

Senate

Record of Committee Proceedings

Committee on Labor, Small Business Development and Consumer Affairs

Senate Bill 289

Relating to: civil liability exemption for claims resulting from weight gain and obesity.

By Senators Reynolds, S. Fitzgerald, Zien, Breske, Harsdorf, Kanavas, Lazich, Leibham, Roessler and Schultz; cosponsored by Representatives Vrakas, Gundrum, Gronemus, Albers, Bies, J. Fitzgerald, Friske, Gottlieb, Grothman, Gunderson, Hahn, Hines, Honadel, Hundertmark, Jeskewitz, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, LeMahieu, McCormick, Montgomery, Musser, Nass, Nischke, Olsen, Ott, Pettis, Petrowski, Schneider, Seratti, Stone, Suder, Towns, Townsend, Van Roy, Ward, Weber, M. Williams, J. Wood, Young, Zepnick and Ziegelbauer, by request of Wisconsin Restaurant Association.

October 21, 2003 Referred to Committee on Labor, Small Business Development and Consumer Affairs.

December 8, 2003 **PUBLIC HEARING HELD**

Present: (4) Senators Reynolds, Kedzie, Zien and Hansen.
Absent: (1) Senator Decker.

Appearances For

- Senator Tom Reynolds, Fifth Senate District, West Allis
- Representative Dan Vrakas, Hartland
- Ed Lump, Wisconsin Restaurant Association, 2801 Fish Hatchery Road, Madison
- Steve Davis, Wisconsin Restaurant Association, 50 Victoria Court, Oshkosh
- Danielle Baerwald, Erv's Mug Restaurant, 1515 W. Iowa Terrace, Milwaukee
- Mike Kriegl, Culver's of Darboy, 3631 E. Calumet Street, Appleton
- Kathi Kilgore, Wisconsin Innkeepers Association, 44 E. Mifflin Street, Ste. 101, Madison
- Barbara Behling, Culver Franchising, 540 Water Street, Prairie du Sac

Appearances Against

- Keith Clifford, Wisconsin Academy of Trial Lawyers, Madison

Appearances for Information Only

- None.

Registrations For

- Matt Hauser, 121 S. Pinckney Street, Ste. 300, Madison
- Terry Quam, Wisconsin Cattlemen's Association, P.O. Box 527, Eau Claire
- Scott Smith, 310 N. 5th Street, Madison
- John Exner, Midwest Food Processors, P.O. Box 1297, Madison
- Scott Smith, 310 N. 5th Street, Madison
- Eric Rottier, Wisconsin Innkeepers Association, 5313 Queensbridge Road, Madison
- Ron Kuehn, Wisconsin Pork Association, 2 E. Mifflin Street, Ste. 600, Madison
- Paul Cunningham, Schreiner's Restaurant, 168 N. Pioneer Road, Fond du Lac
- Gerry Krist, Outback Steakhouse, 279 Junction Road, Madison
- Kathi Kilgore, Outdoor Advertising Association of Wisconsin, 44 E. Mifflin Street., Ste 101, Madison
- Michelle Kussow, Wisconsin Grocers Association, 1 S. Pinckney Street #504, Madison
- Doug Johnson, Wisconsin Merchants Federation, 1 E. Main Street #350, Madison
- John Kavanaugh, 5096 Caton Lane, Waunakee
- Bill Smith, National Federation of Independent Businesses, 10 E. Doty Street, Ste. 201, Madison

Registrations Against

- Deb Sybell, Litigation Section, State Bar of Wisconsin, Madison

December 8, 2003 EXECUTIVE SESSION - POLLING

Moved by Senator Reynolds, seconded by Senator Kedzie that **Senate Bill 289** be recommended for passage.

Ayes: (4) Senators Reynolds, Kedzie, Zien and Decker.
Noes: (1) Senator Hansen.

PASSAGE RECOMMENDED, Ayes 4, Noes 1



Steve Krieser
Committee Clerk