

Committee Name:
Senate Committee –
Judiciary, Corrections and Privacy
(SC–JCP)

Appointments

03hr_SC–JCP_Appt_pt00

Committee Hearings

03hr_SC–JCP_CH_pt00

Committee Reports

03hr_SC–JCP_CR_pt00

Clearinghouse Rules

03hr_SC–JCP_CRule_03–

Executive Sessions

03hr_SC–JCP_ES_pt00

Hearing Records

03hr_ab0000

03hr_sb0195a_pt02

Misc.

03hr_SC–JCP_Misc_pt00

Record of Committee Proceedings

03hr_SC–JCP_RCP_pt00

Pro-Life Wisconsin



Defending them all...

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Testimony in support of AB 372 / SB 195: Born Alive Infant Protection Act
Assembly Judiciary Committee / Senate Judiciary, Corrections and
Privacy Committee

By Matt Sande, Director of Legislative Affairs

August 21, 2003

Good morning Chairman Gundrum, Chairman Zien, and committee members. Pro-Life Wisconsin appreciates the opportunity to express our support for Assembly Bill (AB) 372 and Senate Bill (SB) 195, companion legislation that establishes full legal protection for born alive infants.

It is a sad reflection on our society that such legislation is necessary to protect the most vulnerable among us, but it will provide prosecutors the legal clarity they need to criminally charge those who would, for example, willfully or negligently leave an infant to die following an induced abortion. To be sure, any confusion regarding the rights of born alive infants, partially born infants or the preborn would naturally disappear if legal personhood was extended to all human beings from fertilization until natural death. But that battle is for another day.

I strongly encourage the members of this committee to recommend AB 372 and SB 195 for adoption. These bills cannot move too quickly. Thank you for your consideration, and I would be happy to answer any questions.

Good Morning! My name is Beth LaChance. I am a registered nurse with a Bachelors Degree in Science. I have approximately 25 years of nursing experience, 15 of which have been in maternal-child health, otherwise known as obstetrics.

I am here today to tell you about the abortion policies and practices going on in a hospital in southeastern Wisconsin. This will demonstrate the need for Wisconsin to enact the Born Alive Infant Protection Act. For eight years, I worked at wonderful community hospital, until it implemented an abortion policy. The policy allowed abortions for reasons other than to save a woman's life. More specifically, if the pregnant mother did not want her baby because of the baby's life incompatibility, she could come to the hospital to abort. The method was similar to what Jill Stanek described as a "live birth abortion". A medication was given to the pregnant woman in a labor and delivery room. This would cause her to labor and ultimately abort/deliver a very premature baby. In my experience, the first abortion that I was aware of, while working, resulted in a dead baby. He died during the delivery.

Interestingly, at the time the abortion policy was first introduced to the nursing staff, many serious questions arose regarding the status of the baby. Nursing administration was not fully prepared to answer concerns about the aftermath should the baby be born alive after an abortion. The only comment was that this baby would be treated "respectfully". No further discussion or clarification ensued. It was apparent that further inquiries from the nursing staff were not encouraged.

After the abortion policy was announced, I resigned as a charge nurse, so as to avoid assigning nurses to abortion duty, as well as or being involved in assisting with an abortion. I also rallied a petition of signatures of my coworkers to implore the hospital not to initiate this abortion policy. Sadly, these petitions were ignored by hospital hierarchy. When finally the first abortion was committed, I gave my two-week notice.

After the hospital introduced the new abortion policy, a symposium was conducted along with the Medical College of Wisconsin. A portion of the seminar was dedicated to instructions about the aforementioned abortion technique. I attended this symposium along with many of my nursing colleagues, obstetricians and perinatologists. I am submitting with my testimony three pages from the symposium workbook. It is noted that one of the physician/speakers addressed protocol for "mid trimester labor induction" otherwise known as abortions in the second trimester. Most significant was the section on complications. It highlighted that a "live birth" was a complication of a mid-trimester induction, again otherwise known as abortion. Imagine that: a live baby might be a complication of an abortion. Upon this remark, the silence was deafening, in the room.

Since my resignation, I have been working at a wonderfully respectful family birth center in Milwaukee, St. Joseph's Regional Medical Center. Fortunately, it recognizes the inherent value of every human being, no matter how small or perceived flawed. It is amazing to note that some babies with a mere birth weight of less than a pound; indeed survive. These babies are human, no different than you or I, only smaller. Infact I was the labor nurse of a mother who gave birth to one of the tiniest babies on record ever born in the state of Wisconsin. This baby was born at 23 weeks gestation, second trimester, with a birth weight slightly less than a pound; a mere thirteen ounces. This baby might have been classified as one of society's "throwaway baby" unworthy of advanced neonatal care; and yet is a thriving preschooler today. This is indeed the population we are addressing here today. We have gone from a practice in which those infants once thought to be non-viable are now beneficiaries of outstanding medical advances. These technologies provide them every opportunity to survive.

Where I work, second trimester babies who are born alive, as a result of preterm labor,(NOT ABORTION), are treated compassionately and respectfully. They are given medical assessment at birth and cared for with the utmost dignity. The baby's prognosis is discussed at the bedside, at which time the family then decides the appropriate interventions. Depending on the success of the advance life resuscitation, the baby is either transferred to the neonatal intensive care unit, or, if death were imminent; the infant would be lovingly placed in his mother's arm to die a natural death. These babies would never be abandoned to some shelf in a utility room, or cast aside in some barren crib to die alone.

We must set a standard that once a child is fully delivered from his mother, and alive, that he is entitled to the same human rights of any infant born; regardless of the circumstance of his birth. It is of the utmost importance that we must stand up for the weakest and marginalized members of the human family. I urge you to support AB 372 and SB 195. Thank you.

Jill Stanek Testimony
State Senate and the State Assembly Judiciary Committees
August 21, 2003

My name is Jill Stanek, and I am a registered nurse who worked in the Labor & Delivery Department of Christ Hospital in Oak Lawn, Illinois, for six years.

All of the information I am providing today was previously given by me in oral and written form to the U.S. House Judiciary Subcommittee on the Constitution in both 2000 and 2001, as well as to legislative committees in Illinois, Colorado, and Michigan. My public testimony has never been refuted by Christ Hospital.

