 9126 (19), 9130 (4); 1995 a. 64, 201, 352, 417; 1997 a. 3, 164, 268, 283; 1999 a. 9; 2005 a. 264, 388, 406; 2007 a. 20 ss. 878 to 891, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180; 2011 a. 32; 2015 a. 55.

5 **SECTION 66.** 46.23 (5) (a) 3. of the statutes, as affected by 2015 Wisconsin Act
6 55, is repealed.

7 **SECTION 67.** 46.23 (5) (c) 1. of the statutes, as affected by 2015 Wisconsin Act
8 55, is amended to read:

9 46.23 (5) (c) 1. Shall determine whether state mandated services, except for
10 services under ~~ch. chs. 48 and 938~~ and subch. III of ch. 49, ^{plan space} ~~community-based juvenile~~
11 ~~delinquency-related services, and juvenile correctional services,~~ are provided by,
12 purchased from, or contracted for with local providers, and monitor the performance
13 of those contracts. Purchase of services contracts shall be subject to the conditions
14 specified in s. 46.036.

History: 1975 c. 39, 224; 1977 c. 29; 1981 c. 20, 93, 291; 1981 c. 329 s. 31; 1983 a. 27 ss. 962, 2202 (20); 1985 a. 29 ss. 844m to 860, 3200 (56) (a); 1985 a. 120, 176, 332; 1987 a. 186; 1987 a. 403 s. 256; 1989 a. 56, 359; 1991 a. 274; 1993 a. 16, 27, 83, 445, 491; 1995 a. 27 ss. 2112 to 2127, 9126 (19), 9130 (4); 1995 a. 64, 201, 352, 417; 1997 a. 3, 164, 268, 283; 1999 a. 9; 2005 a. 264, 388, 406; 2007 a. 20 ss. 878 to 891, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180; 2011 a. 32; 2015 a. 55.

15 **SECTION 68.** 46.23 (5) (c) 2. of the statutes, as affected by 2015 Wisconsin Act
16 55, is amended to read:

17 46.23 (5) (c) 2. Shall determine whether state mandated services under ~~ch. chs.~~
18 ~~48 and 938~~ and subch. III of ch. 49 ~~and state-mandated community-based juvenile~~
19 ~~delinquency-related services~~ are provided by, purchased from, or contracted for with
20 local providers, and monitor the performance of those contracts. Purchase of services
21 contracts shall be subject to the conditions specified in s. 49.34.

History: 1975 c. 39, 224; 1977 c. 29; 1981 c. 20, 93, 291; 1981 c. 329 s. 31; 1983 a. 27 ss. 962, 2202 (20); 1985 a. 29 ss. 844m to 860, 3200 (56) (a); 1985 a. 120, 176, 332; 1987 a. 186; 1987 a. 403 s. 256; 1989 a. 56, 359; 1991 a. 274; 1993 a. 16, 27, 83, 445, 491; 1995 a. 27 ss. 2112 to 2127, 9126 (19), 9130 (4); 1995 a. 64, 201, 352, 417; 1997 a. 3, 164, 268, 283; 1999 a. 9; 2005 a. 264, 388, 406; 2007 a. 20 ss. 878 to 891, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180; 2011 a. 32; 2015 a. 55.

1 **SECTION 69.** 46.23 (5) (c) 3. of the statutes, as affected by 2015 Wisconsin Act
2 55, is repealed.

3 **SECTION 70.** 46.23 (5) (n) 1. of the statutes, as affected by 2015 Wisconsin Act
4 55, is amended to read:

5 46.23 (5) (n) 1. Shall submit a final budget in accordance with s. 46.031 (1) for
6 authorized services, except for services under ~~ch. 48 and 938~~ and subch. III of
7 ~~ch. 49, community-based juvenile delinquency-related services, and juvenile~~
8 ~~correctional services.~~ Notwithstanding the categorization of or limits specified for
9 funds allocated under s. 46.495 or 51.423 (2), with the approval of the department
10 of health services the county human services board may expend those funds
11 consistent with any service provided under s. 46.495 or 51.42.

History: 1975 c. 39, 224; 1977 c. 29; 1981 c. 20, 93, 291; 1981 c. 329 s. 31; 1983 a. 27 ss. 962, 2202 (20); 1985 a. 29 ss. 844m to 860, 3200 (56) (a); 1985 a. 120, 176, 332; 1987 a. 186; 1987 a. 403 s. 256; 1989 a. 56, 359; 1991 a. 274; 1993 a. 16, 27, 83, 445, 491; 1995 a. 27 ss. 2112 to 2127, 9126 (19), 9130 (4); 1995 a. 64, 201, 352, 417; 1997 a. 3, 164, 268, 283; 1999 a. 9; 2005 a. 264, 388, 406; 2007 a. 20 ss. 878 to 891, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180; 2011 a. 32; 2015 a. 55.

