<u>Committee Name</u>: 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_sb0000

Misc.

03hr_SC-JCP_Misc_pt00

Record of Committee Proceedings 03hr_SC-JCP_RCP_pt08

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 104

Relating to: prohibiting the use of fireworks at certain indoor venues and providing a penalty.

By Senators Kedzie, Brown, Cowles, Schultz, Roessler, Kanavas and A. Lasee; cosponsored by Representatives Jeskewitz, Albers, Hahn, Ladwig, Townsend, Hines, Travis, Weber and Ott.

April 09, 2003

Referred to Committee on Judiciary, Corrections and Privacy.

June 10, 2003

PUBLIC HEARING HELD

Present:

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

Carpenter.

Absent:

(0) None.

Appearances For

- State Senator Neal Kedzie, 11th State Senate District
- Dan Johnson, State Senator Neal Kedzie
- David Bloom, WI State Fire Chiefs Assn., Madison, WI

Appearances Against

None.

Appearances for Information Only

None.

Registrations For

- State Senator Ron Brown, 33rd State Senate District
- Pete Christianson, WI State Fire Chiefs Assn., Madison, WI
- State Senator Ted Kanavas, 33rd State Senate District

Registrations Against

• None.

June 10, 2003 EXECUTIVE SESSION HELD

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

Carper

Absent:

(0) None.

Moved by Senator S. Fitzgerald, seconded by Senator Zien that **Senate Bill 104** be recommended for passage.

Ayes:

(5) Senators Zien, S. Fitzgerald, Stepp, George

and Carpenter.

Noes:

(0) None.

PASSAGE RECOMMENDED, Ayes 5, Noes 0

John Hogan

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 106

Relating to: the residence of child sex offenders.

By Senators Harsdorf, M. Meyer, A. Lasee, Kanavas, Leibham and Darling; cosponsored by Representatives Johnsrud, Krawczyk, Ainsworth, Gundrum, Hundertmark, Ott, Lassa, J. Fitzgerald, Jeskewitz, Hines, McCormick and J. Wood.

April 09, 2003

Referred to Committee on Judiciary, Corrections and Privacy.

March 11, 2004

Failed to pass pursuant to Senate Joint Resolution 1.

John Hogan

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 126

Relating to: product liability of manufacturers, distributors, and sellers.

By Senators Welch, Kanavas, Stepp, Roessler, Reynolds, A. Lasee and Schultz; cosponsored by Representatives Huebsch, Hines, Musser, Nischke, Bies, Ainsworth, Van Roy, Ladwig, Gielow, Albers, Stone, Seratti, Gundrum, Pettis, Grothman, Weber, McCormick, J. Wood, Vrakas, Petrowski and Hundertmark.

April 29, 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 Bob Welch, 14th State Senate District
- Bill Smith, National Federation of Independent Business (WI), Madison
- James Buchen, WI Manufacturers & Commerce, Madison
- Jim Mathie, Civil Trial Counsel of WI, Waukesha

Appearances Against

- Kent Kutsugeras, Juneau
- Mike Riley, State Bar of WI
- Lynn Laufenberg, WI Academy of Trial Lawyers, Milwaukee

Appearances for Information Only

• None.

Registrations For

- Paul Merline, WI Restaurant Assn., Madison
- David Rosenmeier, WI Retail Lumber Assn., Germantown
- Gary Manke, WI Equipment Dealers, Madison
- Gary Manke, WI Automotive Aftermarket Assn., Madison
- Gary Manke, WI Automotive Parts Assn., Madison
- Brandon Scholz, WI Grocers Assn., Madison
- Jim Hough, WI Coalition for Civil Justice, Madison
- Jim Hough, WI Economic Development Assn., Madison
- Jim Hough, Civil Trial Counsel of WI, Madison

- Lisa Roys, Lincoln Wood Products, Madison
- Lisa Roys, Weathershield, Madison
- Lee Fanshaw, American Family Insurance, Madison

Registrations Against

- Kevin Shibilski, Teamsters Joint Council 39
- Joanne Ricca, Wisconsin State AFL-CIO, Milwaukee

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 **Senate Substitute Amendment 1** be recommended for adoption.