Christ Hospital and other hospitals around the United States practice a method of abortion in a mother's second or even third trimesters of pregnancy that sometimes results in live births. The method of abortion is called "induced labor abortion," also now known as "live birth abortion." The Centers for Disease Control reports that over 3,000 babies were aborted by this method, of just 25 states reporting, in 1997 alone.

To commit induced labor abortion, a physician inserts a medication into the mother's birth canal that irritates the cervix. The cervix is the opening at the bottom of the uterus. The uterus during pregnancy is shaped somewhat like a hot air balloon or light bulb. The cervix normally stays closed until a mother is about 40 weeks pregnant and ready to deliver.

The medication inserted stimulates the cervix to open. When it does, the second or even third trimester pre-term baby drops out of the uterus, sometimes alive. Doctors often do

Jill Stanek Testimony
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August 21, 2003

not attempt to kill the baby inside the uterus during this procedure. The goal is simply to cause a pregnant mother's cervix to open so that she will prematurely deliver a baby who dies during the birth process or soon afterward.

It is not uncommon for a live aborted baby to linger for an hour or two or even longer. At Christ Hospital, one aborted baby once lived for almost eight hours.

Of the 16 babies Christ Hospital aborted in the year 2000, I am aware of four who were born alive. Each of these babies – two boys and two girls – lived between 1-1/2 and 3 hours each. Christ Hospital stresses that it aborts babies with very serious mental or physical handicaps. But it will also abort for life or health of the mother. So, at least two of those 16 babies that I know of were completely healthy.

At the time I became aware of this procedure, Christ Hospital gave these babies no medical assessments or care whatsoever but provided what it called "comfort care." "Comfort care" was defined as keeping the baby warm in a blanket until he or she died, although nursing personnel did not always follow even this policy requiring a minimal act of compassion. It was not required that these babies be held during their short lives.

One night, a nursing co-worker was taking an aborted baby with Down syndrome who was born alive to our Soiled Utility Room because his parents did not want to hold him, and she did not have time to hold him. I could not bear the thought of this suffering child

Jill Stanek Testimony
State Senate and the State Assembly Judiciary Committees
August 21, 2003

dying alone in a Soiled Utility Room, so I cradled and rocked him for the 45 minutes that he lived. He was 21 to 22 weeks old, weighed about ½ pound, and was about 10 inches long. He was too weak to move very much, expending any energy he had trying to breathe. Toward the end he was so quiet that I couldn't tell if he was still alive unless I held him up to the light to see if his heart was still beating through his chest wall. After he was pronounced dead, we folded his little arms across his chest, wrapped him in a tiny shroud, and carried him to the hospital morgue where all of our dead patients are taken.

A Support Associate told me about accidentally throwing a live aborted baby in the garbage who had been left on the counter of the Soiled Utility Room wrapped in a disposable towel. When the associate realized what she had done, she started going through the trash to find the baby, and the baby fell out of the towel and on to the floor.

A nurse coworker told me about a situation she was involved with, wherein she said, "I can't stop thinking about it." She had a patient who was just over 23 weeks pregnant, and who was not going to be able to complete her pregnancy to term. The baby was healthy and had up to a 39% chance of survival, according to national statistics.

I am distributing to you now a page from the 2000 edition of the *Neonatal Resuscitation Textbook* by the American Heart Association and American Association of Pediatricians. The photos are of a baby approximately the same age as the baby I'm describing being given CPR. The textbook states that babies who are 23 weeks or older, or weigh one

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pound, should typically be resuscitated, at least to buy time until further assessments can be made.

But the aforementioned mother chose to abort. The baby was aborted alive. The baby weighed one pound exactly. After delivery the little girl, who showed early signs of thriving, was merely wrapped in a blanket and kept in the Labor & Delivery Department until she died 2-1/2 hours later.

Had the mother wanted everything done for her baby, there would have been a neonatologist, pediatric resident, neonatal nurse, and respiratory therapist present for her delivery, and her baby would have been taken to our Neonatal Intensive Care Unit for specialized care. Instead, the only personnel present for this delivery were an obstetrical resident and my nurse coworker.

Just three weeks after this baby was aborted, another mother came to the hospital under similar circumstances, carrying an identically aged baby, and was offered the same options. But she said that she wanted her baby. And so present at her delivery were the aforementioned NICU team, and for the two days that I tracked her, that little girl lived.

In December 2000 Christ Hospital unveiled its "Comfort Room." So no longer do nurses take live aborted babies to the Soiled Utility Room to die. They now take them to the Comfort Room. I am submitting into my testimony photos I took of the Comfort Room

Jill Stanek Testimony
State Senate and the State Assembly Judiciary Committees
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that I previously had entered into the U.S. Congressional Record. This is a small, nicely decorated room complete with a First Foto machine in case parents want pictures of their aborted babies, baptismal supplies if parents would like their aborted babies baptized, and a foot printer and baby bracelets if parents would like keepsakes of their aborted babies. There is also a wooden rocker to rock these babies to death.

I give you a description and pictures of the Comfort Room to demonstrate that although most medical professionals and medical facilities operate ethically and legally, there are those few that have rationalized abortion so far as to consider infanticide a morally and legally acceptable option in consideration of a woman's right to terminate her pregnancy. Infanticide is also appealing to physicians who may have misjudged a baby's age or weight or wrongly diagnosed a handicap when recommending abortion. In those cases, to allow the baby to die without medical assessments or care is to destroy the evidence.

The National Abortion and Reproductive Rights League stated in a June 13, 2001, press release on the federal Born Alive Infants Protection Act, which uses the same definition of "born alive" as the Wisconsin bill, "NARAL does not oppose passage of the Born Alive Infants Protection Act."

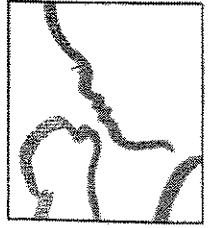
U.S. Senator Ted Kennedy stated during the June 28, 2001, Senate Floor debate on this bill, "I am going to urge the Senate to accept the amendment."

Jill Stanek Testimony
State Senate and the State Assembly Judiciary Committees
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U.S. Senator Barbara Boxer stated during the same debate, "I, as being a pro-choice Senator... representing my colleagues here, have no problem whatsoever with this amendment.... Simply put, this amendment says it all in its purpose: 'To protect infants who are born alive.' Of course, of course.... The heart of this bill is, yes, protecting infants; it is also protecting children.... I urge an 'aye' vote."

