

1 48.981 (7d) (dm) Relative. A relative of a child placed outside of his or her home
2 only to the extent necessary to facilitate the establishment of a relationship between
3 the child and the relative or a placement of the child with the relative or to a person
4 provided with the notice under s. 48.21 (5) (e), 48.355 (2) (cm), or 48.357 (2v) (d). In
5 this ~~subdivision~~ paragraph, “relative” includes a relative whose relationship is
6 derived through a parent of the child whose parental rights are terminated.

7 **SECTION 90.** 48.981 (7) (a) 4p. of the statutes is renumbered 48.981 (7d) (dp).

8 **SECTION 91.** 48.981 (7) (a) 5. of the statutes is renumbered 48.981 (7d) (e) and
9 amended to read:

10 48.981 (7d) (e) Community programs and developmental disability services
11 professionals. A professional employee of a county department under s. 51.42 or
12 51.437 who is working with the child or the expectant mother of the unborn child
13 under a contract with or under the supervision of ~~the county department under s.~~
14 ~~46.22 or, in a county having a population of 500,000 or more, the department or a~~
15 ~~licensed child welfare agency under contract with the department~~ an agency.

16 **SECTION 92.** 48.981 (7) (a) 6. of the statutes is renumbered 48.981 (7d) (f) and
17 amended to read:

18 48.981 (7d) (f) Multidisciplinary team. A multidisciplinary child abuse and
19 neglect or unborn child abuse team recognized by the ~~county department or, in a~~
20 ~~county having a population of 500,000 or more, the department or a licensed child~~
21 ~~welfare agency under contract with the department~~ agency.

22 **SECTION 93.** 48.981 (7) (a) 6m. of the statutes is renumbered 48.981 (7d) (fm)
23 and amended to read:

24 48.981 (7d) (fm) Child advocacy center. A person employed by a child advocacy
25 center recognized by the county board, ~~the county department or, in a county having~~

1 ~~a population of 500,000 or more, the department or a licensed child welfare agency~~
2 ~~under contract with the department or the agency,~~ to the extent necessary to perform
3 the services for which the center is recognized by the county board, ~~the county~~
4 ~~department, the department or the licensed child welfare agency.~~

5 **SECTION 94.** 48.981 (7) (a) 8. of the statutes is renumbered 48.981 (7d) (h) and
6 amended to read:

7 48.981 (7d) (h) Law enforcement authorities. A law enforcement officer or, law
8 enforcement agency, or ~~a~~ district attorney for purposes of investigation or
9 prosecution.

10 **SECTION 95.** 48.981 (7) (a) 8m. of the statutes is renumbered 48.981 (7d) (hm)
11 2. and amended to read:

12 48.981 (7d) (hm) 2. The department of corrections, the department of health
13 services, a county department under s. 46.215, 46.22, 46.23, 51.42, or 51.437, or any
14 other person under contract with the department of corrections, the department of
15 health services, or a county department under s. 46.215, 46.22, 46.23, 51.42, or
16 51.437 to exercise custody or supervision over a person who is subject to community
17 placement for purposes of investigating or providing services to a person who is
18 subject to community placement and who is the subject of a report. In making its
19 investigation, the department of corrections, department of health services, county
20 department, or other person shall cooperate with the agency making the
21 investigation under sub. (3) (e) ~~or (d)~~ (3g) to (3m).

22 **SECTION 96.** 48.981 (7) (a) 8s. of the statutes is renumbered 48.981 (7d) (hs) and
23 amended to read:

24 48.981 (7d) (hs) Sexually violent person commitments. Authorized
25 representatives of the department of corrections, the department of health services,

1 the department of justice, or a district attorney for use in the prosecution of any
2 proceeding or any evaluation conducted under ch. 980, if the reports or records
3 involve or relate to an individual who is the subject of the proceeding or evaluation.
4 The court in which the proceeding under ch. 980 is pending may issue any protective
5 orders that it determines are appropriate concerning information made available or
6 disclosed under this ~~subdivision~~ paragraph. Any representative of the department
7 of corrections, the department of health services, the department of justice, or a
8 district attorney may disclose information obtained under this ~~subdivision~~
9 paragraph for any purpose consistent with any proceeding under ch. 980.

10 **SECTION 97.** 48.981 (7) (a) 9. of the statutes is renumbered 48.981 (7d) (i).

11 **SECTION 98.** 48.981 (7) (a) 10. of the statutes is renumbered 48.981 (7d) (j) and
12 amended to read:

13 48.981 (7d) (j) *Juvenile court proceedings.* A court conducting proceedings
14 under s. 48.21 ~~or~~, 48.213, ~~a court conducting or 938.21~~, proceedings related to a
15 petition under s. 48.13, 48.133, or 48.42 or ~~a court conducting under ch. 938, or~~
16 dispositional proceedings under subch. VI or VIII or under subch. VI of ch. 938 in
17 which an issue is the abuse or neglect of the child or the abuse of the unborn child
18 who is the subject of the report or record ~~or abuse of the unborn child who is the~~
19 ~~subject of the report or record is an issue~~ or the substantial risk of abuse or neglect
20 of a child who, during the period covered by the report or record, was in the home of
21 the child who is the subject of the report or record.

NOTE: Consolidates 3 provisions relating to the disclosure of records for certain
juvenile court proceedings.

22 **SECTION 99.** 48.981 (7) (a) 10g. of the statutes is repealed.

NOTE: Repeals a provision that is consolidated in another provision (former s.
48.981 (7) (a) 10., stats.).

1 **SECTION 100.** 48.981 (7) (a) 10j. of the statutes is repealed.

NOTE: Repeals a provision that is consolidated in another provision (former s. 48.981 (7) (a) 10., stats.).

2 **SECTION 101.** 48.981 (7) (a) 10m. of the statutes is renumbered 48.981 (7d) (k)
3 and amended to read:

4 48.981 (7d) (k) Tribal court proceedings. A tribal court, or other adjudicative
5 body authorized by an Indian tribe to perform child welfare functions, that exercises
6 jurisdiction over children and unborn children alleged to be in need of protection or
7 services for use in proceedings in which an issue is abuse or neglect of the child or
8 abuse of the unborn child who is the subject of the report or record ~~or abuse of the~~
9 ~~unborn child who is the subject of the report or record is an issue~~ or the substantial
10 risk of abuse or neglect of a child who, during the period covered by the report or
11 record, was in the home of the child who is the subject of the report or record.

NOTE: Consolidates 2 provisions relating to the disclosure of records for certain tribal court proceedings.

12 **SECTION 102.** 48.981 (7) (a) 10r. of the statutes is repealed.

NOTE: Repeals a provision that is consolidated in another provision (former s. 48.981 (7) (a) 10m., stats.).