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

Noes: (0) None.

ADOPTION OF SENATE SUBSTITUTE AMENDMENT 1 RECOMMENDED, Ayes 5, Noes 0

Moved by Senator S. Fitzgerald, seconded by Senator Stepp that **Senate Bill 126** be recommended for passage as amended.

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

Noes: (2) Senators Carpenter and Coggs.

PASSAGE AS AMENDED RECOMMENDED, Ayes 3, Noes 2

John Mogan
Committee Clerk

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 128

Relating to: the disclosure of public library records.

By Senators Leibham, Cowles, Lazich and Roessler; cosponsored by Representatives Albers, Krawczyk, Bies, Friske, Grothman, Gunderson, Hahn, Hines, Jeskewitz, Ladwig, M. Lehman, Nass, Ott, Owens, Petrowski, Seratti, Stone, Townsend, Van Roy and LeMahieu.

April 29, 2003

Referred to Committee on Judiciary, Corrections and Privacy.

June 10, 2003

PUBLIC HEARING HELD

Present:

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

Carpenter.

Absent:

(0) None.

Appearances For

• Senator Joe Leibham, 9th State Senate District

Appearances Against

 Michael Yovovich, State Bar of WI - Children & The Law Section, Madison, WI

Appearances for Information Only

- John Reid, Council on Library and Network Development (COLAND), Madison, WI
- Richard Grobschmidt, Department of Public Instruction (DPI), Madison, WI

Registrations For

• State Representative Sheryl Albers, 50th Assembly District

Registrations Against

- Michael Miller, Department of Administration, WI
- Mary Lou Zuege, WI Educational Media Assn., Shorweood, WI
- Paul Nelson, WI Library Assn., Madison, WI (Submitted testimony prior to hearing, but did not attend hearing).

June 10, 2003 **EXECUTIVE SESSION HELD**

Present:

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

Carpenter.

Absent:

(0) None.

Moved by Senator S. Fitzgerald, seconded by Senator Zien that **Senate Bill 128** be recommended for passage.

Ayes:

(3) Senators Zien, S. Fitzgerald and Stepp.

Noes:

(2) Senators George and Carpenter.

PASSAGE RECOMMENDED, Ayes 3, Noes 2

John Hogan

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 131

Relating to: access for sheriffs and jailers to reports regarding the competency of criminal defendants.

By Senators Leibham, Cowles, Kanavas and Roessler; cosponsored by Representatives J. Fitzgerald, LeMahieu, Suder, Hines, Albers, Ladwig, Owens, Townsend, McCormick, Olsen, Seratti, Krawczyk, Bies, Gunderson, Ott, Staskunas, Stone, Van Roy, Friske, Hundertmark, Huber and Grothman.

May 05, 2003

Referred to Committee on Judiciary, Corrections and Privacy.

June 10, 2003

PUBLIC HEARING HELD

Present:

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

Carpenter.

Absent:

(0) None.

Appearances For

Senator Joe Leibham, 9th State Senate District

Appearances Against

• None.

Appearances for Information Only

• None.

Registrations For

- State Senator Ted Kanavas, 33rd State Senate District
- Cathleen Huebner, Milwaukee Deputy Sheriffs' Assn., Milwaukee, WI

Registrations Against

• None.

June 10, 2003

EXECUTIVE SESSION HELD

(0)

Present:

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

Carpenter.

Absent:

None.

Moved by Senator S. Fitzgerald, seconded by Senator Zien that **Senate Bill 131** be recommended for passage.

Ayes:

(5) Senators Zien, S. Fitzgerald, Stepp, George

and Carpenter.

Noes:

(0) None.

PASSAGE RECOMMENDED, Ayes 5, Noes 0

John Høgan

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 132

Relating to: a mandatory minimum sentence for a juvenile who is convicted of throwing a bodily substance at or toward a person while placed in a secured correctional facility, a secure detention facility, a secured child caring institution, or a secured group home and providing a penalty.

By Senators Hansen and Roessler; cosponsored by Representatives Ainsworth and Hines.

May 05, 2003

Referred to Committee on Judiciary, Corrections and Privacy.

