

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 5-25

BILL NO. AB 45

SUBJECT _____

(NAME) Carol Kelso

(Street Address or Route Number) _____

(City and Zip Code) _____

(Representing) Green Bay

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

Senate Sergeant-At-Arms
State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 5/25/99

BILL NO. AB 45

SUBJECT Weapons Hotline

(NAME) ALBERTA PARLING

(Street Address or Route Number) 1325 WEST DEAN RD.

(City and Zip Code) MILWAUKEE, WI 53217

(Representing) SPIC

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

Senate Sergeant-At-Arms
State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 25 May 99

BILL NO. AB 45

SUBJECT _____

(NAME) GARY SHEPARD

(Street Address or Route Number) 744 AD.

(City and Zip Code) _____

(Representing) _____

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

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State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 05/25/99

BILL NO. AB 45

SUBJECT Weapons Hotline

(NAME) Michael A. Roberts

(Street Address or Route Number) 734 S. Mann St.

(City and Zip Code) STOUTSTON 53589

(Representing) WTC. DEPT. OF JUSTICE

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

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State Capitol - B35 South
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Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: May 25, 1999

BILL NO. AB 45

SUBJECT Hotline - in Schools

(NAME) Senor Robinson

(Street Address or Route Number) 122 W. Washington Ave

(City and Zip Code) Madison, Wis

(Representing) Bisness of School Boards

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

Senate Sergeant-At-Arms
State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 25 May 1999

BILL NO. AB 45

SUBJECT Fire Code

(NAME) There Code

(Street Address or Route Number) 83 Wob Hill

(City and Zip Code) Madison 53708-8003

(Representing) Wob Hill

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

Senate Sergeant-At-Arms
State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 5/25
BILL NO. AB 45
OR
SUBJECT _____

(NAME) Jennifer Kammerud
4797 Hayes Road
(Street Address or Route Number)
Madison 53704
(City and Zip Code)
School Administrators Alliance
(Representing)

Speaking in Favor:
Speaking Against:
Registering in Favor:
but not speaking:
Registering Against:
but not speaking:
Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

Senate Sergeant-At-Arms
State Capitol - B35 South
P.O.Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 25 May 1999
BILL NO. Assembly Bill 45
OR
SUBJECT _____

(NAME) Sen. Fred Rissler
220 South Capitol
(Street Address or Route Number)

(City and Zip Code)
(Representing)
Speaking in Favor:
Speaking Against:
Registering in Favor:
but not speaking:
Registering Against:
but not speaking:
Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

Senate Sergeant-At-Arms
State Capitol - B35 South
P.O.Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: May 25 1999
BILL NO. AB 45
OR
SUBJECT GUN HOTLINE

(NAME) JERRY WISWELL SR.
FENNEY PLAZA, SUITE 616
(Street Address or Route Number)
MADISON, WIS, 53703
(City and Zip Code)
(Representing) WISC. SHERIFFS & DEPUTY SHERIFFS ASSOC

Speaking in Favor:
Speaking Against:
Registering in Favor:
but not speaking:
Registering Against:
but not speaking:
Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

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State Capitol - B35 South
P.O.Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 5-25-99

BILL NO. AB 45

OR
SUBJECT _____

Doretha Hadnot
(NAME)

(Street Address or Route Number)

Milwaukee
(City and Zip Code)

City of Milwaukee
(Representing)

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information
only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

Senate Sergeant-At-Arms
State Capitol - B35 South
P.O.Box 7882
Madison, WI 53707-7882

Vote Record

Senate Committee on Judiciary and Consumer Affairs

Date: 2/1/2000
 Moved by: Sen. Risser Seconded by: Sen. Clausing
 AB: 45 Clearinghouse Rule: _____
 AB: _____ SB: _____ Appointment: _____
 AJR: _____ SJR: _____ Other: _____
 A: _____ SR: _____

A/S Amdt: _____
 A/S Amdt: _____ to A/S Amdt: _____
 A/S Sub Amdt: _____
 A/S Amdt: _____ to A/S Sub Amdt: _____
 A/S Amdt: _____ to A/S Amdt: _____ to A/S Sub Amdt: _____

- Be recommended for:
- | | |
|--|--|
| <input type="checkbox"/> Passage
<input type="checkbox"/> Introduction
<input type="checkbox"/> Adoption
<input type="checkbox"/> Rejection | <input type="checkbox"/> Indefinite Postponement
<input type="checkbox"/> Tabling
<input type="checkbox"/> Concurrence
<input type="checkbox"/> Nonconcurrence
<input type="checkbox"/> Confirmation |
|--|--|

