

STATE OF WISCONSIN
Senate Journal
Ninety–Seventh Regular Session

THURSDAY, March 30, 2006

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

CHIEF CLERK’S ENTRIES

The Chief Clerk makes the following entries dated Thursday, March 23, 2006.

Read first time and referred:

Senate Bill 673

Relating to: certification of substance abuse counselors, clinical supervisors, and prevention specialists and requiring the exercise of rule-making authority.

By Senators Roessler, Harsdorf, Carpenter, Brown, Darling, Kanavas, Kedzie, Schultz and Zien; cosponsored by Representatives Kreuser, Fields, Nelson, Seidel, Hebl, Lehman and Berceau.

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

Senate Bill 674

Relating to: payday loan providers and providing a penalty.

By Senators Grothman, Robson, Miller and Carpenter; cosponsored by Representatives Strachota, Fields, Benedict, Black, Boyle, Nass, Pocan, Travis, Van Akkeren and Ziegelbauer.

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

State of Wisconsin
Office of the Governor

March 23, 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 244	Act 174	March 22, 2006
Senate Bill 549	Act 175	March 22, 2006
Senate Bill 183	Act 180	March 22, 2006

Sincerely,
JIM DOYLE
Governor

The Chief Clerk records:

Senate Bill 448
Senate Bill 450
Senate Bill 516
Senate Bill 584

Presented to the Governor on March 23, 2006.

The Chief Clerk makes the following entries dated Friday, March 24, 2006.

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

Senate Bill 472

Relating to: prohibiting an insurer from requiring a certain vendor for repairing a motor vehicle.

Introduction of Senate Amendment 1.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.

Noes, 0 – None.

Passage.

Ayes, 5 – Senators Kapanke, Brown, Erpenbach, Hansen and Miller.

Noes, 2 – Senators Kedzie and Olsen.

DAN KAPANKE
Chairperson

State of Wisconsin
Office of the Governor

March 24, 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 463	Act 189	February 23, 2006
Senate Bill 282	Act 199	February 23, 2006

Sincerely,
JIM DOYLE
Governor

**State of Wisconsin
Office of the Governor**

March 22, 2006

The Honorable, The Senate:

This letter is to withdraw the nomination of Ms. Cynthia A. Van Bogaert that was made May 23, 2005 to the Employee Trust Funds Board. Ms. Van Bogaert has resigned from the board.

Sincerely,

JIM DOYLE
Governor

State of Wisconsin

March 24, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bill 661** be withdrawn from the committee on **Higher Education and Tourism** and rereferred to the committee on **Joint Finance**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

**State of Wisconsin
Department of Agriculture, Trade, and Consumer
Protection**

March 22, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BYERLY, FRAN, of Barron, as a member of the Livestock Facility Siting Review Board, to serve for the term ending May 1, 2010.

Sincerely,

ROD NILSESTUEN
Secretary

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

**State of Wisconsin
Department of Agriculture, Trade, and Consumer
Protection**

March 22, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ENGELBRECHT, LEE, of Two Rivers, as a member of the Livestock Facility Siting Review Board, to serve for the term ending May 1, 2007.

Sincerely,

ROD NILSESTUEN
Secretary

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

**State of Wisconsin
Department of Agriculture, Trade, and Consumer
Protection**

March 22, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint GASKA, JEROME, of Columbus, as a member of the Livestock Facility Siting Review Board, to serve for the term ending May 1, 2009.

Sincerely,

ROD NILSESTUEN
Secretary

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

**State of Wisconsin
Department of Agriculture, Trade, and Consumer
Protection**

March 22, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HOLTE, JAMES, of Elk Mound, as a member of the Livestock Facility Siting Review Board, to serve for the term ending May 1, 2010.

Sincerely,

ROD NILSESTUEN
Secretary

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

**State of Wisconsin
Department of Agriculture, Trade, and Consumer
Protection**

March 22, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JOHNSON, ANDREW, of Wausau, as a member of the Livestock Facility Siting Review Board, to serve for the term ending May 1, 2008.

