

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

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Misc.

03hr_SC–JCP_Misc_pt00

Record of Committee Proceedings
03hr_SC–JCP_RCP_pt04

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Assembly Bill 206

Relating to: pointing a firearm at certain persons and throwing or expelling bodily substances and providing penalties.

By Representatives Wieckert, Jeskewitz, Pettis, Gunderson, M. Lehman, Stone, Ladwig, Hahn, Musser, Hines, Ott, Kreibich, Ainsworth, Owens, Vrakas, Coggs, Seratti and Bies; cosponsored by Senators Stepp and Roessler.

November 13, 2003 Referred to Committee on Judiciary, Corrections and Privacy.

January 8, 2004 **PUBLIC HEARING HELD**

Present: (4) Senators Zien, S. Fitzgerald, Carpenter and Coggs.

Absent: (1) Senator Stepp.

Appearances For

- State Representative Steve Wieckert, 57th Assembly District
- Steven Werner, WI Professional Police Assn., Madison
- Denny Kruger, WI Troopers Assn., Oregon

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- Susan McMurray, AFSCME
- Cathleen Huebner, WI County Police Assn., Madison
- Audra Millen, City of Milwaukee, Milwaukee
- State Senator Carol Roessler, 18th State Senate District

Registrations Against

- None.

January 8, 2004 **EXECUTIVE SESSION HELD**

Present: (3) Senators Zien, S. Fitzgerald and Carpenter.

Absent: (2) Senators Stepp and Coggs.

Moved by Senator Zien, seconded by Senator Carpenter that
Assembly Bill 206 be recommended for concurrence.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp (polling),
Carpenter and Coggs (polling).

Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0



John Hogan
Committee Clerk

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Assembly Bill 212

Relating to: use of, and possession with intent to use, certain of drug paraphernalia and providing a penalty.

By Representatives Pettis, Suder, LeMahieu, Krawczyk, Bies, Hines and Albers; cosponsored by Senator Roessler.

November 05, 2003 Referred to Committee on Judiciary, Corrections and Privacy.

March 11, 2004 Failed to concur pursuant to Senate Joint Resolution 1.



John Hogan
Committee Clerk

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Assembly Bill 232

Relating to: failure to pay for gasoline or diesel fuel and suspension of operating privileges after conviction for theft of gasoline or diesel fuel and providing penalties.

By Representatives Weber, Vruwink, Montgomery, Huebsch, Gronemus, Vrakas, Freese, Ott, McCormick, J. Fitzgerald, Hahn, Nass, Townsend, Owens, Zepnick, Loeffelholz, Shilling, Towns, F. Lasee, Jeskewitz, Lassa, Gunderson, Hines, Kestell, Ladwig, Suder, Hundertmark, Ward, Van Roy, Bies, Stone, M. Lehman, Krawczyk, Grothman, Albers, Seratti and M. Williams; cosponsored by Senators S. Fitzgerald, M. Meyer, Cowles, Breske, Welch, Roessler, Lazich, Kedzie and Schultz.

September 29, 2003 Referred to Committee on Judiciary, Corrections and Privacy.

October 2, 2003 **PUBLIC HEARING HELD**

Present: (3) Senators Zien, S. Fitzgerald and Carpenter.
Absent: (2) Senators Stepp and George.

Appearances For

- State Representative Becky Weber, 5th Assembly District
- State Senator Scott Fitzgerald, 13th State Senate District
- Matt Hauser, Petroleum Marketers Assn. of WI, Madison
- Ronald Counsell, Borderline BP, Juneau

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- State Senator Bob Welch, 14th State Senate District
- Jim Hough, Marathon Oil, Madison
- Kathi Kilgore, Outdoor Advertising Assn. of WI, Madison
- Erin Roth, American Petroleum Institute, WI Petroleum Council, Madison
- Pat Osborne, Marathon Oil, Madison
- Michelle Kussow, WI Grocers Assn.
- David Blatnik, Marathon Ashland Petroleum, St. Paul, MN
- Katie Rezin, Kwik Trip

Registrations Against

- None.

October 2, 2003

EXECUTIVE SESSION HELD

Present: (3) Senators Zien, S. Fitzgerald and Carpenter.

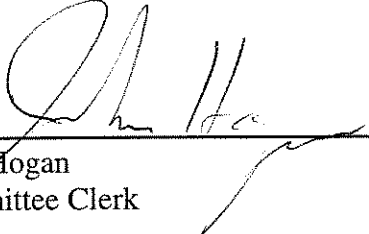
Absent: (2) Senators Stepp and George.

