

2015 DRAFTING REQUEST

Bill

Received: **10/9/2014** Received By: **gmalaise**
Wanted: **As time permits** Same as LRB:
For: **Administration-Budget 6-2288** By/Representing: **Major**
May Contact: Drafter: **gmalaise**
Subject: **Children - juvenile justice** Addl. Drafters:
Extra Copies: **cjs**

Submit via email: **YES**
Requester's email:
Carbon copy (CC) to: **sbostatlanguage@webapps.wi.gov**

Pre Topic:

DOA:.....Major, BB0104 -

Topic:

Juvenile justice structure

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 1/15/2015	csicilia 1/20/2015	jmurphy 1/20/2015	_____	_____	_____	_____
/P1	gmalaise 1/27/2015			_____	srose 1/20/2015		State S&L
/P2	gmalaise 1/28/2015	csicilia 1/27/2015	jfrantze 1/27/2015	_____	srose 1/27/2015		State S&L

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P3		kfollett 1/29/2015	jfrantze 1/29/2015	_____	sbasford 1/29/2015		State S&L

FE Sent For:

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/P1	gmalaise 1/27/2015			_____	rose 1/20/2015		State S&L
/P2		csicilia 1/27/2015	jfrantze 1/27/2015	_____	rose 1/27/2015		State S&L

1P3/5F
1/29


1/29

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/?	gmalaise 1/15/2015	csicilia 1/20/2015	jmurphy 1/20/2015	_____			
/P1				_____	srose 1/20/2015		State S&L

FE Sent For:

Biggs 1/27/15 *SR 1/27*
<END>

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← sbostat

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DOA:.....Major, BB0104 -

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Juvenile justice structure

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See attached

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Vers. Drafted Reviewed Typed Proofed Submitted Jacketed Required

/? gmalaise

Pl gjs 1/20
1/15
Jim 1/20
Jim 1/20

FE Sent For:

<END>

Malaise, Gordon

From: Hanaman, Cathlene
Sent: Thursday, October 02, 2014 1:28 PM
To: Shea, Elisabeth; Malaise, Gordon
Subject: FW: Statutory Language Drafting Request - BB0104
Attachments: Juvenile Justice Structure in Wisconsin.pdf

From: katrina.major@wisconsin.gov [mailto:katrina.major@wisconsin.gov]
Sent: Thursday, October 02, 2014 1:26 PM
To: Hanaman, Cathlene
Cc: Kraus, Jennifer - DOA; Major, Katrina L - DOA; Connor, Christopher B - DOA
Subject: Statutory Language Drafting Request - BB0104

Biennial Budget: 2015-17

Topic: Juvenile Justice Structure in Wisconsin

Tracking Code: BB0104

SBO Team: GGCF

SBO Analyst: Major, Katrina L - DOA
Phone: 608-266-2288
E-mail: katrina.major@wisconsin.gov

Agency Acronym: DCF

Agency Number: 437

Priority: Medium

Intent:

Transfer responsibility for the JIPS and less serious delinquent populations from DOC to DCF, beginning with CY2017. DOC would remain responsible for juvenile corrections and the serious juvenile offender population.

Attachments: True

Please send completed drafts to SBOSatlanguage@webapps.wi.gov

DEPARTMENT OF CHILDREN AND FAMILIES
2015-17 Biennial Budget
White Paper

Issue: Juvenile Justice Structure in Wisconsin

Background

The Department of Children and Families (DCF) is responsible for child protective services (CPS) under Chapter 48 of the Wisconsin Statutes, and the Department of Corrections (DOC) is responsible for juvenile justice (JJ) services under Chapter 938. County human services departments administer both CPS and JJ services, usually as a combined family services unit within the department. There is an overlap between the CPS and JJ population with counties often serving the same families as CPS cases when the children are young and JJ cases when children are older.

JJ services cover the following groups of youths: (1) juveniles in need of protection and services (JIPS); (2) youth found delinquent, but not ordered into a correctional facility; (3) youth offenders found to be delinquent and placed into a juvenile correctional facility; and (4) serious juvenile offenders (based on the type of crime) who are usually sent to a juvenile correctional facility.

