

STATE OF WISCONSIN
Senate Journal
Ninety–Ninth Regular Session

FRIDAY, January 22, 2010

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 324** offered by Senator Taylor.

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 137

Senate Bill 182

Senate Bill 184

Senate Bill 242

Report correctly enrolled on 1–22–2010.

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

Read and referred:

Senate Resolution 9

Relating to: calling on the Wisconsin congressional delegation to take action to grandfather preexisting highway weight limits upon the designation of USH 41 as part of the Dwight D. Eisenhower system of interstate and defense highways.

By Senators Hansen, Cowles, Holperin, Plale, Taylor, Lassa, Kedzie and Darling.

To committee on **Senate Organization**.

Senate Joint Resolution 56

Relating to: proclaiming February 7 to 14, 2010, as Congenital Heart Defect Awareness Week.

By Senators Schultz, Lehman, Taylor, Lazich, Risser, Darling, Kedzie, Erpenbach, Olsen and Cogs; cosponsored by Representatives Hilgenberg, Cullen, Pasch, Brooks, Knodl, Kerkman, Turner, Zigmunt, Berceau, A. Ott, Jorgensen, Hintz, Townsend, Gunderson, Pope–Roberts, M. Williams, Ripp, Kaufert, A. Williams, Hebl and Shilling.

To committee on **Senate Organization**.

Senate Joint Resolution 57

Relating to: the life and military service of U.S. Army Staff Sergeant Amy S. Krueger.

By Senator Leibham; cosponsored by Representative Kestell.

To committee on **Senate Organization**.

Read first time and referred:

Senate Bill 463

Relating to: extending the expenditure period of Tax Incremental District Number 6 in the city of Sheboygan and requiring the Department of Revenue to certify the tax base of Tax Incremental Financing District Number 18 in the city of Waukesha.

By Senator Miller; cosponsored by Representative Van Akkeren.

To committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue**.

Senate Bill 464

Relating to: temporary restraining orders and injunctions.

By Senators Taylor, Erpenbach, Robson, Darling, Lassa, Risser, Hansen, A. Lasee, Cogs and Olsen; cosponsored by Representatives Hraychuck, Parisi, Roys, Staskunas, Dexter, Suder, Berceau, Turner, Danou, Van Roy, Kaufert, Townsend, Milroy, Sinicki, Bies and A. Williams.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Senate Bill 465

Relating to: the safe–ride grant program administered by the Department of Transportation.

By Senators Vinehout, Holperin, Erpenbach, Taylor, Cogs, Schultz and Cowles; cosponsored by Representatives Hraychuck, Kaufert, Hintz, Knodl, Van Roy, Turner, Bies, Molepske Jr., Cullen, Suder, Young, Ripp and Mursau.

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

Senate Bill 466

Relating to: regulation by the office of the commissioner of insurance of self–insured health plans offered by a city, town, village, county, or school district, providing a penalty, and granting rule–making authority.

By Senators Erpenbach, Risser, Hansen, Holperin and Darling; cosponsored by Representatives Dexter, Pocan, Pope–Roberts, Berceau and A. Williams.

To committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue**.

Senate Bill 467

Relating to: using an electronic signature on a criminal complaint.

By Senators Jauch, Lehman, Taylor and Schultz; cosponsored by Representatives Hebl, Turner, Pope–Roberts,

Molepske Jr., Van Roy, Kerkman, Townsend, Bies, A. Ott, Ripp and Kaufert.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing.**

Senate Bill 468

Relating to: the use of positive behavioral interventions and supports and aversive interventions in schools and requiring the exercise of rule-making authority.

By Senators Lassa, Taylor, Miller, Hansen, Robson and Risser; cosponsored by Representatives Pasch, Pocan, Young, Milroy, Krusick, Benedict and Turner.

To committee on **Education.**

Senate Bill 469

Relating to: authority of the Public Service Commission over certain telecommunications utilities, telecommunications access charges, universal service fund contributions based on interconnected voice over Internet protocol service, tandem switching provider electronic call records, granting rule-making authority, and making an appropriation.

By Senator Plale; cosponsored by Representative Zepnick.

To committee on **Commerce, Utilities, Energy, and Rail.**

Senate Bill 470

Relating to: dementia specialist certification program and requiring the exercise of rule-making authority.

