



STATE OF WISCONSIN

Senate Journal

Ninety–Seventh Regular Session

10:00 A.M.

THURSDAY, February 24, 2005

The Senate met.

The Senate was called to order by Chief Clerk Marchant pursuant to Senate Rule 5 (4)(b).

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 78

Relating to: pseudoephedrine hydrochloride and other materials used to produce methamphetamine, the distribution of methamphetamine to minors, and providing penalties.

By Senators Harsdorf, Brown, Roessler, Jauch, Decker, Kapanke, Zien, Lassa, A. Lasee, Olsen and Stepp; cosponsored by Representatives Rhoades, Lamb, Pettis, Moulton, Gronemus, Kreibich, Hubler, Krawczyk, Hahn, Hines, Van Roy, Travis, Gunderson, Townsend, Ott, Hundertmark, Musser, Albers and Freese.

To committee on **Health, Children, Families, Aging and Long Term Care.**

Senate Bill 79

Relating to: specifying the rate-making principles applicable to certain electric generating facilities, providing an exemption from emergency rule procedures, and granting rule-making authority.

By Senators Cowles, Leibham, Kanavas, Plale, Kapanke, Wirch, Erpenbach, Breske, Olsen and Hansen; cosponsored by Representatives Montgomery, Jensen, Krawczyk, Davis, Hahn, Nischke, Travis, Honadel, Staskunas, Nerison, Townsend, Ott, Ainsworth, Albers, Vos, Bies, Gunderson, Mursau, Hines and Gottlieb.

To committee on **Energy, Utilities and Information Technology.**

Senate Bill 80

Relating to: a fraud, waste, and mismanagement hot line at the Legislative Audit Bureau.

By Senators Lassa, Hansen, Carpenter, Wirch and Taylor; cosponsored by Representatives Suder, Turner, Molepske, Albers, Sheridan, Cullen, Berceau and Shilling.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform.**

Senate Bill 81

Relating to: technology development grants for renewable resource projects and creating sales tax and use tax exemptions for the sale of a renewable resource and for tangible personal property powered by a renewable resource.

By Senators Lassa, Hansen and Taylor; cosponsored by Representatives Berceau, Turner, Molepske, Sheridan and Shilling.

To joint survey committee on **Tax Exemptions.**

Senate Bill 82

Relating to: disciplinary procedures for certain local law enforcement officers and fire fighters.

By Senators Stepp and Kanavas; cosponsored by Representatives Bies, Ainsworth, Albers, Gunderson, Hines, Kerkman, Lehman, Musser, Ott and Townsend.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform.**

Senate Bill 83

Relating to: technical changes to the tax incremental financing law.

By Senators Stepp, Darling, Kanavas, Kedzie, Roessler, Olsen, Grothman, Leibham and Breske; cosponsored by Representatives Gottlieb, Hundertmark, Friske, Davis, Nischke, Gard, Hahn, Stone, Ott, Krawczyk, Gunderson, Pridemore, Hines, Kaufert, Ballweg, Loeffelholz and Townsend.

To committee on **Housing and Financial Institutions.**

Senate Bill 84

Relating to: restrictions on the operation of motor vehicles by persons holding instruction permits or probationary licenses and providing a penalty.

By Senators Olsen, Lassa, Roessler, Stepp and Taylor; cosponsored by Representatives Petrowski, Gard, Lehman, Ainsworth, Albers, Black, Boyle, Cullen, Gunderson, Hahn, Hines, Jeskewitz, Kerkman, Kreibich, LeMahieu, Ott, Pettis, Seidel, Stone, Travis, Van Roy, Vos and Zepnick.

To committee on **Natural Resources and Transportation.**

Senate Bill 85

Relating to: crossing a fire hose that is being used in an emergency situation.

By Senators Brown, S. Fitzgerald and Roessler; cosponsored by Representatives J. Fitzgerald, Owens, Ballweg, Black, Hines, Kerkman and Krawczyk.

To committee on **Natural Resources and Transportation.**

REPORT OF COMMITTEES

The joint survey committee on **Tax Exemptions** reports and recommends:

Senate Bill 3

Relating to: creating a property tax exemption for arts and arts education centers.

Report of joint survey committee on Tax Exemptions received.

Referred to committee on **Senate Organization.**

Senate Bill 37

Relating to: creating an individual income tax subtract modification for amounts spent on medical insurance premiums by certain individuals.

Report of joint survey committee on Tax Exemptions received.

Referred to committee on **Job Creation, Economic Development and Consumer Affairs.**

SHEILA HARSDORF
Senate Chairperson

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
Office of the Secretary of State**

To the Honorable, the Senate:

<u>Joint Resolution</u>	<u>Enrolled Number</u>	<u>Publication Date</u>
SJR 1	1	Not Published
SJR 2	2	March 7, 2005

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

State of Wisconsin

February 22, 2005

The Honorable, The Senate:

I would like to be added as a co-sponsor to Senate Bill 76.

Please contact me if you have any questions, or if I need to fill out additional paperwork regarding this request.

