

2017 Jr7 DRAFTING REQUEST

Bill

For: **John Nygren (608) 266-2343** Drafter: **chanaman**
 By: **Caroline** Secondary Drafters:
 Date: **1/9/2017** May Contact:

Same as LRB:

Submit via email: **YES**
 Requester's email: **Rep.Nygren@legis.wisconsin.gov**
 Carbon copy (CC) to:

Pre Topic:

No specific pre topic given

Topic:

Increase TAD funding from settlement money

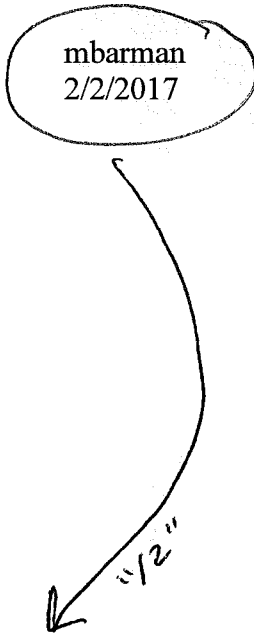
Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	chanaman 1/9/2017	wjackson 1/9/2017	rmilford 1/9/2017		State
/P2	chanaman 1/19/2017	wjackson 1/20/2017	rmilford 1/10/2017		State
/P3	chanaman 1/20/2017	wjackson 1/20/2017	rmilford 1/20/2017		State
/P4	chanaman 1/25/2017	wjackson 1/25/2017	rmilford 1/20/2017		State
/P5	chanaman 1/26/2017	wjackson 1/26/2017	rmilford 1/25/2017		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
1/1 P6	tdodge 1/27/2017	jdyer 1/27/2017	mbarman 1/26/2017		State
1/2 P7	tdodge 1/27/2017	jdyer 1/27/2017	lparisi 2/2/2017	mbarman 2/2/2017	State
1/3 P8	tdodge 1/27/2017	wjackson 1/27/2017	mbarman 1/27/2017		
1/4 P9	chanaman 1/30/2017	wjackson 1/30/2017	lparisi 1/27/2017		
1/5 P10	chanaman 1/30/2017	jdyer 1/31/2017	mbarman 1/30/2017		
1/6 P11	chanaman 1/31/2017	wjackson 1/31/2017	mbarman 1/31/2017		
1/7 P12			rmilford 1/31/2017		



FE Sent For:

→ At Intro.

<END>

Hanaman, Cathlene

From: Krause, Caroline
Sent: Friday, January 06, 2017 12:59 PM
To: Hanaman, Cathlene
Subject: TAD Bill Updates

Good afternoon Cathlene,

I was wondering if you could make a small change to LRB 1327:

In addition to the \$2M per year, we want to include a provision that adds \$150,000 to DOJ to expand the program to more counties. This is one time funding and I imagine it would be in the second year of the biennium.

Secondly, we want to add an additional \$261,000 to DOJ to launch a pre-booking diversion pilot program to allow non-violent arrestees a treatment option that diverts them away from the criminal justice system.

Let me know if that doesn't make sense and I'll be happy to answer any questions! This is one of the special session bills, so if you'd be able to finish by the end of the day Monday, that would be super. Sorry for the late notice!

Caroline

Caroline Krause
Office of State Representative John Nygren
Co-Chair, Joint Committee on Finance
89th Assembly District
309 East, State Capitol
608.266.2343

*make into special session
draft*

1 = 186

16 = 11

2 = 187

17 = 12

3 = 188

4 = 189

5 = 190



State of Wisconsin
2017 - 2018 LEGISLATURE

January 2017 Special Session

LRB-1498/P1

CMH:...

WLj

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 ^(GC) AN ACT ...; **relating to:** treatment and diversion programs and making an
2 appropriation.

Analysis by the Legislative Reference Bureau

This bill requires the attorney general to identify funds from settlements that are not committed under the terms of the settlement and to use those funds for treatment and diversion programs as follows: 1) \$2,000,000 for grants to counties operating treatment and diversion programs; 2) \$150,000 to expand the grant program to more counties; and 3) \$261,000 for the Department of Justice to create a pilot program to divert certain persons who have been arrested for committing a crime to treatment options instead of the criminal justice system.

For further information see the **state** 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.** 20.455 (2) (kr) of the statutes is amended to read:
4 20.455 (2) (kr) *Alternatives to prosecution and incarceration for persons who*
5 *use alcohol or other drugs; grants.* All moneys transferred under 2015 Wisconsin Act

1 388, section 5 (1) for making grants to counties under s. 165.95 (2), and all moneys
2 transferred under 2017 Wisconsin Act (this act), section 2 (1). ^{Use A.R.X + Y}

History: 1971 c. 125; 1973 c. 90, 336; 1975 c. 39 s. 732 (1); 1975 c. 224; 1977 c. 29, 418; 1979 c. 34 ss. 286m, 290, 523 to 526; 1979 c. 189, 219, 355; 1981 c. 20, 169; 1983 a. 27 ss. 427 to 430, 1800; 1983 a. 199, 523; 1985 a. 29, 120; 1987 a. 27, 326, 399; 1989 a. 31, 122, 336; 1991 a. 11, 39, 269; 1993 a. 16, 98, 193, 460, 496; 1995 a. 27 ss. 1014h to 1029, 9126 (19), 9130 (4); 1995 a. 227; 1997 a. 27, 237; 1999 a. 5, 9, 186; 2001 a. 16, 109; 2003 a. 33, 139, 309, 326; 2005 a. 25 ss. 356c to 363r, 415m to 415v, 415w, 416g, 416h; 2005 a. 60, 254, 433; 2007 a. 1; 2007 a. 20 ss. 482 to 500, 9121 (6) (a); 2007 a. 200; 2009 a. 28, 179, 358; 2011 a. 32, 35; 2013 a. 1; 2013 a. 20 ss. 379m to 396, 435, 436, 438 to 443, 445, 446, 448 to 450; 2013 a. 173, 263; 2015 a. 55, 369, 388.