By Senators Carpenter, Darling, Taylor and Coggs; cosponsored by Representatives Krusick, J. Ott, Berceau, Mason, A. Ott, Pasch, Roys, Smith and Townsend, by request of Alzheimer's and Dementia Alliance of Wisconsin, Coalition of Wisconsin Aging Groups, Wisconsin Board of Aging and Long Term Care, Disability Rights Wisconsin.

To committee on **Public Health, Senior Issues, Long-Term Care, and Job Creation.**

Senate Bill 471

Relating to: health care plans operated by cooperative associations.

By Senators Erpenbach, Hansen, Wirth, Vinehout, Taylor, Kreitlow, Risser and Cowles; cosponsored by Representatives Richards, Vruwink, Benedict, Turner, Brooks, Pope-Roberts, Ripp, Tauchen and Smith.

To committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.**

Senate Bill 472

Relating to: adopting revised article 1 of the Uniform Commercial Code concerning general provisions.

By Senators Risser and Taylor; cosponsored by Representatives Cullen and Townsend.

To committee on **Veterans and Military Affairs, Biotechnology, and Financial Institutions.**

Senate Bill 473

Relating to: modifications to the Uniform Interstate Family Support Act.

By Senators Risser and Taylor; cosponsored by Representatives Cullen, Ziegelbauer, Berceau and Turner.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing.**

Senate Bill 474

Relating to: income and franchise tax credits for insulating concrete forms used to construct a building.

By Senators Leibham, Kanavas and Schultz; cosponsored by Representatives Van Akkeren, Brooks, Gunderson, Kestell, Ripp, Townsend and Zigmunt.

To committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.**

Senate Bill 475

Relating to: reimbursement of counties and Indian tribes for unexpected or unusually high-cost out-of-home care placements of Indian juveniles who have been adjudicated delinquent by tribal courts and making an appropriation.

By Senator Holperin.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing.**

Senate Bill 476

Relating to: certification of ironworkers, maximum and minimum numbers of certain individuals performing ironwork at construction sites, granting rule-making authority, and providing penalties.

By Senators Coggs, Erpenbach, Taylor and Hansen; cosponsored by Representatives Jorgensen, Mason, Sinicki, Van Akkeren, Parisi, Zepnick, Berceau, Fields, Milroy, Hintz, Hixson, Dexter, Pasch, Turner, Pope-Roberts, Schneider, Smith, Soletski, Young and Vruwink.

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

Senate Bill 477

Relating to: treatment of abandoned employee retirement accounts under a retirement system of a 1st class city.

By Senators Taylor, Darling, Sullivan and Coggs; cosponsored by Representatives Fields, Ballweg, Cullen, Gottlieb, Kestell, Sinicki, Toles, Zepnick and Pasch.

To committee on **Ethics Reform and Government Operations.**

Senate Bill 478

Relating to: orders to commit state prison inmates to a mental health facility.

By Senators Taylor, Lehman, Risser and Lassa; cosponsored by Representatives Pasch, Berceau, A. Williams and Hintz.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing.**

Senate Bill 479

Relating to: Public Service Commission intervenor grants and making an appropriation.

By Senator Risser; cosponsored by Representative Pocan.

To committee on **Commerce, Utilities, Energy, and Rail.**

PETITIONS AND COMMUNICATIONS

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2009 SENATE BILL 377

Prepared by the Legislative Reference Bureau
(January 22, 2010)

1. Page 6, line 13: delete "may," "".
2. Page 6, line 14: after "retirement" insert "may".

NOTE: The items above correct an inadvertent error in syntax, as shown by the drafting record.

State of Wisconsin
Office of Senator Lena C. Taylor

January 22, 2010

The Honorable, the Senate:

I am writing in my capacity as the chairperson of the Senate committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing** to request that the Joint Review Committee on **Criminal Penalties** prepare a report on the bill under s. **13.525 (5) (b)**, Wis. Stats. on **Assembly Bill 410** and **Senate Bill 283**, which creates a new crime or revises an existing criminal penalty.

If you have any questions, please do not hesitate to contact me.

Sincerely,
LENA C. TAYLOR
Senator, 4th Senate District

**State of Wisconsin
Office of Senator Lena C. Taylor**

January 22, 2010

The Honorable, the Senate:

I am writing in my capacity as the chairperson of the Senate committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing** to request that the Joint Review Committee on **Criminal Penalties** prepare a report on the bill under s. **13.525 (5) (b)**, Wis. Stats. on **Senate Bill 344**, which creates a new crime or revises an existing criminal penalty.

