

2017 DRAFTING REQUEST

Bill

For: **Jessie Rodriguez (608) 266-0610** Drafter: **ewheeler**
 By: **Nick** Secondary Drafters:
 Date: **3/29/2017** May Contact:
 Same as LRB: **-3921**

Submit via email: **YES**
 Requester's email: **Rep.Rodriguez@legis.wisconsin.gov**
 Carbon copy (CC) to: **elisabeth.shea@legis.wisconsin.gov**
Elizabeth.Wheeler@legis.wisconsin.gov

Pre Topic:

No specific pre topic given


Topic:

Family treatment court grant program

Instructions:

See attached.

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	ewheeler 4/3/2017	anienaja 4/5/2017			
/P1	ewheeler 8/2/2017		mbarman 4/5/2017		State S&L
/1	ewheeler 8/2/2017		mbarman 8/2/2017	mbarman 8/2/2017	State S&L

FE Sent For: *2*
at
intro <END>

WISCONSIN LEGISLATIVE REFERENCE BUREAU

Information Services 608-266-0341—Legal Services 608-266-3561



3/29/17 Nick - Rep. Rodriguez

Redraft AB51 with 2 adopted amendments

15AB51 0922

AA1 - 91305

AA2 - 92206

Preliminary draft



PI

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

*SA ✓
Xref ✓
~~SA~~*

*in: 4/3
due: 4/5*

Gen.

1 **AN ACT ...; relating to:** creating family treatment court and juvenile treatment
2 court grant programs in the department of children and families and making
3 an appropriation.

Analysis by the Legislative Reference Bureau

This bill creates a family treatment court grant program under the Children's Code and a juvenile treatment court grant program under the Juvenile Justice Code, to be administered by the Department of Children and Families and operating within the court assigned to exercise jurisdiction under the Children's Code or Juvenile Justice Code (collectively, "juvenile court").

Under the family treatment court grant program, DCF makes grants available to counties to enable them to establish and operate programs to develop procedures that screen, assess, and provide new dispositional alternatives for parents whose children have come under the jurisdiction of the juvenile court due to parental problems related to mental illness or substance abuse. A county that receives a grant must establish eligibility criteria for participation in the county's program, provide evidence-based treatment services to program participants, and integrate all services provided to program participants by various governmental and non-governmental entities. The bill also requires counties that receive those grants to submit data to DCF that must be analyzed annually by DCF. DCF must also, every five years, prepare a comprehensive report of the program.

Under the juvenile treatment court grant program, DCF similarly makes grants available to counties to enable them to establish and operate programs to develop procedures that screen, assess, and provide new dispositional alternatives

each of which are

Or Indian tribes

operated

Or Indian tribe

Or Indian tribes

Or Indian tribes

Or Indian tribes

* for juveniles who have problems related to mental illness or substance abuse. In all other respects, the juvenile treatment court grant program is similar to the family treatment court grant program.

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:

1 SECTION 1. 48.546 of the statutes is created to read:

2 ~~X~~48.546 **Family treatment court grant program.** (1) The department may
3 make grants available to counties and Indian tribes to enable them to establish and
4 operate evidence-based programs to develop intake and court procedures that
5 screen, assess, and provide dispositional alternatives for parents whose children
6 have come under the jurisdiction of the court. The programs shall have, as a goal,
7 improving child well-being and the welfare of participants' families by meeting the
8 comprehensive needs of participants and promoting family reunification wherever
9 possible.

10 (2) The department may make the grants for the programs specified in sub. (1)
11 within the availability of funding under s. 20.437 (1) (nL). The department shall
12 collaborate with the department of health services and the director of state courts in
13 establishing the grant program under this section.

14 (3) A county or Indian tribe that operates a program funded under this section
15 shall do all of the following:

16 (a) Establish eligibility criteria for a person's participation in the program.

17 (b) Provide services to program participants that are consistent with
18 evidence-based practices in treatment services needed by those participants,

1 including substance abuse treatment services, mental health treatment services,
2 and intensive case management services.