<u>Committee Member</u>	<u>Aye</u>	<u>No</u>	<u>Absent</u>	<u>Not Voting</u>
Sen. Gary George, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Fred Risser	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Alice Clausing	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Joanne Huelsman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Alberta Darling	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Totals: _____

Tabled - inform Rep. Kelso

Senate Committee on Judiciary and Consumer Affairs

Request for Paper Ballot Executive Action on 1999 Assembly Bill 45

Due to the difficulty of getting all of the members together in one place, the Senate Committee on Judiciary and Consumer Affairs is unable to hold an Executive Session on Assembly Bill 45 as planned. We would like to conduct a paper ballot on the bill. **Please return your ballot to Sen. George's office (Room 118 South) by noon Wednesday March 1, 2000.**

Adoption of Amendment (LRB a1436/1)

Moved (Optional -- Please check if you wish to Move Introduction and Adoption of the Amendment)

Seconded (Optional -- Please check if you wish to Second Introduction and Adoption of the Amendment)

Aye (In Favor of Adoption of the Amendment)

No (Oppose Adoption of the Amendment)

Concurrence in Assembly Bill 45 (as amended):

Moved (Optional -- Please check if you wish to Move Concurrence in the Bill (as Amended))

Seconded (Optional -- Please check if you wish to Second Concurrence in the Bill (as Amended))

Aye (In Favor of Concurrence in the Bill (as Amended))

No (Oppose Concurrence in the Bill (as Amended))

Signed: Alberto Darby

March 1, 2000

Please return to Sen. George's Office by noon Wednesday, March 1, 2000.

Senate Committee on Judiciary and Consumer Affairs

Request for Paper Ballot Executive Action on 1999 Assembly Bill 45

Due to the difficulty of getting all of the members together in one place, the Senate Committee on Judiciary and Consumer Affairs is unable to hold an Executive Session on Assembly Bill 45 as planned. We would like to conduct a paper ballot on the bill. **Please return your ballot to Sen. George's office (Room 118 South) by noon Wednesday March 1, 2000.**

Adoption of Amendment (LRB a1436/1)

_____ Moved (Optional -- Please check if you wish to Move Introduction and Adoption of the Amendment)

_____ Seconded (Optional -- Please check if you wish to Second Introduction and Adoption of the Amendment)

 ✓ **Aye** (In Favor of Adoption of the Amendment)

_____ **No** (Oppose Adoption of the Amendment)

Concurrence in Assembly Bill 45 (as amended):

_____ Moved (Optional -- Please check if you wish to Move Concurrence in the Bill (as Amended))

_____ Seconded (Optional -- Please check if you wish to Second Concurrence in the Bill (as Amended))

 ✓ **Aye** (In Favor of Concurrence in the Bill (as Amended))

_____ **No** (Oppose Concurrence in the Bill (as Amended))

Signed: SEN. JOANNE B. HUBBSMAN (BY PHONE) March 1, 2000
RAS

Please return to Sen. George's Office by noon Wednesday, March 1, 2000.

Senate Committee on Judiciary and Consumer Affairs

Request for Paper Ballot Executive Action on 1999 Assembly Bill 45

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Adoption of Amendment (LRB a1436/1)

_____ Moved (Optional -- Please check if you wish to Move Introduction and Adoption of the Amendment)

_____ Seconded (Optional -- Please check if you wish to Second Introduction and Adoption of the Amendment)

 X Aye (In Favor of Adoption of the Amendment)

_____ No (Oppose Adoption of the Amendment)

Concurrence in Assembly Bill 45 (as amended):

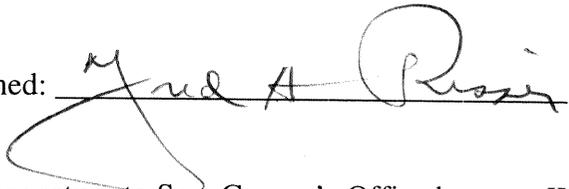
_____ Moved (Optional -- Please check if you wish to Move Concurrence in the Bill (as Amended))

_____ Seconded (Optional -- Please check if you wish to Second Concurrence in the Bill (as Amended))

 X Aye (In Favor of Concurrence in the Bill (as Amended))

_____ No (Oppose Concurrence in the Bill (as Amended))

Signed: _____



March 1, 2000

Please return to Sen. George's Office by noon Wednesday, March 1, 2000.