The U.S. Senate went on to unanimously pass this bill by a vote of 98-0. This included the "aye" vote of Senator Hillary Rodham Clinton. The U.S. House also overwhelmingly passed this bill by voice vote.

I, in agreement with Senators Boxer, Kennedy, and Clinton, urge you to cast an "aye" vote to recommend passage of AB 372 and SB 195.



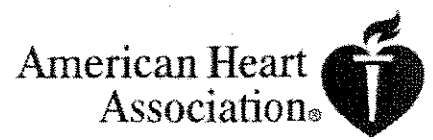
Neonatal Resuscitation

TEXTBOOK



Fourth edition
Third edition, 1994
Second edition, 1990
First edition, 1987

Copyright © 2000 by American Academy of Pediatrics and American Heart Association



Fighting Heart Disease and Stroke

American Academy
of Pediatrics



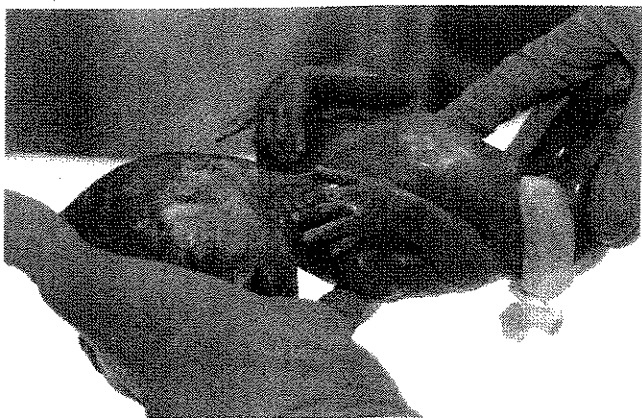


Fig. D-1. This extremely preterm baby is cyanotic, has poor muscle tone, and requires assisted ventilation.

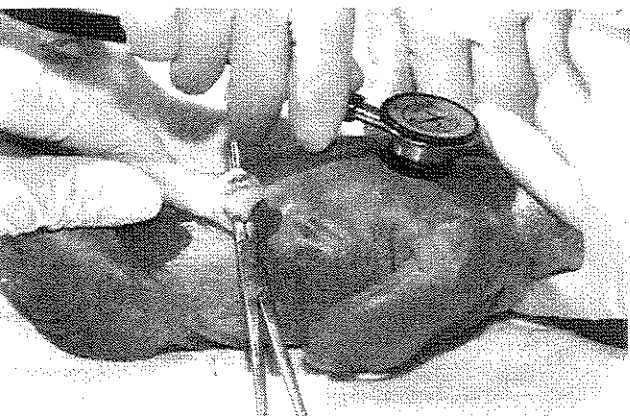


Fig. D-2. Heart rate is being determined by two methods: palpating the base of the cord and listening to the chest.



Fig. D-3. Endotracheal intubation procedure is begun as assistant listens to the heart rate.

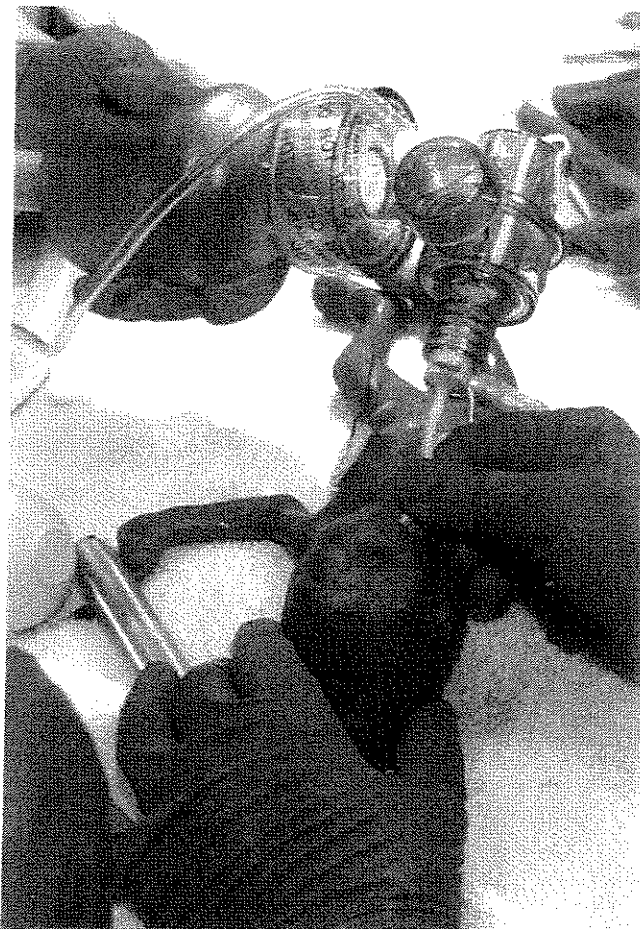


Fig. D-4. Endotracheal tube is held in place as positive pressure ventilation is provided.

Waukesha Memorial Hospital's Women's Health Services,
Department of Obstetrics & Gynecology and The Medical College
of Wisconsin, Department of Obstetrics & Gynecology present

Fifth Annual

PERINATAL SYMPOSIUM: PHYSICIANS AND NURSES IN PARTNERSHIP

Friday, March 30, 2001

The Country Inn Hotel & Conference Center
Waukesha, Wisconsin

WOMEN'S HEALTH SERVICES



EXTRAORDINARY CARE

ProHealth Care, Inc.



CONTROVERSIAL ISSUES IN THE INDICATIONS AND MANAGEMENT OF LABOR INDUCTION

CASE PRESENTATIONS

AB is a 30-year-old G2P1001 who had an amniocentesis at 17 weeks gestation with the results showing trisomy 18. Ultrasound shows findings of trisomy 18. The patient is now at 19-1/2 weeks gestation and has opted for induction of labor. How would you initiate her midtrimester labor induction? What method would you use?

MA is a 30-year old G1P0 at 42 weeks gestational age. Ultrasound shows an amniotic fluid index of 2.0. The rest of the biophysical profile is normal. Induction of labor is planned. The cervix is long, closed and uneffaced. What are the methods available for induction of labor?

