

## Assembly

### Record of Committee Proceedings

#### **Committee on Criminal Justice and Homeland Security**

##### **Assembly Bill 763**

Relating to: carrying a concealed weapon, possessing or transporting a firearm under certain circumstances, background checks for handgun purchases, photographic identification cards for retired law enforcement officers, requiring the exercise of rule-making authority, providing an exemption from rule-making authority, and providing penalties.

By Representatives Gunderson, Suder, Pettis, Albers, J. Fitzgerald, Freese, Gundrum, Hahn, Hines, Hundertmark, Kestell, Kleefisch, Krawczyk, F. Lasee, LeMahieu, Loeffelholz, Lothian, McCormick, Mursau, Musser, Nass, Nischke, Owens, Petrowski, Pridemore, Schneider, Strachota, Towns, Van Roy, Vos, Vrakas, Jensen and Vukmir; cosponsored by Senators Zien, S. Fitzgerald, Breske, Brown, Grothman, Kanavas, Kedzie, A. Lasee, Leibham, Reynolds, Roessler, Schultz and Stepp.

October 17, 2005      Referred to Committee on Criminal Justice and Homeland Security.

November 2, 2005      **PUBLIC HEARING HELD**

Present:      (12)      Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum, Vukmir, Turner, Krusick, Black, Kessler and Grigsby.

Absent:      (0)      None.

##### Appearances For

- Dave Zien — Senator, 23rd Senate District
- Scott Gunderson — Representative
- Suzanna Gratia-Hupp, Kempner
- Vince Coletti, Mequon
- Sandy Merett, Milwaukee
- Darren La Sorte, Fairfax — NRA
- Massad Ayoob, Grantham
- Maya Cole, Madison
- Larry Gleasman, Madison
- Jim Fendry, Greendale — Wisconsin Pro-Gun Movement
- Art Seidel, Brookfield — Wisconsin Wildlife Federation
- Tom Bice
- Carroll Marquardt, Middleton
- Ronald Jeka, Ft. Atkinson
- Anthony Plack

- Matthew Slavik, Brookfield
- James Tjraun, Milwaukee
- Erwin Von der Ehe, Waukesha
- Gene German, Shorewood
- Thomas Czechorski, Union Grove
- Gert Grohmann, Shorewood
- Julie Vance, Milwaukee
- Kimberly Graff, Green Bay — Wisconsin Gun Owners
- Buster Bachhuber, Wausau
- Jeff Nass, Pulaski — Nass's Martial Arts America
- Miles Littlefield
- Doris Ellison, Willard
- Auric Gold, Madison
- Tom Hennessy, Appleton
- John Stoltenberg, Elkhart Lake
- Paul Lembrich, Janesville
- Joshua Tilley, Stoughton
- Amanda Wittlieff, West Allis
- Robert Clampitt, Cross Plains
- Mary Dial, DeForest
- Kristin Halverson, Monona
- Craig Wroten, Milwaukee
- Bob Seitz, Monticello — Sporting Heritage Inc.
- Arnold Harris, Mount Horeb

#### Appearances Against

- Jeri Bonavia, Milwaukee — WAVE
- Doug Pettit, Oregon — Wisconsin Chiefs of Police Association
- Anna Puzinski, Milwaukee — Milwaukee Police Department
- Glen Jones, Germantown — Wisconsin Troopers Association
- Denny Kruger, Oregon — Wisconsin Troopers Association
- Anna Fuelleman, Madison
- Peter Bakken, Sun Prairie — Wisconsin Council of Churches
- Mike Murray, Madison — Wisconsin Coalition Against Sexual Assault
- Patti Seger, Madison — Wisconsin Coalition Against Domestic Violence
- Debra Fifer, Milwaukee — Mothers Against Gun Violence
- Ryan Kulik, Milwaukee — WAVE
- Heidi Rose, Milwaukee — WAVE
- Ann Frisch, Oshkosh — DR
- Meagan Yost, Poynette
- Andrea Kaminski, Madison — League of Women Voters
- Dolores Lillger, Madison

