

STATE OF WISCONSIN

Senate Journal

Ninety–Ninth Regular Session

WEDNESDAY, April 7, 2010

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate amendment 1 to **Assembly Bill 767** offered by Senator Wirch.

Senate amendment 2 to **Senate Bill 172** offered by Senator Holperin.

Senate amendment 2 to **Senate Bill 302** offered by Senator Hansen.

Senate substitute amendment 1 to **Senate Bill 519** offered by Senator Hansen.

Senate amendment 1 to **Senate Bill 614** offered by Senator Hansen.

Senate amendment 1 to **Senate Bill 638** offered by Senator Wirch.

Senate amendment 1 to **Senate Bill 661** offered by Senator Wirch.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 670

Relating to: disposal of decedent's property.

By Senator Taylor; cosponsored by Representative Turner.

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

Senate Bill 671

Relating to: adding a member to the council on veterans programs.

By Senator Coggs; cosponsored by Representative Sinicki.

To committee on **Veterans and Military Affairs, Biotechnology, and Financial Institutions.**

Senate Bill 672

Relating to: compliance by employers with certain laws whose enforcement depends on the proper classification of persons as employees or nonemployees and providing penalties.

By Senators Wirch, Coggs, Hansen and Lehman; cosponsored by Representatives Parisi, Sinicki and Van Akkeren.

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

Senate Bill 673

Relating to: nullifying certain arbitration agreements between a resident and a nursing home or similar care facility.

By Senator Taylor; cosponsored by Representative Barca.

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

Senate Bill 674

Relating to: the age at which a person who is alleged to have violated a civil law or municipal ordinance is subject to circuit court or municipal court jurisdiction rather than to juvenile court jurisdiction and prohibiting a juvenile who has committed a civil law or municipal ordinance violation from being placed in a juvenile detention facility.

By Senator Taylor.

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

REPORT OF COMMITTEES

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

Assembly Bill 314

Relating to: pesticide use by railroads, granting rule–making authority, and making an appropriation.

Adoption of Senate Amendment 1.

Ayes, 7 – Senators Plale, Wirch, Erpenbach, Kreitlow, Cowles, Harsdorf and Kedzie.

Noes, 0 – None.

Concurrence as amended.

Ayes, 7 – Senators Plale, Wirch, Erpenbach, Kreitlow, Cowles, Harsdorf and Kedzie.

Noes, 0 – None.

Senate Bill 273

Relating to: creation of renewable resource credits by electric providers and granting rule–making authority.

Passage.

Ayes, 7 – Senators Plale, Wirch, Erpenbach, Kreitlow, Cowles, Harsdorf and Kedzie.

Noes, 0 – None.

Senate Bill 314

Relating to: traditional neighborhood development ordinances, mixed–use zoning, and the state housing strategy plan.

Passage.

Ayes, 7 – Senators Plale, Wirch, Erpenbach, Kreitlow, Cowles, Harsdorf and Kedzie.

Noes, 0 – None.

Senate Bill 393

Relating to: restoring the Minority Business Development Board and the Minority Business Grant and Loan Program.

Passage.

Ayes, 6 – Senators Plale, Wirch, Erpenbach, Kreitlow, Cowles and Harsdorf.

Noes, 1 – Senator Kedzie.

Senate Bill 615

Relating to: exemption for interstate natural gas companies from certain requirements regarding real estate transactions and court actions, creation and powers of municipal electric companies, and exemption from certificate of public convenience and necessity for certain electric transmission line projects.

Adoption of Senate Amendment 1.

Ayes, 7 – Senators Plale, Wirch, Erpenbach, Kreitlow, Cowles, Harsdorf and Kedzie.

Noes, 0 – None.

Passage as amended.

Ayes, 7 – Senators Plale, Wirch, Erpenbach, Kreitlow, Cowles, Harsdorf and Kedzie.

Noes, 0 – None.

JEFFREY PLALE
Chairperson

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

Senate Bill 25

Relating to: the use of race-based names, nicknames, logos, and mascots by school boards, requiring the exercise of rule-making authority, and providing a penalty.

Introduction and adoption of Senate Substitute Amendment 3.

Ayes, 5 – Senators Lehman, Jauch, Erpenbach, Hansen and Grothman.

Noes, 2 – Senators Olsen and Hopper.

Passage as amended.

Ayes, 4 – Senators Lehman, Jauch, Erpenbach and Hansen.

Noes, 3 – Senators Olsen, Grothman and Hopper.

JOHN LEHMAN
Chairperson

The committee on **Ethics Reform and Government Operations** reports and recommends:

Assembly Bill 633

Relating to: using county jail funds for costs related to providing educational and medical services to county jail inmates.

Concurrence.

Ayes, 5 – Senators Risser, Robson, Kreitlow, Ellis and A. Lasee.

Noes, 0 – None.

Assembly Bill 650

Relating to: person under age 18 playing bingo.

Concurrence.

Ayes, 5 – Senators Risser, Robson, Kreitlow, Ellis and A. Lasee.

Noes, 0 – None.

Assembly Bill 698

Relating to: an addition to the 2009–11 Authorized State Building Program.

Concurrence.

Ayes, 4 – Senators Risser, Robson, Kreitlow and Ellis.

Noes, 1 – Senator A. Lasee.

Assembly Bill 713

Relating to: mutual assistance between tribal and county or municipal law enforcement agencies.

Concurrence.

Ayes, 5 – Senators Risser, Robson, Kreitlow, Ellis and A. Lasee.

