



STATE OF WISCONSIN

Senate Journal

Ninety–Sixth Regular Session

9:00 A.M.

THURSDAY, May 8, 2003

The Senate met.

The Senate was called to order by Senator Tim Carpenter.

The Chair, with unanimous consent, asked that the proper entries be made in the journal.

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated **May 7, 2003** :

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has concurred in:

Senate Bill 133

Senate Bill 134

Senate Bill 135

Senate Bill 136

Senate Bill 137

Senate Bill 138

Senate Bill 139

Senate Bill 140

Senate Bill 141

Senate Bill 142

Senate Bill 143

Senate Bill 144

Senate Bill 145

Senate Bill 146

Senate Bill 147

Senate Bill 148

Senate Bill 149

Senate Bill 150

Senate Bill 151

Senate Bill 152

The Chief Clerk records:

Senate Bill 133

Senate Bill 134

Senate Bill 135

Senate Bill 136

Senate Bill 137

Senate Bill 138

Senate Bill 139

Senate Bill 140

Senate Bill 141

Senate Bill 142

Senate Bill 143

Senate Bill 144

Senate Bill 145

Senate Bill 146

Senate Bill 147

Senate Bill 148

Senate Bill 149

Senate Bill 150

Senate Bill 151

Senate Bill 152

Report correctly enrolled on May 7, 2003.

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Read and referred:

Senate Joint Resolution 33

Relating to: congratulating and commending Wisconsin Public Radio's Tom Clark on his recent retirement.

By Senators Darling, Kanavas, Zien, Ellis, Robson, Cowles, Hansen, Erpenbach, Risser and Harsdorf; cosponsored by Representatives Balow, Richards, Sinicki, Van Akkeren, Pope–Roberts, Black, Olsen, Miller, Krug, Nischke, Musser, Freese, M. Lehman, Travis, Ainsworth, Van Roy, J. Lehman, Ladwig, Loeffelholz, Plouff, Jensen, Hundertmark, Wasserman, McCormick, Seratti, Gunderson, Grothman and Pohan.

To committee on **Senate Organization**.

Senate Bill 156

Relating to: calculating child support and creating committees to review the method of calculating child support.

By Senators George, Roessler and Lazich; cosponsored by Representatives Musser, Gundrum, McCormick, Albers, Kestell, Ainsworth, Hines, Lothian, Pettis, Loeffelholz, Hahn, Bies, M. Lehman, Gunderson, Nass, Ott, F. Lasee, Van Roy and Townsend.

To committee on **Judiciary, Corrections and Privacy**.

Senate Bill 157

Relating to: environmental regulation of mining and notice to transferees of interests in mining sites.

By Senators Hansen, Decker, Risser, Carpenter and Robson; cosponsored by Representatives Richards, Black, Sherman, Miller, Ott, Lassa, Boyle, Cullen, Pocan and Berceau.

To committee on **Environment and Natural Resources**.

Senate Bill 158

Relating to: limitations upon the use of moneys derived from employment for political purposes.

By Senators Reynolds, S. Fitzgerald, Lazich and Kanavas; cosponsored by Representatives Owens, Nass, Hines, Bies, J. Wood, Grothman, Gunderson, Ainsworth, Albers, Towns, Jeskewitz and Van Roy.

To committee on **Labor, Small Business Development and Consumer Affairs**.

Senate Bill 159

Relating to: operating certain 3-vehicle combinations on the highways.

By Senators Zien, Harsdorf, A. Lasee, Brown and Stepp; cosponsored by Representatives Pettis, Musser, Gronemus, Hines, Krawczyk, Van Roy, Owens, Bies, Stone, Freese, Friske, Seratti, Gunderson and Towns.

To committee on **Transportation and Information Infrastructure**.

Senate Bill 160

Relating to: exempting from taxation retirement plan income received by an individual.

By Senators Kedzie, Wirch, Hansen, Leibham, Stepp, Kanavas, Breske and Roessler; cosponsored by Representatives Owens, Nass, Kerkman, J. Fitzgerald, M. Lehman, Musser, F. Lasee, Lothian, Nischke, Montgomery, Ladwig, LeMahieu, Freese, J. Wood, Hahn, Jeskewitz, Townsend, McCormick, Pettis, Cullen, Jensen, Kreibich, Loeffelholz, Hundertmark, Albers, Petrowski, Bies, Weber and Gunderson.

To joint survey committee on **Tax Exemptions**.

