

2009 DRAFTING REQUEST

Senate Amendment (SA-SB141)

Received: **04/16/2009**

Received By: **gmalaise**

Wanted: **Soon**

Identical to LRB:

For: **Spencer Coggs (608) 266-2500**

By/Representing: **David de Felice**

This file may be shown to any legislator: **NO**

Drafter: **gmalaise**

May Contact:

Addl. Drafters:

Subject: **Children - day care**

Extra Copies:

Submit via email: **YES**

Requester's email: **Sen.Coggs@legis.wisconsin.gov**

Carbon copy (CC:) to:

Pre Topic:

No specific pre topic given

Topic:

Child care vehicle safety alarms; felony for disabling child safety alarm

Instructions:

See attached--provide that it is a felony to disable a child safety alarm

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	gmalaise 04/16/2009	nmatzke 04/16/2009		_____			
/1			rschlue 04/16/2009	_____	lparisi 04/16/2009	lparisi 04/16/2009	

FE Sent For:

<END>

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FE Sent For:

6/16/09
<END>

Malaise, Gordon

From: de Felice, David Patrick
Sent: Thursday, April 16, 2009 9:32 AM
To: Malaise, Gordon
Subject: SB 141 - Amendment request

Importance: High

Gordon,

SB 141 is going to have a joint hearing by the Assembly/Senate Children and Families Committees on April 22. After the hearing, the Senate Children and Families Committee will exec the bill.

Sen. Coggs would like to have amendments ready for the exec that do the following:

- 1) On Page 3, Section 4 (2), line 20 please strike the word "approve" and insert "required."
- 2) On page 4, Section 4 (4) (b), strike language in lines 11-13 and change to read: "The department will provide consumer information about child safety alarms for use in child care vehicles."
- 3) Finally, Sen. Coggs would like language that would make it a felony to disable or circumvent alarms in day care vehicles. We have heard of instances of:
 - drivers having kids in the vehicle turn off the alarm so the driver doesn't have to walk to the back of the vehicle.
 - alarms being dismantled or otherwise being rendered inoperative.
 - specific to vans, drivers leaving the vehicle, opening the back hatch of the van, and turning the alarm off without checking the back seat for occupants.

Sen. Coggs is asking that these amendments be drafted as soon as possible so they can be reviewed by the various stakeholders in the bill.

If you have any questions, concerns or comments, please don't hesitate contact me.

Thank you.

Dave de Felice
Office of Sen. Coggs
608-266-2500 phone
608-282-3546 fax



State of Wisconsin
2009 - 2010 LEGISLATURE

LRBa0220/2
GMM...f:....
nwn

EN 4116
Sen 4117

**SENATE AMENDMENT ,
TO 2009 SENATE BILL 141**

1 At the locations indicated, amend the bill as follows: ✓

2 **1.** Page 4, line 1: delete "VIOLATION." and substitute "VIOLATIONS."

Ins 1-3

3 **2.** Page 4, line 6: delete "(b)".

4 **3.** Page 4, line 7: delete "par. (a)" and substitute "this paragraph".

5 **4.** Page 4, line 8: after that line insert:

6 "(bm) No person may remove, disconnect, tamper with, or otherwise
7 circumvent the operation of a child safety alarm that is installed in a child care
8 vehicle, except for the purpose of testing, repairing, or maintaining the child safety
9 alarm or of replacing or disposing of a malfunctioning child safety alarm. No person
10 may shut off a child safety alarm that is installed in a child care vehicle unless the
11 person first inspects the vehicle to ensure that no child is left unattended in the
12 vehicle. Any person who violates this paragraph is guilty of a Class I felony." ✓

13 (END)

**2009-2010 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRBa0220/P1ins
GMM.....

INS 1-3

1 **1.** Page 4, line 5: delete lines 5 to 8 and substitute “is not properly maintained,
2 or is not in good working order. In addition to the sanctions and penalties specified
3 in s. 48.715, any person who violates this paragraph may be fined not more than
4 \$1,000 or imprisoned for not more than one year in the county jail or both.”.