



# STATE OF WISCONSIN

# Senate Journal

## Ninety–Sixth Regular Session

10:00 A.M.

THURSDAY, November 6, 2003

The Senate met.

The Senate was called to order by Senator Mary Panzer.

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

The Chief Clerk makes the following entries dated **November 5, 2003** :

### CHIEF CLERK'S ENTRIES

Read first time and referred:

#### Senate Bill 305

Relating to: making technical and policy changes in the tax incremental financing program based in part on the recommendations of the governor's December 2000 working group on tax incremental finance, authorizing certain counties to create tax incremental financing districts, and making a modification to the environmental remediation tax incremental financing program.

By Senators Stepp, Kanavas, Leibham, Darling, Jauch, Brown, Roessler, A. Lasee, Schultz, Kedzie, S. Fitzgerald, Wirch, Hansen, Zien and M. Meyer; cosponsored by Representatives M. Lehman, Wieckert, Albers, Nischke, Balow, Olsen, Freese, Boyle, Krawczyk, Huber, Kreibich, Hebl, Musser, Loeffelholz, Steinbrink, Gunderson, Hahn, Van Akkeren, F. Lasee, Van Roy, Ladwig, Petrowski, Townsend, Ott, Hundertmark, Stone, Lothian, Vrakas, McCormick, Underheim, Weber, Hines, Gottlieb, J. Wood, Jeskewitz and Gielow.

To committee on **Economic Development, Job Creation and Housing**.

#### Senate Bill 306

Relating to: making changes to the Tax Incremental Financing program, authorizing the Department of Revenue to impose a fee to determine or redetermine the tax incremental base of a tax incremental financing district, and requiring the department to prepare a tax incremental financing manual.

By Senators Stepp, Kanavas, Leibham, Darling, Jauch, Brown, Roessler, A. Lasee, Schultz, Kedzie, S. Fitzgerald, Wirch, Hansen, Zien and M. Meyer; cosponsored by Representatives M. Lehman, Wieckert, Albers, Nischke, Balow, Olsen, Freese, Boyle, Krawczyk, Huber, Kreibich, Hebl, Musser, Loeffelholz, Steinbrink, Gunderson, Hahn, Van Akkeren, F. Lasee, Van Roy, Ladwig, Petrowski, Townsend, Ott, Hundertmark, Stone, Lothian, Vrakas, McCormick, Underheim, Weber, Hines, Gottlieb, J. Wood, Jeskewitz and Gielow.

To committee on **Economic Development, Job Creation and Housing**.

### INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Read and referred:

#### Senate Joint Resolution 48

Relating to: the life of Green Lake County Police Officer Bruce A. Williams.

By Senators Welch, Kanavas, Schultz, S. Fitzgerald, Zien, Darling, Roessler, Brown, A. Lasee, Lazich, Hansen, Chvala, Lassa and Carpenter; cosponsored by Representatives Olsen, Nass, Owens, F. Lasee, Gunderson, Montgomery, LeMahieu, McCormick, Musser, Albers, Ott, Ladwig, Freese, Hahn, Friske, Huebsch, Jeskewitz, Weber, Kestell, Krawczyk, M. Lehman, Lothian, Taylor, Vruwink, Gronemus, J. Lehman, Miller, Plouff, Boyle, Berceau and Bies.

To committee on **Senate Organization**.

Read first time and referred:

#### Senate Bill 307

Relating to: a state minimum wage, providing an exemption from emergency rule procedures, providing an exemption from rule-making procedures, granting rule-making authority, and providing a penalty.

By Senators Chvala, Risser, Decker and Wirch; cosponsored by Representatives Pope–Roberts, Taylor, Boyle, Black, Miller, Berceau and Coggs.

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

### REPORT OF COMMITTEES

The committee on **Homeland Security, Veterans and Military Affairs and Government Reform** reports and recommends:

#### Assembly Bill 85

Relating to: the incorporation of the town of Campbell in LaCrosse County as a village.

Concurrence.

Ayes, 3 – Senators Brown, Zien and S. Fitzgerald.

Noes, 2 – Senators Wirch and Breske.

Ronald Brown  
Chairperson

### PETITIONS AND COMMUNICATIONS

State of Wisconsin

November 5, 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 Leibham.

