

Committee Name:
Senate Committee –
Judiciary, Corrections and Privacy
(SC–JCP)

Appointments

03hr_SC–JCP_Appt_pt00

Committee Hearings

03hr_SC–JCP_CH_pt00

Committee Reports

03hr_SC–JCP_CR_pt00

Clearinghouse Rules

03hr_SC–JCP_CRule_03–

Executive Sessions

03hr_SC–JCP_ES_pt00

Hearing Records

03hr_ab0000

03hr_sb0028

Misc.

03hr_SC–JCP_Misc_pt00

Record of Committee Proceedings

03hr_SC–JCP_RCP_pt00

Vote Record

Committee on Judiciary, Corrections and Privacy

Date: 10-28

Moved by: Stepp

Seconded by: Zien

AB SB 28 Clearinghouse Rule
AJR SJR Appointment
AR SR Other

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:
Passage Adoption Confirmation Concurrence Indefinite Postponement
Introduction Rejection Tabling Nonconcurrency

Table with 5 columns: Committee Member, Aye, No, Absent, Not Voting. Rows include Senator David Zien, Senator Scott Fitzgerald, Senator Cathy Stepp, Senator Gary George, and Senator Tim Carpenter.

Totals:

liability relinquish custody of her newborn child to a law enforcement officer, an emergency medical technician, or a hospital staff member when the newborn child is 72 hours old or younger.

By Senators Kedzie, Reynolds, Schultz, A. Lasee, Lazich, Stepp, Roessler, Cowles, S. Fitzgerald and Kanavas; cosponsored by Representatives M. Williams, Ladwig, Rhoades, Jensen, Albers, Weber, Stone, Krawczyk, Petrowski, Hines, Bies, Suder, Hahn, Olsen, Seratti, Ainsworth, Townsend, Ott, Hundertmark, Nischke, M. Lehman, Gielow, Owens, McCormick, Gunderson, Kerkman, Loeffelholz, J. Fitzgerald, Van Roy, Vrakas, Freese, Jeskewitz, D. Meyer and Lothian.

Please consider the following motion:

- Moved by Senator Stepp, seconded by Senator Zien that SENATE BILL 28 be recommended for PASSAGE:

Aye ~~_____~~ No _____

Senate Bill 181

Relating to: leaving the scene of an accident and providing a penalty.

By Senators S. Fitzgerald, Darling, Erpenbach, Roessler and Kanavas; cosponsored by Representatives Hines, Friske, Zepnick, McCormick, Kreibich, Ainsworth, Ott, Wasserman, Seratti, Gronemus, Hundertmark, Townsend, Hahn, Nass, Bies, J. Fitzgerald, Turner, Van Roy, Pettis, Suder, Owens and Vrakas.

- Moved by Senator Carpenter, seconded by Senator Stepp that SENATE BILL 181 be recommended for PASSAGE:

Aye ~~_____~~ No _____

Senate Bill 273

Relating to: limiting the amount of bond set by a court in a civil action.

By Senators Kanavas, Erpenbach, Welch, Plale, S. Fitzgerald, Lassa, Schultz, M. Meyer, Darling, Wirch, Stepp, Decker, Zien, Reynolds, Leibham, Hansen and Breske; cosponsored by Representatives Suder, Kreuser, Pettis, Huebsch, J. Wood, Friske, Shilling, Musser, Ladwig, Jeskewitz, Kaufert, Montgomery, Travis, Balow, McCormick, Hubler, Petrowski, Hines, Plouff, J. Fitzgerald, Gunderson, Grothman, Richards, Schneider, F. Lasee, Sherman, Colon, Sinicki and Hundertmark.

- Moved by Senator Stepp, seconded by Senator Zien that Senate Amendment LRBA1534 be recommended for INTRODUCTION and ADOPTION:

Aye ~~_____~~ No _____

- Moved by Senator Stepp, seconded by Senator Zien that SENATE BILL 273 be recommended for PASSAGE AS AMENDED:

Aye X No _____

Assembly Bill 265

Relating to: causing substantial bodily harm to another person and providing a penalty.

By Representatives Suder, Shilling, Albers, Balow, Berceau, Boyle, Coggs, Cullen, Gottlieb, Hahn, Hines, Hundertmark, Kaufert, Krawczyk, Kreibich, Kreuser, Ladwig, Lassa, J. Lehman, Loeffelholz, McCormick, Montgomery, Morris, Musser, Nischke, Owens, Pettis, Plouff, Pocan, Richards, Schooff, Stone, Turner, Van Roy, Wasserman, Weber, Zepnick, Taylor, Gielow, Molepske and Hebl; cosponsored by Senators Stepp, Brown, Darling, Lazich, Robson, Roessler and Wirch.

