

**2015 DRAFTING REQUEST**

**Bill**

Received: **8/21/2015** Received By: **gmalaise**  
For: **Rob Hutton (608) 267-9836** Same as LRB:  
May Contact: By/Representing: **David Moore (LC)**  
Subject: **Children - miscellaneous** Drafter: **gmalaise**  
Addl. Drafters:  
Extra Copies:

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

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**Pre Topic:**

No specific pre topic given

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**Topic:**

Electronic juvenile court records; disclosure to county departments

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**Instructions:**

See attached--authorize county departments to have access to electronic juvenile court records for purposes of providing intake and dispositional services

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 8/25/2015	anienaja 8/31/2015	_____			
/P1	gmalaise 9/24/2015		_____	srose 8/31/2015		State S&L
/1		anienaja 9/24/2015	_____	sbasford 9/24/2015	mbarman 10/15/2015	State S&L

FE Sent For:

→ At  
Intro.

<END>

## Malaise, Gordon

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**From:** Moore, David  
**Sent:** Friday, August 21, 2015 2:12 PM  
**To:** Malaise, Gordon  
**Subject:** FW: Circuit Court Automation Program (CCAP) Access Problem.  
**Attachments:** capp letter.1013.docx

Gordon,

Here is the letter from Milwaukee County.

David 6-8946

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**From:** Pratt, Phillip  
**Sent:** Wednesday, August 12, 2015 3:29 PM  
**To:** Moore, David <David.Moore@legis.wisconsin.gov>  
**Subject:** FW: Circuit Court Automation Program (CCAP) Access Problem.

Here you go. I apologize for not including it right off the bat.

Phillip Pratt  
Office of Rep. Rob Hutton  
13<sup>th</sup> Assembly District  
608.267.9837

---

**From:** Wanta, B Thomas [<mailto:B.Wanta@milwaukeecountywi.gov>]  
**Sent:** Friday, June 05, 2015 12:28 PM  
**To:** Rep.Hutton <[Rep.Hutton@legis.wisconsin.gov](mailto:Rep.Hutton@legis.wisconsin.gov)>  
**Cc:** Colon, Hector <[Hector.Colon@milwaukeecountywi.gov](mailto:Hector.Colon@milwaukeecountywi.gov)>; Peterson, Eric <[Eric.Peterson@milwaukeecountywi.gov](mailto:Eric.Peterson@milwaukeecountywi.gov)>  
**Subject:** Circuit Court Automation Program (CCAP) Access Problem.

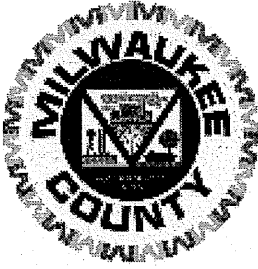
Hi Rob,

Pursuant to our conversation I have attached the document we discussed regarding circuit court automation program access for the delinquency and court service division. I also spoke with Eric Peterson, Intergovernmental Relations Liaison, County Executive Office who indicated that he would be happy to work with you on this issue. Eric can be reached at 608-772-2682.

It was a pleasure speaking with you today and I wish to thank you for your interest in the juvenile justice system. If I can be of further assistance please do not hesitate to call.

B. Thomas Wanta  
Administrator, Delinquency & Court Services  
Milwaukee County DHHS  
414-257-7712  
[b.wanta@milwaukeecountywi.gov](mailto:b.wanta@milwaukeecountywi.gov)

This message is intended for the sole use of the individual and entity to which it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. If you are not the intended addressee, nor authorized to receive for the intended addressee, you are hereby notified that you may not use, copy, disclose or distribute to anyone the message or any information contained in the message. If you have received this message in error, please immediately advise the sender by reply email and delete the message.



