

**2001 Jr2 DRAFTING REQUEST**

**Senate Amendment (SA-SSA1-AB1)**

Received: **04/01/2002**

Received By: **mdsida**

Wanted: **As time permits**

Identical to LRB:

For: **Senate Democratic Caucus**

By/Representing: **Engel**

This file may be shown to any legislator: **NO**

Drafter: **mdsida**

May Contact:

Addl. Drafters:

Subject: **Correctional System - prisons**

Extra Copies: **rpn**

Submit via email: **NO**

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**Pre Topic:**

SCC:.....Engel - CN6114,

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**Topic:**

Transporting persons to visit inmates in state prisons

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**Instructions:**

See Attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mdsida 04/01/2002	jdye 04/01/2002		_____			
/1			jfrantze 04/01/2002	_____	lrb_docadmin 04/01/2002		

FE Sent For:

<END>

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1?	mdsida	1/4 JLD	4/1/02	6/1/02			

FE Sent For:

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CORRECTIONS

Visitor Bus

MGD

[Comparative Summary Item 13, pg. 54]

Motion:

Adopt LRBA1399/2, an Assembly Amendment to 2001 Assembly Bill 810.

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Note:

This amendment was drafted as a compromise relating to AB 810, which prohibits the Department of Corrections from using state funds to transport persons visiting inmates in state prisons. Similarly, the Governor's budget bill cuts \$60,000 GPR from the Department of Corrections to eliminate the program. Instead of eliminating the program altogether, however, Representative Scott Suder (AB 810 author), Representative Scott Walker (Assembly Corrections Committee Chair) and Representative Mark Pocan (Corrections Committee member) crafted this alternative proposal.

The motion would allow the Department of Corrections to do either of the following to pay for the cost of transporting persons visiting inmates in state prisons:

1. Charge a reasonable fee to persons to whom the transportation is provided.
2. Use money received from gifts, grants, donations, and burial trusts that is provided for the purpose of paying for the cost of such transportation.

According to the Legislative Fiscal Bureau, approximately 600 people per month use this service from Milwaukee to visit family members in prisons around the state. The state has operated this service since 1985. Countless studies have noted the importance of family interaction as a key component of the inmate rehabilitation process.

[Fiscal effect: \$60,000 PR]

CN 6114

**12. ELIMINATE THE INMATE SECURE WORK PROGRAM**

Funding Positions		
GPR	- \$171,500	- 3.00

**Governor/Joint Finance/Assembly:** Delete \$171,500 and 3.0 positions in 2002-03, and repeal the Department's authority to establish a secure work program for inmates, effective July 1, 2002. Under current law, Corrections may establish a secure work program for inmates in which the inmates are assigned to work away from the grounds of the institution while appropriately restrained for security purposes. Inmates who are on work assignments must wear distinctively colored outer garments.

**13. VISITORS BUS**

GPR	- \$60,000
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**Governor/Joint Finance/Assembly:** Delete \$60,000 in 2002-03 to eliminate the program that provides inmates' families with free bus rides from Milwaukee to various state prisons for visits with inmates.

**14. SUPERMAX CORRECTIONAL INSTITUTION CONVERSION STUDY**

**Joint Finance/Assembly:** Direct the Department of Corrections and the Department of Administration to conduct a study for inclusion in the 2003-05 capital budget for the conversion of the Supermax Correctional Institution from a supermax security-level institution to an institution with supermax security-level beds and maximum-security beds. Direct that the study include operational costs for the redesigned facility.

**15. INVOLUNTARILY UNASSIGNED INMATE WAGES**

GPR	- \$533,600
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**Assembly:** Reduce funding by \$533,600 in 2002-03 associated with wages for inmates who are involuntarily unassigned to work or program activities. Currently, these inmates receive a wage of \$0.08 per hour.

**16. REQUIREMENTS FOR OUT-OF-STATE PRISON BED CONTRACTING**

**Assembly:** Require the Department of Corrections, when contracting for the placement of inmates in out-of-state correctional facilities, to give preference to entities that will: (a) house prisoners at facilities in close proximity to Wisconsin; (b) offer a facility that will provide alcohol and other drug abuse treatment, education, job preparation and other elements of treatment designed to prepare prisoners for their return to the community; (c) offer a facility that provides comprehensive assessment of individuals in order to establish effective courses of treatment and rehabilitation, including academic and vocational training, with the goal of eventual successful

SCC

2001 - 2002 LEGISLATURE  
Special Session

b2 951/1  
LRBa1399/2  
MGD/jdrs

SA to  
SSA I  
ASSEMBLY AMENDMENT,  
TO 2001 ASSEMBLY BILL 810

sub. amendment

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

2 1. Page 1, line 3: after "inmates" insert "and making an appropriation".