3 **SECTION 2. Fiscal changes.**

4 ^{CR, ARX} ^{ARY →} (1) TREATMENT AND DIVERSION PROGRAMS; TRANSFER. The attorney general shall
5 identify settlement funds that are not committed under the terms of the settlement
6 and transfer from those funds to the appropriation account under section 20.455 (2)
7 (kr) of the statutes in fiscal year 2016-17 the following amounts for the following
8 purposes:

9 (a) To provide grants under section 165.95 (2) of the statutes for counties that
10 establish alternatives to prosecution and incarceration, \$2,000,000.

11 (b) To expand the grant program under section 165.95 (2) of the statutes to more
12 counties, \$150,000.

13 (c) To create a pre-booking diversion pilot program to allow persons who are
14 not violent offenders, as defined in section 165.95 (1) of the statutes, who have been
15 arrested for a crime to be diverted from the criminal justice system to a treatment
16 option, \$261,000.

17 (END)

Hanaman, Cathlene

From: Hanaman, Cathlene
Sent: Tuesday, January 10, 2017 5:01 PM
To: Hanaman, Cathlene
Subject: FW: TAD Bill Updates

From: Krause, Caroline
Sent: Tuesday, January 10, 2017 4:14 PM
To: Hanaman, Cathlene <Cathlene.Hanaman@legis.wisconsin.gov>
Subject: RE: TAD Bill Updates

So here's my understanding:

It's \$2 million for TAD in each year of the biennium beginning July 1, 2017. Then, the expansion (\$150K and \$261K) would be one time funding in the first year of the biennium.

Does that help?

Caroline



State of Wisconsin
2017 - 2018 LEGISLATURE
January 2017 Special Session

LRB-1498/P1
CMH:wlj

p 2

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT *to amend* 20.455 (2) (kr) of the statutes; **relating to:** treatment and
2 diversion programs and making an appropriation.

Analysis by the Legislative Reference Bureau

This bill requires the attorney general to identify funds from settlements that are not committed under the terms of the settlement and to use those funds for treatment and diversion programs as follows: 1) \$2,000,000 for grants to counties operating treatment and diversion programs; 2) \$150,000 to expand the grant program to more counties; and 3) \$261,000 for the Department of Justice to create a pilot program to divert certain persons who have been arrested for committing a crime to treatment options instead of the criminal justice system.

For further information see the **state** fiscal estimate, which will be printed as an appendix to this bill.

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4 20.455 (2) (kr) *Alternatives to prosecution and incarceration for persons who*
5 *use alcohol or other drugs; grants.* All moneys transferred under 2015 Wisconsin Act

in fiscal years 2017-18 and 2018-19

in fiscal year 2017-18

1 388, section 5 (1) for making grants to counties under s. 165.95 (2), and all moneys
2 transferred under 2017 Wisconsin Act (this act), section 2 (1).

*for the purposes
specified under
that
section*

3 **SECTION 2. Fiscal changes.**

4 (1) TREATMENT AND DIVERSION PROGRAMS; TRANSFER. The attorney general shall
5 identify settlement funds that are not committed under the terms of the settlement
6 and transfer from those funds to the appropriation account under section 20.455 (2)
7 (kr) of the statutes (in fiscal year 2016-17) the following amounts for the following
8 purposes:

9 (a) To provide grants under section 165.95 (2) of the statutes for counties that
10 establish alternatives to prosecution and incarceration, \$2,000,000,

*in fiscal year
2017-18*

11 (b) To expand the grant program under section 165.95 (2) of the statutes to more
12 counties, \$150,000,

*and
\$2,000,000 in
fiscal
year
2018-19*

13 (c) To create a pre-booking diversion pilot program to allow persons who are
14 not violent offenders, as defined in section 165.95 (1) of the statutes, who have been
15 arrested for a crime to be diverted from the criminal justice system to a treatment
16 option, \$261,000,

in fiscal year 2017-18

17 (END)

Cavelme - (from Daniel Suhr / Lt Gov office)

- 2 mill - GPR over biennium for TAD (1 mill each FY)

2 mill VW over biennium for TAD (1 mill each FY)

\$300,000 - ~~both~~ fiscal years -
150,000 each
VW settlement

\$522,000 - GPR - Pubcooking program
261,000 each FY



State of Wisconsin
2017 - 2018 LEGISLATURE
January 2017 Special Session

LRB-1498/P2
CMH/wlj

P3
Stays

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT to amend 20.455 (2) (kr) of the statutes; relating to: treatment and
2 diversion programs and making an appropriation.

STEF

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VM

Analysis by the Legislative Reference Bureau

This bill requires the attorney general to identify funds from settlements that are not committed under the terms of the settlement and to use those funds for treatment and diversion programs as follows: 1) \$2,000,000 in fiscal years 2017-18 and 2018-19 for grants to counties operating treatment and diversion programs; 2) \$150,000 in fiscal year 2017-18 to expand the grant program to more counties; and 3) \$261,000 in fiscal year 2017-18 for the Department of Justice to create a pilot program to divert certain persons who have been arrested for committing a crime to treatment options instead of the criminal justice system.

transfer from the Volkswagon settle ment monies

For further information see the *state* 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. 20.455 (2) (kr) of the statutes is amended to read:
4 20.455 (2) (kr) *Alternatives to prosecution and incarceration for persons who*
5 *use alcohol or other drugs; grants.* All moneys transferred under 2015 Wisconsin Act

INS
A

INS
1-3

1 388, section 5 (1), for making grants to counties under s. 165.95 (2), and all moneys
2 transferred under 2017 Wisconsin Act ... (this act), section 2 (1), for the purposes
3 specified under that section.