- Joanne Kirby, Merrill
- Pete Karas, Racine
- Mike Roberts, Madison — Department of Justice
- Emily Hynek, Eau Claire — NASW - Wisconsin
- Anne Edwardson, Madison
- Ken Schmidt, Milwaukee
- Lou Wilczynski, Madison — Department of Justice

#### Appearances for Information Only

- Margaret Kelsey, Racine — Modine Manufacturing Company
- Tim Lyke, Ripon — Ripon Commonwealth Press
- Pete Christianson, Fitchburg
- John Laabs, Madison — Wisconsin Broadcasters Association
- Jean Damm, Pardeeville
- John Voelker, Madison — Director of State Courts
- Morna Foy, Madison — Wisconsin Technical College System
- Richard Withers, Milwaukee
- Steve Kestell, Elkhart — Representative

#### Registrations For

- Ron Brown — Senator
- Tom Reynolds — Senator, 5th Senate District
- Ted Kanavas, Madison — Senator, State Senator
- Max Hebert, Altoona
- Joseph Polacek, Windsor
- Stanley McCredie, Madison
- Leah Vukmir — Representative, 14th Assembly District
- James Giles, Kenosha
- James Gile Jr., Kenosha
- Aaron Kippley, Sauk City
- Marjorie Moorhouse, Antigo — Langlade County Republican Women
- Gary Strasser, Deerbrook — Northwoods Adventures
- Carol Strasser, Deerbrook
- Joe Leibham — Senator
- Renee Grabowski, Franklin
- Tom Bates, Monona
- Brian Gabowski, Franklin
- Alan Lasee, Madison — Senator
- Marvin Munyon, Watertown — Wisconsin Capitol Watch
- John Ruck, Madison
- Simon Cope, Fitchburg
- DJ Heinke, Madison — CC Riders
- Joel Kleefisch — Representative

- Wayne Vawter, Lebanon
- Michael Litscher, Brown Deer
- J.D. Belongia, Milwaukee
- Nathan Berken, Sun Prairie
- Richard Baker, Greenfield
- Perry Wittlieff, Caledonia
- Tom Hanson, Madison
- Jeff Niles, Milton
- John Niles, Janesville
- Timothy Anderson, East Troy
- Jim Burgess, Watertown
- Brian Lange, Manitowoc
- Cathy Stepp, Madison — Senator, 21st Senate District
- William Lange, Manitowoc
- Tim Grant, Richfield
- William Schmitz, Redgranite
- Debra Schmitz, Redgranite
- Michael Schlick, Black Earth
- Henry Rahr, Green Bay
- Josh Johanningsmeier, Madison
- Rol Church, Wautoma
- Rick Ingle, Janesville
- Chuck Roamer, Mukwonago
- Andrew Vissers, Fond du Lac
- Alan Mundt, Janesville
- Penney Hill Mundt, Janesville
- Gail Pepin, Rosemont
- Ronnie Casper, Hixton
- Lori Casper, Hixton
- Ed Horzewski, Iron Ridge
- Winston Lathrop, Madison
- Doug Klitzkie, Madison
- Norm Sannes, Madison
- Mike Ostrander, Appleton
- Romayn Rote, Madison
- Carl Eichenauer, Appleton
- Joseph Samolyk, Milwaukee
- Roger Breske — Senator, 12th Senate District
- Ron Johnson, Wisconsin Rapids
- Ronald Schultz
- Ken Byrne, Marshall
- Robin Vos — Representative
- Raymond Gwinn, Wisconsin Rapids
- Russ Ellison, Willard