Juvenile arrests in Wisconsin totaled 68,428 in 2012¹. From those arrests, 8,469 delinquency petitions were filed. In the same year, the Department of Corrections, Division of Juvenile Corrections (DJC) admitted 255 youth with new court commitments to its juvenile correctional facilities. Youth diverted prior to prosecution, and youth found delinquent but not ordered into a correctional facility were served in the community.

Counties are financially responsible for JIPS, community-based delinquency services, and correctional placements for less serious delinquents (DOC bills counties for these placements). DOC is financially responsible for serving the serious juvenile offenders.

Research shows that family-based services, to strengthen the ability of parents to care for and control the behavior of their children, comprise the most effective service strategy. Many youth in the JJ service system have developmental or behavioral health challenges. JJ outcomes can be improved by serving youth in a family-focused community approach.

Proposal

Transfer responsibility for the JIPS and less serious delinquent populations from DOC to DCF, beginning with CY 2017. DOC would remain responsible for juvenile corrections and the serious juvenile offender population.

Current Framework

Funding

Counties receive Youth Aids funding to provide juvenile delinquency-related services. With this funding, counties provide services and case management for the juveniles in their community who are diverted from the system or adjudicated delinquent, and counties pay a daily rate back to the Department of Corrections for any youth placed in the juvenile correctional institutions (JCI) - Lincoln Hills or Copper Lake. The DOC Youth Aids budget for 2014-2015 totals \$90,956,100, with \$88,506,900 GPR and \$2,449,200 Program Revenue. The PR funding comes from IV-E and IV-B Subpart 1 funds from DCF, although the actual amount provided in 2014-15 will be \$2,129,200 (\$1,349,200 IV-E and \$780,000 IV-B). For each youth placed in a JCI, counties pay Department of Corrections \$301 per day. For CY 2014, \$25,438,300 of the Youth Aids funding is reserved for these JCI placements. The balance of the funds is allocated for the community-based programs, although with some exceptions, funds can be used for either purpose.

Funding is distributed to the counties by DOC through a base formula in conjunction with two override factors. The base formula was developed in 1981 using the juvenile population in 1979, in combination with the Part I juvenile arrest rate and correctional placement usage from 1975-1978. Override factor one provided that no county's allocation could be less than 93% nor more than 115% of the amount it would have received if the juvenile correctional placements were the sole factor used in determining county allocations. The second override was enacted in 1982 and provided that no county would receive less than \$19,000 or less than 65% of the amount it would have received by using only the three factor formula.

Over the past 15 years supplemental allocations have been added on top of the base funds, resulting in counties receiving between 3 and 6 additive allocations which comprise their total Youth Aids funds. In 2014, funding levels ranged from \$38,603 in Iron County to \$1,229,591 in La Crosse County to \$3,200,187 in Kenosha County to \$6,132,075 in Dane County. Milwaukee County received \$33,270,662.ⁱⁱ

Data Collection

Research indicates that a large proportion of youth in the juvenile justice system have prior child welfare involvement. Studies using various methodologies have found from 26% to 85% of delinquent youth have a history of child maltreatment (abuse and/or neglect). Wisconsin lacks a uniform data set for capturing youth involved in both systems. All counties use eWiSACWIS for child welfare case tracking and management. A number of counties use eWiSACWIS to track their community-based juvenile justice cases, but many counties have developed other tracking and case management systems. It is not possible to quantify the number of dually involved youth without a uniform data system. Importantly, the lack of uniformity in data collection also creates information gaps for youth served in both systems, and a systemic inefficiency to provide

services in each system with ready information about the services and involvement in the other. Data collection is primarily for the juveniles served by DOC.

Training

There is no comprehensive training framework or service delivery system for juvenile justice work. The infrastructure to deliver training has not been uniformly developed. As a result, training has varied across counties with some counties excelling in providing innovative training opportunities for juvenile justice workers, and some counties providing little to no training.

Continuous Quality Improvement

Due to the lack of staff and central funding resources, there is no uniform monitoring of community-based juvenile justice by DOC. There are no standards for measuring which programs are more or less successful, and which programs provide the best path to adult success.ⁱⁱⁱ

DOC has limited authority under Chapter 938 to establish program standards, and there are few federal requirements applicable to juvenile justice, other than requirements attached to federal grants. DOC has not established comprehensive JJ program standards.