Mifepristone

- Derivative of norethindrone
- RU - 486
- Acts as antiprogesterin
- Causes cervical ripening
- Causes uterine activity
- Effective cervical/uterine priming agent for midtrimester pregnancy interruption

Controversies In The Indications And Management Of labor
Induction
Mid-Trimester

Risk of uterine rupture with previous cesarean delivery

Success dependent on:

- GA
- Agent used
- Protocol used
- Cervical ripening
- Fetal demise

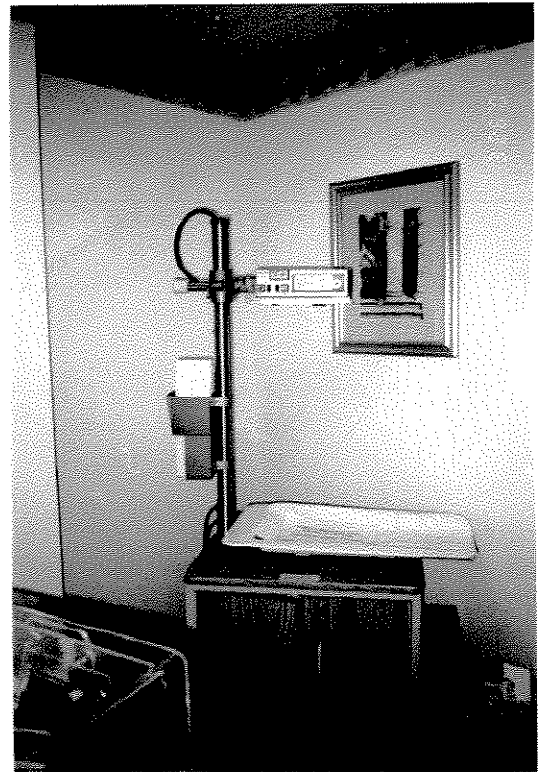
Controversies In The Indications And Management Of labor
Induction
Mid-Trimester

Complications:

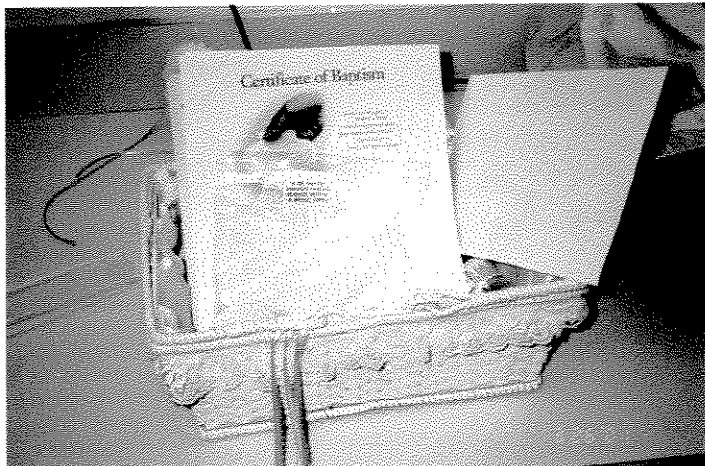
- Failed inductions
- Retained placenta
- Live birth

Christ Hospital Comfort Room

Entered into U.S. Congressional Record by Jill Stanek, RN, July 12, 2001



First Foto machine that takes professional pictures of aborted babies if parents want this keepsake.



Baptismal certificates, gowns, and shells if parents want their aborted baby baptized.



Scale to weigh babies.



...To rock live aborted babies until they pass away.



STATE SENATOR DAVE ZIEN

ASSISTANT MAJORITY LEADER

CHAIRPERSON
 COMMITTEE ON JUDICIARY, CORRECTIONS AND PRIVACY
 VICE CHAIRPERSON
 COMMITTEE ON HOMELAND SECURITY, VETERANS AND MILITARY AFFAIRS AND GOVERNMENT REFORM
 MEMBER
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 COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES
 COMMITTEE ON LABOR, SMALL BUSINESS DEVELOPMENT AND CONSUMER AFFAIRS
 SENTENCING COMMISSION
 COUNCIL ON TOURISM
 JUDICIAL COUNCIL

AUG 27 2003

MEMORANDUM

TO: Senator Cathy Stepp, Member, Senate Committee on Judiciary, Corrections & Privacy

FR: Senator Dave Zien, Chair, Senate Committee on Judiciary, Corrections & Privacy

DT: August 27, 2003 (hand delivered 11:30am)

RE: Paper Ballot for SB98, SB195, SB231, AB52, AB62, AB245, AB252 (3 pages)

Please consider the following bills and vote on the motions below. **Return this ballot to Senator Dave Zien, Room 15 South, no later than 12:00pm (noon) Thursday, August 28, 2003.** Committee members' ballots not received by the deadline will be marked as not voting.

Senate Bill 98

Relating to: housing of county prisoners from Michigan in Wisconsin county jails.

By Senators S. Fitzgerald, Welch, Schultz, Stepp, Roessler, A. Lasee, Jauch, Cowles and Hansen; cosponsored by Representatives Gard, Seratti, M. Williams, Van Roy, Bies, D. Meyer, Friske, Ainsworth, Krawczyk, F. Lasee, Ott, M. Lehman, J. Lehman, Hines, Loeffelholz, Hahn, Nass, Stone, Vrakas, LeMahieu, Ladwig and Jensen.

Please consider the following motion:

- Moved by Senator Zien that SENATE BILL 98 be recommended for PASSAGE:

Aye No

Senate Bill 195

Relating to: live birth or the circumstance of being born alive.

By Senators Lazich, Stepp, Roessler, Harsdorf, Breske, Zien, Schultz, Kedzie, S. Fitzgerald, Kanavas, Leibham, A. Lasee, Reynolds, Welch and Brown; cosponsored by Representatives Gundrum, Vukmir, Weber, Krawczyk, A.

WISCONSIN

1848

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Williams, Towns, McCormick, Albers, Ladwig, Nischke, Jeskewitz, Hundertmark, Staskunas, Grothman, Van Roy, J. Fitzgerald, Ainsworth, Hines, Petrowski, Nass, Freese, LeMahieu, Gottlieb, Kreibich, Huebsch, Vrakas, Ott, J. Wood, Pettis, Kestell, Suder, Hahn, M. Lehman, Gunderson, Friske, Loeffelholz, Lothian, Bies and Jensen.

