



# STATE OF WISCONSIN Senate Journal

## One-Hundred and First Regular Session

12:26 P.M.

THURSDAY, February 20, 2014

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.

---

### CHIEF CLERK'S ENTRIES

#### AMENDMENTS OFFERED

Senate Substitute Amendment 1 to **Senate Bill 357** offered by Senator Darling.

Senate Substitute Amendment 1 to **Senate Bill 481** offered by Senator Risser.

---

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

Read and referred:

#### **Senate Joint Resolution 76**

Relating to: reaffirming Wisconsin's commitment to its relationship with Taiwan, supporting Taiwan's efforts to secure entry to the Trans-Pacific Partnership, the signing of a bilateral investment agreement between Taiwan and the United States, and supporting Taiwan's participation in the United Nations Framework Convention on Climate Change.

By Senators Schultz and Lassa; cosponsored by Representatives Tranel, Bies, Williams, Marklein, Knodl, Kaufert and Kulp.

To committee on **Senate Organization**.

#### **Senate Joint Resolution 77**

Relating to: recognizing Dr. Norman Borlaug for his role in advancing agriculture by developing new wheat varieties and helping to improve the food security of developing nations worldwide.

By Senators Harsdorf, L. Taylor, Cowles, Tiffany, Miller, Schultz and Kedzie; cosponsored by Representatives Ripp, Bies, Brooks, Knudson, A. Ott, Williams, Tauchen, Murphy and Murtha.

To committee on **Senate Organization**.

Read first time and referred:

#### **Senate Bill 620**

Relating to: removing from records and from the Consolidated Court Automation Programs Internet site a criminal conviction if the person who was convicted has been pardoned.

By Senators Harris and L. Taylor; cosponsored by Representatives Goyke, Johnson, Pasch, Young, Milroy, Hesselbein, Wachs, Wright, Barnes, Sinicki and Zamarripa.

To committee on **Judiciary and Labor**.

#### **Senate Bill 621**

Relating to: preferences for minority-owned businesses in state procurement.

By Senators Harris, L. Taylor and Lehman; cosponsored by Representatives Johnson, Sargent, Barnes, Young, Berceau, C. Taylor, Milroy, Wachs, Pasch, Goyke, Zamarripa, Hulsey and Hintz.

To committee on **Government Operations, Public Works, and Telecommunications**.

#### **Senate Bill 622**

Relating to: creation of a grant program for teachers employed by sparsely populated school districts, and granting rule-making authority.

By Senators Vinehout, Miller, Schultz, Shilling, Hansen, Carpenter, T. Cullen and Lassa; cosponsored by Representatives Wright, Clark, Danou, Berceau, Jorgensen, Milroy, Ohnstad, Ringhand, Pope, Shankland, Riemer, Genrich, Wachs, Doyle, Bewley, Hebl and Hesselbein.

To committee on **Education**.

#### **Senate Bill 623**

Relating to: eliminating requirement to have an ultrasound before obtaining an abortion and eliminating requirement that physicians performing abortions have admitting privileges at certain hospitals.

By Senators Erpenbach, Shilling, Harris, Hansen, Risser, L. Taylor, T. Cullen, Lehman, Miller, Lassa, Wirch, Vinehout and C. Larson; cosponsored by Representatives Pasch, C. Taylor, Wright, Danou, Ohnstad, Berceau, Milroy, Kolste, Sargent, Shankland, Sinicki, Goyke, Genrich, Barnes, Johnson, Mason, Pope, Bewley, Kahl, Ringhand, Kessler, Riemer, Billings, Clark, Hebl, Zepnick, Wachs, Hintz, Bernard Schaber, Zamarripa, Young and Hesselbein.

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

#### **Senate Bill 624**

Relating to: an income tax credit for the moving expenses paid by a business relocating to this state.

By Senators Harsdorf and Schultz; cosponsored by Representatives Petryk, T. Larson, Bies, Murphy, Pridemore, Hulsey and Thiesfeldt.

To committee on **Workforce Development, Forestry, Mining, and Revenue.**

**Senate Bill 625**

Relating to: procedures for utility projects that require a permit from the Department of Natural Resources.

