

STATE OF WISCONSIN

Senate Journal

One-Hundred and First Regular Session

FRIDAY, February 14, 2014

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate Substitute Amendment 1 to **Senate Bill 514** offered by Senator Tiffany.

Senate Amendment 1 to **Senate Bill 560** offered by Senator Vukmir.

Senate Amendment 1 to **Senate Bill 601** offered by Senator Leibham.

REPORT OF COMMITTEES

The committee on **Agriculture, Small Business, and Tourism** reports and recommends:

BERLINSKI, HEATHER, of Oconomowoc, as a Public Member 3 on the Auctioneer Board, to serve for the term ending May 1, 2016.

Confirmation.

Ayes: 9 - Senators Moulton, Tiffany, Harsdorf, Petrowski, Schultz, Vinehout, Hansen, Lassa and L. Taylor.
Noes: 0.

WOLF, DOUGLAS, of Lancaster, as a Agriculture Rep 3 on the Board of Agriculture, Trade and Consumer Protection, to serve for the term ending May 1, 2015.

Confirmation.

Ayes: 9 - Senators Moulton, Tiffany, Harsdorf, Petrowski, Schultz, Vinehout, Hansen, Lassa and L. Taylor.
Noes: 0.

Senate Bill 437

Relating to: designation of agricultural enterprise areas.

Passage.

Ayes: 8 - Senators Moulton, Harsdorf, Petrowski, Schultz, Vinehout, Hansen, Lassa and L. Taylor.
Noes: 1 - Senator Tiffany.

Senate Bill 482

Relating to: snowmobile safety program field training requirements.

Passage.

Ayes: 9 - Senators Moulton, Tiffany, Harsdorf, Petrowski, Schultz, Vinehout, Hansen, Lassa and L. Taylor.
Noes: 0.

Senate Bill 497

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

Passage.

Ayes: 8 - Senators Moulton, Tiffany, Harsdorf, Petrowski, Schultz, Vinehout, Lassa and L. Taylor.
Noes: 1 - Senator Hansen.

TERRY MOULTON

Chairperson

Committee on Agriculture, Small Business, and Tourism

The committee on **Education** reports and recommends:

Senate Bill 286

Relating to: the student information system, a school and school district accountability system, low-performing schools and school districts, and charter school contracts.

Senate Amendment 1 to Senate Substitute Amendment 1 introduction and adoption.

Ayes: 8 - Senators Olsen, Farrow, Darling, Vukmir, Gudex, Lehman, T. Cullen and Harris.
Noes: 1 - Senator Vinehout.

Senate Amendment 2 to Senate Substitute Amendment 1 introduction and adoption.

Ayes: 8 - Senators Olsen, Farrow, Darling, Vukmir, Gudex, Lehman, T. Cullen and Harris.
Noes: 1 - Senator Vinehout.

Senate Substitute Amendment 1 adoption.

Ayes: 8 - Senators Olsen, Farrow, Darling, Vukmir, Gudex, Lehman, T. Cullen and Harris.
Noes: 1 - Senator Vinehout.

Passage as amended.

Ayes: 8 - Senators Olsen, Farrow, Darling, Vukmir, Gudex, Lehman, T. Cullen and Harris.
Noes: 1 - Senator Vinehout.

Senate Bill 458

Relating to: standards for admission into a course offered by a school district of a pupil enrolled in a home-based private educational program.

Senate Amendment 1 adoption.

Ayes: 9 - Senators Olsen, Farrow, Darling, Vukmir, Gudex, Lehman, T. Cullen, Harris and Vinehout.
Noes: 0.

Passage as amended.

Ayes: 9 - Senators Olsen, Farrow, Darling, Vukmir, Gudex, Lehman, T. Cullen, Harris and Vinehout.
Noes: 0.

Senate Bill 540

Relating to: authorizing a school board to create a capital improvement trust fund.

Passage.

Ayes: 9 - Senators Olsen, Farrow, Darling, Vukmir, Gudex, Lehman, T. Cullen, Harris and Vinehout.
Noes: 0.

LUTHER OLSEN

Chairperson
Committee on Education

The committee on **Health and Human Services** reports and recommends:

Senate Bill 212

Relating to: instructional programs for nurse aides and granting rule-making authority.