- Moved by Senator Zien that SENATE BILL 195 be recommended for PASSAGE:

Aye No

Senate Bill 231

Relating to: changing the interest rate applicable in court actions. By Senators Schultz, Lazich, Reynolds and Risser; cosponsored by Representatives Grothman, Kestell, Ainsworth, Albers, Friske, Gunderson, Gundrum, Hahn, Hines, Hundertmark, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, LeMahieu, McCormick, Musser, Olsen, Ott, Owens, Petrowski, Seratti, Van Roy and Bies.

- Moved by Senator Zien that SENATE BILL 231 be recommended for PASSAGE:

Aye No

Assembly Bill 52

Relating to: changing the name of a minor. By Representatives Foti, Van Roy, Lassa, Montgomery, Olsen, M. Lehman, Hahn, Stone, Ward, Jeskewitz, Ladwig, Hines, Owens, Musser, Ainsworth, Hundertmark, Gunderson, Ott, Kreibich, Huebsch, Townsend and Colon; cosponsored by Senators Wirch, Roessler and Risser.

- Moved by Senator Zien that ASSEMBLY BILL 52 be recommended for CONCURRENCE:

Aye No

Assembly Bill 62

Relating to: dispositional orders for truancy or habitual truancy and the disclosure of juvenile records by a juvenile court or a municipal court.

By Representatives Ladwig, Olsen, Ainsworth, Albers, Bies, Gielow, Grothman, Hahn, Hines, Kerkman, Kestell, F. Lasee, Lassa, J. Lehman, M. Lehman, Musser, Ott, Owens, Seratti, Stone, Townsend, Vukmir, Ziegelbauer and Hundertmark; cosponsored by Senators Stepp, S. Fitzgerald and Roessler.

- Moved by Senator Zien that ASSEMBLY BILL 62 be recommended for CONCURRENCE:

Aye ✓ No

Assembly Bill 245

Relating to: notaries public who are not attorneys and providing penalties.

By Representatives Colon, Townsend, Ladwig, Pocan, Bies, Albers, Plouff, Berceau, Gielow, Lothian and Lassa; cosponsored by Senators Stepp, Carpenter, Schultz and Hansen.

- Moved by Senator Zien that ASSEMBLY BILL 245 be recommended for CONCURRENCE:

Aye ✓ No

Assembly Bill 252

Relating to: housing of county prisoners from Michigan in Wisconsin county jails.

By Representatives Gard, Seratti, M. Williams, Van Roy, Bies, D. Meyer, Friske, Ainsworth, Krawczyk, F. Lasee, Ott, M. Lehman, J. Lehman, Hines, Loeffelholz, Hahn, Nass, Stone, Vrakas, LeMahieu, Ladwig, Jensen, J. Fitzgerald, Grothman and Petrowski; cosponsored by Senators S. Fitzgerald, Welch, Schultz, Stepp, Roessler, A. Lasee, Jauch, Cowles and Hansen.

- Moved by Senator Zien that Senate Amendment (LRBa0872/1) to ASSEMBLY BILL 252 be recommended for INTRODUCTION AND ADOPTION:

Aye ✓ No

- Moved by Senator Zien that ASSEMBLY BILL 252 be recommended for CONCURRENCE AS AMENDED by LRBa0872/1:

Aye ✓ No

Signature Cathy Stepp
Senator Cathy Stepp



STATE SENATOR DAVE ZIEN

ASSISTANT MAJORITY LEADER

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 COMMITTEE ON JUDICIARY, CORRECTIONS AND PRIVACY

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 COMMITTEE ON LABOR, SMALL BUSINESS DEVELOPMENT AND CONSUMER AFFAIRS
 SENTENCING COMMISSION
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MEMORANDUM

TO: Senator Gary George, Member, Senate Committee on Judiciary, Corrections & Privacy

FR: Senator Dave Zien, Chair, Senate Committee on Judiciary, Corrections & Privacy

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Aye No

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Relating to: live birth or the circumstance of being born alive.

By Senators Lazich, Stepp, Roessler, Harsdorf, Breske, Zien, Schultz, Kedzie, S. Fitzgerald, Kanavas, Leibham, A. Lasee, Reynolds, Welch and Brown; cosponsored by Representatives Gundrum, Vukmir, Weber, Krawczyk, A.



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Aye _____ No

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Aye _____ No

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Assembly Bill 252

Relating to: housing of county prisoners from Michigan in Wisconsin county jails.
By Representatives Gard, Seratti, M. Williams, Van Roy, Bies, D. Meyer, Friske, Ainsworth, Krawczyk, F. Lasee, Ott, M. Lehman, J. Lehman, Hines, Loeffelholz, Hahn, Nass, Stone, Vrakas, LeMahieu, Ladwig, Jensen, J. Fitzgerald, Grothman and Petrowski; cosponsored by Senators S. Fitzgerald, Welch, Schultz, Stepp, Roessler, A. Lasee, Jauch, Cowles and Hansen.

- Moved by Senator Zien that Senate Amendment (LRBa0872/1) to ASSEMBLY BILL 252 be recommended for INTRODUCTION AND ADOPTION:

Aye No _____

- Moved by Senator Zien that ASSEMBLY BILL 252 be recommended for CONCURRENCE AS AMENDED by LRBa0872/1:

Aye No _____

Signature _____
Senator Gary George



WISCONSIN STATE SENATE
TIM CARPENTER
SENATOR — 3RD DISTRICT

State Capitol * P.O. Box 7882 * Madison, Wisconsin 53707-7882 * Phone: (608) 266-8535

To: Sen. Dave Zien, Chair, Senate Committee on Judiciary, Corrections, and Privacy

From: Sen. Tim Carpenter, Member, Senate Committee on Judiciary, Corrections, and Privacy

Date: August 28, 2003 (Hand Delivered 9:30 a.m.)

Re: Paper Ballots for SB98, SB195, SB231, AB52, AB62, AB245, AB252

Attached please the ballots for Senator Carpenter regarding the above-referenced matters.
Thank you for your courtesy in this matter.