Noes, 0 – None.

Assembly Bill 720

Relating to: repealing, consolidating, renumbering, amending, and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references, eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions, reconciling conflicts, and repelling unintended repeals (Correction Bill).

Concurrence.

Ayes, 5 – Senators Risser, Robson, Kreitlow, Ellis and A. Lasee.

Noes, 0 – None.

Senate Bill 426

Relating to: the format and fees for obtaining copies of public records.

Adoption of Senate Amendment 1.

Ayes, 4 – Senators Risser, Robson, Kreitlow and A. Lasee.

Noes, 1 – Senator Ellis.

Passage as amended.

Ayes, 4 – Senators Risser, Robson, Kreitlow and A. Lasee.

Noes, 1 – Senator Ellis.

Senate Bill 552

Relating to: consideration for the purpose of gambling.

Passage.

Ayes, 5 – Senators Risser, Robson, Kreitlow, Ellis and A. Lasee.

Noes, 0 – None.

Senate Bill 565

Relating to: parking on the streets adjacent to the state capitol park.

Passage.

Ayes, 5 – Senators Risser, Robson, Kreitlow, Ellis and A. Lasee.

Noes, 0 – None.

Senate Bill 601

Relating to: comprehensive planning.

Passage.

Ayes, 5 – Senators Risser, Robson, Kreitlow, Ellis and A. Lasee.

Noes, 0 – None.

FRED RISSER
Chairperson

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

Assembly Bill 767

Relating to: changes to the membership of the Small Business Regulatory Review Board, notification to the Small Business Regulatory Review Board of bills with an economic impact on small businesses, and the role of the Office of the Small Business Advocate in the Department of Commerce.

Adoption of Senate Amendment 1.

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

Noes, 0 – None.

Concurrence as amended.

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

Noes, 0 – None.

PAUL, EDWARD, of Neenah, 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.

Senate Bill 621

Relating to: tax benefits for hiring new employees and granting rule-making authority.

Adoption of Senate Amendment 1.

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

Noes, 0 – None.

Passage as amended.

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

Noes, 0 – None.

Senate Bill 638

Relating to: accessible instructional materials for students with disabilities enrolled in the University of Wisconsin System or the Technical College System.

Adoption of Senate Amendment 1.

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

Noes, 0 – None.

Passage as amended.

Ayes, 3 – Senators Wirch, Plale and Holperin.

Noes, 2 – Senators Hopper and Lazich.

ROBERT WIRCH
Chairperson

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

Assembly Bill 658

Relating to: qualifications of mortgage loan originators.

Concurrence.

Ayes, 3 – Senators Sullivan, Coggs and Carpenter.

Noes, 1 – Senator Leibham.

ALTEPETER, CARLA, of Oshkosh, as a member of the Credit Union Review Board, to serve for the term ending May 1, 2015.

Confirmation.

Ayes, 4 – Senators Sullivan, Coggs, Carpenter and Leibham.

Noes, 0 – None.

HANSON, GAIL, of Madison, as a member of the Deferred Compensation Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 4 – Senators Sullivan, Coggs, Carpenter and Leibham.

Noes, 0 – None.

TENUTA, RALPH, of Kenosha, as a member of the Banking Review Board, to serve for the term ending May 1, 2015.

Confirmation.

Ayes, 4 – Senators Sullivan, Coggs, Carpenter and Leibham.

Noes, 0 – None.

Senate Bill 530

Relating to: regulating consumer small loans, limiting the areas in which a payday lender may operate, granting rule-making authority, and providing a penalty.

Adoption of Senate Substitute Amendment 1.

Ayes, 4 – Senators Sullivan, Coggs, Carpenter and Leibham.

Noes, 0 – None.

Passage as amended.

Ayes, 3 – Senators Sullivan, Coggs and Carpenter.

Noes, 1 – Senator Leibham.

Senate Bill 578

Relating to: adding a member to the council on veterans programs.

Passage.

Ayes, 4 – Senators Sullivan, Coggs, Carpenter and Leibham.

Noes, 0 – None.

Senate Bill 581

Relating to: prohibiting social security numbers on instruments under the corporate registration system and on records under Article 9 of the Uniform Commercial Code.

Passage.

Ayes, 4 – Senators Sullivan, Coggs, Carpenter and Leibham.

Noes, 0 – None.

Senate Bill 587

Relating to: commercial real estate liens and recording a correction instrument and a lis pendens.

Adoption of Senate Amendment 1.

Ayes, 4 – Senators Sullivan, Coggs, Carpenter and Leibham.

Noes, 0 – None.

Passage as amended.

Ayes, 4 – Senators Sullivan, Coggs, Carpenter and Leibham.

Noes, 0 – None.

JIM SULLIVAN
Chairperson

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

Senate Clearinghouse Rule 10–019

Relating to the administration of collective bargaining laws.
Submitted by Employment Relations Commission.
Report received from Agency, April 6, 2010.
Referred to committee on **Labor, Elections and Urban
Affairs**, April 7, 2010.

The committee on **Transportation, Tourism, Forestry,
and Natural Resources** reports and recommends:

Senate Clearinghouse Rule 09–024

Relating to hunting, trapping and wildlife rehabilitation.

No action taken.

Senate Clearinghouse Rule 09–053

Relating to deer management unit population goals.

No action taken.

Senate Clearinghouse Rule 09–113

Relating to electronic recording and release of liens by
non–individual creditors.

No action taken.

JIM HOLPERIN
Chairperson