

STATE OF WISCONSIN
Senate Journal
Ninety–Eighth Regular Session

FRIDAY, November 2, 2007

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 36** offered by Senator Breske.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

ENGROSSED 2007 ASSEMBLY BILL 207

Prepared by the Legislative Reference Bureau
(October 29, 2007)

1. Page 11, line 13: delete “act” and substitute “subdivision”.

NOTE: Corrects terminology consistent with LRB drafting style and with usage in remainder of the statutory unit.

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

Read first time and referred:

Senate Bill 295

Relating to: limiting the use of the lowest responsible bidder process and requiring local units of government to use the qualification–based selection process for certain public works consulting contracts.

By Senators Plale, Decker, Wirch, Kanavas, Hansen, Breske, Grothman and Kedzie; cosponsored by Representatives Gottlieb, Smith, Albers, Gunderson, Jeskewitz, Kerkman, Mursau, Nelson, Newcomer, A. Ott, Stone, Townsend and Hilgenberg.

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

Senate Bill 296

Relating to: local ordinances authorizing the removal, impoundment, and disposal of vehicles involved in traffic violations.

By Senators Darling and Plale; cosponsored by Representatives Honadel, Zepnick and Townsend.

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

Senate Bill 297

Relating to: nursery dealers, nursery growers, Christmas tree growers, and granting rule–making authority.

By Senators Vinehout, Lassa, Olsen and Schultz; cosponsored by Representatives A. Ott, Gunderson, Hahn, Gronemus and Zepnick.

To committee on **Agriculture and Higher Education**.

Senate Bill 298

Relating to: regulating foreclosure reconveyances and foreclosure consultants, staying certain eviction actions, providing an exemption from rule–making procedures, and providing a penalty.

By Senators Sullivan, Lehman, Lassa, Carpenter, Hansen and Harsdorf; cosponsored by Representatives Richards, Zepnick, A. Ott, Cullen, Boyle, Musser, Berceau, Hixson, Pocan, Hilgenberg, A. Williams, Albers, Grigsby, Sinicki, Fields, Gronemus and Mason.

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

Senate Bill 299

Relating to: distribution of a portion of the school levy tax credit.

By Senators Lehman, Hansen, Kreitlow, Vinehout, Wirch, Erpenbach, Schultz, Carpenter, Coggs, Decker, Olsen, Taylor and Lassa; cosponsored by Representatives Gottlieb, Mason, Nelson, Turner, Hilgenberg, Gronemus, Sheridan, Hintz, Hebl, Hixson, Pope–Roberts, Vruwink, Strachota, Cullen, Sinicki, Zepnick and Staskunas.

To committee on **Education**.

Senate Bill 300

Relating to: repealing, consolidating, renumbering, amending, and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references, eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions, reconciling conflicts, and repelling unintended repeals (Revisor's Correction Bill).

By Law Revision Committee.

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

Senate Bill 301

Relating to: repealing, consolidating, renumbering, amending, and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references, eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions, reconciling conflicts, and repelling unintended repeals (Revisor's Correction Bill).

By Law Revision Committee.

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

Senate Bill 302

Relating to: amending and revising under section 10.53 of the statutes various provisions of sections 10.62 to 10.82 of the statutes for the purpose of correcting conflicts between the listings in sections 10.62 to 10.82 of the statutes and the substantive statutes to which those sections refer (Revisor’s Correction Bill).

By Law Revision Committee.

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

Senate Bill 303

Relating to: amending and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, and correcting and clarifying references (Revisor’s Correction Bill).

By Law Revision Committee.

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

Senate Bill 304

Relating to: renumbering, amending, and revising various provisions of the statutes for the purpose of correcting and clarifying references, reconciling conflicts, and repelling unintended repeals (Revisor’s Correction Bill).

By Law Revision Committee.

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

Senate Bill 305

Relating to: renumbering and amending a provision of the statutes for the purpose of eliminating ambiguities (Revisor’s Correction Bill).

By Law Revision Committee.

