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(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

1999-00

(session year)

Assembly

(Assembly, Senate or Joint)

**Committee on ... Judiciary and Personal Privacy
(AC-JPP)**

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**

* Contents organized for archiving by: Mike Barman (LRB) (May/2012)

Assembly

Record of Committee Proceedings

Committee on Judiciary and Personal Privacy

Assembly Bill 620

Relating to: parental liability for acts of their minor child, recovery of damages for certain criminal actions, increasing the jurisdictional amount in small claims court, powers of court commissioners, garnishment, attorney fees, exemption from execution of accounts, assignment of debt, earnings garnishment retail theft and recovery in actions involving worthless checks.

By Representatives Montgomery, Huebsch, Albers, Gard, Goetsch, Gunderson, Hasenohrl, Ladwig, Olsen, Owens, Rhoades, Seratti, Spillner, Suder, Sykora, Vrakas, Walker and Ziegelbauer; cosponsored by Senators Shibilski, Huelsman, Breske, Darling, Erpenbach, Fitzgerald, Lazich, Plache, Rude and Welch, by request of the Midwest Equipment Dealers Association, Midwest Hardware Association, National Federation of Independent Business, Tavern League of Wisconsin, Wisconsin Alliance of Hearing Professionals, Wisconsin Association of Convenience Stores, Wisconsin Automobile and Truck Dealers Association, Wisconsin Automotive Parts Association, Wisconsin Automotive Trade Association, Wisconsin Civil Recovery Council, Wisconsin Collectors Association, Wisconsin Grocers Association, Wisconsin Fitness and Health Alliance, Wisconsin Independent Businesses, Inc., Wisconsin Jewelers Association, Wisconsin Merchants Federation, Wisconsin Motorcycle Dealers Association, Wisconsin Restaurant Association and Wisconsin Retail Lumber Association

December 13, 1999 Referred to committee on Judiciary and Personal Privacy.

January 18, 2000 **PUBLIC HEARING HELD**

Present: (9) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon, Hebl and Staskunas.

Excused: (0) None.

Appearances for

- Representative Phil Montgomery, 4th Assembly District
- Doug Johnson, WI Merchants Federation, Midwest Hardware Association, Conference of Retail Associations
- Dave McDorman, Madison
- Terry Gerrits, AP&R Solutions
- David Relles, AP&R Solutions
- Jennifer Badeau, Petroleum Marketers Association of WI
- Harry Harrington, Racine
- Perry Ward, Stop-n-Go, Madison

Appearances against

- Louis Mestre, Legal Action of Wisconsin, Inc.

Appearances for Information Only

- None.

Registrations for

- Ed Francois, Francois Oil
- Jenny Boese, State Bar of WI
- Ed Blume, WI Motorcycle Dealers Association
- Wayne Corey, WI Independent Businesses
- Ed Lump, WI Restaurant Associations
- Kathy Kilgore, WI Restaurant Association
- James Hough, Marathon Oil Company
- Tony Studt, WI Retail Lumber Association
- Senator Alberta Darling, 8th Senate District

Registrations against

- Eric Englund, WI Insurance Alliance

February 2, 2000

EXECUTIVE SESSION

Present: (9) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon, Hebl and Staskunas.

Excused: (0) None.

Moved by Representative Staskunas, seconded by Representative Colon, that **Assembly Amendment 1 to Assembly Bill 620** be recommended for adoption.

Ayes: (4) Representatives Sherman, Colon, Hebl and Staskunas.

Noes: (5) Representatives Huebsch, Gundrum, Walker, Suder and Grothman.

Excused:(0) None.

ADOPTION RECOMMENDED, Ayes 4, Noes 5, Excused 0

Moved by Representative Staskunas, seconded by Representative Hebl, that **Assembly Amendment 2 to Assembly Bill 620** be recommended for adoption.

Ayes: (5) Representatives Gundrum, Sherman, Colon, Hebl and Staskunas.

Noes: (4) Representatives Huebsch, Walker, Suder and Grothman.

Excused:(0) None.

ADOPTION RECOMMENDED, Ayes 5, Noes 4, Excused 0

Moved by Representative Huebsch, seconded by Representative Gundrum, that **Assembly Amendment 6 to Assembly Bill 620** be recommended for introduction.

Ayes: (9) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon, Hebl and Staskunas.

Noes: (0) None.

Excused:(0) None.

INTRODUCTION RECOMMENDED, Ayes 9, Noes 0, Excused 0

February 8, 2000

EXECUTIVE SESSION

Present: (8) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon and Hebl.

