



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-0217/P1  
EHS:wlj:rs

DOA:.....Ley, BB0008 – Juvenile correctional facility daily rates

**FOR 2015-2017 BUDGET -- NOT READY FOR INTRODUCTION**

AN ACT ...; relating to: the budget.

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*Analysis by the Legislative Reference Bureau*

**CORRECTIONAL SYSTEM**

**JUVENILE CORRECTIONAL SYSTEM**

Under current law relating to community youth and family aids, generally referred to as “youth aids,” DOC must allocate various state and federal moneys to counties to pay for state-provided juvenile correctional services and local delinquency-related and juvenile justice services. DOC charges counties for the costs of services provided by DOC according to per person daily cost assessments specified in the statutes (daily rates). Currently, the daily rate is \$301 for care in a Type 1 juvenile correctional facility, \$301 for care for juveniles transferred from a juvenile correctional institution, \$128 for corrective sanctions services, and \$41 for departmental aftercare services. Under this bill, the daily rates are as follows:

1. For fiscal year 2015–16, the daily rate is \$279 for care in a Type 1 juvenile correctional facility, \$279 for care for juveniles transferred from a juvenile correctional institution, \$132 for corrective sanctions services, and \$48 for departmental aftercare services.

2. For fiscal year 2016–17, the daily rate is \$287 for care in a Type 1 juvenile correctional facility, \$287 for care for juveniles transferred from a juvenile correctional institution, \$127 for corrective sanctions services, and \$49 for departmental aftercare services.

Also under current law, if there is a deficit in the juvenile correctional services appropriation account at the close of a fiscal biennium, the governor must increase

each of the daily rates for care in a Type 1 juvenile correctional facility and for care for juveniles transferred from a juvenile correctional institution by \$17, in addition to any increase due to actual costs, in the executive budget bill for each fiscal biennium until the deficit is eliminated. This bill changes the amount by which the governor must increase the daily rates under these circumstances to \$6.

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

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***The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:***

**SECTION 1.** 301.26 (4) (cx) of the statutes is amended to read:

301.26 (4) (cx) If, notwithstanding ss. 16.50 (2), 16.52, 20.002 (11), and 20.903, there is a deficit in the appropriation account under s. 20.410 (3) (hm) at the close of a fiscal biennium, the governor shall, to address that deficit, increase each of the rates specified under s. 301.26 (4) (d) 2. and 3. for care in a Type 1 juvenile correctional institution facility and for care for juveniles transferred from a correctional institution by ~~\$17~~ \$6, in addition to any increase due to actual costs, in the executive budget bill for each fiscal biennium, until the deficit under s. 20.410 (3) (hm) is eliminated.

**SECTION 2.** 301.26 (4) (d) 2. of the statutes is amended to read:

301.26 (4) (d) 2. Beginning on July 1, ~~2013~~ 2015, and ending on June 30, ~~2014~~ 2016, the per person daily cost assessment to counties shall be ~~\$294~~ \$279 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$294~~ \$279 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$125~~ \$132 for departmental corrective sanctions services, and ~~\$41~~ \$48 for departmental aftercare services.

**SECTION 3.** 301.26 (4) (d) 3. of the statutes is amended to read:

301.26 (4) (d) 3. Beginning on July 1, ~~2014~~ 2016, and ending on June 30, ~~2015~~ 2017, the per person daily cost assessment to counties shall be ~~\$301~~ \$287 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~\$301~~ \$287 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~\$128~~ \$127 for departmental corrective sanctions services, and ~~\$41~~ \$49 for departmental aftercare services.

(END)