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

Sincerely,

MARY E. PANZER  
Senate Majority Leader

### **ADVICE AND CONSENT OF THE SENATE**

**State of Wisconsin  
Office of the Governor**

November 3, 2003

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DRURY, MICHAEL H., of Merrill, as a member of the Deferred Compensation Board, to serve for the term ending July 1, 2007.

Sincerely,

JIM DOYLE  
Governor

Read and referred to committee on **Labor, Small Business Development and Consumer Affairs.**

**State of Wisconsin  
Office of the Governor**

November 3, 2003

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint TRAYER, JON R., of Monona, as a member of the Deferred Compensation Board, to serve for the term ending July 1, 2006.

Sincerely,

JIM DOYLE  
Governor

Read and referred to committee on **Labor, Small Business Development and Consumer Affairs.**

### **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 152**

**Assembly Bill 273**

**Assembly Bill 280**

**Assembly Bill 306**

**Assembly Bill 321**

**Assembly Bill 324**

**Assembly Bill 331**

**Assembly Bill 352**

**Assembly Bill 370**

**Assembly Bill 380**

**Assembly Bill 382**

**Assembly Bill 518**

**Assembly Bill 528**

**Assembly Bill 600**

**Assembly Bill 601**

**Assembly Bill 609**

Adopted and asks concurrence in:

**Assembly Joint Resolution 54**

Concurred in:

**Senate Bill 121**

**Senate Bill 168**

**Senate Bill 204**

### **Senate Joint Resolution 47**

Amended and concurred in as amended:

**Senate Bill 214** (Assembly amendment 70 adopted)

### **MESSAGES FROM THE ASSEMBLY CONSIDERED**

#### **Assembly Bill 152**

Relating to: creating a board to investigate and make recommendations regarding inmate deaths.

By Representatives Wasserman, Coggs, Bies, Berceau, Gronemus, Gunderson, Hahn, Hines, Miller, Pocan, Turner and Young; cosponsored by Senator Robson.

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

#### **Assembly Bill 273**

Relating to: allowing municipal courts to hold refusal hearings.

By Representatives Vrakas, Grothman, Montgomery, McCormick, M. Lehman, Ladwig, Hines, Hahn, Ainsworth, Krawczyk, Gunderson, Bies, Albers, Stone, Van Roy, Petrowski, Kaufert, Seratti, Friske, Huber and J. Lehman; cosponsored by Senators S. Fitzgerald and Wirsch.

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

#### **Assembly Bill 280**

Relating to: displaying, possessing, selling, or offering to sell a stolen registration plate and providing a penalty.

By Representatives Stone, Pettis, Ladwig, Van Roy, Turner, Hahn, Hines, Olsen, Hundertmark, Albers, Bies, McCormick, Vrakas, Ott, Townsend and Jeskewitz; cosponsored by Senator Roessler.

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

#### **Assembly Bill 306**

Relating to: writing bad checks and providing a penalty.

By Representatives Suder, Albers, Bies, Gunderson, Hahn, Ladwig, LeMahieu, Musser, Olsen, Owens, Seratti, Townsend, Van Roy, Weber and Ziegelbauer; cosponsored by Senators Welch, Kanavas, Reynolds, Roessler, Schultz and Stepp.

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

#### **Assembly Bill 321**

Relating to: the prohibition against underage persons entering or being on any premises operating under an alcohol beverage license.

By Representatives Shilling, Huebsch, Friske, Grothman, Hahn, Hines, Lassa, Musser, Pettis, Seratti, Van Roy and Ziegelbauer; cosponsored by Senators M. Meyer, Cowles, Schultz and Zien.

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

**Assembly Bill 324**

Relating to: classification of jail prisoners for determining prisoner housing assignments, the type of prisoner supervision, and the delivery of services and programs to prisoners.

By Representatives Friske, Bies, Huber, Van Roy, Musser, Hines, F. Lasee, Ladwig, Townsend, Owens, McCormick, Stone, J. Fitzgerald, Hundertmark, Albers, Grothman and Petrowski; cosponsored by Senator S. Fitzgerald.

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

**Assembly Bill 331**

Relating to: salaries paid to members of the board of school directors of a 1st class city school district.

By Representatives Cullen, Sinicki, Zepnick, Gunderson, Turner and Ziegelbauer; cosponsored by Senators Reynolds, Plale and Carpenter.

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

**Assembly Bill 352**

Relating to: circumstances under which a prisoner may be permitted to leave a jail.