12 **SECTION 71.** 46.23 (5) (n) 2. of the statutes, as affected by 2015 Wisconsin Act
13 55, is amended to read:

14 46.23 (5) (n) 2. Shall submit a final budget in accordance with s. 49.325 (1) for
15 authorized services under ~~ch. 48 and 938~~ and subch. III of ch. 49 and for
16 ~~authorized community-based juvenile delinquency-related services.~~
17 Notwithstanding the categorization of or limits specified for funds allocated under
18 s. 48.569, with the approval of the department of children and families the county
19 human services board may expend those funds consistent with any service provided
20 under s. 48.569.

History: 1975 c. 39, 224; 1977 c. 29; 1981 c. 20, 93, 291; 1981 c. 329 s. 31; 1983 a. 27 ss. 962, 2202 (20); 1985 a. 29 ss. 844m to 860, 3200 (56) (a); 1985 a. 120, 176, 332; 1987 a. 186; 1987 a. 403 s. 256; 1989 a. 56, 359; 1991 a. 274; 1993 a. 16, 27, 83, 445, 491; 1995 a. 27 ss. 2112 to 2127, 9126 (19), 9130 (4); 1995 a. 64, 201, 352, 417; 1997 a. 3, 164, 268, 283; 1999 a. 9; 2005 a. 264, 388, 406; 2007 a. 20 ss. 878 to 891, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180; 2011 a. 32; 2015 a. 55.

21 **SECTION 72.** 46.23 (5) (n) 3. of the statutes, as affected by 2015 Wisconsin Act
22 55, is repealed.

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1 SECTION 73. 46.23 (5m) (c) of the statutes, as affected by 2015 Wisconsin Act
2 55, is amended to read:

3 46.23 (5m) (c) Prepare, with the assistance of the county human services
4 director under sub. (6m) (e), a proposed budget for submission to the county executive
5 or county administrator; a final budget for submission to the department of health
6 services in accordance with s. 46.031 (1) for authorized services, except services
7 under ~~ch.~~ chs. 48 and 938 and subch. III of ch. 49, ~~community-based juvenile~~
8 ~~delinquency-related services, and juvenile correctional services; and~~ a final budget
9 for submission to the department of children and families in accordance with s.
10 49.325 for authorized services under ~~ch.~~ chs. 48 and 938 and subch. III of ch. 49 ~~and~~
11 ~~for authorized community-based juvenile delinquency-related services; and a final~~
12 ~~budget for submission to the department of corrections in accordance with s. 301.031~~
13 ~~for the purchase of authorized juvenile correctional services.~~

History: 1975 c. 39, 224; 1977 c. 29; 1981 c. 20, 93, 291; 1981 c. 329 s. 31; 1983 a. 27 ss. 962, 2202 (20); 1985 a. 29 ss. 844m to 860, 3200 (56) (a); 1985 a. 120, 176, 332; 1987 a. 186; 1987 a. 403 s. 256; 1989 a. 56, 359; 1991 a. 274; 1993 a. 16, 27, 83, 445, 491; 1995 a. 27 ss. 2112 to 2127, 9126 (19), 9130 (4); 1995 a. 64, 201, 352, 417; 1997 a. 3, 164, 268, 283; 1999 a. 9; 2005 a. 264, 388, 406; 2007 a. 20 ss. 878 to 891, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180; 2011 a. 32; 2015 a. 55.

14 SECTION 74. 46.23 (6) (a) (intro.) of the statutes is amended to read:

15 46.23 (6) (a) (intro.) A county human services director appointed under sub. (5)
16 (f) shall have all of the administrative and executive powers and duties of managing,
17 operating, maintaining, and improving the services and programs of the county
18 department of human services. Those powers and duties are subject to the rules
19 promulgated by the department of health services for programs, except that, with
20 respect to services or programs under ~~ch.~~ chs. 48 and 938 and subch. III of ch. 49 ~~and~~
21 ~~community-based juvenile delinquency-related services or programs, those powers~~
22 ~~and duties are subject to the rules promulgated by the department of children and~~
23 ~~families and, with respect to the purchase of juvenile correctional services or~~
24 ~~programs, those powers and duties are subject to the rules promulgated by the~~

as affected by 2015 Wisconsin Act 55,

1 ~~department of corrections.~~ In consultation with the county human services board
 2 under sub. (5) and subject to its approval, the county human services director shall
 3 prepare all of the following:

History: 1975 c. 39, 224; 1977 c. 29; 1981 c. 20, 93, 291; 1981 c. 329 s. 31; 1983 a. 27 ss. 962, 2202 (20); 1985 a. 29 ss. 844m to 860, 3200 (56) (a); 1985 a. 120, 176, 332; 1987 a. 186; 1987 a. 403 s. 256; 1989 a. 56, 359; 1991 a. 274; 1993 a. 16, 27, 83, 445, 491; 1995 a. 27 ss. 2112 to 2127, 9126 (19), 9130 (4); 1995 a. 64, 201, 352, 417; 1997 a. 3, 164, 268, 283; 1999 a. 9; 2005 a. 264, 388, 406; 2007 a. 20 ss. 878 to 891, 9121 (6) (a); 2007 a. 45, 96; 2009 a. 28, 180; 2011 a. 32; 2015 a. 55.

4 **SECTION 75.** 48.02 (10r) of the statutes is amended to read:

5 48.02 (10r) “Juvenile detention facility” means a locked facility approved by
 6 the department of ~~corrections~~ under s. ~~301.36~~ 938.226 for the secure, temporary
 7 holding in custody of children.