DEPARTMENT OF HEALTH & HUMAN SERVICES  
DELINQUENCY AND COURT SERVICES DIVISION

# Milwaukee County

Héctor Colón • Director DHHS  
B. Thomas Wanta • Administrator DCSD

To: Eric Peterson, Intergovernmental Relations Liaison  
Milwaukee County Executive's Office

Héctor Colón, Director,  
Department of Health and Human Services

From: B. Thomas Wanta, DCSD Administrator

Date: October 25, 2013

Subject: Legislative Change Request/ *Circuit Court Automation Program (CCAP) Access*

### *Circuit Court Automation Program (CCAP) Access Problem.*

In 2012, the Juvenile Justice team at the Office of Justice Assistance (OJA) brought the Juvenile Detention Alternatives Initiative (JDAI) sponsored by the Annie E. Casey Foundation to Wisconsin.

The OJA staff initiated contact with the Casey Foundation seeking to have the entire state of Wisconsin added to the JDAI network. Having the resources of the Casey staff available for technical assistance will allow the jurisdictions in the state to seek maximum usage of limited local resources. Racine County, Manitowoc County and Milwaukee County are JDAI pilot sites that will hopefully be replicated in other counties in the state as successes are demonstrated.

At its essence, the purpose of the Juvenile Detention Alternatives Initiative is to demonstrate that jurisdictions can safely reduce reliance on secure detention. JDAI also tests the hypothesis that detention reforms will equip juvenile justice systems with values, skills, and policies that will improve results in other components of the system. Objectives include:

- Eliminate the inappropriate or unnecessary use of secure detention;
- Minimize re-arrest and failure-to-appear rates pending adjudication;
- Ensure appropriate conditions of confinement in secure facilities;
- Redirect public finances to sustain successful reforms; and
- Reduce racial and ethnic disparities.

Part of the JDAI process is a system assessment to identify strengths and weakness of the Wisconsin Juvenile Justice System. As part of Milwaukee County's system assessment we have identified a gap or obstacle in our Detention Admission practices that have implications' statewide. ***This gap being that Milwaukee County Delinquency & Court Services Division Custody Intake staff does not have direct access to juvenile Circuit Court Automation Project (CCAP).***

The importance of Access to CCAP.

All 72 Wisconsin counties perform critical statutory Custody Intake function of receiving youth from local Law Enforcement Agencies. Pursuant to s938.067(1) and s938.19(1) all Intake Workers are required to screen youth taken into custody and not released under s938.20(2). The ability of Custody Intake Workers to obtain the complete timely information regarding the current Juvenile Justice status of the youth is critical to ensure that custody placement decisions being made balance what is in the best interest of the child and public safety.

Currently the State of Wisconsin, Department of Justice through its participation in JDAI is developing a Detention Risk Assessment Instrument (DRAI) to use when determining placement of a youth in custody. Detention risk screening is a fundamental strategy used to achieve the detention reform objectives. Risk screening is the process of evaluating each arrested minor to determine the need for secure, locked confinement. A basic tool used in the risk screening process is a detention *risk assessment instrument*. The risk instrument is a written checklist of criteria that are applied to rate each juvenile for specific detention-related risks. The overall risk score is then used to guide the intake officer in making the critical decision whether to detain or release an arrested youth. DRAIs are locally designed, and they vary in scope and format from state to state. But within JDAI, they are all point-scale instruments—assigning points for various risk factors and then producing a total risk score indicating whether the child is eligible for secure detention, for a non-secure detention alternative program, or for release home. The idea is to create a tool that assists in distinguishing between low and high risk youth. This will allow the Intake Worker to release a youth back into the community under guidelines created by the local county. The ability to recognize such youth is dependent on gathering the complete timely information regarding the current legal status of the youth.

The creditability of a successful DRAI depends on the ability of the Intake Worker having access to CCAP for this critical information. Juvenile Court Intake Workers (s938.067) need to know prior delinquency record of youth, criminal record of family, school records, child abuse and neglect information for the family, AODA information, family history, and effectiveness of current treatment plan. For detention and court referral decisions the Intake Worker needs to be aware of the court calendar, capiases, warrants, probation status and other court actions. In Milwaukee County Custody Intake handles over 3000 intakes per year. The access of CCAP will enable the Intake Worker to do the best assessment possible.

