

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 1/25/00
BILL NO. SB 202
OR
SUBJECT _____

Debbie Sykes
(NAME)
Senator Burk's Office
(Street Address or Route Number)

(City and Zip Code)

(Representing)

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

Senate Sergeant-At-Arms
State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 1/25/00
BILL NO. SB 202
OR
SUBJECT Juice Juis

Luy Cooper
(NAME)
215 N 38
(Street Address or Route Number)
Milwaukee WI 53208

(City and Zip Code)

(Representing)

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

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State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 1-25-00
BILL NO. SB 202
OR
SUBJECT _____

Linda Roberson
(NAME)
3105 Oxford Rd
(Street Address or Route Number)
Madison WI 53705

(City and Zip Code)

(Representing)

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

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State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

SENATE HEARING SLIP

(Please Print Plainly)

DATE: 1/25/2000

BILL NO. SB 202

OR
SUBJECT _____

SENATE HEARING SLIP

(Please Print Plainly)

DATE: JAN. 25, 2000

BILL NO. SB 202

OR
SUBJECT _____

MARY LAUBY
(NAME)

307 S. PATTERSON #1
(Street Address or Route Number)

MADISON WI 53703
(City and Zip Code)

WI COALITION AGAINST DOMESTIC VIOLENCE
(Representing)

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

Senate Sergeant-At-Arms
State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

MARGO S. MELL
(NAME)

2904 WANDAVA WAY
(Street Address or Route Number)

MADISON WI 53713
(City and Zip Code)

MYSELF
(Representing)

Speaking in Favor:

Speaking Against:

Registering in Favor:

but not speaking:

Registering Against:

but not speaking:

Speaking for information only; Neither for nor against:

Please return this slip to a messenger PROMPTLY.

Senate Sergeant-At-Arms
State Capitol - B35 South
P.O. Box 7882
Madison, WI 53707-7882

Vote Record

Senate Committee on Judiciary and Consumer Affairs

Date: 2/1/2000
 Moved by: Sen. Huelsman Seconded by: Sen. Darling
 AB: _____
 AB: _____ **SB:** 202 Clearinghouse Rule: _____
 AJR: _____ SJR: _____ Appointment: _____
 A: _____ SR: _____ Other: _____

A/S Amdt: _____
 A/S Amdt: _____ to A/S Amdt: _____
 A/S Sub Amdt: _____
 A/S Amdt: _____ to A/S Sub Amdt: _____
 A/S Amdt: _____ to A/S Amdt: _____ to A/S Sub Amdt: _____

Be recommended for:

- Passage
- Introduction
- Adoption
- Rejection

- Indefinite Postponement
- Tabling
- Concurrence
- Nonconcurrence
- Confirmation

Committee Member

Sen. Gary George, Chair
 Sen. Fred Risser
 Sen. Alice Clausing
 Sen. Joanne Huelsman
 Sen. Alberta Darling

	Aye	No	Absent	Not Voting
Sen. Gary George, Chair	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Fred Risser	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Alice Clausing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Joanne Huelsman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sen. Alberta Darling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Totals: 5 0 _____ _____

Motion Carried

Motion Failed



BRIAN BURKE

WISCONSIN STATE SENATOR

Senate Chair, Joint Committee on Finance

Testimony of Senator Brian Burke

Senate Bill 202

Senate Committee on Judiciary and Consumer Affairs

January 25, 2000

Wisconsin residents should have access to our state courts to get a divorce.

In the past, our courts had the authority to grant a divorce to a petitioner residing in this state when the respondent had been properly served. This long-standing practice was interrupted when the court of appeals in *Mendez v. Hernandez-Mendez* held that the court must also have grounds to exercise personal jurisdiction over the non-resident party.

Wisconsin residents now face obstacles to obtaining a divorce when their spouse does not have sufficient minimum contacts with this state. They are forced to return to the courts in the state of original residency, which can be costly and time-consuming.

The result in the *Mendez* decision unduly burdens low-income individuals relocating to Wisconsin who lack the means to make the trip back to their home state. It also presents hurdles to domestic violence survivors who make the courageous decision to leave their abusers and begin a new life in another state.

To reopen the doors of our judicial system, I introduced Senate Bill 202 which allows Wisconsin residents to obtain a divorce in our courts regardless of whether the court has personal jurisdiction over the respondent.

With the passage of this legislation, Wisconsin will rejoin the 49 other states in the nation by providing an appropriate forum for its residents to end their marriage to a spouse with few or no links to the state.

I urge the committee to act favorably on SB 202 to restore fairness and consistency to our family court proceedings.



**STATE BAR
of WISCONSIN**

5302 Eastpark Blvd.
P.O. Box 7158
Madison, WI 53707-7158

October 19, 1999

State Senator Gary George
State Capitol, Room 118 South
Madison, Wisconsin

Dear Senator George:

There are three bills in the Senate Judiciary and Consumer Affairs Committee that we would like to bring to your attention.

Senate Bill 202 is supported by the State Bar Family Law Section. In Mendez v Hernandez Mendez, 213 Wis. 2d 217 (Wis. App 1997), the court decided that a married person coming or returning to Wisconsin can no longer end the marriage in Wisconsin courts unless the other spouse also spent some time in the state during the marriage. The bill corrects this jurisdictional problem and will allow our courts to provide a divorce to people who have come or returned to Wisconsin to pursue opportunities or seek safety.

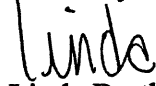
Senate Bill 158 is supported by both the Elder Law and Real Property, Probate and Trust Law Sections of the State Bar. In addition, the Milwaukee Bar Association's Board of Directors also voted to support SB 158. SB 158 is in response to a 1997 case, Community Care of Milwaukee County v. Evelyn O., 214 Wis. 2d 433 (Ct. App. 1997), which did not allow for petitioner's attorney fees to be paid for by the ward's estate. As a result of this case it has been difficult for elder law attorneys, county social services, adult protective services and others to be able to provide for the protection of incompetent individuals within the current guardianship system. SB 158 balances the interests of the ward by establishing guidelines for awarding these fees under the court's discretion.

Senate Bill 117 is supported by the Business Law Section of the State Bar. SB 117 repeals the antiquated bulk transfer provision under Article 6 of the Uniform Commercial Code. UCC Article 6 relates to the transfer of bulk goods and the notice which is required when there is a bulk sale of inventory. The repeal of Article 6 has been recommended by the National Conference of Commissioners on Uniform State Laws and the American Law Institute since 1989 and has already been adopted by 36 other states.

We would appreciate a public hearing on these bills before your committee and we would be happy to further discuss their merits with you.

Thank you for your time and attention.

Sincerely,

A handwritten signature in cursive script that reads "Linda".

Linda Barth
Public Affairs Director