3 (c) Provide a multidisciplinary screen as described in s. 48.547 (3) for program
4 participants.

5 (d) Provide a holistic and trauma-informed approach to the treatment of
6 program participants and provide those participants with services that may be
7 needed, as determined by the county or Indian tribe under the program.

8 (e) Integrate all services provided to program participants by state and local
9 government agencies and other organizations. The county or Indian tribe shall
10 require regular communication among a participant's treatment providers, other
11 service providers, the court and court personnel, and any person designated under
12 the program to monitor the participant's compliance with his or her obligations
13 under the program and under the court's order.

14 (4) A county or Indian tribe that receives a grant under this section shall create
15 an oversight committee to advise the county or Indian tribe in developing,
16 implementing, administering, and evaluating its program.

17 (5) A county or Indian tribe that receives a grant under this section shall
18 submit data requested by the department to the department each quarter. The
19 department may request any data regarding a program funded under this section
20 that is necessary to evaluate the program and prepare the reports under subs. (6) and
21 (7).

22 (6) The department shall, annually, analyze the data submitted under sub. (5)
23 for the previous year and prepare a progress report that evaluates the effectiveness
24 of the program. The department shall make the report available to the public.

1 (7) The department shall, every 5 years, prepare a comprehensive report that
2 analyzes the data submitted under sub. (5) for the previous 5 years, and shall submit
3 the report to the legislature under s. 13.172 (2).

4 (8) A county or Indian tribe may, together with one or more counties or Indian
5 tribes, jointly apply for and receive a grant under this section. Upon submitting a
6 joint application, each county or Indian tribe shall include with the application a
7 written agreement specifying the role of each county or Indian tribe in developing,
8 administering, and evaluating the program. The oversight committee established
9 under sub. (4) shall consist of a representative from each county and Indian tribe
10 operating a joint program. include

11 (9) The department shall assist a county or Indian tribe receiving a grant under
12 this section in obtaining funding from other sources for its program.

13 SECTION 2. 938.546 of the statutes is created to read:

14 ~~X~~ **938.546 Juvenile treatment court grant program.** (1) The department
15 of children and families may make grants available to counties or Indian tribes to
16 enable them to establish and operate evidence-based programs to develop intake
17 and court procedures that screen, assess, and provide dispositional alternatives for
18 juveniles who come under the jurisdiction of the court. The programs shall have, as
19 a goal, improving juvenile well-being by meeting the comprehensive needs of
20 juveniles, including juveniles' need for care and treatment and for accountability and
21 rehabilitation, consistent with the prevention of delinquency.

22 (2) The department of children and families may make the grants for the
23 programs specified in sub. (1) within the availability of funding under s. 20.437 (1)
24 (nL). The department of children and families shall collaborate with the department of corrections

1 the department of health services, and the director of state courts in establishing the
2 grant program under this section.

3 (3) A county or Indian tribe that operates a program funded under this section
4 shall do all of the following:

5 (a) Establish eligibility criteria for a juvenile's participation in the program.

6 (b) Provide services to program participants that are consistent with
7 evidence-based practices in treatment services needed by those participants,
8 including substance abuse treatment services, mental health treatment services,
9 and intensive case management services.

10 (c) Provide a multidisciplinary screen as described in s. 938.547 (3) for program
11 participants.

12 (d) Provide a holistic and trauma-informed approach to the treatment of
13 program participants and provide those participants with services that may be
14 needed, as determined by the county or Indian tribe under the program.

15 (e) Integrate all services provided to program participants by state and local
16 government agencies and other organizations. The county or Indian tribe shall
17 require regular communication among a participant's treatment providers, other
18 service providers, the court and court personnel, and any person designated under
19 the program to monitor the participant's compliance with his or her obligations
20 under the program and under the court's order.

21 (4) A county or Indian tribe that receives a grant under this section shall create
22 an oversight committee to advise the county or Indian tribe in developing,
23 implementing, administering, and evaluating its program.

