

**2009 DRAFTING REQUEST**

**Senate Amendment (SA-SB331)**

Received: **11/03/2009**

Received By: **gmalaise**

Wanted: **11/04/2009**

Identical to LRB:

For: **Alberta Darling (608) 266-5830**

By/Representing: **Jenny Toftness (Vos)**

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

Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Children - day care**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Darling@legis.wisconsin.gov**

Carbon copy (CC:) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Background checks of child care providers; permanent bars; fingerprinting

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**Instructions:**

See attached--redraft a0930 as senate amendment

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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>
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FE Sent For:

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FE Sent For:							
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**Kahler, Pam**

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**From:** Toftness, Jennifer  
**Sent:** Tuesday, November 03, 2009 4:57 PM  
**To:** Kahler, Pam  
**Cc:** Volz, David; Schulze, Connie  
**Subject:** Please Draft Vos amendments as Senate Amendments

*For Senator Darling*

Pam,

Please turn LRB 0867, 0861, 0862, 0863, 0860, 0930, 0924, 0975, and 0921 as Senate amendments to SB 331 for Thursday's floor session. I'm Ccing staff members from Sen Darling's office and giving them permission to talk to you about these amendments.

Thanks,

Jenny

Jenny Toftness  
Office of State Representative Robin Vos  
63rd Assembly District  
(888) 534 0063



State of Wisconsin  
2009 - 2010 LEGISLATURE

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GMM:jld:rs

IN 11/3  
Wanted W 11/4

SENATE

↑  
KEEP

~~ASSEMBLY~~ AMENDMENT,  
TO 2009 ~~ASSEMBLY~~ BILL 462 (331)

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

2 **1.** Page 6, line 19: delete "7." and substitute "8." ✓

3 **2.** Page 11, line 10: after that line insert: ✓

4 "SECTION 13g. ✓ 48.685 (2) (br) of the statutes is created to read:

5 48.685 (2) (br) If the person who is the subject of a search under par. (am) is

6 seeking a license to operate a day care center under s. 48.65, certification as a day

7 care provider under s. 48.651, or a contract under s. 120.13 (14) to operate a day care

8 program, the department, county department, agency contracted with under s.

9 48.651 (2), or school board shall require the person to be fingerprinted on 2

10 fingerprint cards, each bearing a complete set of the person's fingerprints. The

11 department of justice may provide for the submission of the fingerprint cards to the

12 federal bureau of investigation for the purposes of verifying the identity of the person

13 fingerprinted and obtaining records of his or her criminal arrests and convictions." ✓

1           **3.** Page 16, line 11: delete the material beginning with that line and ending  
2 with page 17, line 12, and substitute:

3           ✓1. An offense under ch. 948 that is a felony, other than a violation of s. 948.22  
4 (2) or 948.51 (2).

5           2. A violation of s. 940.19 (3), 1999 stats., or of s. 940.19 (2), (4), (5), or (6) or  
6 940.20 (1) or (1m), if the victim is the spouse of the person.

7           3. A violation of s. 943.23 (1m) or (1r), 1999 stats., or of s. 940.01, 940.02, 940.03,  
8 940.05, 940.06, 940.21, 940.225 (1), (2), or (3), 940.23, 940.305, 940.31, 941.20 (2) or  
9 (3), 941.21, 943.10 (2), 943.23 (1g), or 943.32 (2).

10           4. A misdemeanor involving sexual abuse, child abuse, or domestic abuse, if the  
11 person has ever been convicted or adjudicated delinquent for committing any felony.

12           5. A violation of s. 940.19 (3), 1999 stats., or of s. 125.075 (1), 125.085 (3) (a) 2.,  
13 125.105 (2) (b), 125.66 (3), 125.68 (12), 940.09, 940.12, 940.19 (2), (4), (5), or (6),  
14 940.20, 940.203, 940.205, 940.207, 940.22 (2) or (3), 940.25, 940.285 (2), 940.295,  
15 942.09 (2), or 948.22 (2), a violation of s. 948.51 (2) that is a felony under s. 948.51  
16 (3) (b) or (c), a violation of s. 346.63 (1), (2), (5), or (6) that is a felony under s. 346.65  
17 (2) (am) 5., 6., or 7., or (f), (2j) (d), or (3m), or an offense under ch. 961 that is a felony,  
18 if the person has ever been convicted or adjudicated delinquent for any other crime.

19           6. A violation listed in subd. 5., if the person has never been convicted or  
20 adjudicated delinquent for committing any other crime and the person completed his  
21 or her sentence, including any probation, parole, or extended supervision, or was  
22 discharged by the department of corrections, less than 10 years before the date of the  
23 investigation under sub. (2) (am) or (b) 1.

1           7. A misdemeanor involving sexual abuse, child abuse, or domestic abuse, if the  
2 person has never been convicted or adjudicated delinquent for committing a felony,  
3 but has ever been convicted or adjudicated delinquent for committing any other  
4 misdemeanor, and the person completed his or her sentence, including any  
5 probation, parole, or extended supervision, or was discharged by the department of  
6 corrections, less than 10 years before the date of the investigation under sub. (2) (am)  
7 or (b) 1.

8           8. A misdemeanor involving sexual abuse, child abuse, or domestic abuse, if the  
9 person has never been convicted or adjudicated delinquent for committing any other  
10 misdemeanor and the person completed his or her sentence, including any probation,  
11 parole, or extended supervision, or was discharged by the department of corrections,  
12 less than 5 years before the date of the investigation under sub. (2) (am) or (b) 1.” ✓

13

(END)