



# STATE OF WISCONSIN

# Senate Journal

## September 2011 Special Session

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2:00 P.M.

TUESDAY, October 11, 2011

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The Senate met.

The Senate was called to order by Senator Vukmir.

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

### CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated **Monday, October 10, 2011.**

#### REPORT OF COMMITTEES

The committee on **Senate Organization** reports and recommends:

##### **Senate Bill 1, September 2011 Special Session**

Relating to: authorizing the creation of a multijurisdictional tax incremental financing district.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

##### **Senate Bill 2, September 2011 Special Session**

Relating to: small business loan guarantees by the Wisconsin Housing and Economic Development Authority.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

##### **Senate Bill 3, September 2011 Special Session**

Relating to: the film production services tax credit application fee.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

##### **Senate Bill 4, September 2011 Special Session**

Relating to: advanced manufacturing skills grants for technical colleges.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

##### **Senate Bill 5, September 2011 Special Session**

Relating to: an income and franchise tax credit for workplace wellness programs, granting rule-making authority, and requiring the exercise of rule-making authority.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

##### **Senate Bill 6, September 2011 Special Session**

Relating to: adopting federal law as it relates to excluding from an employee's income certain payments from an employer related to medical care.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

##### **Senate Bill 7, September 2011 Special Session**

Relating to: seasonal weight limitations for certain vehicles transporting agricultural crops.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

##### **Senate Bill 8, September 2011 Special Session**

Relating to: the maximum permissible length of vehicles carrying poles, pipe, girders, and similar materials on highways.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

##### **Senate Bill 9, September 2011 Special Session**

Relating to: the maximum permissible length of single vehicles operated on a highway without an overlength permit.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

##### **Senate Bill 10, September 2011 Special Session**

Relating to: permits for overweight vehicles or vehicle combinations transporting sealed containers or vehicles in international trade.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

##### **Senate Bill 11, September 2011 Special Session**

Relating to: annual or consecutive month permits for certain overweight vehicles or vehicle combinations transporting agricultural products.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

**Senate Bill 12, September 2011 Special Session**

Relating to: factors for determining the reasonableness of attorney fees.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

**Senate Bill 13, September 2011 Special Session**

Relating to: providing immunity from liability to drug and device manufacturers and sellers under certain circumstances.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

**Senate Bill 14, September 2011 Special Session**

Relating to: interest rates on judgments in certain civil actions.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

**Senate Bill 15, September 2011 Special Session**

Relating to: allowing refunds for the early stage seed and angel investment tax credits and making an appropriation.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

**Senate Bill 16, September 2011 Special Session**

Relating to: entrepreneurial tax credit access grants.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

**Senate Bill 17, September 2011 Special Session**

Relating to: an income and franchise tax credit for investments in a community development financial institution.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

**Senate Bill 18, September 2011 Special Session**

Relating to: authorizing a school board to grant a vocational high school diploma.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

**Senate Bill 19, September 2011 Special Session**

Relating to: exempting from income taxation certain employer-paid fringe benefits for mass transit expenses.

Introduction.

Ayes, 5 – Senators S. Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes, 0 – None.

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

Read first time and referred:

**Senate Bill 1, September 2011 Special Session**

Relating to: authorizing the creation of a multijurisdictional tax incremental financing district.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Cowles, and Representative Weininger.

To committee on **Economic Development and Veterans and Military Affairs**.

**Senate Bill 2, September 2011 Special Session**

Relating to: small business loan guarantees by the Wisconsin Housing and Economic Development Authority.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Leibham, and Representatives Petryk, Bernier, and Larson.

To committee on **Economic Development and Veterans and Military Affairs**.

**Senate Bill 3, September 2011 Special Session**

Relating to: the film production services tax credit application fee.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Schultz, and Representatives Marklein and Krug.

To committee on **Workforce Development, Small Business, and Tourism**.