STATE SENATOR DAVE ZIEN

ASSISTANT MAJORITY LEADER

CHAIRPERSON
 COMMITTEE ON JUDICIARY, CORRECTIONS AND PRIVACY
 VICE CHAIRPERSON
 COMMITTEE ON HOMELAND SECURITY, VETERANS AND MILITARY AFFAIRS AND GOVERNMENT REFORM
 MEMBER
 COMMITTEE ON SENATE ORGANIZATION
 COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES
 COMMITTEE ON LABOR, SMALL BUSINESS DEVELOPMENT AND CONSUMER AFFAIRS
 SENTENCING COMMISSION
 COUNCIL ON TOURISM
 JUDICIAL COUNCIL

MEMORANDUM

TO: Senator Tim Carpenter, Member, Senate Committee on Judiciary, Corrections & Privacy

FR: Senator Dave Zien, Chair, Senate Committee on Judiciary, Corrections & Privacy

DT: August 27, 2003 (hand delivered 11:30am)

RE: Paper Ballot for SB98, SB195, SB231, AB52, AB62, AB245, AB252 (3 pages)

Please consider the following bills and vote on the motions below. **Return this ballot to Senator Dave Zien, Room 15 South, no later than 12:00pm (noon) Thursday, August 28, 2003.** Committee members' ballots not received by the deadline will be marked as not voting.

Senate Bill 98

Relating to: housing of county prisoners from Michigan in Wisconsin county jails.

By Senators S. Fitzgerald, Welch, Schultz, Stepp, Roessler, A. Lasee, Jauch, Cowles and Hansen; cosponsored by Representatives Gard, Seratti, M. Williams, Van Roy, Bies, D. Meyer, Friske, Ainsworth, Krawczyk, F. Lasee, Ott, M. Lehman, J. Lehman, Hines, Loeffelholz, Hahn, Nass, Stone, Vrakas, LeMahieu, Ladwig and Jensen.

Please consider the following motion:

- Moved by Senator Zien that SENATE BILL 98 be recommended for PASSAGE:

Aye No

Senate Bill 195

Relating to: live birth or the circumstance of being born alive.

By Senators Lazich, Stepp, Roessler, Harsdorf, Breske, Zien, Schultz, Kedzie, S. Fitzgerald, Kanavas, Leibham, A. Lasee, Reynolds, Welch and Brown; cosponsored by Representatives Gundrum, Vukmir, Weber, Krawczyk, A.



Williams, Towns, McCormick, Albers, Ladwig, Nischke, Jeskewitz, Hundertmark, Staskunas, Grothman, Van Roy, J. Fitzgerald, Ainsworth, Hines, Petrowski, Nass, Freese, LeMahieu, Gottlieb, Kreibich, Huebsch, Vrakas, Ott, J. Wood, Pettis, Kestell, Suder, Hahn, M. Lehman, Gunderson, Friske, Loeffelholz, Lothian, Bies and Jensen.

- Moved by Senator Zien that SENATE BILL 195 be recommended for PASSAGE:

Aye ✓ No

Senate Bill 231

Relating to: changing the interest rate applicable in court actions. By Senators Schultz, Lazich, Reynolds and Risser; cosponsored by Representatives Grothman, Kestell, Ainsworth, Albers, Friske, Gunderson, Gundrum, Hahn, Hines, Hundertmark, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, LeMahieu, McCormick, Musser, Olsen, Ott, Owens, Petrowski, Seratti, Van Roy and Bies.

- Moved by Senator Zien that SENATE BILL 231 be recommended for PASSAGE:

Aye No ✓

Assembly Bill 52

Relating to: changing the name of a minor. By Representatives Foti, Van Roy, Lassa, Montgomery, Olsen, M. Lehman, Hahn, Stone, Ward, Jeskewitz, Ladwig, Hines, Owens, Musser, Ainsworth, Hundertmark, Gunderson, Ott, Kreibich, Huebsch, Townsend and Colon; cosponsored by Senators Wirch, Roessler and Risser.

- Moved by Senator Zien that ASSEMBLY BILL 52 be recommended for CONCURRENCE:

Aye ✓ No

Assembly Bill 62

Relating to: dispositional orders for truancy or habitual truancy and the disclosure of juvenile records by a juvenile court or a municipal court. By Representatives Ladwig, Olsen, Ainsworth, Albers, Bies, Gielow, Grothman, Hahn, Hines, Kerkman, Kestell, F. Lasee, Lassa, J. Lehman, M. Lehman, Musser, Ott, Owens, Seratti, Stone, Townsend, Vukmir, Ziegelbauer and Hundertmark; cosponsored by Senators Stepp, S. Fitzgerald and Roessler.

- Moved by Senator Zien that ASSEMBLY BILL 62 be recommended for CONCURRENCE:

Aye ✓ No

Assembly Bill 245

Relating to: notaries public who are not attorneys and providing penalties.
By Representatives Colon, Townsend, Ladwig, Pocan, Bies, Albers, Plouff, Berceau, Gielow, Lothian and Lassa; cosponsored by Senators Stepp, Carpenter, Schultz and Hansen.

- Moved by Senator Zien that ASSEMBLY BILL 245 be recommended for CONCURRENCE:

Aye ✓ No

Assembly Bill 252

Relating to: housing of county prisoners from Michigan in Wisconsin county jails.
By Representatives Gard, Seratti, M. Williams, Van Roy, Bies, D. Meyer, Friske, Ainsworth, Krawczyk, F. Lasee, Ott, M. Lehman, J. Lehman, Hines, Loeffelholz, Hahn, Nass, Stone, Vrakas, LeMahieu, Ladwig, Jensen, J. Fitzgerald, Grothman and Petrowski; cosponsored by Senators S. Fitzgerald, Welch, Schultz, Stepp, Roessler, A. Lasee, Jauch, Cowles and Hansen.

