

# STATE OF WISCONSIN Senate Journal

# **One-Hundred and First Regular Session**

# 11:07 A.M.

The Senate met.

The Senate was called to order by Senate President Ellis.

CALL OF ROLL

The roll was called, disclosing the presence of a quorum.

Pursuant to Senate Rule 15, the official attendance for session was:

Senators Carpenter, Cowles, T. Cullen, Darling, Ellis, Erpenbach, Farrow, S. Fitzgerald, Grothman, Gudex, Hansen, Harris, Harsdorf, Jauch, C. Larson, Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Moulton, Olsen, Petrowski, Risser, Schultz, Shilling, L. Taylor, Tiffany, Vinehout, Vukmir and Wirch - 32.

Absent with leave - Senator Kedzie - 1.

The Senate stood for the prayer which was offered by Bishop Sedgwick Daniels, of Holy Redeemer Church of God in Christ in Milwaukee.

The Senate remained standing and Senator Farrow led the Senate in the pledge of allegiance to the flag of the United States of America.

# LEAVES OF ABSENCE

Senator Fitzgerald, with unanimous consent, asked that Senator Kedzie be granted a leave of absence for today's session.

Senator Fitzgerald, with unanimous consent, asked that the Senate recess.

11:12 A.M.

# RECESS

11:48 A.M.

The Senate reconvened.

Senate President Ellis in the chair.

# TUESDAY, March 18, 2014

Pursuant to Senate Rule 17 (6), the Chief Clerk makes the following entries under the above date.

# **CHIEF CLERK'S ENTRIES**

#### AMENDMENTS OFFERED

Senate Amendment 1 to Senate Substitute Amendment 1 to **Senate Bill 160** offered by Senator Erpenbach.

Senate Amendment 1 to **Senate Bill 160** offered by Senator Erpenbach.

Senate Amendment 2 to **Senate Bill 385** offered by Senator Erpenbach.

Senate Amendment 1 to Senate Amendment 1 to Senate Bill 451 offered by Senators Moulton and Darling.

Senate Amendment 2 to **Senate Bill 451** offered by Senator Erpenbach.

Senate Amendment 2 to Senate Amendment 1 to **Senate Bill 451** offered by Senators Moulton and Darling.

Senate Amendment 2 to Senate Substitute Amendment 1 to **Senate Bill 478** offered by Senator Erpenbach.

Senate Amendment 1 to Assembly Amendment 6 to **Senate Bill 497** offered by Senator Erpenbach.

Senate Amendment 1 to **Senate Bill 598** offered by Senator Erpenbach.

Senate Amendment 2 to **Senate Bill 598** offered by Senator Olsen.

Senate Amendment 4 to **Senate Bill 617** offered by Senator Erpenbach.

Senate Amendment 5 to **Senate Bill 617** offered by Senators Harris and Carpenter.

Senate Amendment 2 to **Senate Bill 648** offered by Senator Erpenbach.

Senate Amendment 1 to **Senate Bill 668** offered by Senator Erpenbach.

Senate Amendment 2 to **Assembly Bill 33** offered by Senator Erpenbach.

Senate Amendment 1 to **Assembly Joint Resolution 98** offered by Senator Carpenter.

Senate Amendment 1 to Assembly Bill 180 offered by Senator Carpenter.

Senate Amendment 2 to **Assembly Bill 180** offered by Senator Carpenter.

Senate Amendment 1 to **Assembly Bill 270** offered by Senator Erpenbach.

Senate Amendment 1 to **Assembly Bill 668** offered by Senator Erpenbach.

Senate Amendment 2 to Assembly Bill 668 offered by Senator Carpenter.

Senate Amendment 1 to **Assembly Bill 674** offered by Senator Erpenbach.

Senate Amendment 1 to **Assembly Bill 734** offered by Senators Lassa, Hansen, Carpenter, L. Taylor, Vinehout, Harris, Shilling, Lehman, Miller, T. Cullen, Wirch, Risser and C. Larson.

Senate Amendment 1 to **Assembly Bill 744** offered by Senator Erpenbach.

Senate Amendment 1 to Assembly Bill 745 offered by Senator Erpenbach.

Senator Erpenbach, with unanimous consent, asked that Senate Amendment 1 to Assembly Amendment 6 to Senate Bill 497, Senate Amendment 1 Senate Substitute Amendment 1 to Senate Bill 160, Senate Amendment 1 to Senate Bill 160, Senate Amendment 2 to Senate Bill 385, Senate Amendment 2 to Senate Bill 451, Senate Amendment 2 to Senate Substitute Amendment 1 to Senate Bill 478, Senate Amendment 1 to Senate Bill 598, Senate Amendment 2 to Senate Bill 648, Senate Amendment 4 to Senate Bill 617, Senate Amendment 1 to Senate Bill 668, Senate Amendment 2 to Assembly Bill 33, Senate Amendment 1 to Assembly Bill 270, Senate Amendment 1 to Assembly Bill 668, Senate Amendment 1 to Assembly Bill 674, Senate Amendment 1 to Assembly Bill 744, and Senate Amendment 1 to Assembly Bill 745 be withdrawn and returned to the author.