Staffing

DJC dedicates a portion of one position to processing the funding allocations to the counties. Additional staff resources are largely focused on direct services to youth in the correctional facility and the oversight and policy development for youth transitioning out of the institution.^{iv}

Proposed Framework

DCF is well-poised to administer the community-based juvenile justice system. By leveraging current infrastructure for training, data collection and quality improvement, and partnering with counties to set minimum standards of practice, DCF would bring a level of professionalism, uniformity and resources to the juvenile justice system that has not been realized in Wisconsin. In addition, the consolidation would result in the juvenile justice system using family-centered practice, research and evidence to inform how juveniles are treated. This goal would be realized incrementally, starting with creating a practice model to establish guiding principles within the statutory goals for the treatment of juveniles. Once a practice model is in place, it is possible to set minimum standards of practice and convey best practice research.

Leveraged Resources

Data collection, training and continuous quality improvement are cornerstones of the child welfare system. The juvenile justice system can build on the child welfare system to move to a systemic collection of data, delivery of training and a continuous quality improvement model in a cost-effective and quality manner.

Data Collection

Child welfare data is stored in a statewide child welfare data system, eWiSACWIS. This data system manages CPS cases and captures outcome data. The eWiSACWIS data system already collects much of the information that would be necessary to have a unified data set for juvenile justice. For example, all of the demographic and family information and physical and mental health information is already captured. The system changes needed (collecting information on court involvement, juvenile cases, diversion and services) are small relative to the sections of the system already developed. A subset of counties already use eWiSACWIS to track juvenile justice system involvement and all counties use this system for documenting out of home care placements for youth placed through a juvenile justice case. The monetary investment to improve the existing system would be significantly less than the creation of a new system.

Training

The Child Welfare Professional Development System consists of a central unit dedicated to developing training and curricula for child welfare professionals and six regional sites which deliver training to new and veteran social workers. The system is supported by DCF and funded through a mix of federal child welfare training dollars, state GPR and county funds. Many juvenile justice professionals already receive training through this structure. With additional resources, training could be targeted toward juvenile justice workers through the same infrastructure.

Continuous Quality Improvement

The child welfare system dedicates resources to ensuring consistency and quality of child welfare services statewide. DCF has authority under Chapter 48 and federal law to establish program standards and performance outcome measures for CPS. Over the years, DCF has established comprehensive CPS program standards to ensure quality services and consistency across counties. No such analogous system exists for the community based juvenile justice system. By adding resources to the existing CQI system with expertise in juvenile justice, a CQI system for JJ could be implemented without creating a new CQI infrastructure.

Staffing

A new system for community based juvenile justice would require staff investment. Further work would need to be done to define the staff needs.

Special Considerations

Significant revisions to Chapter 938 to specify what DCF and DOC would be responsible for. Decisions would need to be made about how to split Youth Aids to fund DCF's responsibilities and DOC juvenile corrections. DCF, DOC, and DOA would need to decide how and when to transfer responsibilities from DOC to DCF.

Fiscal Implications

Additional staff and funding would be required to administer youth aids, to develop training, to develop program standards and performance outcome measures, and to collect and analyze data. Also, staff may be needed for the additional accountant work, IT work, and legal work.

ⁱ Federal arrest data includes 17-year-olds as juveniles. Therefore, 17-year-olds are included in this number, although in Wisconsin 17-year-olds are treated as adults.

ⁱⁱ For more information about the allocations and funding formula, please see the Wisconsin Legislative Fiscal Bureau Informational Paper 57, Juvenile Justice and Youth Aids Program.

http://legis.wisconsin.gov/lfb/publications/Informational-Papers/Documents/2013/57_Juvenile%20Justice%20and%20Youth%20Aids%20Program.pdf

ⁱⁱⁱ Statements of DJC staffing and oversight of community-based programs reflects the best understanding of the administrative structure, without input from DJC.

^{iv} Statements of DJC staffing and oversight of community-based programs reflects the best understanding of the administrative structure, without input from DJC.

