

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 3/27/00

BILL NO. AB 689

OR

SUBJECT ENFRANCHISEMENT OF

PLACEMENT

JAN RAZ

(NAME)

10120 W FOREST HOME

(Street Address or Route Number)

HAVES (CONCRETE) WI 53130

(City and Zip Code)

WI FATHER FOR CAROLAN FANNIE
(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: 3-27-00

BILL NO. 4689

OR

SUBJECT _____

Mark L. PIERAOSTINI

(NAME)

2811 SPACOVINE AVE

(Street Address or Route Number)

JANESVILLE WI 53546

(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:

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

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 3-22-00

BILL NO. AB 689

OR

SUBJECT INDEPENDENCE

WARRANTY of a child

PER CAROL UNDERHILL

(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:

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Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 3-27-00

BILL NO. AB 689
OR

SUBJECT WARRANTS

WITH THE CESSARY DATA

DONALD HUNTER
(NAME)

219 Sweetbark St
(Street Address or Route Number)

OSHKOSH WI 54902
(City and Zip Code)

Self
(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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Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 3/27/00

BILL NO. AB 689
OR

SUBJECT _____

Christopher Maltby

Chair, Family Law Section
(NAME)

2033 E. Glendale Ave.
(Street Address or Route Number)

Whitefish Bay WI 53211
(City and Zip Code)

State Bar Family Law Section
(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.

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

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 3-27-2000

BILL NO. AB 689
OR

SUBJECT Revised punitive

sanctions re: abductees

of child placement
(NAME)

Joseph C. Vanden
(Street Address or Route Number)

609 N. Co. Rd. # 35
(City and Zip Code)

Evansville, Wisconsin 53536
(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

Vote Record

Senate - Committee on Judiciary and Consumer Affairs

Date: 3/27/2000

Moved by: _____

Seconded by: _____

Clearinghouse Rule: _____

AB: 689 SB: _____

Appointment: _____

AJR: _____ SJR: _____

Other: _____

AR: _____ SR: _____

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
- Introduction
- Adoption
- Rejection

- Indefinite Postponement
- Tabling
- Concurrence
- Nonconcurrence
- Confirmation

Committee Member

Sen. Gary George, Chair

Sen. Fred Risser

Sen. Alice Clausing

Sen. Joanne Huelsman

Sen. Gary Drzewiecki

<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"/>

Totals: _____

Motion Carried

Motion Failed

Senate Committee on Judiciary and Consumer Affairs

Request for Paper Ballot Executive Action on 1999 Assembly Bill 689

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 689 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 today Tuesday March 28, 2000.

Concurrence in Assembly Bill 689:

_____ 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: *Jay F. Dwyer*

March 28, 2000

Please return to Sen. George's Office by noon Tuesday, March 28, 2000.

Senate Committee on Judiciary and Consumer Affairs

Request for Paper Ballot Executive Action on 1999 Assembly Bill 689

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Concurrence in Assembly Bill 689:

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

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

 X Aye (In Favor of Concurrence in the Bill)

 No (Oppose Concurrence in the Bill)

Signed: _____

Jane B. Huelsman

March 28, 2000

Please return to Sen. George's Office by noon Tuesday, March 28, 2000.

Senate Committee on Judiciary and Consumer Affairs

Request for Paper Ballot Executive Action on 1999 Assembly Bill 689

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 689 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 today Tuesday March 28, 2000.

Concurrence in Assembly Bill 689:

_____ 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: _____

Alice Clauson

March 28, 2000

Please return to Sen. George's Office by noon Tuesday, March 28, 2000.

ALICE HIMMLER
FAMILY LAW / TESTIMONY
3-2-00 / 3-27-00

AB 689

Since my divorce was finalized in January 1997 I have had to deal with numerous situations where my ex-husband refused to return our children by the court appointed times. Resulting in 6 Police reports between 9/24/97 and 12/21/98. By October 7, 1998 there were three previous child interference custody complaints on file with the WCSO, and a fourth one on its way.

These situations ranged from his refusal to drive the girls into town at 8PM as agreed in the divorce papers, to keeping the whereabouts of the girls from me, that I would drive out to pick them up only to find no one home. (Or no one would acknowledge being home by answering the phone or door.)

A couple of quick examples are:

1) He was to return the girls at 8:00PM on a Sunday evening. My attorney instructed me to stop driving to his house to pick the girls up. I was to follow the divorce papers to a T.

The next morning the girls still were not dropped off. A Police officer went out to the property but could not get anyone to answer to door. Dispatch tried calling the house but no one would answer the phone. I later found out the children were left in the care of their 13 yr. old half sister. Who was instructed by her Dad not to answer the door or phone unless it was he. The girls had to stay in the basement all day with their half sister and if they needed to go to the bathroom all three of them were to go together.