13 **SECTION 103.** 48.981 (7) (a) 11. of the statutes is renumbered 48.981 (7d) (L)
14 and amended to read:

15 48.981 (7d) (L) Attorneys and guardians ad litem; juvenile court proceedings.
16 The county corporation counsel or district attorney representing the interests of the
17 public, the agency legal counsel, and the counsel or guardian ad litem representing
18 the interests of a child ~~in proceedings under subd. 10., 10g. or 10j. and the guardian~~
19 ~~ad litem representing the interests of~~ or an unborn child in proceedings under subd.
20 10. par. (j).

1 **SECTION 104.** 48.981 (7) (a) 11m. of the statutes is renumbered 48.981 (7d) (Lm)
2 and amended to read:

3 48.981 (7d) (Lm) Attorneys and guardians ad litem; tribal court proceedings.
4 An attorney representing the interests of an Indian tribe ~~in proceedings under subd.~~
5 ~~10m. or 10r., or~~ of an Indian child ~~in proceedings under subd. 10m. or 10r. or of~~ or an
6 Indian unborn child, as defined in sub. (3f) (a) 1., in proceedings under ~~subd. 10m.~~
7 par. (k).

8 **SECTION 105.** 48.981 (7) (a) 11r. of the statutes is renumbered 48.981 (7d) (Lr).

9 **SECTION 106.** 48.981 (7) (a) 12. of the statutes is renumbered 48.981 (7d) (m).

10 **SECTION 107.** 48.981 (7) (a) 13. of the statutes is renumbered 48.981 (7d) (n)
11 and amended to read:

12 48.981 (7d) (n) Stepparent adoption screening. The department, a county
13 department under s. 48.57 (1) (e) or (hm), or a licensed child welfare agency ordered
14 to conduct a screening or an investigation of a stepparent under s. 48.88 (2) (c).

15 **SECTION 108.** 48.981 (7) (a) 14. of the statutes is renumbered 48.981 (7d) (o) and
16 amended to read:

17 48.981 (7d) (o) Grand jury. A grand jury if ~~it~~ the grand jury determines that
18 access to specified records is necessary for the conduct of its official business.

19 **SECTION 109.** 48.981 (7) (a) 14m. of the statutes is renumbered 48.981 (7d) (om).

20 **SECTION 110.** 48.981 (7) (a) 15. of the statutes is renumbered 48.981 (7d) (p) and
21 amended to read:

22 48.981 (7d) (p) Child fatality review team. A child fatality review team
23 recognized by the county department or, ~~in a county having a population of 500,000~~
24 ~~or more, the department or a licensed child welfare agency under contract with the~~
25 department agency.

1 **SECTION 111.** 48.981 (7) (a) 15g. of the statutes is renumbered 48.981 (7d) (pg).

2 **SECTION 112.** 48.981 (7) (a) 15m. of the statutes is renumbered 48.981 (7d) (pm)

3 and amended to read:

4 48.981 (7d) (pm) Death investigation. A coroner, medical examiner or,
5 pathologist, or other physician investigating the cause of death of a child whose
6 death is unexplained or unusual or is associated with unexplained or suspicious
7 circumstances.

8 **SECTION 113.** 48.981 (7) (a) 17. of the statutes is renumbered 48.981 (7d) (r) and

9 amended to read:

10 48.981 (7d) (r) Federal, state, or local agencies. A federal agency, state agency
11 of this state or any other state, or local governmental unit located in this state or any
12 other state that has a need for a report or record in order to carry out its responsibility
13 to protect children from abuse or neglect or to protect unborn children from abuse.

14 **SECTION 114.** 48.981 (7) (am) of the statutes is renumbered 48.981 (3f) (c) and

15 amended to read:

16 48.981 (3f) (c) Disclosure to tribal social services department. Notwithstanding
17 ~~par. (a) (intro.)~~ sub. (7), a tribal agent who receives notice under ~~sub. (3) par. (b)~~ (bm) may
18 disclose the notice to a tribal social services department.

19 **SECTION 115.** 48.981 (7) (b) of the statutes is renumbered 48.981 (7g) (b) and

20 amended to read:

21 48.981 (7g) (b) Authorization of parent. ~~Notwithstanding par. (a), either~~ Either
22 parent of a child who is the subject of a report may authorize the disclosure of a record
23 relating to that report for use in a child custody proceeding under s. 767.41 or 767.451
24 or in an adoption proceeding under s. 48.833, 48.835, 48.837, or 48.839 ~~when the~~

1 child has been the subject of a report. Any information that would identify a reporter
2 shall be deleted before disclosure of a record under this paragraph.

NOTE: Updates language regarding disclosures by parents.

3 **SECTION 116.** 48.981 (7) (c) of the statutes is renumbered 48.981 (7g) (c) and
4 amended to read:

5 48.981 (7g) (c) Authorization of subject. Notwithstanding ~~par. (a), the~~ The
6 subject of a report may authorize the disclosure of a record to the subject's attorney.
7 The authorization shall be in writing. Any information that would identify a reporter
8 shall be deleted before disclosure of a record under this paragraph.

9 **SECTION 117.** 48.981 (7) (cm) of the statutes is renumbered 48.981 (7g) (cm) and
10 amended to read:

11 48.981 (7g) (cm) Abuse or harassment restraining order proceedings.
12 Notwithstanding ~~par. (a), an~~ An agency may disclose information from its records for
13 use in proceedings under s. 48.25 (6), 813.122, or 813.125.

14 **SECTION 118.** 48.981 (7) (cr) 1. (intro.) of the statutes is renumbered 48.981 (7m)
15 (a) (intro.) and amended to read:

16 48.981 (7m) (a) Definitions. (intro.) In this paragraph subsection:

17 **SECTION 119.** 48.981 (7) (cr) 1. a. and b. of the statutes are renumbered 48.981
18 (7m) (a) 1. and 2.

19 **SECTION 120.** 48.981 (7) (cr) 2. (intro.) of the statutes is renumbered 48.981
20 (7m) (b) (intro.) and amended to read:

21 48.981 (7m) (b) Information to department. (intro.) Notwithstanding ~~par. (a)~~
22 sub. (7), if an agency that receives a report under sub. (3) has reason to suspect that
23 an incident of death or serious injury or an incident of egregious abuse or neglect has
24 occurred, within 2 working days after determining that such an incident is suspected

1 to have occurred the agency shall provide all of the following information to the
2 subunit of the department responsible for statewide oversight of child abuse and
3 neglect programs:

4 **SECTION 121.** 48.981 (7) (cr) 2. a. to f. of the statutes are renumbered 48.981
5 (7m) (b) 1. to 6.