Sincerely,

ROD NILSESTUEN
Secretary

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

**State of Wisconsin
Department of Agriculture, Trade, and Consumer
Protection**

March 22, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SELK, ROBERT, of Madison, as a member of the Livestock Facility Siting Review Board, to serve for the term ending May 1, 2009.

Sincerely,

ROD NILSESTUEN
Secretary

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

**State of Wisconsin
Department of Agriculture, Trade, and Consumer
Protection**

March 22, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint TOPEL, ROBERT, of Waterloo, as a member of the Livestock Facility Siting Review Board, to serve for the term ending May 1, 2011.

Sincerely,
ROD NILSESTUEN
Secretary

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

**State of Wisconsin
Office of the Governor**

March 22, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint KEDROWSKI, DAVID, of Washburn, as a member of the Wisconsin Waterways Commission, to serve for the term ending July 1, 2009.

Sincerely,
JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

March 23, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint KOHLENBERG, GARY, of Oconomowoc, as a member of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2008.

Sincerely,
JIM DOYLE
Governor

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

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

Senate Clearinghouse Rule 06-003

Relating to motor carrier safety regulations, and motor carrier safety requirements for transportation of hazardous materials.

No action taken.

NEAL KEDZIE
Chairperson

The committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform** reports and recommends:

Senate Clearinghouse Rule 05-069

Relating to architecture, engineering and construction solicitation, bidding and contracting.

No action taken.

RONALD BROWN
Chairperson

The Chief Clerk records:

- Senate Bill 259**
- Senate Bill 268**
- Senate Bill 273**
- Senate Bill 323**
- Senate Bill 324**
- Senate Bill 382**
- Senate Bill 384**
- Senate Bill 482**
- Senate Bill 484**

Presented to the Governor on March 24, 2006.

CORRECTIONS IN:

2005 SENATE BILL 658

Prepared by the Legislative Reference Bureau
(March 24, 2006)

- 1. Page 3, line 21: after "research" insert "when".

NOTE: Supplies missing conjunction.

The Chief Clerk makes the following entries dated Monday, March 27, 2006.

**State of Wisconsin
Office of the Governor**

March 27, 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 516	Act 200	March 27, 2006
Senate Bill 448	Act 201	March 27, 2006
Senate Bill 450	Act 204	March 27, 2006
Senate Bill 484	Act 214	March 27, 2006
Senate Bill 584	Act 217	March 27, 2006
Senate Bill 482	Act 219	March 27, 2006
Senate Bill 259	Act 220	March 27, 2006
Senate Bill 323	Act 222	March 27, 2006
Senate Bill 324	Act 223	March 27, 2006
Senate Bill 382	Act 224	March 27, 2006
Senate Bill 384	Act 225	March 27, 2006
Senate Bill 273	Act 226	March 27, 2006

Sincerely,
JIM DOYLE
Governor

State of Wisconsin

March 27, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bill 483** be withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**. I have obtained the consent of the appropriate chairperson.

Sincerely,
ALAN LASEE
Senate President

The Chief Clerk records:

- Senate Joint Resolution 13**
- Senate Joint Resolution 34**
- Senate Joint Resolution 58**
- Senate Joint Resolution 62**
- Senate Joint Resolution 64**
- Senate Joint Resolution 65**
- Senate Joint Resolution 66**
- Senate Joint Resolution 67**

Deposited in the office of the Secretary of State on March 27, 2006.

The Chief Clerk makes the following entries dated Tuesday, March 28, 2006.

Read first time and referred:

Senate Bill 675

Relating to: building a certain vehicle weighing station in Rock County, building a certain interchange in Rock County, and creating a vehicle weighing station surcharge for size and weight violations detected at a certain vehicle weighing station in Rock County.

By Senator Robson; cosponsored by Representatives Benedict, Sheridan, Towns and Davis.

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

Senate Bill 676

Relating to: the registration of antique snowmobiles.

By Senator Breske; cosponsored by Representative Vruwink.