Senate Amendment 2 adoption.

Ayes: 5 - Senators Vukmir, Moulton, Lazich, Erpenbach and Carpenter.
Noes: 0.

Passage as amended.

Ayes: 5 - Senators Vukmir, Moulton, Lazich, Erpenbach and Carpenter.
Noes: 0.

Senate Bill 434

Relating to: requirements and local ordinances related to certificates of food protection practices.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Vukmir, Moulton, Lazich, Erpenbach and Carpenter.
Noes: 0.

Passage as amended.

Ayes: 5 - Senators Vukmir, Moulton, Lazich, Erpenbach and Carpenter.
Noes: 0.

Senate Bill 471

Relating to: neglect of a child and providing penalties.

Senate Substitute Amendment 1 adoption.

Ayes: 5 - Senators Vukmir, Moulton, Lazich, Erpenbach and Carpenter.
Noes: 0.

Passage as amended.

Ayes: 5 - Senators Vukmir, Moulton, Lazich, Erpenbach and Carpenter.
Noes: 0.

Senate Bill 560

Relating to: regulation of hospitals, granting rule-making authority, and requiring the exercise of rule-making authority.

Passage.

Ayes: 5 - Senators Vukmir, Moulton, Lazich, Erpenbach and Carpenter.
Noes: 0.

Senate Bill 579

Relating to: licensure of physicians; providing an exemption from emergency rule procedures; and granting rule-making authority.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Vukmir, Moulton, Lazich, Erpenbach and Carpenter.
Noes: 0.

Passage as amended.

Ayes: 5 - Senators Vukmir, Moulton, Lazich, Erpenbach and Carpenter.
Noes: 0.

LEAH VUKMIR

Chairperson
Committee on Health and Human Services

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

NICHOLSON, LAWRENCE, of Delafield, as a Certified General Appraiser on the Real Estate Appraisers Board, to serve for the term ending May 1, 2018.

Confirmation.

Ayes: 5 - Senators Lasee, Olsen, Schultz, T. Cullen and Erpenbach.
Noes: 0.

Senate Bill 407

Relating to: exempting certain one- and two-family dwellings from the requirements of having smoke detectors and carbon monoxide detectors and from standards and rules relating to plumbing.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Lasee, Olsen, Schultz, T. Cullen and Erpenbach.
Noes: 0.

Passage as amended.

Ayes: 5 - Senators Lasee, Olsen, Schultz, T. Cullen and Erpenbach.
Noes: 0.

Senate Bill 502

Relating to: authorizing ordinances and resolutions that specify a greater number of parcels into which certified survey maps may divide land.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Lasee, Olsen, Schultz, T. Cullen and Erpenbach.
Noes: 0.

Senate Amendment 2 adoption.

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

Noes: 0.

Passage as amended.

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

Noes: 0.

Senate Bill 517

Relating to: collection of certain utility arrearages by a municipal utility and the provision of municipal utility service to tenants.

Senate Amendment 1 to Senate Substitute Amendment 1 introduction and adoption.

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

Noes: 0.

Senate Amendment 2 to Senate Substitute Amendment 1 introduction.

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

Noes: 0.

Senate Substitute Amendment 1 adoption.

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

Noes: 0.

Passage as amended.

Ayes: 3 - Senators Lasee, Olsen and Schultz.

Noes: 2 - Senators T. Cullen and Erpenbach.

Senate Bill 531

Relating to: eligibility for a broker's or salesperson's license or a time-share salesperson's certificate of registration following a criminal conviction, immunity for employing real estate brokers in certain actions, granting rule-making authority, and providing a penalty.

Senate Amendment 2 adoption.

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

Noes: 0.

Senate Amendment 3 introduction and adoption.

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

Noes: 0.

Passage as amended.

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

Noes: 0.

Senate Bill 534

Relating to: the regulation of mortgage loan originators, mortgage brokers, and mortgage bankers.

Senate Amendment 1 adoption.

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

Noes: 0.

Passage as amended.

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

Noes: 0.

Senate Bill 581

Relating to: rule-making procedures and modifying and creating administrative rules related to long-term care insurance.