By Senators Tiffany, Harsdorf and Moulton; cosponsored by Representatives T. Larson, Bernier, Bewley, Brooks, Knudson, Kulp, Marklein, Murtha, A. Ott, Petryk, Severson, Smith, Thiesfeldt, Vruwink, Wachs and Williams.

To committee on **Natural Resources.**

**Senate Bill 626**

Relating to: preemption of city, village, town, or county living wage ordinances with respect to employees who perform work that is funded, in whole or in part, with state funds and preemption of residency requirements for laborers, workers, mechanics, and truck drivers employed on local projects of public works to which the prevailing wage law applies who perform work that is funded with state funds.

By Senator Grothman; cosponsored by Representative Kapenga.

To committee on **Economic Development and Local Government.**

---

**REPORT OF COMMITTEES**

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

**Senate Bill 584**

Relating to: requirements for new private schools seeking to participate in a parental choice program and requiring a private school participating in a parental choice program to maintain accreditation.

Passage.

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

Noes: 0.

**Senate Bill 589**

Relating to: number of school days and hours of instruction held in a school year and state aid for summer classes.

Senate Amendment 1 adoption.

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

Noes: 0.

Passage as amended.

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

Noes: 0.

*LUTHER OLSEN*

Chairperson  
Committee on Education

The joint committee on **Finance** reports and recommends:

**Assembly Bill 704**

Relating to: state highway funding and making an appropriation.

Senate Amendment 1 introduction.

Ayes: 16 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Kooyenga, Knudson, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

Concurrence.

Ayes: 16 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Kooyenga, Knudson, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

**Senate Bill 343**

Relating to: snowmobile registration, trail use sticker requirements, and funding for supplemental snowmobile trail aids.

Senate Substitute Amendment 1 introduction and adoption.

Ayes: 15 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Kooyenga, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

Passage as amended.

Ayes: 14 - Senators Darling, Olsen, Harsdorf, Leibham, Grothman, Shilling, Wirch, Nygren, Strachota, Kooyenga, LeMahieu, Klenke, Mason and Richards.

Noes: 1 - Senator Lazich.

**Senate Bill 437**

Relating to: designation of agricultural enterprise areas.

Passage.

Ayes: 16 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Kooyenga, Knudson, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

**Senate Bill 448**

Relating to: the sales and use tax exemption for equipment used in a fertilizer blending, feed milling, or grain drying operation.

Passage.

Ayes: 11 - Senators Darling, Harsdorf, Leibham, Lazich, Grothman, Shilling, Nygren, Strachota, Kooyenga, LeMahieu and Klenke.

Noes: 3 - Senators Wirch, Mason and Richards.

**Senate Bill 490**

Relating to: sales tax bad debt return adjustments for private label credit card bad debt.

Senate Amendment 1 adoption.

Ayes: 12 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Nygren, Strachota, Kooyenga, Knudson, LeMahieu and Klenke.

Noes: 4 - Senators Shilling, Wirch, Mason and Richards.

Passage as amended.

Ayes: 12 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Nygren, Strachota, Kooyenga, Knudson, LeMahieu and Klenke.

Noes: 4 - Senators Shilling, Wirch, Mason and Richards.

#### **Senate Bill 507**

Relating to: providing grants to counties that offer substance abuse treatment and diversion from incarceration and making an appropriation.

Senate Amendment 1 introduction.

Ayes: 15 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Knudson, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

Passage.

Ayes: 15 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Knudson, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

#### **Senate Bill 539**

Relating to: state highway funding and making an appropriation.

Senate Amendment 1 introduction.

Ayes: 16 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Kooyenga, Knudson, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

Passage.

Ayes: 16 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Kooyenga, Knudson, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

#### **Senate Bill 541**

Relating to: opioid treatment programs and making an appropriation.

Senate Amendment 1 introduction and adoption.

Ayes: 15 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Knudson, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

Passage as amended.

Ayes: 15 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Knudson, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

#### **Senate Bill 612**

Relating to: emergency heating assistance loan guarantees.

Senate Amendment 2 adoption.

Ayes: 15 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Knudson, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

Passage as amended.