History: 1971 c. 41 s. 12; 1971 c. 164; 1973 c. 263; 1977 c. 205, 299, 354, 418, 447, 449; 1979 c. 135, 300, 352; 1981 c. 81; 1983 a. 189, 447, 471; 1985 a. 176; 1987 a. 27, 285, 339; 1989 a. 31; Sup. Ct. Order, 151 Wis. 2d xxv (1989); 1989 a. 107; 1991 a. 39; 1993 a. 98, 375, 377, 385, 446, 491; 1995 a. 27 ss. 2423 to 2426p, 9126 (19), 9145 (1); 1995 a. 77, 275, 352, 448; 1997 a. 27, 104, 191, 292; 1999 a. 9; 2001 a. 16, 59, 69; 2005 a. 113, 232, 277, 344; 2005 a. 443 s. 265; 2007 a. 20; 2009 a. 28; 2009 a. 94 ss. 2 to 9, 231; 2009 a. 185 s. 86; 2009 a. 302, 334; 2013 a. 362; 2015 a. 101, 128.

8 **SECTION 76.** 48.526 (title) of the statutes, as created by 2015 Wisconsin Act 55,
 9 is renumbered 938.526 (title).

10 **SECTION 77.** 48.526 (1) of the statutes, as created by 2015 Wisconsin Act 55, is
 11 renumbered 938.526 (1) and amended to read:

12 938.526 (1) PROCEDURES. The department shall develop procedures for the
 13 implementation of this section and standards for the development and delivery of
 14 ~~community-based juvenile delinquency-related services, as defined in s. 46.011 (1e),~~
 15 under this chapter and shall provide consultation and technical assistance to aid
 16 counties in the implementation and delivery of those services. The department shall
 17 establish information systems and monitoring and evaluation procedures to report
 18 periodically to the governor and legislature on the statewide impact of this section.

19 **SECTION 78.** 48.526 (2) (title) of the statutes, as affected by 2015 Wisconsin Act
 20 55, is renumbered 938.526 (2) (title).

History: 2015 a. 55 ss. 1676 to 1678, 4256 to 4263, 4276 to 4278, 4280, 4282, 4284, 4286, 4288, 4290, 4292, 4294; Stats. 2015 s. 48.526.

21 **SECTION 79.** 48.526 (2) (a) of the statutes, as affected by 2015 Wisconsin Act 55,
 22 is renumbered 938.526 (2) (a).

History: 2015 a. 55 ss. 1676 to 1678, 4256 to 4263, 4276 to 4278, 4280, 4282, 4284, 4286, 4288, 4290, 4292, 4294; Stats. 2015 s. 48.526.

1 SECTION 80. 48.526 (2) (b) of the statutes, as affected by 2015 Wisconsin Act 55,
2 is renumbered 938.526 (2) (b).

History: 2015 a. 55 ss. 1676 to 1678, 4256 to 4263, 4276 to 4278, 4280, 4282, 4284, 4286, 4288, 4290, 4292, 4294; Stats. 2015 s. 48.526.

3 SECTION 81. 48.526 (2) (c) of the statutes, as affected by 2015 Wisconsin Act 55,
4 is renumbered 938.526 (2) (c) and amended to read:

5 938.526 (2) (c) All funds to counties under this section shall be used to purchase
6 or provide ~~community-based~~ juvenile delinquency-related services, as defined in s.
7 46.011 (1e), and to purchase ~~juvenile correctional~~ services, as defined in s. 46.011 (1p)
8 under this chapter, except that no funds to counties under this section may be used
9 for purposes of land purchase, building construction, or maintenance of buildings
10 under s. 46.17, 46.175, or ~~301.37~~ 938.227, for reimbursement of costs under s.
11 938.209, for city lockups, or for reimbursement of care costs in temporary shelter care
12 under s. 938.22. Funds to counties under this section may be used for reimbursement
13 of costs of program services, other than basic care and supervision costs, in juvenile
14 detention facilities.

History: 2015 a. 55 ss. 1676 to 1678, 4256 to 4263, 4276 to 4278, 4280, 4282, 4284, 4286, 4288, 4290, 4292, 4294; Stats. 2015 s. 48.526.

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15 SECTION 82. 48.526 (2m) of the statutes, as affected by 2015 Wisconsin Act 55,
16 is renumbered 938.526 (2m) ~~and amended to read:~~

17 SECTION 83. 48.526 (3) (title) of the statutes, as affected by 2015 Wisconsin Act
18 55, is renumbered 938.526 (3) (title).

19 SECTION 84. 48.526 (3) (a) of the statutes, as affected by 2015 Wisconsin Act 55,
20 is renumbered 938.526 (3) (a).

21 SECTION 85. 48.526 (3) (c) of the statutes, as affected by 2015 Wisconsin Act 55,
22 is renumbered 938.526 (3) (c) and amended to read:

1 938.526 (3) (c) Within the limits of the appropriations under s. 20.437 (1) (4)
2 (cj) and (o), the department shall allocate funds to each county for services under this
3 section.