With an Officer on standby, I was able to pick my children up by 5:30PM Monday evening. (21 ½ hours later)

----- A second example

2) AT 8:06PM, I called to see where the girls were. Their Dad hung up on me when I stated the girls were to be here by now. The next morning I received a phone call stating the girls would be dropped off shortly after 7AM. At 7:20AM I called and got the answering machine. At 7:21 I called Day care and spoke with the girl's stepmother who informed me the girls were at their Dads house. At 8:05 I contacted the guardian ad litem and at 8:12 my attorney. At 8:15 I picked up my voice messages from work to find out Trisha's schoolteacher had called to inform me that Trisha was not at school. At 8:50 I was in the Sheriffs Dept. waiting for assistance. An Officer took my statement and advised me to contact the Family Court Office

and advise them of my situation. A Sargent was going to copy and forward all of the Counties records regarding the custody situations I have had to the Family Court Commissioners Office. An Officer was going out to the house to see if the girls were there. According to the Police report, In walking up to the residence, officer heard a radio playing loudly in the detached garage. In looking through the service door of the garage, a vehicle parked with a treble light underneath the front hood, which was open at this point, was observed. In walking around the residence, peering through the windows, officers did not see anyone inside of the residence at this time. Dispatch was contacted to phone the number, however there was no pick up on the call, dispatch only got the answering machine. Again, a civil matter and police could only write and file a report. At 10:20 I called school again – Trisha was not there and there was still no word from her Dad. At 3:10PM I was finally able to reach the girls and find out they were at there Dads. I was allowed to pick the girls up at 5:13PM. (Again over the 12 hour limit)

- 3) The final episode I would like to share relating to the need of this proposal was on Wednesday, Dec. 30, 1998 when I dropped my children off at their Dads on my way to work that morning. He said they were going out of state and wouldn't be back for New Years. The children were to be back by 7AM Thursday morning. At 7PM Thursday evening, Police officers met me at my ex-husbands. I pleaded with him to give the girls to me. He stated that he couldn't because the girls were not at his residence, they were in Chicago. The Police officer advised my ex that if he did not wish to cooperate, we could obtain a search warrant and search the home for the girls without his permission. My ex replied that the Police couldn't do this, that it was a civil matter and that he knew how it worked. My ex had had multiple contact with officers on previous occasions regarding this child custody issue and was making reference to these previous contacts. I made contact with the Lt., who was then contacting the Assistance District Attorney, who phoned me in my car. I explained to him the circumstances involving the court papers and the fact that through others related to my ex, that the children we in the house. It was at this time Police were notified, a vehicle that was at the residence just left. The officer followed the vehicle and made a traffic stop to find out it was the stepmother of my children. She made contact and tried to negotiate with my ex to let me have the children,

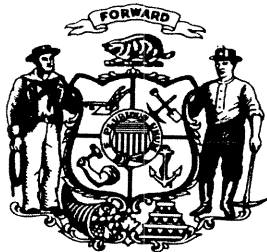
as did the Assistance District Attorney. The stepmother was briefed on my ex's reluctance to answer the door and informed she could put an end to this by giving her permission to enter the residence. At this time, she stated that she would allow this and would unlock the door. She inserted the key into the door and turned the handle, but could not push the door open. Through long negotiations, the door finally was opened. The officer told my ex he was under arrest. He said no, turned and began to run. Due to how the laws currently read, and the limitations put on Police officers to enforce the law, my children witnessed their Dad choking an officer, being pepper sprayed and wrestling with Police officers, simply because he didn't wish to follow the court order.

My ex husband knew there was a 12-hour stipulation and therefore, played the game to the maximum time allotment. This caused missed work for me, missed school for my children along with mental and emotional abuse on my children and myself. If the time frame can be reduced to three hours, I feel the children will not get caught up in these types of games.

When couples get divorced there is usually a lot of hostility and the children ultimately end up in the middle. This proposal was created to assist in keeping the children out of the firing range. It is my prayer, that by mandating this section be included in ALL divorce papers at the time of origination, and by stipulating a more restricted time before police intervention and charges can be brought forth, individuals will think twice before playing games and putting the children in the middle.

In 12 hours a child could be half way around the world and the other parent would have no clue. It is time we put our children first and look out for what is in their best interest. I urge you to pass this Amendment, not for me, but for all the children out there whose parents will get divorced in the years to come. My children and I have already suffered. I don't want others to have to experience the anguish we did.

State of Wisconsin



GARY R. GEORGE
SENATOR

TO: Members, Senate Committee on Judiciary and Consumer Affairs

FROM: Dan Rossmiller, Clerk
Senate Committee on Judiciary and Consumer Affairs

RE: Paper Ballot on Bills That Have Previously Received a Public Hearing in the
Senate Committee on Judiciary and Consumer Affairs and on Which There
Appears to be a Consensus In Favor

DATE: March 28, 2000

Attached please find paper ballots for two bills that have previously received a public hearing in the Senate Committee on Judiciary and Consumer Affairs. Included are: AB 689 (Interference with the custody of a child) and AB 846 (Payment of judgments in traffic cases and in municipal court and suspension of operating privileges).

A paper ballot on AB 185 will be circulated later this morning or early this afternoon.

Note: Please return the attached paper ballots by noon today -- Tuesday, March 28, 2000.