- Moved by Senator Zien that Senate Amendment (LRBa0872/1) to ASSEMBLY BILL 252 be recommended for INTRODUCTION AND ADOPTION:

Aye ✓ No

- Moved by Senator Zien that ASSEMBLY BILL 252 be recommended for CONCURRENCE AS AMENDED by LRBa0872/1:

Aye ✓ No

Signature Tim Carpenter
Senator Tim Carpenter 8/27/03



STATE SENATOR DAVE ZIEN

ASSISTANT MAJORITY LEADER

CHAIRPERSON
 COMMITTEE ON JUDICIARY, CORRECTIONS AND PRIVACY

VICE CHAIRPERSON
 COMMITTEE ON HOMELAND SECURITY, VETERANS AND MILITARY AFFAIRS AND GOVERNMENT REFORM

MEMBER
 COMMITTEE ON SENATE ORGANIZATION
 COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES
 COMMITTEE ON LABOR, SMALL BUSINESS DEVELOPMENT AND CONSUMER AFFAIRS
 SENTENCING COMMISSION
 COUNCIL ON TOURISM
 JUDICIAL COUNCIL

MEMORANDUM

TO: Senator Scott Fitzgerald, Member, Senate Committee on Judiciary, Corrections & Privacy

FR: Senator Dave Zien, Chair, Senate Committee on Judiciary, Corrections & Privacy

DT: August 27, 2003 (hand delivered 11:30am)

RE: Paper Ballot for SB98, SB195, SB231, AB52, AB62, AB245, AB252 (3 pages)

Please consider the following bills and vote on the motions below. **Return this ballot to Senator Dave Zien, Room 15 South, no later than 12:00pm (noon) Thursday, August 28, 2003.** Committee members' ballots not received by the deadline will be marked as not voting.

Senate Bill 98

Relating to: housing of county prisoners from Michigan in Wisconsin county jails.

By Senators S. Fitzgerald, Welch, Schultz, Stepp, Roessler, A. Lasee, Jauch, Cowles and Hansen; cosponsored by Representatives Gard, Seratti, M. Williams, Van Roy, Bies, D. Meyer, Friske, Ainsworth, Krawczyk, F. Lasee, Ott, M. Lehman, J. Lehman, Hines, Loeffelholz, Hahn, Nass, Stone, Vrakas, LeMahieu, Ladwig and Jensen.

Please consider the following motion:

- Moved by Senator Zien that SENATE BILL 98 be recommended for PASSAGE:

Aye X No

Senate Bill 195

Relating to: live birth or the circumstance of being born alive.

By Senators Lazich, Stepp, Roessler, Harsdorf, Breske, Zien, Schultz, Kedzie, S. Fitzgerald, Kanavas, Leibham, A. Lasee, Reynolds, Welch and Brown; cosponsored by Representatives Gundrum, Vukmir, Weber, Krawczyk, A.



Williams, Towns, McCormick, Albers, Ladwig, Nischke, Jeskewitz, Hundertmark, Staskunas, Grothman, Van Roy, J. Fitzgerald, Ainsworth, Hines, Petrowski, Nass, Freese, LeMahieu, Gottlieb, Kreibich, Huebsch, Vrakas, Ott, J. Wood, Pettis, Kestell, Suder, Hahn, M. Lehman, Gunderson, Friske, Loeffelholz, Lothian, Bies and Jensen.

- Moved by Senator Zien that SENATE BILL 195 be recommended for PASSAGE:

Aye X No _____

Senate Bill 231

Relating to: changing the interest rate applicable in court actions. By Senators Schultz, Lazich, Reynolds and Risser; cosponsored by Representatives Grothman, Kestell, Ainsworth, Albers, Friske, Gunderson, Gundrum, Hahn, Hines, Hundertmark, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, LeMahieu, McCormick, Musser, Olsen, Ott, Owens, Petrowski, Seratti, Van Roy and Bies.

- Moved by Senator Zien that SENATE BILL 231 be recommended for PASSAGE:

Aye X No _____

Assembly Bill 52

Relating to: changing the name of a minor. By Representatives Foti, Van Roy, Lassa, Montgomery, Olsen, M. Lehman, Hahn, Stone, Ward, Jeskewitz, Ladwig, Hines, Owens, Musser, Ainsworth, Hundertmark, Gunderson, Ott, Kreibich, Huebsch, Townsend and Colon; cosponsored by Senators Wirch, Roessler and Risser.

- Moved by Senator Zien that ASSEMBLY BILL 52 be recommended for CONCURRENCE:

Aye X No _____

Assembly Bill 62

Relating to: dispositional orders for truancy or habitual truancy and the disclosure of juvenile records by a juvenile court or a municipal court.

By Representatives Ladwig, Olsen, Ainsworth, Albers, Bies, Gielow, Grothman, Hahn, Hines, Kerkman, Kestell, F. Lasee, Lassa, J. Lehman, M. Lehman, Musser, Ott, Owens, Seratti, Stone, Townsend, Vukmir, Ziegelbauer and Hundertmark; cosponsored by Senators Stepp, S. Fitzgerald and Roessler.

- Moved by Senator Zien that ASSEMBLY BILL 62 be recommended for CONCURRENCE:

Aye X No _____

Assembly Bill 245

Relating to: notaries public who are not attorneys and providing penalties.

By Representatives Colon, Townsend, Ladwig, Pohan, Bies, Albers, Plouff, Berceau, Gielow, Lothian and Lassa; cosponsored by Senators Stepp, Carpenter, Schultz and Hansen.

- Moved by Senator Zien that ASSEMBLY BILL 245 be recommended for CONCURRENCE:

Aye X No _____

Assembly Bill 252

Relating to: housing of county prisoners from Michigan in Wisconsin county jails.

By Representatives Gard, Seratti, M. Williams, Van Roy, Bies, D. Meyer, Friske, Ainsworth, Krawczyk, F. Lasee, Ott, M. Lehman, J. Lehman, Hines, Loeffelholz, Hahn, Nass, Stone, Vrakas, LeMahieu, Ladwig, Jensen, J. Fitzgerald, Grothman and Petrowski; cosponsored by Senators S. Fitzgerald, Welch, Schultz, Stepp, Roessler, A. Lasee, Jauch, Cowles and Hansen.

