

# STATE OF WISCONSIN

# Senate Journal

## Ninety–Ninth Regular Session

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WEDNESDAY, March 3, 2010

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

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### CHIEF CLERK'S ENTRIES

#### AMENDMENTS OFFERED

Senate amendment 2 to **Senate Bill 483** offered by Senator Lazich.

Senate amendment 1 to **Senate Bill 483** offered by Senator Lazich.

Senate amendment 2 to **Senate Bill 540** offered by Senator Wirch.

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### REPORT OF COMMITTEES

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

#### **Senate Bill 452**

Relating to: a sales and use tax exemption for food sold by child welfare facilities.

Adoption of Senate Amendment 1.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.

Noes, 0 – None.

Passage as amended.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.

Noes, 0 – None.

#### **Senate Bill 483**

Relating to: prohibiting health insurance policies and self-insured health plans from excluding coverage for injuries based on the use of alcohol or controlled substances.

Passage.

Ayes, 4 – Senators Erpenbach, Carpenter, Robson and Lassa.

Noes, 3 – Senators Lazich, Kanavas and Darling.

#### **Senate Bill 502**

Relating to: exempting wellness programs from unfair trade or marketing practices.

Passage.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.

Noes, 0 – None.

*JON ERPENBACH*  
Chairperson

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The committee on **Labor, Elections and Urban Affairs** reports and recommends:

GLASER, ROBERT, of Johnson Creek, as a member of the Labor and Industry Review Commission, to serve for the term ending March 1, 2015.

Confirmation.

Ayes, 5 – Senators Coggs, Wirch, Lehman, A. Lasee and Grothman.

Noes, 0 – None.

#### **Senate Bill 423**

Relating to: library boards of public libraries established in a first class city.

Passage.

Ayes, 5 – Senators Coggs, Wirch, Lehman, A. Lasee and Grothman.

Noes, 0 – None.

*SPENCER COGGS*  
Chairperson

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The committee on **Senate Organization** reports:

Referred to the joint committee on **Finance**, pursuant to Senate Rule 41 (1)(e):

#### **Senate Bill 407**

Referred to, and withdrawn from, the joint committee on **Finance** and made available for scheduling, pursuant to Senate Rule 41 (1)(e):

#### **Senate Bill 291**

#### **Senate Bill 399**

#### **Senate Bill 452**

Placed the following proposals on the Senate Calendar of Thursday, March 4, 2010:

#### **Senate Bill 250**

#### **Senate Bill 286**

#### **Senate Bill 291**

#### **Senate Bill 399**

#### **Senate Bill 414**

#### **Senate Bill 452**

#### **Senate Bill 483**

#### **Senate Bill 527**

#### **Assembly Joint Resolution 14**

#### **Assembly Joint Resolution 79**

#### **Assembly Joint Resolution 92**

#### **Assembly Bill 139**

#### **Assembly Bill 159**

**Assembly Bill 455**

Ayes: 5 – Senators Decker, Risser, Hansen, Fitzgerald and Grothman.  
Noes: 0 – None.

*RUSS DECKER*  
Chairperson

**PETITIONS AND COMMUNICATIONS**

**State of Wisconsin  
Office of the Governor**

March 3, 2010

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 308	Act 140	March 3, 2010
Senate Bill 455	Act 142	March 3, 2010
Senate Bill 292	Act 143	March 3, 2010
Senate Bill 293	Act 144	March 3, 2010
Senate Bill 271	Act 145	March 3, 2010

Respectfully Submitted,  
*JIM DOYLE*  
Governor

**State of Wisconsin  
Office of the Senate President**

March 3, 2010

The Honorable, the Senate:

Pursuant to Senate Rule 46 (2)(c), I am writing to inform you that I have directed the following proposal(s) to be withdrawn from committee and rereferred. I have obtained the consent of the appropriate standing committee chairperson and the chairperson of the committee on Senate Organization.

**Senate Bill 477**, relating to treatment of abandoned employee retirement accounts under a retirement system of a 1st class city, withdrawn from joint survey committee on Retirement Systems and rereferred to committee on Senate Organization.

Sincerely,  
*FRED A. RISSER*  
Senate President

**State of Wisconsin  
Department of Public Instruction**

February 26, 2010

The Honorable, The Senate:

The annual report on the status of the Preschool-to-Grade-Five(P-5) Program has been submitted to the Joint Committee on Finance and is submitted to you for referral to the appropriate standing committees pursuant to s. 115.45 (6) (b) and (c), Wis. Stats.

All P-5 school district evaluation reports for 2008-09 are contained herein, reporting on the academic progress for all schools funded by the p-5 program. If you have any questions, please contact my office or Kevin Ingram, Director, Wisconsin

Educational Opportunity Programs and Office of Urban Education at (414) 227-4413, or [kevin.ingram@dpi.wi.gov](mailto:kevin.ingram@dpi.wi.gov).

Sincerely,  
*TONY EVERS, PHD*  
State Superintendent

Referred to joint committee on **Finance**.  
Referred to committee on **Education**.

**State of Wisconsin  
Government Accountability Board**

March 3, 2010

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2009-2010 session of the legislature, visit the Government Accountability Board's web site at: <http://ethics.state.wi.us/>.

Millard, Colin      Iron Workers Local Union #8

Also available from the Wisconsin Government Accountability Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,  
*KEVIN KENNEDY*  
Director and General Counsel

**ADVICE AND CONSENT OF THE SENATE**

**State of Wisconsin  
Office of the Governor**

March 2, 2010

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint POLACEK, RONALD, of Prairie du Sac, as a member of the Auctioneer Board, to serve for the term ending May 1, 2013.

Respectfully Submitted,  
*JIM DOYLE*  
Governor

Read and referred to committee on **Labor, Elections and Urban Affairs**.

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

The committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue** reports and recommends: **Senate Clearinghouse Rule 09-076**

Relating to medicare supplement and replacement guarantee issue eligibility and affecting small business.

No action taken.

*JON ERPENBACH*  
Chairperson