Senate Committee on Judiciary and Consumer Affairs

Request for Paper Ballot Executive Action on 1999 Assembly Bill 45

Due to the difficulty of getting all of the members together in one place, the Senate Committee on Judiciary and Consumer Affairs is unable to hold an Executive Session on Assembly Bill 45 as planned. We would like to conduct a paper ballot on the bill. **Please return your ballot to Sen. George's office (Room 118 South) by noon Wednesday March 1, 2000.**

Adoption of Amendment (LRB a1436/1)

_____ Moved (Optional -- Please check if you wish to Move Introduction and Adoption of the Amendment)

_____ Seconded (Optional -- Please check if you wish to Second Introduction and Adoption of the Amendment)

_____ **Aye** (In Favor of Adoption of the Amendment)

_____ **No** (Oppose Adoption of the Amendment)

Concurrence in Assembly Bill 45 (as amended):

_____ Moved (Optional -- Please check if you wish to Move Concurrence in the Bill (as Amended))

_____ Seconded (Optional -- Please check if you wish to Second Concurrence in the Bill (as Amended))

_____ **Aye** (In Favor of Concurrence in the Bill (as Amended))

_____ **No** (Oppose Concurrence in the Bill (as Amended))

Signed: _____

Alvie Clausung

March 1, 2000

Please return to Sen. George's Office by noon Wednesday, March 1, 2000.



Alberta Darling

Wisconsin State Senator

Assembly Bill 45/Senate Bill 32
Senate Judiciary and Consumer Affairs Committee
May 25, 1999

Chairman George, Committee members; thank you for hearing testimony this morning on Assembly Bill 45.

Assembly Bill 45 and Senate Bill 32 requires the Department of Justice to expand the currently operating toll-free hotline for the reporting of drug law violations to include the reporting of dangerous weapons in and/or around school grounds. DOJ would be required to report this information to schools and local law enforcement agencies.

As our nation continues to deal with the horrible school tragedy in Colorado, and others such as the shooting last week in Georgia, we have before us in Wisconsin an opportunity to give the students themselves, a means by which to prevent such incidences in Wisconsin. The Dangerous Weapons Hotline.

Shocking information following the shootings in Colorado and Georgia indicate that fellow students knew of problems with all three of the suspects involved. The suspect in Georgia is reported to allegedly have stated that he had no reason to live and that he was going to bring guns to schools.

Where do kids turn with this information?

Their teachers, principal, parents? Most likely, no. Kids tell us that they don't feel comfortable going to these adults with this information.

The police, 911? Contacting the police or calling 911 for a young person is a huge step, one that may very likely pit the person against their peers.

So while we all can agree that it would best for a student with information regarding a dangerous weapon in a school to contact a teacher or local law enforcement, the reality is that they most likely will not. Assembly Bill 45 proposes an alternative outlet for students to provide this information while providing them with the security and anonymity they desire.

The increasing number of incidents in schools involving dangerous weapons in our communities, and across the nation, dictate that we take this situation very seriously. The Dangerous Weapons Hot-Line will not be a complete solution to these problems, rather a valuable tool in the fight against crimes in our schools.

Thank you in advance for your consideration. I'd be happy to answer any questions you might have on this important public safety proposal.

Committees: Education and Financial Institutions, Chair • Judiciary • Business, Economic Development and Urban Affairs • Administrative Rules

Capitol Office:

P.O. Box 7882
Madison, Wisconsin, 53707-7882
Phone: 608-266-5830
Fax: 608-267-0588
Toll-free: 1-800-863-1113



Printed on Recycled Paper

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6373 North Jean Nicolet Road
Glendale, WI 53217
Phone: 414-352-7877
Fax: 414-352-7898



REPRESENTATIVE GARY E. SHERMAN
74th Assembly District

State Capitol
P.O. Box 8953
Madison, WI 53708
(608) 266-7690
Toll-free: 1-888-534-0074
Fax: (608) 282-3674
E-mail: rep.sherman@legis.state.wi.us

District Address:
11800 Sherman Road
P.O. Box 157
Port Wing, WI 54865
715-774-3113

From: Representative Gary E. Sherman

Date: 25 May 1999

To: Senate Judiciary Committee

Re: AB 45 – Gun Hotline

Thank you for the opportunity to offer testimony before your committee. I testify today in opposition to the gun hotline bill. This is one of those ideas that sounds good (and makes good press coverage), but will actually make matters worse. This proposal could actually make life more dangerous for both students and public safety personnel.

The problems are speed, certainty and confusion.

We have in place today a system of activating our public safety system which is efficient and well known. All that anybody has to do is to dial a well-publicized, well-known, easy-to-remember, three-digit number – 911.

When you dial 911, you get a 24 hour, 365 day response from a professional dispatcher with state of the art equipment. Under enhanced 911, which most counties either have, or are in the process of acquiring, the dispatcher knows immediately the address from which the call originated and can dispatch a response immediately, even if the person who called hangs up or gives incomplete or confusing information. In many cases the dispatcher will be personally familiar with the community and personalities from which the call originates and may have been already briefed on contingency plans at that location.

