

SENATOR AVERY: I believe it is.

SENATOR SCHIMEK: And so they ultimately, in a sense, have some oversight, in fact, you know, maybe they should have some oversight, maybe they should be able to audit the review board. And I'm not suggesting that, I'm just saying that as a possibility. But if they don't have that audit ability or some oversight ability, then I think it would be very difficult for them to, to have the financial liability also for whatever, for whatever happens with these cases. Would you agree with that?

SENATOR AVERY: Yes, I would. This, this factor is somewhat out of our hands and out of our control because it is, it deals with federal. And we can't change federal. And I...so it's kind of beyond our control.

SENATOR SCHIMEK: Right, but I just want the body to know what we're doing here. DSS is still the agency that the federal government is going to be working with and yet we're giving this responsibility to an entirely different independent agency. Now that is why I think DSS wanted this language in here because they felt that if they were no longer in charge of these reviews, then they shouldn't have the liability. But we're setting up a really strange situation here, from my perspective and from my point of view. The second question that I'd like to ask you pertains to language on page 3, Senator Avery. And the language on the second line says, "the state board shall be the only state agency with the right and responsibility to conduct six-month case reviews". I have a question about that and I don't,...

SPEAKER WITHEM: One minute.

SENATOR SCHIMEK: ...I need, you need to clarify for me who else, at the present time, does some case reviews. And I understand that there really are about three different agencies that are involved in that, including the Department of Education, DPI, and the Office of Juvenile Services. And I'm wondering if this language then precludes them from doing any of those kinds of review.

SENATOR AVERY: I don't believe it does. The point here was the fact to end that duplication in terms of the responsibilities