4 ~~X~~ **History:** 2015 a. 55 ss. 1676 to 1678, 4256 to 4263, 4276 to 4278, 4280, 4282, 4284, 4286, 4288, 4290, 4292, 4294; Stats. 2015 s. 48.526. ✓

4 **SECTION 86.** 48.526 (3) (dm) of the statutes, as affected by 2015 Wisconsin Act
5 55, is renumbered 938.526 (3) (dm) and amended to read:

6 938.526 (3) (dm) The department may carry forward for a county from one
7 calendar year to another funds allocated under this subsection that are not spent or
8 encumbered. The amount that the department may carry forward for a county under
9 this paragraph may not exceed ~~5%~~ 5 percent of the amount allocated to the county
10 for the 12-month period ending December 31. The funds carried forward under this
11 paragraph do not affect a county's base allocation.

12 ~~X~~ **History:** 2015 a. 55 ss. 1676 to 1678, 4256 to 4263, 4276 to 4278, 4280, 4282, 4284, 4286, 4288, 4290, 4292, 4294; Stats. 2015 s. 48.526. ✓

12 **SECTION 87.** 48.526 (3) (e) of the statutes, as affected by 2015 Wisconsin Act 55,
13 is renumbered 938.526 (3) (e) and amended to read:

14 938.526 (3) (e) The department may carry forward \$500,000 or ~~10%~~ 10 percent
15 of its funds allocated under this subsection and not encumbered or carried forward
16 under par. (dm) by counties by December 31, whichever is greater, to the next 2
17 calendar years. The department may transfer moneys from or within s. 20.437 (1)
18 (4) (cj) to accomplish this purpose. The department may allocate these transferred
19 moneys to counties with persistently high rates of juvenile arrests for serious
20 offenses during the next 2 calendar years to improve community-based juvenile
21 delinquency-related services, as defined in s. ~~46.011~~ (1e). The allocation does not
22 affect a county's base allocation.

23 ~~X~~ **History:** 2015 a. 55 ss. 1676 to 1678, 4256 to 4263, 4276 to 4278, 4280, 4282, 4284, 4286, 4288, 4290, 4292, 4294; Stats. 2015 s. 48.526. ✓

23 **SECTION 88.** 48.526 (3) (em) of the statutes, as affected by 2015 Wisconsin Act
24 55, is renumbered 938.526 (3) (em) and amended to read:

1 938.526 (3) (em) The department may carry forward any emergency funds
2 allocated under sub. (7) (e) and not encumbered or carried forward under par. (dm)
3 by December 31 to the next 2 calendar years. The department may transfer moneys
4 from or within s. 20.437 (1) (4) (cj) to accomplish this purpose. The department may
5 allocate these transferred moneys to counties that are eligible for emergency
6 payments under sub. (7) (e). The allocation does not affect a county's base allocation.

History: 2015 a. 55 ss. 1676 to 1678, 4256 to 4263, 4276 to 4278, 4280, 4282, 4284, 4286, 4288, 4290, 4292, 4294; Stats. 2015 s. 48.526.

7 SECTION 89. 48.526 (6) (title) of the statutes, as affected by 2015 Wisconsin Act
8 55, is renumbered 938.526 (6) (title).

9 SECTION 90. 48.526 (6) (a) of the statutes, as affected by 2015 Wisconsin Act 55,
10 is renumbered 938.526 (6) (a) and amended to read:

11 938.526 (6) (a) The department shall develop criteria as provided in par. (b) to
12 assist the legislature in allocating funding, excluding funding for base allocations,
13 from the appropriations under s. 20.437 (1) (4) (cj) and (o) for purposes described in
14 this section.

History: 2015 a. 55 ss. 1676 to 1678, 4256 to 4263, 4276 to 4278, 4280, 4282, 4284, 4286, 4288, 4290, 4292, 4294; Stats. 2015 s. 48.526.

15 SECTION 91. 48.526 (6) (b) of the statutes, as affected by 2015 Wisconsin Act 55,
16 is renumbered 938.526 (6) (b).

17 SECTION 92. 48.526 (7) (intro.) of the statutes, as affected by 2015 Wisconsin
18 Act 55, section 4280, is renumbered 938.526 (7) (intro.) and amended to read:

19 938.526 (7) ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability
20 of the appropriations under s. 20.437 (1) (4) (cj) and (o), the department shall allocate
21 funds for community youth and family aids for the period beginning on July 1, 2015,
22 and ending on June 30, 2017, as provided in this subsection to county departments

23 under ss. ~~46.215, 46.22, and 46.23~~ as follows:

History: 2015 a. 55 ss. 1676 to 1678, 4256 to 4263, 4276 to 4278, 4280, 4282, 4284, 4286, 4288, 4290, 4292, 4294; Stats. 2015 s. 48.526.

1 **SECTION 93.** 48.526 (7) (a) to (h) of the statutes, as affected by 2015 Wisconsin
2 Act 55, are renumbered 938.526 (7) (a) to (h).

3 **SECTION 94.** 48.526 (8) of the statutes, as affected by 2015 Wisconsin Act 55,
4 is renumbered 938.526 (8).