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Office of the Governor**

June 7, 1996

To the Honorable, the Senate:

The following bill(s), originating in the Senate, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
Senate Bill 139	Wisconsin Act 3	May 7, 2003
Senate Bill 138	Wisconsin Act 4	May 7, 2003
Senate Bill 137	Wisconsin Act 5	May 7, 2003
Senate Bill 136	Wisconsin Act 6	May 7, 2003
Senate Bill 135	Wisconsin Act 7	May 7, 2003
Senate Bill 134	Wisconsin Act 8	May 7, 2003
Senate Bill 142	Wisconsin Act 9	May 7, 2003
Senate Bill 145	Wisconsin Act 10	May 7, 2003
Senate Bill 148	Wisconsin Act 11	May 7, 2003

Senate Bill 146	Wisconsin Act 12	May 7, 2003
Senate Bill 133	Wisconsin Act 13	May 7, 2003
Senate Bill 147	Wisconsin Act 14	May 7, 2003
Senate Bill 150	Wisconsin Act 15	May 7, 2003
Senate Bill 144	Wisconsin Act 16	May 7, 2003
Senate Bill 149	Wisconsin Act 17	May 7, 2003
Senate Bill 143	Wisconsin Act 18	May 7, 2003
Senate Bill 140	Wisconsin Act 19	May 7, 2003
Senate Bill 141	Wisconsin Act 20	May 7, 2003
Senate Bill 151	Wisconsin Act 21	May 7, 2003
Senate Bill 152	Wisconsin Act 22	May 7, 2003

Sincerely,
JIM DOYLE
Governor

State of Wisconsin

May 7, 2003

The Honorable, The Senate:

Pursuant to Senate Rule 20(2)(a) and (b) I have appointed Senator Harsdorf to the Joint Committee on Finance and removed Senator Roessler.

With regards to members of the minority party, appointments are made based on the nominations of that caucus.

Sincerely,
SENATOR MARY PANZER
Senate Majority Leader

State of Wisconsin

May 7, 2003

The Honorable, The Senate:

Pursuant to Senate Rule 20(2)(a) and (b) I have appointed Senator Decker to the Joint Committee on Finance and removed Senator Robson.

With regards to members of the minority party, appointments are made based on the nominations of that caucus.

Sincerely,
SENATOR MARY PANZER
Senate Majority Leader

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

May 2, 2003

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CATES, RICHARD L., of Spring Green, as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2009.

Sincerely,
JIM DOYLE
Governor

Read and referred to committee on **Agriculture, Financial Institutions and Insurance**.

**State of Wisconsin
Office of the Governor**

May 2, 2003

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DUMMER, MICHAEL, of Holmen,

as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2009.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Agriculture, Financial Institutions and Insurance.**

**State of Wisconsin
Office of the Governor**

May 6, 2003

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HOLPERIN, JIM, of Eagle River, as Secretary of the Department of Tourism, to serve for the term ending at the pleasure of the Governor.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Higher Education and Tourism.**

**State of Wisconsin
Office of the Governor**

May 2, 2003

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MAYER, SHELLY A., of Slinger, as a member of the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2009.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Agriculture, Financial Institutions and Insurance.**

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

Senate Clearinghouse Rule 02-059

Relating to WPDES permit exemptions for private sewage systems with a design capacity of less than 12,000 gallons per day.

Submitted by Department of Natural Resources.

Withdrawn by Agency, May 08, 2003.

Senate Clearinghouse Rule 02-141

Relating to weights and measures.

Submitted by Department of Agriculture, Trade and Consumer Protection.

Report received from Agency, May 6, 2003.

Referred to committee on **Agriculture, Financial Institutions and Insurance**, May 8, 2003.

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

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

Assembly Bill 50

Assembly Bill 65

Assembly Bill 70

Assembly Bill 71

Assembly Bill 84

Assembly Bill 126

Adopted and asks concurrence in:

Assembly Joint Resolution 10

Assembly Joint Resolution 28

Assembly Joint Resolution 32

Amended and concurred in as amended:

Senate Joint Resolution 24(Assembly amendment 1 adopted)

Concurred in:

Senate amendment 1 to **Assembly Bill 20**

Senate amendment 1 to **Assembly Bill 123**

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 50

Relating to: sheriff's fees established by the county.

By Representatives Ladwig, Kerkman, Gunderson, Bies, Freese, Hahn, Jeskewitz, M. Lehman, Owens, Seratti and Townsend; cosponsored by Senators Stepp, Kanavas and Wirch.

Read first time and referred to committee on **Homeland Security, Veterans and Military Affairs and Government Reform.**

Assembly Bill 65

Relating to: access by law enforcement agencies to photographs on motor vehicle operators' licenses and identification cards.

By Representatives Wieckert, Friske, Ladwig, Hahn, Townsend, Hundertmark, F. Lasee, McCormick, Ott, Towns, J. Fitzgerald, Van Roy, Vrakas, Gundrum, Krawczyk, Stone, Petrowski, Hines, Bies, M. Lehman and Gunderson; cosponsored by Senators S. Fitzgerald, Kanavas, A. Lasee, Kedzie, Reynolds, Roessler, Schultz and Stepp.

Read first time and referred to committee on **Transportation and Information Infrastructure.**

Assembly Bill 70

Relating to: modifying the definition of income under the homestead tax credit.

By Representatives Ainsworth, Albers, Grothman, Gundrum, Hahn, Hines, Krawczyk, Owens, Seratti and J. Wood.

Read first time and referred to committee on **Homeland Security, Veterans and Military Affairs and Government Reform.**

Assembly Bill 71

Relating to: threats to release or disseminate harmful chemical, biological, or radioactive substances and providing a penalty.

