



# KENOSHA COUNTY

## BOARD OF SUPERVISORS

Resolution No. \_\_\_\_\_

Subject:	
<b>Pertaining to Placement Location Process of Chapter 980 Sexually Violent Persons in Kenosha County</b>	
Original <input checked="" type="checkbox"/>	Corrected <input type="checkbox"/>
2nd Correction <input type="checkbox"/>	Resubmitted <input type="checkbox"/>
Date Submitted: Date Submitted: 6/14/2021	Date Resubmitted:
Submitted by: <b>Supervisor Decker</b>	
Fiscal Note Attached <input type="checkbox"/>	Legal Note Attached <input type="checkbox"/> Agreement
Prepared by: <b>Supervisor Erin Decker</b>	Signature:

WHEREAS, the State of Wisconsin enacted Chapter 980 of the Wisconsin Criminal Code, “Sexually Violent Person Commitments” in 1994; and

WHEREAS, amendments were made to Wisconsin State Statute Chapter 980 in 2009, 2013, 2015, and 2017; and

WHEREAS, 2017 Act 184 provided for local oversight of sexually violent person placements by requiring counties be responsible for creating a temporary committee to prepare a report to identify an appropriate residential option for a sexually violent person on supervised release; and

WHEREAS, Wisconsin State Statute 980.08(4)(dm)(2) requires the county consult with a local law enforcement agency having jurisdiction over the residential placement option; and

WHEREAS, Wisconsin State Statute 980.08(4)(dm) does not require communication between the county and the local municipality where the proposed residential placement is located; and

WHEREAS, the term “adjacent property” is not clear in Wisconsin State Statutes in regards to properties that have only one location point in common; and

WHEREAS, the definition of “public park” is broad in Wisconsin State Statutes and may be open to differing court opinions; and

WHEREAS, the definition of “youth center” is silent on whether a private residence or boys or girls campground is considered a youth center; and

WHEREAS, government meetings must be open to the public and noticed so the public may attend;

NOW, THEREFORE, BE IT RESOLVED, the Kenosha County Board of Supervisors shall name the temporary committee created to prepare the report to identify an appropriate residential option for a sexually violent person on supervised release the “Chapter 980 Sexually Violent Persons Placement Review Committee”; and

BE IT FURTHER RESOLVED, the Chapter 980 Sexually Violent Persons Placement Review Committee's agenda shall be specific on the items it will discuss or act upon, and shall not be broad or vague on items it will discuss or act upon; and

BE IT FURTHER RESOLVED, the Chapter 980 Sexually Violent Persons Placement Review Committee's agenda and minutes shall be posted on the Kenosha County website in the "agenda center" in the same manner and location as other committee meetings are noticed; and

BE IT FURTHER RESOLVED, Kenosha County shall notify the municipal administrator and village president/town chairman within three business days after any employee, agency, or department is contacted by the State of Wisconsin about a potential placement location for a person under Chapter 980; and

BE IT FURTHER RESOLVED, the Chapter 980 Sexually Violent Persons Placement Review Committee shall notify the municipal administrator and village president/town chairman of the potential residence within ~~three~~ ten business days after a ~~judge orders~~ the county to find a residence for a Chapter 980 placement; and

BE IT FURTHER RESOLVED, the employee, agency, or department researching the appropriateness of a residence shall collaborate with the municipal administrator and village president/town chairman in which the potential residence is located; and

BE IT FURTHER RESOLVED, Kenosha County shall enact a policy enabling municipalities to notify the county to add/modify municipal parks denoted on Kenosha County Interactive Mapping; and

BE IT FURTHER RESOLVED, Kenosha County shall enact a policy to enable municipalities to correct the zoning and Kenosha County Comprehensive Plan to denote municipal parks at no cost to the municipality; and

BE IT FURTHER RESOLVED, the Kenosha County Board of Supervisors requests the Wisconsin State Legislature to add an additional notice requirement to Chapter 980, requiring the State fund and provide written notice to any and all households within 1500 feet of the property in which a court places a Chapter 980 offender in, with said notice including the name, address and recent headshot of the offender, the sex-related crimes for which the offender being released has been convicted of, the restrictions placed on the offender, and how to report a violation of the restrictions placed on the offender; and

BE IT FURTHER RESOLVED, the Kenosha County Board of Supervisors requests the Wisconsin State Legislature clarify whether two properties that have only one location point in common are considered "adjacent property" in Wisconsin State Statutes; and

BE IT FURTHER RESOLVED, the Kenosha County Board of Supervisors requests the Wisconsin State Legislature clarify the definition of a "public park" in Wisconsin State Statutes; and

BE IT FURTHER RESOLVED, the Kenosha County Board of Supervisors requests the Wisconsin State Legislature revise the definition of a "Youth Center" to specify whether the definition of a "Youth Center" may include a private residence and boys and girls youth campgrounds or only includes licensed centers and facilities, such as a Boys & Girls Club, or a YMCA or YWCA; and


BE IT FURTHER RESOLVED, a copy of this resolution shall be forwarded to all municipalities located within Kenosha County, Kenosha County's Madison legislative delegation, all other Wisconsin counties, and the Wisconsin Counties Association.

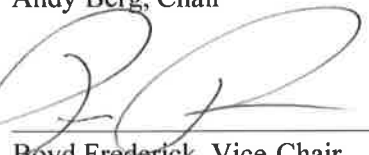
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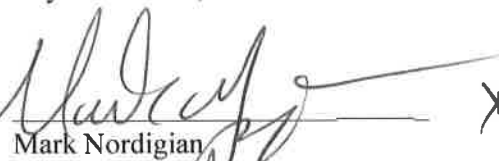
Supervisor Erin Decker

Approved by:

Legislative Committee:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Excused</u>
 _____ Andy Berg, Chair	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

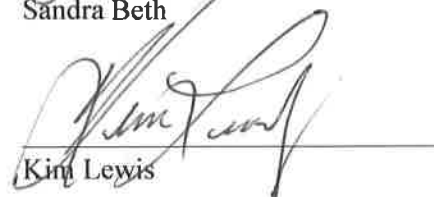
 _____ Boyd Frederick, Vice-Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 _____ Mark Nordin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 _____ Amy Maurer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 _____ Edward D. Kubicki	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 _____ Sandra Beth	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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 _____ Kim Lewis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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