Contrast this with the proposal. Under this bill, we would create a new 10 digit number, which would have to be publicized and memorized by children to have any effect whatsoever. Even if that occurs, when the child calls this new number, they will get a part-time clerical employee at the Department of Justice who does not have enhanced 911 technology, knows nothing of the local conditions and has no experience as a professional dispatcher. That person will then have to look up the number of the correct dispatch facility and pass along a message in order to activate emergency services, having no ability to dispatch directly. If there is a hangup or incomplete information, this person will have no ability to cope. (How many Lincoln Schools are there in Wisconsin?)

And to make matters even worse, the new hotline will only be staffed 40 hours per week! The frightened child will either have to remember that, or figure out what to do when she receives an answering machine message telling her to call the number she should have called in the first place – 911.

In these situations, delay and confusion can be deadly. Arriving at the scene 10 minutes too late can mean that people are already dead, or it can mean that law enforcement and emergency medical personnel walk into an ambush.

As a person with 23 years personal experience in emergency services, I ask you to support the investment you have already made in the most effective dispatch system that money can buy. If you want to spend money on making children – and everyone else – safer, put it into enhanced 911 where it will actually do some good.



Carol Kelso

Wisconsin State Legislature
88th Assembly District Representative

MILWAUKEE CRIME STATISTICS

- From January to September 1996, MPD recovered 2,350 firearms, 70 percent of which were from people under 25 years old.
- During the time of this study, the number of firearms recovered increased by 58 percent and curfew violations increased 64 percent.
- Firearm injuries for those under 25 increased 27 percent.
- During 1995-96, death rates among 15-19 year olds increased 11.8 percent.

Milwaukee Violence Initiative Study (1995-96)

- A study done in 1995 of 700 inner city youth (ages 15 to 24) revealed that 27 percent had been threatened and / or attacked by someone with a gun.
- 83 percent had heard gunshots in their neighborhood.
- 86 percent knew someone who had been shot with a handgun.
- 20 percent had carried a handgun (54 percent of those had carried a gun before they were 15 years old).

Source: U.S. Department of Justice, "Promising Strategies to Reduce Gun Violence," (February, 1999) p. 119-120.

Office: P.O. Box 8952, State Capitol • Madison, Wisconsin 53708-8952
(608) 266-0485 • Toll-Free: (888) 534-0088 • Rep.Kelso@legis.state.wi.us

District: 416 E. Le Capitaine Circle • Green Bay, Wisconsin 54302 • (920) 468-8025

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State of Wisconsin Department of Public Instruction

Mailing Address: P.O. Box 7841, Madison, WI 53707-7841
125 South Webster Street, Madison, WI 53702
(608) 266-3390 TDD (608) 267-2427 FAX (608) 267-1052
Internet Address: www.dpi.state.wi.us

John T. Benson
State Superintendent

Steven B. Dold
Deputy State Superintendent

May 24, 1999

The Honorable Gary George, Chairperson
Senate Judiciary and Consumer Affairs Committee
118 South, State Capitol
Madison, WI 53702

Dear Senator George:

Please accept this written testimony for information purposes on Assembly Bill 45, which requires the Department of Justice (DOJ) to maintain a toll-free telephone number for information regarding suspected controlled substances law violations and for persons to provide information regarding dangerous weapons in public schools.

The Department of Public Instruction appreciates the intent of proposals such as AB-45, but feel they should be regarded only as one part of the effort to address these issues -- not as "cure-alls". The Hotline is one of many communication vehicles that must be available.

We believe that AB-45 could be strengthened if the Hotline operated longer hours. This concern is addressed to a limited extent by the amendment adopted by the Assembly that requires a recorded message requesting "after hours" callers to contact "911" or local law enforcement if they have information regarding dangerous weapons in a school. In addition, we are concerned that originally contacting a state agency will delay the reporting of cases to the local law enforcement officials who ultimately must provide the necessary intervention.

DPI recognizes that the potential for false reports due to the ability to anonymously report information is real, but having an anonymous line available may help avert a disaster if it is used to spur intervention before an act is committed. The current "911" emergency system, local tip lines and open communication between students and significant adults within a community can provide a quick response in times of crisis.

Thank you for the opportunity to comment on AB-45. Please share this letter with committee members.

