

STATE OF WISCONSIN
Senate Journal
Ninety–Eighth Regular Session

FRIDAY, November 9, 2007

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

CHIEF CLERK'S ENTRIES

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 186

Senate Bill 214

Senate Bill 226

Senate Joint Resolution 58

Report correctly enrolled on 11–9–2007.

BILLS PRESENTED TO THE GOVERNOR

The Chief Clerk records:

Senate Bill 177

Presented to the Governor on 11–9–2007.

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

Read and referred:

Senate Joint Resolution 68

Relating to: senate approval of certain legally enforceable agreements (first consideration).

By Senators Kanavas, Lazich, A. Lasee, Darling, Grothman and Leibham; cosponsored by Representatives Kleefisch, Albers, J. Ott, Zipperer, LeMahieu, Gunderson, Nass, Petrowski, Vos, Kramer, Townsend, Vukmir and Owens.

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

Read first time and referred:

Senate Bill 314

Relating to: accumulating vacation leave for the purpose of termination or sabbatical leave for state employees (suggested as remedial legislation by the Office of State Employment Relations).

By Law Revision Committee.

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

Senate Bill 315

Relating to: disciplinary actions against credential holders (suggested as remedial legislation by the Department of Regulation and Licensing).

By Law Revision Committee.

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

Senate Bill 316

Relating to: the residential facilities council (suggested as remedial legislation by the Department of Commerce).

By Law Revision Committee.

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

Senate Bill 317

Relating to: eliminating the Petroleum Storage Environmental Cleanup Council (suggested as remedial legislation by the Department of Commerce).

By Law Revision Committee.

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

Senate Bill 318

Relating to: duties of the director of the Office of State Employment Relations (suggested as remedial legislation by the Office of State Employment Relations).

By Law Revision Committee.

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

Senate Bill 319

Relating to: providing the jury in civil actions with an explanation regarding the results of their findings.

By Senators Taylor and Decker; cosponsored by Representatives Grigsby, A. Williams, Young, A. Ott, Zepnick and Hintz.

To committee on **Judiciary, Corrections, and Housing**.

Senate Bill 320

Relating to: refunds of overcharges by commercial mobile radio service providers, actions against commercial mobile radio service providers that fail to make timely refunds, and providing a penalty.

By Senators Lassa, Coggs and Vinehout; cosponsored by Representatives Musser, Albers, Berceau, Boyle, Cullen, Grigsby, Hahn, Hebl, Nass, Schneider, Sinicki, A. Williams and Zepnick.

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

Senate Bill 321

Relating to: criteria for determining indigency for purposes of representation by the State Public Defender and requiring the exercise of rule–making authority.

By Senators Sullivan, Coggs, Breske, Lassa, Olsen, Plale, Risser, Roessler, Taylor, Vinehout and Erpenbach; cosponsored

experienced significant growth and success in FY07. As of June 30, we were helping to meet the college savings needs of over 228,000 current and future students and families nationwide with over \$2.1 billion in assets under management.

Highlights for the year:

- In January 2007 a series of portfolio reallocations approved by the College Savings Program Board were implemented, increasing portfolio diversification and reducing expenses by up to 0.14% for an annual savings to investors of \$733,000.
- In July 2006 we joined the SAGE Scholars program to offer EdVest and tomorrow's scholar account owners the opportunity to earn Tuition Rewards points each quarter, based on the balance in their 529 accounts. Each point equals one dollar in guaranteed undergraduate tuition discounts at participating private schools nationwide. Accounts can earn a maximum value of one year's tuition.
- Total program fees now include some of the lowest among all "529" college savings plans nationally.

The College Savings Program Board and staff look forward to continued growth with quality service to participants in this exciting program. We're sending a cover letter regarding this report to all state legislators and will post the report on our website www.ost.state.wi.us/home/edvest.html. If you have any questions regarding the Annual Report, please contact Marty Olle at 264-7886.

Sincerely,
SENATOR ALBERTA DARLING
 Chair, College Savings Program Board

STATE TREASURER DAWN MARIE SASS
 Member, College Savings Program Board

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

Senate Clearinghouse Rule 07-057

Relating to the identification of gifted and talented pupils.
 Submitted by Department of Public Instruction.
 Report received from Agency, November 5, 2007.
 Referred to committee on **Education**, November 9, 2007.

