



State of Wisconsin
2019 - 2020 LEGISLATURE

LRBa0328/1
EAW:ahc

**ASSEMBLY AMENDMENT 3,
TO ASSEMBLY BILL 188**

June 13, 2019 - Offered by Representative SCHRAA.

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

2 **1.** Page 8, line 10: after that line insert:

3 “**SECTION 19m.** 301.37 (1m) of the statutes is amended to read:

4 301.37 **(1m)** ~~Subject to the~~ The rules promulgated by the department under
5 sub. (1), shall allow a secured residential care center for children and youth ~~may to~~
6 use less restrictive physical security barriers than a Type 1 juvenile correctional
7 facility while ensuring the safety of the public, staff, and youth. The rules
8 promulgated under sub. (1) shall allow a secured residential care center for children
9 and youth to be located in a portion of a juvenile detention facility or a Type 1 juvenile
10 correctional facility. A secured residential care center for children and youth that is
11 located in a portion of a juvenile detention facility or a Type 1 juvenile correctional
12 facility shall provide trauma-informed, evidence-based programming and services
13 as required by the department under s. 938.48 (16) (b).”.

1 **2.** Page 9, line 8: delete lines 8 to 11 and substitute:

2 “938.02 (15g) “Secured residential care center for children and youth” means
3 a facility that complies with the requirements of ss. 301.37 and 938.48 (16) (b)
4 operated by an Indian tribe or a county under ss. 46.20, 59.53 (8m), ~~301.26, 301.27,~~
5 and 938.22 (1) (a) or by a child welfare agency that is licensed under s. 48.66 (1) (b)
6 to hold in secure custody persons adjudged delinquent.”.

7 **3.** Page 14, line 12: after “met.” insert “A court may not order a placement
8 under this paragraph at the Mendota juvenile treatment center that the department
9 has not approved. A juvenile under the supervision of a county in a secured
10 residential care center for children and youth who is transferred to Mendota juvenile
11 treatment center under this paragraph remains under the supervision of that
12 county.”.

13 **4.** Page 18, line 1: before that line insert:

14 “**SECTION 45m.** 938.48 (16) (b) of the statutes is amended to read:

15 938.48 (16) (b) Promulgate rules governing services and programming for
16 juveniles in a secured residential care center for children and youth. ~~The department~~
17 ~~rules shall include uniform data reporting standards for~~ require counties or Indian
18 tribes that operate or contract with a child welfare agency for a secured residential
19 care center for children and youth ~~in rules promulgated under this paragraph to~~
20 implement trauma-informed principles and evidence-based practices at the
21 facilities and shall include uniform data reporting standards. The department shall
22 base the rules it promulgates under this paragraph on the recommendations
23 provided by the juvenile corrections study committee under 2017 Wisconsin Act 185,
24 section 110 (6) (c) 1.”.