Sincerely,

A handwritten signature in black ink that reads "John T. Benson". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

John T. Benson
State Superintendent

CORRESPONDENCE/MEMORANDUM DEPARTMENT OF JUSTICE

Date: May 25, 1999

To: State Senate Committee on the Judiciary and Consumer Affairs

From: Mike Roberts, Division of Law Enforcement Services
 JoAnna Richard, Legislative Liaison

Subject: AB 45 Language Modifications

HOTLINE FOR REPORTING DANGEROUS WEAPONS IN SCHOOLS

Assembly Bill 45 currently proposes the creation of a hotline for persons to report information regarding dangerous weapons in schools. The following proposal is intended to expand that to include any threat to damage school premises or a threat to harm any individual.

Senate Amendment 1 (Suggested)

Page 2, line 2, insert after “Dangerous weapons” *and threats to property or persons*

Page 2, line 13, insert after sentence: *or any threat to damage any property belonging to a school or located on school grounds or any threat to harm any individual on school grounds.*

Page 2, line 15 insert after “dangerous weapons” *or threats to property or persons*

Page 2, line 17, insert after “public school” *or a threat to damage any property belonging to a school or located on school grounds or any threat to harm any individual on school grounds*

Amendment to Assembly Amendment 2

Page 1, line 4, insert after “dangerous weapons” *or threats to property or persons*

Page 1, line 10, insert after “dangerous weapons” *or threats to property or persons*

MEMORANDUM

DATE: 5/24/99
TO: GRG
FROM: DR
RE: Background/Briefing on Selected Items Scheduled for
May 25, 1999, Judiciary Committee Hearing

SB 50 -- Seat Belt

Mike Brozek faxed over a list of the witnesses his group intends to call. Most of them will appear as part of various panels. Sen. Risser intends to appear.

AB 45 -- Gun Hotline

Rep. Kelso intends to appear. I expect someone from the Attorney general's office will appear and will urge that the hotline be housed in the handgun hotline rather than the drug tipline. (The handgun hotline is open longer hours and their personnel is more familiar with weaponry that the drug hotline people are.)

SB 30 /AB 108 -- Placement and Visitation for the Murder of a Child's Parent

Sen. Darling intends to appear. (Rep. Montgomery, the Assembly author, may appear.) I expect several family members of deceased parents will want to testify.

I am aware of a couple of proposed amendments:

- Sen. Darling will offer (or at least mention) an amendment that she has worked out with the State Bar Family Law Section. A similar amendment will be offered to the Assembly bill.

(Under the engrossed bill, the court is generally prohibited from granting visitation or placement rights, but may grant these if the child wishes to have visitation or placement rights, is mature enough to make that decision and it would be in the child's best interests. The amendment would allow the court to order visitation or placement rights if it determines by clear and convincing evidence that it would be in the child's best interests. The court would be required to consider the wishes of the child in making that determination.)

- Sen. Clausen will offer (or at least mention) an amendment that would cover those who solicit others to kill a child's parent (commit first-degree homicide).

AB45

State of Wisconsin



GARY R. GEORGE
SENATOR

TO: Staff to Members, Senate Committee on Judiciary and Consumer Affairs

FROM: Dan Rossmiller, Clerk
Senate Committee on Judiciary and Consumer Affairs

RE: Proposed Amendments to Bills That Have Previously Received a Public Hearing
in the Senate Committee on Judiciary and Consumer Affairs and May Receive
Executive Action Next Week

DATE: February 25, 2000

Attached please find a list of the of proposed amendments and proposed substitute amendments to bills that have previously received a public hearing that I would like to discuss with you on February 28, 2000.

Assembly Bill 45

Relating to: a hotline in the department of justice for the reporting of information regarding dangerous weapons in public schools.

By Representatives Kelso, Colon, Gunderson, Hahn, Hutchison, Jensen, Kedzie, Lassa, F. Lasee, Ladwig, M. Lehman, Musser, Owens, Ryba, Seratti, Spillner, Sinicki, Suder, Sykora, Urban, Vrakas, Powers and Huebsch; cosponsored by Senators Darling, Risser and Roessler.

Risser?

Agreed Upon Amendment Pending: At the request of DOJ an amendment (LRBa1436/1) was prepared to expand the scope of things reportable through this hotline to include threats to damage school premises or harm persons on school grounds. Rep. Kelso, the author of the bill has signed off on the amendment.

Assembly Bill 111

Relating to: committing theft against certain persons and providing a penalty.

By Representatives Suder, Albers, Ainsworth, Freese, Handrick, Hoven, Huebsch, Kelso, Ladwig, F. Lasee, Montgomery, Musser, Nass, Olsen, Plale, Powers, Turner and Vrakas; cosponsored by Senators Darling, Fitzgerald, Lazich, Roessler, Welch and Zien.

