

STATE OF WISCONSIN  
**Senate Journal**  
Ninety–Fifth Regular Session

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MONDAY, February 4, 2002

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The Chief Clerk makes the following entries under the above date.

**INTRODUCTION, FIRST READING AND REFERENCE OF BILLS**

Read first time and referred:

**Senate Bill 411**

Relating to: authorizing the city of Bayfield to become a premier resort area.

By Senator Jauch; cosponsored by Representative Sherman.

To committee on **Insurance, Tourism, and Transportation**.

**Senate Bill 412**

Relating to: revisions and additions to condominium law.

By Joint Legislative Council.

To committee on **Universities, Housing, and Government Operations**.

**Senate Bill 413**

Relating to: the regulation of massage therapists and bodyworkers, creating a massage therapy and bodywork examining board, granting rule–making authority and providing a penalty.

By Senators Robson, Huelsman, Plache, Burke, Ellis, George, Roessler, A. Lasee, Harsdorf, Darling and Wirch; cosponsored by Representatives Kaufert, Krawczyk, Urban, Bies, Nass, Plale, Owens, Ryba, Vrakas, Jeskewitz, Ziegelbauer, J. Lehman, Turner, Ladwig, Wasserman, Ott and Hines.

To committee on **Health, Utilities, Veterans and Military Affairs**.

**Senate Bill 414**

Relating to: the regulation of business opportunity plans, granting rule–making authority, making an appropriation, and providing a penalty.

By Senators Baumgart, Schultz and Wirch; cosponsored by Representatives Gronemus, Pettis, Hahn, Ryba, Miller, Albers, Lassa and Seratti.

To committee on **Economic Development and Corrections**.

**Senate Bill 415**

Relating to: renaming the institute for environmental studies at the University of Wisconsin–Madison.

By Senators Risser, Erpenbach, Moen, Plache, Grobschmidt, Wirch and Burke; cosponsored by Representatives Travis, Plouff, Hubler, Boyle, Ryba,

Schneider, Krug, Miller, Turner, Lassa, J. Lehman, Berceau and Bock.

To committee on **Universities, Housing, and Government Operations**.

**Senate Bill 416**

Relating to: requiring telecommunications providers to make certain notifications to residential customers and providing a penalty.

By Senators Lazich and Roessler; cosponsored by Representatives Gundrum, Hahn, Hines and Owens.

To committee on **Health, Utilities, Veterans and Military Affairs**.

**Senate Bill 417**

Relating to: regulating the negotiation and collection of demand drafts.

By Senators Erpenbach, Robson, Burke, Kanavas, S. Fitzgerald and Plache; cosponsored by Representatives Jeskewitz, La Fave, Kestell, Sinicki, M. Lehman, J. Fitzgerald, Musser, Townsend, Krawczyk, Hahn, J. Lehman, Rhoades, McCormick, Richards, Albers, Plale, Olsen, Shilling, Lassa, Balow and Miller.

To committee on **Privacy, Electronic Commerce and Financial Institutions**.

**Senate Bill 418**

Relating to: an omnibus measure affecting the provision and administration of benefits provided to participants in the Wisconsin retirement system and granting rule–making authority.

By Senator Wirch; cosponsored by Representative Vrakas.

To joint survey committee on **Retirement Systems**.

**Senate Bill 419**

Relating to: bear hunting by certain minors.

By Senators Shibilski, Plache, Wirch and Welch; cosponsored by Representatives Gunderson, Ott, Ryba, Kreuser, Seratti, Sykora, Petrowski, Grothman, Bies, Suder, Hines, Gronemus, Ainsworth, Krawczyk, F. Lasee and Gundrum.

To committee on **Environmental Resources**.

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**REPORT OF COMMITTEES**

The committee on **Environmental Resources** reports and recommends:

**Senate Bill 330**

Relating to: establishing a Wisconsin outdoor wildlife heritage trust fund and making an appropriation.

Senate amendment 1 adoption.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Jim Baumgart  
Chairperson

The committee on **Universities, Housing, and Government Operations** reports and recommends:

**Senate Bill 316**

Relating to: the income and franchise tax credit that supplements the federal historic rehabilitation tax credit.

Introduction and adoption of Senate amendment 1.