4 **SECTION 2. Fiscal changes.**

5 (1) TREATMENT AND DIVERSION PROGRAMS; TRANSFER. (The attorney general shall
6 identify settlement funds that are not committed under the terms of the settlement
7 and transfer from those funds to the appropriation account under section 20.455 (2)
8 (kr) of the statutes the following amounts for the following purposes:

9 (a) To provide grants under section 165.95 (2) of the statutes for counties that
10 establish alternatives to prosecution and incarceration, \$2,000,000 in fiscal year
11 2017-18 and \$2,000,000 in fiscal year 2018-19.

12 (b) To expand the grant program under section 165.95 (2) of the statutes to more
13 counties, \$150,000 in fiscal year 2017-18.

14 (c) To create a pre-booking diversion pilot program to allow persons who are
15 not violent offenders, as defined in section 165.95 (1) of the statutes, who have been
16 arrested for a crime to be diverted from the criminal justice system to a treatment
17 option, \$261,000 in fiscal year 2017-18.

18 (END)

2017-2018 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1498/p2ins
CMH:...

1 Insert A

Under current law, the Department of Justice awards grants to counties to provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. This bill uses funds from the Volkswagen settlement for such treatment and diversion programs as follows: 1) \$1,000,000 in each of fiscal years 2017-18 and 2018-19 for grants to counties operating treatment and diversion programs; and 2) \$150,000 in each of fiscal years 2017-18 and 2018-19 to expand the grant program to more counties. This bill also provides \$1,000,000 in each of fiscal years 2017-18 and 2018-19 for grants to counties operating treatment and diversion programs; and 2) \$261,000 in each of fiscal years 2017-18 and 2018-19 for the Department of Justice to create a pilot program to divert certain persons who have been arrested for committing a crime to treatment options instead of the criminal justice system.

2

3 Insert 1-3

4 **SECTION 1.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
5 the following amounts for the purposes indicated:

6

2015-16 2016-17

7 ⁵
20.445 Justice, department of

8 (2) LAW ENFORCEMENT SERVICES

9 (en) Pre-booking diversion pilot pro-

10

gram

GPR A

-0-

-0-

11 **SECTION 2.** 20.445 (2) (en) of the statutes is created to read:

12 ⁵
20.445 (2) (en) *Pre-booking diversion pilot program.* The amounts in the
13 schedule to create a pre-booking diversion pilot program for nonviolent offenders
14 who are arrested to be diverted to a treatment option.

15

16 Insert 2-6 (no paragraph)

1 There is transferred, using Volkswagen settlement funds, from the
2 appropriation account under section 20.455 (3) (g) of the statutes to the
3 appropriation account under section 20.455 (2) (kr) of the statutes, the following
4 amounts for the following purposes:

5 (a) To provide grants under section 165.95 (2) of the statutes for counties that
6 establish alternatives to prosecution and incarceration, \$1,000,000 in fiscal year
7 2017-18 and \$1,000,000 in fiscal year 2018-19.

8 (b) To expand the grant program under section 165.95 (2) of the statutes to more
9 counties, \$150,000 in fiscal year 2017-18 and \$150,000 in fiscal year 2018-19.

10 # 2 (0) ALTERNATIVES TO PROSECUTION AND INCARCERATION. In the schedule under
11 section 20.005 (3) of the statutes for the appropriation to the department of justice
12 under section 20.455 (2) (em) of the statutes the dollar amount for fiscal year 2017-18
13 is increased by \$1,000,000 for the purpose for which the appropriation is made. In
14 the schedule under section 20.005 (3) of the statutes for the appropriation to the
15 department of justice under section 20.455 (2) (em) of the statutes the dollar amount
16 for fiscal year 2018-19 is increased by \$1,000,000 for the purpose for which the
17 appropriation is made.

18 # 3 (1) PRE-BOOKING DIVERSION PILOT PROGRAM. In the schedule under section 20.005
19 (3) of the statutes for the appropriation to the department of justice under section
20 20.455 (2) (en) of the statutes the dollar amount for fiscal year 2017-18 is increased
21 by \$261,000 for the purpose for which the appropriation is made. In the schedule
22 under section 20.005 (3) of the statutes for the appropriation to the department of
23 justice under section 20.455 (2) (en) of the statutes the dollar amount for fiscal year
24 2018-19 is increased by \$261,000 for the purpose for which the appropriation is
25 made.



State of Wisconsin
2017 - 2018 LEGISLATURE

January 2017 Special Session

LRB-1498/P3

CMH:wlj

py

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 AN ACT *to amend* 20.455 (2) (kr); and *to create* 20.455 (2) (en) of the statutes;
2 **relating to:** treatment and diversion programs and making appropriations.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Justice awards grants to counties to provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. This bill uses funds from the Volkswagen settlement for such treatment and diversion programs as follows: 1) \$1,000,000 in each of fiscal years 2017-18 and 2018-19 for grants to counties operating treatment and diversion programs; and 2) \$150,000 in each of fiscal years 2017-18 and 2018-19 to expand the grant program to more counties. This bill also provides \$1,000,000 in each of fiscal years 2017-18 and 2018-19 for grants to counties operating treatment and diversion programs; and 2) \$261,000 in each of fiscal years 2017-18 and 2018-19 for DOJ to create a pilot program to divert certain persons who have been arrested for committing a crime to treatment options instead of the criminal justice system.