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

Senate Bill 306

Relating to: duties upon causing an injury, and providing a penalty.

By Senators Kapanke, Vinehout, Lazich, Olsen and Roessler; cosponsored by Representatives Gundrum, Musser, Berceau, Hahn, Shilling, Townsend, A. Ott, LeMahieu and Jeskewitz.

To committee on **Judiciary and Corrections.**

Senate Bill 307

Relating to: the veterans tuition reimbursement program.

By Senators Sullivan, Leibham, Lassa, Roessler, Coggs, Schultz and Vinehout; cosponsored by Representatives Musser, Petrowski, Bies, Hubler, Turner, Owens, Sinicki, A. Ott, Sheridan, M. Williams, Pocan, Hahn, Gunderson, Zepnick, Nass and Albers.

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

Senate Bill 308

Relating to: the sale of dogs, regulation of certain dog breeders, granting rule-making authority, making an appropriation, and providing a penalty.

By Senators Plale, Darling, Kreitlow, Carpenter, Cowles, Lassa, Lazich, Lehman, Olsen, Risser, Roessler, Sullivan and Wirch; cosponsored by Representatives Lothian, Sinicki, Albers, Berceau, Bies, Black, Cullen, Grigsby, Hahn, Hebl,

Jorgensen, Kaufert, Kerkman, Newcomer, J. Ott, Pridemore, Smith, Turner and Van Roy.

To committee on **Small Business, Emergency Preparedness, Workforce Development, Technical Colleges and Consumer Protection.**

Senate Bill 309

Relating to: prohibiting local ordinances, resolutions, and policies that prohibit immigration status inquiries and reports to the federal government about the presence of illegal aliens and authorizing a private right of action.

By Senators Grothman, A. Lasee, Lazich, Leibham, Roessler and Schultz; cosponsored by Representatives Roth, Albers, Bies, Gottlieb, Honadel, Jeskewitz, Kerkman, Kestell, Kleefisch, F. Lasee, LeMahieu, Meyer, Musser, Nass, Newcomer, Nygren, J. Ott, Owens, Petersen, Petrowski, Pridemore, Suder, Townsend, Van Roy, Vos, M. Williams and Zipperer.

To committee on **Judiciary and Corrections.**

Senate Bill 310

Relating to: anatomical gifts, granting rule-making authority, and providing a penalty.

By Senators Risser, Roessler, Miller, Schultz, Olsen, Kedzie, Coggs, Lassa and Sullivan; cosponsored by Representatives Wieckert, Staskunas, Kerkman, Ballweg, Black, Hahn, Davis, Berceau, Jeskewitz, Turner, A. Ott, Cullen, Townsend, Lothian, A. Williams, Bies, Tauchen and Wasserman.

To committee on **Health and Human Services.**

Senate Bill 311

Relating to: equalizing physical placement to the highest degree, requiring the court to state the reasons for ordering sole legal custody or not equalizing physical placement, and standards for modifying legal custody or physical placement.

By Senators Plale, A. Lasee, Schultz, Olsen and Leibham; cosponsored by Representatives Pridemore, Gronemus, Hahn, A. Williams, Albers, Kestell, Musser, Gundrum, Gunderson, Van Roy, Soletski, Vos, Vruwink, Hines, Moulton, Petersen, Strachota and Nass.

To committee on **Judiciary and Corrections.**

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Revisor of Statutes Bureau**

November 1, 2007

To the Honorable, the Legislature:

The following rules have been published in the October 31, 2007 Wisconsin Administrative [Register No. 622](#):

<u>Clearinghouse Rules</u>	<u>Effective Date(s)</u>
07-011	11-1-2007
07-019	11-1-2007
07-020	11-1-2007
07-024	11-1-2007
07-027	11-1-2007
07-030	11-1-2007
07-032	11-1-2007
07-038	11-1-2007
07-039	11-1-2007
07-042	11-1-2007

Sincerely,
GARYL. POULSON
Assistant Revisor of Statutes

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 32

Relating to: prohibiting employment discrimination because an individual is or applies to be a member of, or performs, has performed, applies to perform, or has an obligation to perform active service in, the state defense force, the national guard of any state, or any reserve component of the military forces of the United States.