March 11, 2004

Failed to pass pursuant to Senate Joint Resolution 1.

John Hogan

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 156

Relating to: calculating child support and creating committees to review the method of calculating child support.

By Senators George, Roessler and Lazich; cosponsored by Representatives Musser, Gundrum, McCormick, Albers, Kestell, Ainsworth, Hines, Lothian, Pettis, Loeffelholz, Hahn, Bies, M. Lehman, Gunderson, Nass, Ott, F. Lasee, Van Roy and Townsend.

May 08, 2003

Referred to Committee on Judiciary, Corrections and Privacy.

August 26, 2003

PUBLIC HEARING HELD

Present:

(5) Senators Zien, S. Fitzgerald and Stepp;

Resigned George; Senator Carpenter.

Absent:

(0) None.

Appearances For

- Jan Raz, WI Fathers for Children & Families, Hales Corners
- Keith Trost, LaFarge
- Bryan Holland, Monroe
- State Senator Gary George, 6th State Senate District

Appearances Against

- Susan Sussman, Center of Fathers, Families, & Public Policy, Madison
- Patti Seger, WI Coalition Against Domestic Violence, Madison
- Connie Chesnik, WI Dept. of Workforce Development, Madison
- Bob Andersen, Legal Action of Wisconsin, Madison
- Atty. John Short, State Bar of WI Family Law Section, Fort Atkinson
- Janet Nelson, WI Child Support Enforcement Assn., Milwaukee

Appearances for Information Only

None.

Registrations For

• Representative Terry Musser, 92nd Assembly District

Registrations Against

- Director of State Courts John Voelker, Committee of Chief Judges, Madison
- Charity Eleson, WI Council on Children & Families, Madison
- Sarah Diedrick Kasdorf, WI Counties Assn., Madison

March 11, 2004

Failed to pass pursuant to Senate Joint Resolution 1.

John Hogan

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 169

Relating to: permitting certain individuals to make written requests for medication for the purpose of ending their lives, and providing penalties.

By Senators Risser and Carpenter; cosponsored by Representatives Boyle, Sherman, Pocan and Berceau.

May 14, 2003

Referred to Committee on Judiciary, Corrections and Privacy.

March 11, 2004

Failed to pass pursuant to Senate Joint Resolution 1.

John Logan

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 181

Relating to: leaving the scene of an accident and providing a penalty.

By Senators S. Fitzgerald, Darling, Erpenbach, Roessler and Kanavas; cosponsored by Representatives Hines, Friske, Zepnick, McCormick, Kreibich, Ainsworth, Ott, Wasserman, Seratti, Gronemus, Hundertmark, Townsend, Hahn, Nass, Bies, J. Fitzgerald, Turner, Van Roy, Pettis, Suder, Owens and Vrakas.

May 28, 2003

Referred to Committee on Judiciary, Corrections and Privacy.

October 28, 2003

PUBLIC HEARING HELD

(1)

Present:

(4) Senators Zien, S. Fitzgerald, Stepp and

Carpenter.

Absent:

Senator George.

Appearances For

- State Senator Scott Fitzgerald, 13th State Senate District
- Susan Gengler-Leirmann, Watertown, WI
- Kathleen Watson, Family of victim Aimee Kubler, Verona, WI
- Bonnie Stamm, Family of Aimee Kubler Stamm, Verona, WI
- Julie Foley, Dane Co DA, Waunakee, WI

Appearances Against

None.

Appearances for Information Only

• None.

Registrations For

- State Senator Ted Kanavas, 33rd State Senate District
- State Senator Alberta Darling, 8th State Senate District
- State Senator Jon Erpenbach, 27th State Senate District
- Suzanne Beaudoin, Victim/Witness Services, Dane Co DA's office, Madison, WI
- Brian Dopke, Watertown, WI
- Norman Stamm, Verona, WI
- Theresa Stamm-Olson, Cottage Grove, WI

- Gary Stamm, Family of Aimee Kubler Stamm, Waunakee,
- 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 Carpenter, seconded by Senator Stepp that Senate Bill 181 be recommended for passage.