Moved by Senator S. Fitzgerald, seconded by Senator Zien that **Assembly Bill 232** be recommended for concurrence.

Ayes: (4) Senators Zien, S. Fitzgerald, Stepp (polling) and George (polling).

Noes: (1) Senator Carpenter.

CONCURRENCE RECOMMENDED, Ayes 4, Noes 1



John Hogan
Committee Clerk

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

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.

June 05, 2003 Referred to Committee on Judiciary, Corrections and Privacy.

August 26, 2003 **PUBLIC HEARING HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, George and Carpenter.

Absent: (0) None.

Appearances For

- State Senator Cathy Stepp, 21st State Senate District
- Representative Pedro Colon, 8th Assembly District

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- None.

Registrations Against

- None.

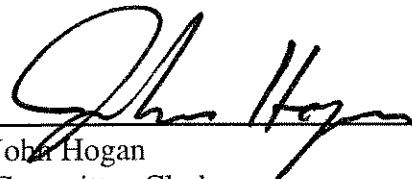
August 27, 2003 **EXECUTIVE SESSION HELD – POLLING**

Moved by Senator Zien that **Assembly Bill 245** be recommended for concurrence.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp, George and Carpenter.

Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0


John Hogan
Committee Clerk

Noes: (0) None.

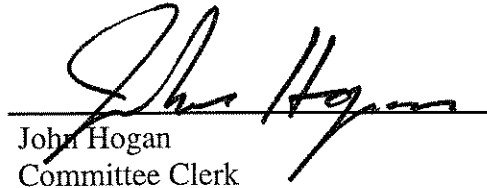
INTRODUCTION AND ADOPTION OF SENATE
AMENDMENT LRBA0872/1 RECOMMENDED, Ayes 5, Noes 0

Moved by Senator Zien that **Assembly Bill 252** be recommended
for concurrence as amended.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp, George
and Carpenter.

Noes: (0) None.

CONCURRENCE AS AMENDED RECOMMENDED, Ayes 5,
Noes 0



John Hogan
Committee Clerk

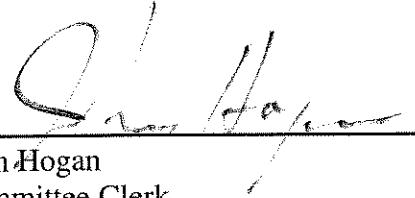
Moved by Senator Carpenter, seconded by Senator Stepp that
Assembly Bill 265 be recommended for concurrence.

Ayes: (4) Senators Zien, S. Fitzgerald (polling), Stepp
and Carpenter.

Noes: (0) None.

Absent: (1) Senator George (polling).

CONCURRENCE RECOMMENDED, Ayes 4, Noes 0

A handwritten signature in cursive script, appearing to read "John Hogan", is written over a horizontal line.

John Hogan
Committee Clerk

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Assembly Bill 273

Relating to: allowing municipal courts to hold refusal hearings.

By Representatives Vrakas, Grothman, Montgomery, McCormick, M. Lehman, Ladwig, Hines, Hahn, Ainsworth, Krawczyk, Gunderson, Bies, Albers, Stone, Van Roy, Petrowski, Kaufert, Seratti, Friske, Huber and J. Lehman; cosponsored by Senators S. Fitzgerald and Wirch.

November 06, 2003 Referred to Committee on Judiciary, Corrections and Privacy.

January 23, 2004 **PUBLIC HEARING HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

Absent: (0) None.

Appearances For

- State Senator Scott Fitzgerald, 13th State Senate District

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- Michael Miller, Department of Administration, City Hall, 200 E. Wells, Milwaukee, WI 53208

Registrations Against

- None.

January 23, 2004 **EXECUTIVE SESSION HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

Absent: (0) None.

Moved by Senator S. Fitzgerald, seconded by Senator Stepp that **Assembly Bill 273** be recommended for concurrence.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter
and Coggs.

Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0

John Hogan
Committee Clerk

Moved by Senator Zien that **Senate Amendment #LRBa0628/1** be recommended for introduction and adoption.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp, George and Carpenter.

Noes: (0) None.


INTRODUCTION AND ADOPTION OF SENATE
AMENDMENT #LRBA0628/1 RECOMMENDED, Ayes 5, Noes
0

Moved by Senator Zien that **Assembly Bill 288** be recommended for concurrence as amended.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp, George and Carpenter.

Noes: (0) None.

CONCURRENCE AS AMENDED RECOMMENDED, Ayes 5,
Noes 0



John Hogan
Committee Clerk

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Assembly Bill 294

Relating to: using digital recordings of a child's testimony.

By Representatives Boyle, Bies, Musser, Turner, Berceau, Lassa and Albers; cosponsored by Senator Jauch.

