

**SENATE HEARING SLIP**

(Please Print Plainly)

DATE: 3/8/00

BILL NO. SB 440  
OF \_\_\_\_\_

SUBJECT \_\_\_\_\_

KEVIN LEWIS Legislative Liaison

LINDA HARRIS Forensics Services  
(NAME) Supervisor

DIV. OF CARE & TREATMENT  
(Street Address or Route Number) FACILITIES

\_\_\_\_\_  
(City and Zip Code)  
DHFS  
(Representing)

Speaking in Favor:

Speaking Against:

Registering in Favor:  
but not speaking:

Registering Against:  
but not speaking:

Speaking for information  
only; Neither for nor against:

Please return this slip to a messenger **PROMPTLY**.  
Senate Sergeant-At-Arms  
State Capitol - B35 South  
P.O.Box 7882  
Madison, WI 53707-7882

SB 440

# ROGER BRESKE

STATE SENATOR  
12th District

**STATE SENATOR DALE SCHULTZ**  
Senate Committee on Insurance, Tourism,  
Transportation & Corrections  
Hamilton Building  
Room No. 303  
Via Inter-Departmental Mail

Capitol Address:  
State Capitol  
P.O. Box 7882  
Madison, WI 53707-7882  
(608) 266-2509

Legislative Hotline:  
1 (800) 362-9472



## MEMORANDUM

March 16, 2000

TO: Committee on Insurance, Tourism  
Transportation & Corrections  
FR: Roger Breske, Chair  
RE: Paper Ballot

Attached, please find a seven (7) page paper ballot. I have also attached extra copies of the related amendments. ***Please complete and return this ballot before 5PM on Friday.*** As always, please give me a call at 6-2509 in the event that you have any concerns.

As I indicated in my message yesterday, I am also tentatively scheduling a public hearing for 10AM on Wednesday, March 22, 2000 in room 201SE.

Thank you for your assistance

Laurel  
State Patrol  
7-4495

**PAPER BALLOT**  
**Committee on Insurance, Tourism, Transportation and  
Corrections**

**SENATE BILL 369**

Relating to: prohibiting certain insurance practices on the basis of domestic abuse, providing written reasons for coverage denial and prohibiting collective bargaining by the state with respect to the prohibitions.

By Senators Burke, Clausung, Cowles, Darling, Erpenbach, Grobschmidt, Moore, Plache, Robson, Roessler, Rosenzweig, Rude and Wirch; cosponsored by Representatives Cullen, Wasserman, Balow, Berceau, Bock, Boyle, Carpenter, Kelso, J. Lehman, Miller, Musser, Pocan, Richards, Schneider, Travis, Turner, Young and Ziegelbauer.

February 8, 2000      Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 8, 2000      **PUBLIC HEARING HELD**

Appearances for

- Ritch Williams, for Representative Cullen
- Deb Sybell, for Senator Brian Burke

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- Julie Braun, WI Crime Victims Council
- Kathy Anderson, State Medical Society

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Amendment 1 (LRBa1629/1).*

**Aye**  
 **No**

**NOTE:** *This amendment was distributed at the public hearing. It was drafted at the request of the Insurance industry and has been agreed upon by the author.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

Aye  
 No

**SENATE BILL 440**

Relating to: detention of persons placed on conditional release after being found not guilty of a crime by reason of mental disease and defect.

By Senator Breske; cosponsored by Representative Walker.

March 7, 2000      Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 8, 2000      **PUBLIC HEARING HELD**

Appearances for

- Kevin Lewis, DHFS
- Linda Harris, Division of Care & Treatment DHFS

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for passage.*

Aye  
 No

**SENATE BILL 467**

Relating to: maximum gross vehicle weight of motor trucks transporting exclusively milk.

By Senator Breske; cosponsored by Representative Brandemuehl.

March 14, 2000      Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 15, 2000      **PUBLIC HEARING HELD**

Appearances for

- Lorelee Brumund, Wisconsin State Patrol
- Lt. Jeff Lorentz, Wisconsin State Patrol
- Marc Bentley, WI Motor Carriers Association

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Substitute Amendment 1 (LRBs0419/1).*

Aye  
 No

*NOTE: This substitute amendment was circulated at the hearing at the request of the Wisconsin State Patrol and Motor Carriers Association.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

Aye  
 No

**SENATE BILL 226**

Relating to: a single registration plate for certain older vehicles.

By Senators Breske, Grobschmidt, Schultz and Clausing; cosponsored by Representatives Waukau, Ryba, Musser, Meyerhofer, Plouff, Kestell, Gunderson, Plale, Hasenohrl, Seratti, Vrakas and Pettis.

September 2, 1999 Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 15, 2000

**PUBLIC HEARING HELD**

Appearances for

- Senator Roger Breske

Appearances against

- None.