# **REPORT OF COMMITTEES**

The committee on **Transportation**, **Public Safety**, and **Veterans and Military Affairs** reports and recommends:

#### **Assembly Bill 539**

Relating to: emergency vehicles operated as escorts for vehicle processions.

Concurrence.

Ayes: 5 - Senators Petrowski, Leibham, Cowles, Carpenter and Hansen.

Noes: 0.

#### Assembly Bill 693

Relating to: providing funding for a crime prevention program in the city of Milwaukee and making an appropriation. Concurrence.

Ayes: 5 - Senators Petrowski, Leibham, Cowles, Carpenter and Hansen.

Noes: 0.

#### Senate Bill 514

Relating to: the registration of antique snowmobiles.

Senate Substitute Amendment 1 adoption.

Ayes: 5 - Senators Petrowski, Leibham, Cowles, Carpenter and Hansen.

Noes: 0.

Passage as amended.

Ayes: 5 - Senators Petrowski, Leibham, Cowles, Carpenter and Hansen.

Noes: 0.

# JERRY PETROWSKI

Chairperson

Committee on Transportation, Public Safety, and Veterans and Military Affairs

# **PETITIONS AND COMMUNICATIONS**

Pursuant to Senate Rule 17 (5), Senator Lassa added as a co-author of **Senate Joint Resolution 82**.

Pursuant to Senate Rule 17 (5), Senator Lassa added as a co-author of **Senate Joint Resolution 79**.

Pursuant to Senate Rule 17 (5), Senator Lassa added as a co-author of **Senate Bill 451**.

Pursuant to Senate Rule 17 (5), Senator Lassa added as a co-sponsor of **Assembly Bill 176**.

Pursuant to Senate Rule 17 (5), Senator Lassa added as a co-sponsor of **Assembly Bill 270**.

Pursuant to Senate Rule 17 (5), Senator Lassa added as a co-sponsor of **Assembly Bill 620**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a co-author of **Senate Joint Resolution 77**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a cosponsor of **Assembly Bill 668**.

Pursuant to Senate Rule 17 (5), Senator Darling added as a cosponsor of **Assembly Bill 620**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a cosponsor of **Assembly Bill 485**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a cosponsor of **Assembly Bill 208**.

Pursuant to Senate Rule 17 (5), Senator Miller added as a coauthor of **Senate Bill 385**.

Pursuant to Senate Rule 17 (5), Senator Cowles added as a cosponsor of **Assembly Joint Resolution 99**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a cosponsor of **Assembly Joint Resolution 90**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a coauthor of **Senate Joint Resolution 82**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a coauthor of **Senate Joint Resolution 79**.

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

# Senate Clearinghouse Rule 11-022

Relating to discipline of inmates.

Submitted by Department of Corrections.

Report received from Agency, March 14, 2014.

Referred to committee on **Transportation**, **Public Safety, and Veterans and Military Affairs**, March 18, 2014.

# Senate Clearinghouse Rule 13-098

Relating to the nurse licensure compact.

Submitted by Department of Safety and Professional Services.

Report received from Agency, March 14, 2014.

Referred to committee on **Health and Human Services**, March 18, 2014.

# Senate Clearinghouse Rule 13-118

Relating to the definition of psychotherapy.

Submitted by Department of Safety and Professional Services.

Report received from Agency, March 14, 2014.

Referred to committee on **Health and Human Services**, March 18, 2014.

# Senate Clearinghouse Rule 14-002

Relating to nurse licensure and examining councils.

Submitted by Department of Safety and Professional Services.

Report received from Agency, March 14, 2014.

Referred to committee on **Health and Human Services**, March 18, 2014.

The joint committee for review of **Administrative Rules** reports and recommends:

# Senate Clearinghouse Rule 13-015

Relating to Wisconsin works case management services for job-ready individuals.

No action taken on March 18, 2014.

LEAH VUKMIR Senate Chairperson

# **ADVICE AND CONSENT OF THE SENATE**

State of Wisconsin Office of the Governor

March 18, 2014

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint EVE M. HALL PH.D., of New Berlin, as a Governor's Appointee 12 on the Board of Regents of the University of Wisconsin System, to serve for the term ending May 1, 2021.

Respectfully Submitted, SCOTT WALKER Governor

Read and referred to committee on Universities and Technical Colleges.

# State of Wisconsin Office of the Governor

March 18, 2014

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DEBRA R. LINS, of Prairie du Sac, as a Professional Member 3 on the Banking Review Board, to serve for the term ending May 1, 2019.

Respectfully Submitted, SCOTT WALKER Governor

Read and referred to committee on Agriculture, Small Business, and Tourism.

# State of Wisconsin Office of the Governor

March 18, 2014

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DR. LISA WEISENSEL-NESSON, of Sun Prairie, as a Veterinarian 1 on the Veterinary Examining Board, to serve for the term ending July 1, 2018.

Respectfully Submitted, SCOTT WALKER Governor

Read and referred to committee on **Agriculture**, **Small Business**, and **Tourism**.

# **ADVICE AND CONSENT OF THE SENATE**

Senator Fitzgerald, with unanimous consent, asked that all appointments be taken up en masse.