February 06, 2004 Referred to Committee on Judiciary, Corrections and Privacy.

February 17, 2004 **PUBLIC HEARING HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

Absent: (0) None.

Appearances For

- Representative Frank Boyle, 73rd Assembly District

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- None.

Registrations Against

- None.

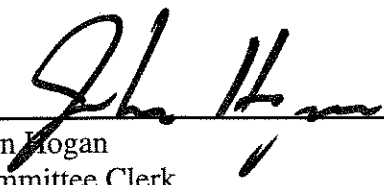
February 23, 2004 **EXECUTIVE SESSION HELD – POLLING**

Moved by Senator Zien that **Assembly Bill 294** be recommended for concurrence.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0

A handwritten signature in black ink, appearing to read "John Hogan", written over a horizontal line.

John Hogan
Committee Clerk

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Assembly Bill 306

Relating to: writing bad checks and providing a penalty.

By Representatives Suder, Albers, Bies, Gunderson, Hahn, Ladwig, LeMahieu, Musser, Olsen, Owens, Seratti, Townsend, Van Roy, Weber and Ziegelbauer; cosponsored by Senators Welch, Kanavas, Reynolds, Roessler, Schultz and Stepp.

November 06, 2003 Referred to Committee on Judiciary, Corrections and Privacy.

January 8, 2004 **PUBLIC HEARING HELD**

Present: (4) Senators Zien, S. Fitzgerald, Carpenter and Coggs.
Absent: (1) Senator Stepp.

Appearances For

- Representative Scott Suder, 69th Assembly District
- State Senator Bob Welch, 14th State Senate District
- Doug Johnson, WI Merchants Federation, Madison
- Terry Gerrits, WI Merchants Federation, Sun Prairie

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- Michelle Kussow, WI Grocers Assn., Madison
- State Senator Carol Roessler, 18th State Senate District
- Bill Smith, National Federation of Independent Business (WI), Madison
- Steven Werner, WI Professional Police Assn., Madison
- Kathi Kilgore, WI Innkeepers Assn., Madison
- Rose Oswald Poels, WI Bankers Assn., Madison

Registrations Against

- None.

January 8, 2004

EXECUTIVE SESSION HELD

Present: (3) Senators Zien, S. Fitzgerald and Carpenter.
Absent: (2) Senators Stepp and Coggs.

Moved by Senator Zien, seconded by Senator S. Fitzgerald that
Assembly Bill 306 be recommended for concurrence.

Ayes: (3) Senators Zien, S. Fitzgerald and Stepp
(polling).

Noes: (2) Senators Carpenter and Coggs (polling).

CONCURRENCE RECOMMENDED, Ayes 3, Noes 2



John Hogan
Committee Clerk

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Assembly Bill 324

Relating to: classification of jail prisoners for determining prisoner housing assignments, the type of prisoner supervision, and the delivery of services and programs to prisoners.

By Representatives Friske, Bies, Huber, Van Roy, Musser, Hines, F. Lasee, Ladwig, Townsend, Owens, McCormick, Stone, J. Fitzgerald, Hundertmark, Albers, Grothman and Petrowski; cosponsored by Senator S. Fitzgerald.

November 06, 2003 Referred to Committee on Judiciary, Corrections and Privacy.

January 23, 2004 **PUBLIC HEARING HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

Absent: (0) None.

Appearances For

- Representative Donald Friske, 35th Assembly District
- Sarah Diedrick Kasdorf, WI Counties Assn., Madison
- Joseph Norweck, Dane Co. Sheriff's Office, Madison

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- None.

Registrations Against

- None.

February 10, 2004 **EXECUTIVE SESSION HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

Absent: (0) None.

Moved by Senator S. Fitzgerald, seconded by Senator Stepp that
Assembly Bill 324 be recommended for concurrence.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter
and Coggs.

Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0



John Hogan
Committee Clerk

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Assembly Bill 327

Relating to: prohibiting certain computer postings that invite harassment or obscene, lewd, or profane communication and providing a penalty.

By Representatives Friske, Schneider, Bies, Van Roy, Musser, Hines, Loeffelholz, Ladwig, Hahn, McCormick, Krawczyk, Stone, Albers and Owens; cosponsored by Senators Roessler and Kanavas.

November 13, 2003 Referred to Committee on Judiciary, Corrections and Privacy.

January 23, 2004 **PUBLIC HEARING HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

Absent: (0) None.

Appearances For

- Representative Donald Friske, 35th Assembly District

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- State Senator Carol Roessler, 18th State Senate District
- Representative Marlin Schneider, 72nd Assembly District

Registrations Against

- None.

