

**2013 DRAFTING REQUEST**

**Senate Amendment (SA-SB373)**

Received: 1/23/2014 Received By: phurley  
Wanted: As time permits Same as LRB:  
For: Jerry Petrowski (608) 266-2502 By/Representing:  
May Contact: Drafter: phurley  
Subject: Justice - criminal Addl. Drafters:  
Extra Copies:

Submit via email: YES  
Requester's email: Sen.Petrowski@legis.wisconsin.gov  
Carbon copy (CC) to:

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Law enforcement standards

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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>
/1	phurley 1/30/2014	kfollett 1/29/2014	jmurphy 1/29/2014	_____	lparisi 1/29/2014	lparisi 1/29/2014	
/2		kfollett 1/30/2014	jfrantze 1/30/2014	_____	mbarman 1/30/2014	mbarman 1/30/2014	

FE Sent For:

<END>

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/1	phurley 1/29/2014	kfollett 1/29/2014	jmurphy 1/29/2014	<del>km</del> 1/2/30	lparisi 1/29/2014	lparisi 1/29/2014	

FE Sent For:

1/2/5f  
1/30

1/2/5f  
1/30

<END>



## Hurley, Peggy

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**From:** Bruce, Cory  
**Sent:** Tuesday, January 28, 2014 6:37 PM  
**To:** Hurley, Peggy  
**Cc:** Ruhland, Lane  
**Subject:** RE: AB 482 - Request for Amendment

Hi Peggy,  
yes - this is a go. Thank you.

Cory

---

**From:** Hurley, Peggy  
**Sent:** Tuesday, January 28, 2014 2:23 PM  
**To:** Bruce, Cory  
**Cc:** Ruhland, Lane  
**Subject:** RE: AB 482 - Request for Amendment

So do we consider this a "go" or should I wait to hear from Mark?

Peggy

-----Original Message-----

**From:** O'Keefe, Brian R. [mailto:okeefebr@doj.state.wi.us]  
**Sent:** Tuesday, January 28, 2014 1:35 PM  
**To:** Bruce, Cory  
**Cc:** Hurley, Peggy; Ruhland, Lane; Rinehart, Mark W - DOJ  
**Subject:** Re: AB 482 - Request for Amendment

Cory

I was OK with the DV language. I wasn't concerned about it being confused with recording those investigations, but understand and think every professional law enforcement officer would expect we keep working on providing DV training.

As to the curriculum advisory seat, I'm OK with the language you suggest. I think making it clear that a rep from that education category only participates if a tech or 4-yr participate. In other words, if no 4-yr institutions participate in academy training, they lose the seat. Same for tech colleges.

Thanks for your help,

Brian

Sent from my iPad

> On Jan 28, 2014, at 12:11 PM, "Bruce, Cory" <Cory.Bruce@legis.wisconsin.gov> wrote:  
>  
> HI all,

> Have you had a chance to review Peggy's email from Friday (attached below) about how you'd like to proceed on the 2/4 year question. She sent a follow up today (also below). I haven't heard back from Ashlee about adding it to the exec. for Thursday, but it probably can't happen for sure if we don't have the amendment ready.

>

> Let me know your thoughts,

> Cory

>

---

> From: Hurley, Peggy

> Sent: Tuesday, January 28, 2014 12:04 PM

> To: Bruce, Cory; Ruhland, Lane

> Subject: RE: AB 482 - Request for Amendment

>

> Hi Cory and Lane,

>

> Have you had any feedback on this? If I can get the language nailed down before the end of the day tomorrow, I will be able to get the amendments out by 10 am Thursday morning.

>

> I talked with the education drafter, and apparently there are 2-year college programs that are not technical colleges, but he was unsure as to whether the law enforcement training addressed in this section is provided by tech colleges, 2-year colleges, or both. So maybe the phrase "a representative of technical or (and of?) 2-year colleges and, if applicable, of 4-year colleges or universities, that provide a course or program described in this paragraph . . ." would work. I like this phrasing better than what I proposed earlier, because the earlier language could be interpreted to mean that every school that offers a program needs a rep on the advisory committee. This language is clearer, I think, that each type or category of school has a representative, not each school.