**MCGOWAN, TERRANCE** of Oxford, as a Governor's Appointee 7 on the Wisconsin Technical College System Board, to serve for the term ending May 1, 2019.

**STEIN, DAVID** of Madison, as a Investment Experience 4 on the State of Wisconsin Investment Board, to serve for the term ending May 1, 2017.

The question was: Confirmation en masse?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes - Senators Carpenter, Cowles, T. Cullen, Darling, Ellis, Erpenbach, Farrow, S. Fitzgerald, Grothman, Gudex, Hansen, Harris, Harsdorf, Jauch, C. Larson, Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Moulton, Olsen, Petrowski, Risser, Schultz, Shilling, L. Taylor, Tiffany, Vinehout, Vukmir and Wirch - 32.

Noes - None.

Absent or not voting - Senator Kedzie - 1.

Confirmed.

# **Messages from the Assembly**

# Senate Bill 497

Relating to: agency discretion in imposing penalties for minor violations of rules by small businesses and granting rule-making authority.

The question was: Concurrence of Assembly Amendment 6 to **Senate Bill 497**?

Concurred in.

The question was: Concurrence of Assembly Amendment 7 to **Senate Bill 497**?

Concurred in.

# CONSIDERATION OF MOTIONS, RESOLUTIONS, AND JOINT RESOLUTIONS NOT REQUIRING A THIRD READING

Senator Fitzgerald, with unanimous consent, asked that **Senate Joint Resolution 80** be withdrawn and taken up at this time.

#### **Senate Joint Resolution 80**

Relating to: the life and public service of Bruce Dahmen.

By Senators Risser, Erpenbach and Miller; cosponsored by Representatives Hulsey, Hesselbein, Sargent and C. Taylor.

Read.

Senator Risser, with unanimous consent, asked that all members of the Senate be added as coauthors of **Senate Joint Resolution 80**.

The question was: Adoption of **Senate Joint Resolution 80**?

Adopted.

#### **Senate Joint Resolution 75**

Relating to: the life and the military and public service of Gerald L. Trumm.

The question was: Adoption of **Senate Joint Resolution 75**?

Adopted.

#### **Senate Joint Resolution 77**

Relating to: recognizing Dr. Norman Borlaug for his role in advancing agriculture by developing new wheat varieties and helping to improve the food security of developing nations worldwide.

The question was: Adoption of **Senate Joint Resolution 77**?

Adopted.

#### **Senate Joint Resolution 78**

Relating to: commending and congratulating Chancellor Richard H. Wells for his contributions to the University of Wisconsin-Oshkosh and the state of Wisconsin.

The question was: Adoption of **Senate Joint Resolution 78**?

Adopted.

#### IN THE CHAIR

President Pro Tempore Leibham in the chair.

12:00 P.M.

#### **Senate Joint Resolution 79**

Relating to: proclaiming May 10, 2014, as Motorcycle Safety and Awareness Day.

The question was: Adoption of **Senate Joint Resolution 79**?

Adopted.

#### **Senate Joint Resolution 82**

Relating to: proclaiming April 2014 as Forestry and Paper Products Month.

The question was: Adoption of **Senate Joint Resolution 82**?

Adopted.

#### Senate Joint Resolution 87

Relating to: Chronic Obstructive Pulmonary Disease Awareness Month.

The question was: Adoption of **Senate Joint Resolution 87**?

Adopted.

#### Assembly Joint Resolution 84

Relating to: commending the University of Wisconsin-Whitewater football team for winning the National Collegiate Athletic Association Division III Football National Championship title.

The question was: Concurrence of Assembly Joint Resolution 84?

Concurred in.

#### **Assembly Joint Resolution 89**

Relating to: honoring the career and public service of Joe Pavelski.

The question was: Concurrence of **Assembly Joint Resolution 89**?

Concurred in.

# **Assembly Joint Resolution 90**

Relating to: the military service of Legislative Council staff attorney and United States Army Captain Chadwick Brown.

The question was: Concurrence of **Assembly Joint Resolution 90**?

## Concurred in.

#### **Assembly Joint Resolution 92**

Relating to: commemorating the Great Lakes shipping industry and those whose lives were lost in shipwrecks on the Great Lakes.

The question was: Concurrence of **Assembly Joint Resolution 92**?

Concurred in.

#### Assembly Joint Resolution 97

Relating to: the life of Gordon Lyle Hinkley.

The question was: Concurrence of **Assembly Joint Resolution 97**?

Concurred in.

# **Assembly Joint Resolution 98**

Relating to: proclaiming March 2014 as Colorectal Cancer Awareness Month.

Senator Carpenter, with unanimous consent, asked that Senate Amendment 1 to **Assembly Joint Resolution 98** be withdrawn and returned to author.

The question was: Concurrence of Assembly Joint Resolution 98?

Concurred in.

#### **Assembly Joint Resolution 99**

Relating to: the life and community service of Joyce A. Bytof of Appleton, Wisconsin.

The question was: Concurrence of Assembly Joint Resolution 99?

Concurred in.