5 **SECTION 95.** 48.528 (title) of the statutes, as affected by 2015 Wisconsin Act 55,
6 is renumbered 938.528 (title).

7 **SECTION 96.** 48.528 (1) of the statutes, as affected by 2015 Wisconsin Act 55,
8 is renumbered 938.528 (1) and amended to read:

9 938.528 (1) In each fiscal year, the department shall distribute the amount
10 appropriated under s. 20.437 (1) (4) (cm) to counties for early intervention services
11 for first offenders and for intensive community-based intervention services for
12 seriously chronic offenders.

History: 2015 a. 55 ss. 4295, 4297 to 4299; Stats. 2015 s. 48.528.

13 **SECTION 97.** 48.528 (2) of the statutes, as affected by 2015 Wisconsin Act 55,
14 is renumbered 938.528 (2).

15 **SECTION 98.** 48.528 (3) of the statutes, as affected by 2015 Wisconsin Act 55,
16 is renumbered 938.528 (3).

17 **SECTION 99.** 48.565 (2) (c) of the statutes is amended to read:
18 48.565 (2) (c) The department shall credit to the appropriation account under
19 s. 20.437 (3) (5) (kp) any moneys carried forward under par. (a), but not distributed
20 to counties, and may expend those moneys as provided in s. 48.567.

History: 2007 a. 20 ss. 1106 to 1109, 1288; 2009 a. 94; 2011 a. 32.

21 **SECTION 100.** 48.567 (1) of the statutes is amended to read:
22 48.567 (1) From the appropriation account under s. 20.437 (3) (5) (kp), the
23 department shall support costs that are exclusively related to the ongoing and
24 recurring operational costs of augmenting the amount of moneys received under 42

1 USC 670 to 679a and to any other purpose provided for by the legislature by law or
2 in budget determinations. In addition, the department may expend moneys from
3 that appropriation account as provided in subs. (1m) and (2).

4 History: 2007 a. 20 ss. 1112, 1289; 2011 a. 32.

SECTION 101. 48.567 (1m) of the statutes is amended to read:

5 48.567 (1m) In addition to expending moneys from the appropriation account
6 under s. 20.437 (~~3~~) (5) (kp) for the augmentation activities specified in sub. (1), the
7 department may expend moneys from that appropriation account to support the
8 counties' share of implementing the statewide automated child welfare information
9 system under s. 46.22 (1) (c) 8. f. and to provide services to children and families
10 under s. 48.48 (17).

11 History: 2007 a. 20 ss. 1112, 1289; 2011 a. 32.

SECTION 102. 48.567 (2) of the statutes is amended to read:

12 48.567 (2) If the department proposes to use any moneys from the
13 appropriation account under s. 20.437 (~~3~~) (5) (kp) for any purpose other than the
14 purposes specified in subs. (1) and (1m), the department shall submit a plan for the
15 proposed use of those moneys to the secretary of administration by September 1 of
16 the fiscal year after the fiscal year in which those moneys were received. If the
17 secretary of administration approves the plan, he or she shall submit the plan to the
18 joint committee on finance by October 1 of the fiscal year after the fiscal year in which
19 those moneys were received. If the cochairpersons of the committee do not notify the
20 secretary of administration within 14 working days after the date of submittal of the
21 plan that the committee has scheduled a meeting for the purpose of reviewing the
22 plan, the department may implement the plan. If within 14 working days after the
23 date of the submittal by the secretary of administration the cochairpersons of the
24 committee notify him or her that the committee has scheduled a meeting for the

1 purpose of reviewing the plan, the department may implement the plan only with the
2 approval of the committee.

History: 2007 a. 20 ss. 1112, 1289; 2011 a. 32.

3 SECTION 103. 49.11 (1c) of the statutes, as created by 2015 Wisconsin Act 55,
4 is repealed.

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5 SECTION 104. 49.175 (3) of the statutes, as created by 2015 Wisconsin Act 55,
6 is amended to read:

7 49.175 (3) LIMIT ON CERTAIN FUNDS. Moneys from the appropriation account
8 under s. 20.437 (3) (5) (kp) for the allocations specified in sub. (1) shall be limited to
9 \$4,730,300 and may be expended only for obligations incurred between October 1,
10 2015, and September 30, 2016.

History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327; 2005 a. 25, 254; 2007 a. 5, 20, 226; 2009 a. 2, 28; 2011 a. 10, 13, 32; 2013 a. 20, 113; 2015 a. 55.

11 SECTION 105. 49.275 of the statutes, as affected by 2015 Wisconsin Act 55, is
12 amended to read:

13 49.275 Cooperation with federal government. The department may
14 cooperate with the federal government in carrying out federal acts concerning public
15 assistance under this subchapter, child welfare under ch. 48, and ~~community-based~~
16 juvenile delinquency-related services under ch. 938 and in other matters of mutual
17 concern pertaining to public welfare, child welfare, and juvenile delinquency under
18 this subchapter and chs. 48 and 938.

History: 1995 a. 27; 2007 a. 20; 2015 a. 55.