>

> I still don't know the question of whether we need to specify that these folks are "non-voting," for the reasons I mentioned earlier. Any guidance you can provide is helpful; thanks, as always.

>

> Peggy

>

> From: Hurley, Peggy

> Sent: Friday, January 24, 2014 9:49 AM

> To: Bruce, Cory; Ruhland, Lane

> Subject: RE: AB 482 - Request for Amendment

>

> Thanks again.

>

> As drafted now, the bill reads, in pertinent part (page 8, lines 10-15):

>

> "The board shall appoint a 13-member advisory curriculum advisory committee consisting of 6 chiefs of police and 6 sheriffs to be appointed on a geographic basis of not more than one chief of police and one sheriff from any of the 8 state administrative districts together with the director of training of the Wisconsin state patrol. This committee shall advise the board in the establishment of the curriculum requirements. "

>

> I am still confused by the "non-voting member in an advisory capacity" language, because it appears that all 13 of the current members are already "advisory." Further, I don't know what you mean by a "2-year college." Do you mean a technical college, or something else?

>

> I propose this change, but I am not sure it reflects your intent:

>

> "The board shall appoint a 13-member advisory curriculum advisory committee consisting of 6 chiefs of police and 6 sheriffs to be appointed on a geographic basis of not more than one chief of police and one sheriff from any of the 8

state administrative districts together with , a representative of a technical college and, if applicable, of a 4-year college or university, that provides a course or program described in this paragraph, and the director of training of the Wisconsin state patrol. This committee shall advise the board in the establishment of the curriculum requirements. "

>  
> If "non-voting" should mean something other than advisory, I could add, after "requirements." Something like "The representative of a technical college and, if applicable, of a 4-year college or university shall serve on the committee in a non-voting capacity."

>  
> Your thoughts?

>  
> Peggy

>  
> From: Bruce, Cory  
> Sent: Friday, January 24, 2014 9:25 AM  
> To: Hurley, Peggy; Ruhland, Lane  
> Subject: FW: AB 482 - Request for Amendment

>  
> Hi,  
> Below is some further clarification from DOJ on adding members to the advisory committee:

>  
> The LESB board appoints the members of the curriculum advisory committee. I would like the language to maintain this. I think it should read that the board appoints a non-voting member in an advisory capacity from a 2-year college and if 4-year colleges participate in recruit or in-service training, the board may also appoint a rep from a four-year college in an advisory capacity. If no four year colleges participate, they should not have a spot.

>  
> Cory  
>  
>  
> From: Rinehart, Mark W. [mailto:RinehartMW@DOJ.STATE.WI.US]  
> Sent: Friday, January 24, 2014 9:05 AM  
> To: Bruce, Cory  
> Subject: FW: AB 482 - Request for Amendment

>  
> fyi  
>  
> From: O'Keefe, Brian R.  
> Sent: Friday, January 24, 2014 9:04 AM  
> To: Rinehart, Mark W.; Stensberg, Dean F.  
> Subject: RE: AB 482 - Request for Amendment

>  
> Mark  
>  
> I believe they over thought the DV issue. I assumed they would put a comma after recordings as the whole line is in a serial, but I'm good with inserting before if it makes them happy.

>  
> The LESB board appoints the members of the curriculum advisory committee. I would like the language to maintain this. I think it should read that the board appoints a non-voting member in an advisory capacity from a 2-year college and if 4-year colleges participate in recruit or in-service training, the board may also appoint a rep from a four-year college in an advisory capacity. If no four year colleges participate, they should not have a spot.