By Representatives Owens, Albers, Gunderson, Gundrum, Hahn, Kerkman, F. Lasee, Meyer, Mursau, Musser, Nerison, Petrowski, Strachota, Suder, Townsend and Van Roy; cosponsored by Senators Lassa, Leibham, Roessler, Schultz and Sullivan.

Read first time and referred to committee on **Veterans and Military Affairs, Biotechnology and Financial Institutions.**

Assembly Bill 50

Relating to: preparation of state agency base budget review reports.

By Representatives Friske, Meyer, Kerkman, J. Ott, Jeskewitz, Bies, Mursau, Petrowski, Nerison, Van Roy, Gunderson, Musser, Hahn, Hines, Albers, Wood, LeMahieu and F. Lasee; cosponsored by Senators Lassa, Leibham, Schultz, Cowles and Darling.

Read first time and referred to committee on **Ethics Reform and Government Operations.**

Assembly Bill 80

Relating to: special distinguishing registration plates for persons who have had an immediate family member die while in military service.

By Representatives Gottlieb, Musser, Albers, Berceau, Bies, Friske, Gronemus, Hahn, Hines, Kerkman, Kleefisch, Lothian, Montgomery, A. Ott, Suder, Townsend, Travis, Molepske, Vos, Sinicki and Gunderson; cosponsored by Senators Breske, Coggs, S. Fitzgerald, Grothman, Kedzie, Lassa, Leibham, Plale, Roessler and Schultz.

Read first time and referred to committee on **Veterans and Military Affairs, Biotechnology and Financial Institutions.**

Assembly Bill 82

Relating to: recall of elective town sanitary district commissioners.

By Representatives Hubler and Ziegelbauer; cosponsored by Senator Jauch, by request of Ron Helstern of Barronett, Wisconsin.

Read first time and referred to committee on **Labor, Elections and Urban Affairs.**

Assembly Bill 163

Relating to: creating an exemption for certain wetlands for the construction of a road located in the city of Tomahawk, Lincoln County.

By Representatives Friske, Mursau, A. Ott, Petrowski, Ballweg, Montgomery, Musser, Albers and Hahn; cosponsored by Senator Grothman.

Read first time and referred to committee on **Environment and Natural Resources.**

Assembly Bill 181

Relating to: continuing education for architects, landscape architects, professional engineers, designers of engineering systems, and land surveyors.

By Representatives Wieckert, A. Ott, Mursau, Albers, Van Roy, Townsend and Bies; cosponsored by Senators Lassa and Cowles.

Read first time and referred to committee on **Labor, Elections and Urban Affairs.**

Assembly Bill 184

Relating to: the investment by certain local units of government of funds held in trust to provide post-employment benefits.

By Representatives Gottlieb, Ballweg, Fields, Hahn, Mursau, Musser, A. Ott, Petrowski and Van Roy; cosponsored by Senators Lassa, Darling, Grothman and Olsen.

Read first time and referred to committee on **Ethics Reform and Government Operations.**

Assembly Bill 198

Relating to: conservation wardens employed by the Great Lakes Indian Fish and Wildlife Commission.

By Joint Legislative Council.

Read first time and referred to committee on **Environment and Natural Resources.**

Assembly Bill 229

Relating to: heated exterior pedestrian walkways.

By Representatives Montgomery, Musser, Jeskewitz, Albers, Hahn, Mason, Sheridan, A. Ott, Seidel, Gunderson, Hixson and M. Williams; cosponsored by Senators Decker, Plale, Olsen, Breske and Schultz.

Read first time and referred to committee on **Environment and Natural Resources.**

Assembly Bill 234

Relating to: the use of pesticides by veterinarians and veterinary technicians.

