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Details:

(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

2009-10

(session year)

Assembly

(Assembly, Senate or joint)

Committee on ... Criminal Justice (AC-CJ)

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
(**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
(**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

* Contents organized for archiving by: Mike Barman (LRB) (October/2010)

Assembly

Record of Committee Proceedings

Committee on Criminal Justice

Assembly Bill 110

Relating to: access to employment records of candidates for law enforcement positions.

By Representatives Hraychuck, Townsend, Murtha, LeMahieu, Spanbauer, Gunderson, A. Ott, Kleefisch and Mursau; cosponsored by Senators Leibham, Cowles, Taylor and Olsen.

March 04, 2009 Referred to Committee on Criminal Justice.

April 16, 2009 **PUBLIC HEARING HELD**

Present: (9) Representatives Turner, Kessler, Hraychuck, Pasch, Kleefisch, Friske, Kramer, Brooks and Ripp.

Absent: (2) Representatives Staskunas and Soletski.

Appearances For

- Ann Hraychuck, Madison — State Representative, Wisconsin State Assembly
- Joe Leibham, Madison — Senator, Wisconsin State Senate

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- Sarah Diedrick-Kasdorf, Madison — Wisconsin Counties Association
- Jeff Wiswell — WI Sheriffs and Deputy Sheriffs Association

Registrations Against

- None.

Registrations for Information Only

- None.

May 28, 2009

EXECUTIVE SESSION HELD

Present: (11) Representatives Turner, Kessler, Staskunas,
Hraychuck, Soletski, Pasch, Kleefisch, Friske,
Kramer, Brooks and Ripp.

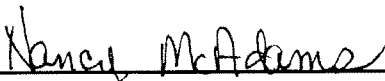
Absent: (0) None.

Moved by Representative Staskunas, seconded by Representative
Kleefisch that **Assembly Bill 110** be recommended for passage.

Ayes: (11) Representatives Turner, Kessler, Staskunas,
Hraychuck, Soletski, Pasch, Kleefisch,
Friske, Kramer, Brooks and Ripp.

Noes: (0) None.

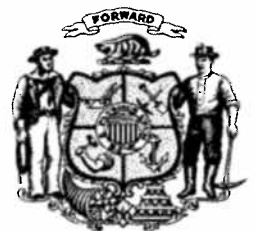
PASSAGE RECOMMENDED, Ayes 11, Noes 0



Nancy McAdams
Committee Clerk

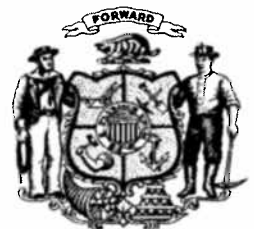


WISCONSIN STATE LEGISLATURE





WISCONSIN STATE LEGISLATURE





ANN HRAYCHUCK
STATE REPRESENTATIVE

April 16, 2009

**Testimony of Rep. Ann Hraychuck
Before the Assembly Committee on Criminal Justice
Assembly Bill 110 – Background Checks for Law Enforcement Officers**

Good Morning, Chairman Turner, and committee members. I appreciate having the opportunity to speak with you about Assembly Bill 110.

Assembly Bill 110 requires a private employer doing business in Wisconsin to provide employment information on an individual who is being considered for a law enforcement position if requested by a municipal or county law enforcement agency.

In order to receive that employment information, the agency's request must be signed and in writing. It also must be accompanied by a release signed by the candidate for the law enforcement position which authorizes the former employer to release the relevant information.

Assembly Bill 110 does permit a law enforcement agency to obtain a court order mandating the release of employment information if an employer does not comply with a proper request.

There are two exceptions relating to this requirement. First, if any employment information is subject to a confidentiality agreement, the employer still must comply with the agency's request only if the release specifically authorizes the employer to provide that information to the agency. If the release does not contain such an authorization, the employer must inform the agency of the existence of the confidentiality agreement and comply with the agreement.

The second exception is if a court has prohibited the disclosure of relevant employment information, the employer must then inform the agency of the order and comply with the court's ruling.

As the former Sheriff of Polk County I hired a multitude of staff from dispatchers to jailers to deputies, and conducting a thorough background check on potential employees is crucial to hiring and retaining quality people in the name of public safety and also officer safety. By requiring a private employer to provide employment information on an individual who is being considered for a law enforcement position we can continue to keep our communities safe.

Thank you for your consideration. I would be happy to answer any questions that you may have.