6 **SECTION 122.** 48.981 (7) (cr) 3. of the statutes is renumbered 48.981 (7m) (c) and
7 amended to read:

8 48.981 (7m) (c) *Disclosure of information to public; summary report.* 1. Within
9 2 working days after receiving the information provided under ~~subd. 2. par. (b)~~, the
10 subunit of the department that received the information shall disclose to the public
11 the fact that the subunit has received the information; whether the department is
12 conducting a review of the incident and, if so, the scope of the review and the
13 identities of any other agencies with which the department is cooperating at that
14 point in conducting the review; whether the child was residing in the home or was
15 placed in an out-of-home placement at the time of the incident; and information
16 about the child, including the age of the child. If the information received is about
17 an incident of egregious abuse or neglect, the subunit of the department shall make
18 the same disclosure to a citizen review panel, as described in ~~par. (a) 15g. sub. (7d)~~
19 ~~(pg)~~, and, in a county having a population of 500,000 or more, to the Milwaukee child
20 welfare partnership council.

21 2. Within 90 days after receiving the information provided under ~~subd. 2. par.~~
22 ~~(b)~~, the subunit of the department that received the information shall prepare,
23 transmit to the governor and to the appropriate standing committees of the
24 legislature under s. 13.172 (3), and make available to the public a summary report
25 that contains the information specified in ~~subd. 4. or 5. par. (d) or (e)~~, whichever is

1 applicable. That subunit may also include in the summary report a summary of any
2 actions taken by the agency in response to the incident and of any changes in policies
3 or practices that have been made to address any issues raised in the review and
4 recommendations for any further changes in policies, practices, rules, or statutes
5 that may be needed to address those issues. If the subunit does not include those
6 actions or changes and recommended changes in the summary report, the subunit
7 shall prepare, transmit to the governor and to the appropriate standing committees
8 of the legislature under s. 13.172 (3), and make available to the public a report of
9 those actions or changes and recommended changes within 6 months after receiving
10 the information provided under ~~subd. 2. par. (b).~~ Those committees shall review all
11 summary reports and reports of changes and recommended changes transmitted
12 under this ~~subd. 3. b. subdivision,~~ conduct public hearings on those reports no less
13 often than annually, and submit recommendations to the department regarding
14 those reports.

15 3. ~~Subdivision 3. a. and b. does~~ Subdivisions 1. and 2. do not preclude the
16 subunit of the department that prepares the summary report from releasing to the
17 governor, to the appropriate standing committees of the legislature under s. 13.172
18 (3), or to the public any of the information specified in ~~subd. 4. or 5. par. (d) or (e)~~
19 before the summary report is transmitted to the governor and to those committees
20 and made available to the public; adding to or amending a summary report if new
21 information specified in ~~subd. 4. or 5. par. (d) or (e)~~ is received after the summary
22 report is transmitted to the governor and to those committees and made available
23 to the public; or releasing to the governor, to those committees, and to the public any
24 information at any time to correct any inaccurate information reported in the news
25 media.

1 **SECTION 123.** 48.981 (7) (cr) 4. (intro.) of the statutes is renumbered 48.981
2 (7m) (d) (intro.) and amended to read:

3 48.981 (7m) (d) Summary report; child residing in home. (intro.) If the child
4 was residing in his or her home when the incident of death or serious injury or the
5 incident of egregious abuse or neglect occurred, the summary report under ~~subd. 3.~~
6 par. (c) 2. shall contain all of the following:

7 **SECTION 124.** 48.981 (7) (cr) 4. a. to d. of the statutes are renumbered 48.981
8 (7m) (d) 1. to 4.

9 **SECTION 125.** 48.981 (7) (cr) 4. e. of the statutes is renumbered 48.981 (7m) (d)
10 5. and amended to read:

11 48.981 (7m) (d) 5. The date of the incident and the suspected cause of the death,
12 serious injury, or egregious abuse or neglect of the child, as reported by the agency
13 under ~~subd. 2. e. par. (b) 3.~~

14 **SECTION 126.** 48.981 (7) (cr) 4. f. and g. of the statutes are renumbered 48.981
15 (7m) (d) 6. and 7.

16 **SECTION 127.** 48.981 (7) (cr) 5. (intro.) of the statutes is renumbered 48.981
17 (7m) (e) (intro.) and amended to read:

18 48.981 (7m) (e) Summary report; child in out-of-home care. (intro.) If the child
19 was placed in an out-of-home placement under this chapter or ch. 938 at the time
20 of the incident of death or serious injury or incident of egregious abuse or neglect, the
21 summary report under ~~subd. 3. par. (c) 2.~~ shall contain all of the following:

22 **SECTION 128.** 48.981 (7) (cr) 5. a. to d. of the statutes are renumbered 48.981
23 (7m) (e) 1. to 4.

24 **SECTION 129.** 48.981 (7) (cr) 5. e. of the statutes is renumbered 48.981 (7m) (e)
25 5. and amended to read:

1 48.981 (7m) (e) 5. The date of the incident and the suspected cause of the death,
2 serious injury, or egregious abuse or neglect of the child, as reported by the agency
3 under ~~subd. 2. e. par. (b) 3.~~

4 **SECTION 130.** 48.981 (7) (cr) 5. f. of the statutes is renumbered 48.981 (7m) (e)
5 6.

6 **SECTION 131.** 48.981 (7) (cr) 6. (intro.) of the statutes is renumbered 48.981
7 (7m) (f) (intro.) and amended to read:

8 48.981 (7m) (f) *Information prohibited from disclosure.* (intro.) A summary
9 report or other release or disclosure of information under ~~subd. 3. par. (c)~~ may not
10 include any of the following:

11 **SECTION 132.** 48.981 (7) (cr) 6. a. to e. of the statutes are renumbered 48.981
12 (7m) (f) 1. to 5.

13 **SECTION 133.** 48.981 (7) (cr) 7. (intro.) of the statutes is renumbered 48.981
14 (7m) (g) (intro.) and amended to read:

15 48.981 (7m) (g) *Disclosure of information; when prohibited.* (intro.) The
16 subunit of the department that prepares a summary report or otherwise transmits,
17 releases, or discloses information under ~~subd. 3. par. (c)~~ may not transmit the
18 summary report to the governor and to the appropriate standing committees of the
19 legislature under s. 13.172 (3), make the summary report available to the public, or
20 transmit, release, or disclose the information to the governor, to those standing
21 committees, or to the public if the subunit determines that transmitting or making
22 the summary report available or transmitting, releasing, or disclosing the
23 information would jeopardize any of the following:

24 **SECTION 134.** 48.981 (7) (cr) 7. a. and b. of the statutes are renumbered 48.981
25 (7m) (g) 1. and 2.

