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State of Wisconsin
Department of Corrections

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Margaret C. Carpenter
Administrator

ADMINISTRATOR'S MEMO TO TRIBES & COUNTIES

MEMO # 10-17

DATE: November 17, 2010
TO: Tribal and County Departments of Human/Social Services Directors
FROM: Margaret C. Carpenter, Administrator 
SUBJECT: **Application Materials and Process for FY 2010 Reimbursement for High-Cost Indian Juvenile Placements**

The purpose of this memo is to provide you with application information and materials for FY 2010 Reimbursement for High-Cost Indian Juvenile Placements, and to notify you of the awards process for these funds.

Application materials (as described below) must be received by the Division of Juvenile Corrections by 5:00 pm on Monday, December 13, 2010.

All application materials should be mailed or faxed (only) to:

Mail: David Bajkiewicz, Budget & Policy Analyst
Dept. of Corrections, Division of Juvenile Corrections
P.O. Box 8930
Madison, WI 53708-8930
Fax: (608) 240-3371

Questions regarding the information requested and allocation process that will be used for reimbursement may be directed to David Bajkiewicz, DJC Budget & Policy Analyst, at (608) 240-5920 or by e-mail at David.Bajkiewicz@wisconsin.gov.

Statutory Authority

In June 2009, Governor Doyle signed into law the state budget, 2009 Wisconsin Act 28, which provides reimbursement to tribes and counties that experience unusual, high-cost out-of-home placements for Indian juveniles who have been adjudicated delinquent. In May 2010, the program was modified through 2009 Wisconsin Act 233 to limit eligibility to Indian juveniles who had been adjudicated delinquent by tribal courts.

The program is outlined in s. 938.48 (8p) of Wisconsin Statutes, as shown below:

(8p) INDIAN JUVENILE PLACEMENTS. Reimburse Indian tribes and county departments, from the appropriation under s. 20.410(1) (kp) [s. 20.410 (3) (kp)], for unexpected or unusually high-cost out-of-home care placements of Indian juveniles who have been adjudicated delinquent by tribal courts. In this subsection, "unusually high-cost out-of-home care placements" means the amount by which the cost to an Indian tribe or to a county department of out-of-home care placements of Indian juveniles who have been adjudicated delinquent by tribal courts exceeds \$50,000 in a fiscal year.

Department's Criteria for Reimbursement

High-cost out-of-home care placements must meet the following criteria:

- The Indian tribe or county department incurs out-of-home care placement costs.
- Eligible youth are Indian juveniles who have been adjudicated delinquent by a tribal court.
- The FY 2010 (July 1, 2009 through June 30, 2010) cost exceeds \$50,000.

To be eligible for the reimbursement, a tribe or county must provide the following information:

- Complete Attachment 1, which summarizes out-of-home placement costs eligible for reimbursement. This application form also requests contact information in case there are questions about the information on the application.
- A copy of the tribal court delinquency order for each youth included in the request for reimbursement.

Requests for costs incurred outside the eligibility period (July 1, 2009 through June 30, 2010), will result in a corresponding reduction in the reimbursement request amount. A county department may not claim costs for eligible youth incurred by the county but reimbursed by a tribe. However, a tribe may claim costs for reimbursing a county for out-of-home placements for eligible youth.

Department Review and Awards Process

A total of \$75,000 is provided through 2009 Wisconsin Act 28 to reimburse tribes and counties each state fiscal year through this program. Only out-of-home placement costs exceeding \$50,000 for a tribe or county are eligible for reimbursement. The reimbursement will be allocated according to each tribe's or county's share of the total cost eligible for reimbursement, not exceeding the total eligible cost.

Enclosures

Attachment 1- High-Cost Indian Juvenile Placements FY 2010 Application For Reimbursement
(Complete and return to DJC)

cc: Rick Raemisch, Secretary, DOC
Tim Lundquist, Deputy Secretary, DOC
Melissa Roberts, Executive Assistant, DOC
Silvia Jackson, Assistant Administrator, DOC/DJC
Cyrus Behroozi, Administrator, DCF/DSP
Ron Hermes, Deputy Administrator, DCF/DSP
Diane Bloecher, Director, Child Welfare Licensing Section DCF/DSP
Patrick Cork, Interim Director of Area Administration, DHS/DES
Greg Van Rybroek, Director, DHS/MJTC
DHS/DCF Area Administrators
DHS/DCF Human Service Area Coordinators
DOC/DJC Management staff
County Youth Aids contacts
Court-attached juvenile court intake offices