

STATE OF WISCONSIN
Senate Journal
Ninety–Seventh Regular Session

MONDAY, December 19, 2005

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

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated Friday, December 16, 2005.

Read first time and referred:

Senate Bill 479

Relating to: public financing of elections for certain state offices, providing an exemption from emergency rule procedures, granting rule-making authority, providing a penalty, and making appropriations.

By Senators Risser, Hansen, Carpenter, Coggs, Erpenbach and Miller; cosponsored by Representatives Pocan, Benedict, Berceau, Black, Boyle, Hebl, Lehman, Musser, Parisi, Pope–Roberts, Seidel, Sinicki and Travis.

To committee on **Campaign Finance Reform and Ethics**.

Senate Bill 480

Relating to: transporting buildings on the highways and providing penalties.

By Senators A. Lasee and Kedzie; cosponsored by Representatives Petrowski, Ainsworth, Albers, Bies, Hahn, Hines and Kestell.

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

The committee on **Health, Children, Families, Aging and Long Term Care** reports and recommends:

CROWDER, DON, of Lake Geneva, as a member of the Psychology Examining Board, to serve for the term ending July 1, 2009.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

SKARIE, DR. WILLIAM R., of Weston, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 2007.

Confirmation.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Senate Bill 429

Relating to: the regulation of optometrists, providing an exemption from emergency rule procedures, and granting rule-making authority.

Passage.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

CAROL ROESSLER
Chairperson

**State of Wisconsin
Office of the Governor**

December 16, 2005

To the Honorable, the Senate:

The following bill(s), originating in the Senate, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
Senate Bill 294	Act 52	December 15, 2005

Sincerely,
JIM DOYLE
Governor

**State of Wisconsin
Department of Public Instruction**

October 19, 2005

The Honorable, The Senate:

I hereby withdraw the following appointments submitted for confirmation to the Professional Standards Council for Teachers:

Connie Foster (reappointed to new term)
Gloria Goss (reappointed to new term)
Leah Jerabek (term expired)
Marlene Ott (term expired)

Sincerely,
ELIZABETH BURMASTER
State Superintendent

**State of Wisconsin
Department of Public Instruction**

October 19, 2005

The Honorable, The Senate:

Pursuant to s. 15.377(8), Wis. Stats., enclosed please find a list of nominees to the Professional Standards Council for

Teachers. These individuals were selected based upon organizational recommendations as prescribed in statute. Your confirmation of the appointees is requested.

Sincerely,

ELIZABETH BURMASTER
State Superintendent

FOSTER, CONNIE, of River Falls, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

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

GOSS, GLORIA, of Brookfield, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

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

HELF, LINDA, of Manitowoc, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

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

LEWNO, PAT, of Racine, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

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

PYATSKOWIT, AL, of Keshena, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

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

STAFF, KATHERINE, of Milwaukee, as a member of the Professional Standards Council for Teachers, to serve for the term ending June 30, 2008.

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

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

Senate Clearinghouse Rule 05–014

Relating to livestock facility siting, and affecting small business.

Modifications requested, Ayes 5, Noes 2.

Ayes, 5 – Senators Kapanke, Kedzie, Brown, Olsen and Erpenbach.

Noes, 2 – Senators Hansen and Miller.

DAN KAPANKE
Chairperson

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 15
Assembly Bill 21
Assembly Bill 51

Assembly Bill 187
Assembly Bill 523
Assembly Bill 574
Assembly Bill 586
Assembly Bill 594
Assembly Bill 614
Assembly Bill 618
Assembly Bill 805
Assembly Bill 806
Assembly Bill 826

Adopted and asks concurrence in:

Assembly Joint Resolution 70

Concurred in:

Senate Bill 206
Senate Bill 426

Assembly Bill 15

Relating to: ethanol requirements in automotive gasoline, providing an exemption from emergency rule procedures, granting rule-making authority, and providing a penalty.

By Representatives Freese, Davis, Suder, Gronemus, Ott, Gard, Kreibich, Kerkman, Wood, Vos, Ward, Petrowski, Owens, Albers, Loeffelholz, Towns, McCormick, Lothian, Ainsworth, Hahn, Hines, Musser, Nerison, M. Williams, Vruwink and Bies; cosponsored by Senators Harsdorf, Erpenbach, Zien, Brown, Risser, Kapanke, Decker and Schultz.

