

STATE OF WISCONSIN
Senate Journal
Ninety–Seventh Regular Session

WEDNESDAY, March 15, 2006

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

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated Friday, March 10, 2006.

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 71
Assembly Bill 287
Assembly Bill 290
Assembly Bill 328
Assembly Bill 538
Assembly Bill 639
Assembly Bill 875
Assembly Bill 887
Assembly Bill 966
Assembly Bill 1003
Assembly Bill 1035
Assembly Bill 1044
Assembly Bill 1078

Concurred in:

Senate Bill 150
Senate Bill 183
Senate Bill 268
Senate Bill 273
Senate Bill 284
Senate Bill 352
Senate Bill 359
Senate Bill 362
Senate Bill 363
Senate Bill 364
Senate Bill 365
Senate Bill 380
Senate Bill 420
Senate Bill 453
Senate Bill 457
Senate Bill 474
Senate Bill 487
Senate Bill 488
Senate Bill 489
Senate Bill 490
Senate Bill 491

Senate Bill 492
Senate Bill 493
Senate Bill 494
Senate Bill 512
Senate Bill 515
Senate Bill 527
Senate Bill 539
Senate Bill 540
Senate Bill 547
Senate Bill 549
Senate Bill 555
Senate Bill 556
Senate Bill 557
Senate Bill 560
Senate Bill 562
Senate Bill 579
Senate Bill 591
Senate Bill 592
Senate Bill 597
Senate Bill 601
Senate Bill 637
Senate Bill 642
Senate Bill 652

Senate substitute amendment 1 to **Assembly Bill 129**
Senate amendment 1 **Assembly Bill 143**
Senate amendments 1 and 2 to **Assembly Bill 208**
Senate amendment 1 to **Assembly Bill 295**
Senate amendments 1 and 2 to **Assembly Bill 646**
Senate amendments 1 and 2 to **Assembly Bill 657**
Senate substitute amendment 1 to **Assembly Bill 717**
Senate amendments 1 and 2 to **Assembly Bill 840**
Senate amendment 1 to **Assembly Bill 1014**

Nonconcurrent in:

Senate Substitute amendment 1 to **Assembly Bill 150**

The Chief Clerk makes the following entries dated, Monday, March 13, 2006.

State of Wisconsin
Office of the Governor

March 13, 2006

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 618	Act 125	March 10, 2006

Senate Bill 112 **Act 130** March 10, 2006
Senate Bill 495 **Act 131** March 10, 2006
Senate Bill 496 **Act 132** March 10, 2006
Senate Bill 497 **Act 133** March 10, 2006
Senate Bill 511 **Act 134** March 10, 2006

Sincerely,
 JIM DOYLE
 Governor

Senate Clearinghouse Rule 03–118

Relating to changes to chs. **NR 405** and **408** for incorporation of federal changes to air permitting program. Submitted by Department of Natural Resources. Report received from Agency, March 10, 2006. Referred to committee on **Agriculture and Insurance**, March 13, 2006.

Senate Clearinghouse Rule 05–100

Relating to lake monitoring contracts and the citizen lake monitoring network. Submitted by Department of Natural Resources. Report received from Agency, March 10, 2006. Referred to committee on **Natural Resources and Transportation**, March 13, 2006.

Senate Clearinghouse Rule 05–102

Relating to small game and expanded spring turkey hunting in state parks. Submitted by Department of Natural Resources. Report received from Agency, March 10, 2006. Referred to committee on **Natural Resources and Transportation**, March 13, 2006.

Senate Clearinghouse Rule 06–019

Relating to changes to chapter **NR 406** and **410** for providing the linkage of the state air permitting programs with federal changes to the air permitting program and affecting small business. Submitted by Department of Natural Resources. Report received from Agency, March 10, 2006. Referred to committee on **Agriculture and Insurance**, March 13, 2006.

Assembly Bill 71

Relating to: determinations of ordinary high–water marks by counties and by the Department of Natural Resources. By Representatives Meyer, Gard, Friske, Gronemus, Montgomery, Krawczyk, Nass, Gunderson, Hines, Hahn, Stone, Musser, LeMahieu, Vos, M. Williams, Bies, McCormick, Albers, Mursau, F. Lasee, Van Roy and Moulton; cosponsored by Senators Stepp, Kanavas, Breske and Grothman. Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 287

Relating to: the minimum number of railroad employees required to be present in the cab of the lead control locomotive when the railroad train or locomotive is in motion. By Representatives Hahn, Nerison, Pocan, Molepske, Hines, Mursau, Sherman, Musser, Lehman and Albers; cosponsored by Senators A. Lasee, Breske, Hansen and Lassa. Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 290

Relating to: prohibiting the required implanting of a microchip in an individual and providing a penalty. By Representative Schneider. Read first time and referred to committee on **Judiciary, Corrections and Privacy**.

Assembly Bill 328

Relating to: consecutive monthly registration of certain vehicles used exclusively to transport a weight transfer machine for truck or tractor pulling competitions or events. By Representatives Musser, Pettis, Hahn, Ballweg, Ott, Albers and Townsend. Read first time and referred to committee on **Natural Resources and Transportation**.