Ayes, 7 – Senators M. Meyer, Moore, Grobschmidt, Hansen, Ellis, Huelsman and Zien.

Noes, 0 – None.

Passage as amended.

Ayes, 7 – Senators M. Meyer, Moore, Grobschmidt, Hansen, Ellis, Huelsman and Zien.

Noes, 0 – None.

**Senate Joint Resolution 57**

Relating to: urging the Minnesota legislature to continue the income tax reciprocity agreement between Minnesota and Wisconsin.

Adoption.

Ayes, 7 – Senators M. Meyer, Moore, Grobschmidt, Hansen, Ellis, Huelsman and Zien.

Noes, 0 – None.

Mark Meyer  
Chairperson

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**PETITIONS AND COMMUNICATIONS**

State of Wisconsin  
Department of Employment Relations

January 31, 2002

The Honorable, The Senate:

Pursuant to s. 230.04 (9)(e), Wis. Stats., I am pleased to submit the 2001 Annual Report on Affirmative Action for Wisconsin state Government. The report summarizes the progress in diversity for minorities, women and employees with disabilities.

We are please to report that last year Wisconsin State government had the highest percentage (16.4%) of newly hired minorities in the state's history. This percentage is more than twice the representation of minorities in the general Wisconsin labor force (7.5%).

The report is available on the DER web page: <http://der.state.wi.us/static/EEOAAreport.htm>. Please advise members of the Wisconsin Senate of the report's availability. You may contact Pepe Indalecio of the Division of Affirmative

Action at 266-6475 if you have any questions or need additional information.

Sincerely,  
PETER D. FOX  
Secretary

State of Wisconsin

February 1, 2002

The Honorable, The Senate:

Please add my name as a co-sponsor of Senate Joint Resolution 57, relating to urging the Minnesota legislature to continue the income tax reciprocity agreement between Minnesota and Wisconsin.

If you have any questions regarding this matter, please don't hesitate to give my office a call at 266-5504. Thank you for your assistance.

Sincerely,  
JIM KREUSER  
State Representative  
64th Assembly District

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**REFERRALS AND RECEIPT OF  
COMMITTEE REPORTS CONCERNING  
PROPOSED ADMINISTRATIVE RULES**

**Senate Clearinghouse Rule 01–016**

Relating to permit fees for the operation of public swimming pools, recreational and educational camps, campgrounds, hotels and motels, tourist rooming houses, restaurants, bed and breakfast establishments and food and beverage vending operations and commissaries.

Submitted by Department of Health and Family Services.

Report received from Agency, February 1, 2002.

Referred to committee on **Human Services and Aging**, February 4, 2002.

**Senate Clearinghouse Rule 01–114**

Relating to pesticide product restrictions.

Submitted by Department of Agriculture, Trade and Consumer Protection.

Report received from Agency, January 31, 2002.

Referred to committee on **Labor and Agriculture**, February 4, 2002.

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**MESSAGES FROM THE ASSEMBLY**

By John A. Scocos, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

**Assembly Bill 119**

**Assembly Bill 134**

**Assembly Bill 188**

**Assembly Bill 386**

**Assembly Bill 412**

**Assembly Bill 493**

**Assembly Bill 711**

Adopted and asks concurrence in:

**Assembly Joint Resolution 2**

**MESSAGES FROM THE ASSEMBLY  
CONSIDERED**

**Assembly Bill 119**

Relating to: authorizing a county to make payments in lieu of taxes to local units of government for unimproved lands.

By Representatives Skindrud, Ainsworth, Black, Grothman, F. Lasee, Lippert, Miller, Musser, Owens, Seratti and Townsend; cosponsored by Senator Erpenbach.

Read first time and referred to committee on **Universities, Housing, and Government Operations**.

**Assembly Bill 134**

Relating to: the amount of the exemption from income tax withholding requirements for employees of a county fair association.

By Representatives Gunderson, Ladwig, Freese, Nass, Musser, Olsen, Wade, Lassa, Starzyk, Ainsworth, Albers, J. Fitzgerald, Grothman, Hahn, Huber, Kedzie, Krawczyk, J. Lehman, M. Lehman, Vrakas, Townsend, Kestell, Jeskewitz, Lippert, Ott, Owens, Powers, Plouff, Seratti, Stone, Sykora and Williams; cosponsored by Senators M. Meyer, Decker, Farrow, Huelsman, Robson, Breske, Baumgart, Wirsch, Schultz, Plache, Shibilski, Roessler and S. Fitzgerald.