It is imperative that the Intake Worker has all the pertinent information to ensure that custody placement decisions being made balance what is in the best interest of the juvenile and public safety. The DRAI will assist in this, but will heavily rely on CCAP in order to do a complete and accurate assessment. Without CCAP access, mistakes can be made that potentially could put the child and/or the community at risk.

The Office of Juvenile Justice Assistance in collaboration with the Governor's Juvenile Justice Commission (GJJC) wrote a report in 2005 on Wisconsin Juvenile Justice Information Sharing

(attached). One of the recommendations of this report (#2(a)) is to expand access to CCAP to include county department's delinquency intake workers and dispositional workers.

On April 9, 2012 Wisconsin Act 270 was enacted which expanded access to CCAP relating to the disclosure of electronic juvenile court records to other juvenile courts, municipal courts, court of criminal jurisdiction, district attorneys and other prosecutors, defense attorneys, guardian ad litem, and law enforcement agencies. Act 270 did not include Wisconsin counties delinquency intake worker and dispositional workers.

Department 8900

Priority #1.

Proposed Statutory Change

48.396 (3) (b) and 938.369 (g) (c) add counties DEPARTMENT OF HEALTH & HUMAN SERVICES access to CCAP relating to the disclosure of electronic juvenile court records.

What other County Departments affected.

None

Identify internal or external support

District Attorney Office  
Children's Court Judges  
Public Defender's Office

Identify possible opposition to proposal

Unknown

Fiscal Impact

None.

*B. Thomas Wanta*

B. Thomas Wanta  
Administrator-Chief Intake/Probation Officer  
Delinquency & Court Services Division  
Milwaukee County DHHS  
10201 West Watertown Plank Road  
Milwaukee, Wisconsin 53226  
(414) 257-7712

## Malaise, Gordon

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**From:** Moore, David  
**Sent:** Friday, August 21, 2015 2:11 PM  
**To:** Malaise, Gordon  
**Subject:** FW: P-Draft  
**Attachments:** 2015 Budget Buddy Request Expand CCAP Access.doc

Gordon,

Here is the drafting request I received from Rep. Hutton's office. The contact for this issue in that office is Phil Pratt.

Thanks,  
David

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**From:** Pratt, Phillip  
**Sent:** Tuesday, August 04, 2015 10:42 AM  
**To:** Moore, David <David.Moore@legis.wisconsin.gov>  
**Subject:** P-Draft

David,

Hope all is well and you are enjoying your summer. Attached I have a budget motion that was not included in the budget. I think I explain the content clearly. We want to expand access of electronic juvenile CCAP records to county juvenile intake workers for their placement assessments. Would you be able to review this and make sure it makes sense and help me get a P-draft going?

Thanks!

Phillip Pratt  
Office of Rep. Rob Hutton  
13<sup>th</sup> Assembly District  
608.267.9837



~ Please fill this form out in its entirety prior to submitting to your JFC designee ~

*Joint Committee on Finance*  
**2015-2017 Budget Motion Request**

Date: June 15<sup>th</sup>, 2015

Legislator: Rep. Hutton

Staff Contact: Phillip Pratt

Legislator's JFC Designee: Rep. Knudson

Statement of Motion Intent: *Provide a short description summarizing the intent of your motion.*

Add Wisconsin counties delinquency intake workers and dispositional workers to access CCAP relating to the disclosure of electronic juvenile court records.

Agency/Agencies Impacted: Courts

Summary: *Provide a thorough description. Please attach all supporting documentation and talking points.*

Proposed Statutory Change

48.396 (3) (b) and 938.369 (g) (c) add counties department of health services access to CCAP relating to the disclosure of electronic Juvenile court records.

Currently, counties can ask judges to gather this information for them during the intake and placement process. However, if a judge is out or intake happens over the weekend when courts are closed the workers doing the assessments do not have access to the proper information for placement. By having all of this information available intake workers can make proper decisions about custody placement to best serve juveniles and protect our communities.

For further information please see the attached letter from Milwaukee County.