Assembly Bill 538

Relating to: setoffs against tax refunds for debts related to property taxes. By Representatives Krusick, Gard, Ainsworth, Ballweg, Bies, Jeskewitz, Lehman, LeMahieu, Molepske, Seidel, Shilling and Zepnick; cosponsored by Senators Darling, Brown, Carpenter and Roessler, by request of Wisconsin Alliance of Cities, League of Wisconsin Municipalities, Wisconsin Counties Association and City of Milwaukee. Read first time and referred to committee on **Job Creation, Economic Development and Consumer Affairs**.

Assembly Bill 639

Relating to: an exemption for certain tribal officials under the lobbying law. By Joint Legislative Council. Read first time and referred to committee on **Judiciary, Corrections and Privacy**.

Assembly Bill 875

Relating to: exempting from registration and trail sticker requirements snowmobiles and all–terrain vehicles that are used in certain advertisements and exempting from certificate of number and registration requirements boats which are used in certain advertisements. By Representatives Pettis, Van Roy, Albers, Hines, Jeskewitz, Mursau, Musser, Nass and Ott; cosponsored by Senator Cowles. Read first time and referred to committee on **Higher Education and Tourism**.

Assembly Bill 887

Relating to: electing not to provide an address in a petition in a family action in a case in which abuse is alleged. By Representatives Suder, Kleefisch, Hahn, Musser, Petrowski, Jensen, Hines, Gunderson and McCormick; cosponsored by Senators Zien, Brown, Darling, Roessler and Lassa. Read first time and referred to committee on **Judiciary, Corrections and Privacy**.

Assembly Bill 966

Relating to: vehicle owner liability for violations arising from the failure to stop at the scene of an accident and providing a penalty. By Representatives Wieckert, Zepnick, Pettis, Ott, Owens, Townsend, Bies, Kreibich and Lothian; cosponsored by Senators Roessler and Grothman. Read first time and referred to committee on **Judiciary, Corrections and Privacy**.

Assembly Bill 1003

Relating to: eligibility for the farm assets reinvestment management loan guarantee program administered by the Wisconsin Housing and Economic Development Authority.

By Representatives Suder, Gronemus, M. Williams, Musser, Hahn, Loeffelholz, Petrowski, Davis, Towns, Ott, Van Roy, Hines, Lamb, Wood, Albers, Ainsworth, Lothian, Freese, Kreibich, Townsend, Vruwink, McCormick, Gunderson and Molepske; cosponsored by Senators Zien, A. Lasee, Roessler and Erpenbach.

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

Assembly Bill 1035

Relating to: making a postsecondary student who has been convicted of possessing, with intent to manufacture, distribute, or deliver, or of manufacturing, distributing, or delivering, a controlled substance or controlled substance analog ineligible for state financial aid and granting rule-making authority.

By Representatives Hahn, Albers, Townsend, Bies, Owens, Ainsworth, Ott and J. Fitzgerald; cosponsored by Senators Leibham, Lazich, Roessler and A. Lasee.

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

Assembly Bill 1044

Relating to: the membership of the Kickapoo Reserve Management Board.

By Representative Nerison; cosponsored by Senator Kapanke.

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

Assembly Bill 1078

Relating to: licensing and activities of driver schools and instructors, granting rule-making authority, and providing a penalty.

By Representatives Petrowski, Stone, Ott, Pettis, Krawczyk and Boyle; cosponsored by Senators Lazich and S. Fitzgerald.

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

The Chief Clerk records:

- Senate Bill 95
- Senate Bill 161
- Senate Bill 181
- Senate Bill 221
- Senate Bill 259
- Senate Bill 312
- Senate Bill 329
- Senate Bill 369
- Senate Bill 405
- Senate Bill 414
- Senate Bill 467
- Senate Bill 480
- Senate Bill 484
- Senate Bill 516
- Senate Bill 520
- Senate Bill 529
- Senate Bill 569
- Senate Bill 577
- Senate Bill 578
- Senate Bill 602

Senate Bill 617

Senate Bill 623

Report correctly enrolled on March 13, 2006.

The Chief Clerk makes the following entries dated Tuesday, March 14, 2006.

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

Senate Clearinghouse Rule 05-121

Relating to qualifications for examination and application procedures, temporary permits and refresher courses.

No action taken.

CAROL ROESSLER
Chairperson

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

Senate Clearinghouse Rule 05-107

Relating to training program grants.

No action taken.

SHEILA HARSDORF
Chairperson

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

Senate Clearinghouse Rule 05-087

Relating to the administration of the Managed Forest Law and the Wisconsin Forest Landowner Grant Program.

No action taken.

Senate Clearinghouse Rule 05-106

Relating to master logging certification scholarships.

No action taken.

NEAL KEDZIE
Chairperson

CORRECTIONS IN:

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2005 ASSEMBLY BILL 586**

Prepared by the Legislative Reference Bureau
(March 1, 2006)

1. Page 3, line 1: delete the material beginning with “by persons” and ending with “of age” on line 2 and substitute “by persons 8, 9, 10, or 11 years of age”.

