



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-1448/1
EHS:amn

2017 SENATE BILL 35

February 9, 2017 - Introduced by Senators JOHNSON, WANGGAARD, CARPENTER, ERPENBACH, WIRCH, C. LARSON, OLSEN, L. TAYLOR, DARLING and SHILLING, cosponsored by Representatives KLEEFISCH, SPIROS, KOLSTE, CROWLEY, C. TAYLOR, SUBECK, CONSIDINE, BRANDTJEN, GOYKE, POPE, ZEPNICK, E. BROOKS, MURSAU, SCHRAA, BOWEN, KREMER, ANDERSON, QUINN, NOVAK, FIELDS, ZAMARRIPA, BILLINGS, GENRICH, SINICKI, SKOWRONSKI, SPREITZER, BERCEAU, TITTL and SARGENT. Referred to Committee on Judiciary and Public Safety.

1 **AN ACT** *to amend* 48.66 (1) (b); and *to create* 48.02 (10m), 48.02 (16m), 48.981
2 (1) (cu) and 48.981 (2) (a) 30. of the statutes; **relating to:** mandatory reporting
3 of child abuse and neglect by juvenile correctional officers.

Analysis by the Legislative Reference Bureau

This bill adds juvenile correctional officers to the list of professionals who must report suspected abuse and neglect of children. Under the bill, a juvenile correctional officer is a person whose principal job duty is the supervision of juveniles held in a juvenile detention facility, a juvenile correctional facility, or a secured residential care center for children and youth. A person who must report suspected child abuse and neglect must do so if he or she has reasonable cause to suspect that a child seen in the course of his or her professional duties has been abused or neglected or has reason to believe that a child seen in the course of his or her professional duties has been threatened with abuse or neglect and that abuse or neglect will occur. Mandated reporters are subject to criminal penalties if they fail to report.

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

4 **SECTION 1.** 48.02 (10m) of the statutes is created to read:
5 48.02 (**10m**) “Juvenile correctional facility” has the meaning given in s. 938.02
6 (10p).

SENATE BILL 35**SECTION 2**

1 **SECTION 2.** 48.02 (16m) of the statutes is created to read:

2 48.02 **(16m)** “Secured residential care center for children and youth” has the
3 meaning given in s. 938.02 (15g).

4 **SECTION 3.** 48.66 (1) (b) of the statutes is amended to read:

5 48.66 **(1)** (b) Except as provided in s. 48.715 (6), the department of corrections
6 may license a child welfare agency to operate a secured residential care center for
7 children and youth, ~~as defined in s. 938.02 (15g),~~ for holding in secure custody
8 juveniles who have been convicted under s. 938.183 or adjudicated delinquent under
9 s. 938.183 or 938.34 (4d), (4h), or (4m) and referred to the child welfare agency by the
10 court or the department of corrections and to provide supervision, care and
11 maintenance for those juveniles.

12 **SECTION 4.** 48.981 (1) (cu) of the statutes is created to read:

13 48.981 **(1)** (cu) “Juvenile correctional officer” means a person employed by the
14 state, a political subdivision of the state, a child welfare agency that is licensed under
15 s. 48.66 (1) (b), or a private entity contracting under s. 938.222 whose principal duty
16 is the supervision of juveniles held in a juvenile detention facility, a juvenile
17 correctional facility, or a secured residential care center for children and youth.

18 **SECTION 5.** 48.981 (2) (a) 30. of the statutes is created to read:

19 48.981 **(2)** (a) 30. A juvenile correctional officer.

20

(END)