RESOLUTION NO. 159—2017-18
Supervisor Croatt moved, seconded by Supervisor Spears, for adoption.

RESOLUTION NO. 159—2017-18 IS ADOPTED.

| 1. THOMPSON | YES | 13. WEGAND | YES | 25. NOODYEN | YES |
| 2. MILLER  | YES | 14. DE GROOT | YES | 26. DUNCAN  | YES |
| 3. GRADY   | YES | 16. VACANT  | Absent | 27. CULBERTSON | YES |
| 4. PATIENCE | YES | 18. VACANT  | Absent | 28. STURM  | YES |
| 5. GABRIELSON | YES | 17. CROATT  | YES | 29. BUCHMAN | YES |
| 6. FOSS    | Absent | 18. SPEARS  | YES | 30. GRIEBACH | YES |
| 7. HAMMEN  | YES | 19. STUECK  | Absent | 31. CLEGG  | YES |
| 8. T. KRUEGER | YES | 20. THOMAS  | YES | 32. VANDERHEIDEN | YES |
| 9. J. KRUEGER | YES | 21. THYSSEN | YES | O'CONNOR-SCHIEVORD | YES |
| 10. LAMERS | YES | 22. HAGEN  | YES | 34. RETTLER | YES |
| 11. MEYER | Absent | 23. KLEMP  | YES | 35. MELCHERT | YES |
| 12. MCDANIEL | YES | 24. PLEUSS  | YES | 36. SUPRISE | YES |

Item 16 Passed (31 Y - 0 N - 0 A - 5 Absent) Majority Vote >
RESOLUTION NO.: 159—2017-18

TO THE HONORABLE, THE OUTAGAMIE COUNTY BOARD OF SUPERVISORS

LADIES AND GENTLEMEN

MAJORITY

Currently, it is a crime to bring a prohibited object into a jail or prison with the intent to deliver the object to another person or to transport a prohibited item out of a jail or prison. Legislation has been proposed to provide a criminal penalty to those who bring a prohibited object into a jail or prison with intent to deliver to any inmate or to keep the object for oneself. The proposal aligns the penalty for smuggling contraband items for personal use with the penalty for smuggling in a prohibited item with intent to give that item to another person.

NOW THEREFORE, the undersigned members of the Public Safety Committee recommend adoption of the following resolution.

BE IT RESOLVED, that the Outagamie County Board of Supervisors does support proposed legislation that would add language to the Wisconsin State Statutes to charge any person with a Class I felony that procures intent to deliver to any inmate confined in a jail or state prison any article for an inmate to receive, and

BE IT FURTHER RESOLVED, that the Outagamie County Board of Supervisors does support proposed legislation that would add language to the Wisconsin State Statutes to charge any person with a Class I felony as pertains to a person who has in his or her possession with intent to retain for himself or herself any article or thing whatever without the knowledge or permission of the sheriff or other keeper of the jail, and

BE IT FINALLY RESOLVED, that the Outagamie County Clerk be directed to forward a copy of this resolution to the Outagamie County Sheriff, and the Outagamie County Lobbyist for distribution to the Governor, the Legislature, and all Wisconsin Counties.

Dated this 13th day of March 2018

Respectfully Submitted,

PUBLIC SAFETY COMMITTEE
Resolution No. 159--2017-18

James Duncan
Katrin Patience
Mike Thomas

Duly and officially adopted by the County Board on: March 13, 2018

Signed: [Signature] Board Chairperson

Approved: 3-14-18

Signed: [Signature] County Executive

Lee W. Hammen
Dan Grady

[Signature] County Clerk

Vetoed: [Blank]
AN ACT to renumber and amend 302.095 (2); and to create 302.095 (2) (a) 2.

and 302.095 (2) (b) of the statutes; relating to: bringing contraband into a jail
or prison and providing a criminal penalty.

Analysis by the Legislative Reference Bureau
Under current law, it is a crime to bring a prohibited object into a jail or prison with the intent to deliver the object to another person, or to transport a prohibited item out of a jail or prison. Under the bill, it is also a crime to bring a prohibited object into a jail or prison with intent to keep the object for oneself.

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

SECTION 1. 302.095 (2) of the statutes is renumbered 302.095 (2) (a) (intro.) and amended to read:

302.095 (2) (a) (intro.) Any officer or other person who delivers or does any of the following contrary to the rules or regulations and without the knowledge or permission of the sheriff or other keeper of the jail, in the case of a jail, or the warden or superintendent of the prison, in the case of a prison, is guilty of a Class I felony:
1. Deliver, procure to be delivered, or has in his or her possession with intent
to deliver to any inmate confined in a jail or state prison, or who deposits or conceals
in or about a jail or prison, or the precincts of a jail or prison, or in any vehicle going
into the premises belonging to a jail or prison, any article or thing whatever, with
intent that any inmate confined in the jail or prison shall obtain or receive the same,
or who receives,

3. Receives from any inmate any article or thing whatever with intent to convey
the same out of a jail or prison, contrary to the rules or regulations and without the
knowledge or permission of the sheriff or other keeper of the jail, in the case of a jail,
or of the warden or superintendent of the prison, in the case of a prison, is guilty of
a Class I felony.

SECTION 2. 302.095 (2) (a) 2. of the statutes is created to read:

302.095 (2) (a) 2. Deposits or conceals in or about a jail or prison, or the
precincts of a jail or prison, or in any vehicle going into the premises belonging to a
jail or prison, any article or thing whatever, with intent that any inmate confined in
the jail or prison shall obtain or receive the same.

SECTION 3. 302.095 (2) (b) of the statutes is created to read:

302.095 (2) (b) Any person who, contrary to the rules or regulations and
without the knowledge or permission of the sheriff or other keeper of the jail, in the
case of a jail, or the warden or superintendent of the prison, in the case of a prison,
has in his or her possession with intent to retain for himself or herself any article or
thing whatever, is guilty of a Class I felony.

(END)