- Al Phelan, Madison — Wisconsin Conservation Congress
- LeRoy Smail, Madison
- Stuart Strickler, Williamstown
- Tom Nordwig, Green Bay
- Anthony Hamilton, Brooklyn
- Joe Handrick, Madison — Wisconsin Bear Hunters Association
- Mark Pettis — Representative
- Hugh Davis, Hartland
- Joan Maynard, Madison
- Cindy Fesemyer, Madison
- Sheryl Albers — Representative
- Neal Kedzie, Madison — Senator
- George Meyer, Madison — WI Wildlife Federation
- Tricia Sieg, Madison
- Dan LeMahieu — Representative
- J.A. Hines — Representative
- Terri McCormick, Madison — Representative
- Jeff Mursau, Crivitz — Representative, 36th Assembly District
- Gabe Loeffelholz — Representative
- Tom Lothian — Representative
- Jean Hundertmark, Clintonville — Representative
- Bob Welch — Wisconsin Bear Hunters
- Don Pridemore — Representative
- Steve Nass, Whitewater — Representative
- Ann Nischke — Representative, 97th Assembly District
- William Ward, Milwaukee — Milwaukee Police Association
- Eugene Hahn, Madison — Representative, 47th Assembly District
- Jeff Wood, Madison — Representative

#### Registrations Against

- Alfred Meyer, Madison — Physicians for Social Responsibility
- Mary Bowman, Madison
- Sarah Diedrick-Kasdorf, Madison — Wisconsin Counties Association
- Kathryn Derene, Madison
- Bill Wacters, Madison
- Mindy Molec, Madison
- Margaret Lewis, Madison — UW System
- Jodi Bloch, Madison — Wisconsin Hospital Association
- Julie Swiderski, Milwaukee — Covenant Healthcare System
- Brad Karas, Racine

- Curt Witynski, Madison — League of Wisconsin Municipalities
- Jack O'Meara, Madison — Professor Inc. (Faculty at UW-Madison)
- Elizabeth Elwart, Madison
- Erin Bishop, Madison
- Lauren Rauk, Madison
- Chris Taylor, Madison — Planned Parenthood of Wisconsin
- Sara Finger, Madison
- Lisa Marowey, Madison — UW-Health
- Judy Skog, Madison
- Michael Blumenfeld, Madison — WI Jewish Conference
- Paula Simon, Milwaukee — Milwaukee Jewish Council for Community Relations
- Julie Worzala, Madison
- Sherman Hill, Milwaukee
- Lindsay Klaas, Madison
- Kathleen Falk, Madison — Dane County Executive
- Jeff Lorentz, Madison — Wisconsin State Patrol
- Barbara Sella, Madison — Wisconsin Catholic Conference
- Michael Serpe, Kenosha — County of Kenosha
- Michael Miller, Milwaukee — City of Milwaukee
- Mark Wadjum, Appleton — Outagamie County
- Anthony Korls, Poynette
- April Scheider, Madison
- Amy Schulz, Madison — Physicians for Social Responsibility
- Katie Walby — SC Johnson
- Lisa Fuelleman, Mt. Horeb
- David Steffenson, Madison — Rev., Upstream Institute for Ecological Ethics
- Ed Huck, Madison — Wisconsin Alliance of Cities
- Nicole Morales, Janesville — Alternatives to Violence
- Michelle Hubbard, Merrill
- Lindsay Quaintance, Merrill — HAVEN
- Vicki Berenson, Madison
- Jen Rubin, Madison
- Mary Jo Vandelyne, Monona
- Janie Ocejo, Madison
- Michelle Zallar, Sun Prairie
- Jeremy Levin — Wisconsin Medical Society
- Bob Wierenga, Delavan — Wisconsin County Police Association
- Diane Wolff, Madison
- John Keckhaver, Madison

- Joann Pritchett, Madison
- Jon Peacock, Madison
- Wendy Henderson, Madison
- Aubrie Divine - Scott, Madison
- Jill Jacklitz, Madison
- Charity Elesn, Middleton
- Michael Walsh, Madison — WEAC
- Choral Rae Choinski, Madison
- James Kleinschmidt, Fitchburg
- Michelle Mettner, Madison — Association of State Prosecutors
- John Burr — Association of State Prosecutors
- Linda Kleinschmidt, Madison — Wisconsin Council on Children & Families
- Karen Richardson, Madison
- Marilee Harrison, Madison
- Marc Herstand, Madison — National Association of Social Workers
- Margaret McCullough, Mt. Calvary — Friends Aware of Violent Relationships
- Barbara Toles, Milwaukee — Representative, 17th Assembly District

November 8, 2005

**EXECUTIVE SESSION HELD**

Present: (12) Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum, Vukmir, Turner, Krusick, Black, Kessler and Grigsby.