Senator Fitzgerald, with unanimous consent, asked that Senate Joint Resolutions 66 and 81 be withdrawn from the committee on Senate Organization and taken up at this time.

# **Senate Joint Resolution 66**

Relating to: the life and public service of Dr. Marvin J. Rabin.

The question was: Adoption of **Senate Joint Resolution 66**?

Adopted.

#### Senate Joint Resolution 81

Relating to: proclaiming May 16, 17, and 18, 2014, Syttende Mai Weekend.

The question was: Adoption of **Senate Joint Resolution 81**?

Adopted.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

**Senate Joint Resolution 66** Senate Joint Resolution 75 Senate Joint Resolution 77 Senate Joint Resolution 78 **Senate Joint Resolution 79** Senate Joint Resolution 80 Senate Joint Resolution 81 Senate Joint Resolution 82 **Senate Joint Resolution 87 Assembly Joint Resolution 84 Assembly Joint Resolution 89 Assembly Joint Resolution 90 Assembly Joint Resolution 92 Assembly Joint Resolution 97 Assembly Joint Resolution 98 Assembly Joint Resolution 99** 

Messaged.

Senate Bill 497

Action Messaged.

# SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senator Fitzgerald, with unanimous consent, asked that Senate Bill 300 be withdrawn from the committee on Senate Organization and taken up at this time.

#### Senate Bill 300

Relating to: copayments, deductibles, or coinsurance for oral chemotherapy and injected or intravenous chemotherapy.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### Senate Bill 300

Read a third time.

The question was: Passage of Senate Bill 300?

The ayes and noes were demanded and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes - Senators Carpenter, Cowles, T. Cullen, Darling, Ellis, Erpenbach, S. Fitzgerald, Grothman, Gudex, Hansen, Harris, Harsdorf, Jauch, C. Larson, Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Moulton, Olsen, Petrowski, Risser, Schultz, Shilling, L. Taylor, Tiffany, Vinehout and Wirch - 30.

Noes - Senators Farrow and Vukmir - 2.

Absent or not voting - Senator Kedzie - 1.

Passed.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

#### Senate Bill 300

Messaged.

# Senate Bill 160

Relating to: training standards for law enforcement officers regarding domestic abuse incidents and complaints, and law enforcement reports following a domestic abuse incident.

Read a second time.

The question was: Adoption of Senate Substitute Amendment 1 to **Senate Bill 160**?

Adopted.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### Senate Bill 160

Read a third time and passed.

#### Senate Bill 385

Relating to: the Wisconsin Economic Development Corporation's officers, committees, and reporting obligations.

Read a second time.

The question was: Adoption of Senate Amendment 1 to Senate Bill 385?

Adopted.

Ordered to a third reading.

#### IN THE CHAIR

Senate President Ellis in the chair.

1:07 P.M.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### Senate Bill 385

Read a third time.

The question was: Passage of Senate Bill 385?

The ayes and noes were demanded and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes - Senators Carpenter, Cowles, T. Cullen, Darling, Ellis, Erpenbach, Farrow, S. Fitzgerald, Grothman, Gudex, Hansen, Harris, Jauch, C. Larson, Lassa, Lazich, Lehman, Leibham, Miller, Moulton, Olsen, Petrowski, Risser, Schultz, Shilling, L. Taylor, Tiffany, Vinehout, Vukmir and Wirch - 30.

Noes - Senators Harsdorf and Lasee - 2.

Absent or not voting - Senator Kedzie - 1.

Passed.

# Senate Bill 451

Relating to: extended out-of-home care to 21 years of age for children with individualized education programs, providing an exemption from emergency rule procedures, and granting rule-making authority.

Read a second time.

Senator Moulton, with unanimous consent, asked that Senate Amendment 1 to Senate Amendment 1 to **Senate Bill 451** be withdrawn and returned to author.

The question was: Adoption of Senate Amendment 2 to Senate Amendment 1 to **Senate Bill 451**?

Adopted.

The question was: Adoption of Senate Amendment 1 to Senate Bill 451?

Adopted.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### Senate Bill 451

Read a third time.

The question was: Passage of Senate Bill 451?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes - Senators Carpenter, Cowles, T. Cullen, Darling, Ellis, Erpenbach, Farrow, S. Fitzgerald, Grothman, Gudex, Hansen, Harris, Harsdorf, Jauch, C. Larson, Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Moulton, Olsen, Petrowski, Risser, Schultz, Shilling, L. Taylor, Tiffany, Vinehout, Vukmir and Wirch - 32.

Noes - None.

Absent or not voting - Senator Kedzie - 1.

Passed.

# IN THE CHAIR

President Pro Tempore Leibham in the chair.

1:18 P.M.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

Senate Bill 160

# Senate Bill 385 Senate Bill 451

Messaged.

# Senate Bill 478

Relating to: school district expenditures for community programs and services and requiring the exercise of rulemaking authority.

# Read a second time.

The question was: Adoption of Senate Amendment 1 to Senate Substitute Amendment 1 to Senate Bill 478?

Adopted.

The question was: Adoption of Senate Substitute Amendment 1 to **Senate Bill 478**?

Adopted.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# Senate Bill 478

Read a third time and passed.