Appearances for Information Only

- Carson Frazier, WisDOT

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for passage.*

- Aye
- No

**ASSEMBLY BILL 331**

Relating to: the prohibition against underage persons entering or being on any premises operating under an alcohol beverage license.

By Representatives Sykora, Albers, Boyle, Colon, Gronemus, Jensen, Kreibich, Musser, Powers and Grothman; cosponsored by Senator Zien.

February 3, 2000

Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 15, 2000

**PUBLIC HEARING HELD**

Appearances for

- Sara Jermstad, Rep. Sykora
- Senator Dave Zien

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- Tom Chwvala, Lake Mills
- Donna White, Cambria

**MOTION:** *By Senator Roger Breske for concurrence.*

**Aye**  
 **No**

**SENATE BILL 361**

Relating to: the number of Class "B" licenses that may be issued to certain small brewers.

By Senators Roessler and Ellis; cosponsored by Representatives Underheim, Walker, Grothman, Kedzie, Kaufert and Owens.

February 2, 2000 Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 1, 2000 **PUBLIC HEARING HELD**

Appearances for

- Heidi Supple, Fox River Brewing Company
- Kathi Kilgore, WI Restaurant Association
- Eliot Butler, The Great Dane Pub & Brewing Co.
- Senator Carol Roessler
- Representative Gregg Underheim

Appearances against

- Tom Sheforgen, WI Wholesale Beer Distributors Assoc.

Appearances for Information Only

- J. Jenkins, Wisconsin Department of Revenue

Registrations for

- John Supple
- Jay Supple

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Substitute Amendment 1 (LRBs0363/3).*

**Aye**  
 **No**

*NOTE: This substitute amendment was not circulated at the hearing. Based on the contents of this amendment, the Wisconsin Wholesalers, Tavern League and Miller Brewery have withdrawn their opposition to the bill.*

*MOTION: By Senator Roger Breske for passage as amended.*

Aye  
 No

**ASSEMBLY BILL 507**

Relating to: exempting certain police vehicles exceeding the speed limit from the requirement of giving visual and audible signals.

Introduced by Representatives Sykora, Kreibich, Brandemuehl, Freese, Goetsch, Hahn, Handrick, Hundertmark, Kaufert, Ladwig, Montgomery, Musser, Owens, Pettis, Plouff, Ryba, Seratti, Spillner, Turner, Vrakas and Petrowski; cosponsored by Senators Zien, Schultz, Breske, A. Lasee, Welch, Roessler and Clausing.

*NOTE: This legislation is identical to Senate Bill 245 which passed committee unanimously on October 26, 1999.*

*MOTION: By Senator Roger Breske for passage.*

Aye  
 No

**ASSEMBLY BILL 538**

Relating to: minimum standards for life insurance policies in which the proceeds are assigned to funeral directors or funeral establishment operators.

Introduced by Senators Breske, Rude and Shibilski; cosponsored by Representatives F. Lasee, Musser, Ryba, La Fave, Pettis, Wasserman, Hoven, Grothman, Underheim and Albers

*NOTE: This legislation is identical to Senate Bill 257 which passed committee unanimously on February 23, 2000.*

*MOTION: By Senator Roger Breske for passage.*

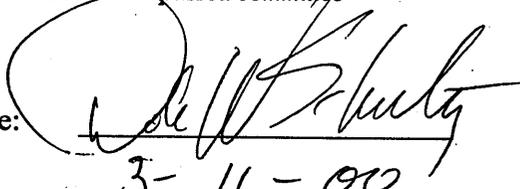
Aye  
 No

**ASSEMBLY BILL 633**

Relating to: the involuntary commitment of prisoners for mental health treatment.

*NOTE: This legislation is identical to Senate Bill 314 which passed committee unanimously on March 7, 2000.*

Signature:



Date:

3-16-00

**PAPER BALLOT**  
**Committee on Insurance, Tourism, Transportation and**  
**Corrections**

**SENATE BILL 369**

Relating to: prohibiting certain insurance practices on the basis of domestic abuse, providing written reasons for coverage denial and prohibiting collective bargaining by the state with respect to the prohibitions.

By Senators Burke, Clausing, Cowles, Darling, Erpenbach, Grobschmidt, Moore, Plache, Robson, Roessler, Rosenzweig, Rude and Wirch; cosponsored by Representatives Cullen, Wasserman, Balow, Berceau, Bock, Boyle, Carpenter, Kelso, J. Lehman, Miller, Musser, Pocan, Richards, Schneider, Travis, Turner, Young and Ziegelbauer.