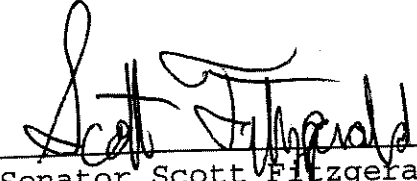
- Moved by Senator Zien that Senate Amendment (LRBa0872/1) to ASSEMBLY BILL 252 be recommended for INTRODUCTION AND ADOPTION:

Aye X No _____

- Moved by Senator Zien that ASSEMBLY BILL 252 be recommended for CONCURRENCE AS AMENDED by LRBa0872/1:

Aye X No _____

Signature



Senator Scott Fitzgerald

Hogan, John

From: Hogan, John
Sent: Thursday, August 28, 2003 12:46 PM
To: *Legislative All Senate; *Legislative All Assembly; Dan Rossmiller; Dan Schmidt; Debra Sybell; Deirdre Morgan; Donna Doyle; Gordon Ewy; Jennifer Esser; Judge Mike Gableman; Judi Rhodes-Engels; Locha Thao; Marla Stephens; Peter Christianson; Robert Margolies; Ron Sklansky; Sarah Burhop; Scott Manley; Sen.Carpenter; Sen.Fitzgerald; Sen.George; Sen.Stepp; Sheryl Gervasi; Wheeler; WisPolitics
Subject: Senate Judiciary Committee: Results of Paper Ballot

Senate Bill 98

Relating to: housing of county prisoners from Michigan in Wisconsin county jails.

By Senators S. Fitzgerald, Welch, Schultz, Stepp, Roessler, A. Lasee, Jauch, Cowles and Hansen; cosponsored by Representatives Gard, Seratti, M. Williams, Van Roy, Bies, D. Meyer, Friske, Ainsworth, Krawczyk, F. Lasee, Ott, M. Lehman, J. Lehman, Hines, Loeffelholz, Hahn, Nass, Stone, Vrakas, LeMahieu, Ladwig and Jensen.

Please consider the following motion:

- Moved by Senator Zien that SENATE BILL 98 be recommended for PASSAGE:

Aye _____ No _____

PASSAGE RECOMMEDED 5-0

Senate Bill 195

Relating to: live birth or the circumstance of being born alive.

By Senators Lazich, Stepp, Roessler, Harsdorf, Breske, Zien, Schultz, Kedzie, S. Fitzgerald, Kanavas, Leibham, A. Lasee, Reynolds, Welch and Brown; cosponsored by Representatives Gundrum, Vukmir, Weber, Krawczyk, A. Williams, Towns, McCormick, Albers, Ladwig, Nischke, Jeskewitz, Hundertmark, Staskunas, Grothman, Van Roy, J. Fitzgerald, Ainsworth, Hines, Petrowski, Nass, Freese, LeMahieu, Gottlieb, Kreibich, Huebsch, Vrakas, Ott, J. Wood, Pettis, Kestell, Suder, Hahn, M. Lehman, Gunderson, Friske, Loeffelholz, Lothian, Bies and Jensen.

- Moved by Senator Zien that SENATE BILL 195 be recommended for PASSAGE:

Aye _____ No _____

PASSAGE RECOMMEDED 4-1 (NO: GEORGE)

Senate Bill 231

Relating to: changing the interest rate applicable in court actions.

By Senators Schultz, Lazich, Reynolds and Risser; cosponsored by Representatives Grothman, Kestell, Ainsworth, Albers, Friske, Gunderson, Gundrum, Hahn, Hines, Hundertmark, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, LeMahieu, McCormick, Musser, Olsen, Ott, Owens, Petrowski, Seratti, Van Roy and Bies.

- Moved by Senator Zien that SENATE BILL 231 be recommended for PASSAGE:

Aye _____ No _____

PASSAGE RECOMMEDED 3-2 (NOES: GEORGE, CARPENTER)

Assembly Bill 52

Relating to: changing the name of a minor.

By Representatives Foti, Van Roy, Lassa, Montgomery, Olsen, M. Lehman, Hahn, Stone, Ward, Jeskewitz, Ladwig, Hines, Owens, Musser, Ainsworth, Hundertmark, Gunderson, Ott, Kreibich, Huebsch, Townsend and Colon; cosponsored by Senators Wirch, Roessler and Risser.

- Moved by Senator Zien that ASSEMBLY BILL 52 be recommended for CONCURRENCE:

Aye _____ No _____

PASSAGE RECOMMEDED 5-0

Assembly Bill 62

Relating to: dispositional orders for truancy or habitual truancy and the disclosure of juvenile records by a juvenile court or a municipal court.

By Representatives Ladwig, Olsen, Ainsworth, Albers, Bies, Gielow, Grothman, Hahn, Hines, Kerkman, Kestell, F. Lasee, Lassa, J. Lehman, M. Lehman, Musser, Ott, Owens, Seratti, Stone, Townsend, Vukmir, Ziegelbauer and Hundertmark; cosponsored by Senators Stepp, S. Fitzgerald and Roessler.

- Moved by Senator Zien that ASSEMBLY BILL 62 be recommended for CONCURRENCE:

Aye _____ No _____

PASSAGE RECOMMEDED 4-1 (NO: GEORGE)

Assembly Bill 245

Relating to: notaries public who are not attorneys and providing penalties.

By Representatives Colon, Townsend, Ladwig, Pocan, Bies, Albers, Plouff, Berceau, Gielow, Lothian and Lassa; cosponsored by Senators Stepp, Carpenter, Schultz and Hansen.

- Moved by Senator Zien that ASSEMBLY BILL 245 be recommended for CONCURRENCE:

Aye _____ No _____

PASSAGE RECOMMEDED 5-0

Assembly Bill 252

Relating to: housing of county prisoners from Michigan in Wisconsin county jails.

By Representatives Gard, Seratti, M. Williams, Van Roy, Bies, D. Meyer,

Friske, Ainsworth, Krawczyk, F. Lasee, Ott, M. Lehman, J. Lehman, Hines, Loeffelholz, Hahn, Nass, Stone, Vrakas, LeMahieu, Ladwig, Jensen, J. Fitzgerald, Grothman and Petrowski; cosponsored by Senators S. Fitzgerald, Welch, Schultz, Stepp, Roessler, A. Lasee, Jauch, Cowles and Hansen.

- Moved by Senator Zien that Senate Amendment (LRBa0872/1) to ASSEMBLY BILL 252 be recommended for INTRODUCTION AND ADOPTION:

Aye _____ No _____

INTRODUCTION AND ADOPTION RECOMMENDED 5-0

- Moved by Senator Zien that ASSEMBLY BILL 252 be recommended for CONCURRENCE AS AMENDED by LRBa0872/1:

Aye _____ No _____

CONCURRENCE AS AMENDED RECOMMENDED 5-0

John W. Hogan

Committee Clerk
Senate Committee on Judiciary, Corrections & Privacy
Senator Dave Zien
(608) 266-7511