For further information see the *state* 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. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
4 the following amounts for the purposes indicated:

1
2015-16 2016-17

2 **20.455 Justice, department of**

3 (2) LAW ENFORCEMENT SERVICES

4 (en) Pre-booking diversion pilot pro-
5 gram

GPR A -0- -0-

6 **SECTION 2.** 20.455 (2) (en) of the statutes is created to read:

7 20.455 (2) (en) *Pre-booking diversion pilot program.* The amounts in the
8 schedule to create a pre-booking diversion pilot program for nonviolent offenders
9 who are arrested to be diverted to a treatment option.

10 **SECTION 3.** 20.455 (2) (kr) of the statutes is amended to read:

11 20.455 (2) (kr) *Alternatives to prosecution and incarceration for persons who*
12 *use alcohol or other drugs; grants.* All moneys transferred under 2015 Wisconsin Act
13 388, section 5 (1), for making grants to counties under s. 165.95 (2), and all moneys
14 transferred under 2017 Wisconsin Act (this act), section 4 (1), for the purposes
15 specified under that section.

16 **SECTION 4. Fiscal changes.**

17 (1) TREATMENT AND DIVERSION PROGRAMS; TRANSFERS. There is transferred, using
18 Volkswagen settlement funds, from the appropriation account under section 20.455
19 (3) (g) of the statutes to the appropriation account under section 20.455 (2) (kr) of the
20 statutes, the following amounts for the following purposes:

21 (a) To provide grants under section 165.95 (2) of the statutes for counties that
22 establish alternatives to prosecution and incarceration, \$1,000,000 in fiscal year
23 2017-18 and \$1,000,000 in fiscal year 2018-19.

2

2

1 (b) To expand the grant program under section 165.95 (2) of the statutes to more
2 counties, \$150,000 in fiscal year 2017-18 and \$150,000 in fiscal year 2018-19.

3 (2) ALTERNATIVES TO PROSECUTION AND INCARCERATION. In the schedule under
4 section 20.005 (3) of the statutes for the appropriation to the department of justice
5 under section 20.455 (2) (em) of the statutes, the dollar amount for fiscal year
6 2017-18 is increased by \$1,000,000 for the purpose for which the appropriation is
7 made. In the schedule under section 20.005 (3) of the statutes for the appropriation
8 to the department of justice under section 20.455 (2) (em) of the statutes, the dollar
9 amount for fiscal year 2018-19 is increased by \$1,000,000 for the purpose for which
10 the appropriation is made.

11 (3) PRE-BOOKING DIVERSION PILOT PROGRAM. In the schedule under section 20.005
12 (3) of the statutes for the appropriation to the department of justice under section
13 20.455 (2) (en) of the statutes, the dollar amount for fiscal year 2017-18 is increased
14 by \$261,000 for the purpose for which the appropriation is made. In the schedule
15 under section 20.005 (3) of the statutes for the appropriation to the department of
16 justice under section 20.455 (2) (en) of the statutes, the dollar amount for fiscal year
17 2018-19 is increased by \$261,000 for the purpose for which the appropriation is
18 made.

19 (END)

Hanaman, Cathlene

From: Krause, Caroline
Sent: Wednesday, January 25, 2017 12:35 PM
To: Hanaman, Cathlene
Subject: TAD and Recovery School

Hi Cathlene!

Here are the changes to the TAD bill:

VW settlement is paying for the drug courts 2M/yr and the \$150k/yr expansion, and then GPR paying for the \$261/yr for the prebooking diversion.

Also regarding that TAD bill, DOJ worried that there was a disconnect between LRB analysis and the statutory language on "pre-booking diversion." Apparently he thought if you've been arrested but not booked it's kind of confusing for law enforcement. So perhaps we can drop the reference to "arrested" in the LRB analysis so it simply reads:

"to create a pilot program to divert certain persons to treatment options instead of the criminal justice system," or something similar that you think is appropriate.

Secondly, in reference to the recovery school bill:

We want to drop every role DOJ and TAD funding currently have in this bill. It didn't fit their scope and made for a messy funding structure that likely wouldn't function properly.

Thank you so much for your help with these. I'm around in meetings today, so if you have any questions feel free to call or shoot me an email. I'll get back to you asap.

Thanks again,

Caroline Krause

Office of State Representative John Nygren
Co-Chair, Joint Committee on Finance
89th Assembly District
309 East, State Capitol
608.266.2343

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1498



State of Wisconsin
2017 - 2018 LEGISLATURE
January 2017 Special Session

LRB-1498/B4

CMH/wlj

PS
stays

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

- 1 AN ACT *to amend* 20.455 (2) (kr); and *to create* 20.455 (2) (en) of the statutes;
2 **relating to:** treatment and diversion programs and making appropriations.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Justice awards grants to counties to provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. This bill uses funds from the Volkswagen settlement for such treatment and diversion programs as follows: 1) \$2,000,000 in each of fiscal years 2017-18 and 2018-19 for grants to counties operating treatment and diversion programs; and 2) \$150,000 in each of fiscal years 2017-18 and 2018-19 to expand the grant program to more counties. This bill also provides \$261,000 in each of fiscal years 2017-18 and 2018-19 for DOJ to create a pilot program to divert certain persons who have been arrested for committing a crime to treatment options instead of jail.

For further information see the *state* 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. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
4 the following amounts for the purposes indicated:

the
criminal
justice
system

2015-16 2016-17

20.455 Justice, department of

(2) LAW ENFORCEMENT SERVICES

(en) Pre-booking diversion pilot pro-
gram

GPR A -0- -0-

SECTION 2. 20.455 (2) (en) of the statutes is created to read:

20.455 (2) (en) Pre-booking diversion pilot program. The amounts in the schedule to create a pre-booking diversion pilot program for nonviolent offenders who are arrested to be diverted to a treatment option.