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Appearances for

- Ritch Williams, for Representative Cullen
- Deb Sybell, for Senator Brian Burke

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- Julie Braun, WI Crime Victims Council
- Kathy Anderson, State Medical Society

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Amendment 1 (LRBa1629/1).*

     Aye  
        No

**NOTE:** *This amendment was distributed at the public hearing. It was drafted at the request of the Insurance industry and has been agreed upon by the author.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

Aye  
 No

**SENATE BILL 440**

Relating to: detention of persons placed on conditional release after being found not guilty of a crime by reason of mental disease and defect.

By Senator Breske; cosponsored by Representative Walker.

March 7, 2000 Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 8, 2000 **PUBLIC HEARING HELD**

Appearances for

- Kevin Lewis, DHFS
- Linda Harris, Division of Care & Treatment DHFS

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for passage.*

Aye  
 No

**SENATE BILL 467**

Relating to: maximum gross vehicle weight of motor trucks transporting exclusively milk.

By Senator Breske; cosponsored by Representative Brandemuehl.

March 14, 2000 Referred to committee on Insurance, Tourism, Transportation and Corrections.

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Appearances for

- Lorelee Brumund, Wisconsin State Patrol
- Lt. Jeff Lorentz, Wisconsin State Patrol
- Marc Bentley, WI Motor Carriers Association

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Substitute Amendment 1 (LRBs0419/1).*

Aye  
 No

*NOTE: This substitute amendment was circulated at the hearing at the request of the Wisconsin State Patrol and Motor Carriers Association.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

Aye  
 No

**SENATE BILL 226**

Relating to: a single registration plate for certain older vehicles.

By Senators Breske, Grobschmidt, Schultz and Clausing; cosponsored by Representatives Waukau, Ryba, Musser, Meyerhofer, Plouff, Kestell, Gunderson, Plale, Hasenohrl, Seratti, Vrakas and Pettis.

September 2, 1999 Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 15, 2000

**PUBLIC HEARING HELD**

Appearances for

- Senator Roger Breske

Appearances against

- None.

Appearances for Information Only

- Carson Frazier, WisDOT

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for passage.*

Aye  
 No

**ASSEMBLY BILL 331**

Relating to: the prohibition against underage persons entering or being on any premises operating under an alcohol beverage license.

By Representatives Sykora, Albers, Boyle, Colon, Gronemus, Jensen, Kreibich, Musser, Powers and Grothman; cosponsored by Senator Zien.

February 3, 2000

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**PUBLIC HEARING HELD**

Appearances for

- Sara Jermstad, Rep. Sykora
- Senator Dave Zien

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- Tom Chwvala, Lake Mills
- Donna White, Cambria

**MOTION:** *By Senator Roger Breske for concurrence.*

Aye  
 No

**SENATE BILL 361**

Relating to: the number of Class "B" licenses that may be issued to certain small brewers.

By Senators Roessler and Ellis; cosponsored by Representatives Underheim, Walker, Grothman, Kedzie, Kaufert and Owens.

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- Heidi Supple, Fox River Brewing Company
- Kathi Kilgore, WI Restaurant Association
- Eliot Butler, The Great Dane Pub & Brewing Co.
- Senator Carol Roessler
- Representative Gregg Underheim

Appearances against

- Tom Sheforgen, WI Wholesale Beer Distributors Assoc.

Appearances for Information Only

- J. Jenkins, Wisconsin Department of Revenue

Registrations for

- John Supple
- Jay Supple

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Substitute Amendment 1 (LRBs0363/3).*

Aye  
 No

*NOTE: This substitute amendment was not circulated at the hearing. Based on the contents of this amendment, the Wisconsin Wholesalers, Tavern League and Miller Brewery have withdrawn their opposition to the bill.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

Aye  
 No

**ASSEMBLY BILL 507**

Relating to: exempting certain police vehicles exceeding the speed limit from the requirement of giving visual and audible signals.

Introduced by Representatives Sykora, Kreibich, Brandemuehl, Freese, Goetsch, Hahn, Handrick, Hundertmark, Kaufert, Ladwig, Montgomery, Musser, Owens, Pettis, Plouff, Ryba, Seratti, Spillner, Turner, Vrakas and Petrowski; cosponsored by Senators Zien, Schultz, Breske, A. Lasee, Welch, Roessler and Clausing.

*NOTE: This legislation is identical to Senate Bill 245 which passed committee unanimously on October 26, 1999.*

**MOTION:** *By Senator Roger Breske for passage.*

Aye  
 No

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Relating to: minimum standards for life insurance policies in which the proceeds are assigned to funeral directors or funeral establishment operators.

Introduced by Senators Breske, Rude and Shibilski; cosponsored by Representatives F. Lasee, Musser, Ryba, La Fave, Pettis, Wasserman, Hoven, Grothman, Underheim and Albers

*NOTE: This legislation is identical to Senate Bill 257 which passed committee unanimously on February 23, 2000.*

**MOTION:** *By Senator Roger Breske for passage.*

Aye  
 No

**ASSEMBLY BILL 633**

Relating to: the involuntary commitment of prisoners for mental health treatment.

