

☞ **05hr_SC-VHSMASBGR_ab0307_pt01**



(FORM UPDATED: 08/11/2010)

**WISCONSIN STATE LEGISLATURE ...
PUBLIC HEARING - COMMITTEE RECORDS**

2005-06

(session year)

Senate

(Assembly, Senate or Joint)

**Committee on ... Veterans, Homeland Security,
Military Affairs, Small Business and Government
Reform (SC-VHSMASBGR)**

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
(**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
(**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

Senate

Record of Committee Proceedings

Committee on Veterans, Homeland Security, Military Affairs, Small Business and Government Reform

Assembly Bill 307

Relating to: municipal ordinances regarding drug paraphernalia.

By Representatives Grigsby, Gundrum, Fields, Gard, Albers, Ballweg, Berceau, Colon, Cullen, Hines, Jeskewitz, Kessler, Lothian, Mursau, Petrowski, Richards, Sheridan, Toles, Turner, A. Williams, Young and Zepnick; cosponsored by Senators Darling, Taylor, A. Lasee, Coggs, Erpenbach, Leibham, Olsen and Roessler.

October 26, 2005 Referred to Committee on Veterans, Homeland Security, Military Affairs, Small Business and Government Reform.

November 16, 2005 **PUBLIC HEARING HELD**

Present: (5) Senators Brown, Zien, Kanavas, Breske and Wirch.
Absent: (0) None.

Appearances For

- Tamara Grigsby — State Representative, 18th State Assembly District

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- Joe Leibham — State Senator, 9th State Senate District
- Curt Witynski, Madison — League of WI Municipalities
- Michael Howden, Milwaukee

Registrations Against

- None.

December 2, 2005

EXECUTIVE SESSION HELD

Present: (5) Senators Brown, Zien, Kanavas, Breske and Wirch.
Absent: (0) None.

Moved by Senator Brown that **Assembly Bill 307** be recommended for concurrence.

Ayes: (5) Senators Brown, Zien, Kanavas, Breske and Wirch.
Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0

Daniel Lindstedt
Committee Clerk

ASSEMBLY BILL 307 (LRB -2236)

An Act to repeal 60.23 (21) (title); to renumber and amend 60.23 (21); and to amend 66.0107 (1) (a), 66.0107 (1) (b), 349.02 (2) (b) 2., 349.02 (2) (b) 4., 778.25 (1) (a) 1., 778.25 (1) (a) 1m., 818.02 (7) and 961.577 of the statutes; relating to: municipal ordinances regarding drug paraphernalia.

2005

04-12. A. Introduced by Representatives **Grigsby, Gundrum, Fields, Gard, Albers, Ballweg, Berceau, Colon, Cullen, Hines, Jeskewitz, Kessler, Lothian, Mursau, Petrowski, Richards, Sheridan, Toles, Turner, A. Williams, Young and Zepnick**; cosponsored by Senators **Darling, Taylor, A. Lasee, Coggs, Erpenbach, Leibham, Olsen and Roessler.**

04-12. A. Read first time and referred to committee on Judiciary 177

09-13. A. Public hearing held.

09-20. A. Executive action taken.

09-26. A. Report passage recommended by committee on Judiciary, Ayes 7, Noes 0 484

09-26. A. Referred to committee on Rules 484

10-20. A. Placed on calendar 10-25-2005 by committee on Rules.

10-25. A. Read a second time 541

10-25. A. Ordered to a third reading 541

10-25. A. Rules suspended 541

10-25. A. Read a third time and **passed**, Ayes 96, Noes 0 541

10-25. A. Ordered immediately messaged 542

10-26. S. Received from Assembly 410

10-26. S. Read first time and referred to committee on Veterans, Homeland Security, Military Affairs, Small Business and Government Reform 410

11-16. S. Public hearing held.

12-02. S. Executive action taken.

12-05. S. Report concurrence recommended by committee on Veterans, Homeland Security, Military Affairs, Small Business and Government Reform, Ayes 5, Noes 0 475

12-05. S. Available for scheduling.

2006

02-01. S. Placed on calendar 2-2-2006 by committee on Senate Organization.

02-02. S. Read a second time 577

02-02. S. Ordered to a third reading 577

02-02. S. Rules suspended 577

02-02. S. Read a third time and **concurred in** 577

02-02. S. Ordered immediately messaged 578

02-02. A. Received from Senate concurred in 781

02-07. A. Report correctly enrolled 796

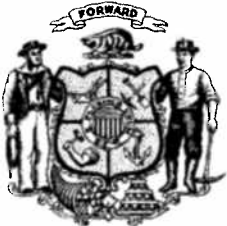
02-28. A. Presented to the Governor on 2-28-2006 859

03-02. A. Report **approved** by the Governor on 3-1-2006. 2005 Wisconsin Act 116 881

03-06. A. Published 3-15-2006 906



WISCONSIN STATE LEGISLATURE



**Testimony Before the
Senate Committee on Veterans, Homeland Security, Military Affairs,
Small Business and Government Reform
November 16, 2005
Assembly Bill 307**

I want to thank Chairman Brown for scheduling Assembly Bill 307 for a public hearing.

Current law allows a city, village or town to enact and enforce ordinances prohibiting the possession, manufacture, or delivery of drug paraphernalia by a person **under the age of 17**.

This bill will allow municipalities to also enact and enforce ordinances prohibiting the possession, manufacture, or delivery of drug paraphernalia by a person **17 years of age and older**.