SECTION 3. 20.455 (2) (kr) of the statutes is amended to read:

20.455 (2) (kr) *Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; grants.* All moneys transferred under 2015 Wisconsin Act 388, section 5 (1), for making grants to counties under s. 165.95 (2), and all moneys transferred under 2017 Wisconsin Act ... (this act), section 4 (1), for the purposes specified under that section.

SECTION 4. Fiscal changes.

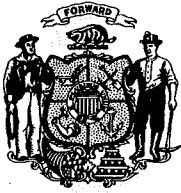
(1) TREATMENT AND DIVERSION PROGRAMS; TRANSFERS. There is transferred, using Volkswagen settlement funds, from the appropriation account under section 20.455 (3) (g) of the statutes to the appropriation account under section 20.455 (2) (kr) of the statutes, the following amounts for the following purposes:

(a) To provide grants under section 165.95 (2) of the statutes for counties that establish alternatives to prosecution and incarceration, \$2,000,000 in fiscal year 2017-18 and \$2,000,000 in fiscal year 2018-19.

1 (b) To expand the grant program under section 165.95 (2) of the statutes to more
2 counties, \$150,000 in fiscal year 2017-18 and \$150,000 in fiscal year 2018-19.

3 (2) PRE-BOOKING DIVERSION PILOT PROGRAM. In the schedule under section 20.005
4 (3) of the statutes for the appropriation to the department of justice under section
5 20.455 (2) (en) of the statutes, the dollar amount for fiscal year 2017-18 is increased
6 by \$261,000 for the purpose for which the appropriation is made. In the schedule
7 under section 20.005 (3) of the statutes for the appropriation to the department of
8 justice under section 20.455 (2) (en) of the statutes, the dollar amount for fiscal year
9 2018-19 is increased by \$261,000 for the purpose for which the appropriation is
10 made.

11 (END)



State of Wisconsin
2017 - 2018 LEGISLATURE
January 2017 Special Session

LRB-1498/P5
CMH:wj

/p6

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

no changes

- 1 **AN ACT** *to amend* 20.455 (2) (kr); and *to create* 20.455 (2) (en) of the statutes;
2 **relating to:** treatment and diversion programs and making appropriations.

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- 3 **SECTION 1.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
4 the following amounts for the purposes indicated:

2015-16 2016-17

20.455 Justice, department of

(2) LAW ENFORCEMENT SERVICES

(en) Diversion pilot program GPR A -0- -0-

SECTION 2. 20.455 (2) (en) of the statutes is created to read:

20.455 (2) (en) *Diversion pilot program.* The amounts in the schedule to create a diversion pilot program for nonviolent offenders to be diverted to a treatment option.

SECTION 3. 20.455 (2) (kr) of the statutes is amended to read:

20.455 (2) (kr) *Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; grants.* All moneys transferred under 2015 Wisconsin Act 388, section 5 (1), for making grants to counties under s. 165.95 (2), and all moneys transferred under 2017 Wisconsin Act (this act), section 4 (1), for the purposes specified under that section.

SECTION 4. Fiscal changes.

(1) TREATMENT AND DIVERSION PROGRAMS; TRANSFERS. There is transferred, using Volkswagen settlement funds, from the appropriation account under section 20.455 (3) (g) of the statutes to the appropriation account under section 20.455 (2) (kr) of the statutes, the following amounts for the following purposes:

(a) To provide grants under section 165.95 (2) of the statutes for counties that establish alternatives to prosecution and incarceration, \$2,000,000 in fiscal year 2017-18 and \$2,000,000 in fiscal year 2018-19.

(b) To expand the grant program under section 165.95 (2) of the statutes to more counties, \$150,000 in fiscal year 2017-18 and \$150,000 in fiscal year 2018-19.

1 (2) DIVERSION PILOT PROGRAM. In the schedule under section 20.005 (3) of the
2 statutes for the appropriation to the department of justice under section 20.455 (2)
3 (en) of the statutes, the dollar amount for fiscal year 2017-18 is increased by
4 \$261,000 for the purpose for which the appropriation is made. In the schedule under
5 section 20.005 (3) of the statutes for the appropriation to the department of justice
6 under section 20.455 (2) (en) of the statutes, the dollar amount for fiscal year 2018-19
7 is increased by \$261,000 for the purpose for which the appropriation is made.

8

(END)



State of Wisconsin
2017 - 2018 LEGISLATURE

January 2017 Special Session

LRB-1498/P6

CMH:wlj

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** *to amend* 20.455 (2) (kr); and *to create* 20.455 (2) (en) of the statutes;
2 **relating to:** treatment and diversion programs and making appropriations.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Justice awards grants to counties to provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. This bill uses funds from the Volkswagen settlement for such treatment and diversion programs as follows: 1) \$2,000,000 in each of fiscal years 2017-18 and 2018-19 for grants to counties operating treatment and diversion programs; and 2) \$150,000 in each of fiscal years 2017-18 and 2018-19 to expand the grant program to more counties. This bill also provides \$261,000 in each of fiscal years 2017-18 and 2018-19 for DOJ to create a pilot program to divert certain persons to treatment options instead of the criminal justice system.

For further information see the *state* 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.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
4 the following amounts for the purposes indicated:

2015-16 2016-17

20.455 Justice, department of

(2) LAW ENFORCEMENT SERVICES

(en) Diversion pilot program GPR A -0- -0-

SECTION 2. 20.455 (2) (en) of the statutes is created to read:

20.455 (2) (en) *Diversion pilot program.* The amounts in the schedule to create a diversion pilot program for nonviolent offenders to be diverted to a treatment option.