1 **SECTION 135.** 48.981 (7) (cr) 8. of the statutes is renumbered 48.981 (7m) (h)
2 and amended to read:

3 48.981 **(7m)** (h) Request or petition for information. If the department fails to
4 disclose to the governor, to the appropriate standing committees of the legislature
5 under s. 13.172 (3), or to the public any information that the department is required
6 to disclose under this ~~paragraph~~ subsection, any person may request the department
7 to disclose that information. If the person's request is denied, the person may
8 petition the court to order the disclosure of that information. On receiving a petition
9 under this ~~subdivision~~ paragraph, the court shall notify the department, the agency,
10 the district attorney, the child, and the child's parent, guardian, or legal custodian
11 of the petition. If any person notified objects to the disclosure, the court may hold
12 a hearing to take evidence and hear argument relating to the disclosure of the
13 information. The court shall make an in camera inspection of the information sought
14 to be disclosed and shall order disclosure of the information, unless the court finds
15 that any of the circumstances specified in ~~subd. 6. or 7.~~ par. (f) or (g) apply.

16 **SECTION 136.** 48.981 (7) (cr) 9. of the statutes is renumbered 48.981 (7m) (i) and
17 amended to read:

18 48.981 **(7m)** (i) Immunity from liability. Any person acting in good faith in
19 providing information under ~~subd. 2. par. (b)~~, in preparing, transmitting, or making
20 available a summary report under ~~subd. 3. par. (c)~~, or in otherwise transmitting,
21 releasing, or disclosing information under ~~subd. 3. par. (c)~~, is immune from any
22 liability, civil or criminal, that may result by reason of those actions. For purposes
23 of any proceeding, civil or criminal, the good faith of a person in providing
24 information under ~~subd. 2. par. (b)~~, in preparing, transmitting, or making available

1 a summary report under ~~subd. 3. par. (c)~~, or in otherwise transmitting, releasing, or
2 disclosing information under ~~subd. 3. par. (c)~~ shall be presumed.

3 **SECTION 137.** 48.981 (7) (d) of the statutes is renumbered 48.981 (7g) (d) and
4 amended to read:

5 48.981 (7g) (d) Access by department. ~~Notwithstanding par. (a),~~ An agency
6 shall permit the department may to have access to any report or record maintained
7 by ~~an~~ the agency under this section.

8 **SECTION 138.** 48.981 (7) (dm) of the statutes is renumbered 48.981 (7g) (dm)
9 and amended to read:

10 48.981 (7g) (dm) Statewide automated child welfare information system.
11 ~~Notwithstanding par. (a), an~~ An agency may enter the content of any report or record
12 maintained by the agency into the statewide automated child welfare information
13 system established under s. 48.47 (7g).

14 **SECTION 139.** 48.981 (7) (e) of the statutes is renumbered 48.981 (7r) (a) and
15 amended to read:

16 48.981 (7r) (a) Further disclosure prohibited. A person to whom a report or
17 record is disclosed under ~~this subsection~~ sub. (3f) (c), (7d), (7g), or (7m) may not
18 further disclose ~~it~~ the report or record, except to the persons and for the purposes
19 specified in ~~this section~~ those provisions.

20 **SECTION 140.** 48.981 (7) (f) of the statutes is renumbered 48.981 (7r) (b) and
21 amended to read:

22 48.981 (7r) (b) Penalty. Any person who violates ~~this subsection~~ sub. (7), (7d),
23 (7g), or (7m), or who permits or encourages the unauthorized dissemination or use
24 of information contained in reports and records made under this section, may be
25 fined not more than \$1,000 or imprisoned not more than 6 months or both.

1 **SECTION 141.** 48.981 (7d) (intro.) of the statutes is created to read:

2 48.981 (7d) CONFIDENTIALITY; EXCEPTIONS. (intro.) Notwithstanding sub. (7),
3 reports made under this section and records maintained by an agency or by any other
4 person may be disclosed to any of the following persons:

NOTE: Creates new introductory text for the subsection authorizing exceptions to
the general requirement that reports be kept confidential.

5 **SECTION 142.** 48.981 (7d) (a) (title) of the statutes is created to read:

6 48.981 (7d) (a) (title) *Subject of report.*

7 **SECTION 143.** 48.981 (7d) (b) (title) of the statutes is created to read:

8 48.981 (7d) (b) (title) *Agency staff.*

9 **SECTION 144.** 48.981 (7d) (c) (title) of the statutes is created to read:

10 48.981 (7d) (c) (title) *Attending physician.*

11 **SECTION 145.** 48.981 (7d) (cm) (title) of the statutes is created to read:

12 48.981 (7d) (cm) (title) *Parent, guardian, legal custodian, or expectant mother.*

13 **SECTION 146.** 48.981 (7d) (dp) (title) of the statutes is created to read:

14 48.981 (7d) (dp) (title) *Adoption or foster home licensing agency.*

15 **SECTION 147.** 48.981 (7d) (hm) (title) of the statutes is created to read:

16 48.981 (7d) (hm) (title) *Correctional community placements.*

17 **SECTION 148.** 48.981 (7d) (i) (title) of the statutes is created to read:

18 48.981 (7d) (i) (title) *Facility licensing proceedings.*

19 **SECTION 149.** 48.981 (7d) (Lr) (title) of the statutes is created to read:

20 48.981 (7d) (Lr) (title) *Court-appointed special advocate.*

21 **SECTION 150.** 48.981 (7d) (m) (title) of the statutes is created to read:

22 48.981 (7d) (m) (title) *Researcher.*

23 **SECTION 151.** 48.981 (7d) (om) (title) of the statutes is created to read:

1 48.981 (7d) (om) (title) *John Doe proceeding*.

2 **SECTION 152.** 48.981 (7d) (pg) (title) of the statutes is created to read:

3 48.981 (7d) (pg) (title) *Citizen review panel*.

4 **SECTION 153.** 48.981 (7g) (intro.) of the statutes is created to read:

5 48.981 (7g) CONFIDENTIALITY; FURTHER EXCEPTIONS. (intro.) Notwithstanding
6 sub. (7), reports made under this section and records maintained by an agency or by
7 any other person may also be disclosed as follows:

NOTE: Creates new introductory text for the subsection providing further exceptions to the general confidentiality requirement.

8 **SECTION 154.** 48.981 (7m) (title) of the statutes is created to read:

9 48.981 (7m) (title) DEATH, SERIOUS INJURY, OR OTHER EGREGIOUS INCIDENTS; PUBLIC
10 DISCLOSURE.

11 **SECTION 155.** 48.981 (7r) (title) of the statutes is created to read:

12 48.981 (7r) (title) FURTHER DISCLOSURE PROHIBITED; PENALTIES.