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

**State of Wisconsin
Office of the Governor**

March 27, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BROWN, GARY, of Kenosha, as a member of the Podiatrists Affiliated Credentialing Board, to serve for the term ending July 1, 2010.

Sincerely,
JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

March 24, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint WOOD, DARYL, of La Crosse, as a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2008.

Sincerely,
JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

March 24, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MCNAMARA, PATRICK, of Lancaster, as a member of the Auctioneer Board, to serve for the term ending May 1, 2010.

Sincerely,
JIM DOYLE
Governor

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

**State of Wisconsin
Office of the Governor**

March 27, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SHELDON, DANIEL, of Waukesha, as a member of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2010.

Sincerely,
JIM DOYLE
Governor

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

Senate Clearinghouse Rule 05-092

Relating to the rules of practice and procedure before the commission.

Submitted by Labor and Industry Review Commission.

Report received from Agency, March 27, 2006.

Referred to committee on **Labor and Election Process Reform**, March 28, 2006.

Senate Clearinghouse Rule 05-084

Relating to management zone designations in the Lower St. Croix National Scenic Riverway.

Submitted by Department of Natural Resources.

Report received from Agency, March 28, 2006.

Referred to committee on **Natural Resources and Transportation**, March 28, 2006.

Senate Clearinghouse Rule 05-101

Relating to hook and line walleye, sauger and hybrids fishing in Sherman Lake, Vilas Co. and Bass (Patterson), Washburn Co.

Submitted by Department of Natural Resources.

Report received from Agency, March 28, 2006.

Referred to committee on **Natural Resources and Transportation**, March 28, 2006.

Senate Clearinghouse Rule 05–115

Relating to allocation of lake trout and commercial fishing for lake trout in Lake Superior.

Submitted by Department of Natural Resources.

Report received from Agency, March 28, 2006.

Referred to committee on **Natural Resources and Transportation**, March 28, 2006.

The Chief Clerk records:

- Senate Bill 34
- Senate Bill 150
- Senate Bill 284
- Senate Bill 480
- Senate Bill 520
- Senate Bill 539
- Senate Bill 540
- Senate Bill 597
- Senate Bill 601
- Senate Bill 637

Presented to the Governor on March 28, 2006.

The Chief Clerk makes the following entries dated Wednesday, March 29, 2006.

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

Assembly Bill 1021

Relating to: inadmissibility of a statement of apology or condolence by a health care provider.

Concurrence.

Ayes, 3 – Senators Roessler, Darling and Brown.

Noes, 2 – Senators Erpenbach and Carpenter.

Senate Bill 673

Relating to: certification of substance abuse counselors, clinical supervisors, and prevention specialists and requiring the exercise of rule-making authority.

Passage.

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

Noes, 0 – None.

CAROL ROESSLER
Chairperson

Senate Clearinghouse Rule 05–081

Relating to petroleum products.

Submitted by Department of Commerce.

Report received from Agency, March 27, 2006.

Referred to committee on **Natural Resources and Transportation**, March 29, 2006.

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

Senate Clearinghouse Rule 05–033

Relating to coverage of dental services under the medical assistance program, and affecting small businesses.

No action taken.

