

1975 Assembly Bill 263

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CHAPTER 158, Laws of 1975

AN ACT to create 976.06 of the statutes, relating to providing notice, a hearing and right to counsel under the Uniform Detainer Act.

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

976.06 of the statutes is created to read:

976.06 Agreement on detainees; additional procedure. Following receipt of the officer's written request as provided in s. 976.05 (1) Article IV (a), the prisoner shall forthwith be taken before a judge of a court of record of this state, who shall inform him of the request for temporary custody or availability, the crime with which he is charged and that he has the right to petition the governor to deny the request, to

contest the request and to demand and procure legal counsel. If the prisoner or his counsel shall state that he or they desire to test the legality of granting temporary custody or availability, the judge shall set a date for hearing which shall be not later than the expiration of the 30-day period established by s. 976.05 (1) Article IV (a). If a hearing is set, notice of the hearing shall be given to the appropriate officer of the state requesting temporary custody or availability and to the authorities having custody of the prisoner in this state. The scope of any hearing or ruling under this section shall be confined to the request for temporary custody or availability, and to the identification of the person sought by the requesting state, but shall not encompass the guilt or innocence of the prisoner as to the crime of which he is charged by the requesting state.
