



2009 ASSEMBLY BILL 612

December 11, 2009 – Introduced by Representatives VRUWINK, SINICKI, ZEPNICK and BIES, cosponsored by Senator TAYLOR. Referred to Committee on Personal Privacy.

1 **AN ACT** *to create* 256.35 (9m) of the statutes; **relating to:** access to audio
2 recordings of 911 calls.

Analysis by the Legislative Reference Bureau

Under current law, a requester of a public record that is in the form of a comprehensible audio tape recording has the right to receive a copy of the recording substantially as audible as the original, except as otherwise provided under statutory or common law, and except that the custodian of the recording may withhold access under a “balancing test” that weighs the public interest in withholding access against the strong public interest in providing access. This bill creates another exception for 911 calls. Under the bill, subject to the exceptions under current law, a requester has the right to inspect and copy a transcript of a 911 call, but does not have the right to inspect or copy an audio recording of a 911 call.

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

3 **SECTION 1.** 256.35 (9m) of the statutes is created to read:
4 256.35 **(9m)** AUDIO RECORDING CONFIDENTIALITY. An audio recording of a call by
5 a person dialing the digits “911” is not subject to inspection or copying under s. 19.35.
6 A transcript of such a recording is subject to inspection and copying under s. 19.35.

