

2019 DRAFTING REQUEST

Assembly Amendment (AA-AB56)

For: Legislative Fiscal Bureau Drafter: ewheeler
By: Hannah Secondary Drafters:
Date: 4/16/2019 May Contact:

Same as LRB:

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

Pre Topic:

LFB:.....Hannah, Y06 -

Topic:

Age of juvenile jurisdiction

Instructions:

See attached

Drafting History:

Table with 6 columns: Vers., Drafted, Reviewed, Submitted, Jacketed, Required. Row 1: /?, ewheeler, wjackson, Submitted, Jacketed, Required. Row 2: /1, mbarman, Submitted, Jacketed, Required.

FE Sent For: <END>

Youth Services -- Juvenile Justice

1. SEVENTEEN-YEAR-OLD JUVENILE JUSTICE COST REIMBURSEMENT

GPR	\$5,000,000
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Governor: Create a GPR sum sufficient appropriation to reimburse counties, beginning January 1, 2021, for costs associated with juveniles who were alleged to have violated a state or federal criminal law or any civil law or municipal ordinance at age 17. Provide \$5,000,000 in 2020-21 as an estimate of the amounts that would distributed to counties for this purpose. Require DCF to consult with county representatives to determine eligible reimbursable expenses. [See "Corrections -- Juvenile Corrections."]

[Bill Sections: 210, 520, and 9106(4)]

2. COST REIMBURSEMENT FOR ESTABLISHING SECURED RESIDENTIAL CARE CENTERS

GPR	\$3,500,000
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Governor: Create an annual sum certain GPR appropriation for DCF to reimburse counties, beginning January 1, 2021, for one-time start-up costs incurred by a county, or a group of counties, in establishing a secured residential care center for children and youth. Provide \$3,500,000 in 2020-21 for DCF to distribute to counties for this purpose. Require DCF to consult with county representatives to determine eligible reimbursable expenses. [See "Corrections -- Act 185 Implementation."]

[Bill Sections: 211, 521, and 9106(4)]

3. YOUTH AIDS STAFFING AND TRAINING

	Funding	Positions
GPR	\$574,000	1.00

Governor: Provide \$274,100 in 2019-20 and \$299,900 in 2020-21 to provide training, performance monitoring, data collection, data analysis, and to establish standards of practice for the youth justice system. This item includes: (a) \$77,500 in 2019-20 and \$103,300 in 2020-21 to support 1.0 additional position, beginning in 2019-20; and (b) \$196,600 annually to fund a contract with an external vendor for training county staff and to implement a validated risk/needs assessment tool to assist counties to assess each youth as part of the intake and referral process.

As part of administering youth aids, current law requires DCF to perform certain activities, including developing community based juvenile delinquency standards of practice, providing technical assistance to assist counties to implement these standards, and establishing information technology systems to monitor and evaluate the program. The 1.0 FTE position would support implementation of the data system, training, and standards of practice.

6. JUVENILE PROGRAM REVENUE REESTIMATES

PR	- \$6,648,600
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Governor: Reduce funding by \$3,454,400 in 2019-20 and \$3,194,200 in 2020-21 associated with the funding adjustments identified in the table below. The table identifies the reason for the reestimate, base funding amounts for these appropriations, funding changes, and the total funding that would be budgeted as a result of the reestimates.

Reason	2018-19 Base	2019-20		2020-21	
		Funding Adjustment	Total	Funding Adjustment	Total
Salary and Fringe	\$30,426,200	-\$263,000	\$30,163,200	-\$263,000	\$30,163,200
Residential Aftercare	7,763,400	-3,163,800	4,599,600	-2,911,300	4,852,100
Utilities and Heating	367,900	-27,600	340,300	-19,900	348,000
Total PR Reestimates		-\$3,454,400		-\$3,194,200	

7. AGE OF JUVENILE JURISDICTION

Governor: Modify current law, effective January 1, 2021, to specify that persons who have not attained the age of 18 years to be subject to the procedures specified in the Juvenile Justice Code and, on being adjudicated delinquent, subject to an array of dispositions under that code including placement in a juvenile correctional facility. Similarly, modify from 17 to 18 the age at which a person who is alleged to have violated a civil law or municipal ordinance is subject to the jurisdiction and procedures of the circuit court or, if applicable, the municipal court.