CAROL ROESSLER
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 53	30	Not Published
<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
Senate Bill 459	Act 141	March 31, 2006
Senate Bill 577	Act 142	March 31, 2006
Senate Bill 359	Act 145	April 4, 2006
Senate Bill 362	Act 146	April 4, 2006
Senate Bill 363	Act 147	April 4, 2006
Senate Bill 364	Act 148	April 4, 2006
Senate Bill 365	Act 149	April 4, 2006
Senate Bill 487	Act 150	April 4, 2006
Senate Bill 488	Act 151	April 4, 2006
Senate Bill 489	Act 152	April 4, 2006
Senate Bill 490	Act 153	April 4, 2006
Senate Bill 491	Act 154	April 4, 2006
Senate Bill 492	Act 155	April 4, 2006
Senate Bill 493	Act 156	April 4, 2006
Senate Bill 494	Act 157	April 4, 2006
Senate Bill 512	Act 158	April 4, 2006
Senate Bill 555	Act 159	April 4, 2006
Senate Bill 556	Act 160	April 4, 2006
Senate Bill 557	Act 161	April 4, 2006
Senate Bill 560	Act 162	April 4, 2006
Senate Bill 562	Act 163	April 4, 2006
Senate Bill 510	Act 164	April 4, 2006
Senate Bill 221	Act 165	April 4, 2006
Senate Bill 283	Act 171	April 4, 2006
Senate Bill 623	Act 173	April 4, 2006
Senate Bill 474	Act 172	March 31, 2006
Senate Bill 244	Act 174	April 5, 2006
Senate Bill 549	Act 175	April 5, 2006
Senate Bill 183	Act 180	April 5, 2006
Senate Bill 463	Act 189	April 6, 2006
Senate Bill 282	Act 199	April 7, 2006

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

State of Wisconsin
Office of the Governor

March 30, 2006

The Honorable, The Senate:

I am vetoing **Senate Bill 268**. This bill would exempt rental-purchase agreements from various provisions of the Wisconsin Consumer Act and modify how the rent-to-own industry is regulated in Wisconsin.

The Wisconsin Consumer Act has for decades provided strong protections for Wisconsin consumers. As Attorney General, I successfully fought in the courts to assure that the Wisconsin Consumer Act applied to rent-to-own transactions. While SB

268 includes some significant improvements over past legislative efforts, I am not satisfied that this bill adequately protects consumers.

Moreover, the Department of Agriculture, Trade and Consumer Protection and Financial Institutions both recommend that I veto SB 268. DATCP and DFI have found no reason to give special treatment to the rent-to-own industry, and have raised substantial concerns about the numerous protections that consumers would forfeit under the bill. I agree with DATCP and DFI, and I simply cannot sign SB 268 into law.

Sincerely,

JIM DOYLE
Governor

CHIEF CLERK'S REPORT

The Chief Clerk records:

Senate Joint Resolution 38

Deposited in the office of the Secretary of State on March 30, 2006.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2005 SENATE JOINT RESOLUTION 38

Prepared by the Legislative Reference Bureau
(March 27, 2006)

In enrolling, the following correction was made:

1. Page 1, line 8: delete the material beginning with "Osseo-Fairchild" and ending with "year at" on line 9.

CORRECTIONS IN:

2005 SENATE JOINT RESOLUTION 13

Prepared by the Legislative Reference Bureau
(March 28, 2006)

In enrolling, the following corrections were made:

1. Page 1, line 5: delete "Al Anbar" and substitute "Lutafiyah, Babil".
2. Page 2, line 7: delete "soldiers" and substitute "marines".
3. Page 2, line 10: delete "and".
4. Page 2, line 11: after "Medal" insert ", and the Bronze Star with Distinguishing Device".
5. Page 2, line 21: delete the material beginning with "**Resolved, That**" and ending with "Michigan." on page 3, line 3, and substitute:

Resolved, That the senate chief clerk shall transmit a copy of this joint resolution to Sergeant Edinger's mother and stepfather, Rosanna and Randy Scannell, of Green Bay, Wisconsin; his father, Montfort Edinger, and his wife, Deanne Edinger, of Plano, Illinois; his brother, James Edinger, of Madison, Wisconsin; his grandparents Gerald and Barbara Downey, of Green Bay, Wisconsin, and James and Helen Edinger, of Townsend, Wisconsin, and Clearwater, Florida; his stepgrandmother, Deleana Scannell, of Green Bay, Wisconsin; and his greatgrandmother, Marie Berg, of Gladstone, Michigan."

CORRECTIONS IN:

SENATE SUBSTITUTE AMENDMENT 2, TO 2005 ASSEMBLY BILL 591

Prepared by the Legislative Reference Bureau
(March 29, 2006)

1. Page 4, line 23: after "violation" insert "of".