Passage.

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

Noes: 0.

Senate Bill 582

Relating to: own risk and solvency assessments, supervisory colleges, consolidated hearings for mergers of insurance companies, proxy voting by mutual policyholders, a presumption and exceptions with respect to the disclosure of insurance-related information, granting rule-making authority, and providing a penalty.

Passage.

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

Noes: 0.

FRANK LASEE

Chairperson

Committee on Insurance and Housing

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

Assembly Bill 557

Relating to: eliminating an obsolete statutory provision.

Concurrence.

Ayes: 3 - Senators Grothman, Vukmir and Farrow.

Noes: 2 - Senators Risser and Harris.

Senate Bill 504

Relating to: waiver of a parent's right to counsel in a contested adoption or an involuntary termination of parental rights proceeding for failure to personally appear as ordered by the juvenile court.

Senate Amendment 2 adoption.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 0.

Passage as amended.

Ayes: 3 - Senators Grothman, Vukmir and Farrow.

Noes: 1 - Senator Risser.

Senate Bill 518

Relating to: a duty of podiatrists, chiropractors, dentists, and optometrists to inform patients of treatment options and granting rule-making authority.

Passage.

Ayes: 3 - Senators Grothman, Vukmir and Farrow.

Noes: 2 - Senators Risser and Harris.

Senate Bill 527

Relating to: liability and immunity of sport shooting ranges.

Senate Amendment 1 introduction.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 0.

Senate Amendment 1 adoption.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 0.

Passage as amended.

Ayes: 3 - Senators Grothman, Vukmir and Farrow.

Noes: 1 - Senator Risser.

Senate Bill 545

Relating to: licensing structure for electricians and electrical apprentices; reciprocal agreements between this state and other states relating to the regulation of electricians, electrical contractors, electrical inspectors, and electrical apprentices; exemptions from licensing and supervisory requirements for electricians; inspections of electrical work within certain facilities; and granting rule-making authority.

Senate Amendment 1 adoption.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 0.

Senate Amendment 2 adoption.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 0.

Senate Amendment 3 adoption.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 0.

Senate Amendment 4 adoption.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 0.

Senate Amendment 5 adoption.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 0.

Senate Amendment 6 introduction and adoption.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 0.

Passage as amended.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 0.

GLENN GROTHMAN

Chairperson

Committee on Judiciary and Labor

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Representative Ballweg added as a co-sponsor of **Senate Bill 526**.

Pursuant to Senate Rule 17 (5), Representative Genrich added as a co-sponsor of **Senate Bill 573**.

Pursuant to Senate Rule 17 (5), Representative Shankland added as a co-sponsor of **Senate Bill 580**.

Pursuant to Senate Rule 17 (5), Representative Shankland added as a co-sponsor of **Senate Bill 532**.

Pursuant to Senate Rule 17 (5), Representative Shankland added as a co-sponsor of **Senate Bill 523**.

Pursuant to Senate Rule 17 (5), Senator Taylor added as a co-author of **Senate Bill 568**.

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has adopted and asks concurrence in:

Assembly Joint Resolution 92

Passed and asks concurrence in:

Assembly Bill 124

Assembly Bill 274

Assembly Bill 288

Assembly Bill 410

Assembly Bill 422

Assembly Bill 429

Assembly Bill 441

Assembly Bill 485

Assembly Bill 500

Assembly Bill 506

Assembly Bill 512

Assembly Bill 523

Assembly Bill 536

Assembly Bill 581

Assembly Bill 589

Assembly Bill 592

Assembly Bill 598

Assembly Bill 612

Assembly Bill 620

Assembly Bill 634

Assembly Bill 637

Assembly Bill 674

Assembly Bill 675

Assembly Bill 676

Assembly Bill 695

Assembly Bill 707

Assembly Bill 710

Assembly Bill 727

Concurred in:

Senate Joint Resolution 61

Senate Bill 68
 Senate Bill 339
 Senate Bill 344
 Senate Bill 389
 Senate Bill 433
 Senate Bill 452
 Senate Bill 453
 Senate Bill 457
 Senate Bill 500
 Senate Bill 523

