

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 315

Relating to: retention and testing of evidence that includes biological material, time limits for prosecuting a crime that is related to a sexual assault, law enforcement procedures for using an eyewitness to identify a person suspected of committing a crime, making audio or audio and visual recordings of custodial interrogations, limitations on admitting unrecorded statements into evidence in juvenile delinquency and criminal proceedings, and creating a grant program for digital recording equipment and training for digital recording of custodial interrogations.

By Senators Zien, Coggs, Miller, Harsdorf, Risser, Darling, Hansen, Roessler, Kapanke, S. Fitzgerald and Lazich; cosponsored by Representatives Gundrum, Bies, Staskunas, Colon, Ziegelbauer, Krawczyk, Van Roy, Sheridan, McCormick, Van Akkeren, F. Lasee, Nelson, Hundertmark, Turner, Nischke, Fields, Musser, Molepske, Pettis, Gronemus, Ott, Cullen, Lothian, Kestell, Stone, Albers, Hahn, LeMahieu, Hines, Jensen, M. Williams, Townsend and Kleefisch.

September 02, 2005 Referred to Committee on Judiciary, Corrections and Privacy.

September 7, 2005 **PUBLIC HEARING HELD**

Present: (5) Senators Zien, Roessler, Grothman, Taylor and
Risser.

Absent: (0) None.

Appearances For

- Mark Gundrum, Madison — Representative
- Penny Beernten, Naperville
- Keith Findley, Madison — State Bar Criminal Law Section
- Judy Schwaemle, Madison — Avery Task Force
- Scott Horne, LaCrosse — WDAA
- Ed Kondracki, Madison — Wisconsin Chief of Police
- Davin Miller, River Falls
- John Birdsall, Milwaukee — Wisconsin Association of Criminal Defense Lawyers
- Rolf Lindgren, Middleton — Libertarian Party of Wisconsin
- Steve Avery
- Pedro Colon, Milwaukee — Representative
- Gerald Mowris, Madison — State Bar of Wisconsin Criminal Law Section

Appearances Against

- None.

Appearances for Information Only

- Anna Puzinski, Milwaukee — Milwaukee Police Department
- Joe Leibham, Madison — Senator
- Peg Lautenschlager, Madison — Attorney General, Department of Justice

Registrations For

- Dave Zien, Madison — Senator
- Gary Bies — Representative

Registrations Against

- None.

September 13, 2005 **EXECUTIVE SESSION HELD**

Present: (4) Senators Zien, Roessler, Grothman and Risser.
Absent: (1) Senator Taylor.

Moved by Senator Roessler, seconded by Senator Zien that **Senate Amendment 0971** be recommended for adoption.

Ayes: (5) Senators Zien, Roessler, Grothman, Taylor and Risser.
Noes: (0) None.

ADOPTION OF SENATE AMENDMENT 0971
RECOMMENDED, Ayes 5, Noes 0

Moved by Senator Roessler, seconded by Senator Zien that **Senate Bill 315** be recommended for passage as amended.

Ayes: (5) Senators Zien, Roessler, Grothman, Taylor and Risser.
Noes: (0) None.

PASSAGE AS AMENDED RECOMMENDED, Ayes 5, Noes 0

Brian Deschane
Committee Clerk