19 SECTION 106. 49.32 (1) (a) of the statutes, as affected by 2015 Wisconsin Act 55,
20 is amended to read:

and (Assembly Bill 42)

21 49.32 (1) (a) Except as provided in s. 49.345 (14) (b) and (c), the department
22 shall establish a uniform system of fees for services under this subchapter and ch.
23 ~~chs. 48, and community-based juvenile delinquency-related services under ch. 938,~~

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as affected by 2015
Wisconsin Act 55,

Section # 49.175 (1) (intro.) of the statutes is amended to read:

(5)

49.175 (1) ALLOCATION OF FUNDS. (intro.) Except as provided in subs. (2) and (3), within the limits of the appropriations under s. 20.437 (2) (a), (cm), (dz), (k), (kx), (L), (mc), (md), (me), and (s) and ~~(j)~~ (kp), the department shall allocate the following amounts for the following purposes:

History: 1997 a. 27, 105, 236, 237, 252, 318; 1999 a. 9; 2001 a. 16, 104, 109; 2003 a. 33, 321, 327; 2005 a. 25, 254; 2007 a. 5, 20, 226; 2009 a. 2, 28; 2011 a. 10, 13, 32; 2013 a. 20, 113; 2015 a. 55.

(edit - 4)

1 and 938 purchased or provided by the department or by a county department under
2 s. 46.215, 46.22, or 46.23, except as provided in s. 49.22 (6) and except when, as
3 determined by the department, a fee is administratively unfeasible or would
4 significantly prevent accomplishing the purpose of the service. A county department
5 under s. 46.215, 46.22, or 46.23 shall apply the fees that it collects under this program

6 to cover the cost of those services. ^{states} The department shall report to the joint committee
7 on finance no later than March 1 of each year on the number of children placed for
8 adoption by the department during the previous year and the costs to the state for
9 services relating to such adoptions.

History: 1995 a. 27 ss. 2035 to 2037, 2276d, 2805 to 2809, 2927 to 2930, 3146 to 3149; 1995 a. 289, 361, 370, 404; 1997 a. 27, 35, 237, 252, 283; 2001 a. 16; 2003 a. 33; 2007 a. 20 ss. 1483 to 1491, 9121 (6) (a); 2009 a. 28; 2013 a. 226; 2015 a. 55 ss. 1765 to 1767m, 4234.

10 **SECTION 107.** 49.32 (2) (b) of the statutes, as affected by 2015 Wisconsin Act 55,

11 is amended to read:

12 49.32 (2) (b) The department may make social services payments and
13 ~~payments for community-based juvenile delinquency-related services~~ directly to
14 recipients, vendors, or providers in accordance with law and rules of the department
15 on behalf of the counties that have contracts to have those payments made on their
16 behalf.

History: 1995 a. 27 ss. 2035 to 2037, 2276d, 2805 to 2809, 2927 to 2930, 3146 to 3149; 1995 a. 289, 361, 370, 404; 1997 a. 27, 35, 237, 252, 283; 2001 a. 16; 2003 a. 33; 2007 a. 20 ss. 1483 to 1491, 9121 (6) (a); 2009 a. 28; 2013 a. 226; 2015 a. 55 ss. 1765 to 1767m, 4234.

17 **SECTION 108.** 49.32 (2) (d) of the statutes is amended to read:

18 49.32 (2) (d) The department shall disburse from state or federal funds or both
19 the entire amount and charge the county for its share under s. 48.569 or 938.526.

History: 1995 a. 27 ss. 2035 to 2037, 2276d, 2805 to 2809, 2927 to 2930, 3146 to 3149; 1995 a. 289, 361, 370, 404; 1997 a. 27, 35, 237, 252, 283; 2001 a. 16; 2003 a. 33; 2007 a. 20 ss. 1483 to 1491, 9121 (6) (a); 2009 a. 28; 2013 a. 226; 2015 a. 55 ss. 1765 to 1767m, 4234.

20 **SECTION 109.** 49.325 (1) (a) of the statutes, as affected by 2015 Wisconsin Act

21 55, is amended to read:

22 49.325 (1) (a) Each county department under s. 46.215, 46.22, or 46.23 shall
23 submit its final budget for services purchased or directly provided under this

1 subchapter or ch. 48 and ~~for community-based juvenile delinquency-related~~
2 ~~services purchased or directly provided under ch. or~~ [✓] 938 to the department by
3 December 31 annually.

4 History: 1995 a. 27; 2007 a. 20; 2015 a. 55. ^X

SECTION 110. 49.325 (2) of the statutes, as affected by 2015 Wisconsin Act 55,
5 is amended to read:

6 49.325 (2) ASSESSMENT OF NEEDS. Before developing and submitting a proposed
7 budget for services purchased or directly provided under this subchapter or ch. 48
8 ~~and for community-based juvenile delinquency-related services purchased or~~
9 ~~directly provided under ch. or~~ 938 to the county executive or county administrator
10 or the county board, the county departments listed in sub. (1) shall assess needs and
11 inventory resources and services, using an open public participation process.