*NOTE: This legislation is identical to Senate Bill 314 which passed committee unanimously on March 7, 2000.*

YES

Signature:

*R. J. Spohn*

Date:

3-16-2000

**PAPER BALLOT**  
**Committee on Insurance, Tourism, Transportation and**  
**Corrections**

**SENATE BILL 369**

Relating to: prohibiting certain insurance practices on the basis of domestic abuse, providing written reasons for coverage denial and prohibiting collective bargaining by the state with respect to the prohibitions.

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Appearances against

- None.

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- None.

Registrations for

- Julie Braun, WI Crime Victims Council
- Kathy Anderson, State Medical Society

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Amendment 1 (LRBa1629/1).*

     **Aye**  
      **No**

*NOTE: This amendment was distributed at the public hearing. It was drafted at the request of the Insurance industry and has been agreed upon by the author.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

Aye  
 No

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- None.

Registrations for

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- None.

**MOTION:** *By Senator Roger Breske for passage.*

Aye  
 No

**SENATE BILL 467**

Relating to: maximum gross vehicle weight of motor trucks transporting exclusively milk.

By Senator Breske; cosponsored by Representative Brandemuehl.

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- Loralee Brumund, Wisconsin State Patrol
- Lt. Jeff Lorentz, Wisconsin State Patrol
- Marc Bentley, WI Motor Carriers Association

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske* for introduction and adoption of Senate Substitute Amendment 1 (LRBs0419/1).

**Aye**  
 **No**

*NOTE: This substitute amendment was circulated at the hearing at the request of the Wisconsin State Patrol and Motor Carriers Association.*

**MOTION:** *By Senator Roger Breske* for passage as amended.

**Aye**  
 **No**

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Relating to: a single registration plate for certain older vehicles.

By Senators Breske, Grobschmidt, Schultz and Clausung; cosponsored by Representatives Waukau, Ryba, Musser, Meyerhofer, Plouff, Kestell, Gunderson, Plale, Hasenohrl, Seratti, Vrakas and Pettis.

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March 15, 2000

**PUBLIC HEARING HELD**

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- Senator Roger Breske

Appearances against

- None.

Appearances for Information Only

- Carson Frazier, WisDOT

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for passage.*

Aye  
 No

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Relating to: the prohibition against underage persons entering or being on any premises operating under an alcohol beverage license.

By Representatives Sykora, Albers, Boyle, Colon, Gronemus, Jensen, Kreibich, Musser, Powers and Grothman; cosponsored by Senator Zien.

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Aye  
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Registrations against

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Aye  
 No

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*NOTE: This legislation is identical to Senate Bill 245 which passed committee unanimously on October 26, 1999.*

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Signature:

Alan Lase

Date:

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**Aye**  
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Appearances against

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*NOTE: This substitute amendment was circulated at the hearing at the request of the Wisconsin State Patrol and Motor Carriers Association.*

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Aye  
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- Carson Frazier, WisDOT

Registrations for

- None.

Registrations against

- None.

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~~Aye~~  
 No

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Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- Tom Chwvala, Lake Mills
- Donna White, Cambria

**MOTION:** *By Senator Roger Breske for concurrence.*

~~Aye~~  
 No

**SENATE BILL 361**

Relating to: the number of Class "B" licenses that may be issued to certain small brewers.

By Senators Roessler and Ellis; cosponsored by Representatives Underheim, Walker, Grothman, Kedzie, Kaufert and Owens.

February 2, 2000 Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 1, 2000 **PUBLIC HEARING HELD**

Appearances for

- Heidi Supple, Fox River Brewing Company
- Kathi Kilgore, WI Restaurant Association
- Eliot Butler, The Great Dane Pub & Brewing Co.
- Senator Carol Roessler
- Representative Gregg Underheim

Appearances against

- Tom Sheforgen, WI Wholesale Beer Distributors Assoc.

Appearances for Information Only

- J. Jenkins, Wisconsin Department of Revenue

Registrations for

- John Supple
- Jay Supple

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Substitute Amendment 1 (LRBs0363/3).*

Aye  
 No

*NOTE: This substitute amendment was not circulated at the hearing. Based on the contents of this amendment, the Wisconsin Wholesalers, Tavern League and Miller Brewery have withdrawn their opposition to the bill.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

- Aye
- No

**ASSEMBLY BILL 507**

Relating to: exempting certain police vehicles exceeding the speed limit from the requirement of giving visual and audible signals.

Introduced by Representatives Sykora, Kreibich, Brandemuehl, Freese, Goetsch, Hahn, Handrick, Hundertmark, Kaufert, Ladwig, Montgomery, Musser, Owens, Pettis, Plouff, Ryba, Seratti, Spillner, Turner, Vrakas and Petrowski; cosponsored by Senators Zien, Schultz, Breske, A. Lasee, Welch, Roessler and Clausing.