# Senate Bill 598

Relating to: utilizing an alternative process for educator effectiveness.

Read a second time.

The question was: Adoption of Senate Amendment 2 to Senate Bill 598?

Adopted.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# Senate Bill 598

Read a third time and passed.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

Senate Bill 478 Senate Bill 598

Messaged.

# Senate Bill 617

Relating to: ordinances, variances, and rules relating to the constructing or altering of, or adding to, public buildings and buildings that are places of employment, the creation of a building code council, and inspections of public buildings and buildings that are places of employment, and granting rule-making authority.

Read a second time.

The question was: Adoption of Senate Amendment 1 to Senate Bill 617?

Adopted.

Senator Moulton moved that Senate Amendment 5 to **Senate Bill 617** be laid on the table.

The question was: Shall Senate Amendment 5 to **Senate Bill 617** be laid on the table?

Tabled.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# Senate Bill 617

Read a third time and passed.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

# Senate Bill 617

Messaged.

# Senate Bill 648

Relating to: allowing county and municipal prisoners to be imprisoned in a bordering county within or outside of the state.

Read a second time.

The question was: Adoption of Senate Amendment 1 to Senate Bill 648?

Adopted.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# Senate Bill 648

Read a third time and passed.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

#### Senate Bill 648

Messaged.

Senate Bill 668

Relating to: notifications to law enforcement officers and dissemination to the public when registered out-of-state sex offenders enter a community.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# Senate Bill 668

Read a third time and passed.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

#### Senate Bill 668

Messaged.

789

# SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

# **Assembly Bill 33**

Relating to: extending the time period for counties to seek reimbursement from prisoners for expenses associated with confinement in jail.

Read a second time.

The question was: Adoption of Senate Amendment 1 to Assembly Bill 33?

Adopted.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 33**

Read a third time and concurred in as amended.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

# **Assembly Bill 33**

Messaged.

#### Assembly Bill 124

Relating to: inattentive driving and providing a penalty.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### Assembly Bill 124

Read a third time and concurred in.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

#### Assembly Bill 124

Messaged.

# Assembly Bill 176

Relating to: temporary restraining orders and injunctions for domestic abuse, child abuse, individuals at risk, and harassment, confidential name change petitions, and ex parte orders with a judge substitution.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 176**

Read a third time and concurred in.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

#### Assembly Bill 176

Messaged.

Senator Leibham, with unanimous consent, asked that the Senate stand informal.

#### **Assembly Bill 180**

Relating to: penalties and testing for operating-whileintoxicated offenses and providing a penalty.

Read a second time.

#### POINT OF ORDER

Senator Fitzgerald raised the point of order that Senate Amendment 1 to **Assembly Bill 180** was not germane, pursuant to Senate Rule 50 (6)(b).

The Chair ruled the point of order well taken

Senator Carpenter appealed the ruling of the Chair.

The question was: Shall the Decision of the Chair stand as the judgment of the Senate?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes - Senators Cowles, Darling, Ellis, Farrow, S. Fitzgerald, Grothman, Gudex, Harsdorf, Lasee, Lazich, Leibham, Moulton, Olsen, Petrowski, Schultz, Tiffany and Vukmir - 17.

Noes - Senators Carpenter, T. Cullen, Erpenbach, Hansen, Harris, Jauch, C. Larson, Lassa, Lehman, Miller, Risser, Shilling, L. Taylor, Vinehout and Wirch - 15.

Absent or not voting - Senator Kedzie - 1.

The Decision of the Chair stands as the judgment of the Senate.

#### POINT OF ORDER

Senator Fitzgerald raised the point of order that Senate Amendment 2 to Assembly Bill 180 was not germane, pursuant to Senate Rule 50 (6)(b).

The Chair ruled the point of order well taken

Senator Carpenter appealed the ruling of the Chair.

The question was: Shall the Decision of the Chair stand as the judgment of the Senate?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes - Senators Cowles, Darling, Ellis, Farrow, S. Fitzgerald, Grothman, Gudex, Harsdorf, Lasee, Lassa, Lazich, Leibham, Moulton, Olsen, Petrowski, Schultz, Tiffany and Vukmir - 18.

Noes - Senators Carpenter, T. Cullen, Erpenbach, Hansen, Harris, Jauch, C. Larson, Lehman, Miller, Risser, Shilling, L. Taylor, Vinehout and Wirch - 14.

Absent or not voting - Senator Kedzie - 1.

The Decision of the Chair stands as the judgment of the Senate.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 180**

Read a third time and concurred in.

Senators Miller, with unanimous consent, asked to be recorded as voting "No" on concurrence of **Assembly Bill 180**.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

#### **Assembly Bill 180**

Messaged.

#### **Assembly Bill 208**

Relating to: special registration plates expressing support for the family members of law enforcement officers who have died in the line of duty and making an appropriation.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 208**

Read a third time.

The question was: Concurrence of Assembly Bill 208?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes - Senators Carpenter, Cowles, T. Cullen, Darling, Ellis, Erpenbach, Farrow, S. Fitzgerald, Grothman, Gudex, Hansen, Harris, Harsdorf, Jauch, C. Larson, Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Moulton, Olsen, Petrowski, Risser, Schultz, Shilling, L. Taylor, Tiffany, Vinehout, Vukmir and Wirch - 32.

