



THE WISCONSIN WIC EXPERIENCE



1994 Food Stamp Investigation

- 50 Individuals
- 40 Stores
- Multiple Search Warrants
- WIC Trafficking in Every Store



- Many Tentacles
- Drug Connection
- Wholesaler Kickbacks
- Terrorism Funding

Prosecution Problems

- Inter Agency Cooperation
- Intra Agency Cooperation
- Lack of Specific Statute
 - Theft
 - Forgery

Solution

- **Reach out to Legislators**
- **Create Specific Criminal Statute**

253.06 State supplemental food program for women, infants and children

- (4) Prohibited practices. (a) No person may do any of the following:
 - 1. Accept drafts or submit drafts to the department for redemption without authorization.
 - 2. Provide cash or commodities, other than authorized food, in exchange for drafts or in exchange for authorized food purchased with a draft.
 - 3. Accept a draft other than in exchange for authorized food that is provided by the person. 3m. Provide authorized food or other commodities to a participant or proxy in exchange for a draft accepted by a 3rd party.
 - 4. Enter on a draft a dollar amount that is higher than the actual retail price of the item for which the draft was used.
 - 5. Require a participant or proxy to sign a draft before entering the dollar amount on the draft in permanent ink.

253.06 State supplemental food program for women, infants and children (Cont.)

- 6. Accept a draft except during the period specified on the draft.
- 7. Provide materially false information to the department or fail to provide in a timely manner material information that the department requests.
- 8. Duplicate a vendor stamp or use a stamp other than a vendor stamp for any purpose for which a vendor stamp is required.
- 9. Submit for redemption a draft to someone other than the department.
- 10. Accept a draft from someone other than a participant or proxy, except that the department shall accept for redemption valid drafts from vendors and food distribution centers.
- (b) A person who violates any provision of this subsection is guilty of a Class I felony for the first offense and is guilty of a Class H felony for the 2nd or subsequent offense.

253.06 State supplemental food program for women, infants and children (Cont.)

(c) 1. Whenever a court imposes a fine, forfeiture, or recoupment for a violation of this subsection or imposes a forfeiture or recoupment for a violation of rules promulgated under sub. (5), the court shall also impose a supplemental food enforcement surcharge under ch. 814 in an amount of 50% of the fine, forfeiture, or recoupment imposed. If multiple offenses are involved, the court shall base the supplemental food enforcement surcharge on the total fine, forfeiture, and recoupment amounts for all offenses. When a fine, forfeiture, or recoupment is suspended in whole or in part, the court shall reduce the supplemental food enforcement surcharge in proportion to the suspension.

2. If a fine or forfeiture is imposed by a court of record, after a determination by the court of the amount due, the clerk of the court shall collect and transmit such amount to the county treasurer as provided in s. 59.40 (2) (m). The county treasurer shall then make payment to the secretary of administration as provided in s. 59.25 (3) (f) 2.

How to get law enforcement assistance

- Have a plan
 - Know who you want to target
 - Know why you have picked your target
 - Provide data to back this up
 - Solicit targets from law enforcement
 - Know what you want to target them for

Multiple Approaches

- Individual Transactions
- Requires trustworthy uc operative
- Video/audio recording
- Limited bank records
- Systematic Prosecution
- Detailed records on redemptions
- Sales
- Bank records
- Wholesaler records

**Make the law enforcement role
simple and defined**

- **Monitor and record transactions**
- **Control what you can control**

What Law Enforcement Can Provide

- SEARCH WARRANTS
- BANK SUBPOENAS
- STATEMENTS
- ON THE STREET EYES



ROLE OF THE DA

- APPROVE SEARCH WARRANTS
- OBTAIN SUBPOENAS
- CHARGING DECISION

END PRODUCT

- **Law Enforcement**
- **Agency**
- **DA**



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