Fiscal Impact:

N/A

Funding Source (if applicable):

**~ Please fill this form out in its entirety prior to submitting to your JFC designee ~**

Support/Opposition:

Milwaukee County

Milwaukee DA

Children's Court Judges

Public Defender's Office



State of Wisconsin  
2015 - 2016 LEGISLATURE

IN 8/24  
Wanted 8/31

LRB-3000/7 (PI)  
GMM.....  
amm

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**

Fixed request sheet.

SAV ✓  
xref ✓

Gen.

- 1 **AN ACT ...; relating to:** the disclosure of electronic juvenile court records to a
- 2 county department of human services or social services for purposes of
- 3 providing intake and dispositional services.

***Analysis by the Legislative Reference Bureau***

This bill permits disclosure of the electronic records of the court assigned to exercise jurisdiction under the Children's Code and the Juvenile Justice Code (juvenile court) to a county department of human services or social services (county department) for purposes of providing child welfare or juvenile justice intake or dispositional services.

Under current law, the director of state courts has established an automated information system, known as the Consolidated Court Automation Programs (CCAP), that contains information about cases filed in the circuit courts in this state, including cases filed in the juvenile courts. Records of the juvenile court, however, are confidential and may not be opened to inspection, nor may their contents be disclosed, except by an order of the juvenile court or under certain statutory exceptions, including an exception that requires a juvenile court to make information relating to a proceeding under the Children's Code or the Juvenile Justice Code that is contained in the electronic records of the juvenile court available to the Department of Children and Families, which may use or allow access to that information only for the purposes of providing child welfare or juvenile justice intake or dispositional services. Current law permits the director of state courts to use CCAP to make that information available.

This bill requires the juvenile court to make information relating to a proceeding under the Children's Code or the Juvenile Justice Code that is contained

in the electronic records of the juvenile court available to a county department, which may use or allow access to that information only for the purposes of providing child welfare or juvenile justice intake or dispositional services. The bill permits the director of state courts to use CCAP to make that information available.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1     X     **SECTION 1.** 48.396 (3) (b) 1. of the statutes is amended to read:

2             48.396 (3) (b) 1. The court shall make information relating to proceedings  
3 under this chapter that is contained in the electronic records of the court available  
4 to any other court assigned to exercise jurisdiction under this chapter and ch. 938,  
5 a municipal court exercising jurisdiction under s. 938.17 (2), a court of criminal  
6 jurisdiction, a person representing the interests of the public under s. 48.09 or  
7 938.09, an attorney or guardian ad litem for a parent or child who is a party to a  
8 proceeding in a court assigned to exercise jurisdiction under this chapter or ch. 938  
9 or a municipal court, a district attorney prosecuting a criminal case, or the  
10 department, or a county department under s. 46.215, 46.22, or 46.23, regardless of  
11 whether the person to whom the information is transferred is a party to or is  
12 otherwise involved in the proceedings in which the electronic records containing that  
13 information were created. The director of state courts may use the circuit court  
14 automated information systems established under s. 758.19 (4) to make information  
15 contained in the electronic records of the court available as provided in this  
16 subdivision.

History: 1971 c. 278; 1977 c. 354 s. 47; 1977 c. 449; Stats. 1977 s. 48.396; 1979 c. 300; 1979 c. 333 s. 5; 1983 a. 74 s. 32; 1983 a. 487, 538; 1985 a. 311, 332; 1987 a. 27, 180, 403; 1989 a. 31, 107, 145; 1991 a. 39, 263; 1993 a. 98, 195, 228, 334, 479, 491; 1995 a. 27 ss. 2479 to 2480m, 9126 (19); 1995 a. 77, 173, 275, 352, 440, 448; 1997 a. 35, 80, 191, 205, 252, 292; 1999 a. 32, 89; 2003 a. 82; 2005 a. 344, 434; 2005 a. 443 s. 265; 2007 a. 20 s. 9121 (6) (a); 2007 a. 97; 2009 a. 302, 338; 2011 a. 270; 2013 a. 168, 170, 252.