**Senate Bill 4, September 2011 Special Session**

Relating to: advanced manufacturing skills grants for technical colleges.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Lassa, and Representative Ripp.

To committee on **Agriculture, Forestry, and Higher Education**.

**Senate Bill 5, September 2011 Special Session**

Relating to: an income and franchise tax credit for workplace wellness programs, granting rule-making authority, and requiring the exercise of rule-making authority.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Moulton, and Representative Murtha.

To committee on **Economic Development and Veterans and Military Affairs**.

**Senate Bill 6, September 2011 Special Session**

Relating to: adopting federal law as it relates to excluding from an employee's income certain payments from an employer related to medical care.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Wanggaard, and Representative Strachota.

To joint survey committee on **Tax Exemptions**.

**Senate Bill 7, September 2011 Special Session**

Relating to: seasonal weight limitations for certain vehicles transporting agricultural crops.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Lazich, and Representative Petrowski.

To committee on **Transportation and Elections**.

**Senate Bill 8, September 2011 Special Session**

Relating to: the maximum permissible length of vehicles carrying poles, pipe, girders, and similar materials on highways.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Lazich, and Representative Petrowski.

To committee on **Transportation and Elections**.

**Senate Bill 9, September 2011 Special Session**

Relating to: the maximum permissible length of single vehicles operated on a highway without an overlength permit.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Lazich, and Representative Petrowski.

To committee on **Transportation and Elections**.

**Senate Bill 10, September 2011 Special Session**

Relating to: permits for overweight vehicles or vehicle combinations transporting sealed containers or vehicles in international trade.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Lazich, and Representative Petrowski.

To committee on **Transportation and Elections**.

**Senate Bill 11, September 2011 Special Session**

Relating to: annual or consecutive month permits for certain overweight vehicles or vehicle combinations transporting agricultural products.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Lazich, and Representative Petrowski.

To committee on **Transportation and Elections**.

**Senate Bill 12, September 2011 Special Session**

Relating to: factors for determining the reasonableness of attorney fees.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Zipperer, and Representative Vos.

To committee on **Judiciary, Utilities, Commerce, and Government Operations**.

**Senate Bill 13, September 2011 Special Session**

Relating to: providing immunity from liability to drug and device manufacturers and sellers under certain circumstances.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Zipperer, and Representative Kooyenga.

To committee on **Judiciary, Utilities, Commerce, and Government Operations**.

**Senate Bill 14, September 2011 Special Session**

Relating to: interest rates on judgments in certain civil actions.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Zipperer, and Representative Farrow.

To committee on **Judiciary, Utilities, Commerce, and Government Operations**.

**Senate Bill 15, September 2011 Special Session**

Relating to: allowing refunds for the early stage seed and angel investment tax credits and making an appropriation.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Lassa, and Representative Barca.

To committee on **Public Health, Human Services, and Revenue**.

**Senate Bill 16, September 2011 Special Session**

Relating to: entrepreneurial tax credit access grants.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Lassa, and Representative Clark.

To committee on **Economic Development and Veterans and Military Affairs**.

**Senate Bill 17, September 2011 Special Session**

Relating to: an income and franchise tax credit for investments in a community development financial institution.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Lassa, and Representatives Molepske and Williams.

To committee on **Economic Development and Veterans and Military Affairs**.

**Senate Bill 18, September 2011 Special Session**

Relating to: authorizing a school board to grant a vocational high school diploma.

By committee on Senate Organization, by request of Governor Scott Walker and Representative Radcliffe.

To committee on **Education**.

**Senate Bill 19, September 2011 Special Session**

Relating to: exempting from income taxation certain employer-paid fringe benefits for mass transit expenses.

By committee on Senate Organization, by request of Governor Scott Walker, Senator Taylor, and Representative Toles.

To joint survey committee on **Tax Exemptions**.

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**PETITIONS AND COMMUNICATIONS**

Pursuant to Senate Rule 17 (5), Senator Cowles added as a coauthor of **Senate Bill 1, September 2011 Special Session**.

