



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2009 Senate Bill 375

Assembly Amendment 1

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Contact: Laura Rose, Deputy Director (267-9791)

Current Law

Under current law, the Director of State Courts (DSC) operates the Consolidated Court Automation Program (CCAP), which includes juvenile case records that may be accessed only by certain persons or by order of a court. Similarly, the Department of Children and Families (DCF), has created the Statewide Automated Child Welfare Information System (SACWIS), which contains information about child welfare cases that may be accessed only by agencies providing services.

2009 Senate Bill 375

2009 Senate Bill 375, as passed by the Senate, allows the juvenile courts to transfer records to DCF, and DCF to transfer SACWIS records to the juvenile courts, for the following purposes:

1. Providing child welfare or juvenile justice intake or dispositional services.
2. Assisting proceedings under the Children's Code or the Juvenile Justice Code.

The DSC and the DCF must specify what types of information may be transferred between the juvenile courts and DCF.

The DCF may allow access to the information transferred, only for the purposes of providing intake or dispositional services under the Children's Code or Juvenile Justice Code. The juvenile courts or DSC may allow access to information transferred by DCF only to the extent that the information may be disclosed under the Children's Code or Juvenile Justice Code.

The information transferred must be kept confidential and be used only for purposes permitted under the bill. The bill also provides that any person who intentionally discloses information in violation of the confidentiality restrictions of the bill may be required to forfeit not more than \$5,000.

Assembly Amendment 1

Assembly Amendment 1 changes a cross-reference in the bill to correctly reference, in the penalty provisions, the information which must be kept confidential under the bill.

Legislative History

On February 17, 2010, the Assembly Committee on Children and Families introduced Assembly Amendment 1 and recommended adoption of the amendment, and concurrence in Senate Bill 375, as amended, all on votes of Ayes, 7; Noes, 0.

LR:ty