By Representatives Hundertmark, Miller, Gielow, Ainsworth, Hahn, Krawczyk, Hines, Nischke, Musser, M. Lehman, Petrowski, Staskunas, Olsen, Plouff, Ladwig, Gunderson, LeMahieu, J. Lehman, McCormick, Pocan, Van Roy, Friske and Taylor; cosponsored by Senator Roessler.

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

**Assembly Bill 370**

Relating to: termination of a tenancy if notice given regarding drug or criminal gang activity.

By Representatives Wieckert, Grothman, Pettis, Hines, Krawczyk, Ladwig, Olsen, McCormick, Nass, Townsend, Musser, Weber, Ott, Seratti, Gunderson, Hundertmark, Vrakas, Loeffelholz, Van Roy, Hahn, Bies, Jeskewitz, Stone, Turner, Morris and Staskunas; cosponsored by Senators Stepp, Zien, Schultz, Lassa, Roessler, Hansen and Darling.

Read first time and referred to committee on **Economic Development, Job Creation and Housing**.

**Assembly Bill 380**

Relating to: the applicability of rules concerning the storage of bulk fertilizer and bulk pesticides.

By Representatives Olsen, Freese, Gronemus, Hines, M. Lehman, Ott, Plouff, Seratti, Sinicki, Townsend, Van Roy and Vrakas; cosponsored by Senators Hansen and Robson.

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

**Assembly Bill 382**

Relating to: issuing and displaying a school bus operator identification card.

By Representatives Stone, Sinicki, Berceau, Gronemus, Gunderson, Gundrum, Hines, Jensen, Krawczyk, McCormick, Morris, Ott, Petrowski, Taylor, Townsend and Van Roy; cosponsored by Senators Darling, Roessler, Carpenter and Stepp.

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

**Assembly Bill 518**

Relating to: requirements for certification for a chief inspector position.

By Representatives Freese, Albers, Bies, Hahn, Hines, Krawczyk, Kreibich, Ladwig, M. Lehman, Owens and Seratti; cosponsored by Senators Kedzie, Breske and Stepp.

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

**Assembly Bill 528**

Relating to: Joint Committee on Finance review of stewardship acquisitions.

By Representatives Kaufert, D. Meyer, Huebsch, Ward, Rhoades, Stone, Gard, Albers, M. Williams, Towns, Lothian, LeMahieu, Vrakas, Suder, Seratti, Hahn, Hines, Owens, Ainsworth, Nass, F. Lasee, Olsen, Musser, Hundertmark, McCormick, Van Roy and Weber; cosponsored by Senators Darling, S. Fitzgerald, Harsdorf, Kanavas, Lazich, Welch, Schultz, Zien and Stepp.

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

**Assembly Bill 600**

Relating to: election administration, voter registration and voting requirements and procedures and granting rule-making authority.

By committee on Campaigns and Elections, by request of Elections Board.

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

**Assembly Bill 601**

Relating to: state contribution towards certain federally financed election administration costs and making appropriations.

By committee on Campaigns and Elections, by request of Elections Board.

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

**Assembly Bill 609**

Relating to: national guard tuition grants.

By Representatives Suder, Travis, Gronemus, Musser, Schneider, Boyle, Kreibich, Nischke, Van Roy, Freese, Jeskewitz, Albers, Nass, Black, Miller, J. Fitzgerald, Bies, Hines, Townsend, McCormick, Hundertmark, J. Wood, Powers, Lothian, Towns, Huebsch, Montgomery, Johnsrud, Gunderson, Friske, Petrowski, Owens, Vruwink, Sherman, Ott, Vrakas and Plouff; cosponsored by Senators Jauch, Schultz, Lassa, Chvala, Hansen, M. Meyer, Breske, Stepp, Roessler, Wirch, Welch, Decker, Kanavas, Leibham and Harsdorf.

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

**Assembly Joint Resolution 54**

Relating to: urging that protections of women's equality be maintained and encouraging all Americans to participate in the celebration of Women's Equality Day on August 26, 2003, the 83rd anniversary of the passage of the Nineteenth Amendment to the U.S. Constitution, which gave women the right to vote.

By Representative Morris.

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

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**ADJOURNMENT**

Senator Panzer, with unanimous consent, asked that the Senate adjourn until Tuesday, at 10:00 A.M..

Adjourned.

10:01 A.M.