SECTION 3. 20.455 (2) (kr) of the statutes is amended to read:

20.455 (2) (kr) *Alternatives to prosecution and incarceration for persons who use alcohol or other drugs; grants.* All moneys transferred under 2015 Wisconsin Act 388, section 5 (1), for making grants to counties under s. 165.95 (2), and all moneys transferred under 2017 Wisconsin Act (this act), section 4 (1), for the purposes specified under that section.

SECTION 4. Fiscal changes.

(1) TREATMENT AND DIVERSION PROGRAMS; TRANSFERS. There is transferred, using Volkswagen settlement funds, from the appropriation account under section 20.455 (3) (g) of the statutes to the appropriation account under section 20.455 (2) (kr) of the statutes, the following amounts for the following purposes:

(a) To provide grants under section 165.95 (2) of the statutes for counties that establish alternatives to prosecution and incarceration, \$2,000,000 in fiscal year 2017-18 and \$2,000,000 in fiscal year 2018-19.

(b) To expand the grant program under section 165.95 (2) of the statutes to more counties, \$150,000 in fiscal year 2017-18 and \$150,000 in fiscal year 2018-19.



State of Wisconsin
2017 - 2018 LEGISLATURE

January 2017 Special Session

In: 127

Due ASAP

BILL

LRB-1498/1
CMH:wj
BTJD
Qe2
+ jld

107

LX

Regen

1 AN ACT to amend 20.455 (2) (kr); and to create 20.455 (2) (en) of the statutes;
2 relating to: treatment and diversion programs and making appropriations.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Justice awards grants to counties to provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. This bill uses funds from the Volkswagen settlement for such treatment and diversion programs as follows: 1) \$2,000,000 in each of fiscal years 2017-18 and 2018-19 for grants to counties operating treatment and diversion programs; and 2) \$150,000 in each of fiscal years 2017-18 and 2018-19 to expand the grant program to more counties. This bill also provides \$261,000 in each of fiscal years 2017-18 and 2018-19 for DOJ to create a pilot program to divert certain persons to treatment options instead of the criminal justice system.

Insert A

For further information see the *state* 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. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
4 the following amounts for the purposes indicated:

1
2015-16 2016-17

2 **20.455 Justice, department of**

3 (2) LAW ENFORCEMENT SERVICES

4 (en) Diversion pilot program GPR A -0- -0-

5 **SECTION 2.** 20.455 (2) (en) of the statutes is created to read:

6 20.455 (2) (en) *Diversion pilot program.* The amounts in the schedule to create
7 a diversion pilot program for nonviolent offenders to be diverted to a treatment
8 option. *Insert 2-8 ✓*

9 **SECTION 3.** 20.455 (2) (kr) of the statutes is amended to read:

10 20.455 (2) (kr) *Alternatives to prosecution and incarceration for persons who*
11 *use alcohol or other drugs; grants.* All moneys transferred under 2015 Wisconsin Act
12 388, section 5 (1), for making grants to counties under s. 165.95 (2), and all moneys
13 transferred under 2017 Wisconsin Act ... (this act), section 4 (1), for the purposes
14 specified under that section.

15 **SECTION 4. Fiscal changes.**

16 (1) ~~TREATMENT AND DIVERSION PROGRAMS; TRANSFERS.~~ There is transferred, using
17 Volkswagen settlement funds, from the appropriation account under section 20.455
18 (3) (g) of the statutes to the appropriation account under section 20.455 (2) (kr) of the
19 statutes, the following amounts for the following purposes:

20 (a) To provide grants under section 165.95 (2) of the statutes for counties that
21 establish alternatives to prosecution and incarceration, \$2,000,000 in fiscal year
22 2017-18 and \$2,000,000 in fiscal year 2018-19.

23 (b) To expand the grant program under section 165.95 (2) of the statutes to more
24 counties, \$150,000 in fiscal year 2017-18 and \$150,000 in fiscal year 2018-19.

BILL

✓
\$2,411,000

TREATMENT AND DIVERSION PROGRAMS

1

(#)

(2)

DIVERSION PILOT PROGRAM
in section

2

statutes for the appropriation to the department of justice under section 20.455 (2)

3

(en) of the statutes, the dollar amount for fiscal year 2017-18 is increased by

4

\$261,000 for the purpose for which the appropriation is made. In the schedule under

5

section 20.005 (3) of the statutes for the appropriation to the department of justice

6

under section 20.455 (2) (en) of the statutes, the dollar amount for fiscal year 2018-19

7

is increased by \$261,000 for the purpose for which the appropriation is made.

8

(END)

\$2,411,000 ✓

2017-2018 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1498/2insTD
TJD:...

1
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INSERT A

NO
It This bill provides moneys[✓] from general purpose revenue[✓] in each fiscal year in amounts specified in bill for grants to counties operating treatment and diversion programs, to expand the grant program to more counties, and to create a pilot program to divert certain persons to treatment options instead of the criminal justice system.[✓]

END INSERT A

INSERT 2-8

NO
It , to provide grants under s. 165.95 (2)[✓] for counties that establish alternatives to prosecution and incarceration, and to expand the grant program under s. 165.95 (2) to additional counties[✓]

END INSERT 2-8



State of Wisconsin
2017 - 2018 LEGISLATURE

January 2017 Special Session

LRB-1498/P7

CMH:wlj

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** *to create* 20.455 (2) (en) of the statutes; **relating to:** treatment and
2 diversion programs and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Justice awards grants to counties to provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. This bill provides moneys from general purpose revenue in each fiscal year in amounts specified in the bill for grants to counties operating treatment and diversion programs, to expand the grant program to more counties, and to create a pilot program to divert certain persons to treatment options instead of the criminal justice system.