>  
> Brian

>  
> Brian R. O'Keefe  
> Administrator  
> Wisconsin Department of Justice  
> Division of Law Enforcement Services  
>  
> Office 608-266-7052  
> Cell 608-345-0913  
> E-mail: okeefebr@doj.state.wi.us<mailto:okeefebr@doj.state.wi.us>  
>  
> 17 W. Main Street 8th Floor  
> Madison, WI 53707  
>  
> From: Rinehart, Mark W.  
> Sent: Friday, January 24, 2014 8:47 AM  
> To: Stensberg, Dean F.; O'Keefe, Brian R.  
> Subject: FW: AB 482 - Request for Amendment  
>  
> fyi  
>  
> From: Rinehart, Mark W.  
> Sent: Friday, January 24, 2014 8:45 AM  
> To: Bruce, Cory  
> Subject: RE: AB 482 - Request for Amendment  
>  
> I like Lane's response to both issues. Thank you.  
>  
> From: Bruce, Cory [mailto:Cory.Bruce@legis.wisconsin.gov]  
> Sent: Friday, January 24, 2014 8:38 AM  
> To: Rinehart, Mark W.  
> Subject: FW: AB 482 - Request for Amendment  
>  
> Mark,  
> Please see Peggy's question and Lane (petrowski's staff) response. I think Lane answered the domestic violence question correctly, but are you okay with what she recommended for the spot on the curriculum committee?  
>  
> Thanks,  
> Cory  
>  
> From: Ruhland, Lane  
> Sent: Thursday, January 23, 2014 5:09 PM  
> To: Hurley, Peggy  
> Cc: Bruce, Cory  
> Subject: RE: AB 482 - Request for Amendment  
>  
> Peggy,  
>  
> My understanding, and Cory can correct me if I am misguided, was that we want to make sure training on domestic violence investigations is one of the subjects covered. I think putting it before "recording custodial interrogations" makes it clear that we are not talking about "recording" these investigations, rather that it is a separate subject area for which the board should establish standards. I think suggesting it go after this phrase was just a quick way to get it in

there and maybe DOJ didn't think of the implication of the word "recording" attaching "domestic violence investigations."

>  
> So yes, I think placing it before accomplishes what we want and isn't contrary to DOJ's intent.

>  
> On the second issue...

>  
> I will have to look into voting, non-voting, but the board is established under 15.255 and it doesn't refer to whether or not they are voting members. I think they are all voting members, so we would be creating a new type of member that doesn't vote. Also, I think it is sufficient to just plainly say "a representative" I don't think we had a specific person in mind and these institutions are likely the best at choosing this representative. If that becomes an issue we can just do a simple amendment specifying who that may be.

>  
>  
> Thank you Peggy,

>  
> Lane  
> From: Hurley, Peggy  
> Sent: Thursday, January 23, 2014 4:52 PM  
> To: Ruhland, Lane  
> Cc: Bruce, Cory  
> Subject: RE: AB 482 - Request for Amendment

>  
> Hi all,

>  
> I am not sure how to interpret the first recommendation. Do you mean to include "domestic violence investigations" as a subject for the LESB should have training recommendations, or do you want to include "domestic violence investigations" as something that should be recorded, like "custodial interrogations"? Inserting "domestic violence investigations" before the phrase "custodial interrogations" accomplishes the first objective. Inserting it after the phrase "custodial interrogations" accomplishes the second.

>  
> Regarding the second recommendation, are all 13 current members of the curriculum advisory committee voting members? And will it suffice to say simply "a representative of a technical college (I think that is what you mean by a 2-year college) and a representative of a 4-year college or university" or do you want a dean or administrator or other specific faculty member?

>  
> Your thoughts?

>  
> Peggy  
>  
> From: Ruhland, Lane  
> Sent: Thursday, January 23, 2014 4:28 PM  
> To: Hurley, Peggy  
> Cc: Bruce, Cory  
> Subject: RE: AB 482 - Request for Amendment

>  
> Peggy,  
>  
> Could you please draft a senate version of this amendment as well?