Excused: (1) Representative Staskunas.

Moved by Representative Huebsch, seconded by Representative Gundrum, that **Assembly Amendment 1 to Assembly Amendment 6 to Assembly Bill 620** be recommended for introduction.

Ayes: (8) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon and Hebl.

Noes: (0) None.

Excused:(1) Representative Staskunas.

INTRODUCTION RECOMMENDED, Ayes 8, Noes 0, Excused 1

Moved by Representative Hebl, seconded by Representative Colon, that **Assembly Amendment 1 to Assembly Amendment 6 to Assembly Bill 620** be recommended for adoption.

Ayes: (3) Representatives Sherman, Colon and Hebl.

Noes: (5) Representatives Huebsch, Gundrum, Walker, Suder and Grothman.

Excused:(1) Representative Staskunas.

ADOPTION RECOMMENDED, Ayes 3, Noes 5, Excused 1

Moved by Representative Huebsch, seconded by Representative Walker, that **Assembly Amendment 6 to Assembly Bill 620** be recommended for adoption.

Ayes: (8) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon and Hebl.

Noes: (0) None.

Excused:(1) Representative Staskunas.

ADOPTION RECOMMENDED, Ayes 8, Noes 0, Excused 1

Moved by Representative Suder, seconded by Representative Gundrum, that **Assembly Amendment 4 to Assembly Bill 620** be recommended for adoption.

Ayes: (3) Representatives Sherman, Colon and Hebl.

Noes: (5) Representatives Huebsch, Gundrum, Walker, Suder and Grothman.

Excused:(1) Representative Staskunas.

ADOPTION RECOMMENDED, Ayes 3, Noes 5, Excused 1

Moved by Representative Sherman, seconded by Representative Hebl, that **Assembly Amendment 5 to Assembly Bill 620** be recommended for adoption.

Ayes: (3) Representatives Sherman, Colon and Hebl.

Noes: (5) Representatives Huebsch, Gundrum, Walker, Suder and Grothman.

Excused:(1) Representative Staskunas.

ADOPTION RECOMMENDED, Ayes 3, Noes 5, Excused 1

Moved by Representative Huebsch, seconded by Representative Gundrum, that **Assembly Amendment 7 to Assembly Bill 620** be recommended for introduction.

Ayes: (8) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon and Hebl.

Noes: (0) None.

Excused:(1) Representative Staskunas.

INTRODUCTION RECOMMENDED, Ayes 8, Noes 0, Excused 1

Moved by Representative Colon, seconded by Representative Huebsch, that **Assembly Amendment 7 to Assembly Bill 620** be recommended for withdrawal from Executive session by unanimous consent.

Ayes: (8) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon and Hebl.

Noes: (0) None.

Excused:(1) Representative Staskunas.

WITHDRAWN FROM EXECUTIVE SESSION BY UNANIMOUS CONSENT
RECOMMENDED, Ayes 8, Noes 0, Excused 1

Moved by Representative Huebsch, seconded by Representative Gundrum, that **Assembly Amendment 8 to Assembly Bill 620** be recommended for introduction.

Ayes: (8) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon and Hebl.

Noes: (0) None.

Excused:(1) Representative Staskunas.

INTRODUCTION RECOMMENDED, Ayes 8, Noes 0, Excused 1

Moved by Representative Colon, seconded by Representative Huebsch, that **Assembly Amendment 8 to Assembly Bill 620** be recommended for withdrawal from Executive session by unanimous consent.

Ayes: (8) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon and Hebl.

Noes: (0) None.

Excused:(1) Representative Staskunas.

WITHDRAWN FROM EXECUTIVE SESSION BY UNANIMOUS CONSENT
RECOMMENDED, Ayes 8, Noes 0, Excused 1

Moved by Representative Huebsch, seconded by Representative Gundrum, that **Assembly Amendment 9 to Assembly Bill 620** be recommended for introduction.

Ayes: (8) Representatives Huebsch, Gundrum, Walker, Suder, Grothman, Sherman, Colon and Hebl.

Noes: (0) None.

Excused:(1) Representative Staskunas.

INTRODUCTION RECOMMENDED, Ayes 8, Noes 0, Excused 1

Moved by Representative Colon, seconded by Representative Hebl, that **Assembly Amendment 9 to Assembly Bill 620** be recommended for adoption.

Ayes: (3) Representatives Sherman, Colon and Hebl.

Noes: (5) Representatives Huebsch, Gundrum, Walker, Suder and Grothman.

