

## Senate

### Record of Committee Proceedings

#### **Committee on Health, Health Insurance, Privacy, Property Tax Relief, and Revenue**

##### **Senate Bill 181**

Relating to: prohibiting smoking in indoor areas, in sports arenas, in public conveyances, and at certain outdoor locations and providing a penalty.

By Senators Risser, Ellis, Robson, Jauch, Miller, Darling and Coggs; cosponsored by Representatives Richards, A. Ott, Seidel, Zigmunt, Milroy, Benedict, Parisi, Berceau, Black, Roys, Soletski, Gottlieb, Clark, Bernard Schaber, Mursau, Toles, Hilgenberg, Cullen, Sinicki, Townsend, Pope-Roberts, Smith, Pasch, Hintz, Spanbauer and Montgomery.

May 04, 2009                      Referred to Committee on Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.

May 5, 2009                      **PUBLIC HEARING HELD**

Present:     (6)       Senators Erpenbach, Carpenter, Robson, Lassa, Lazich and Darling.

Absent:     (1)       Senator Kanavas.

##### Appearances For

- Fred Risser — Senator
- Al Ott — Rep.
- Jon Richards — Rep.
- Karen Timberlake, Madison — Secretary, Department of Health Services
- Jari Johnston-Allen, Oconomowoc — American Cancer Society
- Sandy Bernir, North Fond du Lac — ACS Volunteer
- Amy Basken, Prairie du Sac — Mended Little Hearts; American Heart Association
- Trisha Pugal, Brookfield — WI Innkeepers Association
- Mike Miller, Madison — Dr., ASAM
- Jeff Melby, Portage
- Melva Stockwell, Salem
- Jill Martin, Marshfield — Breathe Free
- Dave Wille, Marshfield — Breathe Free
- Marilyn Townsend, Madison
- Sue Swan, Brookfield
- Keri Schneider, Ixonia

- Darcie Galowitch, Madison
- Dona Wininsky, Brookfield — American Lung Association
- Beverly Jambois, Middleton — Middleton Smoke Free
- Marilyn Frenn, Wauwatosa — Dr.
- Vanessa Llanas, Milwaukee
- Pete Hanson, Madison — WI Restaurant Association
- Jackie Blackburn, Oak Creek
- Taku Ronsman, Green Bay

#### Appearances Against

- Rob Swearingen, Rhinelander — Tavern League of Wisconsin
- Pete Madland, Chetek — Tavern League
- Chris Marsicano, Delavan — Tavern League of Wisconsin
- Roger Westmont, Madison — Modern Specialty Company
- Jeff Steinbock, Wauwatosa — Cigar Store Alliance of Wisconsin; Uhle Tobacco Co., Inc.
- Jeff Barta, Waukesha — Cigar Store Alliance of WI; Nice Ash Cigar Bar
- Joette Barta, Waukesha — Nice Ash Cigar Bar
- Robin Goldberg, Madison — Dream Lanes
- Tom Miller, West Allis — Cigar Store Alliance of Wisconsin; Nice Ash Cigar Bar
- Don Kane, Oconomowoc — Cigar Store Alliance of WI

#### Appearances for Information Only

- None.

#### Registrations For

- Jim Smith, Madison — American Cancer Society
- Emily Reynolds, Madison
- Kevin Little, Madison — Greater Madison Chamber of Commerce
- Curt Witynski, Madison — League of Wisconsin Municipalities
- Michael Welsh, Madison — WI Association of Local Health Depts. and Boards
- Jaime Brunet, Waunakee
- Teresa Ryan, Waunakee
- Michael Welsh, Madison — WI Public Health Association
- Michael Welsh — WI Academy of Family Physicians
- Kathryn Kuhn, Milwaukee — Medical College of Wisconsin
- Paul Merline, Madison — WI Hospital Association
- Chet Gerlach, Madison — Association of Wisconsin Tourism Attractions
- Eric Schutt, McFarland — American Cancer Society

- Andrea Skalitzky, Madison — WI Association of Health Plans
- Brenda Wood, Milwaukee — City of Milwaukee
- Jeremy Levin — Rural Wisconsin Health Cooperative
- Kathryn Stockwell, Salem
- Erich Pitcher, Madison
- Mark Grapentine, Madison — Wisconsin Medical Society
- John Reinemann, Madison — Wisconsin Counties Association
- Kathi Kilgore, Madison — WI Innkeepers Association
- Ryan Sheahan, Madison
- Ted Zigmunt, Francis Creek
- Lisa Maroney, Madison
- Jill Ness, Madison
- Elizabeth Sanger, Madison
- Amy Boyer, Madison — WI Association of Convention and Visitors Bureau
- Jack O'Meara, Madison — WI Association of School Nurses
- Sabrina Gentile, Madison — WI Council on Children and Families
- Barbara Toles — Rep.
- Michelle Mettner, Milwaukee — Children's Hospital and Health System
- Mickey Biel, Madison — Dane County
- Maureen Busalacchi, Madison — Smoke Free WI
- Luke Rollins, Sun Prairie — American Heart/Stroke Association
- Tom Petri — WI Primary Health Care Association
- Lydia Poehls, Milwaukee
- Kara Pitt-D'Andrea, Milwaukee

#### Registrations Against

- Tony Driessen, Madison — The Bowling Centers Association of Wisconsin
- Tony Driessen, Madison — Wisconsin Amusement and Music Operators

#### Registrations for Information Only

- None.

May 8, 2009

#### **EXECUTIVE SESSION HELD**

Present: (7) Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.

Absent: (0) None.

Moved by Senator Darling, seconded by Senator Erpenbach that  
**Senate Substitute Amendment 1** be recommended for adoption.

Ayes: (6) Senators Erpenbach, Robson, Lassa, Lazich,  
Kanavas and Darling.

Noes: (1) Senator Carpenter.

ADOPTION OF SENATE SUBSTITUTE AMENDMENT 1  
RECOMMENDED, Ayes 6, Noes 1

Moved by Senator Darling, seconded by Senator Erpenbach that  
**Senate Bill 181** be recommended for passage as amended.

Ayes: (5) Senators Erpenbach, Robson, Lassa, Kanavas  
and Darling.

Noes: (2) Senators Carpenter and Lazich.

PASSAGE AS AMENDED RECOMMENDED, Ayes 5, Noes 2

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Kelly Johnson-Becker  
Committee Clerk