**Motions Under Senate Rule 98 and Joint Rule 7
 for the Month of January 2014**

A certificate of commendations by the Wisconsin Senate on the motion of Senator Schultz, for Myles Connor, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Lazich, for Daniel Engsborg, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Darling, for Fall Chiropractic Group, on the occasion of their contributions to the Menomonee Falls community and congratulate them on being awarded the Menomonee Falls Chamber of Commerce Community Improvement Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Darling, for First Bank Financial Centre, on the occasion of their contributions to the Menomonee Falls community and congratulate them on being awarded the Menomonee Falls Chamber of Commerce Business of the Year Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Schultz, for Walter "Walt" R. Fischer, on the occasion of his many years of steadfast service to citizens of and visitors who came to the Villages of Argyle and Blanchardville, the County of Lafayette, the State of Wisconsin, and the United States of America.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Hansen, for Julie Gosser, on the occasion of been named the 2014 Outstanding Restaurateur of the Year for the Green Bay Chapter of the Wisconsin Restaurant Association.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Lazich, for Daniel Griese, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Vukmir, for Daniel Griese, 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 Moulton, for Dennis Heyde, on the occasion of earning the distinction of Outstanding Restaurateur of the Year for 2014.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Moulton, for Mitchel Hoffman, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Hansen, for Brian Hogan, 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 Honoria Huila, on the occasion of celebration her 100th Birthday shared with family and friends.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Erpenbach, for Joseph Ammon Husted, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Taylor, for the International Association of Ministers Wives and Ministers Widows, on the occasion of their many years of service and commitment to Milwaukee, Wisconsin, and the United States, and hereby proclaim the week of June 21st to 28th as International Sisterhood of Ministers Wives and Ministers Widows Week in Milwaukee, and extend thanks for their dedication to the community.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Darling, for Chad Johnson, on the occasion of his contributions to the Menomonee Falls community and congratulate him on being awarded the Menomonee Falls Chamber of Commerce Captain of Industry Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Vinehout, for Michael LaRock, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Darling, for Mary Metzger, on the occasion her contributions to the Menomonee Falls community and congratulate her on being awarded the Menomonee Falls Chamber of Commerce President's Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Gudex, for Mercury Marine, on the occasion of celebration 75 years of outstanding service.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Harris, for Peace for Change Alliance, Inc., on the occasion of making a difference in the Greater Milwaukee area with their mission to assist in promoting peace and positive change for the County of Milwaukee Residents.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Risser, for Kevin P. Reilly, on the occasion of his years of outstanding dedication in ensuring that the UW Systems meets the present and future needs of the students and citizens of Wisconsin.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Lazich, for Eric J. Rivard, on the

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

A certificate of commendations by the Wisconsin Senate on the motion of Senator Vukmir, for Eric J. Rivard, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Darling, for Daniel Schwind, on the occasion of his countless hours of service to the Chamber as well as his community.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Darling, for Cheri Wolf-Schulman, on the occasion of her contributions to the Menomonee Falls community and congratulate her on being awarded the Menomonee Falls Chamber of Commerce Chairperson of the Year Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Fitzgerald, for Matthew Screnock, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Lazich, for the family and friends of Gordon "Gordy" Starck, on the occasion of being someone who made our Country, Wisconsin, and Franklin a better place to work, live and raise a family.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Staybridge Suites

Milwaukee Airport South, on the occasion of earning the South Suburban Chamber of Commerce 2013 Pride in Premises Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Lazich, for Dallas Thompson, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendations by the Wisconsin Legislature on the motion of Senator Harsdorf, for Mr. Bill Warner, on the occasion of his years of service at the Pierce County Economic Development Corporation and wish him success in his future endeavors.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Wheaton Franciscan Healthcare Franklin, on the occasion of earning the South Suburban Chamber of Commerce 2013 Business of the Year Award.

A certificate of commendations by the Wisconsin Senate on the motion of Senator Schultz, for the Wonewoc Library, on the occasion of all who supported this project in some manner, and made it possible to become the new restored Library.

A certificate of commendations by the Wisconsin Legislature on the motion of Senator Gudex, for Zachary Zander, on the occasion of earning and attaining the rank of the Eagle Scout Award