Pursuant to Senate Rule 17 (5), Representative Weininger added as a cosponsor of **Senate Bill 1, September 2011 Special Session**.

Pursuant to Senate Rule 17 (5), Senator Leibham added as a coauthor of **Senate Bill 2, September 2011 Special Session**.

Pursuant to Senate Rule 17 (5), Representatives Petryk, Bernier and T. Larson added as a cosponsors of **Senate Bill 2, September 2011 Special Session**.

Pursuant to Senate Rule 17 (5), Senator Schultz added as a coauthor of **Senate Bill 3, September 2011 Special Session**.

Pursuant to Senate Rule 17 (5), Representatives Marklein and Krug added as a cosponsors of **Senate Bill 3, September 2011 Special Session**.

Pursuant to Senate Rule 17 (5), Senator Lassa added as a coauthor of **Senate Bill 4, September 2011 Special Session**.

Pursuant to Senate Rule 17 (5), Representative Ripp added as a cosponsor of **Senate Bill 4, September 2011 Special Session**.

Pursuant to Senate Rule 17 (5), Senators Moulton and Lassa added as a coauthor of **Senate Bill 5, September 2011 Special Session**.

Pursuant to Senate Rule 17 (5), Representative Murtha added as a cosponsor of **Senate Bill 5, September 2011 Special Session**.

Pursuant to Senate Rule 17 (5), Senators Wanggaard, Leibham, Olsen, Holperin and Lasee added as a coauthor of **Senate Bill 6, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representatives Kaufert, Doyle, LeMahieu, Spanbauer, Endsley, Kerkman, Molepske Jr, A. Ott and Strachota added as a cosponsors of **Senate Bill 6, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senator Lazich added as a coauthor of **Senate Bill 7, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representative Petrowski added as a cosponsor of **Senate Bill 7, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senator Lazich added as a coauthor of **Senate Bill 8, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representative Petrowski added as a cosponsor of **Senate Bill 8, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senator Lazich added as a coauthor of **Senate Bill 9, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representative Petrowski added as a cosponsor of **Senate Bill 9, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senator Lazich added as a coauthor of **Senate Bill 10, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representative Petrowski added as a cosponsor of **Senate Bill 10, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senator Lazich added as a coauthor of **Senate Bill 11, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representative Petrowski added as a cosponsor of **Senate Bill 11, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senators Zipperer, Darling and Galloway added as a coauthor of **Senate Bill 12, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representatives LeMahieu, Craig, Jacque, Stroebel and Vos added as a cosponsors of **Senate Bill 12, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senator Zipperer added as a coauthor of **Senate Bill 13, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representative Kooyenga added as a cosponsor of **Senate Bill 13, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senator Zipperer added as a coauthor of **Senate Bill 14, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representatives Jacque, Spanbauer, A. Ott, Kestell and Farrow added as a cosponsors of **Senate Bill 14, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senator Lassa added as a coauthor of **Senate Bill 15, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representative Barca added as a cosponsor of **Senate Bill 15, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senator Lassa added as a coauthor of **Senate Bill 16, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representative Clark added as a cosponsor of **Senate Bill 16, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senator Lassa added as a coauthor of **Senate Bill 17, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representatives Molepske Jr and Williams added as a cosponsors of **Senate Bill 17, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representative Radcliffe added as a cosponsor of **Senate Bill 18, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Senator Taylor added as a coauthor of **Senate Bill 19, September 2011 Special Session.**

Pursuant to Senate Rule 17 (5), Representative Toles added as a cosponsor of **Senate Bill 19, September 2011 Special Session.**

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## ADJOURNMENT

Senator Vukmir, with unanimous consent, asked that the September 2011 Special Session of the Senate stand adjourned until Thursday, October 13, 2011 at 11:00 A.M.

Adjourned.

2:01 P.M.