17     X     **SECTION 2.** 48.396 (3) (c) 1r. of the statutes is amended to read:

1           48.396 (3) (c) 1r. The department or a county department under s. 46.215,  
2           46.22, or 46.23 shall keep any information made available to the department or that  
3           county department under par. (b) 1. confidential and may use or allow access to that  
4           information only for the purpose of providing services under s. 48.06, 48.067, 48.069,  
5           938.06, 938.067, or 938.069. The department or that county department may allow  
6           that access regardless of whether the person who is allowed that access is a party to  
7           or is otherwise involved in the proceedings in which the electronic records containing  
8           that information were created.

History: 1971 c. 278; 1977 c. 354 s. 47; 1977 c. 449; Stats. 1977 s. 48.396; 1979 c. 300; 1979 c. 333 s. 5; 1983 a. 74 s. 32; 1983 a. 487, 538; 1985 a. 311, 332; 1987 a. 27, 180, 403; 1989 a. 31, 107, 145; 1991 a. 39, 263; 1993 a. 98, 195, 228, 334, 479, 491; 1995 a. 27 ss. 2479 to 2480m, 9126 (19); 1995 a. 77, 173, 275, 352, 440, 448; 1997 a. 35, 80, 191, 205, 252, 292; 1999 a. 32, 89; 2003 a. 82; 2005 a. 344, 434; 2005 a. 443 s. 265; 2007 a. 20 s. 9121 (6) (a); 2007 a. 97; 2009 a. 302, 338; 2011 a. 270; 2013 a. 168, 170, 252.

9           X **SECTION 3.** 938.396 (2m) (b) 1. of the statutes, as affected by 2015 Wisconsin  
10          Act 55, is amended to read:

11           938.396 (2m) (b) 1. The court shall make information relating to a proceeding  
12          under this chapter that is contained in the electronic records of the court available  
13          to any other court assigned to exercise jurisdiction under this chapter and ch. 48, a  
14          municipal court exercising jurisdiction under s. 938.17 (2), a court of criminal  
15          jurisdiction, a person representing the interests of the public under s. 48.09 or  
16          938.09, an attorney or guardian ad litem for a parent or child who is a party to a  
17          proceeding in a court assigned to exercise jurisdiction under this chapter or ch. 48  
18          or a municipal court, a district attorney prosecuting a criminal case, a law  
19          enforcement agency, the department of children and families, ~~or~~ the department of  
20          corrections, or a county department, regardless of whether the person to whom the  
21          information is disclosed is a party to or is otherwise involved in the proceedings in  
22          which the electronic records containing that information were created. The director  
23          of state courts may use the circuit court automated information systems established

1 under s. 758.19 (4) to make information contained in the electronic records of the  
2 court available as provided in this subdivision.

NOTE: NOTE: Subd. 1. is shown as amended eff. 1-1-16 by 2015 Wis. Act 55. Prior to 1-1-16 it reads:NOTE:

3  
4  
5  
6  
7  
8  
9  
1. The court shall make information relating to a proceeding under this chapter that is contained in the electronic records of the court available to any other court assigned to exercise jurisdiction under this chapter and ch. 48, a municipal court exercising jurisdiction under s. 938.17 (2), a court of criminal jurisdiction, a person representing the interests of the public under s. 48.09 or 938.09, an attorney or guardian ad litem for a parent or child who is a party to a proceeding in a court assigned to exercise jurisdiction under this chapter or ch. 48 or a municipal court, a district attorney prosecuting a criminal case, a law enforcement agency, or the department, regardless of whether the person to whom the information is disclosed is a party to or is otherwise involved in the proceedings in which the electronic records containing that information were created. The director of state courts may use the circuit court automated information systems established under s. 758.19 (4) to make information contained in the electronic records of the court available as provided in this subdivision.

