



STATE OF WISCONSIN

Senate Journal

Ninety–Eighth Regular Session

2:15 P.M.

TUESDAY, January 29, 2008

The Senate met.

The Senate was called to order by Assistant Chief Clerk Renk, pursuant to Senate Rule 5 (3) and (4)(b).

The Chair, with unanimous consent, asked that the proper entries be made in the journal.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS; REFERENCE OF APPOINTMENTS

Read and referred:

Senate Joint Resolution 85

Relating to: the life and military service of Second Lieutenant Tracy Lynn Alger.

By Senator Kreitlow; cosponsored by Representative Wood.

To committee on **Senate Organization**.

Senate Joint Resolution 86

Relating to: the life and service of Corporal Jason F. Lemke of the United States Army, who lost his life during Operation Iraqi Freedom.

By Senator Sullivan; cosponsored by Representatives Staskunas and Cullen.

To committee on **Senate Organization**.

Senate Joint Resolution 87

Relating to: the life and public service of John R. Moses.

By Senators Sullivan, Olsen, Risser, Harsdorf, Lehman, Hansen, Cowles and Roessler; cosponsored by Representatives Musser, Jeskewitz, Sheridan, Townsend, Ballweg, Kerkman, Bies, Cullen, Gronemus, Schneider, M. Williams, Turner, Hahn, Hebl, Travis, A. Ott, Hintz, Kleefisch, Boyle and Soletski.

To committee on **Senate Organization**.

Read first time and referred:

Senate Bill 421

Relating to: sales and use tax exemption for energy–efficient products purchased in conjunction with Earth Day.

By Senators Miller, Lassa, Sullivan, Kanavas, Risser, Harsdorf, Breske, Kapanke, Lehman, Darling, Carpenter, Olsen, Hansen, Kedzie, Plale, Wirch, Roessler, Coggs, Robson, A. Lasee, Kreitlow and Schultz; cosponsored by Representatives Strachota, Wood, Sheridan, Kerkman, Black, Seidel, Jeskewitz, Fields, Mason, Musser, Hilgenberg, Mursau,

Hintz, Grigsby, Shilling, Molepske, Berceau, Soletski, Gunderson, Sinicki, Smith, Hebl, Parisi, Hubler and Pocan.

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

Senate Bill 422

Relating to: senate action on nominations to the Natural Resources Board.

By Senators Hansen, Wirch, Sullivan, Lehman, Cowles and Leibham; cosponsored by Representatives Hilgenberg, Soletski, Hraychuck, Black, Sheridan, Hahn, Turner, Albers, Hebl, Boyle, Berceau and Van Akkeren.

To committee on **Ethics Reform and Government Operations**.

Senate Bill 423

Relating to: standards for emergency management programs for public works departments.

By Senators Robson, Taylor, Lassa, Schultz and Hansen; cosponsored by Representatives Ballweg, Benedict, Hahn, Jeskewitz, Turner, Molepske, Sinicki, Berceau and Albers.

To committee on **Small Business, Emergency Preparedness, Workforce Development, Technical Colleges and Consumer Protection**.

Senate Bill 424

Relating to: permitting third–party testers to administer driving skills tests for certain noncommercial motor vehicle drivers.

By Senators Leibham, Harsdorf and Kedzie; cosponsored by Representatives Nerison, J. Fitzgerald, Albers, Ballweg, Gunderson, Hahn, Jeskewitz, Kerkman, LeMahieu, Nass, Nygren, A. Ott, Owens, Strachota, Tauchen, Townsend, Van Roy, Vos, Vukmir, M. Williams and Zipperer.

To committee on **Transportation and Tourism**.

Senate Bill 425

Relating to: a meat processing facility investment income and franchise tax credit, granting rule–making authority, and making an appropriation.

By Senators Vinehout, Harsdorf, Kapanke, Schultz, Lehman, Olsen and Roessler; cosponsored by Representatives A. Ott, Steinbrink, Hahn, Hubler, Kerkman, Jorgensen, Musser, Albers, Townsend, Ballweg, Gunderson, Petrowski, Mursau, Gronemus and M. Williams.