*NOTE: This legislation is identical to Senate Bill 245 which passed committee unanimously on October 26, 1999.*

**MOTION:** *By Senator Roger Breske for passage.*

- Aye
- No

**ASSEMBLY BILL 538**

Relating to: minimum standards for life insurance policies in which the proceeds are assigned to funeral directors or funeral establishment operators.

Introduced by Senators Breske, Rude and Shibilski; cosponsored by Representatives F. Lasee, Musser, Ryba, La Fave, Pettis, Wasserman, Hoven, Grothman, Underheim and Albers

*NOTE: This legislation is identical to Senate Bill 257 which passed committee unanimously on February 23, 2000.*

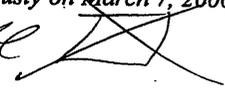
**MOTION:** *By Senator Roger Breske for passage.*

- Aye
- No

**ASSEMBLY BILL 633**

Relating to: the involuntary commitment of prisoners for mental health treatment.

*NOTE: This legislation is identical to Senate Bill 314 which passed committee unanimously on March 7, 2000.*

*Aye* 

Signature: 

Date: 3/16/00

**PAPER BALLOT**  
**Committee on Insurance, Tourism, Transportation and**  
**Corrections**

**SENATE BILL 369**

Relating to: prohibiting certain insurance practices on the basis of domestic abuse, providing written reasons for coverage denial and prohibiting collective bargaining by the state with respect to the prohibitions.

By Senators Burke, Clausing, Cowles, Darling, Erpenbach, Grobschmidt, Moore, Plache, Robson, Roessler, Rosenzweig, Rude and Wirch; cosponsored by Representatives Cullen, Wasserman, Balow, Berceau, Bock, Boyle, Carpenter, Kelso, J. Lehman, Miller, Musser, Pocan, Richards, Schneider, Travis, Turner, Young and Ziegelbauer.

February 8, 2000      Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 8, 2000      **PUBLIC HEARING HELD**

Appearances for

- Ritch Williams, for Representative Cullen
- Deb Sybell, for Senator Brian Burke

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- Julie Braun, WI Crime Victims Council
- Kathy Anderson, State Medical Society

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Amendment 1 (LRBa1629/1).*

**Aye**  
 **No**

*NOTE: This amendment was distributed at the public hearing. It was drafted at the request of the Insurance industry and has been agreed upon by the author.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

**Aye**  
 **No**

**SENATE BILL 440**

Relating to: detention of persons placed on conditional release after being found not guilty of a crime by reason of mental disease and defect.

By Senator Breske; cosponsored by Representative Walker.

March 7, 2000      Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 8, 2000      **PUBLIC HEARING HELD**

Appearances for

- Kevin Lewis, DHFS
- Linda Harris, Division of Care & Treatment DHFS

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for passage.*

**Aye**  
 **No**

**SENATE BILL 467**

Relating to: maximum gross vehicle weight of motor trucks transporting exclusively milk.

By Senator Breske; cosponsored by Representative Brandemuehl.

March 14, 2000      Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 15, 2000      **PUBLIC HEARING HELD**

Appearances for

- Lorelee Brumund, Wisconsin State Patrol
- Lt. Jeff Lorentz, Wisconsin State Patrol
- Marc Bentley, WI Motor Carriers Association

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Substitute Amendment 1 (LRBs0419/1).*

Aye  
 No

*NOTE: This substitute amendment was circulated at the hearing at the request of the Wisconsin State Patrol and Motor Carriers Association.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

Aye  
 No

**SENATE BILL 226**

Relating to: a single registration plate for certain older vehicles.

By Senators Breske, Grobschmidt, Schultz and Clausing; cosponsored by Representatives Waukau, Ryba, Musser, Meyerhofer, Plouff, Kestell, Gunderson, Plale, Hasenohrl, Seratti, Vrakas and Pettis.

September 2, 1999 Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 15, 2000

**PUBLIC HEARING HELD**

Appearances for

- Senator Roger Breske

Appearances against

- None.

Appearances for Information Only

- Carson Frazier, WisDOT

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for passage.*

- Aye
- No

**ASSEMBLY BILL 331**

Relating to: the prohibition against underage persons entering or being on any premises operating under an alcohol beverage license.

By Representatives Sykora, Albers, Boyle, Colon, Gronemus, Jensen, Kreibich, Musser, Powers and Grothman; cosponsored by Senator Zien.