>  
> Thank you,

>

> Lane

> From: Bruce, Cory

> Sent: Thursday, January 23, 2014 4:08 PM

> To: Hurley, Peggy

> Subject: AB 482 - Request for Amendment

>

> Peggy,

> Could you please draft an amendment for us that does what DOJ has submitted below? We're hoping we can exec it next week Thursday, so we're in a little bit of a time crunch.

>

> Thanks,

> Cory

>

> From: Rinehart, Mark W. [mailto:RinehartMW@DOJ.STATE.WI.US]

> Sent: Thursday, January 23, 2014 3:30 PM

> To: Bruce, Cory

> Cc: Stensberg, Dean F - DOJ

> Subject: RE: AB 482 Letter from Platteville Chief of Police

>

> Hi Cory,

>

> On the DV language - On Page 8, line 7, insert "Domestic Violence Investigations" after "recording custodial interrogations." This will cover the LESB responsibility to have training recommendations for both the preparatory school and in-service.

>

> On the Curriculum Advisory Committee – one spot for 2-year colleges and one spot for 4-year colleges, both non-voting.

>

> It appears Kleefisch will hold an exec 1/30. It would be nice to get the bill on the agenda for that exec.

>



*[Handwritten signature]*

SENATE AMENDMENT,  
TO SENATE BILL 373

*today*

*the natural beginning with*

*and ending with  
"with" on line  
14*

1

At the locations indicated, amend the bill as follows:

2

1. Page 8, line 6: after "firearms," insert "domestic violence investigations."

3

2. Page 8, line 13: delete "together" and substitute "a representative of

4

technical colleges, of 2-year colleges, and of 4-year colleges or universities, if the

5

colleges or universities provide a course or program described in this paragraph,

6

and".

7

3. Page 8, line 14: delete "with" *and substitute with*

8

(END)

*change component*



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRBa1515/1  
PJH:kjfjm

2  
rnr

SENATE AMENDMENT,  
TO SENATE BILL 373

1-30-14  
today

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

→

Insert (1a)

2 1. Page 8, line 6: after "firearms," insert "domestic violence investigations."

3 2. Page 8, line 13: delete the material beginning with "together" and ending  
4 with "with" on line 14 and substitute "together with, a representative of technical  
5 colleges, of 2-year colleges, and of 4-year colleges or universities, if the colleges or  
6 universities provide a course or program described in this paragraph, and".

7 (END)

↖

Insert (1b)

2013-2014 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBa1514/lins  
PJH:kjf:jm

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INSERT: (1a) ✓

1. Page 7, line 21: after "is" insert "renumbered 165.85 (3) (d) (intro.) and". ✓

2. Page 7, line 22: after "(d)" insert "(intro.)". ✓

Insert (1b) ✓

3. Page 8, line 11: delete lines 11 to 15 and substitute "13-member advisory

curriculum advisory committee consisting to advise the board in the establishment  
of the curriculum requirements. The curriculum advisory committee shall consist  
of 6 chiefs of police and 6 sheriffs to be appointed on a geographic basis of not more  
than one chief of police and one sheriff from any one of the 8 state administrative  
districts together with, the director of training of the Wisconsin state patrol. This  
committee shall advise the board in the establishment of the curriculum  
requirements, and, if applicable, one or more representatives of colleges or  
universities as follows:

**SECTION 18m.** 165.85 (3) (d) 1. to 3. of the statutes are created to read:

165.85 (3) (d) 1. If any technical college in the state provides a course or  
program described in this paragraph, the board shall appoint to the curriculum  
advisory committee one person to represent technical colleges. ✓

2. If any 2-year college in the state provides a course or program described in  
this paragraph, the board shall appoint to the curriculum advisory committee one  
person to represent 2-year colleges. ✓

3. If any 4-year college or university in the state provides a course or program  
described in this paragraph, the board shall appoint to the curriculum advisory  
committee one person to represent 4-year colleges and universities." ✓