Excused:(1) Representative Staskunas.

ADOPTION RECOMMENDED, Ayes 3, Noes 5, Excused 1

Moved by Representative Walker, seconded by Representative Suder, that **Assembly Bill 620** be recommended for passage as amended.

Ayes: (6) Representatives Huebsch, Gundrum, Walker, Suder, Grothman
and Sherman.

Noes: (2) Representatives Colon and Hebl.

Excused:(1) Representative Staskunas.

PASSAGE AS AMENDED RECOMMENDED, Ayes 6, Noes 2, Excused 1

Robert Delaporte
Committee Clerk

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: 2-2-00
 Moved by: Staskunas Seconded by: Colon
 AB: 620 Clearinghouse Rule: _____
 AB: _____ SB: _____ Appointment: _____
 AJR: _____ SJR: _____ Other: _____
 A: _____ SR: _____

A/S Amdt: 1
 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"/> Indefinite Postponement |
| <input type="checkbox"/> Introduction | <input type="checkbox"/> Tabling |
| <input checked="" type="checkbox"/> Adoption | <input type="checkbox"/> Concurrence |
| <input type="checkbox"/> Rejection | <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>
Rep. Michael Huebsch, Chair	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Mark Gundrum	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Walker	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Suder	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Glenn Grothman	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Gary Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Pedro Colon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tom Hebl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tony Staskunas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Totals:	<u>4</u>	<u>5</u>	_____	_____

Motion Carried Motion Failed

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: 2-2-00
 Moved by: Stask Seconded by: Hebl
 AB: 620 Clearinghouse Rule: _____
 AB: _____ Appointment: _____
 AJR: _____ Other: _____
 A: _____ SR: _____

A/S Amdt: 2
 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"/> Indefinite Postponement |
| <input type="checkbox"/> Introduction | <input type="checkbox"/> Tabling |
| <input type="checkbox"/> Adoption | <input type="checkbox"/> Concurrence |
| <input type="checkbox"/> Rejection | <input type="checkbox"/> Nonconcurrence |
| | <input type="checkbox"/> Confirmation |

Committee Member	Aye	No	Absent	Not Voting
Rep. Michael Huebsch, Chair	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Mark Gundrum	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Walker	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Suder	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Glenn Grothman	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Gary Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Pedro Colon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tom Hebl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tony Staskunas	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Totals:	<u>5</u>	<u>4</u>	_____	_____

Motion Carried Motion Failed

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: 2-8-00
 Moved by: Hebl Seconded by: Colon
 AB: 620 Clearinghouse Rule: _____
 AB: _____ SB: _____ Appointment: _____
 AJR: _____ SJR: _____ Other: _____
 A: _____ SR: _____

A/S Amdt: _____
 A/S Amdt: 1 (1277/1) ^{Hebl} to A/S Amdt: 6 (1141/3)
 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"/> Indefinite Postponement |
| <input checked="" type="checkbox"/> Introduction | <input type="checkbox"/> Tabling |
| <input type="checkbox"/> Adoption | <input type="checkbox"/> Concurrence |
| <input type="checkbox"/> Rejection | <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>
Rep. Michael Huebsch, Chair	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Mark Gundrum	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Walker	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Suder	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Glenn Grothman	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Gary Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Pedro Colon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tom Hebl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tony Staskunas	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Totals:	<u>3</u>	<u>5</u>	<u>1</u>	_____

Motion Carried

Motion Failed

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: 2-8-00
 Moved by: Suder Seconded by: Gundrum
 AB: 620 Clearinghouse Rule: _____
 AB: _____ SB: _____ Appointment: _____
 AJR: _____ SJR: _____ Other: _____
 A: _____ SR: _____

A/S Amdt: 4 (1206/1) introduced already
 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"/> Indefinite Postponement |
| <input type="checkbox"/> Introduction | <input type="checkbox"/> Tabling |
| <input checked="" type="checkbox"/> Adoption | <input type="checkbox"/> Concurrence |
| <input type="checkbox"/> Rejection | <input type="checkbox"/> Nonconcurrence |
| | <input type="checkbox"/> Confirmation |

Committee Member	Aye	No	Absent	Not Voting
Rep. Michael Huebsch, Chair	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Mark Gundrum	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Walker	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Suder	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Glenn Grothman	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Gary Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Pedro Colon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tom Hebl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tony Staskunas	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Totals:	<u>3</u>	<u>5</u>	<u>1</u>	_____