Malaise, Gordon

From: Hanaman, Cathlene
Sent: Thursday, January 08, 2015 12:53 PM
To: Shea, Elisabeth; Malaise, Gordon
Subject: FW: Statutory Language Drafting Request - BB0411

From: katrina.major@wisconsin.gov [mailto:katrina.major@wisconsin.gov]
Sent: Thursday, January 08, 2015 12:30 PM
To: Hanaman, Cathlene
Cc: Kraus, Jennifer - DOA; Major, Katrina L - DOA; Connor, Christopher B - DOA
Subject: Statutory Language Drafting Request - BB0411

Biennial Budget: 2015-17

DOA Tracking Code: BB0411

Topic: juvenile corrections youth aids

SBO Team: GGCF

SBO Analyst: Major, Katrina L - DOA
Phone: 608-266-2288
E-mail: katrina.major@wisconsin.gov

Agency Acronym: DCF

Agency Number: 437

Priority: Medium

Intent:

Transfer Youth Aids from DOC to DCF. The rest of juvenile corrections would remain with DOC. Begin Jan 1, 2016.

Attachments: False

Please send completed drafts to SBOStatlanguage@webapps.wi.gov

Malaise, Gordon

From: Major, Katrina L - DOA <Katrina.Major@wisconsin.gov>
Sent: Thursday, January 08, 2015 3:00 PM
To: Malaise, Gordon
Cc: Kraus, Jennifer - DOA; Frederick, Caitlin - DOA; Ley, Emily A - DOA
Subject: RE: dcf/doc

Yes, I think we all agree with you that it makes sense to just adjust the definition to accomplish DCF for some duties and DOC for others without attempting to merge into the current DCF chapters since so many of the duties remain with DOC.

Just to clarify- a juvenile could be in the serious juvenile offender program and be in the community supervision portion of that program, but for those DOC would still be responsible, not DCF. Same for the DOC run aftercare program and corrective sanctions program.

Thanks! k

From: Malaise, Gordon [mailto:Gordon.Malaise@legis.wisconsin.gov]
Sent: Thursday, January 08, 2015 2:07 PM
To: Major, Katrina L - DOA
Cc: Kraus, Jennifer - DOA; Frederick, Caitlin - DOA; Ley, Emily A - DOA
Subject: RE: dcf/doc

So it's basically the same idea as the previous budget request, BB0104. The distinction is between community-based juvenile delinquency-related services, which DCF will oversee, and correctional juvenile delinquency-related services, which DOC will continue to administer.

So I think I will have to draft provisions, primarily in ss. 46.215, 46.22, and 46.23, to make that distinction. In ch. 938, perhaps we can get away with simply redefining "department," i.e., department means DCF, except that with respect to a juvenile placed in a secure detention facility, juvenile correctional facility, the SJOP, etc., department means DOC.

From: Major, Katrina L - DOA [mailto:Katrina.Major@wisconsin.gov]
Sent: Thursday, January 08, 2015 1:57 PM
To: Malaise, Gordon
Cc: Kraus, Jennifer - DOA; Frederick, Caitlin - DOA; Ley, Emily A - DOA
Subject: dcf/doc

Hi Gordon, here is a better list of which groups DCF would be responsible for and which groups DOC would remain responsible for. Is this what you were looking for? Thanks! K

From DOC to DCF:

- Youth aid block grant, and
- Juveniles in Need of Protection or Services or stated a different way, Juvenile community corrections, excluding:
 - Serious Juvenile Offenders regardless of placement.
 - Secured detention facilities (includes institutions and other "locked" facilities).
 - DOC's aftercare program or corrective sanctions.

This request would leave the following groups with DOC:

- Serious Juvenile Offenders regardless of placement.

- Type I Juvenile Correctional Institutions.
- DOC's aftercare program or corrective sanctions.

Malaise, Gordon

From: Major, Katrina L - DOA <Katrina.Major@wisconsin.gov>
Sent: Tuesday, January 13, 2015 8:43 AM
To: Malaise, Gordon
Cc: Kraus, Jennifer - DOA
Subject: FW: youth aids

Hi Gordon—our DOC analyst agrees with you that those two programs make sense. Thanks for coming up with them. k

From: Kraus, Jennifer - DOA
Sent: Monday, January 12, 2015 5:34 PM
To: Stinebrink, Cory R - DOA
Cc: Major, Katrina L - DOA
Subject: FW: youth aids

From: Ley, Emily A - DOA
Sent: Monday, January 12, 2015 5:25 PM
To: Major, Katrina L - DOA
Cc: Frederick, Caitlin - DOA; Kraus, Jennifer - DOA
Subject: RE: youth aids