Substitute Amendment Pending: At the request of DOJ and its Elder Law Advocate a substitute amendment (LRBs0307/1) was prepared to broaden the bill to address all forms of financial crimes against the elderly. The substitute amendment:

1. Covers all financial crimes (e.g., attempted theft, theft, misappropriation of personal identifying information or documents, forgery, fraudulent writings, fraudulent destruction of certain writings.)
2. Protects all elderly people, regardless of capacity, place of residence or participation in programs.
3. Makes definition of "vulnerable adult" identical to the definition of that term used elsewhere in the statutes (e.g., Chapters 55, 813 and 940).
4. Includes all Powers of Attorney, whether durable or non-durable.

?
Darling
will

Rep. Suder, the author of the bill, expresses no objection to the substance of the changes.

Assembly Bill 318

Relating to: the controlled substance methamphetamine and providing penalties.

By Representatives Kreibich, Rhoades, Brandemuehl, Urban, Suder, Klusman, Freese, Ladwig, Ainsworth, Nass, Musser, Seratti, M. Lehman, Stone, Albers, Pettis, Gunderson, Kelso, Skindrud, Kedzie, Olsen, Huebsch, Petrowski, Gronemus, Vrakas, Kestell, Montgomery and Ward; cosponsored by Senators Clausen, Moen, Zien, Panzer, Roessler, Darling, Huelsman, Schultz, Rude and Farrow.

no problems

No Amendments Pending.

Assembly Bill 391

Relating to: disposable earning exempt from garnishment.

no problems

By Representatives Gunderson, Musser, Townsend, Turner, Sykora, Hahn, Petrowski, Hundertmark, Spillner, Gronemus, Kelso, Albers and Powers; cosponsored by Senator Darling.

No Amendments Pending.

Assembly Bill 533

Relating to: authorizing the appointment of assistant district attorneys to provide restorative justice services; authorizing counties and the department of corrections to contract with religious organizations for the provision of services relating to delinquency and crime prevention and the rehabilitation of offenders; inmate rehabilitation; creating the office of government-sectarian facilitation; establishing a grant program for a neighborhood organization incubator; distributing funding for alcohol and other drug abuse services; and making appropriations.

*Risser
philosophical
objection
to everything
but
restorative
justice*

Joint Legislative Council.

No Amendments Pending. Concern About Church-State Separation Issues. Bill contains appropriation. Must go the Joint Finance.

Assembly Bill 562

Relating to: creating a southeast Wisconsin crime abatement task force.
By the Committee on Criminal Justice.

Risser ok

Two Amendments Pending: One amendment (LRBa1434/1), at the request of Reps. Krug and Riley adds the Chief of Police of the City of Milwaukee as a member of the task force. The other amendment (LRBa1427/1) at the request of the State Bar of Wisconsin adds to the task force a member of the State Bar's Criminal Law Section who lives in the affected area, as well as a member of a local bar association for every county enumerated as part of the task force in the bill (i.e., Milwaukee, Kenosha, Racine, Rock and Waukesha).

*Duelsman
?*

Assembly Bill 614

Relating to: unauthorized duplication of a recording, unauthorized recording of a performance, failure to disclose manufacturer of a recording, unauthorized use of a recording device in a movie theater and providing a penalty.

no problems

By Representatives Pettis, Kestell, Jensen, Coggs, Underheim, Klusman, Sykora, Albers, Olsen, Nass, Ward, Handrick, Vrakas, Staskunas, Kreibich, Walker, Musser, Kaufert and Bock; cosponsored by Senators George, Rosenzweig, Panzer, Breske and Grobschmidt.

No Amendments Pending.

Senate Bill 106

Relating to: court-appointed special advocates for children and juveniles in need of protection or services.

By Senators Wirch, Plache, Huelsman, Burke, Darling, Clausing, Rosenzweig, Erpenbach and Roessler; cosponsored by Representatives Steinbrink, Kreuser, Porter, Ladwig, Kelso, Turner, Coggs, Brandemuehl, Sykora, Reynolds, Meyer, La Fave, Johnsrud and Ryba.

no problems

Agreed Upon Substitute Amendment Pending. (LRBs0270/4). Sen. Wirch's office has worked out a compromise with all the concerned groups, including organizations that currently operate CASA programs.

Senate Bill 110

Relating to: prisoners throwing or expelling certain bodily substances at or toward others, testing for the presence of communicable diseases in certain criminal defendants and juveniles alleged to be delinquent or in need of protection or services and providing a penalty.

