

STATE OF WISCONSIN
Senate Journal
Ninety–Ninth Regular Session

MONDAY, March 8, 2010

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

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

Read first time and referred:

Senate Bill 593

Relating to: student achievement guarantee in education program contracts.

By Senators Holperin, Kreitlow, Olsen, Lehman and Vinehout; cosponsored by Representatives Dexter, Hilgenberg, Garthwaite, Danou, Berceau, Clark, Hraychuck, Molepske Jr., Pasch, Pope–Roberts and Smith.

To committee on **Education**.

Senate Bill 594

Relating to: requirements for residential facilities that provide or promote themselves as providing specialized care for persons who have Alzheimer’s disease or related dementia and providing penalties.

By Senators Carpenter, Taylor and Lehman; cosponsored by Representatives Krusick, Pasch, Pope–Roberts, Berceau, Clark, Staskunas and Kaufert, by request of Wisconsin Alzheimer’s Association Chapter Network, AARP – Wisconsin, Coalition of Wisconsin Aging Groups, Disability Rights – Wisconsin, Independence First, Wisconsin Board on Aging and Long–Term Care, Wisconsin Coalition of Independent Living Centers.

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

Senate Bill 595

Relating to: transportation of private school pupils.

By Senators Kreitlow, Vinehout and Holperin; cosponsored by Representatives Dexter, Danou, Clark, Garthwaite, Hilgenberg, Hraychuck, Pope–Roberts, Roys, Sinicki, Smith, Staskunas and Zigmunt.

To committee on **Education**.

Senate Bill 596

Relating to: transportation aid to school districts.

By Senators Kreitlow, Vinehout, Holperin and Olsen; cosponsored by Representatives Dexter, Garthwaite, Clark, Danou, Hilgenberg, Hraychuck, Hubler, Pope–Roberts, Roys, Smith, Molepske Jr., Zigmunt and Suder.

To committee on **Education**.

Senate Bill 597

Relating to: a grant for a highway project in the town of Pound.

By Senator Hansen; cosponsored by Representative Nelson.

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

Senate Bill 598

Relating to: the procedure for school district consolidations.

By Senators Vinehout, Holperin, Kreitlow and Olsen; cosponsored by Representatives Clark, Hraychuck, Pope–Roberts, Hilgenberg, Dexter, Milroy, Zigmunt, Garthwaite, Smith, Molepske Jr., Mursau and M. Williams.

To committee on **Education**.

Senate Bill 599

Relating to: grants to school districts for efficiency and consolidation feasibility studies, granting rule–making authority, and making an appropriation.

By Senators Vinehout, Holperin, Kreitlow and Olsen; cosponsored by Representatives Clark, Hraychuck, Pope–Roberts, Hilgenberg, Dexter, Milroy, Zigmunt, Garthwaite, Smith, Molepske Jr., Mursau and M. Williams.

To committee on **Education**.

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Representative A. Williams added as a cosponsor of **Senate Bill 566**.

Pursuant to Senate Rule 17 (5), Representative A. Williams added as a cosponsor of **Senate Bill 573**.

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

Senate Clearinghouse Rule 09–118

Relating to the financial records matching program.

Submitted by Department of Revenue.

Report received from Agency, March 5, 2010.

Referred to committee on **Veterans and Military Affairs, Biotechnology, and Financial Institutions**, March 8, 2010.

The committee on **Commerce, Utilities, Energy, and Rail** reports and recommends:

Senate Clearinghouse Rule 09–063

Relating to tax incentives for job creation, capital investment, employee training and corporate headquarters, and affecting small businesses.

No action taken.

JEFFREY PLALE
Chairperson

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 35

Relating to: the use of race-based names, nicknames, logos, and mascots by school boards, requiring the exercise of rule-making authority, and providing a penalty.

