

1 **AN ACT** *to renumber* 301.26 (4) (b); and *to create* 301.26 (3) (de) and 301.26 (4) (b)
 2 2. of the statutes; **relating to:** funding to counties to cover increase in juvenile
 3 corrections costs.

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

JOINT LEGISLATIVE COUNCIL PREFATORY NOTE: This bill draft was prepared for the Joint Legislative Council’s Special Committee on High–Risk Juvenile Offenders.

Under current law, counties are financially responsible for the costs of juvenile delinquency–related services except for certain juveniles, such as those placed in the serious juvenile offender program and juveniles who are convicted as adults in the adult system. The community youth and family aids program (“youth aids”) provides each county with an annual allocation of state and federal funds from which the county may pay for juvenile delinquency–related services, including out–of–home placements and non–residential, community based services for juveniles. For correctional services, the department of corrections bills counties based upon a statutory daily rate for the service provided.

This bill draft provides that the department of corrections must allocate additional funds to counties if there is an increase in the daily rate charged to counties for correctional services to cover the increases. In distributing this funding, the draft requires the department to consider each county’s proportionate use of applicable services of the department of corrections during the previous calendar years.

4 **SECTION 1.** 301.26 (3) (de) of the statutes is created to read:
 5 301.26 (3) (de) In addition to the funds allocated under par. (c), the department shall
 6 allocate funds to counties under sub. (4) (b) 2. and shall consider each county’s proportionate
 7 use of applicable services of the department under s. 938.34.

NOTE: Requires the department of corrections to allocate funds in addition to each county’s youth aids allocation, as provided in SECTION 2 of the draft, and requires the department to consider each county’s

proportionate use of juvenile correctional services in making the allocation.

1 **SECTION 2.** 301.26 (4) (b) of the statutes is renumbered 301.26 (4) (b) 1.

2 **SECTION 3.** 301.26 (4) (b) 2. of the statutes is created to read:

3 301.26 (4) (b) 2. If there is an increase in the per person daily cost assessment, there shall
4 be an increase in the total funds available to all counties under sub. (3) (de) to cover increases
5 for state charges under par. (a).

NOTE: Provides that, if there is an increase in the daily rate charged to counties for correctional services, there must be an increase in the total funds available to counties to cover increases in these charges.

COMMENT: This draft is based upon provisions that were included in the 1993-94 statutes.

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(END)