Motion Carried Motion Failed

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: 2-8-00
 Moved by: Sherman Seconded by: Hebl
 AB: 620 Clearinghouse Rule: _____
 AB: _____ Appointment: _____
 AJR: _____ Other: _____
 A: _____ SR: _____

A/S Amdt: 5 (1205/1) introduced
 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"/> Indefinite Postponement |
| <input type="checkbox"/> Introduction | <input type="checkbox"/> Tabling |
| <input checked="" type="checkbox"/> Adoption | <input type="checkbox"/> Concurrence |
| <input type="checkbox"/> Rejection | <input type="checkbox"/> Nonconcurrence |
| | <input type="checkbox"/> Confirmation |

Committee Member	Aye	No	Absent	Not Voting
Rep. Michael Huebsch, Chair	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Mark Gundrum	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Walker	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Suder	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Glenn Grothman	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Gary Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Pedro Colon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tom Hebl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tony Staskunas	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Totals:	3	5	1	

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: 2-2-00
 Moved by: HUEBSCH Seconded by: Walker
 AB: 620 Clearinghouse Rule: _____
 AB: _____ Appointment: _____
 AJR: _____ SR: _____
 A: _____ Other: _____

A/S Amdt: 1141/3 G
 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
 - Introduction
 - Adoption
 - Rejection
 - Indefinite Postponement
 - Tabling
 - Concurrence
 - Nonconcurrence
 - Confirmation

Committee Member	Aye	No	Absent	Not Voting
Rep. Michael Huebsch, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Mark Gundrum	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Walker	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Suder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Glenn Grothman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Gary Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Pedro Colon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tom Hebl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Rep. Tony Staskunas	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Totals: 8 _____ 1 _____

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: 2-8-00
 Moved by: Colon Seconded by: Hebl
 AB: 620 Clearinghouse Rule: _____
 AB: _____ SB: _____ Appointment: _____
 AJR: _____ SJR: _____ Other: _____
 A: _____ SR: _____

A/S Amdt: (1215/1) 7 withdrawn
 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"/> Indefinite Postponement |
| <input checked="" type="checkbox"/> Introduction | <input type="checkbox"/> Tabling |
| <input checked="" type="checkbox"/> Adoption | <input type="checkbox"/> Concurrence |
| <input type="checkbox"/> Rejection | <input type="checkbox"/> Nonconcurrence |
| | <input type="checkbox"/> Confirmation |

Committee Member	Aye	No	Absent	Not Voting
Rep. Michael Huebsch, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Mark Gundrum	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Walker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Suder	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Glenn Grothman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Gary Sherman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Pedro Colon	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tom Hebl	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tony Staskunas	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Totals: _____

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: 2-8-00
 Moved by: Colon Seconded by: Hebl
 AB: 620 Clearinghouse Rule: _____
 AB: _____ SB: _____ Appointment: _____
 AJR: _____ SJR: _____ Other: _____
 A: _____ SR: _____
 A/S Amdt: (12/6/1) 8
 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
- Introduction
- Adoption
- Rejection

- Indefinite Postponement
- Tabling
- Concurrence
- Nonconcurrence
- Confirmation

Committee Member

Rep. Michael Huebsch, Chair
 Rep. Mark Gundrum
 Rep. Scott Walker
 Rep. Scott Suder
 Rep. Glenn Grothman
 Rep. Gary Sherman
 Rep. Pedro Colon
 Rep. Tom Hebl
 Rep. Tony Staskunas

<u>Aye</u>	<u>No</u>	<u>Absent</u>	<u>Not Voting</u>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Totals: _____

Motion Carried

Motion Failed

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: 2-8-00
Moved by: Colon Seconded by: Hebl
AB: 620 Clearinghouse Rule: _____
AB: _____ SB: _____ Appointment: _____
AJR: _____ SJR: _____ Other: _____
A: _____ SR: _____

A/S Amdt: (1220/1) 9
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
- Introduction
- Adoption
- Rejection

- Indefinite Postponement
- Tabling
- Concurrence
- Nonconcurrence
- Confirmation

Committee Member

Rep. Michael Huebsch, Chair
Rep. Mark Gundrum
Rep. Scott Walker
Rep. Scott Suder
Rep. Glenn Grothman
Rep. Gary Sherman
Rep. Pedro Colon
Rep. Tom Hebl
Rep. Tony Staskunas

	<u>Aye</u>	<u>No</u>	<u>Absent</u>	<u>Not Voting</u>
Rep. Michael Huebsch, Chair	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Mark Gundrum	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Walker	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Suder	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Glenn Grothman	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Gary Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Pedro Colon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tom Hebl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tony Staskunas	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Totals: 3 5 1 _____