Read first time and referred to committee on **Agriculture and Insurance**.

Assembly Bill 21

Relating to: computing expense deductions and amortization and depreciation on property used in farming for income and franchise tax purposes.

By Representatives Towns, LeMahieu, Ott, Nass, Kestell, Petrowski, Hines, Hahn, Gronemus, Ainsworth, McCormick, Hundertmark, Freese, Gunderson, Vrakas, Stone, Musser, Suder, F. Lasee, Kreibich, Wood, Pettis, Albers, Bies, Van Roy, Vos, Nelson and Davis; cosponsored by Senators Kedzie, Harsdorf, Olsen, Zien, Kanavas, Roessler and Brown.

Read first time and referred to committee on **Agriculture and Insurance**.

Assembly Bill 51

Relating to: seizure by a court or law enforcement officer of a motor vehicle operator's license and reinstatement of an operating privilege.

By Representatives Ainsworth, Hahn, Hines, Kestell, Musser, Ott, Owens and Petrowski; cosponsored by Senator Olsen.

Read first time and referred to committee on **Judiciary, Corrections and Privacy**.

Assembly Bill 187

Relating to: information about real property purchased with stewardship money and public access to that property.

By Representatives Friske, Gunderson, Gard, Gronemus, Kaufert, Ainsworth, Mursau, Nerison, Lothian, Vos, Ott, M. Williams, Petrowski, Wood, Townsend, Montgomery, LeMahieu, Pridemore, Musser, Hines and Molepske; cosponsored by Senator Kanavas.

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

Assembly Bill 523

Relating to: resident hunting and fishing approvals for members of the armed forces.

By Representatives Musser, Gard, Gunderson, Pettis, Bies, Ott, M. Williams, Petrowski, Black, Nerison, Boyle, Gundrum, Owens, Lehman, Strachota, Lothian, Kerkman, Hahn, Suder, Albers, Freese, Pridemore and Van Roy; cosponsored by Senators Brown, Roessler, Lassa, Breske and Grothman.

Read first time and referred to committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform.**

Assembly Bill 574

Relating to: the prohibition of certain billing practices for consumer goods or services, lawn care service contracts, and providing penalties.

By Representatives Jeskewitz, Ballweg, Black, Grigsby, Hines, Kerkman, Kestell, Lehman, LeMahieu, Molepske, Musser, Nass, Ott, Pope–Roberts, Townsend, Turner, Van Roy and Vrakas; cosponsored by Senators Olsen, Risser and Wirch.

Read first time and referred to committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform.**

Assembly Bill 586

Relating to: hunting and firearm possession by persons who are under 16 years of age.

By Representatives Gunderson, Moulton, Musser, Pettis, Bies, Hines, Kestell, Krawczyk, Lehman, Montgomery, Ott, Suder, Townsend, Turner, Vos, Vruwink and M. Williams; cosponsored by Senators Zien, Reynolds, Decker and Breske.

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

Assembly Bill 594

Relating to: repossession of goods in consumer credit transactions and certain consumer leases.

By Representatives Hundertmark, Freese, Van Roy, Hahn, Hines, Townsend, Ballweg, Strachota, LeMahieu, Ainsworth, Suder, Lamb, Schneider and Vos; cosponsored by Senators Leibham, Harsdorf, Wirch and Olsen.

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

Assembly Bill 614

Relating to: the settlement of personal property taxes on improvements to leased land.

By Representatives Moulton, Kreibich, Hahn, Suder, Musser, Hines, Owens, Albers, Gronemus and Wood; cosponsored by Senators Brown, Zien and Breske.

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

Assembly Bill 618

Relating to: child safety restraint systems, safety belt use requirements in motor vehicles, and providing a penalty.

By Representatives Petrowski, Suder, Wasserman, Ainsworth, Bies, Jensen, Kreibich, Lehman, McCormick, Molepske, Musser, Nass, Ott, Pope–Roberts, Shilling, Sinicki, Stone and Van Roy; cosponsored by Senators Roessler, Robson, Risser, Brown, A. Lasee, Lassa, Olsen and Wirch.

Read first time and referred to committee on **Health, Children, Families, Aging and Long Term Care.**

Assembly Bill 805

Relating to: fee remissions at technical colleges for victims of Hurricane Katrina.