13 **SECTION 156.** 48.981 (8) (a) of the statutes is amended to read:

14 48.981 (8) (a) Education and training programs. ~~The department, the county~~
15 ~~departments, and a licensed child welfare agency under contract with the~~
16 ~~department in a county having a population of 500,000 or more to~~ To the extent
17 feasible, agencies shall conduct continuing education and training programs for staff
18 ~~of the department, the county departments, licensed child welfare agencies under~~
19 ~~contract with the department or a county department, agency staff, staff of law~~
20 ~~enforcement agencies, and the tribal social services departments, persons and~~
21 ~~officials required to report, the general public, and others as appropriate~~ and shall
22 develop public information programs about child abuse and neglect and unborn child
23 abuse. The programs shall be designed to encourage reporting of child abuse and

1 neglect and of unborn child abuse, to encourage self-reporting and voluntary
2 acceptance of services, and to improve communication, cooperation, and
3 coordination in the identification, prevention, and treatment of child abuse and
4 neglect and of unborn child abuse. Programs provided for agency staff of the
5 ~~department, county departments, and licensed child welfare agencies under contract~~
6 ~~with county departments or the department~~ whose responsibilities include the
7 investigation or treatment of child abuse or neglect shall also be designed to provide
8 information on means of recognizing and appropriately responding to domestic
9 abuse, as defined in s. 49.165 (1) (a). ~~The department, the county departments, and~~
10 ~~a licensed child welfare agency under contract with the department in a county~~
11 ~~having a population of 500,000 or more shall develop public information programs~~
12 ~~about child abuse and neglect and about unborn child abuse.~~

NOTE: Updates language in a provision relating to education and training.

13 **SECTION 157.** 48.981 (8) (b) of the statutes is amended to read:

14 48.981 (8) (b) *Program development and coordination.* ~~The department shall~~
15 ~~to~~ To the extent feasible, the department shall ensure that there are available in the
16 state administrative procedures, personnel trained in child abuse and neglect and
17 in unborn child abuse, multidisciplinary programs, and operational procedures and
18 capabilities to deal effectively with child abuse and neglect cases and with unborn
19 child abuse cases. These procedures and capabilities may include, ~~but are not limited~~
20 ~~to~~, receipt, investigation and verification of reports; determination of treatment or
21 ameliorative social services; or referral to the appropriate court.

NOTE: Updates language in a provision regarding DCF's responsibilities for
procedures and personnel.

22 **SECTION 158.** 48.981 (8) (c) of the statutes is amended to read:

1 48.981 (8) (c) Contracting for programming. In meeting its responsibilities
2 under par. (a) or (b), ~~the department, a county department or a licensed child welfare~~
3 ~~agency under contract with the department in a county having a population of~~
4 ~~500,000 or more~~ an agency may contract with any public or private organization
5 ~~which~~ that meets the standards set by the department. In entering into the contracts
6 ~~the department, county department or licensed child welfare~~ an agency shall give
7 priority to parental organizations combating child abuse and neglect or unborn child
8 abuse.

9 **SECTION 159.** 48.981 (8) (d) (title) of the statutes is created to read:

10 48.981 (8) (d) (title) *Staff training required.*

11 **SECTION 160.** 48.981 (9) (b) 1. of the statutes is amended to read:

12 48.981 (9) (b) 1. Within 30 days after the end of each calendar quarter, the
13 department shall prepare and transmit to the governor, and to the appropriate
14 standing committees of the legislature under s. 13.172 (3), a summary report of all
15 reports received by the department under sub. ~~(3)(e) 8.~~ (3g) (h) 3. during the previous
16 calendar quarter of abuse, as defined in s. 48.02 (1) (b) to (f), of a child who is placed
17 in the home of a foster parent or relative other than a parent or in a group home,
18 shelter care facility, or residential care center for children and youth. For each report
19 included in the summary report the department shall provide the number of
20 incidents of abuse reported; the dates of those incidents; the county in which those
21 incidents occurred; the age or age group of the child who is the subject of the report;
22 the type of placement in which the child was placed at the time of the incident;
23 whether it was determined under sub. ~~(3)(e) 4.~~ (3g) (d) that abuse occurred; and, if
24 so, the nature of the relationship between the child and the person who abused the
25 child, but may not provide any of the information specified in sub. ~~(7)(e) 6.~~ (7m) (f)

1 or any information that would jeopardize an investigation, prosecution, or
2 proceeding described in sub. ~~(7) (er) 7. a. or b.~~ (7m) (g) 1. or 2.

3 **SECTION 161.** 48.981 (9) (b) 2. of the statutes is amended to read:

4 48.981 (9) (b) 2. In every 4th summary report prepared and transmitted under
5 subd. 1., the department shall provide for all reports of abuse, as defined in s. 48.02
6 (1) (b) to (f), of a child who is placed as described in subd. 1. received by the
7 department under sub. ~~(3) (e) 8.~~ (3g) (h) 3. during the previous year information
8 indicating whether the abuse resulted in any injury, disease, or pregnancy that is
9 known to be directly caused by the abuse, but may not provide any of the information
10 specified in sub. ~~(7) (er) 6.~~ (7m) (f) or any information that would jeopardize an
11 investigation, prosecution, or proceeding described in sub. ~~(7) (er) 7. a. or b.~~ (7m) (g)
12 1. or 2. A county department reporting under sub. ~~(3) (e) 8.~~ (3g) (h) 3. shall make an
13 active effort to obtain that information and report the information to the department
14 under sub. ~~(3) (e) 8.~~ (3g) (h) 3.

15 **SECTION 162.** 48.981 (10) of the statutes is renumbered 48.981 (3f) (d) and
16 amended to read:

17 48.981 (3f) (d) *Current list of tribal agents.* The department shall annually
18 provide to each agency ~~described in sub. (3) (bm) (intro.)~~ a current list of all tribal
19 agents in the state.

20 **SECTION 163.** 50.065 (4m) (a) 4. of the statutes is amended to read:

21 50.065 (4m) (a) 4. That a determination has been made under s. 48.981 ~~(3) (e)~~
22 ~~4.~~ (3g) (d) that the person has abused or neglected a child.

23 **SECTION 164.** 50.065 (4m) (b) 4. of the statutes is amended to read:

24 50.065 (4m) (b) 4. That a determination has been made under s. 48.981 ~~(3) (e)~~
25 ~~4.~~ (3g) (d) that the person has abused or neglected a child.

