

---

# Wisconsin Legislative Council

## AMENDMENT MEMO

---



**Memo published:** February 10, 2022

**Contact:** David Moore, Senior Staff Attorney

**2021 Senate Bill 558**

**Senate  
Amendment 1**

### BACKGROUND

Under current law, the Department of Corrections (DOC) must reimburse counties for certain actions and proceedings taken with respect to a prisoner in a state prison or a juvenile in a state juvenile correctional facility. [s. 16.51 (7), Stats.] Current law does not generally require DOC to reimburse counties for law enforcement investigative services relating to such prisoners and juveniles, nor does it authorize reimbursement for other local units of government. However, DOC has negotiated memoranda of understanding with Dodge County and the Village of Allouez to provide reimbursement in specified circumstances.

### 2021 SENATE BILL 558

2021 Senate Bill 558 requires DOC to reimburse local units of government, including cities, villages, towns, and counties, for law enforcement investigative services provided for incidents involving prisoners in state prison and juveniles in state juvenile correction facilities. The bill authorizes a sum sufficient appropriation for that purpose.

The bill specifies that the existing memoranda of understanding with Dodge County and the Village of Allouez would remain in effect if the bill is enacted.

### SENATE AMENDMENT 1

Senate Amendment 1 makes the following two changes to the bill:

- Specifies that the reimbursement authority applies to incidents that occur **in transit to or from** a prison or juvenile correctional facility, in addition to incidents that occur **in** such facilities.
- Removes all provisions in the bill relating to appropriations.

### BILL HISTORY

Senator Ballweg offered Senate Amendment 1 on November 10, 2021. On February 8, 2022, the Senate Committee on Transportation and Local Government voted to recommend adoption of the amendment and passage of Senate Bill 558, as amended, both on votes of Ayes, 3; Noes, 2.

DM:jal