12 History: 1995 a. 27; 2007 a. 20; 2015 a. 55. ^X

SECTION 111. 49.325 (2g) (a) of the statutes, as affected by 2015 Wisconsin Act
13 55, is amended to read:

14 49.325 (2g) (a) The department shall annually submit to the county board of
15 supervisors in a county with a single-county department or the county boards of
16 supervisors in counties with a multicounty department a proposed written contract
17 containing the allocation of funds for services purchased or directly provided under
18 this subchapter or ch. 48, ~~for community-based juvenile delinquency-related~~
19 ~~services purchased or directly provided under ch. 938, or 938~~ and for such
20 administrative requirements as necessary. The contract as approved may contain
21 conditions of participation consistent with federal and state law. The contract may
22 also include provisions necessary to ensure uniform cost accounting of services. Any
23 changes to the proposed contract shall be mutually agreed upon. The county board
24 of supervisors in a county with a single-county department or the county boards of

1 supervisors in counties with a multicounty department shall approve the contract
 2 before January 1 of the year in which it takes effect unless the department grants
 3 an extension. The county board of supervisors in a county with a single-county
 4 department or the county boards of supervisors in counties with a multicounty
 5 department may designate an agent to approve addenda to any contract after the
 6 contract has been approved.

History: 1995 a. 27; 2007 a. 20; 2015 a. 55.

7 **SECTION 112.** 49.325 (2g) (b) of the statutes, as affected by 2015 Wisconsin Act
 8 55, is amended to read:

9 49.325 (2g) (b) The department may not approve contracts for amounts in
 10 excess of available revenues. The county board of supervisors in a county with a
 11 single-county department or the county boards of supervisors in counties with a
 12 multicounty department may appropriate funds for ~~community-based~~ juvenile
 13 delinquency-related services under ch. 938. Actual expenditure of county funds
 14 shall be reported in compliance with procedures developed by the department.

History: 1995 a. 27; 2007 a. 20; 2015 a. 55.

15 **SECTION 113.** 49.325 (2g) (c) of the statutes, as affected by 2015 Wisconsin Act
 16 55, is amended to read:

17 49.325 (2g) (c) The joint committee on finance may require the department to
 18 submit contracts between county departments under ss. 46.215, 46.22, and 46.23
 19 and providers of services under this subchapter or ch. 48 or ~~of community-based~~
 20 ~~juvenile delinquency-related services under ch. 938~~ to the committee for review and
 21 approval.

History: 1995 a. 27; 2007 a. 20; 2015 a. 55.

22 **SECTION 114.** 49.325 (2r) (a) 1. of the statutes, *as affected by 2015 Wisconsin Act 55,* is amended to read:

23 49.325 (2r) (a) 1. For services under this subchapter or ch. 48 or
 24 ~~community-based juvenile delinquency-related services under ch. 938~~ that

1 duplicate or are inconsistent with services being purchased or provided by the
2 department or other county departments receiving grants-in-aid or reimbursement
3 from the department.

History: 1995 a. 27; 2007 a. 20; 2015 a. 55. X

4 **SECTION 115.** 49.325 (2r) (a) 2. of the statutes, as affected by 2015 Wisconsin
5 Act 55, is amended to read: ✓

6 49.325 (2r) (a) 2. Inconsistent with state or federal statutes, rules, or
7 regulations, in which case the department may also arrange for the provision of
8 services under this subchapter or ch. 48 or ~~community-based juvenile~~
9 ~~delinquency-related services under ch. 938~~ by an alternate agency. The department
10 may not arrange for the provision of those services by an alternate agency unless the
11 joint committee on finance or a review body designated by the committee reviews and
12 approves the department's determination.

History: 1995 a. 27; 2007 a. 20; 2015 a. 55. X

13 **SECTION 116.** 49.34 (1) of the statutes, as affected by 2015 Wisconsin Act 55,
14 is amended to read: ✓

15 49.34 (1) All services under this subchapter and ~~ch.~~ chs. 48 and all
16 ~~community-based juvenile delinquency-related services under ch. 938~~ purchased
17 by the department or by a county department under s. 46.215, 46.22, or 46.23 shall
18 be authorized and contracted for under the standards established under this section.
19 The department may require the county departments to submit the contracts to the
20 department for review and approval. For purchases of \$10,000 or less the
21 requirement for a written contract may be waived by the department. No contract
22 is required for care provided by foster homes that are required to be licensed under
23 s. 48.62. When the department directly contracts for services, the department shall

1 follow the procedures in this section in addition to meeting purchasing requirements
2 established in s. 16.75.

3 History: 1995 a. 27; 1997 a. 79; 2007 a. 20; 2009 a. 28, 335; 2015 a. 55, 128.

3 **SECTION 117.** 49.34 (2) of the statutes, as affected by 2015 Wisconsin Act 55,
4 is amended to read:

5 49.34 (2) All services purchased under this subchapter and ~~ch.~~ chs. 48 and all
6 ~~community-based juvenile delinquency-related services purchased under ch. 938~~
7 shall meet standards established by the department and other requirements
8 specified by the purchaser in the contract. Based on these standards the department
9 shall establish standards for cost accounting and management information systems
10 that shall monitor the utilization of the services, and document the specific services
11 in meeting the service plan for the client and the objective of the service.