Noes - None.

Absent or not voting - Senator Kedzie - 1.

Concurred in.

# Assembly Bill 244

Relating to: special distinguishing registration plates displaying the words In God We Trust and making an appropriation.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 244**

Read a third time.

The question was: Concurrence of Assembly Bill 244?

The ayes and noes were demanded and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes - Senators Carpenter, Cowles, T. Cullen, Darling, Ellis, Erpenbach, Farrow, S. Fitzgerald, Grothman, Gudex, Hansen, Harris, Harsdorf, Jauch, C. Larson, Lasee, Lassa, Lazich, Lehman, Leibham, Moulton, Olsen, Petrowski, Schultz, Shilling, L. Taylor, Tiffany, Vinehout, Vukmir and Wirch - 30.

Noes - Senators Miller and Risser - 2.

Absent or not voting - Senator Kedzie - 1.

Concurred in.

Senators Miller, with unanimous consent, asked to be recorded as voting "No" on concurrence of **Assembly Bill** 244.

#### **Assembly Bill 270**

Relating to: additional providers in the volunteer health care provider program and proof of financial responsibility and malpractice insurance requirements for certain advanced practice nurses serving as volunteer health care providers.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 270**

Read a third time and concurred in.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

Assembly Bill 208 Assembly Bill 244 Assembly Bill 270

Messaged.

#### **Assembly Bill 274**

Relating to: aiding a felon and providing penalties.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 274**

Read a third time and concurred in.

Senators Miller, with unanimous consent, asked to be recorded as voting "No" on concurrence of **Assembly Bill 274**.

#### Assembly Bill 407

Relating to: snowmobile registration, trail use sticker requirements, and funding for supplemental snowmobile trail aids.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# Assembly Bill 407

Read a third time.

The question was: Concurrence of Assembly Bill 407?

The ayes and noes were required and the vote was: ayes, 31; noes, 1; absent or not voting, 1; as follows:

Ayes - Senators Carpenter, Cowles, T. Cullen, Darling, Ellis, Erpenbach, Farrow, S. Fitzgerald, Grothman, Gudex, Hansen, Harris, Harsdorf, Jauch, C. Larson, Lasee, Lassa, Lehman, Leibham, Miller, Moulton, Olsen, Petrowski, Risser, Schultz, Shilling, L. Taylor, Tiffany, Vinehout, Vukmir and Wirch - 31.

Noes - Senator Lazich - 1.

Absent or not voting - Senator Kedzie - 1.

Concurred in.

# **Assembly Bill 441**

Relating to: information on a person who is required to register as a sex offender and notification of law enforcement when certain sex offenders change residential addresses.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# Assembly Bill 441

Read a third time and concurred in.

# **Assembly Bill 464**

Relating to: providing notice of firearm prohibition when serving notice for certain injunction hearings and process for surrendering firearms following the granting of certain injunctions.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# **Assembly Bill 464**

Read a third time and concurred in.

# **Assembly Bill 485**

Relating to: the sale of eggs.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# **Assembly Bill 485**

Read a third time and concurred in.

# **Assembly Bill 506**

Relating to: professional land surveyors; the practice of professional land surveying; surveying land abutting navigable waters; various changes regarding platting, surveying, and certified survey maps; and granting rulemaking authority.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# **Assembly Bill 506**

Read a third time and concurred in.

# **Assembly Bill 581**

Relating to: advertising related to adoption or other permanent physical placements of a child, delegation of parental power regarding the care and custody of a child for more than one year, unauthorized interstate placements of children, requesting a study of adoption disruption and dissolution, and providing penalties.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# **Assembly Bill 581**

Read a third time and concurred in.

# Assembly Bill 620

Relating to: human trafficking, human trafficking victims, property forfeitures, rights of victims, admitting evidence of past actions, definitions of certain offenses, and providing penalties.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# Assembly Bill 620

Read a third time and concurred in.

# **Assembly Bill 641**

Relating to: stalking and sexual offenses under the code of military justice.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# **Assembly Bill 641**

Read a third time and concurred in.

# **Assembly Bill 668**

Relating to: providing grants to counties that offer substance abuse treatment and diversion from incarceration and making an appropriation.

Read a second time.

Senator Carpenter, with unanimous consent, asked that Senate Amendment 2 to **Assembly Bill 668** be laid on the table.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 668**

Read a third time.

The question was: Concurrence of Assembly Bill 668?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes - Senators Carpenter, Cowles, T. Cullen, Darling, Ellis, Erpenbach, Farrow, S. Fitzgerald, Grothman, Gudex, Hansen, Harris, Harsdorf, Jauch, C. Larson, Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Moulton, Olsen, Petrowski, Risser, Schultz, Shilling, L. Taylor, Tiffany, Vinehout, Vukmir and Wirch - 32.

Noes - None.

Absent or not voting - Senator Kedzie - 1.

Concurred in.