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 33

Relating to the distribution of the penalty for converting agricultural land.

By Representatives Owens, Albers, Hahn, Gunderson, Mursau and Townsend.

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

Assembly Bill 89

Relating to: operating an aircraft recklessly or under the influence of an intoxicant and providing a penalty and granting rule-making authority.

By Representatives Mursau, Krusick, Berceau, Hines, Kerkman, Molepske, A. Ott, J. Ott, Pocan, Sinicki, Stone, Townsend, Zepnick and Gunderson; cosponsored by Senators

Plale, Coggs, Lassa, Olsen, Risser, Roessler, Schultz and Wirch.

Read first time and referred to committee on **Transportation and Tourism**.

Assembly Bill 224

Relating to: immunity from liability for a health care provider, health care facility, or employee of a health care provider or health care facility that, in good faith, reports a violation of the law or of a clinical or ethical standard by another health care provider, health care facility, or employee of a health care provider or health care facility.

By Representatives Pridemore, Townsend, Hines, Owens, Hahn, Musser, Albers, Gunderson and J. Ott.

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

Assembly Bill 228

Relating to: the transfer of certain fish and game licenses and permits to minors.

By Representatives Gunderson, Bies, Albers, Ballweg, Hraychuck, LeMahieu, Lothian, Musser, A. Ott, Petrowski, Sheridan, Vruwink and M. Williams; cosponsored by Senators Decker, Grothman, Kedzie, Miller and Schultz.

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

Assembly Bill 248

Relating to: powers and duties of part-time court commissioners.

By Representatives Molepske, Ballweg, Hahn, Berceau, Cullen and Mursau; cosponsored by Senators Lassa and Grothman.

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

Assembly Bill 263

Relating to: state agency status coverage under the Volunteer Health Care Provider Program regardless of applicable health care liability insurance coverage.

By Representatives Wieckert, Wasserman, M. Williams, Sinicki, Jeskewitz, Staskunas, Hahn, Townsend, Musser, Owens, Hines, Bies, Albers, Kaufert, Petrowski, Benedict, Fields, Berceau, Gunderson, Vos, A. Ott and Ballweg; cosponsored by Senators Kreitlow, Roessler, Darling and Lazich.

Read first time and referred to committee on **Health, Human Services, Insurance, and Job Creation**.

Assembly Bill 427

Relating to: voluntary and informed consent to an abortion and requiring provision of information on domestic abuse services.

By Representatives Gundrum, Strachota, Montgomery, Kleefisch, Albers, Nygren, Hahn, Gottlieb, Petrowski, Roth, Zipperer, Gunderson, Ziegelbauer, Kerkman, Pridemore, Ballweg, Bies, Honadel, Hines, Mursau, Vukmir, Van Roy, LeMahieu, Owens, Petersen, Vos and A. Ott; cosponsored by Senators Breske, Lazich, Plale, A. Lasee, Darling, Roessler, Cowles, Kedzie, Kanavas, Leibham, Grothman and Schultz.

Read first time and referred to committee on **Health, Human Services, Insurance, and Job Creation**.

Assembly Bill 442

Relating to: special distinguishing registration plates associated with Donate Life Wisconsin, the promotion of organ and tissue donation in this state, granting rule-making authority, and making appropriations.

By Representatives Ballweg, Berceau, Davis, Grigsby, Mursau, A. Ott, Staskunas and Ziegelbauer; cosponsored by Senators Taylor, Cowles, Erpenbach, Olsen, Plale, Schultz and Wirch.

Read first time and referred to committee on **Transportation and Tourism.**

Assembly Bill 502

Relating to: furnishing or using certain consumer loan information to make solicitations and providing a penalty.

By Representatives Newcomer, Kleefisch, Albers,

Ballweg, Berceau, Bies, Davis, Friske, Hahn, Hintz, Hixson, Honadel, Jeskewitz, Kramer, LeMahieu, Lothian, Mason, Montgomery, Musser, Parisi, Petersen, Petrowski, Richards, Roth, Sinicki, Staskunas, Townsend, A. Williams, Wood, Zepnick and Pocan; cosponsored by Senators Sullivan, Kreitlow, Coggs, Darling, Erpenbach, Lehman, Vinehout, Olsen, Plale, Hansen, Kapanke, Grothman, Leibham and Lassa.

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