History: 1995 a. 27 s. 9126 (19); 1995 a. 77, 352, 440, 448; 1997 a. 27, 35, 80, 95, 181, 205, 252, 258, 281; 1999 a. 9, 32, 89; 2001 a. 95; 2003 a. 82, 292; 2005 a. 344, 434; 2005 a. 443 s. 265; 2007 a. 20 ss. 3826 to 3827, 9121 (6) (a); 2007 a. 97; 2009 a. 302, 309, 338; 2011 a. 35, 165, 260, 270; 2013 a. 168 s. 21; 2013 a. 252; 2015 a. 55.

10 ~~X~~ SECTION 4. 938.396 (2m) (c) 1r. of the statutes, as affected by 2015 Wisconsin  
11 Act 55, is amended to read:

12 938.396 (2m) (c) 1r. The department of children and families ~~or~~ the department  
13 of corrections, or a county department shall keep any information made available to  
14 that department or county department under par. (b) 1. confidential and may use or  
15 allow access to that information only for the purpose of providing services under s.  
16 48.06, 48.067, 48.069, 938.06, 938.067, or 938.069. That department or county  
17 department may allow that access regardless of whether the person who is allowed  
18 that access is a party to or is otherwise involved in the proceedings in which the  
19 electronic records containing that information were created.

NOTE: NOTE: Subd. 1r. is shown as amended eff. 1-1-16 by 2015 Wis. Act 55. Prior to 1-1-16 it reads:NOTE:

20  
21  
22 1r. The department shall keep any information made available to the department under par. (b) 1. confidential and may use or allow access to that information only for the purpose of providing services under s. 48.06, 48.067, 48.069, 938.06, 938.067, or 938.069. The department may allow that access regardless of whether the person who is allowed that access is a party to or is otherwise involved in the proceedings in which the electronic records containing that information were created.

History: 1995 a. 27 s. 9126 (19); 1995 a. 77, 352, 440, 448; 1997 a. 27, 35, 80, 95, 181, 205, 252, 258, 281; 1999 a. 9, 32, 89; 2001 a. 95; 2003 a. 82, 292; 2005 a. 344, 434; 2005 a. 443 s. 265; 2007 a. 20 ss. 3826 to 3827, 9121 (6) (a); 2007 a. 97; 2009 a. 302, 309, 338; 2011 a. 35, 165, 260, 270; 2013 a. 168 s. 21; 2013 a. 252; 2015 a. 55.

23 SECTION 5. Effective date.

24 (1) DISCLOSURE OF ELECTRONIC JUVENILE COURT RECORDS TO COUNTY DEPARTMENTS.

25 This act takes effect on January 1, 2016, or on the day after publication, whichever  
26 is later.

27 (END)

## Malaise, Gordon

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**From:** Pratt, Phillip  
**Sent:** Thursday, September 24, 2015 11:06 AM  
**To:** Malaise, Gordon  
**Subject:** Drafting Request  
**Attachments:** 15-3000\_P1.pdf

Good Morning Gordon,

Could we get this turned into a /1? Thanks

Phillip Pratt  
Office of Rep. Rob Hutton  
13<sup>th</sup> Assembly District  
608.267.9837



State of Wisconsin  
2015 - 2016 LEGISLATURE

LRB-3000/P1

GMM:amn

1

RMR

IN 9/24  
Today (Th)

~~PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION~~

(convert to /)

SAV

1 AN ACT to amend 48.396 (3) (b) 1., 48.396 (3) (c) 1r., 938.396 (2m) (b) 1. and  
2 938.396 (2m) (c) 1r. of the statutes; relating to: the disclosure of electronic  
3 juvenile court records to a county department of human services or social  
4 services for purposes of providing intake and dispositional services.

*Analysis by the Legislative Reference Bureau*

This bill permits disclosure of the electronic records of the court assigned to exercise jurisdiction under the Children’s Code and the Juvenile Justice Code (juvenile court) to a county department of human services or social services (county department) for purposes of providing child welfare or juvenile justice intake or dispositional services.