#### **Assembly Bill 669**

Relating to: rule-making procedures and practice standards for certified public accountants.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 669**

Read a third time and concurred in.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

Assembly Bill 274 Assembly Bill 407 Assembly Bill 441 Assembly Bill 464 Assembly Bill 485 Assembly Bill 506 Assembly Bill 581 Assembly Bill 620 Assembly Bill 641 Assembly Bill 668 Assembly Bill 669

Messaged.

# Assembly Bill 674

Relating to: placement of a child in a shelter care facility under a voluntary agreement.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 674**

Read a third time and concurred in.

#### **Assembly Bill 676**

Relating to: prohibiting the disclosure of a determination that a person has abused or neglected a child for purposes of a caregiver background check when that abuse or neglect has not been substantiated.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 676**

Read a third time and concurred in.

#### **Assembly Bill 702**

Relating to: development of a system of short-term sanctions for individuals who violate conditions of extended supervision, parole, probation, or a deferred prosecution agreement and granting rule-making authority.

Senator Fitzgerald, with unanimous consent, asked that **Assembly Bill 702** be referred to the committee on **Senate Organization**.

#### Assembly Bill 707

Relating to: extending the time certain injunctions remain in effect.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 707**

Read a third time and concurred in.

# Assembly Bill 714

Relating to: yielding to an overtaking vehicle.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# **Assembly Bill 714**

Read a third time and concurred in.

#### **Assembly Bill 715**

Relating to: the cancellation of a motor vehicle title or registration for fraud on the Department of Transportation.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# **Assembly Bill 715**

Read a third time and concurred in.

#### **Assembly Bill 716**

Relating to: expiration of motor vehicle operators' licenses issued after cancellation.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

## Assembly Bill 716

Read a third time and concurred in.

#### Assembly Bill 723

Relating to: authorizing the village of Biron to allocate positive tax increments from Tax Incremental District Number 2 in the village to Tax Incremental District Number 3 in the village.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 723**

Read a third time.

The question was: Concurrence of Assembly Bill 723?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes - Senators Carpenter, Cowles, T. Cullen, Darling, Ellis, Erpenbach, Farrow, S. Fitzgerald, Grothman, Gudex, Hansen, Harris, Harsdorf, Jauch, C. Larson, Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Moulton, Olsen, Petrowski, Risser, Schultz, Shilling, L. Taylor, Tiffany, Vinehout, Vukmir and Wirch - 32.

Noes - None.

Absent or not voting - Senator Kedzie - 1.

Concurred in.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

Assembly Bill 674 Assembly Bill 676 Assembly Bill 707 Assembly Bill 714 Assembly Bill 715 Assembly Bill 716

#### **Assembly Bill 723**

Messaged.

## **Assembly Bill 727**

Relating to: a firearm prohibition for an individual subject to an individuals-at-risk injunction and disclosure of and access to information regarding individuals who are prohibited from possessing a firearm.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 727**

Read a third time and concurred in.

# **Assembly Bill 734**

Relating to: powers and duties of the board of veterans affairs; reimbursement of veterans' tuition at tribal colleges; documentation for eligibility to veterans homes; operation of veterans homes; eligibility and procedural requirements for veterans home loans, veterans personal loans, county veterans service grants, and American Indian veterans grants; and funeral honors, burial, and disinterment of veterans.

Read a second time.

#### POINT OF ORDER

Senator Fitzgerald raised the point of order that Senate Amendment 1 to **Assembly Bill 734** was not germane, pursuant to Senate Rule 50 (6)(b).

The Chair ruled the point of order well taken.

Senator Lassa appealed the ruling of the Chair.

The question was: Shall the Decision of the Chair stand as the judgment of the Senate?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes - Senators Cowles, Darling, Ellis, Farrow, S. Fitzgerald, Grothman, Gudex, Harsdorf, Lasee, Lazich, Leibham, Moulton, Olsen, Petrowski, Schultz, Tiffany and Vukmir - 17.

Noes - Senators Carpenter, T. Cullen, Erpenbach, Hansen, Harris, Jauch, C. Larson, Lassa, Lehman, Miller, Risser, Shilling, L. Taylor, Vinehout and Wirch - 15.

Absent or not voting - Senator Kedzie - 1.

The Decision of the Chair stands as the judgement of the Senate.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

# Assembly Bill 734

Read a third time and concurred in.

Senators Miller and Vinehout, with unanimous consent, asked to be recorded as voting "No" on concurrence of **Assembly Bill 734**.

#### **Assembly Bill 743**

Relating to: the operation of all-terrain vehicles and utility terrain vehicles on highway bridges.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 743**

Read a third time and concurred in.

#### **Assembly Bill 744**

Relating to: licenses for new dairy plants, food warehouses, food processing plants, retail food establishments, and meat establishments.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 744**

Read a third time and concurred in.

#### **Assembly Bill 745**

Relating to: milk procurement fees.

Read a second time.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### **Assembly Bill 745**

Read a third time and concurred in.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

Assembly Bill 727 Assembly Bill 734 Assembly Bill 743 Assembly Bill 744 Assembly Bill 745

Messaged.