Ayes:

Senators Zien, S. Fitzgerald (polling), Stepp

and Carpenter.

Noes:

(0) None.

Absent: (1) Senator George (polling).

PASSAGE RECOMMENDED, Ayes 4, Noes 0

John Hogan

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 182

Relating to: safety belt use and providing a penalty.

By Senators S. Fitzgerald, Kanavas and Roessler; cosponsored by Representatives J. Fitzgerald, Bies, M. Lehman, McCormick, Pope-Roberts and Van Roy.

May 29, 2003

Referred to Committee on Judiciary, Corrections and Privacy.

March 11, 2004

Failed to pass pursuant to Senate Joint Resolution 1.

John **Ho**gan

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 187

Relating to: claims for loss of society and companionship in medical malpractice cases.

By Senators George, Plale and Robson; cosponsored by Representatives Hebl, Boyle, Young, Cullen and Johnsrud.

June 04, 2003

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

- Dr. Eric Rice, Middleton
- Robert Jaskulski, WI Academy of Trial Lawyers, Madison
- State Senator Judy Robson, 15th State Senate District
- Victoria Brown, Janesville
- Sherry Ellis, Oak Creek
- Christine Spindler, Stillwater
- Douglas Spindler, Stillwater
- Carolyn Castore, WI Citizen Action, Milwaukee
- Elfie Schneider, Grafton
- Kerry Davis, Minneapolis
- Diana Tripke, Cottage Grove
- Robert Jaskulski, WI Academy of Trial Lawyers, Madison
- Senator Jeff Plale
- Rep. Tom Hebl

Appearances Against

Mark Adams, WI Medical Society, Madison

Appearances for Information Only

None.

Registrations For

- Amanda Ellis, Oak Creek
- Ashley Ellis, Oak Creek

- James Bollig, Cottage Grove
- Philip Triple, Cottage Grove
- Joanne Ricca, Wisconsin State AFL-CIO, Milwaukee
- Deb Sybell, State Bar of WI

Registrations Against

- Maureen McNally, Froedtert Community Health, Milwaukee
- Tim Hoven, WI Academy of Family Physicians
- Jodi Bloch, WI Bankers Assn., Madison
- Jim Hough, WI Coalition for Civil Justice, Madison
- Jim Hough, Civil Trial Counsel of WI, Madison
- Jim Hough, WI Economic Development Assn., Madison
- Kathryn Kuhn, Medical College of WI, Milwaukee
- Michael Vaughan, WI Institute of CPAs, Madison
- John Metcalf, WMC, Madison
- Tom Howells, Wisconsin Motor Carriers Association, Madison
- Bill Smith, National Federation of Independent Business, Madison

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

John Hogan

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 193

Relating to: proceedings involving an American Indian juvenile who is alleged to have committed a delinquent act while physically outside the boundaries of a reservation and off-reservation trust land because of certain tribal court orders.

By Joint Legislative Council.

June 05, 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 Terry Musser, 92nd Assembly District
- John Wilhelmi, Menomonie Indian Tribe, Bonduel

Appearances Against

None.

Appearances for Information Only

• Joyce Kiel, Legislative Council

Registrations For

None.

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 S. Fitzgerald, seconded by Senator Carpenter that **Senate Bill 193** be recommended for passage.

Ayes:

(5) Senators Zien, S. Fitzgerald, Stepp (polling), Carpenter and Coggs (polling). Noes: (0) None.

PASSAGE RECOMMENDED, Ayes 5, Noes 0

John Hogan Committee Clerk

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

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.

June 10, 2003

Referred to Committee on Judiciary, Corrections and Privacy.

August 21, 2003

PUBLIC HEARING HELD

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

Absent:

(0) None.