Absent: (0) None.

Moved by Representative Suder, seconded by Representative Vukmir that **Assembly Substitute Amendment 1** be recommended for adoption.

Ayes: (7) Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum and Vukmir.

Noes: (5) Representatives Turner, Krusick, Black, Kessler and Grigsby.

**ASSEMBLY SUBSTITUTE AMENDMENT 1 ADOPTION RECOMMENDED, Ayes 7, Noes 5**

Moved by Representative Krusick, seconded by Representative Kessler that **Assembly Amendment (LRB 1331/2)** be recommended for introduction.

Ayes: (5) Representatives Turner, Krusick, Black, Kessler and Grigsby.  
Noes: (7) Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum and Vukmir.

INTRODUCTION OF ASSEMBLY AMENDMENT NOT RECOMMENDED, Ayes 5, Noes 7

Moved by Representative Black, seconded by Representative Kessler that **Assembly Amendment (LRB 1327/1)** be recommended for introduction.

Ayes: (6) Representatives Jeskewitz, Turner, Krusick, Black, Kessler and Grigsby.  
Noes: (6) Representatives Suder, Friske, Owens, F. Lasee, Gundrum and Vukmir.

INTRODUCTION OF ASSEMBLY AMENDMENT NOT RECOMMENDED, Ayes 6, Noes 6

Moved by Representative Black, seconded by Representative Krusick that **Assembly Amendment (LRB 1329/1)** be recommended for introduction.

Ayes: (6) Representatives Jeskewitz, Turner, Krusick, Black, Kessler and Grigsby.  
Noes: (6) Representatives Suder, Friske, Owens, F. Lasee, Gundrum and Vukmir.

INTRODUCTION OF ASSEMBLY AMENDMENT NOT RECOMMENDED, Ayes 6, Noes 6

Moved by Representative Black, seconded by Representative Kessler that **Assembly Amendment (LRB 1330/1)** be recommended for introduction.

Ayes: (5) Representatives Turner, Krusick, Black, Kessler and Grigsby.  
Noes: (7) Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum and Vukmir.

INTRODUCTION OF ASSEMBLY AMENDMENT NOT RECOMMENDED, Ayes 5, Noes 7

Moved by Representative Black, seconded by Representative Kessler that **Assembly Amendment (LRB 1328/1)** be recommended for introduction.

- Ayes: (5) Representatives Turner, Krusick, Black, Kessler and Grigsby.  
Noes: (7) Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum and Vukmir.

INTRODUCTION OF ASSEMBLY AMENDMENT NOT RECOMMENDED, Ayes 5, Noes 7

Moved by Representative Turner, seconded by Representative Black that **Assembly Amendment (LRB 1411/1)** be recommended for introduction.

- Ayes: (5) Representatives Turner, Krusick, Black, Kessler and Grigsby.  
Noes: (7) Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum and Vukmir.

INTRODUCTION OF ASSEMBLY AMENDMENT NOT RECOMMENDED, Ayes 5, Noes 7

Moved by Representative Friske, seconded by Representative Suder that **Assembly Bill 763** be recommended for passage as amended.

- Ayes: (7) Representatives Suder, Friske, Owens, F. Lasee, Jeskewitz, Gundrum and Vukmir.  
Noes: (5) Representatives Turner, Krusick, Black, Kessler and Grigsby.

PASSAGE AS AMENDED RECOMMENDED, Ayes 7, Noes 5

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Anne Emerson