February 3, 2000

Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 15, 2000

**PUBLIC HEARING HELD**

Appearances for

- Sara Jermstad, Rep. Sykora
- Senator Dave Zien

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- Tom Chwvala, Lake Mills
- Donna White, Cambria

**MOTION:** *By Senator Roger Breske for concurrence.*

Aye  
 No

**SENATE BILL 361**

Relating to: the number of Class "B" licenses that may be issued to certain small brewers.

By Senators Roessler and Ellis; cosponsored by Representatives Underheim, Walker, Grothman, Kedzie, Kaufert and Owens.

February 2, 2000 Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 1, 2000 **PUBLIC HEARING HELD**

Appearances for

- Heidi Supple, Fox River Brewing Company
- Kathi Kilgore, WI Restaurant Association
- Eliot Butler, The Great Dane Pub & Brewing Co.
- Senator Carol Roessler
- Representative Gregg Underheim

Appearances against

- Tom Sheforgen, WI Wholesale Beer Distributors Assoc.

Appearances for Information Only

- J. Jenkins, Wisconsin Department of Revenue

Registrations for

- John Supple
- Jay Supple

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Substitute Amendment 1 (LRBs0363/3).*

Aye  
 No

*NOTE: This substitute amendment was not circulated at the hearing. Based on the contents of this amendment, the Wisconsin Wholesalers, Tavern League and Miller Brewery have withdrawn their opposition to the bill.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

**Aye**  
 **No**

**ASSEMBLY BILL 507**

Relating to: exempting certain police vehicles exceeding the speed limit from the requirement of giving visual and audible signals.

Introduced by Representatives Sykora, Kreibich, Brandemuehl, Freese, Goetsch, Hahn, Handrick, Hundertmark, Kaufert, Ladwig, Montgomery, Musser, Owens, Pettis, Plouff, Ryba, Seratti, Spillner, Turner, Vrakas and Petrowski; cosponsored by Senators Zien, Schultz, Breske, A. Lasee, Welch, Roessler and Clausing.

*NOTE: This legislation is identical to Senate Bill 245 which passed committee unanimously on October 26, 1999.*

**MOTION:** *By Senator Roger Breske for passage.*

**Aye**  
 **No**

**ASSEMBLY BILL 538**

Relating to: minimum standards for life insurance policies in which the proceeds are assigned to funeral directors or funeral establishment operators.

Introduced by Senators Breske, Rude and Shibilski; cosponsored by Representatives F. Lasee, Musser, Ryba, La Fave, Pettis, Wasserman, Hoven, Grothman, Underheim and Albers

*NOTE: This legislation is identical to Senate Bill 257 which passed committee unanimously on February 23, 2000.*

**MOTION:** *By Senator Roger Breske for passage.*

**Aye**  
 **No**

**ASSEMBLY BILL 633**

Relating to: the involuntary commitment of prisoners for mental health treatment.

*NOTE: This legislation is identical to Senate Bill 314 which passed committee unanimously on March 7, 2000.*

- Aye
- No

Signature:

Wau Zien

Date:

3/20/00

**PAPER BALLOT**  
**Committee on Insurance, Tourism, Transportation and**  
**Corrections**

**SENATE BILL 369**

Relating to: prohibiting certain insurance practices on the basis of domestic abuse, providing written reasons for coverage denial and prohibiting collective bargaining by the state with respect to the prohibitions.

By Senators Burke, Clausing, Cowles, Darling, Erpenbach, Grobschmidt, Moore, Plache, Robson, Roessler, Rosenzweig, Rude and Wirch; cosponsored by Representatives Cullen, Wasserman, Balow, Berceau, Bock, Boyle, Carpenter, Kelso, J. Lehman, Miller, Musser, Pocan, Richards, Schneider, Travis, Turner, Young and Ziegelbauer.

February 8, 2000      Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 8, 2000      **PUBLIC HEARING HELD**

Appearances for

- Ritch Williams, for Representative Cullen
- Deb Sybell, for Senator Brian Burke

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- Julie Braun, WI Crime Victims Council
- Kathy Anderson, State Medical Society

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Amendment 1 (LRBa1629/1).*

     **Aye**  
        **No**

*NOTE: This amendment was distributed at the public hearing. It was drafted at the request of the Insurance industry and has been agreed upon by the author.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

Aye  
 No

**SENATE BILL 440**

Relating to: detention of persons placed on conditional release after being found not guilty of a crime by reason of mental disease and defect.

By Senator Breske; cosponsored by Representative Walker.

March 7, 2000 Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 8, 2000 **PUBLIC HEARING HELD**

Appearances for

- Kevin Lewis, DHFS
- Linda Harris, Division of Care & Treatment DHFS

Appearances against

- None.

Appearances for Information Only

- None.

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for passage.*

Aye  
 No

**SENATE BILL 467**

Relating to: maximum gross vehicle weight of motor trucks transporting exclusively milk.

By Senator Breske; cosponsored by Representative Brandemuehl.

