



# STATE OF WISCONSIN Senate Journal

## One-Hundred and First Regular Session

2:55 P.M.

THURSDAY, October 10, 2013

The Senate met.

The Senate was called to order by Senator Fitzgerald.

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

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### CHIEF CLERK'S ENTRIES

#### AMENDMENTS OFFERED

Senate Amendment 1 to **Senate Bill 331** offered by Senator Gudex.

Senate Amendment 2 to **Senate Bill 331** offered by Senator Gudex.

Senate Amendment 1 to **Senate Bill 335** offered by Senator Harsdorf.

Senate Amendment 1 to **Senate Bill 338** offered by Senator Petrowski.

Senate Amendment 2 to **Senate Bill 338** offered by Senator Petrowski.

Senate Amendment 3 to **Senate Bill 338** offered by Senator Petrowski.

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#### SENATE ENROLLED PROPOSALS

The Chief Clerk records:

**Senate Joint Resolution 40**

**Senate Joint Resolution 48**

**Senate Joint Resolution 50**

**Senate Joint Resolution 52**

Report correctly enrolled on 10-10-2013.

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### REPORT OF COMMITTEES

The committee on **Insurance and Housing** reports and recommends:

**BRUNNER, SCOTT**, of Wauwatosa, as a Public Member 3 on the Real Estate Appraisers Board, to serve for the term ending May 1, 2016.

Confirmation.

Ayes: 5 - Senators Lasee, Olsen, Schultz, T. Cullen and Erpenbach.

Noes: 0.

#### **Senate Bill 152**

Relating to: exemption from regulation for certain annuities and providing a penalty.

Senate Substitute Amendment 1 adoption.

Ayes: 4 - Senators Lasee, Olsen, Schultz and T. Cullen.

Noes: 1 - Senator Erpenbach.

Passage as amended.

Ayes: 4 - Senators Lasee, Olsen, Schultz and T. Cullen.

Noes: 1 - Senator Erpenbach.

*FRANK LASEE*

Chairperson

Committee on Insurance and Housing

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The committee on **Judiciary and Labor** reports and recommends:

**FALSTAD, DAVID**, of Oconomowoc, as Commissioner 2 on the Labor and Industry Review Commission, to serve for the term ending March 1, 2015.

Confirmation.

Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.

Noes: 0.

**SHIER, VICTOR**, of Kewaskum, as a non WRS Participant/beneficiary on the Employee Trust Funds Board, to serve for the term ending May 1, 2017.

Confirmation.

Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.

Noes: 0.

#### **Assembly Bill 139**

Relating to: the duty of physicians to inform patients of treatment options.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.

Noes: 0.

Concurrence as amended.

Ayes: 3 - Senators Grothman, Vukmir and Farrow.

Noes: 2 - Senators Risser and Harris.

#### **Assembly Bill 19**

Relating to: torts and personal injury trusts.

Concurrence.

Ayes: 3 - Senators Grothman, Vukmir and Farrow.  
Noes: 2 - Senators Risser and Harris.

**Senate Bill 13**

Relating to: torts and personal injury trusts.

Senate Substitute Amendment 1 adoption.  
Ayes: 3 - Senators Grothman, Vukmir and Farrow.  
Noes: 2 - Senators Risser and Harris.

Passage as amended.  
Ayes: 3 - Senators Grothman, Vukmir and Farrow.  
Noes: 2 - Senators Risser and Harris.

**Senate Bill 137**

Relating to: the duty of physicians to inform patients of treatment options.

Senate Amendment 1 adoption.  
Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.  
Noes: 0.

Senate Amendment 2 adoption.  
Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.  
Noes: 0.

Passage as amended.  
Ayes: 3 - Senators Grothman, Vukmir and Farrow.  
Noes: 2 - Senators Risser and Harris.

**Senate Bill 249**

Relating to: an expenditure of \$90,000 from the general fund for payment of a claim against the state made by Robert Lee Stinson.

Passage.  
Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.  
Noes: 0.

**Senate Bill 275**

Relating to: the role of the clerk of a circuit court in filing the oath and bond of a municipal judge; signatures on citations or complaints alleging a violation of a municipal ordinance; the fee for a transcript of an electronic recording of municipal court proceedings; and the authority of a municipal court judge to order a default judgment against a defendant who fails to appear at trial.

Passage.  
Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.  
Noes: 0.

**Senate Bill 294**

Relating to: access to presentence investigation report by an assistant attorney general.

Senate Amendment 1 adoption.  
Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.  
Noes: 0.

Passage as amended.

Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.  
Noes: 0.

**Senate Bill 295**

Relating to: conveyance of information from a firearms dealer to the Department of Justice to request a firearms restrictions record search before transferring a handgun.

Passage.  
Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.  
Noes: 0.

**Senate Bill 296**

Relating to: transaction information for management of enforcement system.

Passage.  
Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.  
Noes: 0.

*GLENN GROTHMAN*

Chairperson  
Committee on Judiciary and Labor

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The committee on **Senate Organization** reports:

Referred to the Joint Committee on Finance, pursuant to Senate Rule 41 (1)(e):

**Senate Bill 73**

Ayes: 5 - Senators S. Fitzgerald, Ellis, Grothman, C. Larson and Hansen.  
Noes: 0 - None.

*SCOTT FITZGERALD*

Chairperson  
Committee on Senate Organization

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**PETITIONS AND COMMUNICATIONS**

Pursuant to Senate Rule 17 (5), Senator Cullen added as a co-author of **Senate Joint Resolution 54**.

Pursuant to Senate Rule 17 (5), Senator Leibham added as a co-author of **Senate Bill 332**.

Pursuant to Senate Rule 17 (5), Senator Leibham added as a co-author of **Senate Bill 333**.

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

The committee on **Natural Resources** reports and recommends:

**Senate Clearinghouse Rule 13-006**

Relating to pretreatment requirements for industrial users, publicly owned wastewater treatment plants and the Department of Natural Resources.

No action taken on October 10, 2013.

Referred to joint committee for review of **Administrative Rules**, October 10, 2013.

**Senate Clearinghouse Rule 13-019**

Relating to fishing regulations on inland, outlying, and boundary waters of Wisconsin.

No action taken on October 10, 2013.

Referred to joint committee for review of **Administrative Rules**, October 10, 2013.

*NEAL KEDZIE*  
Chairperson

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**ADJOURNMENT**

Senator Fitzgerald, with unanimous consent, asked that the Senate stand adjourned until Tuesday, October 15, 2013.

Adjourned.

2:56 P.M.