

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB556)

Received: 2/18/2014 Received By: phurley
Wanted: As time permits Same as LRB:
For: David Craig (608) 266-3363 By/Representing:
May Contact: Drafter: phurley
Subject: Correctional System - jails Addl. Drafters:
Extra Copies:

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

Pre Topic:

No specific pre topic given

Topic:

Strip searches

Instructions:

See attached

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>
/?	phurley 2/18/2014	evinz 2/18/2014		_____			
/1			jmurphy 2/18/2014	_____	srose 2/18/2014	srose 2/18/2014	

FE Sent For:

<END>

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB556)

Received: 2/18/2014 Received By: phurley
Wanted: As time permits Same as LRB:
For: David Craig (608) 266-3363 By/Representing:
May Contact: Drafter: phurley
Subject: Correctional System - jails Addl. Drafters:
Extra Copies:

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

Pre Topic:

No specific pre topic given

Topic:

Strip searches ✓

Instructions:

See attached

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	hepv 2/18/14	hepv 2/18/14	_____	_____	_____	_____

FE Sent For: *Jan + SR 2/18*

<END>



eev

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION
ASSEMBLY AMENDMENT ,
TO ASSEMBLY BILL 556

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

2 1. Page 2, line 16: after "persons." insert "Subject to subd. 3., for the purpose
3 of this subdivision, detainee" does not include a juvenile who is taken into custody
4 under s. 938.19 and held in custody under s. 938.209."

5 2. Page 2, line 16: after that line insert:

6 "SECTION 2m. 968.255 (1) (b) of the statutes is amended to read:

7 968.255 (1) (b) "Strip search" means a search in which a ~~detained person's~~
8 detainee's genitals, pubic area, buttock or anus, or a ~~detained female person's~~ female
9 detainee's breast, is uncovered and either is exposed to view or is touched by a person

10 conducting the search, except that if the detainee is a person defined by par. (a) 5.,

11 "strip search" means a search in which a detainee's genitals, pubic area, buttock or
12 anus, or a female detainee's breast, is uncovered and exposed to view but is not

1 touched by a person conducting the search unless the touching is necessary to gain
2 the detainee's cooperation with the search or unless the touching is necessary to
3 assist a disabled detainee's cooperation with the search." ✓

4 *History:* 1979 c. 240; 1981 c. 297; 1987 a. 332; 1991 a. 17; 1993 a. 95, 105; 1995 a. 77, 154; 1997 a. 35; 1999 a. 9; 2001 a. 109; 2005 a. 344; 2011 a. 35.

4 **3.** Page 3, line 7: after that line insert:

5 "SECTION 5m. 968.255 (2) (ar) of the statutes is created to read:

6 968.255 (2) (ar) The detainee will be incarcerated, imprisoned, or otherwise
7 detained in the jail or prison where the search is conducted for not less than 12 hours.

8 This paragraph applies only to a detainee who meets the definition in sub. (1) (a) 5." ✓

9 **4.** Page 3, line 19: after that line insert:

10 "SECTION 6m. 968.255 (6) of the statutes is amended to read:

11 968.255 (6) -A Each law enforcement agency, as defined in s. 165.83 (1) (b), ~~may~~
12 ~~promulgate rules and each facility where a strip search may be conducted pursuant~~
13 to this section, shall establish written policies and procedures concerning strip
14 searches which at least meet the minimum requirements of this section and shall
15 provide annual training regarding the policies and procedures to any employee or
16 agent of the agency or facility who may conduct a strip search." ✓

17 (END)