There is a recurring drug paraphernalia problem in many urban areas, with items being openly sold in most gas stations and convenience stores throughout those cities. And while Milwaukee currently does have a drug paraphernalia ordinance on its books relating to all individuals, regardless of age, it is unable to enforce it for persons 17 years of age and older due to this lapse in state law. In 1990, before the juvenile paraphernalia law was enacted, Milwaukee was able to get drug paraphernalia out of its stores for a few months with the effective ordinance previously mentioned. We in Milwaukee would like to be able to once again have an enforceable ordinance in place so we could get these items off the shelves.

Drug-related gang activity and drug-related criminal activity continue to plague many neighborhoods in Milwaukee. The widespread availability of drug paraphernalia to adults undoubtedly contributes to these problems. The City of Milwaukee needs as many tools for addressing these issues as possible, and a local ordinance to ban the sale of drug paraphernalia to adults is one such tool.

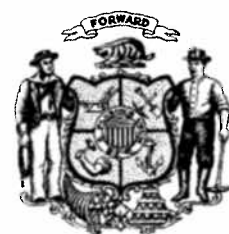
This bill is a redraft of 2001 Assembly Bill 62, which received wide bipartisan support in both houses. It passed the Assembly Urban and Local Affairs Committee on a vote of 6-0, passed the Assembly on a voice vote, and passed the Senate Committee on Judiciary on a vote of 5-0. However it was not scheduled for a vote in the Senate before the session ended.

This bill has wide bipartisan support and comes to you with unanimous support of the Assembly Judiciary Committee, as well as a unanimous vote on the Assembly floor.

I thank the committee for your time and consideration of this matter. I am happy to answer any questions Committee members may have.



WISCONSIN STATE LEGISLATURE



Present: (7) Representatives Gundrum, McCormick, Albers,
Kleefisch, Staskunas, Turner and Kessler.

Excused: (1) Representative Kerkman.

Moved by Representative Turner, seconded by Representative
Kleefisch that **Assembly Bill 307** be recommended for passage.

Ayes: (7) Representatives Gundrum, McCormick,
Albers, Kleefisch, Staskunas, Turner and
Kessler.

Noes: (0) None.

Excused: (1) Representative Kerkman. Had she been
present, Representative Kerkman would have
voted Aye.

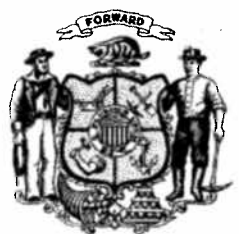
PASSAGE RECOMMENDED, Ayes 7, Noes 0



Jolene Churchill
Committee Clerk



WISCONSIN STATE LEGISLATURE



WISCONSIN ASSEMBLY
2005-2006 SESSION
Speaker Gard

AB 307
BY GRIGSBY
MUNICIPAL ORDINANCES REGARDING DRUG PARAPHERNALIA
PASSAGE

AYES - 96 NAYS - 0 NOT VOTING - 3 PAIRED - 0

A N NV NAME	A N NV NAME	A N NV NAME
A AINSWORTH (R)	A KESTELL (R)	A SCHNEIDER (D)
A ALBERS (R)	A KLEEFISCH (R)	A SEIDEL (D)
A BALLWEG (R)	A KRAWCZYK (R)	A SHERIDAN (D)
A BENEDICT (D)	A KREIBICH (R)	A SHERMAN (D)
A BERCEAU (D)	X KREUSER (D)	A SHILLING (D)
A BIES (R)	A KRUSICK (D)	A SINICKI (D)
A BLACK (D)	A LAMB (R)	A STASKUNAS (D)
A BOYLE (D)	A LASEE (R)	X STEINBRINK (D)
A COLON (D)	A LEHMAN (D)	A STONE (R)
A CULLEN (D)	A LEMAHIEU (R)	A STRACHOTA (R)
A DAVIS (R)	A LOEFFELHOLZ (R)	A SUDER (R)
A FIELDS (D)	A LOTHIAN (R)	A TOLES (D)
A FITZGERALD (R)	A MCCORMICK (R)	A TOWNS (R)
A FREESE (R)	A MEYER (R)	A TOWNSEND (R)
A FRISKE (R)	A MOLEPSKE (D)	A TRAVIS (D)
A GIELOW (R)	A MONTGOMERY (R)	A TURNER (D)
A GOTTLIEB (R)	A MOULTON (R)	A UNDERHEIM (R)
A GRIGSBY (D)	A MURSAU (R)	A VAN AKKEREN (D)
A GRONEMUS (D)	A MUSSER (R)	A VAN ROY (R)
A GUNDERSON (R)	A NASS (R)	A VOS (R)
A GUNDRUM (R)	A NELSON (D)	A VRAKAS (R)
A HAHN (R)	A NERISON (R)	A VRUWINK (D)
A HEBL (D)	A NISCHKE (R)	A VUKMIR (R)
A HINES (R)	A OTT (R)	A WARD (R)
A HONADEL (R)	A OWENS (R)	A WASSERMAN (D)
A HUBLER (D)	A PARISI (D)	A WIECKERT (R)
A HUEBSCH (R)	A PETROWSKI (R)	A WILLIAMS, A. (D)
A HUNDERTMARK (R)	A PETTIS (R)	A WILLIAMS, M. (R)
A JENSEN (R)	A POCAN (D)	A WOOD (R)
A JESKEWITZ (R)	A POPE-ROBERTS (D)	A YOUNG (D)
A KAUFERT (R)	X PRIDEMORE (R)	A ZEPNICK (D)
A KERKMAN (R)	A RHOADES (R)	A ZIEGELBAUER (D)
A KESSLER (D)	A RICHARDS (D)	A SPEAKER (R)

IN CHAIR: GOTTLIEB

NO VACANT DISTRICTS