12 History: 1995 a. 27; 1997 a. 79; 2007 a. 20; 2009 a. 28, 335; 2015 a. 55, 128.

12 **SECTION 118.** 49.35 (1) (a) of the statutes, as affected by 2015 Wisconsin Act 55,
13 is amended to read:

14 49.35 (1) (a) The department shall supervise the administration of programs
15 under this subchapter and ~~ch.~~ chs. 48 and ~~of community-based juvenile~~
16 ~~delinquency-related programs under ch. 938.~~ The department shall submit to the
17 federal authorities state plans for the administration of programs under this
18 subchapter and ~~ch.~~ chs. 48 and ~~of community-based juvenile delinquency-related~~
19 ~~programs under ch. 938~~ in such form and containing such information as the federal
20 authorities require, and shall comply with all requirements prescribed to ensure
21 their correctness.

22 History: 1995 a. 27; 2005 a. 344; 2007 a. 20; 2015 a. 55.

22 **SECTION 119.** 49.35 (1) (b) of the statutes, as affected by 2015 Wisconsin Act 55,
23 is amended to read:

1 49.35 (1) (b) All records of the department and all county records relating to
2 programs under this subchapter and ~~ch. chs. 48, community-based juvenile~~
3 ~~delinquency-related programs under ch. and 938~~, and aid under s. 49.18, 1971 stats.,
4 s. 49.20, 1971 stats., and s. 49.61, 1971 stats., as affected by chapter 90, laws of 1973,
5 shall be open to inspection at all reasonable hours by authorized representatives of
6 the federal government. Notwithstanding ss. 48.396 (2) and 938.396 (2), all county
7 records relating to the administration of the services and public assistance specified
8 in this paragraph shall be open to inspection at all reasonable hours by authorized
9 representatives of the department.

History: 1995 a. 27; 2005 a. 344; 2007 a. 20; 2015 a. 55. X

10 **SECTION 120.** 49.35 (2) of the statutes is amended to read:

11 49.35 (2) The county administration of all laws relating to programs under this
12 subchapter and ~~ch. chs. 48 and to community-based juvenile delinquency-related~~
13 ~~programs under ch. 938~~ shall be vested in the officers and agencies designated in the
14 statutes.

History: 1995 a. 27; 2005 a. 344; 2007 a. 20; 2015 a. 55. X

15 **SECTION 121.** 49.45 (6m) (br) 1. of the statutes is amended to read:

16 49.45 (6m) (br) 1. Notwithstanding s. 20.435 (7) (b) or 20.437 (1) (ej) or (2) (dz)
17 or (4) (cj), the department shall reduce allocations of funds to counties in the amount
18 of the disallowance from the appropriation account under s. 20.435 (7) (b), or the
19 department shall direct the department of children and families to reduce allocations
20 of funds to counties or Wisconsin Works agencies in the amount of the disallowance
21 from the appropriation account under s. 20.437 (1) (ej) or (2) (dz) or (4) (cj), in
22 accordance with s. 16.544 to the extent applicable.

History: 1971 c. 40 s. 93; 1971 c. 42, 125; 1971 c. 213 s. 5; 1971 c. 215, 217, 307; 1973 c. 62, 90, 147; 1973 c. 333 ss. 106g, 106h, 106j, 201w; 1975 c. 39; 1975 c. 223 s. 28; 1975 c. 224 ss. 54h, 56 to 59m; 1975 c. 383 s. 4; 1975 c. 411; 1977 c. 29, 418; 1979 c. 34 ss. 837f to 838, 2102 (20) (a); 1979 c. 102, 177, 221, 355; 1981 c. 20 ss. 839 to 854, 2202 (20) (r); 1981 c. 93, 317; 1983 a. 27 ss. 1046 to 1062m, 2200 (42); 1983 a. 245, 447, 527; 1985 a. 29 ss. 1026m to 1031d, 3200 (23), (56), 3202 (27); 1985 a. 120, 176, 269; 1985 a. 332 ss. 91, 251 (5), 253; 1985 a. 340; 1987 a. 27 ss. 989r to 1000s, 2247, 3202 (24); 1987 a. 186, 307, 339, 399; 1987 a. 403 s. 256; 1987 a. 413; 1989 a. 6; 1989 a. 31 ss. 1402 to 1452g, 2909g, 2909i; 1989 a. 107, 173, 310, 336, 351, 359; 1991 a. 22, 39, 80, 250, 269, 315, 316; 1993 a. 16 ss. 1362g to 1403, 3883; 1993 a. 27, 107, 112, 183, 212, 246, 269, 335, 356, 437, 446, 469; 1995 a. 20; 1995 a. 27 ss. 2947 to 3002r, 7299, 9126 (19), 9130 (4), 9145 (1); 1995 a. 191, 216, 225, 289, 303, 398, 417, 457; 1997 a. 3, 13, 27, 114, 175, 191, 237, 252, 293; 1999 a. 9, 63, 103, 180, 185; 2001 a. 13, 16, 35, 38, 57, 67, 104, 109; 2003 a. 33, 318, 321; 2005 a. 22; 2005 a. 25 ss. 1120 to

as affected by 2015
Wisconsin Act 55,