1 **SECTION 165.** 51.30 (4) (b) 17. of the statutes is amended to read:

2 51.30 (4) (b) 17. To the elder–adult–at–risk agency designated under s. 46.90
3 (2) or other investigating agency under s. 46.90 for the purposes of s. 46.90 (4) and
4 (5), ~~to the county department as defined in s. 48.02 (2g)~~ an agency, as defined in s.
5 48.981 (1) (ag), or the sheriff or police department for the purposes of s. 48.981 (2) and
6 (3) to (3m), or to the adult–at–risk agency designated under s. 55.043 (1d) for
7 purposes of s. 55.043. The treatment record holder may release treatment record
8 information by initiating contact with the elder–adult–at–risk agency, adult–at–risk
9 agency, or county department, as defined in s. 48.02 (2g), without first receiving a
10 request for release of the treatment record from the elder–adult–at–risk agency,
11 adult–at–risk agency, or county department.

12 **SECTION 166.** 118.07 (5) of the statutes is amended to read:

13 118.07 (5) Each school board shall require every employee of the school district
14 governed by the school board who is required to report suspected or threatened child
15 abuse or neglect under s. 48.981 (2) (ar) 14. to receive training provided by the
16 department or approved under s. 48.47 (9) in identifying children who have been
17 abused or neglected and in the laws and procedures under s. 48.981 governing the
18 reporting of suspected or threatened child abuse and neglect. ~~–A–~~ Unless the
19 employee has received training provided by the department or approved under s.
20 48.47 (9) within the 5 years immediately preceding employment, a school district
21 employee shall receive that training within the first 6 months after commencing
22 employment with the school district and at least once every 5 years after that initial
23 training.

NOTE: Amends the requirement that DPI provide training to all school district employees to make the requirement applicable only to employees who are mandated reporters of child abuse and neglect under s. 48.981, stats., and to allow such training to

be provided by either DPI or another provider whose training course is approved by DCF. Specifies that employees who received training during the 5 years preceding employment are not subject to the initial training requirement.

1 **SECTION 167.** 118.19 (15) of the statutes is created to read:

2 118.19 (15) The state superintendent may not issue an initial teaching license,
3 school district administrator's license, or school administrator's license unless the
4 applicant has completed a training course approved under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a condition of an initial teaching license, a school district administrator's license, or a school administrator's license.

5 **SECTION 168.** 146.82 (2) (a) 11. and 18m. of the statutes are amended to read:

6 146.82 (2) (a) 11. To ~~a county department~~ an agency, as defined ~~under s. 48.02~~
7 ~~(2g)~~ in s. 48.981 (1) (ag), a sheriff or police department, or a district attorney for
8 purposes of investigation of threatened or suspected child abuse or neglect or
9 suspected unborn child abuse or for purposes of prosecution of alleged child abuse
10 or neglect, if the person conducting the investigation or prosecution identifies the
11 subject of the record by name. The health care provider may release information by
12 initiating contact with a county department, sheriff or police department, or district
13 attorney without receiving a request for release of the information. A person to
14 whom a report or record is disclosed under this subdivision may not further disclose
15 ~~it~~ the report or record, except to the persons, for the purposes, and under the
16 conditions specified in s. 48.981 ~~(7)~~ (7d), (7g), or (7m).

17 18m. If the subject of the patient health care records is a child or juvenile who
18 has been placed in a foster home, group home, residential care center for children and
19 youth, or juvenile correctional facility, including ~~a~~ any other placement under s.
20 48.205, 48.21, 938.205, or 938.21, or for whom placement in a foster home, group
21 home, residential care center for children and youth, or juvenile correctional facility

1 is recommended under s. 48.33 (4), 48.425 (1) (g), 48.837 (4) (c), or 938.33 (3) or (4),
2 to an agency with placement and care responsibility of the child or juvenile under s.
3 48.21 (5) (b) 1. d., 48.32 (1) (b) 1. d., 48.355 (2) (b) 6g., 48.357 (2v) (a) 1m., 48.43 (1)
4 (am), 48.63 (1), 938.21 (5) (b) 1. d., 938.32 (1) (c) 1. d., 938.355 (2) (b) 6g., (6) (d) 1.,
5 or (6m) (a) 1g., or 938.357 (2v) (a) 1m., to an agency directed by a court to prepare a
6 court report under s. 48.33 (1), 48.424 (4) (b), 48.425 (3), 48.831 (2), 48.837 (4) (c), or
7 938.33 (1), to an agency responsible for preparing a court report under s. 48.365 (2g),
8 48.425 (1), 48.831 (2), 48.837 (4) (c), or 938.365 (2g), to an agency responsible for
9 preparing a permanency plan under s. 48.355 (2e), 48.38, 48.43 (1) (c) or (5) (c), 48.63
10 (4) or (5) (c), 48.831 (4) (e), 938.355 (2e), or 938.38 regarding the child or juvenile, or
11 to an agency that placed the child or juvenile or arranged for the placement of the
12 child or juvenile in any of those placements and, by any of those agencies, to any other
13 of those agencies and, by the agency that placed the child or juvenile or arranged for
14 the placement of the child or juvenile in any of those placements, to the foster parent
15 of the child or juvenile or the operator of the group home, residential care center for
16 children and youth, or juvenile correctional facility in which the child or juvenile is
17 placed, as provided in s. 48.371 or 938.371.

18 **SECTION 169.** 165.85 (4) (b) 1. of the statutes is amended to read:

19 165.85 (4) (b) 1. No person may be appointed as a law enforcement or tribal law
20 enforcement officer, except on a temporary or probationary basis, unless the person
21 has satisfactorily completed a preparatory program of law enforcement training
22 approved by the board ~~and has been certified by~~, the board has certified the person
23 as being qualified to be a law enforcement or tribal law enforcement officer, and the
24 person has completed a training course approved under s. 48.47 (9). The program
25 shall include 400 hours of training, except the program for law enforcement officers

1 who serve as rangers for the department of natural resources includes 240 hours of
2 training. The board shall promulgate a rule under ch. 227 providing a specific
3 curriculum for a 400-hour conventional program and a 240-hour ranger program.
4 The period of temporary or probationary employment established at the time of
5 initial employment shall not be extended by more than one year for an officer lacking
6 the training qualifications required by the board. The total period during which a
7 person may serve as a law enforcement and tribal law enforcement officer on a
8 temporary or probationary basis without completing a preparatory program of law
9 enforcement training approved by the board shall not exceed 2 years, except that the
10 board shall permit part-time law enforcement and tribal law enforcement officers
11 to serve on a temporary or probationary basis without completing a program of law
12 enforcement training approved by the board to a period not exceeding 3 years. For
13 purposes of this section, a part-time law enforcement or tribal law enforcement
14 officer is a law enforcement or tribal law enforcement officer who routinely works not
15 more than one-half the normal annual work hours of a full-time employee of the
16 employing agency or unit of government. Law enforcement training programs
17 including municipal, county and state programs meeting standards of the board are
18 acceptable as meeting these training requirements.

