

STATE OF WISCONSIN
Senate Journal
Ninety–Ninth Regular Session

MONDAY, April 6, 2009

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

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated **Wednesday, April 1, 2009**.

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 9
Senate Joint Resolution 17
Senate Joint Resolution 19
Senate Joint Resolution 20
Senate Joint Resolution 21

Report correctly enrolled on 4–1–2009.

DEPOSITED WITH THE SECRETARY OF STATE

The Chief Clerk records:

Senate Joint Resolution 22

Deposited in the office of the Secretary of State on 4–1–2009.

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of the Secretary of State

April 1, 2009

The Honorable, the Legislature:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
Senate Bill 4	Act 3	April 9, 2009

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

REFERRALS AND RECEIPT OF COMMITTEE REPORTS
CONCERNING PROPOSED ADMINISTRATIVE RULES

The committee on **Children and Families and Workforce Development** reports and recommends:

Senate Clearinghouse Rule 09–001

Relating to the adjustment of thresholds for application of prevailing wage rates.

No action taken.

ROBERT JAUCH
Chairperson

The Chief Clerk makes the following entries dated **Friday, April 3, 2009**.

REPORT OF COMMITTEES

The committee on **Small Business, Emergency Preparedness, Technical Colleges, and Consumer Protection** reports and recommends:

DAVIS, STAN, of Sun Prairie, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2009.

Confirmation.

Ayes, 5 – Senators Wirch, Plale, Holperin, Hopper and Lazich.

Noes, 0 – None.

ERICKSON, TERRANCE, of La Crosse, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2011.

Confirmation.

Ayes, 5 – Senators Wirch, Plale, Holperin, Hopper and Lazich.

Noes, 0 – None.

GEENEN, JON, of Kaukauna, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2009.

Confirmation.

Ayes, 5 – Senators Wirch, Plale, Holperin, Hopper and Lazich.

Noes, 0 – None.

NEUFELD, PHILLIP, of Milwaukee, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 5 – Senators Wirch, Plale, Holperin, Hopper and Lazich.

Noes, 0 – None.

ROBERT WIRCH
Chairperson

PETITIONS AND COMMUNICATIONS
State of Wisconsin
Office of Senator Mark Miller

March 12, 2009

The Honorable, the Senate:

As the Senate Co–Chair of the Joint Committee on Finance, I am writing to inform you that I am appointing Senator Jon Erpenbach to the UW Hospital and Clinics Authority Board.

As my designee, I know Senator Erpenbach will serve on your board in the best interest of UW Hospitals and Clinic and the State of Wisconsin.

Please let me know if you have any questions. I look forward to your hearing about your continued success.

Sincerely,
 MARK MILLER

Senator, 16th Senate District

**REFERRALS AND RECEIPT OF COMMITTEE REPORTS
 CONCERNING PROPOSED ADMINISTRATIVE RULES**

The committee on **Small Business, Emergency Preparedness, Technical Colleges, and Consumer Protection** reports and recommends:

Senate Clearinghouse Rule 08–033

Relating to the service award program for volunteer fire fighters, first responders and emergency medical technicians.

No action taken.

ROBERT WIRCH
 Chairperson

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

Read and referred:

Senate Joint Resolution 23

Relating to: the life and military service of Sergeant Daniel James Thompson.

By Senator Olsen; cosponsored by Representative Clark.
 To committee on **Senate Organization**.

Read first time and referred:

Senate Bill 146

Relating to: providing benefits and protections to tribal schools and tribal school pupils and staff similar to those provided to private schools and private school pupils and staff and making an appropriation.

By Joint Legislative Council.
 To committee on **Education**.

Senate Bill 147

Relating to: administration of grant funds under the county–tribal cooperative law enforcement program.

By Joint Legislative Council.
 To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Senate Bill 148

Relating to: liability for actions of tribal law enforcement officers when enforcing state laws.

By Joint Legislative Council.
 To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Senate Bill 149

Relating to: an examination of the juvenile in a proceeding for waiver of juvenile court jurisdiction.

By Joint Legislative Council.
 To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Senate Bill 150

Relating to: the criteria for waiver of adult criminal court jurisdiction over a juvenile and transfer of the case to juvenile court.

By Joint Legislative Council.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Senate Bill 151

Relating to: funding to counties to cover increase in juvenile corrections costs.

By Joint Legislative Council.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Senate Bill 152

Relating to: creating a rebuttable presumption of retaining juvenile court jurisdiction in waiver proceedings involving a first offender.

By Joint Legislative Council.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Senate Bill 153

Relating to: petitions for waiver of juvenile court jurisdiction and the criteria for that waiver.

By Joint Legislative Council.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Senate Bill 154

Relating to: school safety plans, pupil records, and school bullying.

By Joint Legislative Council.

To committee on **Education**.

Senate Bill 155

Relating to: adjusting a school district’s revenue limit for certain school safety expenditures.

By Joint Legislative Council.

To committee on **Education**.

Senate Bill 156

Relating to: eliminating the penalty for participating in an office sports pool.

By Senators Plale and A. Lasee; cosponsored by Representatives Zepnick, Honadel, Berceau, Barca, Pridemore, Townsend, Mursau, Nerison, Ballweg, Kleefisch, Spanbauer, Murtha and Vos.

To committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**.

Senate Bill 157

Relating to: driver education instruction.