Under current law, a person 17 years of age or older who is alleged to have violated a criminal law is subject to adult procedures and sentencing under the Criminal Code, which may include a sentence of imprisonment in the Wisconsin state prisons. Subject to certain exceptions, a person under 17 years of age who is alleged to have violated a criminal law is subject to the procedures specified in the Juvenile Justice Code and, on being adjudicated delinquent, is subject to an array of dispositions under that code including placement in a juvenile correctional facility. Similarly, under current law, a person 17 years of age or older who is alleged to have violated a civil law or municipal ordinance is subject to the jurisdiction and procedures of the circuit court or, if applicable, the municipal court, while a person under 17 years of age who is alleged to have violated a civil law or municipal ordinance, subject to certain exceptions, is subject to the jurisdiction and procedures of the court assigned to exercise jurisdiction under the Juvenile Justice Code. [For information on funding provided to counties associated with the age of juvenile jurisdiction, see "Children and Families -- Youth Services -- Juvenile Justice."]

[Bill Sections: 489, 490, 502 thru 506, 1537, 1746 thru 1748, 1790, 1791, 1978, 1979, 1982, 2148 thru 2152, 2156, 2159 thru 2164, 2168 thru 2178, 2180 thru 2186, 2189, 2192 thru 2196, 2220 thru 2222, 2224, 2230 thru 2234, 2249, 2250, 9308(1), and 9408(1)]



State of Wisconsin
2019 - 2020 LEGISLATURE

LRBb0038/3
EAW&EHS:...

WJ

LFB:.....Hannah, Y06 - Age of juvenile jurisdiction

**FOR 2019-2021 BUDGET -- NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 56**

*In 4/19
Due 4/23*

Fixed components

1 At the locations indicated, amend the bill as follows:

2 ✓1. Page 393, line 18: delete lines 18 to 20.

3 ✓2. Page 478, line 7: delete lines 7 to 17.

4 ✓3. Page 483, line 7: delete that line ^{the material beginning with} to page 484, line 16.

5 ✓4. Page 488, line 15: delete lines 15 to 20. ^{and ending with}

6 ✓5. Page 841, line 18: delete lines 18 to 20.

7 ✓6. Page 910, line 3: delete lines 3 to 15.

8 ✓7. Page 934, line 13: delete lines 13 to 19.

9 ✓8. Page 987, line 18: delete that line ^{the material beginning with} to page 988, line 8. ^{and ending with}

10 ✓9. Page 988, line 24: delete that line ^{the material beginning with} to page 989, line 6. ^{and ending with}

the material beginning with

- 1 ~~X~~10. Page 1057, line 10: delete that line to page 1058, line 21.
- 2 ~~X~~11. Page 1059, line 23: delete that line to page 1060, line 5.
- 3 ~~X~~12. Page 1060, line 23: delete that line to page 1064, line 10.
- 4 ~~X~~13. Page 1065, line 20: delete that line to page 1068, line 10.
- 5 ~~X~~14. Page 1068, line 18: delete that line to page 1069, line 8.
- 6 ~~X~~15. Page 1072, line 3: delete lines 3 to 8.
- 7 ~~X~~16. Page 1072, line 11: delete that line to page 1073, line 12.
- 8 ~~X~~17. Page 1079, line 23: delete that line to page 1080, line 10.
- 9 ~~X~~18. Page 1080, line 18: delete lines 18 to 25.
- 10 ~~X~~19. Page 1082, line 17: delete that line to page 1083, line 9.
- 11 ~~X~~20. Page 1093, line 6: delete lines 6 to 15.
- 12 ~~X~~21. Page 1101, line 3: delete "SEVENTEEN-YEAR-OLD JUVENILE JUSTICE AIDS,
13 COUNTY FACILITIES," and substitute "COUNTY FACILITIES".
- 14 ~~X~~22. Page 1101, line 6: delete "ss. 48.5275 and" and substitute "s."
- 15 ~~X~~23. Page 1131, line 5: delete lines 5 to 16.
- 16 ~~X~~24. Page 1140, line 23: delete that line to page 1141, line 12.
- 17 (END)

the material beginning with

and ending with

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2019 - 2020 LEGISLATURE

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EAW&EHS:wlj

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