By Senators Moen, Drzewiecki, Breske, Farrow, Erpenbach, Rude, Baumgart, Huelsman, Schultz and Roessler; cosponsored by Representatives Musser, Huebsch, Plale, Pettis, Seratti, Ryba, Sykora, Gronemus, Ziegelbauer, Ainsworth, Ladwig, F. Lasee and Albers, by request of the Local 219, Jackson Correctional Institution Officers.

no problems

Two amendments pending. The first one (LRB a1180/1) by request of the State Laboratory or Hygiene expands the scope of bodily substances covered under the bill. The second one (LRBa1298/1) by request of the committee members , reduces the maximum penalty from five years, consecutive to the current prison term, to 2 years, consecutive to the current prison term.

do tribut

Senate Bill 172

Relating to: discharge or other retaliation or discrimination against an employe of a health care facility or a health care provider who reports a violation of the law or a violation of a clinical or ethical standard by the health care facility or health care provider or by an employe of the health care facility or health care provider and providing a penalty.

By Senators George, Robson, Baumgart, Burke, Cowles, Darling, Grobschmidt, Moen, Plache, Roessler and Rosenzweig; cosponsored by Representatives Underheim, Carpenter, Albers, Black, Bock, Boyle, Coggs, Colon, Cullen, Goetsch, Hahn, Hebl, Kelso, Kreuser, Krusick, La Fave, Ladwig, Lassa, J. Lehman, M. Lehman, Miller, Musser, Olsen, Pettis, Plouff, Pocan, Richards, Sinicki, Staskunas, Walker, Wasserman, Waukau and Ziegelbauer.

Agreed Upon Substitute Amendment Pending. (LRBs???)?. Senators Robson and Clausing and Representative Underheim convened a meeting with representatives of hospitals and health care worker unions to work out a compromise that all parties have apparently accepted. The compromise is being drafted as a substitute amendment to both the Assembly and Senate versions of the bill.

Senate Bill 214

Relating to: notice to a victim of the right to make a statement at sentencing or disposition.

By Senator Burke; cosponsored by Representative Huber.

No Amendments Pending.

Senate Bill 284

Relating to: contracts with persons who take depositions.

By Senators George, Rude, Breske, Cowles and Rosenzweig; cosponsored by Representatives Walker, Huebsch, Hebl, Staskunas, M. Lehman, Albers, Goetsch, J. Lehman, Hahn, Colon, Richards and Cullen.

no problem

No Amendments Pending. This bill was voted upon at the February 1, 2000 executive session but was not reported out of committee.

Senate Bill 395

Relating to: policies concerning treatment and conduct of persons detained during a sexually violent person commitment proceeding and person committed for treatment after being found to be a sexually violent person.

By Senator George; cosponsored by Representative Huebsch. By Request of the Department of Health and Family Services.

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Agreed Upon Substitute Amendment Pending: (LRB s0315/1) As substantiated by testimony at the 2-22-2000 hearing, the substitute addresses the concerns of both DHFS and DOJ.

AB 45

February 22, 2000 Judiciary Committee Hearing

Special Testimony Requests

Elected Officials

- Sen. Baumgart and his DA (Robert Wells/Sheboygan Co.) want to testify first about his bill SB 213.
- Rep. Ladwig wants to testify next about her bill AB 72.
- Rep. Goetsch wants to testify next about his bills AB 562 and AB 84.

Others

- Sen. Clausung's office contacted us to let us know that Johnnie Smith from the DEA will be testifying on AB 318. He has some time constraints and has to leave by 10:00 am. They wanted to know if you could make arrangements so that he can get his testimony in before he has to leave?

Bills On the Hearing Agenda

Here is the order of bills, the likely witnesses and a brief comment about amendments I know of :

AB 614 (Your bill on piracy and bootlegging of recorded material)

Don Valdez V.P. Anti-piracy Legislation RIAA will probably testify with a multimedia show-and-tell presentation.

I am not aware of any amendments although Sen. Risser is apparently concerned about how the new penalties under the bill will mesh with Truth-In-Sentencing given the fact that we haven't adopted the code reclassification yet.

SB 395 (The DHFS bill on sexually violent persons commitment rules)

Dr. Thomalla (PhD.) is likely to testify for DHFS. I don't know whether Sec. Leean will testify or not. I don't know

There is a substitute amendment (LRB s0315/1) that has been prepared to reflect the agreement between the DHFS and the DOJ. It is ready to be introduced.

AB 174 (Rep. Kreuser's bill to allow of-duty peace officers to carry concealed weapons)

Rep. Kreuser will testify. He may have a local law enforcement official testify on behalf of his drug or gang task force folks.

I am not aware of any amendments.

AB 562 (Rep. Goetsch's committee bill to establish a Southeast Wisconsin crime abatement task force)

Rep. Goetsch will testify. (See note above)

There are two amendments.