Ayes: 15 - Senators Darling, Olsen, Harsdorf, Leibham, Lazich, Grothman, Shilling, Wirch, Nygren, Strachota, Knudson, LeMahieu, Klenke, Mason and Richards.

Noes: 0.

*ALBERTA DARLING*

Senate Chairperson

Joint Committee on Finance

---

## **PETITIONS AND COMMUNICATIONS**

Pursuant to Senate Rule 17 (5), Representative Barca added as a co-sponsor of **Senate Bill 522**.

Pursuant to Senate Rule 17 (5), Representative Craig added as a co-sponsor of **Senate Bill 619**.

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

Pursuant to Senate Rule 17 (5), Representative Strachota added as a co-sponsor of **Senate Bill 619**.

Pursuant to Senate Rule 17 (5), Representative Tittel added as a co-sponsor of **Senate Bill 619**.

---

## **LEGISLATIVE REFERENCE BUREAU CORRECTIONS**

### **CORRECTIONS IN:**

#### **2013 SENATE BILL 520**

Prepared by the Legislative Reference Bureau  
(February 20, 2014)

In enrolling, the following correction was made:

1. Page 17, line 22: after "60.03" insert "(title)".

---

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

### **Senate Clearinghouse Rule 13-067**

Relating to bobcat hunting and trapping and elk management.

Submitted by Department of Natural Resources.

Report received from Agency, February 19, 2014.

Referred to committee on **Natural Resources**, February 20, 2014.

**Senate Clearinghouse Rule 13-080**

Relating to decreasing the distance from which firewood may be brought onto state lands from 25 to 10 miles and allowing wood from out of state to enter state lands if originating within 10 miles.

Submitted by Department of Natural Resources.

Report received from Agency, February 19, 2014.

Referred to committee on **Natural Resources**, February 20, 2014.

---

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

**Senate Clearinghouse Rule 13-083**

Relating to driver education programs.

No action taken on February 19, 2014.

Referred to joint committee for review of **Administrative Rules**, February 20, 2014.

**Senate Clearinghouse Rule 13-086**

Relating to grants for alcohol and other drug abuse programs.

No action taken on February 19, 2014.

Referred to joint committee for review of **Administrative Rules**, February 20, 2014.

*LUTHER OLSEN*

Chairperson

---

**ADVICE AND CONSENT OF THE SENATE**

**State of Wisconsin  
Office of the Governor**

February 20, 2014

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint TIMOTHY CONROY, of Madison, as a Nursing Home Administrator 3 on the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2014.

Respectfully Submitted,

*SCOTT WALKER*

Governor

Read and referred to committee on **Health and Human Services**.

**State of Wisconsin  
Office of the Governor**

February 20, 2014

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MAYOR DAN DEVINE, of West Allis, as a West Allis Resident on the State Fair Park Board, to serve for the term ending May 1, 2019.

Respectfully Submitted,

*SCOTT WALKER*

Governor

Read and referred to committee on **Agriculture, Small Business, and Tourism**.

**State of Wisconsin  
Office of the Governor**

February 20, 2014

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CHARLES HAWKINS, of Marinette, as a Nursing Home Administrator 1 on the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2017.

Respectfully Submitted,

*SCOTT WALKER*

Governor

Read and referred to committee on **Health and Human Services**.

**State of Wisconsin  
Office of the Governor**

February 20, 2014

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint PATRICK SHAUGHNESSY, of Greendale, as a Nursing Home Administrator 2 on the Nursing Home Administrator Examining Board, to serve for the term ending July 1, 2015.

Respectfully Submitted,

*SCOTT WALKER*

Governor

Read and referred to committee on **Health and Human Services**.

**State of Wisconsin  
Office of the Governor**

February 20, 2014

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DAVID STEIN, of Madison, as a Investment Experience 4 on the State of Wisconsin Investment Board, to serve for the term ending May 1, 2017.

Respectfully Submitted,

*SCOTT WALKER*

Governor

Read and referred to committee on **Financial Institutions and Rural Issues**.

**ADJOURNMENT**

Adjourned.

12:27 P.M.

Senator Fitzgerald, with unanimous consent, asked that the 2013 Regular Session of the Senate stand adjourned pursuant to **Senate Joint Resolution 1**.