March 14, 2000 Referred to committee on Insurance, Tourism, Transportation and Corrections.

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Appearances against

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- None.

Registrations for

- None.

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Substitute Amendment 1 (LRBs0419/1).*

**Aye**  
 **No**

*NOTE: This substitute amendment was circulated at the hearing at the request of the Wisconsin State Patrol and Motor Carriers Association.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

**Aye**  
 **No**

**SENATE BILL 226**

Relating to: a single registration plate for certain older vehicles.

By Senators Breske, Grobschmidt, Schultz and Clausing; cosponsored by Representatives Waukau, Ryba, Musser, Meyerhofer, Plouff, Kestell, Gunderson, Plale, Hasenohrl, Seratti, Vrakas and Pettis.

September 2, 1999 Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 15, 2000      **PUBLIC HEARING HELD**

- Appearances for
- Senator Roger Breske

- Appearances against
- None.

- Appearances for Information Only
- Carson Frazier, WisDOT

- Registrations for
- None.

- Registrations against
- None.

**MOTION:** *By Senator Roger Breske for passage.*

   **Aye**  
      **No**

**ASSEMBLY BILL 331**

Relating to: the prohibition against underage persons entering or being on any premises operating under an alcohol beverage license.

By Representatives Sykora, Albers, Boyle, Colon, Gronemus, Jensen, Kreibich, Musser, Powers and Grothman; cosponsored by Senator Zien.

February 3, 2000      Referred to committee on Insurance, Tourism, Transportation and Corrections.

March 15, 2000      **PUBLIC HEARING HELD**

- Appearances for
- Sara Jermstad, Rep. Sykora
  - Senator Dave Zien

- Appearances against
- None.

- Appearances for Information Only
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- Registrations for
- None.

Registrations against

- Tom Chwvala, Lake Mills
- Donna White, Cambria

**MOTION:** *By Senator Roger Breske for concurrence.*

Aye  
 No

**SENATE BILL 361**

Relating to: the number of Class "B" licenses that may be issued to certain small brewers.

By Senators Roessler and Ellis; cosponsored by Representatives Underheim, Walker, Grothman, Kedzie, Kaufert and Owens.

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- Senator Carol Roessler
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Appearances against

- Tom Sheforgen, WI Wholesale Beer Distributors Assoc.

Appearances for Information Only

- J. Jenkins, Wisconsin Department of Revenue

Registrations for

- John Supple
- Jay Supple

Registrations against

- None.

**MOTION:** *By Senator Roger Breske for introduction and adoption of Senate Substitute Amendment 1 (LRBs0363/3).*

Aye  
 No

*NOTE: This substitute amendment was not circulated at the hearing. Based on the contents of this amendment, the Wisconsin Wholesalers, Tavern League and Miller Brewery have withdrawn their opposition to the bill.*

**MOTION:** *By Senator Roger Breske for passage as amended.*

Aye  
 No

**ASSEMBLY BILL 507**

Relating to: exempting certain police vehicles exceeding the speed limit from the requirement of giving visual and audible signals.

Introduced by Representatives Sykora, Kreibich, Brandemuehl, Freese, Goetsch, Hahn, Handrick, Hundertmark, Kaufert, Ladwig, Montgomery, Musser, Owens, Pettis, Plouff, Ryba, Seratti, Spillner, Turner, Vrakas and Petrowski; cosponsored by Senators Zien, Schultz, Breske, A. Lasee, Welch, Roessler and Clausing.

*NOTE: This legislation is identical to Senate Bill 245 which passed committee unanimously on October 26, 1999.*

**MOTION:** *By Senator Roger Breske for passage.*

Aye  
 No

**ASSEMBLY BILL 538**

Relating to: minimum standards for life insurance policies in which the proceeds are assigned to funeral directors or funeral establishment operators.

Introduced by Senators Breske, Rude and Shibilski; cosponsored by Representatives F. Lasee, Musser, Ryba, La Fave, Pettis, Wasserman, Hoven, Grothman, Underheim and Albers

*NOTE: This legislation is identical to Senate Bill 257 which passed committee unanimously on February 23, 2000.*

**MOTION:** *By Senator Roger Breske for passage.*

Aye  
 No

**ASSEMBLY BILL 633**

Relating to: the involuntary commitment of prisoners for mental health treatment.

*NOTE: This legislation is identical to Senate Bill 314 which passed committee unanimously on March 7, 2000.*

X

Signature:

Jan Albert

Date:

3-16-2000

# ROGER BRESKE

STATE SENATOR

12th District

Capitol Address:  
State Capitol  
P.O. Box 7882  
Madison, WI 53707-7882  
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Home Address:  
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## COMMITTEE MEETING/AGENDA

THE CAPITOL – ROOM 411 SOUTH

March 8, 2000

### I. CALL TO ORDER

"The hour of 9AM having arrived, I will call this meeting of the Senate Insurance, Tourism, Transportation and Corrections Committee to order. The clerk will take the role."