Motion Carried

Motion Failed

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: _____
 Moved by: _____ Seconded by: _____
 AB: _____ Clearinghouse Rule: _____
 AB: _____ SB: _____ Appointment: _____
 AJR: _____ SJR: _____ Other: _____
 A: _____ SR: _____

A/S Amdt: (12101) CP withdrawn
 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"/> Indefinite Postponement |
| <input checked="" type="checkbox"/> Introduction | <input type="checkbox"/> Tabling |
| <input type="checkbox"/> Adoption | <input type="checkbox"/> Concurrence |
| <input type="checkbox"/> Rejection | <input type="checkbox"/> Nonconcurrency |
| | <input type="checkbox"/> Confirmation |

Committee Member	Aye	No	Absent	Not Voting
Rep. Michael Huebsch, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Mark Gundrum	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Walker	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Suder	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Glenn Grothman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Gary Sherman	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Pedro Colon	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tom Hebl	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tony Staskunas	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Totals: _____

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: _____
 Moved by: _____
 AB: _____
 AB: _____ SB: _____
 AJR: _____ SJR: _____
 A: _____ SR: _____

Seconded by: _____
 Clearinghouse Rule: _____
 Appointment: _____
 Other: _____

A/S Amdt: 12/13/1 withdrawn
 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
- Introduction
- Adoption
- Rejection

- Indefinite Postponement
- Tabling
- Concurrence
- Nonconcurrence
- Confirmation

Committee Member

Rep. Michael Huebsch, Chair
 Rep. Mark Gundrum
 Rep. Scott Walker
 Rep. Scott Suder
 Rep. Glenn Grothman
 Rep. Gary Sherman
 Rep. Pedro Colon
 Rep. Tom Hebl
 Rep. Tony Staskunas

<u>Aye</u>	<u>No</u>	<u>Absent</u>	<u>Not Voting</u>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Totals: _____

Motion Carried

Motion Failed

Vote Record

Assembly Committee on Judiciary and Personal Privacy

Date: 2-8-00
 Moved by: Walker Seconded by: Suder
 AB: 620 Clearinghouse Rule: _____
 AB: _____ Appointment: _____
 AJR: _____ SR: _____ Other: _____
 A: _____

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 *as amended*
- Introduction
- Adoption
- Rejection

- Indefinite Postponement
- Tabling
- Concurrence
- Nonconcurrence
- Confirmation

Committee Member

	<u>Aye</u>	<u>No</u>	<u>Absent</u>	<u>Not Voting</u>
Rep. Michael Huebsch, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Mark Gundrum	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Walker	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Scott Suder	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Glenn Grothman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Gary Sherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Pedro Colon	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tom Hebl	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rep. Tony Staskunas	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Totals: 6 2 _____ _____

Motion Carried

Motion Failed



Rep. Huebsch
Rm. 20 North



ANTHONY J. STASKUNAS
STATE REPRESENTATIVE • 15TH ASSEMBLY DISTRICT

Memorandum

To: Members of the Judiciary and Personal Privacy Committee
From: Tony Staskunas
Date: January 21, 2000
Re: Assembly Bill 620

I am drafting several Amendments to AB 620. I would like to briefly set forth the reasons for each of these Amendments.

PRIBATE
NOW GOES
THROUGH THE
CIRCUIT
COURTS
OVERLOADED
MAIN STREET
CRIME.
DE NOVA
SAFECLERK

1.) Amendment to Section 1. This Amendment repeals the change as set forth in AB 620. Currently, if a debtor files an answer to a Garnishment Summons & Complaint, the answer must be heard before a Circuit Court Judge. There are strict timelines and deadlines set forth in Section 812.38, Wis. Stats., that the Court must meet in hearing the case. Those timelines are not changed under this Bill and, therefore, absolutely no time would be saved by having a Court Commissioner rather than a Judge hear these cases. Also, I believe that any expansion in the powers of the Court Commissioner should be made after the issue has received extensive review and study, rather than Court Commissioner powers being expanded in a haphazard fashion.