To committee on **Tax Fairness and Family Prosperity**.

Senate Bill 426

Relating to: authorizing a city or village to extend the life of a tax incremental district for one year to benefit housing in the city or village.

By Senators Coggs, Plale and Taylor; cosponsored by Representatives Grigsby, Cullen, Colon, Fields, Kessler, Parisi,

Richards, Sinicki, Toles, Turner, A. Williams, Young, Zepnick and Van Roy.

To committee on **Tax Fairness and Family Prosperity.**

Senate Bill 427

Relating to: collective bargaining rights under the State Employment Labor Relations Act for classified supervisors in the Department of Corrections who perform duties relating to probation, parole, and extended supervision.

By Senators Taylor and Lassa; cosponsored by Representatives Turner, Sinicki, Toles and Berceau.

To committee on **Labor, Elections and Urban Affairs.**

Senate Bill 428

Relating to: reporting deaths, death investigations and other duties of coroners and medical examiners, inquests, disposition of bodies, training and testing requirements for coroners and medical examiners, creating the Board on Medicolegal Investigations, requiring the exercise of rule-making authority, and providing a penalty.

By Senators Lassa, Schultz, A. Lasee, Robson and Hansen; cosponsored by Representatives Vruwink, Gronemus, A. Ott, Sheridan, Molepske, Van Roy, Nelson, F. Lasee, Soletski, Nygren, Hahn, Hixson and Seidel.

To committee on **Public Health, Senior Issues, Long Term Care and Privacy.**

Senate Bill 429

Relating to: allowing a village meeting specified criteria to exceed its retail liquor license quota by issuing one additional retail license.

By Senator Grothman; cosponsored by Representative Gottlieb.

To committee on **Transportation and Tourism.**

**State of Wisconsin
Office of the Governor**

January 28, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DECICCO, JULIA, of Milwaukee, 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, 2011.

Respectfully submitted,

JIM DOYLE

Governor

Read and referred to committee on **Economic Development.**

**State of Wisconsin
Office of the Governor**

January 28, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint GREER, MARTHINA, of Lomira, as a member of the Veterinary Examining Board, to serve for the term ending July 1, 2011.

Respectfully submitted,

JIM DOYLE

Governor

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

**State of Wisconsin
Office of the Governor**

January 28, 2008

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SULLIVAN, KATHLEEN, of Madison, as a member of the Board of Nursing, to serve for the term ending July 1, 2011.

Respectfully submitted,

JIM DOYLE

Governor

Read and referred to committee on **Health, Human Services, Insurance, and Job Creation.**

REPORT OF COMMITTEES

The committee on **Campaign Finance Reform, Rural Issues, and Information Technology** reports and recommends:

Senate Bill 380

Relating to: the sale of renewable motor vehicle fuels, granting rule-making authority, and providing a penalty.

Introduction of Senate Amendment 1.

Ayes, 5 – Senators Kreitlow, Erpenbach, Lassa, Kanavas and Kapanke.

Noes, 0 – None.

Adoption of Senate Amendment 1.

Ayes, 5 – Senators Kreitlow, Erpenbach, Lassa, Kanavas and Kapanke.

Noes, 0 – None.

Introduction of Senate Amendment 2.

Ayes, 5 – Senators Kreitlow, Erpenbach, Lassa, Kanavas and Kapanke.

Noes, 0 – None.

Adoption of Senate Amendment 2.

Ayes, 4 – Senators Kreitlow, Erpenbach, Lassa and Kapanke.

Noes, 1 – Senator Kanavas.

Passage as amended.

Ayes, 4 – Senators Kreitlow, Erpenbach, Lassa and Kapanke.

Noes, 1 – Senator Kanavas.

Senate Bill 381

Relating to: rules requiring that certain buildings be superinsulated.

Passage.

Ayes, 5 – Senators Kreitlow, Erpenbach, Lassa, Kanavas and Kapanke.

Noes, 0 – None.

