



State of Wisconsin
2023 - 2024 LEGISLATURE

LRB-1177/P2
EHS:cdc&cjs

DOA:.....Schmidt, BB0207 - Juvenile justice reform review committee

FOR 2023-2025 BUDGET -- NOT READY FOR INTRODUCTION

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

Analysis by the Legislative Reference Bureau

CORRECTIONAL SYSTEM

JUVENILE CORRECTIONAL SYSTEM

Juvenile justice reform review committee

This bill creates a juvenile justice reform review committee in DCF with members appointed by the governor. Under the bill, the committee is charged with studying and providing recommendations to DCF and DOC on how to do all of the following:

1. Increase the minimum age of delinquency.
2. Eliminate original adult court jurisdiction over juveniles.
3. Modify the waiver procedure for adult court jurisdiction over juveniles and incorporate offenses currently subject to original adult court jurisdiction into the waiver procedure.
4. Eliminate the serious juvenile offender program and create extended juvenile court jurisdiction with a blended juvenile and adult sentence structure for certain juvenile offenders.
5. Prohibit placement of a juvenile in a juvenile detention facility for a status offense and limit sanctions and short-term holds in a juvenile detention facility to cases where there is a public safety risk.
6. Sunset long-term post-disposition programs at juvenile detention facilities.

7. Create a sentence adjustment procedure for youthful offenders.

8. Conform with the U.S. Constitution the statutes that mandate imposing sentences of life imprisonment without parole or extended supervision to minors.

Under the bill, the committee terminates on September 16, 2024, and DCF and DOC must submit in their 2025-27 biennial budget requests a request to implement the committee's recommendations.

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

SECTION 9106. Nonstatutory provisions; Children and Families.

(1) JUVENILE JUSTICE REFORM REVIEW COMMITTEE.

(a) There is created in the department of children and families a juvenile justice reform review committee with members appointed by the governor.

(b) The juvenile justice reform review committee shall study and, prior to September 16, 2024, provide recommendations to the department of children and families and the department of corrections on how to do all of the following:

1. Increase the minimum age of delinquency.

2. Eliminate original adult court jurisdiction over juveniles under s. 938.183.

3. Modify the waiver procedure for adult court jurisdiction over juveniles and incorporate offenses currently subject to original adult court jurisdiction into the waiver procedure.

4. Eliminate the serious juvenile offender program under s. 938.538 and create extended juvenile court jurisdiction with a blended juvenile and adult sentence structure for certain juvenile offenders.

5. Prohibit placement of a juvenile in a juvenile detention facility for a status offense and limit sanctions and short-term holds in a juvenile detention facility to cases where there is a public safety risk.

6. Sunset long-term post-disposition programs at juvenile detention facilities.

7. Create a sentence adjustment procedure for youthful offenders.

8. Conform with the U.S. Constitution the statutes that mandate imposing sentences of life imprisonment without parole or extended supervision to minors.

(c) In submitting information under s. 16.42 (1) for purposes of the 2025-27 biennial budget bill, the department of children and families and the department of corrections shall each include a request to implement the juvenile justice reform review committee's recommendations.

(d) The juvenile justice reform review committee terminates on September 16, 2024.

(END)