



**ASSEMBLY AMENDMENT 9,
TO 1995 SENATE BILL 501**

March 21, 1996 – Offered by Representative ALBERS.

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

2 **1.** Page 95, line 6: before that line insert:

3 “**SECTION 115m.** 48.981 (3) (a) of the statutes is amended to read:

4 48.981 (3) (a) *Referral of report.* A person required to report under sub. (2) shall
5 immediately inform, by telephone or personally, the county department or the sheriff
6 or city, village or town police department of the facts and circumstances contributing
7 to a suspicion of child abuse or neglect or to a belief that abuse or neglect will occur.
8 The sheriff or police department shall within 12 hours, exclusive of Saturdays,
9 Sundays or legal holidays, refer to the county department all cases reported to it. The
10 county department may require that a subsequent report be made in writing under
11 oath. Each county department shall adopt a written policy specifying the kinds of
12 reports it will routinely report to local law enforcement authorities.”.

13 **2.** Page 96, line 10: before that line insert:

14 “**SECTION 116m.** 48.981 (3) (c) 5. of the statutes is amended to read:

15 48.981 (3) (c) 5. The Subject to subd. 5m., the county department and licensed
16 child welfare agency under contract with the county department shall maintain a

1 record of its actions in connection with each report it receives. The record shall
2 include a description of the services provided to any child and to the parents,
3 guardian or legal custodian of the child. The county department and licensed child
4 welfare agency under contract with the county department shall update the record
5 every 6 months until the case is closed.

6 **SECTION 116p.** 48.981 (3) (c) 5m. of the statutes is created to read:

7 48.981 (3) (c) 5m. The parent, guardian or legal custodian of a child who is the
8 subject of a report under this section may request expungement of the report and all
9 records relating to the report on the grounds that the allegations made in the report
10 are false or unsubstantiated or on the grounds that the reporter refused to state
11 under oath that the allegations are true. If the county department or licensed child
12 welfare agency under contract with the county department determines that the
13 allegations made in the report are false or unsubstantiated or that the reporter
14 refused to state under oath that the allegations are true, the county department or
15 licensed child welfare agency shall purge the report and all records relating to the
16 report. If the county department or licensed child welfare agency fails to purge a
17 report and all records relating to the report as requested, the parent, guardian or
18 legal custodian may appeal that decision to the county human services board or
19 county social services board or apply to the court for an order requiring the county
20 department or licensed child welfare agency to purge that report and those records.”.

21 (END)