COURT
COMM SHOULD
BE GIVEN
SMALL
CLAIMS

2.) Sections 2-4. This Amendment increases the limit in Small Claims Court from \$5,000.00 to \$6,000.00. The limit in Small Claims Court was last increased to \$5,000.00 in 1995. This Amendment does provide for an inflationary increase. I am opposed to the increase to \$10,000.00 for several reasons. First, Judges are elected by our constituents and Court Commissioners are not. Court Commissioners are civil service employees and, in some cases, union members, that would be very difficult to remove from office. The electorate does not have the opportunity to select their Court Commissioners and giving increased power to a non-elected bureaucratic Court Commissioner is undemocratic. Often times, decisions in Small Claims Court are made in haste and with relaxed attention to the rules of Civil Procedure in such matters as discovery, rules of evidence, and witness appearances. If Court Commissioners more rigidly enforce the rules of civil procedure, this will slow down the Small Claims procedure and negate any of the increase in speed, which is part of this bill's purpose. On the other hand, if Small Claims Court continues to operate with the relaxed rules of civil procedure, cases worth as much as \$10,000.00 will not be given sufficient scrutiny.

1000-1935
INFLATIONARY
12,000 1999

OK TOO
MUCH
OK

PREPARED
GMTT

Amendments to Assembly Bill 620
Page two

3.)

Section 16. I have adjusted the amount of attorney's fees to be paid to the prevailing party in the lawsuit. The Amendment that I propose is essentially an inflationary adjustment in these attorney's fees. I have also made the award of attorney's fees permissive rather than mandatory. In many instances, there truly are two sides to a lawsuit and there is not always a clear-cut right or wrong position. In my view, it is wrong to penalize the losing party in all lawsuits when their case may have had great merit, but the Judge or Court Commissioner simply disagreed with their position. I believe my Amendment is a good faith increase in these fees to reflect the passage of time.

ATTY FEES
1. INFC. ADJ
2. PERMISSIVE
* OK?

2
SMALL CLAIMS 4.)
SUMMONS & COMPLAINTS
GO THROUGH
REGULAR MAIL
NOW

Section 32. Under current law, if a plaintiff intends to pursue a defendant under Section 943.245, they must send a notice at least 20 days prior to commencing an action. They are also required to prove to the Court at the time they obtain their judgment, by presenting an Affidavit of Service of Mailing that they did in fact send the proper notice. For some reason, this Bill deletes this very simple and easy due process requirement. It is a very simple thing for the plaintiff to prepare an Affidavit of Mailing and present it to the Court at the time they make an application for their judgment. In this way, the Court can assure that the rights of the defendant have been protected and that they have been given proper notice. There would be no savings in time or money by deleting this requirement, but there is a danger that the due process, which all litigants deserve, is being infringed upon.

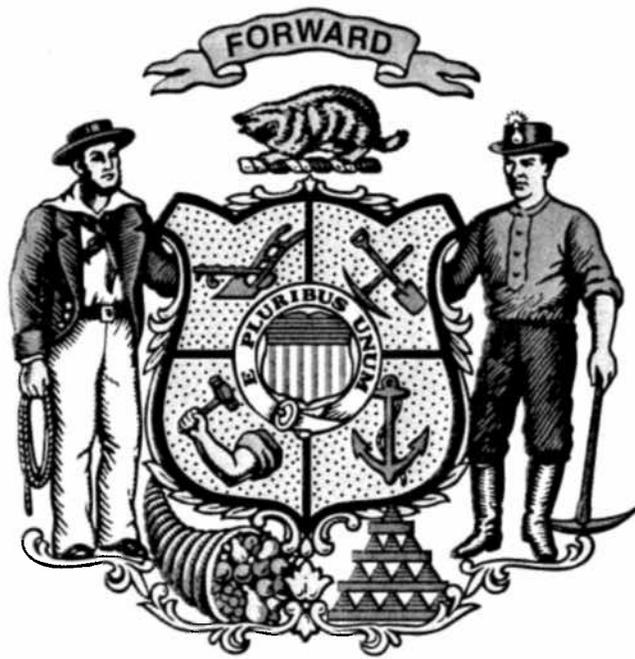
AFFIDAVIT OF SERVICE OF MAILING DELETED. WHY?

5.)
TAKEN

3

Section 33. This Amendment attempts to delete from the process the intervention of a police officer or the parent of an accused minor in a shoplifting incident. By deleting this provision, the bill increases the likelihood of physical and verbal altercations between the accused and the storeowner or employee. This Section moves us towards a "citizen's arrest statute", as opposed to current law which attempts to strike a balance between the rights of the accused and the right of the shop owner to detain a suspect until the police or the suspect's parent arrives.

WHY ARE WE DOING THIS?



First time limiting actions
in negligence cases
Closing access to small
claims

\$7,000 on negligence
where there's \$10,000 on everything else

1 - 1201001 agency bill of rights