By Representatives Soletski, Pope-Roberts, Mursau, Young, Benedict, Berceau, Black, Colon, Cullen, Fields, Grigsby, Hilgenberg, Kessler, Mason, Milroy, Molepske Jr., Nelson, Parisi, Pasch, Pocan, Radcliffe, Schneider, Sheridan, Sherman, Shilling, Sinicki, Smith, Steinbrink, Turner, Van Akkeren and A. Williams; cosponsored by Senators Coggs, Hansen, Taylor, Risser and Holperin.

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

Assembly Bill 135

Relating to: allowing an individual income tax deduction for certain amounts contributed by a divorced or legally separated parent to his or her child's college savings account or college tuition and expenses program and limiting the deduction that may be claimed by a married person who files separately.

By Representatives Molepske Jr., Roys, Cullen, Nass, Berceau, Suder, Vos, Richards, Kaufert, Smith, Pope-Roberts, Bies, Zepnick, Kestell and Fields; cosponsored by Senators Lassa, Taylor, Kreitlow, Holperin, Darling, Lehman, Erpenbach, Plale, Grothman, Olsen and Kedzie.

Read first time and referred to joint committee on **Finance**.

Assembly Bill 413

Relating to: crimes against children committed by certain persons and creating a penalty.

By Representatives Van Akkeren, Turner, Mason, Van Roy, Townsend, Bies, Berceau, Gunderson, Smith and Spanbauer; cosponsored by Senators Coggs, Leibham and Hopper.

Read first time and referred to committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Assembly Bill 480

Relating to: creating a civil cause of action for acts of violence motivated by gender.

By Representatives Berceau, Roys, Black, Sinicki, Dexter, Grigsby, Pasch, Toles and Parisi; cosponsored by Senators Coggs, Hansen and Taylor.

Read first time and referred to committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Assembly Bill 481

Relating to: making crimes based on gender of victim subject to a penalty enhancer and providing a penalty.

By Representatives Parisi, Pasch, Roys, Black, Berceau, Turner, Shilling, Dexter, Grigsby, Smith and Vruwink; cosponsored by Senators Taylor and Vinehout.

Read first time and referred to committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Assembly Bill 529

Relating to: violations of the Wisconsin Uniform Securities Law and providing a penalty.

By Representatives Hilgenberg, Hixson, Ziegelbauer, A. Ott, Young, Berceau, Pope-Roberts, Milroy, Sherman, Cullen, Vruwink, Jorgensen, Hraychuck, Mason, Pasch, Benedict, Clark, Fields, Richards, Barca, Zigmunt, Smith, Danou and Garthwaite; cosponsored by Senators Wirsch, Miller, Taylor and Schultz.

Read first time and referred to committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Assembly Bill 544

Relating to: prohibiting the installation, sale, and distribution of wheel weights and other wheel balancing products that contain lead.

By Representatives Black, Danou, Clark, Mason, Roys and Pope-Roberts; cosponsored by Senators Coggs, Carpenter, Hansen, Miller, Taylor and Risser.

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

Assembly Bill 594

Relating to: notifying a law enforcement agency when certain persons are released from the custody of the Department of Corrections.

By Representatives Staskunas, Gundrum, Danou, Ballweg, Berceau, Bies, Brooks, Gunderson, Kerkman, LeMahieu, Mursau, A. Ott, Petrowski, Spanbauer, Townsend, Turner and Vos; cosponsored by Senators Plale, Darling, Schultz and Hansen.

Read first time and referred to committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Assembly Bill 599

Relating to: a speed limit for the operation of snowmobiles during the hours of darkness.

By Representatives Kaufert, Hubler, Honadel, Black, A. Ott, Ziegelbauer, Brooks, Ballweg, Kerkman, Gottlieb, Berceau, Lothian, Bies, Townsend and Zepnick; cosponsored by Senators Erpenbach, Cowles, Hansen and Taylor.

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

Assembly Bill 621

Relating to: library boards of public libraries established in a first class city.

By Representatives Colon, Fields, Zepnick, A. Williams, Toles, Richards and Cullen; cosponsored by Senators Coggs and Taylor.

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

Assembly Bill 658

Relating to: qualifications of mortgage loan originators.

By Representatives Parisi and Fields; cosponsored by Senator Miller.