# **MOTIONS MAY BE OFFERED**

Senator Fitzgerald, with unanimous consent, asked that Senate Bill 367 be withdrawn from the committee on Senate Organization and taken up at this time.

# Senate Bill 367

Relating to: distributing a sexually explicit image without consent and providing a penalty.

Read a second time.

The question was: Adoption of Senate Substitute Amendment 1 to **Senate Bill 367**?

Adopted.

Ordered to a third reading.

Senator Fitzgerald, with unanimous consent, asked that the bill be considered for final action at this time.

#### Senate Bill 367

Read a third time and passed.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

#### Senate Bill 367

Messaged.

Senator Carpenter moved that the rules be suspended and that **Senate Joint Resolution 74** be withdrawn from the committee on **Judiciary and Labor** and taken up at this time.

# **Senate Joint Resolution 74**

Relating to: eliminating constitutional restrictions on marriage (first consideration).

The question was: Shall **Senate Joint Resolution 74** be withdrawn from committee on **Judiciary and Labor** and taken up at this time?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 17; absent or not voting, 1; as follows:

Ayes - Senators Carpenter, T. Cullen, Erpenbach, Hansen, Harris, Jauch, C. Larson, Lassa, Lehman, Miller, Risser, Shilling, L. Taylor, Vinehout and Wirch - 15.

Noes - Senators Cowles, Darling, Ellis, Farrow, S. Fitzgerald, Grothman, Gudex, Harsdorf, Lasee, Lazich, Leibham, Moulton, Olsen, Petrowski, Schultz, Tiffany and Vukmir - 17.

Absent or not voting - Senator Kedzie - 1.

Refused to suspend rules and take up.

# ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Miller, with unanimous consent, asked that when the Senate adjourns, it do so in memory of his birth mother, Mary Elizabeth Scoon Miller and his stepmother, Marjorie "Midge" Cavins Leeper Miller, both of whom contracted a similar form of cancer. Mary underwent chemotherapy as an experimental treatment not covered by insurance in the early 60s. She did not survive even a year. Twenty years later, Marjorie's cancer was treated with chemotherapy, which in the 90s was a routine therapy for cancer patients. Her treatment was covered by insurance. She lived another 25 years.

Senator Shilling, with unanimous consent, asked that when the Senate adjourns, it do so in honor of Syttende Mai weekend. Norwegian immigrants have made countless contributions to the cultures of Wisconsin and other regions of the United States. One out of every twelve Wisconsinites claims Norwegian ancestry and "Syttende Mai," Norwegian for "May 17," celebrates the anniversary of the 1814 signing of the Norwegian Constitution that declared Norway's independence from Denmark. The Norwegian Constitution is the third-oldest in the world, being predated only by the constitutions of the United States and France. Norwegian culture can be found throughout Wisconsin in the cuisines of lutefisk and lefse, in the art of rosemaling, and in the presence of wood-carved trolls. Wisconsin communities, such as Westby, Stoughton, Blair, Mount Horeb, and Woodville, will celebrate Syttende Mai in many ways, including parades, Norwegian displays, Norwegian street music and dancers, Syttende Mai King and Queen presentations, Syttende Mai runs, special museum tours, choral concerts, church services, and Norwegian drama. Thousands of Wisconsin citizens of Norwegian heritage will participate in these activities during the month of May.

Senator Taylor, with unanimous consent, asked that when the Senate adjourns, it do so in honor of Mimi Feingold.

Senator Darling, with unanimous consent, asked that when the Senate adjourns, it do so in honor of the Brown Deer High School- Division 3 Boys Basketball Champions. Brown Deer won its first ever WIAA Boys Basketball Championship on Sunday, March 16, 2014, completing a remarkable 23-5 season.

Senator Darling, with unanimous consent, asked that when the Senate adjourns, it do so in honor of the Germantown High School- Division 1 Boys Basketball Champions and Whitefish Bay Dominican High SchoolDivision 4 Boys Basketball Champions. Germantown and Whitefish Bay Dominican both won their third straight WIAA Boys Basketball Championships Saturday. Germantown and Dominican became two of only seven teams to win three consecutive boys basketball titles.

Senator Darling, with unanimous consent, asked that when the Senate adjourns, it do so in honor of the Whitefish Bay High School- Division 2 Girls Gymnastics. Whitefish Bay recently captured the WIAA Girls Gymnastics Championship in Wisconsin Rapids, led by Lily Hayes, who won the state all-around title, and freshman Aly Yurkowitz, who won a school record 12 individual medals.

# **ADJOURNMENT**

Senator Fitzgerald moved that the Senate stand adjourned.

The question was: Shall the Senate stand adjourned?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes - Senators Cowles, T. Cullen, Darling, Ellis, Farrow, S. Fitzgerald, Grothman, Gudex, Harsdorf, Jauch, Lasee, Lazich, Leibham, Moulton, Olsen, Petrowski, Schultz, Tiffany and Vukmir - 19.

Noes - Senators Carpenter, Erpenbach, Hansen, Harris, C. Larson, Lassa, Lehman, Miller, Risser, Shilling, Taylor, Vinehout and Wirch - 13.

Absent or not voting - Senator Jauch - 1.

Adjourned.

3:59 P.M.