

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 2/22/00

BILL NO. AB 318
OR

SUBJECT _____

Sen. Cleary

(NAME) _____

(Street Address or Route Number) _____

(City and Zip Code) _____

(Representing) 10th Senate Dist.

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

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 2-22-00

BILL NO. AB 318
OR

SUBJECT Meth 8-11

(NAME) John Smith

(Street Address or Route Number) 111 Garnethol Rd

(City and Zip Code) Hudson, WI 54016

(Representing) St Croix Valley Day Care

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

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State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 2/22/00

BILL NO. AB 318
OR

SUBJECT _____

(NAME) Johnnie Smith

(Street Address or Route Number) 123 W. Washington

(City and Zip Code) Madison WI 53703

(Representing) DOJ

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

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Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 2/22/00

BILL NO. AB 318
OR

SUBJECT _____

(Street Address or Route Number)

KEVIN LEWIS
(NAME)

(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:

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Senate Sergeant-At-Arms
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Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 2-22-2000

BILL NO. AB 318
OR

SUBJECT _____

(Street Address or Route Number)

Barbara Linton
(NAME)

(City and Zip Code)

Wis. Innkeepers Assoc.

(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:

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State Capitol - B35 South
P.O.Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 2-22-2000

BILL NO. AB 318
OR

SUBJECT The Four Phetauine

(Street Address or Route Number)

Rep. Rob Kreibich
(NAME)

(City and Zip Code)

Madison WI

(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

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 2/22/08

BILL NO. AB 318

OR
SUBJECT _____

ALBERTA DARLING
(NAME)
1325 WEST BARN RD

(Street Address or Route Number)

(City and Zip Code) Milwaukee WI 53217

(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

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 2.22.08

BILL NO. AB 318

OR
SUBJECT _____

REP. STEVE FRESSE
(NAME)

(Street Address or Route Number)

(City and Zip Code)

(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

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Bill

Senate Committee on Judiciary and Consumer Affairs

Request for Paper Ballot Executive Action on 1999 Assembly Bill 318

Due to the difficulty of getting all of the members together in one place, the Senate Committee on Judiciary and Consumer Affairs is unable to hold an Executive Session on Assembly Bill 318 as planned. We would like to conduct a paper ballot on the bill.

Please return your ballot to Sen. George's office (Room 118 South) by noon Wednesday March 1, 2000.

Concurrence in Assembly Bill 318:

_____ Moved (Optional -- Please check if you wish to Move Concurrence in the Bill)

_____ Seconded (Optional -- Please check if you wish to Second Concurrence in the Bill)

 ✓ Aye (In Favor of Concurrence in the Bill)

_____ No (Oppose Concurrence in the Bill)

Signed: SEN. JOANNE B. HUELSMAN (BY PHONE) March 1, 2000
RAS

Please return to Sen. George's Office by noon Wednesday, March 1, 2000.

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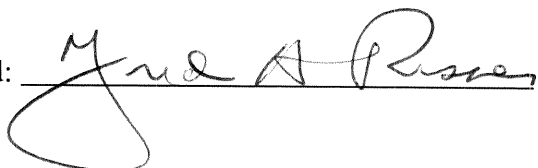
Concurrence in Assembly Bill 318:

_____ Moved (Optional -- Please check if you wish to Move Concurrence in the Bill)

_____ Seconded (Optional -- Please check if you wish to Second Concurrence in the Bill)

_____  Aye (In Favor of Concurrence in the Bill)

_____ No (Oppose Concurrence in the Bill)

Signed:  March 1, 2000

Please return to Sen. George's Office by noon Wednesday, March 1, 2000.

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- _____ Seconded (Optional -- Please check if you wish to Second Concurrence in the Bill)
- Aye (In Favor of Concurrence in the Bill)
- _____ No (Oppose Concurrence in the Bill)

Signed: *Alice Clausen* March 1, 2000

Please return to Sen. George's Office by noon Wednesday, March 1, 2000.

Testimony of Johnnie Smith, Director of the Division of Narcotics Enforcement, Department of Justice on AB 318.

Thank you for the opportunity to address the Committee. I am here on behalf of Attorney General Jim Doyle to express our support of AB 318

I'm sure that the committee recognizes that Methamphetamine is a very dangerous drug with potentially devastating consequences to the user and particularly to the children in the homes of the users. It also poses a significant threat to Law Enforcement, first responders, and health care providers, as users are more prone to use violence and act out when on meth.

We often find ourselves responding to actions taken in our neighboring states, specifically Iowa and Minnesota. Iowa has very severe penalties including life imprisonment for certain offences. AB 318 would bring us in line with our neighboring states that have had to take the necessary steps to stem the tide of this drug. We need to do the same in Wisconsin.

