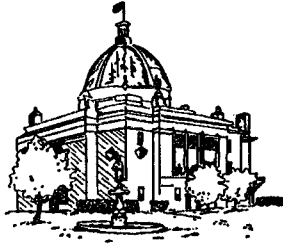


OFFICE OF
JO-ANN MILLHOUSE
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January 15, 2009

Attorney General's Office
Wisconsin Dept. Of Justice
PO Box 7857
Madison, WI 53707

Gentlemen:

Could you please send me an opinion as to whether or not a County Sheriff's Department can charge a criminal defendant for fingerprinting services in criminal cases and whether they can charge either a caregiver facility or their employee for fingerprinting services where fingerprinting is required under Wisconsin's Caregiver Law if the county enacts an ordinance for the charges.

It is my understanding that a Social Services Department can charge for fingerprinting pursuant to the Caregiver's Statute but I see no authorization allowing the Sheriff's Department to charge for the fingerprinting done pursuant to the Caregiver Statute. I also do not find a statute allowing a Sheriff's Department to charge for fingerprinting in criminal cases. However, our Sheriff's Department requested that I get an opinion from you setting forth the basis of your opinion. If there are any other fingerprinting services for which we can charge, please let me know.

Very truly yours,

Jo-Ann Millhouse

DEPT. JUSTICE

20 JAN 09 2:13 PM