



## Legislative Fiscal Bureau

One East Main, Suite 301 • Madison, WI 53703 • (608) 266-3847 • Fax: (608) 267-6873

---

June 6, 2007

Joint Committee on Finance

Paper #247

### **Serious Juvenile Offender Funding (Corrections -- Juvenile Corrections)**

#### *Bill Agency*

[LFB 2007-09 Budget Summary: Page 118, #4]

---

#### **CURRENT LAW**

The serious juvenile offender (SJO) appropriation reimburses juvenile correctional facilities, secured child caring institutions, corrective sanctions supervision providers, alternate care providers, and aftercare supervision providers for costs incurred for juveniles who receive an SJO disposition. All components of the SJO disposition are state funded. Counties have no financial responsibility for a juvenile placed in the SJO program.

A juvenile is subject to a SJO placement as follows: (a) if the juvenile is 14 years of age or more and has been adjudicated delinquent for committing a delinquent act that is equivalent to certain Class A, Class B, or Class C felony offenses; or (b) the juvenile is 10 years of age or more and has been adjudicated delinquent for attempting or committing first-degree intentional homicide or for committing first-degree reckless homicide or second-degree intentional homicide. An SJO disposition may only be made for these juveniles if the judge finds that the only other disposition that would be appropriate is placement in a juvenile correctional facility.

For a juvenile receiving an SJO disposition, the court is required to make the order apply for a period of five years if the adjudicated act was a Class B or Class C felony offense, or until the juvenile reaches 25 years of age if the adjudicated act was a Class A felony offense. The disposition includes the concept of Type 2 status, which allows the Department to administratively transfer a juvenile through an array of component phases, including both juvenile correctional facility and community placements.

The adjusted base funding for the SJO appropriation is \$14,401,200 GPR annually.

## GOVERNOR

Increase funding by \$1,746,000 GPR in 2007-08 and \$2,509,000 GPR in 2008-09 to reflect increased costs associated with state-funded serious juvenile offenders.

## DISCUSSION POINTS

This is a modification paper that reestimates the average daily population for the SJO appropriation at 232 annually, resulting in a funding increase of \$154,300 GPR in 2007-08 and \$413,800 GPR in 2008-09.

1. Under the bill, the following average daily populations (ADP) for the SJO appropriation, are projected for the 2007-09 biennium:

**TABLE 1**

**Serious Juvenile Offender  
Average Daily Population**

<u>Type of Care</u>	<u>As of April, 2007</u>	<u>Serious Juvenile Offenders</u>	
		<u>2007-08</u>	<u>2008-09</u>
Juvenile Correctional Facilities	105	104	105
Corrective Sanctions Program	75	68	69
Aftercare Supervision	<u>49</u>	<u>51</u>	<u>52</u>
Total ADP	229	223	226
Alternate Care*	47	41	41

\*A subset of aftercare supervision that includes residential care centers, group homes, treatment foster homes, and certain supplemental living arrangements.

2. The SJO appropriation expenditure authority is calculated on the basis of the projected ADP for each type of care and the average costs, or daily rate, for each type of care. The 2006-07 daily rates under current law, and the daily rates under the bill for 2007-08 and 2008-09 are shown in Table 2.

**TABLE 2**

**Juvenile Corrections Daily Rates**

	Statutory Rates	Governor	
	7-1-06 thru <u>6-30-07</u>	7-1-07 thru <u>6-30-08</u>	7-1-08 thru <u>6-30-09</u>
Juvenile Correctional Facilities*	\$209.00	\$269.00	\$279.00
Corrective Sanctions	82.00	99.00	101.00
Aftercare Supervision	33.00	40.00	41.00
Residential Care Centers	244.00	277.00	296.00
Group Homes	163.00	165.00	172.00
Treatment Foster Homes	87.00	132.00	145.00
Regular Foster Homes	50.00	67.00	74.00

\*Including transfers from a juvenile correctional facility to the Mendota Juvenile Treatment Center.

3. The Governor's ADP projections for SJO placements are based on a model that projects these populations through the 2007-09 biennium. The model uses 2005-06 admission and placement data. The bill assumes that following a 24-month period of institutional care, certain percentages of juveniles would be placed in the corrective sanctions program and under aftercare supervision, respectively. Further, certain percentages of juveniles in aftercare supervision are also budgeted in alternate care settings. These types of settings include residential care centers, group homes, treatment foster homes, and certain supplemental care placements (monitored living situations in dorm-style settings or small apartments that the Department utilizes for SJOs who are 18 to 21 years of age and still subject to a juvenile disposition, but who are too old to be placed in a juvenile facility). The bill also assumes no placements in regular foster home settings.

4. By updating this model to reflect actual placement data through April, 2007, the SJO projections under the bill can be reestimated. Based on this updated placement data, the estimate for placements in juvenile correctional facilities should be decreased, while the field supervision placements should increase. The ADP for SJO placements, as a result of updating the year-to-date 2006-07 population data are summarized in Table 3.

**TABLE 3**  
**Average Daily Population**

<u>Type of Care</u>	<u>Serious Juvenile Offenders</u>	
	<u>2007-08</u>	<u>2008-09</u>
Juvenile Correctional Facilities	98	102
Corrective Sanctions Program	76	77
Aftercare Supervision	<u>58</u>	<u>58</u>
Total ADP	232	232
Alternate Care*	46	46

\*A subset of aftercare supervision that includes residential care centers, group homes, treatment foster homes, and certain supplemental living arrangements.

5. As a result of reestimating the SJO population, funding would be modified by \$154,300 GPR in 2007-08 and \$413,800 GPR in 2008-09. Total funding for the SJO program would be \$16,301,500 GPR in 2007-08 and \$17,324,000 GPR in 2008-09.

6. The above modified funding assumes the daily rates provided under the bill. To the extent that the daily rates are modified by other Committee actions, any resulting changes to SJO funding will be reflected in the final provisions of the bill. For example, a decrease in the daily rates would decrease the amount of funding needing to be appropriated for the SJO program.

**MODIFICATION**

Modify the Governor's recommendation by \$154,300 in 2007-08 and \$413,800 in 2008-09 to reflect reestimated SJO populations for juvenile correctional facilities, corrective sanctions, aftercare supervision, and alternate care placements.

	<b>Change to Bill Funding</b>	<b>Change to Base Funding</b>
GPR	\$568,100	\$4,823,100

Prepared by: Chris Carmichael