For further information see the **state** 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.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
4 the following amounts for the purposes indicated:

2015-16 2016-17

20.455 Justice, department of

(2) LAW ENFORCEMENT SERVICES

(en) Diversion pilot program GPR A -0- -0-

SECTION 2. 20.455 (2) (en) of the statutes is created to read:

20.455 (2) (en) *Diversion pilot program.* The amounts in the schedule to create a diversion pilot program for nonviolent offenders to be diverted to a treatment option, to provide grants under s. 165.95 (2) for counties that establish alternatives to prosecution and incarceration, and to expand the grant program under s. 165.95 (2) to additional counties.

SECTION 3. Fiscal changes.

(1) TREATMENT AND DIVERSION PROGRAMS; DIVERSION PILOT PROGRAM. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (en) of the statutes, the dollar amount for fiscal year 2017-18 is increased by \$2,411,000 for the purpose for which the appropriation is made. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (en) of the statutes, the dollar amount for fiscal year 2018-19 is increased by \$2,411,000 for the purpose for which the appropriation is made.

(END)

1/27

T/C w/ Caroline

TAD

All from GPR - no transfer VW

\$2 million → existing TAD grants

↓
20.455 (2)(em)

new purposes → new appropriation



State of Wisconsin
2017 - 2018 LEGISLATURE

January 2017 Special Session

LRB-1498/2
CMH&TJD:wlj&jld

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De 3/

In: 1/27 Due TODAY ASAP
BILL

X
1
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Regen

AN ACT to create 20.455 (2) (en) of the statutes; relating to: treatment and diversion programs and making an appropriation.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Justice awards grants to counties to provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. This bill provides moneys from general purpose revenue in each fiscal year in amounts specified in the bill for grants to counties operating treatment and diversion programs, to expand the grant program to more counties, and to create a pilot program to divert certain persons to treatment options instead of the criminal justice system.

For further information see the *state* 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:

SECTION 1. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert the following amounts for the purposes indicated:

1 2015-16 2016-17

2 **20.455 Justice, department of**

3 (2) LAW ENFORCEMENT SERVICES

4 (en) Diversion pilot program GPR A -0- -0-

5 **SECTION 2.** 20.455 (2) (en) of the statutes is created to read:

6 20.455 (2) (en) *Diversion pilot program.* The amounts in the schedule to create
7 a diversion pilot program for nonviolent offenders to be diverted to a treatment
8 option, to provide grants under s. 165.95 (2) for counties that establish alternatives
9 to prosecution and incarceration, and to expand the grant program under s. 165.95
10 (2) to additional counties.

11 **SECTION 3. Fiscal changes.**

12 (1) TREATMENT AND DIVERSION PROGRAMS; DIVERSION PILOT PROGRAM. In the
13 schedule under section 20.005 (3) of the statutes for the appropriation to the
14 department of justice under section 20.455 (2) (en) of the statutes, the dollar amount
15 for fiscal year 2017-18 is increased by \$2,411,000 for the purpose for which the
16 appropriation is made. In the schedule under section 20.005 (3) of the statutes for
17 the appropriation to the department of justice under section 20.455 (2) (en) of the
18 statutes, the dollar amount for fiscal year 2018-19 is increased by \$2,411,000 for the
19 purpose for which the appropriation is made.

20 (END)

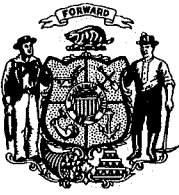
2017-2018 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1498/3insTD
TJD:...

1 INSERT 2-12

2 (1) TREATMENT AND DIVERSION PROGRAM GRANTS. In the schedule under section
3 20.005 (3) of the statutes for the appropriation to the department of justice under
4 section 20.455 (2) (em) of the statutes the dollar amount for fiscal year 2017-18 is
5 increased by \$2,000,000 for the purpose for which the appropriation is made. In
6 the schedule under section 20.005 (3) of the statutes for the appropriation to the
7 department of justice under section 20.455 (2) (em) of the statutes the dollar amount
8 for fiscal year 2018-19 is increased by \$2,000,000 for the purpose for which the
9 appropriation is made.

10 END INSERT 2-12



State of Wisconsin
2017 - 2018 LEGISLATURE
January 2017 Special Session

LRB-1498/P8
CMH:wlj

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

1 **AN ACT** *to create* 20.455 (2) (en) of the statutes; **relating to:** treatment and
2 diversion programs and making appropriations.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Justice awards grants to counties to provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. This bill provides moneys from general purpose revenue in each fiscal year in amounts specified in the bill for grants to counties operating treatment and diversion programs, to expand the grant program to more counties, and to create a pilot program to divert certain persons to treatment options instead of the criminal justice system.

For further information see the **state** 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.** 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
4 the following amounts for the purposes indicated:

2015-16 2016-17

20.455 Justice, department of

(2) LAW ENFORCEMENT SERVICES

(en) Diversion pilot program GPR A -0- -0-

SECTION 2. 20.455 (2) (en) of the statutes is created to read:

20.455 (2) (en) *Diversion pilot program.* The amounts in the schedule to create a diversion pilot program for nonviolent offenders to be diverted to a treatment option and to expand the grant program under s. 165.95 (2) to additional counties.

SECTION 3. Fiscal changes.

(1) TREATMENT AND DIVERSION PROGRAM GRANTS.. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (em) of the statutes the dollar amount for fiscal year 2017-18 is increased by \$2,000,000 for the purpose for which the appropriation is made. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (em) of the statutes the dollar amount for fiscal year 2018-19 is increased by \$2,000,000 for the purpose for which the appropriation is made.