Read first time and referred to committee on **Universities, Housing, and Government Operations**.

**Assembly Bill 188**

Relating to: the method of selecting presidential electors.

By Representatives Powers, Olsen, Albers and Freese.

Read first time and referred to committee on **Universities, Housing, and Government Operations**.

**Assembly Bill 386**

Relating to: the sale of tangible personal property that is delivered in this state.

By Representatives Ziegelbauer, Gronemus, Kestell, Lassa, Ryba, Seratti and Townsend; cosponsored by Senators Darling, Huelsman and Roessler.

Read first time and referred to committee on **Universities, Housing, and Government Operations**.

**Assembly Bill 412**

Relating to: petition requirements for the creation of a town sanitary district.

By Representatives Schneider, Hahn, M. Lehman and Powers, by request of Town of Rome.

Read first time and referred to committee on **Universities, Housing, and Government Operations**.

**Assembly Bill 493**

Relating to: review of state agency performance and operations.

By Representatives Underheim, Krawczyk, Jensen, Kestell, Urban, Turner, Olsen, Gunderson, Stone, Musser, Gronemus, Duff, Sykora, Powers, McCormick, Petrowski, Staskunas, Jeskewitz and Vrakas; cosponsored by Senators Welch, Roessler and Kanavas.

Read first time and referred to committee on **Universities, Housing, and Government Operations**.

**Assembly Bill 711**

Relating to: congressional redistricting.

By Representatives Ladwig, Huber, Ainsworth, Balow, Berceau, Bies, Boyle, Carpenter, Colon, Duff, J. Fitzgerald, Freese, Friske, Gronemus, Grothman, Gunderson, Gundrum, Hebl, Hines, Hoven, Hubler, Huebsch, Hundertmark, Jensen, Jeskewitz, Johnsrud, Kaufert, Kestell, Krawczyk, Kreibich, F. Lasee, Lassa, M. Lehman, Lippert, Loeffelholz, McCormick, Meyerhofer, Miller, Montgomery, Musser, Olsen, Ott, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Starzyk, Steinbrink, Stone, Sykora, Townsend, Travis, Underheim, Urban, Vrakas, Walker, Wieckert and Ziegelbauer; cosponsored by Senators Welch, M. Meyer, Breske, Cowles, Darling, Ellis, Harsdorf, Huelsman, Kanavas, A. Lasee, Panzer, Roessler, Rosenzweig and Zien.

Read first time and referred to committee on **Senate Organization**.

**Assembly Joint Resolution 2**

Relating to: the vote on bills that would increase certain tax rates (first consideration).

By Representatives Suder, Hundertmark, Jensen, Starzyk, Hahn, Loeffelholz, Kestell, Sykora, Rhoades, Kedzie, J. Fitzgerald, Jeskewitz, F. Lasee, Ladwig, Montgomery, Gunderson, Vrakas, Nass, Huebsch, Grothman, Pettis, Leibham, Owens, Kreibich, Albers, Ainsworth and Hoven; cosponsored by Senators Welch, Zien and Darling.

Read and referred to committee on **Universities, Housing, and Government Operations**.

**SENATE ENROLLED PROPOSALS**

The Chief Clerk records:

**Senate Bill 118**

Report correctly enrolled on February 4, 2002.

**LEGISLATIVE REFERENCE BUREAU  
CORRECTIONS**

**CORRECTIONS IN:**

**SENATE AMENDMENT 6,  
TO SENATE SUBSTITUTE AMENDMENT 1,  
TO 2001 SENATE BILL 104**

Prepared by the Legislative Reference Bureau  
(January 31, 2002)

In engrossing, the following correction was made:

1. Page 3, line 8: after "(9)" insert "(b)".
2. Page 3, line 10: delete that line.

**CORRECTIONS IN:**

**2001 SENATE BILL 333**

Prepared by the Legislative Reference Bureau  
(January 31, 2002)

1. Page 75, line 14: delete "merger," and substitute "merger".