Hi Katie,
Here is what I think should transfer:

20.410(3)(cd) Community youth and family aids: base \$88,590,300 GPR (includes Act 334 base)
20.410(3)(f) Community Intervention Program: base \$3,712,500 GPR
20.410(3)(ko) Interagency programs; community youth and family aids: base \$2,449,200 PR
20.410(3)(kp) Indian juvenile placements: base \$75,000 PR (tribal gaming)*

Additionally, we need to transfer funding (not the appropriation) from 20.410(3)(n) Federal Program Operations: \$27,400 PR-F (Act 334 base) as well as 1.0 FTE (TBD).

Sound okay?
-Emily

*We should alert Cory to the new DCF appropriation.

From: Major, Katrina L - DOA
Sent: Monday, January 12, 2015 4:30 PM
To: Ley, Emily A - DOA
Cc: Frederick, Caitlin - DOA; Kraus, Jennifer - DOA
Subject: FW: youth aids

Hi Emily—can you please take a look at #4 below, and let me know what you think? Thanks! k

From: Major, Katrina L - DOA
Sent: Monday, January 12, 2015 4:29 PM

To: Malaise, Gordon - LEGIS
Cc: Kraus, Jennifer - DOA
Subject: RE: youth aids

Thanks Gordon, I added some notes below.

From: Malaise, Gordon [<mailto:Gordon.Malaise@legis.wisconsin.gov>]
Sent: Monday, January 12, 2015 4:11 PM
To: Major, Katrina L - DOA
Cc: Kraus, Jennifer - DOA
Subject: RE: youth aids

Katie:

Here's what I was thinking:

1. Renumber and amend s. 20.410 (3) (cd) (the DOC GPR youth aids appropriation) as s. 20.437 (1) (cj). In the appropriation numbering scheme, (a) to (f) are GPR and (g) to (L) are PR. Because this is not a PR appropriation, (1) (L) is not an appropriate numbering choice for the youth aids appropriation. The number has to be somewhere between (a) and (f). I would have liked to have renumbered it as 20.437 (1)(cd) like it is in s. 20.410 (3), but that is already taken in s. 20.437 (1). This makes sense to me.
2. You are correct that s. 20.410 (3) (ko) consists of moneys transferred from DCF to DOC and that, therefore, it should be repealed, but under current law those moneys are transferred from 20.437 (1) (nL), not from 20.437 (1) (o). So I was thinking of simply referencing (nL) wherever (ko) is found under current law. DCF would prefer if they could consolidate all of their Children and Family Aids and Youth Aids funding into 1(o). 1(nL) is a more general appropriation, that they used because they were transferring it out, but they would be able to (and prefer to) budget the Youth Aids money directly in the Children and Family Aids 1o appropriation if that doesn't cause a problem on your end.
3. Yes. Section 301.26 relates to youth aids, so it needs to be renumbered out of DOC and into DCF. Accordingly, I was thinking of creating s. 48.526. Section 301.26 (4), however, relates to juvenile correctional services provided by DOC. Accordingly, I was thinking of leaving s. 301.26 (1) and (4) as those subsections relate to DOC-provided juvenile correctional services, and renumbering s. 301.26 (2), (2m), (3), (6), (7), and (8) to s. 48.526. This makes sense to me.
4. There are certain other community-based juvenile correctional services administered by DOC that should probably also be transferred to DCF. Specifically, the community intervention program under s. 301.263 and high-cost Indian juvenile placements made by tribal courts under ss. 20.410 (3) (kp) and 938.48 (8p). I have gone ahead and transferred those programs, but if you don't want them transferred I can always delete those provisions. I'm going to check with the DOC analyst in our office to see if these programs serve the groups that are transferring to DCF, and will get back to you when I hear.