3 2. Page 1, line 4: before that line insert:

4 "SECTION 10. 20.005 (3) (schedule) of the statutes: at the appropriate place,  
5 insert the following amounts for the purposes indicated:

6  
7 " 20.410 Corrections, department of

8 (1) ADULT CORRECTIONAL SERVICES

9 (gv) Inmate visitor transportation PR A -0- 60,000 "

10 "SECTION 10. 20.410 (1) (gv) of the statutes is created to read:

11 20.410 (1) (gv) Inmate visitor transportation. The amounts in the schedule for  
12 providing transportation to persons visiting inmates in state prisons. All moneys

2001-02 2002-03

#. Page/6, line 5: after that line insert:

1 received as fees under s. 301.205 (1) (b) 1. from persons to whom such transportation  
2 is provided shall be credited to this appropriation account.” ✓

3 **3.** Page 1, line 4: delete “SECTION 1” and substitute “SECTION 1m” ✓  
Insert A →

4 **4.** Page 2, line 1: delete “(1) The” and substitute “(1) (a) Except as provided  
5 in par. (b), the”.

6 **5.** Page 2, line 2: after that line insert:

7 **(b)** The department may do any of the following to pay for the cost of  
8 transporting persons visiting inmates in state prisons:

9 1. Charge a reasonable fee to persons to whom the transportation is provided.

10 2. Use money received from gifts, grants, donations, and burial trusts that is  
11 provided for the purpose of paying for the cost of such transportation.” ✓

12 (END)

IN sent  
A

**2001 ASSEMBLY BILL 810**

February 12, 2002 - Introduced by Representatives SUDER, LOEFFELHÖLZ, KESTELL, RYBA, D. MEYER, OWENS, LADWIG, TOWNSEND, AINSWORTH, GROTHMAN, STARZYK, SKINDRUD, KRAWCZYK, VRAKAS, GUNDERSON, SYKORA, NASS, GUNDRUM, HINES, FREESE and PETROWSKI, cosponsored by Senators WELCH, DARLING, KANAVAS and SCHULTZ. Referred to Committee on Corrections and the Courts.

1 AN ACT *to renumber* 301.205; *to repeal and recreate* 301.205 (title); and *to*  
2 *create* 301.205 (1) of the statutes; **relating to:** transporting people to visit  
3 state prison inmates.

***Analysis by the Legislative Reference Bureau***

Under current law, the department of corrections (DOC) may reimburse families visiting girls at secured correctional facilities. This bill prohibits DOC from using state funds to transport persons visiting inmates in state prisons.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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

4 " SECTION 1. 301.205 (title) of the statutes is repealed and recreated to read:

5 **301.205 (title) Transportation for visits.**

6 SECTION 2. 301.205 of the statutes is renumbered 301.205 (2).

7 SECTION 3. 301.205 (1) of the statutes is created to read:

377d

#. Page, line : after that line insert:

7  
187



INS A CONT

ASSEMBLY BILL 810

*(a) Except as provided in par. (b),*

1           301.205 (1) ~~The~~ department may not use state funds to transport persons  
2           visiting inmates in state prisons.

3

~~(END)~~

(end ins A)



State of Wisconsin  
2001 - 2002 LEGISLATURE  
January 2002 Special Session

LRBb2951/1  
MGD:jld:jf

SCC:.....Engel - CN6114, Transporting persons to visit inmates in state prisons

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

**CAUCUS SENATE AMENDMENT ,**

**TO SENATE SUBSTITUTE AMENDMENT 1,**

**TO ASSEMBLY BILL 1**

1 At the locations indicated, amend the substitute amendment as follows:

2 **1.** Page 12, line 6: before that line insert:

3 **“20.410 Corrections, department of**

4 (1) ADULT CORRECTIONAL SERVICES

5 (gv) Inmate visitor transportation PR A -0- 60,000”.

6 **2.** Page 16, line 5: after that line insert:

7 **“SECTION 37m.** 20.410 (1) (gv) of the statutes is created to read:

8 20.410 (1) (gv) *Inmate visitor transportation.* The amounts in the schedule for  
9 providing transportation to persons visiting inmates in state prisons. All moneys

1 received as fees under s. 301.205 (1) (b) 1. from persons to whom such transportation  
2 is provided shall be credited to this appropriation account.”.

3 **3.** Page 187, line 7: after that line insert:

4 “**SECTION 377b.** 301.205 (title) of the statutes is repealed and recreated to read:

5 **301.205 (title) Transportation for visits.**

6 **SECTION 377c.** 301.205 of the statutes is renumbered 301.205 (2).

7 **SECTION 377d.** 301.205 (1) of the statutes is created to read:

8 301.205 (1) (a) Except as provided in par. (b), the department may not use state  
9 funds to transport persons visiting inmates in state prisons.

10 (b) The department may do any of the following to pay for the cost of  
11 transporting persons visiting inmates in state prisons:

12 1. Charge a reasonable fee to persons to whom the transportation is provided.

13 2. Use money received from gifts, grants, donations, and burial trusts that is  
14 provided for the purpose of paying for the cost of such transportation.”.

15 (END)