

**2017 DRAFTING REQUEST****Assembly Amendment (AA-AB351)**For: **Jesse Kremer (608) 266-9175**Drafter: **mduchek**By: **himself**Secondary Drafters: **mduchek**Date: **5/9/2017**

May Contact:

Same as LRB:

Submit via email: **YES**Requester's email: **Rep.Kremer@legis.wisconsin.gov**

Carbon copy (CC) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

Body-worn cameras and law enforcement policies

**Instructions:**

See attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mduchek 6/29/2017				
/P1	chanaman 8/28/2017	anienaja 8/29/2017	lparisi 6/30/2017		
/P2	mduchek 9/29/2017	anienaja 9/29/2017	dwalker 8/29/2017		
/1			dwalker 9/29/2017	dwalker 9/29/2017	

FE Sent For:

&lt;END&gt;

## Duchek, Michael

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**From:** Kremer, Jesse  
**Sent:** Tuesday, May 09, 2017 2:01 PM  
**To:** Duchek, Michael  
**Subject:** Re: 1100/1 Amendment

Sure. Melissa Schmidt would be good.

Jesse Kremer

On May 9, 2017, at 1:38 PM, Duchek, Michael <[Michael.Duchek@legis.wisconsin.gov](mailto:Michael.Duchek@legis.wisconsin.gov)> wrote:

Sure. Do you want me to run any proposed language by someone at Leg. Council?

-Mike

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**From:** Kremer, Jesse  
**Sent:** Tuesday, May 09, 2017 11:56 AM  
**To:** Duchek, Michael <[Michael.Duchek@legis.wisconsin.gov](mailto:Michael.Duchek@legis.wisconsin.gov)>  
**Cc:** Rettinger, Nik <[Nik.Rettinger@legis.wisconsin.gov](mailto:Nik.Rettinger@legis.wisconsin.gov)>  
**Subject:** 1100/1 Amendment

Good afternoon Michael,

I don't know how this slipped by, but there is an issue in the Body Camera bill that will require an amendment. As it reads in Section 3, anyone in the vicinity must sign off on the video release. It should actually be anyone depicted in the footage who is known as a victim, witness, etc.

Thank you,

*Rep. Jesse Kremer*

Wisconsin State Assembly District 59  
17 West, State Capitol  
PO Box 8952  
Madison, WI 53708  
P (608) 266-9175, (888) 534-0059  
[www.RepKremer.com](http://www.RepKremer.com)

## Duchek, Michael

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**From:** Kremer, Jesse  
**Sent:** Wednesday, May 10, 2017 10:31 AM  
**To:** Duchek, Michael  
**Cc:** Rettinger, Nik  
**Subject:** FW: 1100/1 Amendment

Michael,

I really apologize. I missed one additional issue that needs to be added to this amendment...

Section #2, add to (c) something along the lines that "any commission having oversight over the LEA" (i.e. police/fire commissions receiving a complaint rather than a complaint that was directly given to the LEA)

Thank you,  
Jesse

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## Duchek, Michael

---

**From:** Kremer, Jesse  
**Sent:** Thursday, May 11, 2017 1:46 PM  
**To:** Duchek, Michael  
**Subject:** Re: 1100/1 Amendment

Sure.

Jesse Kremer

On May 11, 2017, at 10:38 AM, Duchek, Michael <[Michael.Duchek@legis.wisconsin.gov](mailto:Michael.Duchek@legis.wisconsin.gov)> wrote:

Melissa had also suggested changing the instance of "disposition" at 2-22 to "final disposition" to match the wording at 3-9. Is that OK?

---

**From:** Kremer, Jesse  
**Sent:** Wednesday, May 10, 2017 10:31 AM  
**To:** Duchek, Michael <[Michael.Duchek@legis.wisconsin.gov](mailto:Michael.Duchek@legis.wisconsin.gov)>  
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State of Wisconsin  
2017 - 2018 LEGISLATURE

In 6-29  
Out 6-30

LRBa0558/P1  
MED&CMH: *gf*

**PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION**  
**ASSEMBLY AMENDMENT ,**  
**TO ASSEMBLY BILL 351**

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

2 **1.** Page 2, line 22: before “disposition” insert “final”.

3 **2.** Page 3, line 17: delete “was present at the location during the recording” and  
4 substitute “is depicted in the recording, or the individual’s voice is audible in the  
5 recording”.

X **\*\*\*\*NOTE:** You also requested a change to sub. (2) (c) on page 3, line 4 to reference  
a police and fire commission. However, we weren’t sure what you were referring to here  
as that provision refers to footage having “evidentiary value in a prosecution.” A police  
and fire commission is not involved in prosecutions per se. Our suggestion would be to  
further discuss what your intent is with respect to changes to that provision so we know  
how to accomplish your intent. Let us know at your convenience.

6

(END)



State of Wisconsin  
2017 - 2018 LEGISLATURE

LRBa0558/P1 P2  
MED&CMH:kjf + amr

*TWS please*

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*M/S*  
*1-3*  
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6

(END)

2017-2018 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU

LRBa0558/p2ins

CMH:...

INS 1-3

1           **1.** Page 3, line 5: after “agency,” insert “a board of police and fire  
2 commissioners,”.

3           **2.** Page 3, line 7: delete that line and substitute: “shall submit to the law  
4 enforcement agency having custody of the record a preservation directive within 120  
5 days after the incident.”.

6           **3.** Page 3, line 11: delete the material beginning with “Data retained” and  
7 ending with “agency.” on line 13.





State of Wisconsin  
2017 - 2018 LEGISLATURE

LRBa0558/P2  
MED&CMH:kjf&amn

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