February 10, 2004 **EXECUTIVE SESSION HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

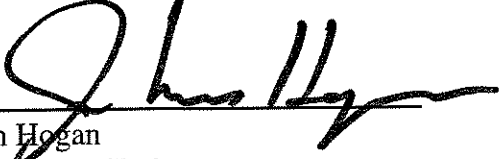
Absent: (0) None.

Moved by Senator S. Fitzgerald, seconded by Senator Stepp that **Assembly Bill 327** be recommended for concurrence.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter
and Coggs.

Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0



John Hogan
Committee Clerk

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Assembly Bill 346

Relating to: garnishment of the income of a minor.

By Representatives Owens, Van Roy, Jeskewitz, Townsend, Hahn, Ainsworth, Ladwig, Nass, Stone, Hines, Bies and Grothman; cosponsored by Senator Roessler.

October 28, 2003 Referred to Committee on Judiciary, Corrections and Privacy.

January 23, 2004 **PUBLIC HEARING HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

Absent: (0) None.

Appearances For

- Representative Carol Owens, 53rd Assembly District

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- State Senator Carol Roessler, 18th State Senate District

Registrations Against

- None.

January 23, 2004 **EXECUTIVE SESSION HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

Absent: (0) None.

Moved by Senator Stepp, seconded by Senator S. Fitzgerald that **Assembly Bill 346** be recommended for concurrence.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0

John Hogan
Committee Clerk

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Assembly Bill 352

Relating to: circumstances under which a prisoner may be permitted to leave a jail.

By Representatives Hundertmark, Miller, Gielow, Ainsworth, Hahn, Krawczyk, Hines, Nischke, Musser, M. Lehman, Petrowski, Staskunas, Olsen, Plouff, Ladwig, Gunderson, LeMahieu, J. Lehman, McCormick, Pocan, Van Roy, Friske and Taylor; cosponsored by Senator Roessler.

November 06, 2003 Referred to Committee on Judiciary, Corrections and Privacy.

January 23, 2004 **PUBLIC HEARING HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

Absent: (0) None.

Appearances For

- Representative Jean Hundertmark, 40th Assembly District
- Kimberly Roberts, Manawa
- Rev. Sue Moline Larson, Lutheran Office for Public Policy in WI, Madison

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- Deb Sybell, State Bar of WI - Criminal Law Section, Madison
- State Senator Carol Roessler, 18th State Senate District

Registrations Against

- None.

February 10, 2004 **EXECUTIVE SESSION HELD**

Present: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter and Coggs.

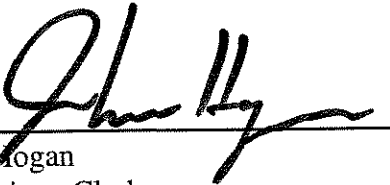
Absent: (0) None.

Moved by Senator Stepp, seconded by Senator S. Fitzgerald that
Assembly Bill 352 be recommended for concurrence.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp, Carpenter
and Coggs.

Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0



John Kogan
Committee Clerk

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Assembly Bill 372

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

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

September 29, 2003 Referred to Committee on Judiciary, Corrections and Privacy.


October 17, 2003 **EXECUTIVE SESSION HELD – POLLING**

Moved by Senator Zien that **Assembly Bill 372** be recommended for concurrence.

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp, George and Carpenter.

Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0



John Hogan
Committee Clerk

- Gary Stamm, Family of Aimee Kubler Stamm, Waunakee, WI
- Deanna Reilly, Madison, WI

Registrations Against

- None.

October 28, 2003

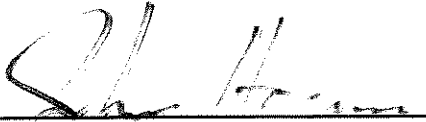
EXECUTIVE SESSION HELD

Present: (3) Senators Zien, Stepp and Carpenter.
Absent: (2) Senators S. Fitzgerald and George.

Moved by Senator Stepp, seconded by Senator Carpenter that **Assembly Bill 375** be recommended for concurrence.

Ayes: (4) Senators Zien, S. Fitzgerald (polling), Stepp and Carpenter.
Noes: (0) None.
Absent: (1) Senator George (polling).

CONCURRENCE RECOMMENDED, Ayes 4, Noes 0




John Hogan
Committee Clerk

Ayes: (5) Senators Zien, S. Fitzgerald, Stepp (polling),
Carpenter and Coggs (polling).

Noes: (0) None.

CONCURRENCE RECOMMENDED, Ayes 5, Noes 0



John Hogan
Committee Clerk