



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2017 Senate Bill 230

Senate Amendment 1

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Contact: Michael Queensland, Senior Staff Attorney

2017 SENATE BILL 230

With certain exceptions, 2017 Senate Bill 230 (“the bill”) allows the superintendent of an institution or other public officer to cremate and bury an unclaimed corpse. The bill also does the following:

- Prohibits cremation of an unclaimed corpse if the deceased person died as a result of homicide.
- Requires the Department of Corrections (DOC) to provide written notification to a deceased inmate’s relative informing him or her that DOC will allow the relative to claim the cremated remains before the remains are buried.
- Expressly allows DOC to charge a prisoner’s estate for some or all of the costs to the department of the inmate’s incarceration, burial, or cremation and burial.
- Requires DOC to assess, collect, and disburse the amount an inmate owes in restitution at the time of his or her death from the inmate’s wages or other moneys.

SENATE AMENDMENT 1

Senate Amendment 1 clarifies that DOC cannot collect any money from a deceased inmate’s prisoner account to pay for burial or cremation until **after** DOC uses any residual funds to pay off remaining restitution the inmate owed.

BILL HISTORY

Senator Wanggaard introduced Senate Amendment 1 on October 30, 2017. On October 31, 2017, the Senate adopted the amendment and passed the bill, as amended, on voice votes.

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