

Senate

Record of Committee Proceedings

Committee on Judiciary, Corrections and Privacy

Senate Bill 70

Relating to: evidence of lay and expert witnesses.

By Senators Kanavas, Stepp, Olsen and Brown; cosponsored by Representatives Suder, Townsend, Hahn, Bies, Jensen, Hines, Van Roy, Gunderson, Ott, Albers, Hundertmark, F. Lasee, Davis, Kreibich and Lamb.

February 17, 2005 Referred to Committee on Judiciary, Corrections and Privacy.

February 23, 2005 **PUBLIC HEARING HELD**

Present: (4) Senators Zien, Roessler, Grothman and Taylor.
Absent: (1) Senator Coggs.

Appearances For

- Ted Kanavas, Madison — Senator, State Senator
- James Buchen, Madison — WMC
- Pete Hanson, Madison — Wisconsin Restaurant Association
- Ric Gass, Milwaukee — Lawyers for Civil Justice
- David Jenkins, Madison — Wisconsin Federation of Cooperatives

Appearances Against

- Dan Rottier — Wisconsin Association of Trial Lawyers
- Lynn Laufenberg, Greendale — State Bar of Wisconsin

Appearances for Information Only

- None.

Registrations For

- Wendell Willis, Milwaukee — WMCA
- Pamela Jones, Waterford — HNI Risk Services Inc.
- Don Notzing, Eau Claire — TRAC Inc
- Chris Tanke, Hartland — HNI
- Joe Malett, Wauwatosa — HNI Risk Services
- Steve Mueller, Sussex — HNI Risk Services
- Carolyn Wergin, Delafield
- Tom Howells — Wisconsin Motor Carriers Association
- Richard Jenkins, Racine — Diamond Transportation
- Donald Jerrell II, East Troy — HNI Risk Services Inc.

- Mahlon Gragen, Kenosha — ATC Leasing Co.
- Steve Setterlund, Richland Center — Setterlund Trucking Inc.
- Steven Davis, Oshkosh
- Eric Englund, Madison — Wisconsin Insurance Alliance
- Ruth Simpson, Madison
- R. Ewert, Brookfield
- Don Esposito, Sun Prairie
- John Stenz, Oshkosh
- Bob Nadulske, Oshkosh — Oshkosh Chamber of Commerce
- John Casper, Oshkosh — Oshkosh Chamber of Commerce
- Rob Kleman, Oshkosh — WEDA
- Matt Hauser, Madison — Petroleum Marketers
- Louie Schubert, Madison — American Family Insurance
- Jim Schaefer, Brookfield
- Jim Bell, Madison
- Jim Boullion, Madison — Association of General Contractors
- Bob Stephenson, Appleton
- Mark Benlcowski, Mukwanago
- Bryce Styza
- Bill Berndt, River Falls
- Brenda Newby, Almond
- Paul Huebner, Beaver Dam
- Steve Zich, Appleton
- Ken Joosnew, Appleton
- Dave Framke, Wausau
- Michael Wiltzius, Sheboygan
- Douglas Daun
- Daniel Daun, Sheboygan
- Melissa Wolf, Kenosha
- Elizabeth Ramsey, Union Grove
- Tim Hanson
- Jim Wersal, Stoughton
- John Mau, Kaukauna
- Jeff Mau, Kaukauna
- Michelle Dawson, Racine
- Darryl Spang, Franksville
- Harold Smart, Union Grove
- James Mikla, Baldwin
- Christine Mikla, Baldwin
- Terry Larson, East Troy
- John Darrey, Racine
- Georgia Rakowski, Wauwatosa
- Craig Rakowski, Wauwatosa
- Kerry Sutton, New Berlin

- Philip Fritsche, Beaver Dam
- Jenny Bultman, Wauwatosa
- Rob Bultman, Wauwatosa
- Gary Roehrig
- Greg Stellrecht, Onalaska
- David Turk, Onalaska
- Jon Olson, La Crosse
- Tom Thompson, Onalaska
- Beata Kalies, Madison — Wisconsin Federation of Cooperatives
- Steve Treu, Sparta
- Sandra Thompson, Onalaska
- Jane Hagman, Manitowoc
- James Check, Manitowoc
- Brandon Bartow, Manitowoc
- Robert Schuette, Manitowoc
- Julie Mancl, Wisconsin Rapids
- Carey Larson, Plover
- David Sowieja, Stevens Point
- Mark Camalieri, Amherst
- Mike Lotto
- Ken Nyhns, Bloomer
- Al Sundstrom, Eau Claire
- Neil Haselwander, Eau Claire
- Randall Knapp, LaCrosse
- Thomas Wellnitz, Janesville
- Wayne Foster
- Kevin Dittmer, Milwaukee
- Steve Miazga, Pewaukee
- Dave Molenda, Brookfield
- Dan Riedel, Muskego
- Christine Howard Turowski, Waukesha
- Joe Behmke, Franklin
- Darrell Jutz, Hartford
- Barbara Slack, Monona
- Michael Lester, Eau Claire
- Brad Gustafsow, Eau Claire
- Ann Pienkos, Lake Geneva
- Audrey Boss, Delavan
- Vicki Markussen, LaCrosse
- John Lautz, West Salem
- Mark Etrheim, Onalaska
- Dave Osborne, Oregon
- Greg Schaffer, McFarland

- Abe Degnau, DeForest
- Frank Madden, Mequon
- Ron Derrick, New Richmond
- Mike Check, Manitowoc
- Nancy Caldwell, Lake Mills
- Brian McKee, Madison
- David Dawns, Neenah
- Paul Groskreutz, Oshkosh
- Cory Sillars, Wausau
- Brandon Bergman, Waukesha
- Bill Skewes, Madison — WUA
- John Sowle, Brookfield
- Stan Martensen, Menasha
- David Eisele, Tigerton
- Monica Sommerfeldt Lewis, Eau Claire
- Jim Lepplu, Appleton
- Jim Byers, Oconomowoc
- Heidi Zich, Appleton
- Bill Barry, Appleton
- Bob Romenesko, Little Chute
- Michael Wissel, Beaver Dam
- Dan Schneider, Kiel
- Pam Hysps, New Berlin
- Mike Mrdjenvich, Howards
- Andrew Palec, Wauwatosa
- Doug Johnson, Madison — Wisconsin Merchants Federation
- Michael Vaughan, Madison — Wisconsin Institute of CPA's
- Bill Smith, Madison — National Federation of Independent Businesses
- Jennifer Brown, Green Bay — WEDA
- Peter Thillman, Green Bay — WEDA
- Kaman Hanna, Baraboo
- Jim Hough, Madison — Civil Trial Counsel of WI
- Jim Hough, Madison — Wisconsin Economic Development Association
- Paul Sicola, Milwaukee — Wisconsin Academy of Trial Lawyers
- Scott Suder — Representative, 69th Assembly District
- Eric Parker, Waterford

Registrations Against

- None.

Moved by Senator Zien that **Senate Bill 70** be recommended for passage.

Ayes: (3) Senators Zien, Roessler and Grothman.

Noes: (2) Senators Taylor and Risser.

PASSAGE RECOMMENDED, Ayes 3, Noes 2

Brian Deschane
Committee Clerk