Appearances For

- State Representative Mark Gundrum, 84th Assembly District
- State Senator Mary Lazich, 28th State Senate District
- Susan Armacost, WI Right to Life, Milwaukee, WI
- Jill Stanek, RN, Mokena, IL
- Father Lawrence Keiffer, Madison, WI
- Mary Klaver, WI Right to Life, Milwaukee, WI
- Marianne Linane, National Assn. of Pro-Life Nurses, Milwaukee, WI
- Beth LaChance, Waukesha, WI
- Matt Sande, Pro-Life WI, Cambridge, WI

Appearances Against

- Gary Radloff, WI Dept. of Health and Family Services, Madison, WI
- Jean Gorski, Fremont, WI
- Peggy Peterson, WI Dept. of Health and Family Services, Madison, WI

Appearances for Information Only

 Rev. Sue Moline Larson, Lutheran Office for Public Policy in WI, Madison, WI (8/25/3 Requested to be changed from "Appearances Against")

Registrations For

- · Will Goodman, Stevens Point, WI
- Warren Emery, Middleton, WI
- Lyn Benavides, Columbus, WI
- Representative Scott Gunderson, 83rd Assembly District
- Barb Paape, Deerfield, WI
- Bill Paape, Deerfield, WI
- Rebecca Rieth, Neenah, WI
- Dan Paape, Waterloo, WI
- Kris Paape, Waterloo, WI
- Nancy Meinholz, DeForest, WI
- Rebeca Jest, Brookfield, WI
- Lois Schlei, Butler, WI
- Mira Kazmer, Jefferson, WI
- Robert Kazmer, Jefferson, WI
- Mary Aleckson, Whitewater, WI
- Katie Leedle, Beaver Dam, WI
- · Laura Kocum, Madison, WI
- Carrie Bohman, Madison, WI
- Marvin Munyon, WI Capitol Watch, Watertown, WI
- State Senator Ted Kanavas, 33rd State Senate District
- State Representative Leah Vukmir, 14th Assembly District
- Sister Joan Ann Springman, Oregon, WI
- Kathy Markeland, WI Catholic Conference, Madison, WI
- State Senator Dale Schultz, 17th State Senate District
- State Senator Bob Welch, 14th State Senate District
- Gene Green, Baptists for Life, Fox Lake, WI
- Kathy Shafarik, Madison, WI
- State Senator Tom Reynolds, 5th State Senate District
- Beverly Searl, Lomira, WI
- Elizabeth Cook, WI Right to Life, Poynette, WI
- Fred Cook, Columbia County Right to Life, Poynette, WI
- Representative Glenn Grothman, 58th Assembly District
- Michele Connery, Cottage Grove, WI
- Al Christianson, Madison, WI
- Deborah Hendriks, Appleton, WI
- Sister Rosalin Bauer, Pro-Life WI, Beloit, WI
- Patrick L. Faulk, Racine, WI
- · Kevin Kiconas, Madison, WI
- Ruth Moegenberg, West Bend, WI
- Glenda Davis, Brookfield, WI
- Liane Ripatte, Milwaukee, WI
- Harley Herold, Watertown, WI
- Delores Herold, Watertown, WI
- John Tatarsky, Eagle Forum of WI, Milwaukee, WI

Registrations Against

- Lisa Deften, Madison WI
- Jennifer Papenthien, Madison, WI
- Lori Greenberg, Fitchburg, WI
- Priscilla Mather, Madison, WI
- · Lauren Rauk, Madison, WI
- Brian Juchems, Madison, WI
- Christopher Ahmuty, ACLU of WI, Milwaukee, WI
- Elysse Chay, Milwaukee, WI
- Betsey Tague, Weyauwega, WI
- name not given, Young Women's Christian Assn. (YWCA), Madison, WI
- Sara Hinkel, Madison, WI
- · Melissa Keyes, Madison, WI
- Jessica Spotts, Madison, WI
- Virginia Harrison, Madison, WI
- Laura Glazer, Middleton, WI
- Colleen Butler, Madison, WI
- Nancy Wrenn Bauch, Madison, WI
- · Gayle Ihlenfeld, Madison, WI
- Patricia Waitkins, Madison, WI
- Eileen Mershait, Madison, WI

August 27, 2003 EXECUTIVE SESSION HELD - POLLING

Moved by Senator Zien that **Senate Bill 195** be recommended for passage.

Ayes:

(4) Senators Zien, S. Fitzgerald, Stepp and

Carpenter.

Noes:

(1) Senator George.

PASSAGE RECOMMENDED, Ayes 4, Noes 1

olin Hogan