By Representatives Hines, A. Ott, Ballweg, Bies, Davis, Gronemus, Gunderson, Hahn, Jorgensen, Molepske, Mursau, Musser, Nerison, Owens, Petrowski, Tauchen, Townsend, Vruwink, M. Williams and Wood; cosponsored by Senators Lassa, Vinehout, Ellis, Grothman, Harsdorf, Kapanke, Kedzie, A. Lasee, Olsen, Plale, Risser and Schultz.

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

Assembly Bill 239

Relating to: automated teller machine charges for international accounts.

By Representatives Van Roy, Albers, Gunderson, Hahn, Jeskewitz, Mursau, Musser, A. Ott, J. Ott, Petrowski, Townsend, M. Williams, Vos, Sheridan, Ballweg and Montgomery; cosponsored by Senators Sullivan, Grothman, Hansen, A. Lasee, Lassa, Roessler and Schultz.

Read first time and referred to committee on **Veterans and Military Affairs, Biotechnology and Financial Institutions.**

Assembly Bill 254

Relating to: municipal boundary agreements and the use of alternative dispute resolution in municipal boundary disputes.

By Joint Legislative Council.

Read first time and referred to committee on **Labor, Elections and Urban Affairs.**

Assembly Bill 258

Relating to: permitting an employer to offer financial incentives to encourage or discourage employee use of a lawful product.

By Representatives Nygren, Moulton, Albers, Ballweg, Davis, Hines, F. Lasee, LeMahieu, Montgomery, Musser, A. Ott, Petersen, Strachota, Tauchen and Vos; cosponsored by Senators Cowles, Roessler and Schultz.

Read first time and referred to committee on **Labor, Elections and Urban Affairs.**

Assembly Bill 266

Relating to: methods of establishing proof of financial responsibility for the closure and long-term care of a landfill.

By Representatives Wieckert, Mursau, Townsend, Musser, Owens, Gunderson and Albers; cosponsored by Senators Plale, Roessler, Wirch and Olsen.

Read first time and referred to committee on **Environment and Natural Resources**.

Assembly Bill 279

Relating to: protective placements and protective services; involuntary administration of psychotropic medication; guardianships, conservatorships, and wards; and services for adults at risk and elder adults at risk.

By Representatives Townsend, Jeskewitz, Hahn, M. Williams, Hines, Pridemore, Musser, Berceau, Strachota, Mursau, Petrowski, Sherman and Krusick; cosponsored by Senators Olsen, Miller, Erpenbach, Roessler, Risser and Plale.

Read first time and referred to committee on **Public Health, Senior Issues, Long Term Care and Privacy**.

Assembly Bill 282

Relating to: threatening a school official.

By Representatives Albers, Molepske, Musser, Hahn, Berceau, Vos, Nygren, Townsend, Gunderson and Hraychuck; cosponsored by Senators Schultz, Roessler, Olsen and A. Lasee.

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

Assembly Bill 295

Relating to: public access to voter registration identification numbers.

By committee on Elections and Constitutional Law.

Read first time and referred to committee on **Labor, Elections and Urban Affairs**.

Assembly Bill 296

Relating to: issuing hunting and fishing approvals to members of the U.S. armed forces who are former residents of this state.

By Representatives Gunderson, Musser, Albers, Berceau, Bies, Gronemus, Hahn, Hraychuck, Hubler, Kleefisch, Jorgensen, Montgomery, Mursau, Murtha, Nerison, Petrowski, Suder, Turner and Vos; cosponsored by Senators Kreitlow, Grothman, Breske, A. Lasee, Lassa, Olsen, Roessler, Schultz and Sullivan.

Read first time and referred to committee on **Environment and Natural Resources**.

Assembly Bill 302

Relating to: the use of golf carts in Governor Tommy G. Thompson Centennial State Park and Peshtigo River State Forest and granting rule-making authority.

By Representatives Mursau and Nygren; cosponsored by Senator Breske.

Read first time and referred to committee on **Environment and Natural Resources**.

