

## Senate

### Record of Committee Proceedings

#### **Committee on Agriculture and Insurance**

##### **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, Gunderson, Kerkman, Wood, Vos, Ward, Petrowski, Owens, Albers, Loeffelholz, Jeskewitz, Towns, McCormick, Lothian, Ainsworth, Hahn, Hines, Honadel, Musser, Nerison, M. Williams, Vruwink, Bies, Van Roy, Lamb and Sheridan; cosponsored by Senators Harsdorf, Erpenbach, Zien, Brown, Risser, Kapanke, Decker, Schultz and Stepp.

December 16, 2005 Referred to Committee on Agriculture and Insurance.

January 18, 2006 **PUBLIC HEARING HELD**

Present: (7) Senators Kapanke, Kedzie, Brown, Olsen,  
Erpenbach, Hansen and Miller.  
Absent: (0) None.

##### Appearances For

- Steve Freese, Madison — State Representative
- Sheila Harsdorf, Madison — Sen., 10th Assembly District
- Gary Radloff, Madison — DATCP
- Brian Jennings, Sioux Falls — American Coalition for Ethanol
- Kevin La Mere, Milwaukee — WI Pipe Trades Assn
- David Kolstrud, Beaver Creek — Self
- Brooke Coleman, Roslindale — Renewable Energy Action Project
- Gary Herwick, Milford — Clean Fuels Development
- Jerry Bradley, Sun Prairie — Self/ WI Farm Bureau
- David Morris, Minneapolis — Institute for Self Reliance
- Bill Oemichen, Madison — WI Federation of Cooperatives
- John Malchine — Badger State Ethanol
- Jamie Dess, Marshall — WI Farmers Union
- John Imes, Madison — Self
- William Hoffman, Columbus — WI Corn Growers

##### Appearances Against

- Tom Reynolds — WI State Senator
- Bill Skewes, Madison — WI Utilities Assn

- Gary Dickers, Madison — Self
- Scott Manley — WMC
- Bob Fassbender — WMC
- Erin Roth, Madison — American Petroleum Institute
- Dave Blatnik, St. Paul — Marathon Petroleum
- Karen Etter-Hale, Madison — Madison Audobon Society
- Sarah LLoyd, Cambria — WI Citizens for Sustainable Local Environments

#### Appearances for Information Only

- Julie Yahnke, Holmen — Self

#### Registrations For

- Paul Zimmerman, Madison — WI Farm Bureau
- David Dvorak, Two River — Self
- Norval Dvorak, Manitowic — GHD Environmental Engineering
- Ruth Sather, Chippewa Falls — IBT
- Brian Mitchell, oconomowoc — Mechanical Contractors Assn of WI
- Bob Sather, Chippewa Falls — IBT
- Jean Jacobson, Wind Lake — Self
- Patrick Calliari, Wind Lake — Self
- Jo Ann Calliari, Wind Lake — Self
- Norma Fries, Wind Lake — Self
- Donna Peterson, Rochester — Self
- Phil Jacobson, Wind Lake — Self
- Brian Diener, Union Grove — Self
- Jennifer Diener, Union Grove — Self
- Robert Dvorak, Eden — Self
- Curtis Peterson, Rochester — Self
- Al Ott, Madison — Rep.
- Ferron Havens — WI Agribusiness Council
- John Manske, Madison — WI Federation of Cooperatives
- Joe Strohl, Madison — Operating Engineers Local 139
- Eugene Hahn, Madison — State Representative
- Ron Kuehn, Madison — WI Cattlemen
- Ron Kuehn — WI Pork Producers
- Kevin Roche, Columbus — Self
- Joe Tregoning, Madison — Belmont Bio- Ag LLC
- Brett Hulsey, Madison — Better Environmental Solutions
- William Herrmann, Columbus — Self and UWGP
- Alexander Samardzich, Bruce — WI Ethanol Producers Assn

#### Registrations Against

- Mark Wadium, Appleton — Outgamie County
- Neal Kedzie — Senator
- Steve Baas — MMAC
- Tom Howells, Madison — WI Motor Carriers Assn
- Dan Gunderson, De Forest — WI Laborers District Council
- Patrick Schillinger, De Pere — WI Paper Council
- Jerry Deschane, Madison — WI Builders Assoc
- Paul Jadin, Green Bay — Green Bay Area Chamber of Commerce
- Kevin Crawford, Manitowoc — Mayor - Manitowoc
- Peter Cannon, Madison — Self
- Caryl Terell, Madison — Sierra Club - John Muir Chapter
- Glenn Grothman — 20th Senate District
- Michael Ryan, De Forest — WI Laborers District Council
- Christa Westerberg, Stoughton — Self
- Keith Reopelle, Madison — Clean WI
- Kate Nekola, Madison — Clean WI

January 31, 2006

**EXECUTIVE SESSION HELD**

Present: (7) Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.

Absent: (0) None.

Moved by Senator Kedzie, seconded by Senator Hansen that **Senate Substitute Amendment 1 (LRB s0449)** be recommended for adoption.

Ayes: (2) Senators Kedzie and Hansen.

Noes: (4) Senators Kapanke, Brown, Erpenbach and Miller.

Excused: (1) Senator Olsen.

ADOPTION OF SENATE SUBSTITUTE AMENDMENT 1 (LRB S0449) NOT RECOMMENDED, Ayes 2, Noes 4

Moved by Senator Miller, seconded by Senator Brown that **Senate Amendment LRBA2199** be recommended for introduction.

Ayes: (5) Senators Kapanke, Brown, Erpenbach, Hansen and Miller.

Noes: (1) Senator Kedzie.

Excused: (1) Senator Olsen.

INTRODUCTION OF SENATE AMENDMENT  
RECOMMENDED, Ayes 5, Noes 1

Moved by Senator Miller, seconded by Senator Brown that **Senate Amendment LRBA2199** be recommended for adoption.

Ayes: (5) Senators Kapanke, Brown, Erpenbach,  
Hansen and Miller.  
Noes: (1) Senator Kedzie.  
Excused: (1) Senator Olsen.

ADOPTION OF SENATE AMENDMENT LRBA2199  
RECOMMENDED, Ayes 5, Noes 1

Moved by Senator Erpenbach, seconded by Senator Brown that **Assembly Bill 15** be recommended for concurrence as amended.

Ayes: (4) Senators Kapanke, Brown, Erpenbach and  
Miller.  
Noes: (2) Senators Kedzie and Hansen.  
Excused: (1) Senator Olsen.

CONCURRENCE AS AMENDED RECOMMENDED, Ayes 4,  
Noes 2

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John Perlich  
Committee Clerk