*I do not plan to hold an Executive Session today.*

### II. Senate Bill 369

Relating to: prohibiting certain insurance practices on the basis of domestic abuse, providing written reasons for coverage denial and prohibiting collective bargaining by the state with respect to the prohibitions.

By Senators Burke, Clausung, Cowles, Darling, Erpenbach, Grobschmidt, Moore, Plache, Robson, Roessler, Rosenzweig, Rude and Wirsch; cosponsored by Representatives Cullen, Wasserman, Balow, Berceau, Bock, Boyle, Carpenter, Kelso, J. Lehman, Miller, Musser, Pocan, Richards, Schneider, Travis, Turner, Young and Ziegelbauer.

*Steve Ruzhke  
Eric England  
Joz*

### III. Senate Bill 440 – Noticed as <sup>LRB</sup> 4648/1

Relating to: detention of persons placed on conditional release after being found not guilty of a crime by reason of mental disease and defect.

### IV. Senate Bill 439 – Noticed as LRB 4175/1

Relating to: the regulation of snowmobile rail crossings.

### V. Senate Bill 31

Relating to: assuring financial responsibility for the operation of motor vehicles, granting rule-making authority and providing a penalty.

By Senators Moen, Decker, Erpenbach, Jauch, Burke, Grobschmidt, Robson, Roessler and Rosenzweig; cosponsored by Representatives Gunderson, Cullen, Krug, Turner, Ziegelbauer, J. Lehman, Ryba, Kreuser, Boyle, Plale, Plouff, Brandemuehl, Lassa, Steinbrink and Black.

### II. CLOSE PUBLIC HEARING.

### VII. ADJOURN

*11.3% uninsured.  
middle of City in rate.  
12.9% national avg.*

*Il., mI  
13.6 11.7  
22 of 25 with the [unclear] paper  
have compulsory*



State of Wisconsin  
**Department of Health and Family Services**

Tommy G. Thompson, Governor  
Joe Lekan, Secretary

**DHFS SUPPORT FOR SB 440 (LRB 4648/1)**

**RE:** *the conditional release provisions for persons found not guilty by reason of mental disease or mental defect.*

- 1999 Senate Bill 440 appropriately increases from 48 to 72 hours, not including Saturdays, Sundays and legal holidays, the time period for the Department to submit to the committing court a statement showing probable cause of the detention and a petition to revoke the order for conditional release when a person has been detained for violating a condition of the release.
- DHFS always has supervisors covering for agents in “off-hours.” Problems arise when there is no one at the courthouse to accept the filing of our petition. Some courthouses do not have a weekend court or 24-hour drop box. As a result, if one of our clients is put in custody on Thursday or Friday, the petition must be at the court by Saturday or Sunday, with absolutely no way to achieve that. This has resulted in the past to a client’s revocation action actually being dismissed because the petition was not filed within 48 hours.
- In the interest of public safety, people under s. 971.17 conditional release are returned to state custody for violations of the rules and conditions under which the court has found them safe to reside in the community. The community is put at risk if petitions are dismissed due to the technicality of untimely filing rather than on the merits of the state’s petition.
- In Chapter 51 (Wisconsin’s Mental Health Act), Wisconsin law already stipulates that under civil detention/commitment procedures, if an individual is detained for failing to comply with a settlement agreement and its attendant treatment plan, “the court shall hold a probable cause hearing within 72 hours from the time of detention, excluding Saturdays, Sundays and legal holidays”. No less time should be granted to filing a petition justifying a detention of a forensics patient who has violated a condition of the release, including the stipulated treatment plan.
- SB 440 in no way adjusts the date of the hearing which remains within 30 days of the date of *detention*, not the date of filing the petition. The individual would have been in custody regardless of when the petition gets filed, either 48 or 72 hours and the hearing on the petition would be held within the same time frame. This change will focus the hearing on the merits of the case rather than the timing of the filing.
- The Legislature has already made this change with respect to Chapter 980 governing the timeframe for DHFS to submit a statement showing probable cause for the detention of a sexually violent person and petition to revoke the supervised release order. Act 9 changed this timeframe from 48 to 72 hours and excludes weekends and legal holidays. This change to Chapter 980 passed the Joint Committee on Finance unanimously.
- In its construction, this part of chapter 980 (enacted in 1994) was purposefully made parallel to the conditional release provisions of s. 971.17, commitment of persons found not guilty by reason of mental disease or mental defect. But while 1999 Act 9 updated s. 980.08(6m), a similar parallel change to s. 971.17(3)(e) was overlooked. This is a technicality since the two have always been regarded as mirroring each other.