If you have any questions, please do not hesitate to contact me.

Sincerely,
LENA C. TAYLOR
Senator, 4th Senate District

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

January 20, 2010

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint COPPENS, KAY, of West Bend, as a member of the Board of Nursing, to serve for the term ending July 1, 2010.

Respectfully Submitted,
JIM DOYLE
Governor

Read and referred to committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.**

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

Senate Clearinghouse Rule 09-082

Relating to tax credits for angel investments and early stage seed investments, and affecting small businesses.

Submitted by Department of Commerce.

Report received from Agency, January 20, 2010.

Referred to committee on **Commerce, Utilities, Energy, and Rail**, January 22, 2010.

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 32

Relating to: extending the employer notification program administered by the Department of Transportation to noncommercial motor vehicle drivers.

By Representatives Gottlieb, Vos, Ballweg, Brooks, Spanbauer, J. Ott, A. Ott, Stone, Townsend, Strachota, Mursau and Petrowski; cosponsored by Senators Grothman, Olsen and Schultz.

Read first time and referred to committee on **Transportation, Tourism, Forestry, and Natural Resources.**

Assembly Bill 458

Relating to: providing instruction in human growth and development.

By Representatives Grigsby, Roys, Shilling, Berceau, Black, Kessler, Pasch, Fields, Vruwink, Turner, Soletski, Benedict, Pope-Roberts, Richards, Seidel, Danou, Pocan, Sinicki, Hintz, Smith, Bernard Schaber, Dexter, Hraychuck, Molepske Jr., Zepnick and Toles; cosponsored by Senators Taylor, Lehman, Sullivan, Plale, Miller, Risser, Robson and Erpenbach.

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

Assembly Bill 496

Relating to: prohibiting electronic text messaging while driving and providing a penalty.

By Representatives Barca, Turner, Bernard Schaber, Zigmunt, Steinbrink, A. Ott, Clark, Sinicki, Bies, Pasch, Hilgenberg, Petrowski, Hixson, Hintz, Radcliffe, Kerkman, Benedict, Mason, Gunderson, Black, Hebl, Brooks, Cullen, Berceau, Hubler, Lothian, Krusick, Van Roy, Van Akkeren and Toles; cosponsored by Senators Lehman, A. Lasee, Hansen, Olsen, Carpenter, Harsdorf, Cowles, Taylor, Darling and Schultz.

Read first time and referred to committee on **Transportation, Tourism, Forestry, and Natural Resources.**

Assembly Bill 509

Relating to: exempting certain capital expenditures made by a technical college district from the requirement for a referendum.

By Representatives Shilling, Danou, Huebsch, Hixson, Soletski, Nerison, Mason, Brooks, Toles, Molepske Jr. and Zepnick; cosponsored by Senators Taylor and Vinehout.

Read first time and referred to committee on **Small Business, Emergency Preparedness, Technical Colleges, and Consumer Protection.**

Assembly Bill 519

Relating to: extending the expenditure period of Tax Incremental District Number 6 in the city of Sheboygan.

By Representative Van Akkeren.

Read first time and referred to committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.**

Assembly Bill 562

Relating to: the master logger certification scholarship grant program (suggested as remedial legislation by the Department of Natural Resources).

By Law Revision Committee.

Read first time and referred to committee on **Transportation, Tourism, Forestry, and Natural Resources.**

Assembly Bill 591

Relating to: authorizing certain optometrists to dispense contact lenses that deliver a therapeutic pharmaceutical agent.

By Representatives Seidel, Zigmunt, Ballweg, Benedict, Berceau, Bies, Brooks, Garthwaite, Hebl, Hintz, Hixson, Hubler, Kaufert, Kerkman, Kestell, Knodl, Molepske Jr., Montgomery, Nass, A. Ott, Pasch, Petrowski, Pridemore, Shilling, Suder, Townsend, Turner, Vruwink, Vukmir and Vos;

cosponsored by Senators Vinehout, Cowles, Darling, Ellis, Jauch, Lehman, Schultz, Taylor and Decker.

Read first time and referred to committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue.**