Sincerely,
DAVE TRAVIS
State Representative

**State of Wisconsin
Ethics Board**

February 22, 2005

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2005 session of the legislature, visit the Ethics Board's web site at <http://ethics.state.wi.us>

Beglinger, Bob	AFT – Wisconsin
Beiriger, Jeffrey J	Competitive Wisconsin Inc
Beitzel, Peter W	Metropolitan Milwaukee Association of Commerce
Blumenfeld, Michael	Wisconsin Educational Media Association
Caneff, Denny	River Alliance of Wisconsin
Chandler, Richard	Wisconsin Merchants Federation
Driessen, Anthony	Wisconsin Council for Independent Education
Fonfara, Thomas	Wisconsin Council for Independent Education
Franken, Andrew	Wausau Benefits Inc

Grant, Lori	River Alliance of Wisconsin
Hoven, Timothy	Wisconsin Public Health Association
Kelley, Suzanne	General Electric Company
Kniffin, Kevin	AFT – Wisconsin
Kussow, Michelle	Wisconsin Powersports Dealers Association
Langenohl, Tony	Mid-Town Center, LLC
Larson, Sue Moline	Lutheran Office for Public Policy in Wisconsin
Mason, Cory	AFT – Wisconsin
McCoshen, William J	Mid-Town Center, LLC
Munyon, Marvin	WI Capitol Watch
Plautz, Jolene	National Private Duty Association – Wisconsin Chapter
Scholz, Brandon	Wisconsin Powersports Dealers Association
Sheehy, Timothy	Metropolitan Milwaukee Association of Commerce
Sorenson, Gustave	Wisconsin Paralyzed Veterans of America
Umhoefer, John	Wisconsin Cheese Makers Association
Weyenberg, Greg	AFT – Wisconsin

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,
R. ROTH JUDD
Director

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

Senate Clearinghouse Rule 05–003

Relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways.
Submitted by Department of Transportation.
Report received from Agency, February 23, 2005.
Referred to committee on **Natural Resources and Transportation**, February 24, 2005.

Senate Clearinghouse Rule 04–104

Relating to the receipt of facsimile and electronic mail communications by the department.
Submitted by Department of Employee Trust Funds.
Report received from Agency, February 24, 2005.
Referred to committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**, February 24, 2005.

Senate Clearinghouse Rule 04–131

Relating to administrative hearing procedures for OCI.
Submitted by Insurance Commissioner.
Report received from Agency, February 24, 2005.
Referred to committee on **Agriculture and Insurance**, February 24, 2005.

Senate Clearinghouse Rule 04–133

Relating to vehicle protection plans.
Submitted by Insurance Commissioner.
Report received from Agency, February 24, 2005.
Referred to committee on **Agriculture and Insurance**,
February 24, 2005.

The committee on **Housing and Financial Institutions** reports and recommends:

Senate Clearinghouse Rule 04–098

Relating to authorizations to consolidate accounts.
No action taken.

Senate Clearinghouse Rule 04–130

Relating to the volume cap allocation council.
No action taken.

CATHY STEPP
Chairperson

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

Senate Clearinghouse Rule 04–132

Relating to motorcycle licensing and courses.
No action taken.

NEAL KEDZIE
Chairperson

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

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

Assembly Bill 4

Assembly Bill 61

Assembly Bill 64

Assembly Bill 65

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 4

Relating to: creating a nonrefundable individual income tax credit for certain amounts relating to health savings accounts that may be deducted from, or are exempt from, federal income taxes.

By Representatives Kaufert, Moulton, Nischke, Hundertmark, Wieckert, Gielow, Rhoades, Jensen, Vos,

Kerkman, Ott, Van Roy, McCormick, Davis, Suder, Ainsworth, Nass, Stone, Freese, Gundrum, Underheim, Hines, Petrowski, Gronemus, Ziegelbauer, Lothian, Hubler, Ward, Kestell, Townsend, Albers, LeMahieu, J. Fitzgerald, Owens, Vrakas, Meyer, Strachota, Jeskewitz, Kreibich, Pettis, Musser, Kleefisch, Towns and Vukmir; cosponsored by Senators Darling, Leibham, Harsdorf, Kapanke, Zien, A. Lasee, Stepp, Olsen, Kanavas, Roessler, Grothman and Lazich.

Read first time and referred to committee on **Job Creation, Economic Development and Consumer Affairs**.

Assembly Bill 61

Relating to: residency of certain election officials.

By Representatives Kerkman, Freese, Parisi, Bies, Gielow, Gottlieb, Gunderson, Hahn, Jeskewitz, Krawczyk, Kreibich, Lehman, Lothian, McCormick, Ott, Petrowski, Pope–Roberts, Vos, Vrakas, Townsend, Mursau, Ballweg and Davis; cosponsored by Senators Wirch, Kedzie, Darling, Erpenbach, Grothman, Olsen, Lassa, Breske, Miller, Hansen and Stepp.

Read first time and referred to committee on **Labor and Election Process Reform**.

Assembly Bill 64

Relating to: polling hours.

By Representatives Freese, Jensen, Jeskewitz, Berceau, Nass, Hines and Lehman; cosponsored by Senators Reynolds and Kedzie.

Read first time and referred to committee on **Labor and Election Process Reform**.

Assembly Bill 65

Relating to: reporting of information by nonresident registrants under the campaign finance law.

By Representatives Freese, Ainsworth, Albers, Ballweg, Gunderson, Hahn, Hines, Jensen, Jeskewitz, LeMahieu, Loeffelholz, McCormick, Musser, Ott, Petrowski and Vos; cosponsored by Senators Harsdorf, Cowles, Erpenbach, Reynolds and Roessler.

Read first time and referred to committee on **Campaign Finance Reform and Ethics**.

ADJOURNMENT

Chief Clerk Marchant, with unanimous consent, asked that the Senate adjourn pursuant to Senate Joint Resolution 1.

Adjourned.

10:01 A.M.

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Joint Resolution 4

Report correctly enrolled on February 23, 2005.