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# Wisconsin Legislative Council

## AMENDMENT MEMO

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**2023 Assembly Bill 460**

**Assembly Substitute  
Amendment 1**

### 2023 ASSEMBLY BILL 460

Under **current law**, the Department of Administration (DOA) must maintain and provide the Department of Justice with general access to a case management system that allows district attorneys (DA) to manage all case-related information and share information among prosecutors. DOA also has the authority to maintain, promote, and coordinate an automated justice system that is compatible among Wisconsin counties and officers and agencies in the criminal justice system, including DAs and the State Public Defender Board.

**2023 Assembly Bill 460** requires DOA, in conjunction with DAs and the Public Defender Board, to maintain an index system for discovery that allows DAs and public defenders to manage, access, and organize all discovery-related information. The bill also requires a party to a criminal court case to input discovery disclosures to this index system at the times and in the sequence that the court orders.

### ASSEMBLY SUBSTITUTE AMENDMENT 1

**Assembly Substitute Amendment 1** replaces the provisions of the bill with the requirement that DOA must instead conduct a study on an index system for discovery that allows DAs and public defenders to manage, access, and organize all discovery-related information. In conducting this study, DOA must work with law enforcement, DAs, and public defender offices in all regions of the state. The findings of the study must be completed and presented to the Legislature in the manner provided under current law<sup>1</sup> no later than March 1, 2025.

### BILL HISTORY

The substitute amendment was introduced on December 12, 2023, by Representative Sortwell. On January 11, 2024, the Assembly Committee on Judiciary voted to recommend adoption of the substitute amendment by a vote of Ayes, 6; Noes, 0; and Absent, 1; and passage of the bill, as amended, by a vote of Ayes, 6; Noes, 1; and Absent, 1.

For a full history of the bill, visit the Legislature's [bill history page](#).

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<sup>1</sup> Specifically, the substitute amendment requires DOA to submit the report pursuant to s. 13.172 (3), Stats., which requires the report to be sent to the Senate Chief Clerk and the Assembly Chief Clerk. The chief clerks must publish notice of receipt of the report in the respective house journals, notify the Speaker of the Assembly and the Senate President, respectively, that the report has been received, and distribute the report to standing committees in that house or other persons, as directed by the Assembly Speaker or Senate President.