Gordon

From: Major, Katrina L - DOA [<mailto:Katrina.Major@wisconsin.gov>]
Sent: Monday, January 12, 2015 3:46 PM
To: Malaise, Gordon
Cc: Kraus, Jennifer - DOA
Subject: youth aids

Hi Gordon, I have a little bit more info for you on this one...can you please make a new alpha for the GPR Youth Aids in DCF (ideally 1L if possible)? For the current PR youth aids in DOC, can you please bring that over to DCF in 1o (it's fed to

DCF, and we will just create a new numeric within this to reflect)? Also, there is a reference to 301.26 in the DOC statutes that we think should be in the DCF statutes as well...does that all work on your end? Thanks! k

Malaise, Gordon

From: Major, Katrina L - DOA <Katrina.Major@wisconsin.gov>
Sent: Tuesday, January 13, 2015 12:34 PM
To: Malaise, Gordon
Cc: Kraus, Jennifer - DOA
Subject: 1o

Good with your proposed approach, thanks.

2 AM 20.437 (1) (0) to include youth aids

Malaise, Gordon

From: Major, Katrina L - DOA <Katrina.Major@wisconsin.gov>
Sent: Wednesday, January 14, 2015 4:38 PM
To: Malaise, Gordon
Cc: Kraus, Jennifer - DOA; Williamson, Tracy L - DOA
Subject: RE: youth aids

Sounds great, thank you!

From: Malaise, Gordon [<mailto:Gordon.Malaise@legis.wisconsin.gov>]
Sent: Wednesday, January 14, 2015 4:35 PM
To: Major, Katrina L - DOA
Subject: RE: youth aids

Let's renumber 20.410 (3) (f) as 20.437 (1) (cm). Then it will be together with (cj).

From: Major, Katrina L - DOA [<mailto:Katrina.Major@wisconsin.gov>]
Sent: Wednesday, January 14, 2015 2:04 PM
To: Malaise, Gordon
Cc: Kraus, Jennifer - DOA
Subject: RE: youth aids

Hi Gordon, I was getting a numeric assigned for these, and it looks like 1fm is already being used by LRB 0493. Let me know how you want to adjust this please. Thanks!

From: Malaise, Gordon [<mailto:Gordon.Malaise@legis.wisconsin.gov>]
Sent: Wednesday, January 14, 2015 12:50 PM
To: Major, Katrina L - DOA
Subject: RE: youth aids

Katie:

1. I renumbered 20.410 (3) (f) as 20.437 (1) (fm). The title remains the same—Community intervention program.
2. I renumbered 20.410 (3) (kp) as 20.437 (1) (kp) and changed the title from "Indian juvenile placements" to "Interagency and intra-agency aids; tribal delinquency placements" because that is the format for the "k" appropriations in 20.437 (1) and to distinguish that appropriation from 20.437 (1) (kz)—"tribal placements and guardianships."

Gordon

From: Major, Katrina L - DOA [<mailto:Katrina.Major@wisconsin.gov>]
Sent: Wednesday, January 14, 2015 11:59 AM
To: Malaise, Gordon
Cc: Kraus, Jennifer - DOA
Subject: RE: youth aids

Hi Gordon, when you have new alphas assigned to the other two (I know 1cj and 1o already), would you please share them? Also if you have the alpha names already assigned, that would be helpful too. That way I can put the file maintenance into the budget system. Thanks! k

From: Major, Katrina L - DOA
Sent: Tuesday, January 13, 2015 8:43 AM
To: Malaise, Gordon (Gordon.Malaise@legis.wisconsin.gov)
Cc: Kraus, Jennifer - DOA
Subject: FW: youth aids

Hi Gordon—our DOC analyst agrees with you that those two programs make sense. Thanks for coming up with them. k

From: Kraus, Jennifer - DOA
Sent: Monday, January 12, 2015 5:34 PM
To: Stinebrink, Cory R - DOA
Cc: Major, Katrina L - DOA
Subject: FW: youth aids

From: Ley, Emily A - DOA
Sent: Monday, January 12, 2015 5:25 PM
To: Major, Katrina L - DOA
Cc: Frederick, Caitlin - DOA; Kraus, Jennifer - DOA
Subject: RE: youth aids

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20.410(3)(kp) Indian juvenile placements: base \$75,000 PR (tribal gaming)*

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Cc: Frederick, Caitlin - DOA; Kraus, Jennifer - DOA
Subject: FW: youth aids

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To: Malaise, Gordon - LEGIS
Cc: Kraus, Jennifer - DOA
Subject: RE: youth aids

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Sent: Monday, January 12, 2015 4:11 PM
To: Major, Katrina L - DOA
Cc: Kraus, Jennifer - DOA
Subject: RE: youth aids