NOTE: Requires the completion of a mandatory reporter training course as a
condition for appointment as a law enforcement or tribal law enforcement officer.

19 **SECTION 170.** 256.15 (6) (a) 2m. of the statutes is created to read:
20 256.15 (6) (a) 2m. Have satisfactorily completed a training course approved
21 under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a
qualification for initial licensure as an emergency medical technician.

22 **SECTION 171.** 256.15 (8) (b) 4. of the statutes is created to read:

1 256.15 (8) (b) 4. The individual has completed a training course approved
2 under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a condition of initial certification as a first responder.

3 **SECTION 172.** 301.068 (5m) of the statutes is created to read:

4 301.068 (5m) Rules promulgated under sub. (5) shall require probation agents
5 and parole agents to obtain training approved under s. 48.47 (9) prior to initial
6 service as a probation agent or parole agent in the state.

NOTE: Requires rules setting forth training requirements for parole and probation agents to require the completion of a mandated reporter training course prior to initial service.

7 **SECTION 173.** 440.88 (3) (a) (intro.) of the statutes is amended to read:

8 440.88 (3) (a) (intro.) Subject to pars. (b), (bm), and (c) and except as provided
9 in sub. (3m), the department shall promulgate rules that establish minimum
10 standards and qualifications for the certification of all of the following, including
11 substance abuse counselors and clinical supervisors described under s. HFS 75.02
12 (11) and (84), Wis. Adm. Code, in effect on December 15, 2006:

13 **SECTION 174.** 440.88 (3) (bm) of the statutes is created to read:

14 440.88 (3) (bm) Rules promulgated under par. (a) shall require substance abuse
15 counselors to obtain training approved under s. 48.47 (9) as a condition of initial
16 certification.

NOTE: Requires rules establishing minimum standards for certification of substance abuse counselors to require the completion of a mandated reporter training course as a condition of initial certification as substance abuse counselor.

17 **SECTION 175.** 441.04 of the statutes is amended to read:

18 **441.04 Requisites for examination as a registered nurse.** Any person
19 who has graduated from a high school or its equivalent as determined by the board,
20 does not have an arrest or conviction record, subject to ss. 111.321, 111.322, and

1 111.335, has completed a training course approved under s. 48.47 (9), holds a diploma
2 of graduation from an accredited school of nursing, and, if the school is located
3 outside this state, submits evidence of general and professional educational
4 qualifications comparable to those required in this state at the time of graduation
5 may apply to the department for licensure by the board as a registered nurse, and
6 upon payment of the fee specified under s. 440.05 (1) shall be entitled to examination.

NOTE: Requires the completion of a mandated reporter training course as a
prerequisite for taking the examination to become a registered nurse.

7 **SECTION 176.** 446.02 (2) (a) 1. of the statutes is amended to read:

8 446.02 (2) (a) 1. The examining board shall grant a license to engage in the
9 practice of chiropractic to a qualified person who submits an application for the
10 license to the department on a form provided by the department, accompanied by
11 satisfactory evidence of completion of the educational requirements established in
12 the rules promulgated under par. (b) and satisfactory evidence of completion of a
13 training course approved under s. 48.47 (9), passes the examinations described
14 under sub. (3), and pays the license fee specified in s. 440.05 (1).

NOTE: Requires the completion of a mandated reporter training course as a
qualification for a license to practice as a chiropractor.

15 **SECTION 177.** 447.04 (1) (a) 5s. of the statutes is created to read:

16 447.04 (1) (a) 5s. Submits evidence satisfactory to the examining board that he
17 or she has completed a training course approved under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a
qualification for a license to practice dentistry.

18 **SECTION 178.** 448.05 (2) of the statutes is amended to read:

19 448.05 (2) LICENSE TO PRACTICE MEDICINE AND SURGERY. An applicant for any
20 class of license to practice medicine and surgery must supply evidence satisfactory
21 to the board that the applicant is a graduate of and possesses a diploma from a

1 medical or osteopathic college approved by the board ~~and~~, has completed
2 postgraduate training of 12 months in a facility approved by the board, and has
3 completed a training course approved under s. 48.47 (9). If an applicant is a graduate
4 of a foreign medical school which has not been approved by the board, and if such
5 applicant has had postgraduate training in this country in a 12-month program
6 approved by the board or has had other professional experience which the board
7 deems has given the applicant the education and training substantially equivalent,
8 and if such applicant has passed the examinations given by the educational council
9 for foreign medical graduates or its successors, the board may make such additional
10 inquiry including a personal interview as satisfies it that the applicant has had such
11 education and training. If a majority of the board is so satisfied, the applicant may
12 then be admitted to examination for a license to practice medicine and surgery. If
13 an applicant is a graduate of a foreign medical school not approved by the board, and
14 such foreign medical school requires either social service or internship or both of its
15 graduates, and if such applicant has not completed such requirements but has
16 completed a 12-month supervised clinical training program under the direction of
17 a medical school approved by the board and has complied with all other requirements
18 of this subsection for graduates of foreign medical schools not approved by the board,
19 the applicant may then be admitted to examination for a license to practice medicine
20 and surgery.

NOTE: Requires the completion of a mandated reporter training course as a
qualification for a license to practice medicine and surgery.

21 **SECTION 179.** 448.05 (5) (a) 3. of the statutes is created to read:

22 448.05 (5) (a) 3. That the applicant has completed a training course approved
23 under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a qualification for a physician assistant license.

1 **SECTION 180.** 448.53 (1) (dm) of the statutes is created to read:
2 448.53 (1) (dm) Submits evidence satisfactory to the examining board that the
3 applicant has completed a training course approved under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a qualification for licensure as a physical therapist.

4 **SECTION 181.** 448.535 (1) (f) of the statutes is created to read:
5 448.535 (1) (f) Submits evidence satisfactory to the examining board that the
6 applicant has completed a training course approved under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a qualification for licensure as a physical therapist assistant.

7 **SECTION 182.** 448.78 (4m) of the statutes is created to read:
8 448.78 (4m) Submits evidence satisfactory to the affiliated credentialing board
9 that he or she has completed a training course approved under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a condition for certification as a dietitian.

10 **SECTION 183.** 448.963 (2) (bm) of the statutes is created to read:
11 448.963 (2) (bm) Submits evidence satisfactory to the affiliated credentialing
12 board that he or she has completed a training course approved under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a condition for licensure as an occupational therapist.

13 **SECTION 184.** 449.05 (3m) of the statutes is created to read:
14 449.05 (3m) The person has completed a training course approved under s.
15 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a qualification for taking an examination to be licensed as an optometrist.

16 **SECTION 185.** 451.04 (2) (dm) of the statutes is created to read:
17 451.04 (2) (dm) Submits evidence satisfactory to the department that he or she
18 has completed a training course approved under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a condition for obtaining an acupuncturist certificate.