- Moved by Senator Carpenter, seconded by Senator Stepp that ASSEMBLY BILL 265 be recommended for CONCURRENCE:

Aye X No _____

Assembly Bill 375

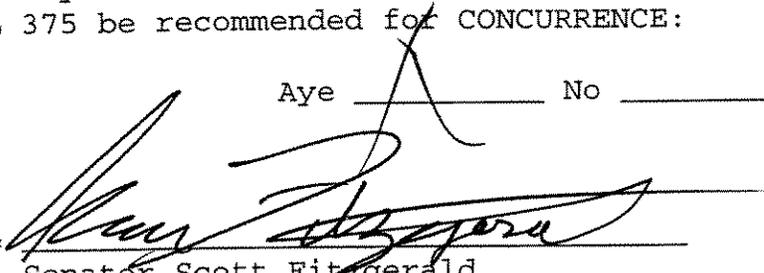
Relating to: leaving the scene of an accident and providing a penalty.

By Representatives Hines, Friske, Zepnick, McCormick, Owens, Kreibich, Ainsworth, Ott, Wasserman, Seratti, Gronemus, Hundertmark, Townsend, Hahn, Nass, Bies, J. Fitzgerald, Turner, Van Roy, Pettis, Suder, Vrakas and Vukmir; cosponsored by Senators S. Fitzgerald, Darling, Erpenbach, Roessler and Kanavas.

- Moved by Senator Stepp, seconded by Senator Carpenter that ASSEMBLY BILL 375 be recommended for CONCURRENCE:

Aye X No _____

Signature



Senator Scott Fitzgerald

Testimony on Senate Bill 28

Senator Neal Kedzie

Senate Committee on Judiciary, Corrections and Privacy

October 28, 2003

Mr. Chairman, members of the Committee, thank you for holding a public hearing today on Senate Bill 28.

Senate Bill 28 is a relatively straightforward bill that will simply cross-references two existing statutes – namely, the current “informed consent” law and the current “safe harbor for infants” law.

Under a bill enacted last session (2001 Wisconsin Act 2, authored by then-Representative Plale and Rep. Jeskewitz), within 72 hours of a baby’s birth, a parent may relinquish custody of his or her newborn baby to a law enforcement officer, emergency medical technician or hospital staff member anonymously and with immunity from civil and criminal liability. This bill was passed by the State Assembly on a 97-0 vote, and the State Senate on a Voice Vote.

Also under current law, no woman may have an abortion unless she first gives her voluntary informed consent. That consent is valid only if, at least 24 hours before the abortion is performed or induced, the woman is informed – among other things – that she has a legal right to continue her pregnancy and keep the child or place the child for adoption.

Senate Bill 28 states, as part of a valid consent for an abortion, a woman also must be informed that she has a legal right to relinquish custody of his or her newborn child to a law enforcement officer, emergency medical technician or hospital staff member anonymously and with immunity from civil and criminal liability.

I believe that this legislation is necessary because it will help publicize Wisconsin's existing safe harbor law, and hopefully add a life-affirming alternative to a woman's choice concerning the outcome of her pregnancy.

I am sure you have all heard tragic stories concerning parents of newborn babies either abandoning them or harming them because they are either unwanted or the parents believe they are unable to care for them. One such example happened earlier this year in Kenosha County, where the father of a newborn left his son to die in a portable toilet in a

Village Park. Fortunately in this case, the baby was found in time to save its life. But, too many times however, this is not the case.

No one can say that passage of this law will prevent all of these occurrences from happening. What we can hope for, however, is that passage of this law will make more people aware of Wisconsin's Safe Harbor law, and more people will choose this life-affirming choice.

Opponents of this bill may try to argue that this bill signals that the State of Wisconsin endorses the abandonment of babies. Anyone who took part in last year's debate on the Safe Harbor Law knows this is not the case. I would hope that mothers would seek other life-affirming options if they find themselves in an unwanted pregnancy. That being said, the Safe Harbor Law is an appropriate alternative for those who are so overwhelmed that they are considering either harming their newborn baby or abandoning them in an unsafe manner. Though there isn't any type of official reporting procedure, it is my understanding that at least 8 newborns have been rescued thus far under the Safe Harbor Law that was enacted last session.

Thank you for your consideration of this bill.