Katie:

Here's what I was thinking:

1. Renumber and amend s. 20.410 (3) (cd) (the DOC GPR youth aids appropriation) as s. 20.437 (1) (cj). In the appropriation numbering scheme, (a) to (f) are GPR and (g) to (L) are PR. Because this is not a PR appropriation, (1) (L) is not an appropriate numbering choice for the youth aids appropriation. The number has to be somewhere between (a) and (f). I would have liked to have renumbered it as 20.437 (1)(cd) like it is in s. 20.410 (3), but that is already taken in s. 20.437 (1). This makes sense to me.
2. You are correct that s. 20.410 (3) (ko) consists of moneys transferred from DCF to DOC and that, therefore, it should be repealed, but under current law those moneys are transferred from 20.437 (1) (nL), not from 20.437 (1) (o). So I was thinking of simply referencing (nL) wherever (ko) is found under current law. DCF would prefer if they could consolidate all of their Children and Family Aids and Youth Aids funding into 1(o). 1(nL) is a more general appropriation, that they used because they were transferring it out, but they would be able to (and prefer to) budget the Youth Aids money directly in the Children and Family Aids 1o appropriation if that doesn't cause a problem on your end.
3. Yes. Section 301.26 relates to youth aids, so it needs to be renumbered out of DOC and into DCF. Accordingly, I was thinking of creating s. 48.526. Section 301.26 (4), however, relates to juvenile correctional services provided by DOC. Accordingly, I was thinking of leaving s. 301.26 (1) and (4) as those subsections relate to DOC-provided juvenile correctional services, and renumbering s. 301.26 (2), (2m), (3), (6), (7), and (8) to s. 48.526. This makes sense to me.
4. There are certain other community-based juvenile correctional services administered by DOC that should probably also be transferred to DCF. Specifically, the community intervention program under s. 301.263 and high-cost Indian juvenile placements made by tribal courts under ss. 20.410 (3) (kp) and 938.48 (8p). I have gone ahead and transferred those programs, but if you don't want them transferred I can always delete those provisions. I'm going to check with the DOC analyst in our office to see if these programs serve the groups that are transferring to DCF, and will get back to you when I hear.

Gordon

From: Major, Katrina L - DOA [<mailto:Katrina.Major@wisconsin.gov>]
Sent: Monday, January 12, 2015 3:46 PM
To: Malaise, Gordon
Cc: Kraus, Jennifer - DOA
Subject: youth aids

Hi Gordon, I have a little bit more info for you on this one...can you please make a new alpha for the GPR Youth Aids in DCF (ideally 1L if possible)? For the current PR youth aids in DOC, can you please bring that over to DCF in 1o (it's fed to

DCF, and we will just create a new numeric within this to reflect)? Also, there is a reference to 301.26 in the DOC statutes that we think should be in the DCF statutes as well...does that all work on your end? Thanks! k

Malaise, Gordon

From: Shea, Elisabeth
Sent: Tuesday, January 20, 2015 9:33 AM
To: Malaise, Gordon
Subject: RE: youth aids

Hi Gordon,
If you're still working on it, do you want to just use 0218 as an insert to combine them?
Lis

From: Malaise, Gordon
Sent: Monday, January 19, 2015 10:57 AM
To: Major, Katrina L - DOA; Shea, Elisabeth
Cc: Ley, Emily A - DOA; Frederick, Caitlin - DOA; Kraus, Jennifer - DOA
Subject: RE: youth aids

Right. Because my draft has a delayed effective date, all of my changes to s. 301.26 (7) and (8) are "as affected by ...(this act)".

From: Major, Katrina L - DOA [<mailto:Katrina.Major@wisconsin.gov>]
Sent: Monday, January 19, 2015 9:34 AM
To: Malaise, Gordon; Shea, Elisabeth
Cc: Ley, Emily A - DOA; Frederick, Caitlin - DOA; Kraus, Jennifer - DOA
Subject: youth aids

Hi Gordon and Lis, Emily just gave me the draft 0218/1, which I think will probably overlap heavily with the Youth Aids to DCF draft Gordon is working on...if you think it makes sense, would you want to combine them? It sounds like the allocation levels in 301.26(7)(a) will have to change, but other than that, I think the draft just updates year references. Thanks