This bill does two things:

- 1) Brings penalties for the manufacture, possession with intent to deliver in line with heroin penalties.
- 2) It also sends a strong message that Wisconsin takes the delivery, manufacturing and possession with intent to deliver of Methamphetamine as a serious offense.

We believe that this legislation together with other initiatives may act as a deterrent to meth dealers moving into Wisconsin.

Therefore we support AB 318 and support its passage.

State of Wisconsin



GARY R. GEORGE
SENATOR

November 24, 1999

The Honorable Alice Clausing
State Senator
Room 319 South, State Capitol
Madison, WI 53703

Dear Senator Clausing:

Alice

Thank you for contacting my office to request that Assembly Bill 318, the "methamphetamine penalty" bill, be scheduled for a public hearing and executive session in the Senate Committee on Judiciary and Consumer Affairs.

It is my intention to try to schedule a public hearing and executive session on this bill so that the full Senate could take it up when the floor session resumes in late January.

Thank you again for contacting my office regarding this legislation. If you have any questions or if I may be of further assistance to you, please contact me.

Sincerely,

Gary R. George

GARY R. GEORGE
State Senator
Sixth Senate District
Chair, Senate Committee on
Judiciary and Consumer Affairs

Rossmiller, Dan

From: Wenzel, Bill
Sent: Wednesday, October 27, 1999 5:55 PM
To: Rossmiller, Dan
Subject: RE: AB 318

That would be great! Thanks for following up on this.

Bill

-----Original Message-----

From: Rossmiller, Dan
Sent: Wednesday, October 27, 1999 5:51 PM
To: Wenzel, Bill
Subject: RE: AB 318

I will have to talk to the Senator. I am in the process of contacting committee members' offices to see if we could schedule a Judiciary hearing for Thursday morning, Nov. 4th (before session). It might be able to be added to that hearing and exec'ed out. I'll check it out with the Senator and see what Doug says.

-----Original Message-----

From: Wenzel, Bill
Sent: Wednesday, October 27, 1999 9:33 AM
To: Burnett, Douglas; Rossmiller, Dan
Cc: Clausing, Alice
Subject: AB 318

Doug & Dan - -

It is my understanding that AB 318 was passed by the Assembly last night and sent over to the Senate. This is a methamphetamine penalty bill. Alice is the primary Senate sponsor and it is a bill that is extremely popular in the district. Is there any chance that we can get it referred to Committee, scheduled for hearing/executive action and still get it on the Floor for this session?

Bill



Rossmiller, Dan

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Sent: Wednesday, October 27, 1999 9:33 AM
To: Burnett, Douglas; Rossmiller, Dan
Cc: Clausing, Alice
Subject: AB 318

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Bill

AB 318

February 22, 2000 Judiciary Committee Hearing

Special Testimony Requests

Elected Officials

- Sen. Baumgart and his DA (Robert Wells/Sheboygan Co.) want to testify first about his bill SB 213.
- Rep. Ladwig wants to testify next about her bill AB 72.
- Rep. Goetsch wants to testify next about his bills AB 562 and AB 84.

Others

- Sen. Clausen's office contacted us to let us know that Johnnie Smith from the DEA will be testifying on AB 318. He has some time constraints and has to leave by 10:00 am. They wanted to know if you could make arrangements so that he can get his testimony in before he has to leave?

Bills On the Hearing Agenda

Here is the order of bills, the likely witnesses and a brief comment about amendments I know of :

AB 614 (Your bill on piracy and bootlegging of recorded material)

Don Valdez V.P. Anti-piracy Legislation RIAA will probably testify with a multimedia show-and-tell presentation.

I am not aware of any amendments although Sen. Risser is apparently concerned about how the new penalties under the bill will mesh with Truth-In-Sentencing given the fact that we haven't adopted the code reclassification yet.

SB 395 (The DHFS bill on sexually violent persons commitment rules)

Dr. Thomalla (PhD.) is likely to testify for DHFS. I don't know whether Sec. Leean will testify or not. I don't know

There is a substitute amendment (LRB s0315/1) that has been prepared to reflect the agreement between the DHFS and the DOJ. It is ready to be introduced.

AB 174 (Rep. Kreuser's bill to allow of-duty peace officers to carry concealed weapons)

Rep. Kreuser will testify. He may have a local law enforcement official testify on behalf of his drug or gang task force folks.

I am not aware of any amendments.

AB 562 (Rep. Goetsch's committee bill to establish a Southeast Wisconsin crime abatement task force)

Rep. Goetsch will testify. (See note above)

There are two amendments.