- 1) Reps. Riley and Krug asked us to add the City of Milwaukee Chief of Police as a member of the Task Force. The first amendment (LRB 1379/1) does this.
- 2) The State Bar Criminal Law Section asked us to add to the task force a member of the State Bar of Wisconsin's Criminal Law Section who lives in the affected area, as well as a member of a local bar association for every county enumerated as part of the task force in the bill (i.e., Milwaukee, Kenosha, Racine, Rock and Waukesha). This second amendment has been requested but has not yet been received at the time of this writing.

SB 533 (The Leg. Council bill on Restorative Justice and faith-based approaches to crime reduction.)

I would expect there will be testimony from several sources. The Interfaith Conference has, for example, expressed support for the restorative justice provisions.

I am not aware of any proposed amendments.

SB 214 (Sen Burke's bill re: When a victim must be given notice of the right to make a statement at sentencing.)

Jon Reddin, Deputy DA for Milwaukee County and Mike Nieskes, Deputy DA for Racine County will be testifying on SB 214.

I am not aware of any proposed amendments.

AB 318 (Sen. Clausing's bill on Methamphetamine penalties.)

Johnnie Smith from the DEA will be testifying on AB 318. I am not sure whether DOJ will have anybody testify or not. I expect Sen. Clausing may testify.

I am not aware of any proposed amendments.

AB 391 (Garnishment technical correction)

Rep. Gunderson's staffer will probably testify.

I am not aware of any proposed amendments.

SB 213 (Sen. Baumgart's bill on inducing or causing self-mutilation by a child.)

Sen. Baumgart and his DA (Robert Wells/Sheboygan Co.) will testify. (See note above)

I am not aware of any proposed amendments.

AB 72 (Rep. Ladwig's bill on disclosure of juvenile records by a juvenile or municipal court).

Rep. Ladwig will testify. (See note above.)

The State Bar Children and the Law Section recommends an amendment to Sect. 5 of the bill to specify that a GAL and the attorney of record can view the juvenile's record in cases where a juvenile or municipal court asks another juvenile or municipal court for records for purposes of any other proceeding.

AB 84 (Rep. Goetsch's bill on factors to be considered when sentencing a person convicted of committing a crime.)

Rep. Goetsch will testify. (See note above.)

In response to a request from the Judicial Conference an amendment has been drafted to delete the material in Assembly Substitute Amendment 1 to AB 84 at page 2, line 14. This would delete the factor "(j) The length of pretrial detention of the person, if applicable." I don't know whether this is advisable or not. I always assumed that judges considered time served when sentencing.

Bills From Previous Hearings On Which We Can Take Executive Action

AB 45 (Rep. Kelso's bill to create a Dangerous Weapons in Schools Hotline)

In response to a request from the Atty. Gen./Department of Justice we have drafted an amendment (LRB a1436/1) that basically adds threats to harm persons or damage school property to the list of items that may be reported. Rep. Kelso is o.k. with the bill with the change and so is DOJ.

AB 111 (Rep. Suder's bill on Embezzlement from Vulnerable (elderly) Adults)

In response to a request from the Elder Advocate in the Department of Justice we have drafted a substitute amendment (LRB s0307/1) that expands the bill to cover all financial crimes (e.g., attempted theft, theft, misappropriation of personal identifying information or documents, forgery, fraudulent writings, fraudulent destruction of certain writings.) against all elderly people regardless of capacity, place of residence or

participation in programs. It also makes the definition of "vulnerable adult" identical to the definition of that term used elsewhere in the statutes (e.g., Chapters 55, 813 and 940) and includes all Powers of Attorney, whether durable or non-durable.

Rep. Suder the author of the bill doesn't object to the substance of the substitute amendment but argues that adopting the amendment will kill the bill procedurally. He thinks the bill won't be able to go through both houses before the end of March.

SB 106 (Sen. Wirch's CASA bill)

Sen. Wirch's office has worked with Legal Aid of Milwaukee to craft a compromise that everybody seems to be happy with. A substitute amendment (LRB s270/3) reflects the compromise.)

SB 110 (Sen. Moen's bill on Prisoner's Throwing Bodily Substances)

There are two simple amendments.

The first one (LRB a1180/1) is at the request of the State Hygiene Lab and expands the list of bodily substances covered by the bill.

The second one (LRB a1298/1) reduces the maximum penalty under the bill from 5 years to 2 years, consecutive to the current sentence.

SB 284 (Your court reporter's bill)

No amendments as far as I know. We had voted on this at the last exec. session but haven't yet reported the bill out of committee.

In deference to you as chair, Sen. Huelsman will let the bill come out of committee and maybe try to amend it on the floor.

I hope this is helpful.