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

Assembly Bill 698

Relating to: an addition to the 2009–11 Authorized State Building Program.

By Representatives Hixson, Hintz and Black; cosponsored by Senators Robson, Risser and Plale.

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

Assembly Bill 704

Relating to: uniform power of attorney for finances and property.

By Representatives Cullen, Molepske Jr., Turner, Berceau, Vos, Zepnick, Smith and Roys; cosponsored by Senators Risser, Taylor and Lehman.

Read first time and referred to committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Assembly Bill 707

Relating to: self-service storage facility notices and procedures.

By Representatives Barca, Clark, Steinbrink, Danou, Zigmunt, Kerkman, Zepnick, Ripp, A. Williams and Van Roy; cosponsored by Senators Plale, Taylor, Wirch and Ellis.

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

Assembly Bill 709

Relating to: requiring access to toilet facilities in a retail establishment, immunity from civil liability related to use of the toilet facilities, and providing penalties.

By Representatives Van Roy, Soletski, Townsend, Berceau, Montgomery, Spanbauer, Knodl, Vos, A. Ott, Brooks, Turner, Pasch, Zigmunt, Roys, Jorgensen, Smith and A. Williams; cosponsored by Senators Lehman, Hansen, Taylor, Coggs and Plale.

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

Assembly Bill 713

Relating to: mutual assistance between tribal and county or municipal law enforcement agencies.

By Representatives Hraychuck, Turner, Sherman, Pasch, Hubler, Berceau, Ballweg, Mursau, Molepske Jr. and Vos; cosponsored by Senators Jauch, Coggs, Taylor, Harsdorf, Holperin, Vinehout, Schultz, Lehman, Miller and Grothman.

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

Assembly Bill 766

Relating to: designating and marking a portion of STH 50 in Kenosha County as the LeRoy and Lynn Copen Memorial Highway.

By Representatives Steinbrink, Barca and Kerkman; cosponsored by Senator Wirch.

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

Assembly Bill 767

Relating to: changes to the membership of the Small Business Regulatory Review Board, notification to the Small Business Regulatory Review Board of bills with an economic

impact on small businesses, and the role of the Office of the Small Business Advocate in the Department of Commerce.

By Representatives Barca, Dexter, Strachota, Bernard Schaber, Clark, Zigmunt, Garthwaite, Hilgenberg, Shilling, Jorgensen, Steinbrink, Kerkman, Smith, Sinicki, Hubler, Berceau and Turner; cosponsored by Senators Plale, Wirch, Darling, Vinehout, Lassa and Taylor.

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

**Motions Under Senate Rule 98 and Joint Rule 7
for the Month of February 2010**

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kedzie, for Kathryn Allen, on the occasion of the completion of the Senate Scholar Program.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Baldwin Telecom, Inc., on the occasion of being named the 2009 Small Business of the Year by the St. Croix County Economic Development Corporation.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Schultz, for the Bank of Wisconsin Dells, on the occasion of celebrating 100 years of dedicated service.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Travis Bastien, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Darling, for Erin Baumann, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kedzie, for Lindsey Berg, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Miller, for Justin Bloesch, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Dave Bruno, on the occasion of being the 2010 Spirit of Greendale Award winner.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Eric Christiansen, on the occasion of being the 2010 Charlie Herman Educator of the Year.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Grant Joseph Collins, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Nick Coopmans, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Holperin, for Tyler Coppens, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for Nicholas Cornell, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Jauch, for Anthony DaBruzzi, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Leibham, for Hannah Demsien, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Grothman, for Dr. Daniel Duffy, on the occasion of receiving the 2009 Family Medicine Educator of the Year Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Risser, for Don Dyke, on the occasion of his retirement after 33 years of dedicated service to the Wisconsin Legislative Council and the Wisconsin Legislature.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for Melissa Ertl, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for Kenneth Feldkamp, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Erpenbach, for Gary Filipp, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Harsdorf, for David Franzel, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for J. Connor Gindt IV, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Decker, for Andrew Glazner, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Holperin, for Lee Guenther, on the occasion of receiving the 2010 Wisconsin Grocer's Association's Grocers Care Political Action Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Holperin and Jauch, for Xanath Guzmán, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Schultz, for Meagan Hanson, on the occasion of the completion of the Senate Scholar Program.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Fitzgerald, for Beth Haseleu, on the occasion of being chosen as Waterloo Chamber of Commerce's Volunteer of the Year 2009.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Miller, for Zachary Henderson, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Lassa, for Brandon James Hebert, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Sullivan, for Eric L. Homan, on the

occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Vinehout, for Thomas Julsrud, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Erpenbach, for Elliot Klar, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Austin Knoll, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Alexander Kraft, on the occasion of the completion of the Senate Scholar Program.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Erpenbach, for Harold B. Krantz, on the occasion of honoring his life and all of his accomplishments.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Fitzgerald, for the Kriehn Family, on the occasion of being chosen as Mayville Chamber of Commerce's Citizen of the Year.

A certificate of condolence by the Wisconsin Senate on the motion of Senator Taylor, for the family and friends of Ms. Jori Lauren LeFlore, on the occasion of her dedication to family, friends, community and the lasting impact on all who had the privilege of knowing her.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kedzie, for Nicole Lewis, on the occasion of the completion of the Senate Scholar Program.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Corazon Loteyro, Medical Doctor, and Fellow, American Academy of Family Physicians, on the occasion of being inducted as the 2010 President of the Wisconsin Academy of Family Physicians.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Carpenter, for Tiann Nelson-Luck, on the occasion of the completion of the Senate Scholar Program.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Sullivan, for Kyle Manske, on the occasion of being the recipient of the 2010 Prudential Spirit of Community Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hopper, for Derek Mathers, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Nathaniel McBride, on the occasion of the completion of the Senate Scholar Program.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Taylor, for the Milwaukee Chapter of the Top Ladies of Distinction, Inc., on the occasion of 25 years of Sterling Silver Service.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Harsdorf, for Joshua Moor, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Schultz, for Kutay Muslu, on the occasion of the completion of the Senate Scholar Program.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for NCCM Company, on the occasion of being named the 2009 Emerging Business of the Year by the St. Croix County Economic Development Corporation.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Holperin, for Aaron James Nelson, on the occasion of earning and attaining the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Harsdorf, for Leland and Deanna Nelson, on the occasion of celebrating their 50th Anniversary shared with family & friends.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Taylor, for Dr. Cora Parchia, on the occasion of the celebration of her 80th Birthday shared with family and friends.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Darling, for Mitchell Pignotti, on the occasion of the completion of the Senate Scholar Program.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Sean Maxwell Reichelt, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Jauch, for Valerie Rucinski, on the occasion of the completion of the Senate Scholar Program.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Scientific Molding Corporation Ltd., on the occasion of being named the 2009 Business of the Year by the St. Croix County Economic Development Corporation.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Darling, for David Scott, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for the Shorewood High School Boys Swim Team, on the occasion of their 2010 Woodland Conference Championship.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Holperin, for Jacob Robert Sommers, on

the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Vinehout, for St. Paul and St. Luke United Church of Christ, on the occasion of celebrating 150 years of service to the Buffalo community.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kedzie, for Kelsey Stedman, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kreitlow, for Matthew Steinmetz, on the occasion of the completion of the Senate Scholar Program.

A certificate of condolence by the Wisconsin Senate on the motion of Senator Taylor, for the family and friends of Ms. Edna Allen Taylor, on the occasion of honoring her life and her devotion to her family & community.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Erpenbach, for Mikayla Thompson, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Nick Tollner, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Schultz, for Michael Turner, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Nick Vander Loop, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Dr. Scott Wagenknecht of Longo Chiropractic, on the occasion of receiving the Greendale Chamber of Commerce 2010 Business of the Year.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Leibham, for Naomi Wells, on the occasion of the completion of the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Carpenter, for Abigail Wickman, on the occasion of the completion of the Senate Scholar Program.