By Representatives Jeskewitz, Ballweg, Nischke, Grigsby, Young, Albers, Colon, Seidel, Owens, Sheridan, Turner, Hines, Toles, Lehman, Townsend, Fields and Sinicki; cosponsored by Senators Harsdorf, Wirch, Roessler and Miller.

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

Assembly Bill 806

Relating to: low–income assistance grants made from the utility public benefits fund.

By Representatives Honadel, Davis, Gottlieb, Montgomery, Nerison and Hahn; cosponsored by Senators Cowles, Kedzie and Kapanke.

Read first time and referred to committee on **Energy, Utilities and Information Technology.**

Assembly Bill 826

Relating to: prohibiting a person responsible for a child’s welfare while the child is being transported in a child care vehicle from leaving the child unattended and providing penalties.

By Representatives Grigsby, Sinicki, Toles, Fields, Lothian, Krusick, Sheridan, Bies, Berceau, Ott, A. Williams, Turner, Colon, Staskunas, Hines and McCormick; cosponsored by Senators Coggs, Lassa, Taylor, Erpenbach, Plale, Hansen and Robson.

Read first time and referred to committee on **Health, Children, Families, Aging and Long Term Care.**

Assembly Joint Resolution 70

Relating to: the life and public service of William Proxmire.

By Representatives Gard, Kreuser, Kreibich, Gronemus, Hahn, Rhoades, Schneider, Richards, Lehman, Travis, Gottlieb, Van Roy, Gunderson, Ballweg, Pope–Roberts, Albers, Moulton, Sheridan, Vos, Krawczyk, Young, Vruwink, Hebl, Jeskewitz, Pridemore, Ziegelbauer, Towns, Townsend, Grigsby, Loeffelholz, Pettis, Kerkman, Fields, Shilling and M. Williams; cosponsored by Senators A. Lasee, Hansen, Miller, Risser, Grothman, Brown, Breske, Kapanke, Schultz, Olsen, Kanavas, Taylor, S. Fitzgerald, Darling, Harsdorf, Carpenter, Jauch, Wirch, Robson and Plale.

Read and referred to committee on **Senate Organization.**

The Chief Clerk records:

- Senate Bill 175**
- Senate Bill 206**
- Senate Bill 331**
- Senate Bill 402**

Report correctly enrolled on December 16, 2005.

The Chief Clerk records:

- Senate Bill 149**
- Senate Bill 174**
- Senate Bill 180**
- Senate Bill 206**

Presented to the Governor on December 16, 2005.

Senate amendment 1 to **Senate Bill 354** offered by Senator Cowles.

REPORT OF COMMITTEES

The committee on **Health, Children, Families, Aging and Long Term Care** reports and recommends:

Assembly Bill 262

Relating to: a nonstock, nonprofit corporation organized by the Child Abuse and Neglect Prevention Board, the membership of that board, the grant programs administered by that board, and making appropriations.

Concurrence.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Senate Bill 128

Relating to: increasing the limits for insurance coverage of nervous or mental health disorders or alcoholism or other drug abuse problems.

Introduction of Senate Substitute Amendment 1.

Ayes, 3 – Senators Roessler, Darling and Brown.

Noes, 2 – Senators Erpenbach and Carpenter.

Adoption of Senate Substitute Amendment 1.

Ayes, 3 – Senators Roessler, Darling and Brown.

Noes, 2 – Senators Erpenbach and Carpenter.

Passage as amended.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

CAROL ROESSLER
Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin

December 19, 2005

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Assembly Bill 594** be withdrawn from the committee on **Job Creation, Economic Development, and Consumer Affairs** and rereferred to the committee on **Judiciary, Corrections, and Privacy**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

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 850

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 850

Relating to: the regulation of certain wharves, piers, boat shelters, boat hoists, and boat lifts.

By Representatives Gunderson, Gard, Kleefisch, Albers, Ballweg, Bies, J. Fitzgerald, Gronemus, Huebsch, Hundertmark, Jensen, Jeskewitz, Kerkman, Kestell, Krawczyk, F. Lasee, LeMahieu, Meyer, Montgomery, Moulton, Mursau, Musser, Nischke, Petrowski, Rhoades, Towns, Van Roy, Vos, Ward and Ziegelbauer; cosponsored by Senators Stepp, Zien, Breske, Brown, Darling, A. Lasee, Lazich, Olsen, Reynolds and Roessler.

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