(2) TREATMENT AND DIVERSION PROGRAMS; DIVERSION PILOT PROGRAM. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (en) of the statutes, the dollar amount for fiscal year 2017-18 is increased by \$411,000 for the purpose for which the appropriation is made. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (en) of the

1 statutes, the dollar amount for fiscal year 2018-19 is increased by \$411,000 for the
2 purpose for which the appropriation is made.

3 (END)

Dodge, Tamara

From: Krause, Caroline
Sent: Friday, January 27, 2017 1:54 PM
To: Dodge, Tamara
Subject: TAD

Hey Tami,

The \$2M/year part looks perfect, thank you!

Secondly, I just talked with Michael at LFB and he gave me a good idea, specifically for the \$261,000/year appropriation for pre-trial stuff: We want to add a stipulation that says DOJ has to come before finance for a passive review of their plan for the use of those funds.

That leaves the \$100,000/year for expansion of TAD to other counties. We'd like that to be spelled out that it's an addition to the \$2M but not combined with it because it's a specific funding source to expand to new counties.

Does that make sense?

Caroline Krause

Office of State Representative John Nygren
Co-Chair, Joint Committee on Finance
89th Assembly District
309 East, State Capitol
608.266.2343



State of Wisconsin
2017 - 2018 LEGISLATURE

January 2017 Special Session

LRB-1498/3
CMH&TJD:wlj&jld

1p9
4

In: 1/27

Due Today
BILL

stays

1 AN ACT to create 20.455 (2) (en) of the statutes; relating to: treatment and
2 diversion programs and making appropriations.

Analysis by the Legislative Reference Bureau

Under current law, the Department of Justice awards grants to counties to provide alternatives to prosecution and incarceration for criminal offenders who abuse alcohol or other drugs. This bill provides moneys from general purpose revenue in each fiscal year in amounts specified in the bill for grants to counties operating treatment and diversion programs, to expand the grant program to more counties, and to create a pilot program to divert certain persons to treatment options instead of the criminal justice system.

For further information see the *state* 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. 20.005 (3) (schedule) of the statutes: at the appropriate place, insert
4 the following amounts for the purposes indicated:

2015-16 2016-17

20.455 Justice, department of

(2) LAW ENFORCEMENT SERVICES

(en) Diversion pilot program GPR A -0- -0-

SECTION 2. 20.455 (2) (en) of the statutes is created to read:

20.455 (2) (en) *Diversion pilot program*. The amounts in the schedule to create

a diversion pilot program for nonviolent offenders to be diverted to a treatment option and to expand the grant program under s. 165.95 (2) to additional counties.

SECTION 3. Fiscal changes.

(1) TREATMENT AND DIVERSION PROGRAM GRANTS.. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (em) of the statutes, the dollar amount for fiscal year 2017-18 is increased by \$2,000,000 for the purpose for which the appropriation is made. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (em) of the statutes, the dollar amount for fiscal year 2018-19 is increased by \$2,000,000 for the purpose for which the appropriation is made.

(2) TREATMENT AND DIVERSION PROGRAMS, **DIVERSION PILOT PROGRAM**. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (en) of the statutes, the dollar amount for fiscal year 2017-18 is increased by \$¹⁵⁰411,000 for the purpose for which the appropriation is made. In the schedule under section 20.005 (3) of the statutes for

the appropriation to the department of justice under section 20.455 (2) (en) of the

Insert 2-9

AR.A

; treatment and diversion expansion

; treatment and diversion expansion

EXPANSION expansion of the grant program under section 165.95 (2) of the statutes to additional counties

*expansion of the grant program
under section 165.95(2) of the statutes
to additional counties*

150

1 statutes, the dollar amount for fiscal year 2018-19 is increased by \$411,000 for the

2 purpose for which the appropriation is made.

3 (END)

Insert 3-3

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INSERT 2-9

SECTION 1. Nonstatutory provisions.

(1) DIVERSION PILOT PROGRAM. ^{Autoref B} Before the department of justice expends the ^{Autoref A} moneys described in SECTION 4 (3) of this act from the appropriation under section 20.455 (2) (en) of the statutes, the department of justice shall submit to the joint committee on finance a proposed plan for the expenditure of those moneys to create a diversion pilot program for nonviolent offenders to be diverted to a treatment option. If the cochairpersons of the committee do not notify the department of justice within 14 working days after the date of the department's submittal that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the department of justice may expend the moneys to implement the proposed plan. If, within 14 working days after the date of the department of justice's submittal, the cochairpersons of the committee notify the department of justice that the committee has scheduled a meeting for the purpose of reviewing the proposed plan, the ^{Autoref A} department of justice may expend the moneys described in SECTION 4 (3) of this act ^{A.R.B} only on approval of the committee.

END INSERT 2-9

INSERT 3-3

^{A.R.B} (1) DIVERSION PILOT PROGRAM. In the schedule under section 20.005 (3) of the statutes for the appropriation to the department of justice under section 20.455 (2) (en) of the statutes, [^] the dollar amount for fiscal year 2017-18 is increased by \$261,000 ³ for the purpose of creating a diversion pilot program for nonviolent offenders to be

1 diverted to a treatment option. In the schedule under section 20.005 (3) of the
2 statutes for the appropriation to the department of justice under section 20.455 (2)
3 (en) of the statutes[^] the dollar amount for fiscal year 2018-19 is increased by \$261,000
4 for the purpose of creating a diversion pilot program for nonviolent offenders to be
5 diverted to a treatment option.

6 END INSERT 3-3