



**ASSEMBLY AMENDMENT 3,
TO 1995 SENATE BILL 624**

April 18, 1996 – Offered by COMMITTEE ON CHILDREN AND FAMILIES.

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

2 **1.** Page 12, line 16: after that line insert:

3 “**SECTION 15m.** 48.396 (2) (ag) of the statutes, as created by 1995 Wisconsin Act
4 77, is amended to read:

5 48.396 (2) (ag) Upon request of the parent, guardian or legal custodian of a
6 child who is the subject of a record of a court specified in par. (a), or upon request of
7 the child, if 14 years of age or over, the court shall open for inspection by the parent,
8 guardian, legal custodian or child the records of the court relating to that child,
9 unless the court finds, after due notice and hearing, that inspection of those records
10 by the parent, guardian or legal custodian would result in imminent danger to the
11 child anyone.”.

12 **2.** Page 12, line 25: delete “the child” and substitute “anyone”.

13 **3.** Page 13, line 21: delete “the child” and substitute “anyone”.

14 **4.** Page 14, line 6: delete “the child” and substitute “anyone”.

15 **5.** Page 18, line 2: after that line insert:

1 “**SECTION 28m.** 118.125 (2) (n) of the statutes, as created by 1995 Wisconsin Act
2 77, is repealed.”.

3 **6.** Page 55, line 4: after that line, delete the material inserted by senate
4 amendment 3 and substitute:

5 “**SECTION 109n.** 938.396 (1) of the statutes, as created by 1995 Wisconsin Act
6 77, is amended to read:

7 938.396 (1) Law enforcement officers’ records of juveniles shall be kept
8 separate from records of adults. Law enforcement officers’ records of juveniles shall
9 not be open to inspection or their contents disclosed except under sub. (1b), (1d), (1g),
10 (1m), (1r), or (1t) ~~or (1v)~~ or s. 938.293 or by order of the court. This subsection does
11 not apply to representatives of the news media who wish to obtain information for
12 the purpose of reporting news without revealing the identity of the juvenile involved,
13 ~~to victim-witness coordinators, to victims of a juvenile’s act who wish to obtain~~
14 ~~information for the purpose of recovering for any loss, damage or injury suffered as~~
15 ~~a result of the juvenile’s act, to insurance companies that wish to obtain information~~
16 ~~for the purpose of investigating a claim involving the juvenile, to the confidential~~
17 ~~exchange of information between the police and officials of the school attended by the~~
18 ~~juvenile or other law enforcement or social welfare agencies or to juveniles 10 years~~
19 ~~of age or older who are subject to the jurisdiction of the court of criminal~~
20 ~~jurisdiction.”.~~

21 **7.** Page 55, line 9: after that line, on page 5 of the material inserted by senate
22 amendment 3, delete lines 10 to 20 and substitute:

23 “**SECTION 110s.** 938.396 (1v) of the statutes, as created by 1995 Wisconsin Act
24 77, is repealed.

1 **SECTION 110t.** 938.396 (2) (a) of the statutes, as created by 1995 Wisconsin Act
2 77, is amended to read:

3 938.396 (2) (a) Records of the court assigned to exercise jurisdiction under this
4 chapter and ch. 48 and of courts exercising jurisdiction under s. 938.17 (2) shall be
5 entered in books or deposited in files kept for that purpose only. They shall not be
6 open to inspection or their contents disclosed except by order of the court assigned
7 to exercise jurisdiction under this chapter and ch. 48 or as permitted under this
8 section. ~~If a court opens for inspection or discloses the contents of a record as~~
9 ~~permitted under this section, the court shall immediately notify the juvenile who is~~
10 ~~the subject of the record and the juvenile's parent, guardian or legal custodian of that~~
11 ~~inspection or disclosure and shall immediately provide to the juvenile and the~~
12 ~~parent, guardian or legal custodian the record inspected or the information~~
13 ~~disclosed.~~

14 **SECTION 110u.** 938.396 (2) (ag) of the statutes, as created by 1995 Wisconsin
15 Act 77, is amended to read:

16 938.396 (2) (ag) Upon request of the parent, guardian or legal custodian of a
17 juvenile who is the subject of a record of a court specified in par. (a), or upon request
18 of the juvenile, if 14 years of age or over, the court shall open for inspection by the
19 parent, guardian, legal custodian or juvenile the records of the court relating to that
20 juvenile, unless the court finds, after due notice and hearing, that inspection of those
21 records by the parent, guardian or legal custodian would result in imminent danger
22 to the juvenile anyone.”.”.

23 **8.** Page 55, line 18: delete “the child” and substitute “anyone”.

24 **9.** Page 61, line 16: delete “the juvenile” and substitute “anyone”.

