

STATE OF WISCONSIN

Senate Journal

Ninety–Ninth Regular Session

WEDNESDAY, March 24, 2010

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 524** offered by Senator Sullivan.

Senate amendment 1 to **Senate Bill 609** offered by Senator Holperin.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 641

Relating to: collection of deoxyribonucleic acid samples and requiring the exercise of rule–making authority.

By Senators Coggs, Hansen, Carpenter, Cowles, Lehman, Darling and Risser; cosponsored by Representatives Barca, Parisi, Young, Berceau, Pope–Roberts, Cullen, Fields, Vruwink, Turner, Bies, A. Ott, Staskunas, Schneider and A. Williams.

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

Senate Bill 642

Relating to: the period for which a person who has been convicted, sanctioned, or adjudicated delinquent for committing certain serious crimes is prohibited from being licensed, certified, or contracted with to provide child care, from being employed or contracted as a caregiver of a child care provider, or from being permitted to reside at a premises where child care is provided, permitting a person who is not permanently barred from residing at such a premises to demonstrate that he or she is not a threat to the safety of the children receiving care at the premises, and granting rule–making authority.

By Senators Vinehout and Taylor; cosponsored by Representatives Grigsby, Kessler, A. Williams and Fields.

To committee on **Children and Families and Workforce Development.**

REPORT OF COMMITTEES

The committee on **Economic Development** reports and recommends:

Assembly Bill 271

Relating to: professional land surveyors, the practice of professional land surveying, surveying land abutting navigable waters, and granting rule–making authority.

Adoption of Senate Amendment 1.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

Concurrence as amended.

Ayes, 5 – Senators Lassa, Lehman, Vinehout, Kreitlow and Kanavas.

Noes, 2 – Senators Darling and Leibham.

FEDDERLY, DANIEL, of Boyceville, 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, 2013.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

HOOK, STEVEN, 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, 2014.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

MICKOWSKI, JAMES, of Stoughton, 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, 2014.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

STYCZINSKI, ROSHEEN, 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, 2013.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.

Noes, 0 – None.

TREDINNICK, KIM, of De Forest, as a member of the Accounting Examining Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.
Noes, 0 – None.

WOZNIAK, MARION, of Edgerton, as a member of the Accounting Examining Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Lassa, Lehman, Vinehout, Kreitlow, Kanavas, Darling and Leibham.
Noes, 0 – None.

JULIE LASSA
Chairperson

The committee on **Environment** reports and recommends:

Assembly Bill 372

Relating to: the disposal of solid waste from a household on the property where it is generated.

Concurrence.

Ayes, 3 – Senators Miller, Jauch and Wirch.
Noes, 2 – Senators Kedzie and Olsen.

Assembly Bill 670

Relating to: requiring sellers of residential real property to disclose whether the property is subject to a shoreland zoning mitigation plan.

Concurrence.

Ayes, 5 – Senators Miller, Jauch, Wirch, Kedzie and Olsen.
Noes, 0 – None.

MARK MILLER
Chairperson

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

AXTELL, ROGER, of Janesville, as a member of the UW Hospitals and Clinics Authority and Board, to serve for the term ending July 1, 2015.

Confirmation.

Ayes, 4 – Senators Erpenbach, Carpenter, Robson and Lassa.
Noes, 3 – Senators Lazich, Kanavas and Darling.

BERG, MELANIE, of Hudson, as a member of the Podiatrists Affiliated Credentialing Board, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

BOGOST, GREGG, of Milwaukee, as a member of the Radiography Examining Board, to serve for the term ending May 1, 2011.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

CONTA, DENNIS, of Milwaukee, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2013

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

COPPENS, KAY, of West Bend, as a member of the Board of Nursing, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

FLAHERTY, KEVIN, of Milwaukee, as a member of the Wisconsin Health and Educational Facilities Authority, to serve for the term ending July 1, 2017.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

GENEREAUX, JUDE, of Ellison Bay, as a member of the Medical Examining Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

GRANT, KELLEY, of Sturtevant, as a member of the Radiography Examining Board, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

GREENFIELD, ED, of Green Bay, as a member of the Cemetery Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

KACHELSKI, JOSEPH, of Fitchburg, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

KOLVE, SUSAN, of La Crosse, as a member of the Barbering and Cosmetology Examining Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

LEHMAN, MARY, of Appleton, as a member of the Cemetery Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

LEMEROND, JAMES, of Cleveland, as a member of the Radiography Examining Board, to serve for the term ending May 1, 2014.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

LINHART, SANDRA, of La Crosse, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

NELSON, JULIA, of Boscobel, as a member of the Board of Nursing, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

NESBIT, JAMES, of Phillips, as a member of the Athletic Trainers Affiliated Credentialing Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

RITCHIE, KIRK, of Rhinelander, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 2013.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

ROBLEE, PATRICIA, of Oshkosh, as a member of the Dietitians Affiliated Credentialing Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

SANSON, SUSAN, of Greenfield, as a member of the Radiography Examining Board, to serve for the term ending May 1, 2012.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

STEBBINS, ANNETTE, of Madison, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

VIDAILLET, HUMBERTO, of Marshfield, as a member of the UW Hospitals and Clinics Authority and Board, to serve for the term ending July 1, 2015.