By Representatives Wieckert, Musser, Hines, M. Lehman, Hahn, Gielow, Krawczyk, Bies, Owens, Ladwig, Olsen, Gunderson, Jeskewitz, Townsend, Ott, F. Lasee, Nass, Stone, J. Fitzgerald, Vrakas, Van Roy and Weber; cosponsored by

Senators Cowles, Schultz, Lazich, Stepp, Brown, Kanavas, Roessler and Leibham.

Read first time and referred to committee on **Judiciary, Corrections and Privacy.**

Assembly Bill 84

Relating to: the use of a person's social security number in his or her student identification number at a private institution of higher education.

By Representatives Schneider, M. Lehman, Hines, Balow, Sinicki, Hahn, Cullen, Plouff, Bies, Jeskewitz, Coggs, Colon, Albers, Plale, Van Roy, Grothman and Boyle; cosponsored by Senator Erpenbach.

Read first time and referred to committee on **Higher Education and Tourism.**

Assembly Bill 126

Relating to: directing the Legislative Audit Bureau to administer a study of the Milwaukee Parental Choice Program.

By Representatives Jensen, Ziegelbauer, Vukmir, Nischke, Ladwig, Albers, M. Lehman, Kreibich, Hines, Hahn, Towns and McCormick; cosponsored by Senators Darling, Welch and Stepp.

Read first time and referred to committee on **Education, Ethics and Elections.**

Assembly Joint Resolution 10

Relating to: 4-year terms of office for certain county officers (first consideration).

By Representatives M. Williams, Krawczyk, Foti, Kerkman, Rhoades, Musser, Albers, Olsen, Hundertmark, Krusick, Seratti, M. Lehman, Pettis, Jeskewitz, Vrakas, Powers, Gunderson, McCormick, Towns, Ladwig, Kreibich, Bies, Wieckert, Grothman, Gielow, Underheim, Friske, Lassa, Ainsworth, Nischke, Gronemus, Ott, Van Roy, Turner, Gottlieb, Freese, Hahn, Johnsrud, Schooff, Weber, A. Williams and Townsend; cosponsored by Senators Brown, Stepp, Breske, Harsdorf, Lazich, Risser, A. Lasee, Roessler, Welch, Kedzie, Schultz and Hansen.

Read and referred to committee on **Homeland Security, Veterans and Military Affairs and Government Reform.**

Assembly Joint Resolution 28

Relating to: designating May 24th of every year as Aircraft Maintenance Technician Day in Wisconsin.

By Representatives Ward, Underheim, Krug, Stone, Krawczyk, Albers, Ladwig, Van Roy and Bies; cosponsored by Senators S. Fitzgerald, Cowles, Schultz, Lazich and Roessler.

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

Assembly Joint Resolution 32

Relating to: declaring May 14 Hmong-Lao Appreciation Day.

By Representatives Huebsch, Johnsrud, Hundertmark, Ladwig, Kreibich, J. Wood, Musser, Petrowski, Vrakas, Plale, Schooff, Krug, Travis, Boyle, Balow, Krawczyk, Bies, Cullen, Plouff, Huber, Morris, Zepnick, Shilling, Lassa, Turner, Colon, Vruwink, Grothman, McCormick, Van Akkeren, Berceau, Pope-Roberts, Sinicki, Underheim, Montgomery, Stone, Wieckert, Loeffelholz, Hahn, Weber, Townsend, M. Williams, F. Lasee, Jensen, LeMahieu, Gottlieb, Gielow, Gunderson,

Olsen, Kestell, Ainsworth, Vukmir, Van Roy, D. Meyer, Friske, Towns and Owens; cosponsored by Senators Welch, George, Zien, Brown, Harsdorf, Kanavas, Decker, M. Meyer, Carpenter, Hansen, Cowles and Roessler.

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

ADJOURNMENT

Senator Carpenter, with unanimous consent, asked that the Senate adjourn pursuant to **Senate Joint Resolution 1.**

Adjourned.

9:01 A.M.

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 24

Report correctly enrolled on May 7, 2003.

CHIEF CLERK'S REPORT

The Chief Clerk records:

Senate Bill 133

Senate Bill 134

Senate Bill 135

Senate Bill 136

Senate Bill 137

Senate Bill 138

Senate Bill 139

Senate Bill 140

Senate Bill 141

Senate Bill 142

Senate Bill 143

Senate Bill 144

Senate Bill 145

Senate Bill 146

Senate Bill 147

Senate Bill 148

Senate Bill 149

Senate Bill 150

Senate Bill 151

Senate Bill 152

Presented to the Governor on May 7, 2003.

**LEGISLATIVE REFERENCE BUREAU
CORRECTIONS**

CORRECTIONS IN:

2003 SENATE BILL 119

Prepared by the Legislative Reference Bureau

(May 7, 2003)

1. Page 2, line 3: delete "an".
2. Page 2, line 3: delete "technician" and substitute "personnel".