Under current law, the director of state courts has established an automated information system, known as the Consolidated Court Automation Programs (CCAP), that contains information about cases filed in the circuit courts in this state, including cases filed in the juvenile courts. Records of the juvenile court, however, are confidential and may not be opened to inspection, nor may their contents be disclosed, except by an order of the juvenile court or under certain statutory exceptions, including an exception that requires a juvenile court to make information relating to a proceeding under the Children’s Code or the Juvenile Justice Code that is contained in the electronic records of the juvenile court available to the Department of Children and Families, which may use or allow access to that information only for the purposes of providing child welfare or juvenile justice intake or dispositional services. Current law permits the director of state courts to use CCAP to make that information available.



This bill requires the juvenile court to make information relating to a proceeding under the Children's Code or the Juvenile Justice Code that is contained in the electronic records of the juvenile court available to a county department, which may use or allow access to that information only for the purposes of providing child welfare or juvenile justice intake or dispositional services. The bill permits the director of state courts to use CCAP to make that information available.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

---

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1           **SECTION 1.** 48.396 (3) (b) 1. of the statutes is amended to read:

2           48.396 (3) (b) 1. The court shall make information relating to proceedings  
3 under this chapter that is contained in the electronic records of the court available  
4 to any other court assigned to exercise jurisdiction under this chapter and ch. 938,  
5 a municipal court exercising jurisdiction under s. 938.17 (2), a court of criminal  
6 jurisdiction, a person representing the interests of the public under s. 48.09 or  
7 938.09, an attorney or guardian ad litem for a parent or child who is a party to a  
8 proceeding in a court assigned to exercise jurisdiction under this chapter or ch. 938  
9 or a municipal court, a district attorney prosecuting a criminal case, ~~or~~ the  
10 department, or a county department under s. 46.215, 46.22, or 46.23, regardless of  
11 whether the person to whom the information is transferred is a party to or is  
12 otherwise involved in the proceedings in which the electronic records containing that  
13 information were created. The director of state courts may use the circuit court  
14 automated information systems established under s. 758.19 (4) to make information  
15 contained in the electronic records of the court available as provided in this  
16 subdivision.

17           **SECTION 2.** 48.396 (3) (c) 1r. of the statutes is amended to read:

1           48.396 (3) (c) 1r. The department or a county department under s. 46.215,  
2           46.22, or 46.23 shall keep any information made available to the department or that  
3           county department under par. (b) 1. confidential and may use or allow access to that  
4           information only for the purpose of providing services under s. 48.06, 48.067, 48.069,  
5           938.06, 938.067, or 938.069. The department or that county department may allow  
6           that access regardless of whether the person who is allowed that access is a party to  
7           or is otherwise involved in the proceedings in which the electronic records containing  
8           that information were created.

9           **SECTION 3.** 938.396 (2m) (b) 1. of the statutes, as affected by 2015 Wisconsin  
10          Act 55, is amended to read:

11          938.396 (2m) (b) 1. The court shall make information relating to a proceeding  
12          under this chapter that is contained in the electronic records of the court available  
13          to any other court assigned to exercise jurisdiction under this chapter and ch. 48, a  
14          municipal court exercising jurisdiction under s. 938.17 (2), a court of criminal  
15          jurisdiction, a person representing the interests of the public under s. 48.09 or  
16          938.09, an attorney or guardian ad litem for a parent or child who is a party to a  
17          proceeding in a court assigned to exercise jurisdiction under this chapter or ch. 48  
18          or a municipal court, a district attorney prosecuting a criminal case, a law  
19          enforcement agency, the department of children and families, ~~or~~ the department of  
20          corrections, or a county department, regardless of whether the person to whom the  
21          information is disclosed is a party to or is otherwise involved in the proceedings in  
22          which the electronic records containing that information were created. The director  
23          of state courts may use the circuit court automated information systems established  
24          under s. 758.19 (4) to make information contained in the electronic records of the  
25          court available as provided in this subdivision.



**Barman, Mike**

---

**From:** Pratt, Phillip  
**Sent:** Thursday, October 15, 2015 2:40 PM  
**To:** LRB.Legal  
**Subject:** Draft Review: LRB -3000/1

Please Jacket LRB -3000/1 for the ASSEMBLY.