24 (5) A county or Indian tribe that receives a grant under this section shall
25 submit data requested by the department of children and families to the department

1 of children and families each quarter. The department of children and families may
2 request any data regarding a program funded under this section that is necessary
3 to evaluate the program and prepare the reports under subs. (6) and (7).

4 (6) The department of children and families shall, annually, analyze the data
5 submitted under sub. (5) for the previous year and prepare a progress report that
6 evaluates the effectiveness of the grant program. The department of children and
7 families shall make the report available to the public.

8 (7) The department of children and families shall, every 5 years, prepare a
9 comprehensive report that analyzes the data submitted under sub. (5) for the
10 previous 5 years. The department of children and families shall submit the report
11 to the legislature under s. 13.172 (2).

12 (8) A county or Indian tribe may, together with one or more counties or Indian
13 tribes, jointly apply for and receive a grant under this section. Upon submitting a
14 joint application, each county or Indian tribe shall include with the application a
15 written agreement specifying the role of each county or Indian tribe in developing,
16 administering, and evaluating the program. The oversight committee established
17 under ^{sub.}(4) shall consist of a representative from each county and Indian tribe
18 operating a joint program. *include*

19 (9) The department of children and families shall assist a county or Indian tribe
20 receiving a grant under this section in obtaining funding from other sources for its
21 program.

22 (END)



PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

No
change

- 1 **AN ACT to create** 48.546 and 938.546 of the statutes; **relating to:** creating family
2 treatment court and juvenile treatment court grant programs in the
3 Department of Children and Families.

Analysis by the Legislative Reference Bureau

This bill creates a family treatment court grant program under the Children's Code and a juvenile treatment court grant program under the Juvenile Justice Code, each of which is to be administered by the Department of Children and Families and operated within the court assigned to exercise jurisdiction under the Children's Code or Juvenile Justice Code (collectively, "juvenile court").

Under the family treatment court grant program, DCF makes grants available to counties or Indian tribes to enable them to establish and operate programs to develop procedures that screen, assess, and provide dispositional alternatives for parents whose children have come under the jurisdiction of the juvenile court due to parental problems related to mental illness or substance abuse. A county or Indian tribe that receives a grant must establish eligibility criteria for participation in the county's or Indian tribe's program, provide evidence-based treatment services to program participants, and integrate all services provided to program participants by various governmental and nongovernmental entities. The bill also requires counties or Indian tribes that receive those grants to submit data to DCF that must be analyzed annually by DCF. DCF must also, every five years, prepare a comprehensive report of the program.

Under the juvenile treatment court grant program, DCF similarly makes grants available to counties or Indian tribes to enable them to establish and operate

1 request any data regarding a program funded under this section that is necessary
2 to evaluate the program and prepare the reports under subs. (6) and (7).

3 (6) The department of children and families shall, annually, analyze the data
4 submitted under sub. (5) for the previous year and prepare a progress report that
5 evaluates the effectiveness of the grant program. The department of children and
6 families shall make the report available to the public.

7 (7) The department of children and families shall, every 5 years, prepare a
8 comprehensive report that analyzes the data submitted under sub. (5) for the
9 previous 5 years. The department of children and families shall submit the report
10 to the legislature under s. 13.172 (2).

11 (8) A county or Indian tribe may, together with one or more counties or Indian
12 tribes, jointly apply for and receive a grant under this section. A joint application
13 shall include a written agreement specifying the role of each county or Indian tribe
14 in developing, administering, and evaluating the program. The oversight committee
15 established under sub. (4) shall include a representative from each county and
16 Indian tribe operating a joint program.

17 (9) The department of children and families shall assist a county or Indian tribe
18 receiving a grant under this section in obtaining funding from other sources for its
19 program.

20 (END)

Barman, Mike

From: LRB.Legal
To: Rep.Rodriguez
Subject: Draft review: LRB -2702/1
Attachments: 17-2702/1

State of Wisconsin - Legislative Reference Bureau
One East Main Street - Suite 200 - Madison

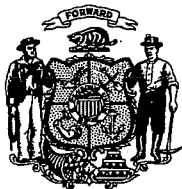
The attached draft was prepared at your request. Please review it carefully to ensure that it satisfies your intent.