By Senators Plale, Lassa, Taylor and Cowles; cosponsored by Representatives Van Roy, Mursau, Stone, Spanbauer, Bies, A. Ott, Petrowski, Brooks and Montgomery.

To committee on **Transportation, Tourism, Forestry, and Natural Resources**.

**REFERRALS AND RECEIPT OF COMMITTEE
 REPORTS CONCERNING PROPOSED
 ADMINISTRATIVE RULES**

Senate Clearinghouse Rule 08–105

Relating to establishing a reimbursement fee to offset the costs of monitoring persons subject to global positioning system tracking or passive positioning system tracking.

Submitted by Department of Corrections.

Report received from Agency, April 3, 2009.

Referred to committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing**, April 6, 2009.

The committee on **Commerce, Utilities, Energy, and Rail** reports and recommends:

Senate Clearinghouse Rule 08–085

Relating to carbon monoxide alarms and affecting small business.

No action taken.

JEFFREY PLALE
Chairperson

The committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue** reports and recommends:

Senate Clearinghouse Rule 08–098

Relating to background checks of individuals who provide personal care services, and affecting small businesses.

No action taken.

JON ERPENBACH
Chairperson

**Motions Under Senate Rule 98 and Joint Rule 7
for the Month of March 2009**

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Sherry L. Ament, on the occasion of being named the New Berlin Chamber of Commerce Business Person of the Year.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Reid Anderson, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Jaclyn Bauer, on the occasion of being a recipient of the Muskego Area Chamber of Commerce 2008 Youth Volunteer Scholarship Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Holperin, for Bill Brandt, on the occasion of his more than 30 years in law enforcement and dedication to the safety of the citizens of Antigo.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Fitzgerald, for Carlin Michael Brien, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Schultz, for George Buringa, on the occasion of his 50 years of dedicated service to the Spring Green Fire Protection District.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Cody Bradford Christian, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Schultz, for Bill Curran, on the occasion of being named Irishman of the Year.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for Ken Duveneck, on the occasion

of his years of service and commitment to the town of Two Creeks.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Mary Eckel, on the occasion of being named the Muskego Area Chamber of Commerce 2008 Ambassador of the Year.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Harsdorf, for the Fristad Lutheran Church, on the occasion of the celebration of its 100th anniversary.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for The Gingerbread House and owner Tracy Bohrer, on the occasion of being the recipient of the Muskego Area Chamber of Commerce 2008 Mayor's Beautification Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Vinehout, for Donald and Beverly Haldeman and Alan and Deborah Ferries, on the occasion of being named 2009 Farm Family of the Year.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Schultz, for Justin Matthew Hanger, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Jeanne Holden, on the occasion of being the recipient of the New Berlin Chamber of Commerce 2008 John Ziino Civic Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Erpenbach, for Michael Ingold, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Ethan Michael Kegley, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Schultz, for Leo Klosterman, on the occasion of his 32 years of dedicated service with the Iowa County Highway Department, including 13 years of leadership as Highway Commissioner.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Schultz, for Larry and Doreen Komarek, owners of Spudnut Shop to the now Papa's Donuts in Richland Center, on the occasion of thanking them for all the memories they have given to the residents of Richland Center.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Harsdorf, for Lucas Jacob Lee, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Muskego Animal Hospital and Doctor Lee Elger, on the occasion of being the recipient of the Muskego Area Chamber of Commerce 2008 Business of the Year Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Jauch, for the Northwest High School Boys Basketball Team, on the occasion of their outstanding season and performance at the WIAA Division 2 State Basketball Tournament.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Christopher O'Brien, on the

occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Kyle Justin Pierce, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Holperin, for Matthew Plank, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lehman, for the Racine Horlick High School Rebels, on the occasion of winning the WIAA Championship Division 1 Title.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Harsdorf, for Steven Ramin, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Harsdorf, for Neil Ranals, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Intrepid Innovations and Aaron Robertson, on the occasion of being the recipient of the Muskego Area Chamber of Commerce 2008 V.I.P. Volunteer in Partnership Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Schultz, for Jim Ruwaldt, on the occasion of his 33 years of service with the United States Fish & Wildlife Service.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Sullivan, for Jacob J. Schmidt, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for InnoTech Incorporated and Jim Schram, on the occasion of being the recipient of the Muskego Area Chamber of Commerce 2008 V.I.P. Volunteer in Partnership Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Schultz, for Pearl Jeanette Soper, on the occasion of the celebration of her 90th Birthday shared with family and friends.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Ryan Spies, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lehman, for St. Catherine's High School Basketball team, on the occasion of winning the WIAA Championship Division 3 Title.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Schultz, for John Strause, on the occasion of his three decades of dedicated service as the Chief of Police for the Shullsburg Police Department.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Schultz, for Charlene Ann Terry, on the occasion of being named the 2009 Irish Rose.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for Glenn K. Teske, on the occasion of being selected as the Kewaunee Rotary Club 2009 Person of the Year.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Risser, for the UW Women's Hockey Team, on the occasion of winning the 2009 NCAA Division 1 Women's Ice Hockey Championship.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for Curtis Veit, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Mitch Warner, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Mark Wilcox, on the occasion of being named the 2008 Muskego Area Chamber of Commerce Rookie of the Year.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Harsdorf, for Jonathon Willert, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Wilson Elementary School, on the occasion of being named a 2008 United States Department of Education No Child Left Behind—Blue Ribbon School.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Erpenbach, for Stewart Jacob Wyss, on the occasion of earning and attaining the rank of the Eagle Scout Award.