Confirmation.

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

Noes, 0 – None.

WEBER, GREGORY, of Milwaukee, as a member of the Pharmacy Examining Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

ZANONI, LARRY, of Middleton, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

Senate Bill 520

Relating to: requiring municipalities to pay health insurance premiums for survivors of a fire fighter who dies, or has died, in the line of duty.

Passage.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

Senate Bill 535

Relating to: licensing anesthesiologist assistants and creating the Council on Anesthesiologist Assistants and granting rule-making authority.

Adoption of Senate Amendment 1.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

Adoption of Senate Amendment 2.

Ayes, 7 – Senators Erpenbach, Carpenter, Robson, Lassa, Lazich, Kanavas and Darling.
Noes, 0 – None.

Passage as amended.

Ayes, 6 – Senators Erpenbach, Carpenter, Robson, Lassa, Kanavas and Darling.
Noes, 1 – Senator Lazich.

JON ERPENBACH
Chairperson

The committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing** reports and recommends:

Assembly Bill 514

Relating to: time limitations for commencing prosecution of crimes.

Concurrence.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.
Noes, 0 – None.

Assembly Bill 529

Relating to: violations of the Wisconsin Uniform Securities Law and providing a penalty.

Concurrence.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

Assembly Bill 704

Relating to: uniform power of attorney for finances and property.

Concurrence.

Ayes, 4 – Senators Taylor, Sullivan, Erpenbach and Hopper.
Noes, 1 – Senator Grothman.

CARRILLO, JOSE, of Janesville, as a member of the Prison Industries Board, to serve for the term ending May 1, 2014.

Confirmation.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

DUNKIN, REGINA, of Beloit, as a member of the Public Defender Board, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

PEREZ, JOSE, of Milwaukee, as a member of the Real Estate Appraisers Board, to serve for the term ending May 1, 2011.

Confirmation.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

THORN, ELLEN, of Sparta, as a member of the Public Defender Board, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

Senate Bill 573

Relating to: public access to certain shared law enforcement records.

Passage.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

Senate Bill 605

Relating to: allowing required condominium disclosures to be made electronically.

Passage.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

Senate Bill 617

Relating to: creating a privilege for communications to veteran mentors.

Passage.

Ayes, 5 – Senators Taylor, Sullivan, Erpenbach, Grothman and Hopper.

Noes, 0 – None.

LENA TAYLOR
Chairperson

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator Erpenbach added as a coauthor of **Senate Bill 640**.

Pursuant to Senate Rule 17 (5), Representative Grigsby added as a cosponsor of **Senate Bill 641**.

**State of Wisconsin
Department of Transportation**

March 23, 2010

The Honorable, The Legislature:

This weight report for Senate Bill 531 is required under s. 13.096. The Department hereby submits this weight report for distribution under s. 13.172 of the statutes.

Sincerely,

MARK WOLTMANN

Department of Transportation

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

March 15, 2010

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ANDERSON, REBECCA, of Milwaukee, as a member of the Psychology Examining Board, to serve for the term ending July 1, 2014.

Respectfully Submitted,

JIM DOYLE

Governor

Read and referred to committee on **Health, Health Insurance, Privacy, Property Tax Relief, and Revenue**.

**State of Wisconsin
Office of the Governor**

March 24, 2010

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BRADBURY, KENNETH, of Madison, as a member of the Examining Board of Professional Geologists, Hydrologists and Soil Scientists, to serve for the term ending July 1, 2013.

Respectfully Submitted,

JIM DOYLE

Governor

Read and referred to committee on **Transportation, Tourism, Forestry, and Natural Resources**.

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

The committee on **Environment** reports and recommends:

Senate Clearinghouse Rule 07–111

Relating to thermal standards for Wisconsin surface waters.

No action taken.

MARK MILLER
Chairperson

The committee on **Veterans and Military Affairs, Biotechnology, and Financial Institutions** reports and recommends:

Senate Clearinghouse Rule 09-047

Relating to legal counsel advising the boards that are attached to the department while a board considers a final decision pertaining to an appeal.

No action taken.

Senate Clearinghouse Rule 09-048

Relating to the agent for service of process upon the boards that are attached to the department.

No action taken.

Senate Clearinghouse Rule 09-057

Relating to technical and minor substantive changes in existing ETF administrative rules.

No action taken.

JIM SULLIVAN
Chairperson