We will jacket this draft for introduction in the Assembly.

If you have any questions concerning the draft or would like to have it redrafted, please contact Elizabeth Wheeler, Legislative Attorney, at (608) 261-5543, at Elizabeth.Wheeler@legis.wisconsin.gov, or at One East Main Street, Suite 200.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will submit a request to DOA when the draft is introduced. You may obtain a fiscal estimate on the draft prior to introduction by contacting our program assistants at LRB.Legal@legis.wisconsin.gov or at (608) 266-3561. If you requested a fiscal estimate on an earlier version of this draft and would like to obtain a fiscal estimate on the current version before it is introduced, you will need to request a revised fiscal estimate from our program assistants.

Please call our program assistants at (608) 266-3561 if you have any questions regarding this email.



2017 ASSEMBLY BILL 481

Before
changes

August 24, 2017 - Introduced by Representatives RODRIGUEZ, GOYKE, NYGREN, BALLWEG, BILLINGS, R. BROOKS, CROWLEY, DUCHOW, FELZKOWSKI, GANNON, HORLACHER, KOLSTE, KRUG, KULP, MASON, MURSAU, OHNSTAD, PETRYK, POPE, RIEMER, SARGENT, SNYDER, SPIROS, SPREITZER, C. TAYLOR, TUSLER, VORPAGEL and WACHS, cosponsored by Senators DARLING, JOHNSON, CARPENTER, LARSON, OLSEN, L. TAYLOR and WIRCH. Referred to Committee on Children and Families.

- 1 AN ACT *to create* 48.546 and 938.546 of the statutes; **relating to:** creating family
- 2 treatment court and juvenile treatment court grant programs in the
- 3 Department of Children and Families.

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Under the juvenile treatment court grant program, DCF similarly makes grants available to counties or Indian tribes to enable them to establish and operate

ASSEMBLY BILL 481**SECTION 2**

1 request any data regarding a program funded under this section that is necessary
2 to evaluate the program and prepare the reports under subs. (6) and (7).

3 (6) The department of children and families shall, annually, analyze the data
4 submitted under sub. (5) for the previous year and prepare a progress report that
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16 Indian tribe operating a joint program.

17 (9) The department of children and families shall assist a county or Indian tribe
18 receiving a grant under this section in obtaining funding from other sources for its
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20

(END)



Corrected
Copy

2017 ASSEMBLY BILL 481

August 24, 2017 - Introduced by Representatives RODRIGUEZ, GOYKE, NYGREN, BALLWEG, BILLINGS, R. BROOKS, CROWLEY, DUCHOW, FELZKOWSKI, GANNON, HORLACHER, KOLSTE, KRUG, KULP, MASON, MURSAU, OHNSTAD, PETRYK, POPE, RIEMER, SARGENT, SNYDER, SPIROS, SPREITZER, C. TAYLOR, TUSLER, VORPAGEL and WACHS, cosponsored by Senators DARLING, JOHNSON, CARPENTER, LARSON, OLSEN, L. TAYLOR and WIRCH. Referred to Committee on Children and Families.

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11-20-2017

2017 ASSEMBLY BILL 481

August 24, 2017 - Introduced by Representatives RODRIGUEZ, GOYKE, NYGREN, BALLWEG, BILLINGS, R. BROOKS, CROWLEY, DUCHOW, FELZKOWSKI, GANNON, HORLACHER, KOLSTE, KRUG, KULP, MASON, MURSAU, OHNSTAD, PETRYK, POPE, RIEMER, SARGENT, SNYDER, SPIROS, SPREITZER, C. TAYLOR, TUSLER, VORPAGEL and WACHS, cosponsored by Senators DARLING, JOHNSON, CARPENTER, LARSON, OLSEN, L. TAYLOR and WIRCH. Referred to Committee on Children and Families.

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ASSEMBLY BILL 481**SECTION 2**

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19 program.

20 (END)