

STATE OF WISCONSIN
Senate Journal
Ninety–Ninth Regular Session

TUESDAY, April 14, 2009

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

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated **Monday, April 13, 2009.**

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Office of the Secretary of State**

April 13, 2009

The Honorable, the Legislature:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
Senate Bill 9	Act 4	April 22, 2009

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

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

Read and referred:

Senate Joint Resolution 28

Relating to: proclaiming April 22, 2009, as Undergraduate Research Day and commending University of Wisconsin System students, faculty, and staff.

By Senators Kapanke, Cowles, Erpenbach, Hansen, Lassa, Lehman, Miller, Olsen, Risser, Taylor, Vinehout and Wirsch; cosponsored by Representatives Shilling, Berceau, Bies, Dexter, Gunderson, Hebl, Hintz, Hixson, Hraychuck, Huebsch, Mason, Pasch, Petrowski, Pope–Roberts, Seidel, Smith, Soletski, Townsend and Turner.

To committee on **Senate Organization.**

Read first time and referred:

Senate Bill 167

Relating to: the minimum age for hunting and for possessing a firearm, restrictions on hunting and on possessing a firearm while hunting, establishing a hunting mentorship program, and granting rule–making authority.

By Senators Holperin, Wirsch, Vinehout, Lehman, Decker, Carpenter, Kapanke, Grothman, Kedzie, Hopper, Schultz and Kreitlow; cosponsored by Representatives Hraychuck, Gunderson, Milroy, Vruwink, LeMahieu, Mason, Danou, Vukmir, Sherman, Ballweg, Hebl, Bernard Schaber, M. Williams, Knodl, Pridemore, Soletski, Suder, A. Ott,

Jorgensen, Huebsch, Spanbauer, Davis, Clark, Ripp, Vos, Zepnick, Petrowski, Meyer and Nerison.

To committee on **Transportation, Tourism, Forestry, and Natural Resources.**

Senate Bill 168

Relating to: supervision of barber or cosmetologist apprentices.

By Senators Taylor, Coggs and Grothman; cosponsored by Representatives Molepske Jr., Brooks, Turner, Young and A. Williams, by request of Department of Regulation and Licensing.

To committee on **Labor, Elections and Urban Affairs.**

REPORT OF COMMITTEES

The committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue** reports and recommends:

AXTELL, ROGER, of Janesville, as a member of the UW Hospitals and Clinics Authority and Board, to serve for the term ending July 1, 2010.

Confirmation.

Ayes, 4 – Senators Erpenbach, Carpenter, Robson and Lassa.

Noes, 3 – Senators Lazich, Kanavas and Darling.

CANTER, RICHARD, of Milwaukee, as a member of the Wisconsin Health and Educational Facilities Authority, to serve for the term ending July 1, 2015.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.

Noes, 0 – None.

FLAHERTY, KEVIN, of Milwaukee, as a member of the Wisconsin Health and Educational Facilities Authority, to serve for the term ending on July 1, 2010.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.

Noes, 0 – None.

LE GRAND, ROGER, of La Crosse, as a member of the Tax Appeals Commission, to serve for the term ending March 1, 2015.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.

Noes, 0 – None.

SANCHEZ, PABLO, of Madison, as a member of the UW Hospitals and Clinics Authority and Board, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

WASSERMAN, SHELDON, of Milwaukee, as a member of the Medical Examining Board, to serve for the term ending July 1, 2009.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

WEIDEN, MIKE, of Madison, as a member of the UW Hospitals and Clinics Authority Board, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 4 – Senators Erpenbach, Carpenter, Robson and Lassa.
Noes, 3 – Senators Lazich, Kanavas and Darling.

Senate Bill 24

Relating to: creating an individual income tax checkoff for Wisconsin food banks that are members of Feeding America and making an appropriation.

Passage.

Ayes, 6 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich and Darling.
Noes, 1 – Senator Kanavas.

Senate Bill 27

Relating to: requiring health insurance coverage of hearing aids and cochlear implants for persons under 18 years of age.

Adoption of Senate Amendment 1.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

Adoption of Senate Amendment 2.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

Passage as amended.

Ayes, 6 – Senators Erpenbach, Carpenter, Robson, Lassa, Kanavas and Darling.
Noes, 1 – Senator Lazich.

JON ERPENBACH
Chairperson

The committee on **Labor, Elections and Urban Affairs** reports and recommends:

Senate Bill 20

Relating to: authorizing the circuit court to order a person who engages in discrimination in employment to pay compensatory and punitive damages and a surcharge and making an appropriation.