1 **SECTION 186.** 455.04 (1) (dm) of the statutes is created to read:
2 455.04 (1) (dm) Have completed a training course approved under s. 48.47 (9)
3 prior to initial licensure.

NOTE: Requires the completion of a mandated reporter training course as a requirement for licensure as a psychologist.

4 **SECTION 187.** 455.04 (4) (dm) of the statutes is created to read:
5 455.04 (4) (dm) Have completed a training course approved under s. 48.47 (9)
6 prior to initial licensure.

NOTE: Requires the completion of a mandated reporter training course as a condition for licensure as a private practice school psychologist.

7 **SECTION 188.** 457.08 (1) (bm) of the statutes is created to read:
8 457.08 (1) (bm) Submits evidence satisfactory to the social worker section that
9 he or she has completed a training course approved under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a condition for obtaining a social worker certificate.

10 **SECTION 189.** 457.09 (5) (d) of the statutes is amended to read:
11 457.09 (5) (d) The social worker section shall grant a social worker certificate
12 to an individual who has held a social worker training certificate, who has completed
13 a training course approved under s. 48.47 (9), and who passes the examinations
14 specified under pars. (a) and (b).

NOTE: Requires the completion of a mandated reporter training course as a condition for obtaining a social worker certificate based on holding a social worker training certificate and passing specified examinations.

15 **SECTION 190.** 457.10 (3m) of the statutes is created to read:
16 457.10 (3m) Submits evidence satisfactory to the marriage and family
17 therapist section that he or she has completed a training course approved under s.
18 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a condition for licensure as a marriage and family therapist.

1 **SECTION 191.** 457.12 (3m) of the statutes is created to read:
2 457.12 (3m) Submits evidence satisfactory to the professional counselor
3 section that he or she has completed a training course approved under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a condition for licensure as a professional counselor.

4 **SECTION 192.** 459.24 (2) (g) of the statutes is created to read:
5 459.24 (2) (g) Submits evidence satisfactory to the examining board that he or
6 she has completed a training course approved under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a condition for licensure as a speech-language pathologist.

7 **SECTION 193.** 459.24 (3) (g) of the statutes is created to read:
8 459.24 (3) (g) Submits evidence satisfactory to the examining board that he or
9 she has completed a training course approved under s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a condition for licensure as an audiologist.

10 **SECTION 194.** 767.405 (4) of the statutes is amended to read:
11 767.405 (4) MEDIATOR QUALIFICATIONS. Every mediator assigned under sub. (6)
12 (a) shall have not less than 25 hours of mediation training or not less than 3 years
13 of professional experience in dispute resolution. Every mediator assigned under sub.
14 (6) (a) shall have training on the dynamics of domestic violence and the effects of
15 domestic violence on victims of domestic violence and on children. Every mediator
16 assigned under sub. (6) (a) shall have completed a training course approved under
17 s. 48.47 (9).

NOTE: Requires the completion of a mandated reporter training course as a condition for assignment as a family court mediator.

18 **SECTION 195.** 895.442 (1) (a) of the statutes is amended to read:

1 895.442 (1) (a) “Member of the clergy” has the meaning given in s. 48.981 (1)
2 ~~(ex) (2) (bm) 1d. c.~~

3 **SECTION 196.** 895.442 (5) of the statutes is amended to read:

4 895.442 (5) SILENCE AGREEMENTS. Any contract or agreement concerning the
5 settlement of any claim under this section that limits or eliminates the right of the
6 injured person to disclose the sexual contact described under sub. (2) to another
7 member of the religious organization to which the member of the clergy under sub.
8 (2) belongs, to a therapist, as defined in s. 895.441 (1) (e), to a person listed under s.
9 48.981 (2) ~~(a)~~ (ar), or to a district attorney, is void.

10 **SECTION 197.** 905.06 (4) of the statutes is amended to read:

11 905.06 (4) EXCEPTIONS. There is no privilege under this section concerning
12 observations or information that a member of the clergy, as defined in s. 48.981 (1)
13 ~~(ex) (2) (bm) 1d. c.~~, is required to report as suspected or threatened child abuse under
14 s. 48.981 (2) (bm).

15 **SECTION 198.** 948.03 (6) of the statutes is amended to read:

16 948.03 (6) TREATMENT THROUGH PRAYER. A person is not guilty of an offense
17 under this section solely because he or she provides a child with treatment by
18 spiritual means through prayer alone for healing in accordance with the religious
19 method of healing permitted under s. 48.981 (3) ~~(e) 4. (3g) (d)~~ or 448.03 (6) in lieu of
20 medical or surgical treatment.

21 **SECTION 199. Nonstatutory provisions.**

22 (1) RULES; TRAINING FOR MANDATED REPORTERS OF CHILD ABUSE AND NEGLECT. The
23 department of children and families shall present the statement of scope of the rules
24 required under section 48.981 (2s) of the statutes, as created by this act, to the
25 governor for approval under section 227.135 (2) of the statutes no later than the 60th

1 day after the effective date of this subsection. The department of children and
2 families shall submit in proposed form the rules required under section 48.981 (2s)
3 of the statutes, as created by this act, to the legislative council staff as required under
4 section 227.15 (1) of the statutes no later than the 13th month beginning after the
5 governor approves the statement of scope for the rules.

6 **SECTION 200. Effective dates.** This act takes effect on the day after
7 publication, except as follows:

8 (1) TRAINING OF MANDATED REPORTERS OF CHILD ABUSE AND NEGLECT. The
9 treatment of sections 148.67 (2m), 118.19 (15), 165.85 (4) (b) 1., 256.15 (6) (a) 2m. and
10 (8) (b) 4., 301.068 (5m), 440.88 (3) (a) (intro.) and (bm), 441.04, 446.02 (2) (a) 1., 447.04
11 (1) (a) 5s., 448.05 (2) and (5) (a) 3., 448.53 (1) (dm), 448.535 (1) (f), 448.78 (4m),
12 448.963 (2) (bm), 449.05 (3m), 451.04 (2) (dm), 455.04 (1) (dm) and (4) (dm), 457.08
13 (1) (bm), 457.09 (5) (d), 457.10 (3m), 457.12 (3m), 459.24 (2) (g) and (3) (g), and
14 767.405 (4) of the statutes takes effect on the first day of the 36th month beginning
15 after publication.

16 (END)

Barman, Mike

From: Henning, Anna
Sent: Tuesday, February 12, 2013 8:21 AM
To: LRB.Legal
Subject: Draft Review: LRB -1193/1 Topic: Recodification of the child abuse and neglect reporting law

Please Jacket LRB -1193/1 for the SENATE.