Assembly Bill 321

Relating to: designation of state agency status for certain health care facilities that use volunteer providers during a declared state of emergency; declarations of emergencies by counties; immunity from liability for qualified food and emergency household products; creating an interoperability council; and requiring public and private schools to conduct tornado or other hazard drills.

By Joint Legislative Council.

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

Assembly Bill 341

Relating to: imposing fees for acquiring public park land, dedicating storm water treatment facilities to the public, changing the time relating to when impact fees must be paid and used, and regulating the costs of certain professional services provided through a political subdivision.

By Representatives Gottlieb, Strachota, LeMahieu, Albers, Ballweg, Berceau, Davis, Honadel, Jorgensen and Kerkman; cosponsored by Senators Erpenbach, Grothman and Olsen.

Read first time and referred to committee on **Labor, Elections and Urban Affairs**.

Assembly Bill 351

Relating to: designating and marking a bridge in Columbia County as the Veterans of the American Revolution Memorial Bridge.

By Representatives Hines, Hahn, Ballweg, Berceau, Bies, Gronemus, Gunderson, Gundrum, Lothian, M. Williams, Owens, Petrowski, Sheridan, Suder, Tauchen, Townsend and Turner; cosponsored by Senators Miller, Olsen, Risser, Breske, Darling, Erpenbach, Kedzie, Lassa and Plale, by request of the Wisconsin Society of the Sons of the American Revolution.

Read first time and referred to committee on **Veterans and Military Affairs, Biotechnology and Financial Institutions**.

Assembly Bill 359

Relating to: the preference systems for issuing Class A bear licenses, bobcat hunting and trapping permits, fisher trapping permits, and otter trapping permits.

By Representatives Gunderson, Suder, Ballweg, Bies, Albers, Hahn, Hines, A. Ott, Musser, Petrowski and Vruwink; cosponsored by Senators Miller, Kedzie, Schultz, Cowles and Olsen.

Read first time and referred to committee on **Environment and Natural Resources**.

Assembly Bill 370

Relating to: commercial driver license testing for military license holders.

By Representatives Turner, Albers, Ballweg, Bies, Boyle, Garthwaite, Gunderson, Hahn, Hintz, Jeskewitz, Mason, Musser, Sheridan, Sinicki, Townsend, Travis, A. Williams, Zepnick and Hraychuck; cosponsored by Senators Erpenbach, S. Fitzgerald, Grothman, Hansen, Kedzie, Lassa, Leibham, Roessler and Schultz.

Read first time and referred to committee on **Veterans and Military Affairs, Biotechnology and Financial Institutions**.

Assembly Bill 400

Relating to: powers and duties of the Department of Military Affairs, the adjutant general, military officers, military property and assets, the national guard, the state defense force, rights of service personnel, the Wisconsin code of military justice, making an appropriation, and providing a penalty.

By Joint Legislative Council.

Read first time and referred to committee on **Veterans and Military Affairs, Biotechnology and Financial Institutions**.

Assembly Bill 454

Relating to: issuance by the Department of Natural Resources of federal hunting, fishing, and trapping approvals.

By Representatives Musser, Gronemus, A. Ott, Hahn, Townsend, M. Williams, Albers, Gundrum and Petrowski; cosponsored by Senators Wirch, Schultz and Lassa.

Read first time and referred to committee on **Environment and Natural Resources**.

Assembly Joint Resolution 54

Relating to: supporting a Taiwan–United States free trade agreement.

By Representatives Gronemus, M. Williams, Gottlieb, Kreuser, Schneider, Molepske and Garthwaite; cosponsored by Senators A. Lasee, Schultz and Leibham.

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

Assembly Joint Resolution 55

Relating to: supporting Taiwan’s admission to the World Health Organization.

By Representatives Gronemus, M. Williams, Gottlieb, Sheridan, Kreuser, Schneider, Molepske and Garthwaite.

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

Assembly Joint Resolution 62

Relating to: recognizing Kikkoman and its contribution to the cultural and economic vitality of Wisconsin.

By Representative Lothian; cosponsored by Senator Kedzie.

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