Adoption of Senate Substitute Amendment 1.

Ayes, 3 – Senators Coggs, Wirch and Lehman.
Noes, 2 – Senators A. Lasee and Grothman.

Passage as amended.

Ayes, 3 – Senators Coggs, Wirch and Lehman.
Noes, 2 – Senators A. Lasee and Grothman.

Senate Bill 49

Relating to: changing the procedures for filling vacant civil service positions in the city of Milwaukee.

Passage.

Ayes, 4 – Senators Coggs, Wirch, Lehman and A. Lasee.
Noes, 1 – Senator Grothman.

Senate Bill 67

Relating to: preparation time as a mandatory subject of collective bargaining.

Passage.

Ayes, 3 – Senators Coggs, Wirch and Lehman.
Noes, 2 – Senators A. Lasee and Grothman.

Senate Bill 94

Relating to: the licensing and regulation of thermal system insulation mechanics; creating a thermal system insulation council; requiring the employment of a state inspector; establishing standards for installing and maintaining thermal system insulation; requiring the exercise of rule-making authority; making an appropriation; and providing a penalty.

Adoption of Senate Amendment 1.

Ayes, 5 – Senators Coggs, Wirch, Lehman, A. Lasee and Grothman.
Noes, 0 – None.

Passage as amended.

Ayes, 4 – Senators Coggs, Wirch, Lehman and A. Lasee.
Noes, 1 – Senator Grothman.

SPENCER COGGS
Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of the Governor

April 14, 2009

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:

Bill Number	Act Number	Date Approved
Senate Bill 7	Act 5	April 14, 2009
Senate Bill 6	Act 7	April 14, 2009
Senate Bill 36	Act 8	April 14, 2009

Respectfully Submitted,
JIM DOYLE
Governor

State of Wisconsin
Office of the Senate President

April 14, 2009

The Honorable, the Senate:

Pursuant to Senate Rule 46 (2)(c), I am writing to inform you that I have directed the following proposal(s) to be withdrawn from committee and rereferred. I have obtained the consent of the appropriate standing committee chairperson and the chairperson of the committee on Senate Organization.

Senate Bill 160, relating to increasing the amount of the homestead exemption, withdrawn from committee on Health, Health Insurance, Privacy, Property Tax Relief, and Revenue

and rereferred to committee on Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing.

Sincerely,
FRED A. RISSER
Senate President

**State of Wisconsin
Office of Senator Jim Sullivan**

April 14, 2009

The Honorable, the Senate:

Please have the record reflect how I would have voted had I been present for the executive session of the committee on Transportation, Tourism, Forestry, and Natural Resources meeting on Thursday, April 16, 2009:

- Motion to recommend passage of Senate Bill 91: **AYE**
- Motion to recommend passage of Assembly Bill 43: **AYE**

Please contact me if you have any questions pertaining to this matter.

Sincerely,
JIM SULLIVAN
State Senator, 5th Senate District

**State of Wisconsin
Department of Health Services**

April 8, 2009

The Honorable, The Legislature:

Wisconsin State Statute 13.172 (2) directs the Department of Health Services to submit an annual report to the Legislature regarding information on pharmacies and pharmacists that discontinue participation as a certified provider of medical assistance (MA). The mandate also requires the Department to report whether pharmacists comply with the medical assistance program's deductible and co-payment requirements.

A comparison of MA certified pharmacy providers in SFY 2007 and SFY 2008 indicates 94 new pharmacies were certified as MA providers in SFY 2008. In addition, 207 Wisconsin

pharmacies' or pharmacists' MA certification ended in SFY 2008. 124 of these pharmacies no longer met certification requirements; 11 providers chose to discontinue their MA certification. There were 58 out-of-state pharmacies or pharmacists that were no longer certified as providers of medical assistance in SFY 2008.

The Department of Health Services has not received any complaints that pharmacists have incorrectly charged medical assistance participants a deductible or co-payment.

Sincerely,
*MARK THOMAS for
KAREN E. TIMBERLAKE*
Secretary

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

The committee on **Children and Families and Workforce Development** reports and recommends:

Senate Clearinghouse Rule 08-109

Relating to confidentiality requirements of the Family Care program that prohibit benefit specialists from disclosing personally identifying information about a client without the client's informed consent, unless required by law.

No action taken.

ROBERT JAUCH
Chairperson

The committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue** reports and recommends:

Senate Clearinghouse Rule 08-108

Relating to benefits covered by the Wisconsin medical assistance program.

No action taken.

JON ERPENBACH
Chairperson