- 1) Reps. Riley and Krug asked us to add the City of Milwaukee Chief of Police as a member of the Task Force. The first amendment (LRB 1379/1) does this.
- 2) The State Bar Criminal Law Section asked us to add to the task force a member of the State Bar of Wisconsin's Criminal Law Section who lives in the affected area, as well as a member of a local bar association for every county enumerated as part of the task force in the bill (i.e., Milwaukee, Kenosha, Racine, Rock and Waukesha). This second amendment has been requested but has not yet been received at the time of this writing.

SB 533 (The Leg. Council bill on Restorative Justice and faith-based approaches to crime reduction.)

I would expect there will be testimony from several sources. The Interfaith Conference has, for example, expressed support for the restorative justice provisions.

I am not aware of any proposed amendments.

SB 214 (Sen Burke's bill re: When a victim must be given notice of the right to make a statement at sentencing.)

Jon Reddin, Deputy DA for Milwaukee County and Mike Nieskes, Deputy DA for Racine County will be testifying on SB 214.

I am not aware of any proposed amendments.

AB 318 (Sen. Clausing's bill on Methamphetamine penalties.)

Johnnie Smith from the DEA will be testifying on AB 318. I am not sure whether DOJ will have anybody testify or not. I expect Sen. Clausing may testify.

I am not aware of any proposed amendments.

AB 391 (Garnishment technical correction)

Rep. Gunderson's staffer will probably testify.

I am not aware of any proposed amendments.

SB 213 (Sen. Baumgart's bill on inducing or causing self-mutilation by a child.)

Sen. Baumgart and his DA (Robert Wells/Sheboygan Co.) will testify. (See note above)

I am not aware of any proposed amendments.

AB 72 (Rep. Ladwig's bill on disclosure of juvenile records by a juvenile or municipal court).

Rep. Ladwig will testify. (See note above.)

The State Bar Children and the Law Section recommends an amendment to Sect. 5 of the bill to specify that a GAL and the attorney of record can view the juvenile's record in cases where a juvenile or municipal court asks another juvenile or municipal court for records for purposes of any other proceeding.

AB 84 (Rep. Goetsch's bill on factors to be considered when sentencing a person convicted of committing a crime.)

Rep. Goetsch will testify. (See note above.)

In response to a request from the Judicial Conference an amendment has been drafted to delete the material in Assembly Substitute Amendment 1 to AB 84 at page 2, line 14. This would delete the factor "(j) The length of pretrial detention of the person, if applicable." I don't know whether this is advisable or not. I always assumed that judges considered time served when sentencing.

Bills From Previous Hearings On Which We Can Take Executive Action

AB 45 (Rep. Kelso's bill to create a Dangerous Weapons in Schools Hotline)

In response to a request from the Atty. Gen./Department of Justice we have drafted an amendment (LRB a1436/1) that basically adds threats to harm persons or damage school property to the list of items that may be reported. Rep. Kelso is o.k. with the bill with the change and so is DOJ.

AB 111 (Rep. Suder's bill on Embezzlement from Vulnerable (elderly) Adults)

In response to a request from the Elder Advocate in the Department of Justice we have drafted a substitute amendment (LRB s0307/1) that expands the bill to cover all financial crimes (e.g., attempted theft, theft, misappropriation of personal identifying information or documents, forgery, fraudulent writings, fraudulent destruction of certain writings.) against all elderly people regardless of capacity, place of residence or

participation in programs. It also makes the definition of "vulnerable adult" identical to the definition of that term used elsewhere in the statutes (e.g., Chapters 55, 813 and 940) and includes all Powers of Attorney, whether durable or non-durable.

Rep. Suder the author of the bill doesn't object to the substance of the substitute amendment but argues that adopting the amendment will kill the bill procedurally. He thinks the bill won't be able to go through both houses before the end of March.

SB 106 (Sen. Wirch's CASA bill)

Sen. Wirch's office has worked with Legal Aid of Milwaukee to craft a compromise that everybody seems to be happy with. A substitute amendment (LRB s270/3) reflects the compromise.)

SB 110 (Sen. Moen's bill on Prisoner's Throwing Bodily Substances)

There are two simple amendments.

The first one (LRB a1180/1) is at the request of the State Hygiene Lab and expands the list of bodily substances covered by the bill.

The second one (LRB a1298/1) reduces the maximum penalty under the bill from 5 years to 2 years, consecutive to the current sentence.

SB 284 (Your court reporter's bill)

No amendments as far as I know. We had voted on this at the last exec. session but haven't yet reported the bill out of committee.

In deference to you as chair, Sen. Huelsman will let the bill come out of committee and maybe try to amend it on the floor.

I hope this is helpful.