CORRECTIONS IN:

**ASSEMBLY SUBSTITUTE AMENDMENT 1,
TO 2005 ASSEMBLY BILL 586**

Prepared by the Legislative Reference Bureau
(March 1, 2006)

1. Page 9, line 1: delete “at at time” and substitute “at a time”.

CORRECTIONS IN:

TO 2005 SENATE JOINT RESOLUTION 58

Prepared by the Legislative Reference Bureau
(March 3, 2006)

In enrolling, the following correction was made:

1. Page 2, line 3: delete “July 20” and substitute “July 10”.

CORRECTIONS IN:

TO 2005 ASSEMBLY JOINT RESOLUTION 81

Prepared by the Legislative Reference Bureau
(March 8, 2006)

1. Page 1, line 11: delete "4th Class".
2. Page 2, line 15: delete "friends" and substitute "friends;".

CORRECTIONS IN:

**SENATE SUBSTITUTE AMENDMENT 1,
TO 2005 SENATE BILL 312**

Prepared by the Legislative Reference Bureau
(March 8, 2006)

1. Page 1, line 12: delete "immanent" and substitute "imminent".
2. Page 3, line 7: on lines 7 and 10, delete "immanent" and substitute "imminent".

CORRECTIONS IN:

**SENATE AMENDMENT 1,
SENATE SUBSTITUTE AMENDMENT 2,
TO 2005 SENATE BILL 221**

Prepared by the Legislative Reference Bureau
(March 9, 2006)

In enrolling, the following correction was made:

1. Page 1, line 2: delete "Page 4, line 4: delete lines 4 to 12." and substitute "Page 4, line 1: delete lines 1 to 12.".

CORRECTIONS IN:

**SENATE AMENDMENT 1,
TO 2005 SENATE BILL 424**

Prepared by the Legislative Reference Bureau
(March 13, 2006)

1. Page 2, line 18: delete "owning" and substitute "owned".

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

Read first time and referred:

Senate Bill 665

Relating to: a market development program for agricultural products.

By Senators Lassa and Erpenbach; cosponsored by Representatives Musser, Vruwink, Molepske and Berceau.
To committee on **Agriculture and Insurance**.

Senate Bill 666

Relating to: increasing birth certificate fees and making appropriations.

By Senators Miller and Olsen; cosponsored by Representatives Kestell and Seidel.
To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

Senate Bill 667

Relating to: late payment charges for consumer credit transactions.

By Senators Miller, Hansen, Lassa, Risser and Erpenbach; cosponsored by Representatives Musser, Berceau, Pocan, Grigsby and Boyle.

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

Senate Bill 668

Relating to: requiring a school district to spend at least 65 percent of its operating expenses on direct classroom expenditures.

By Senator Harsdorf; cosponsored by Representatives Vos and McCormick.

To committee on **Education**.

Senate Bill 669

Relating to: state aid to technical college districts, the technical college district property tax levy for operations, and making an appropriation.

By Senator Harsdorf; cosponsored by Representatives Jeskewitz and Pettis.

To committee on **Higher Education and Tourism**.

PETITIONS AND COMMUNICATIONS

State of Wisconsin

March 15, 2006

The Honorable, The Senate:

Pursuant to Senate Rule **46(2)(b)**, I am writing to direct that **Clearinghouse Rules 03-118** and **06-19** be withdrawn from the committee on **Agriculture and Insurance** and referred to the committee on **Natural Resources and Transportation**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

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

To the Honorable, the Senate:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
Senate Bill 618	Act 125	March 24, 2006
Senate Bill 112	Act 130	March 24, 2006
Senate Bill 495	Act 131	March 24, 2006
Senate Bill 496	Act 132	March 24, 2006
Senate Bill 497	Act 133	March 24, 2006
Senate Bill 511	Act 134	March 24, 2006

Sincerely,

DOUGLAS LA FOLLETTE
Secretary of State

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

March 9, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MORALES, JENNIFER, of

Milwaukee, as a member of the Judicial Commission, to serve for the term ending August 1, 2007.

Sincerely,

JIM DOYLE
Governor

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

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Joint Resolution 38
Senate Joint Resolution 74
Senate Bill 150
Senate Bill 273
Senate Bill 284
Senate Bill 350
Senate Bill 359
Senate Bill 362
Senate Bill 363
Senate Bill 364
Senate Bill 365

Senate Bill 380
Senate Bill 404
Senate Bill 420
Senate Bill 447
Senate Bill 450
Senate Bill 453
Senate Bill 457
Senate Bill 459
Senate Bill 474
Senate Bill 510
Senate Bill 536
Senate Bill 596

Report correctly enrolled on March 15, 2006.

CHIEF CLERK'S REPORT

The Chief Clerk records:

Senate Bill 164
Senate Bill 459
Senate Bill 510
Senate Bill 577

Presented to the Governor on March 15, 2006.