PAT KREITLOW

Chairperson

The committee on **Judiciary, Corrections, and Housing** reports and recommends:

Senate Bill 350

Relating to: required judicial findings and orders when a child is placed outside the home, termination of parental rights warnings, mandatory child abuse or neglect reporters, the confidentiality of social services records, changing from child caring institution to residential care center for children and youth the term used to describe a facility operated by a licensed

child welfare agency for the care and maintenance of children residing in that facility, changing from day care to child care the term used to describe care and supervision for children for less than 24 hours a day, and renumbering the definition of neglect (suggested as remedial legislation by the Department of Health and Family Services).

Passage.

Ayes, 5 – Senators Taylor, Sullivan, Vinehout, Lazich and Grothman.

Noes, 0 – None.

Senate Bill 403

Relating to: the property tax exemption for low-income housing.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Taylor, Sullivan, Vinehout, Lazich and Grothman.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Taylor, Sullivan, Vinehout, Lazich and Grothman.

Noes, 0 – None.

LENA TAYLOR
Chairperson

The committee on **Senate Organization** reports:

The following bills were referred to the joint committee on Finance, pursuant to Senate Rule [41 \(1\)\(e\)](#):

Senate Bill 76

Relating to: eligibility for and deductible amounts under the prescription drug assistance program for the elderly, providing an exemption from emergency rule procedures, and requiring the exercise of rule-making authority.

Senate Bill 83

Relating to: exempting from taxation unemployment compensation benefits.

Senate Bill 165

Relating to: authorizing the circuit court to order a person who engages in discrimination in employment to pay compensatory and punitive damages and a surcharge, directing the secretary of workforce development to appoint a committee to study wage disparities between men and women and between minority group members and nonminority group members, and making an appropriation.

Senate Bill 289

Relating to: the installation of carbon monoxide detectors in certain buildings, providing an exemption from emergency rule procedures, granting rule-making authority, and providing penalties.

Senate Bill 308

Relating to: the sale of dogs, regulation of certain dog breeders, granting rule-making authority, making an appropriation, and providing a penalty.

Senate Bill 403

Relating to: the property tax exemption for low-income housing.

The following bills were withdrawn from joint committee on **Finance** and made Available for Scheduling, pursuant to Senate Rule [41 \(1\)\(e\)](#):

Senate Bill 165

Relating to: authorizing the circuit court to order a person who engages in discrimination in employment to pay compensatory and punitive damages and a surcharge, directing the secretary of workforce development to appoint a committee to study wage disparities between men and women and between minority group members and nonminority group members, and making an appropriation.

Senate Bill 289

Relating to: the installation of carbon monoxide detectors in certain buildings, providing an exemption from emergency rule procedures, granting rule-making authority, and providing penalties.

Senate Bill 403

Relating to: the property tax exemption for low-income housing.

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of the Governor

January 28, 2008

The Honorable, The Senate:

Please withdraw Eileen Mershart whose nomination to the Marriage and Family Therapy Professional Counseling and Social Work Examining Board is pending in the Senate. Ms. Mershart has resigned from the board.

Respectfully submitted,

JIM DOYLE

Governor

Pursuant to Senate Rule [17 \(5\)](#), Senator Taylor added as a coauthor of **Senate Bill 384**.

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

Senate Clearinghouse Rule 07-071

Relating to child care certification and affecting small businesses.

Submitted by Department of Workforce Development .

Report received from Agency, January 25, 2008.

Referred to committee on **Small Business, Emergency Preparedness, Workforce Development, Technical Colleges and Consumer Protection**, January 29, 2008.

Senate Clearinghouse Rule 07-109

Relating to liquor wholesaler warehouse facilities.

Submitted by Department of Revenue.

Report received from Agency, January 28, 2008.

Referred to committee on **Commerce, Utilities and Rail**, January 29, 2008.

ADJOURNMENT

Assistant Chief Clerk Renk, with unanimous consent, asked that the Senate adjourn until Thursday, January 31, 2008.

Adjourned.

2:16 P.M.