

STATE OF WISCONSIN

Senate Journal

One-Hundred and First Regular Session

WEDNESDAY, October 2, 2013

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

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 317

Relating to: race-based nicknames, logos, mascots, and team names and making an appropriation.

By Senators Lazich, Kedzie, Farrow, Ellis, Olsen and Grothman; cosponsored by Representatives Nass, Craig, Kaufert, Jacque, Tittl, Kramer, Knodl, Ballweg, Sanfelippo, Petersen, Loudenbeck, August, Pridemore, Weatherston, Kuglitsch, Ripp, Schraa, Stroebel, Murphy and LeMahieu.

To committee on **Government Operations, Public Works, and Telecommunications**.

Senate Bill 318

Relating to: authorizing the city of Milwaukee to sell eligible school facilities to eligible purchasers.

By Senators Darling, Farrow, Vukmir, Lazich and Grothman; cosponsored by Representatives Sanfelippo, Stone, Hutton, Kooyenga, Craig, Kapenga, Kuglitsch, LeMahieu, Jagler, Ballweg, Bernier, Knodl, Pridemore and Kleefisch.

To committee on **Government Operations, Public Works, and Telecommunications**.

Senate Bill 319

Relating to: animals taken into custody.

By Senators Carpenter, Risser, L. Taylor, Harris and Lehman; cosponsored by Representatives Ohnstad, Riemer and Zepnick.

To committee on **Judiciary and Labor**.

Senate Bill 320

Relating to: exemption of outside salespersons from the minimum wage law.

By Senator S. Fitzgerald; cosponsored by Representatives Born, Kestell and Jacque.

To committee on **Judiciary and Labor**.

Senate Bill 321

Relating to: limitation of a property owner's liability when lands are used for noncommercial aviation.

By Senators Leibham, Grothman, Gudex, Hansen, Harsdorf and Lassa; cosponsored by Representatives Tittl,

Bies, Brooks, Kaufert, Kestell, Knodl, T. Larson, Murphy, Murtha, Ripp, Smith and Thiesfeldt.

To committee on **Judiciary and Labor**.

Senate Bill 322

Relating to: income and franchise tax credits for insulating concrete forms used to construct a building.

By Senators Leibham, Kedzie and Schultz; cosponsored by Representatives Endsley, Brooks, Kessler, Kestell and T. Larson.

To committee on **Workforce Development, Forestry, Mining, and Revenue**.

Senate Bill 323

Relating to: the return of federal funds to the federal government.

By Senators Hansen, Lehman, Risser, L. Taylor and Harris; cosponsored by Representatives Jorgensen, Berceau, Genrich, Sargent, Pope, Ringhand, C. Taylor, Sinicki and Billings.

To committee on **State and Federal Relations**.

Senate Bill 324

Relating to: limiting the times for voting by absentee ballots in person.

By Senator Grothman; cosponsored by Representatives Stroebel, Bies, Strachota, Craig, Ripp, LeMahieu, Spiros, Kleefisch, Sanfelippo, T. Larson, Weatherston, Nass and A. Ott.

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

Senate Bill 325

Relating to: controlled substances, and providing a penalty.

By Senators Harsdorf, Jauch, Kedzie, Gudex and Lassa; cosponsored by Representatives Bies, Bewley, Milroy, Ballweg, Berceau, Bernier, Brooks, Czaja, Goyke, Jacque, Knudson, Kolste, T. Larson, Ohnstad, A. Ott, Ringhand, Spiros, Tittl, Wachs and Bernard Schaber.

To committee on **Judiciary and Labor**.

Senate Bill 326

Relating to: relinquishing custody of a newborn child.

By Senators Lazich, Lassa, Olsen and Grothman; cosponsored by Representatives Kooyenga, Tittl, Jacque, Thiesfeldt, Stone, Born, Nass, Knodl, Ballweg, A. Ott, Bies, Brooks, Sanfelippo, Kleefisch, Pridemore and Loudenbeck.

To committee on **Judiciary and Labor**.

Senate Bill 327

Relating to: snowmobile registration, trail use sticker requirements, calculating the estimated snowmobile gas tax

payment, and funding for supplemental snowmobile trail aids.

By Senators Gudex, Jauch, Erpenbach, Shilling, L. Taylor, Harsdorf, Leibham, Hansen, T. Cullen, Lassa, Vinehout, Olsen, Cowles and Lehman; cosponsored by Representatives Czaja, Danou, Kahl, Murphy, T. Larson, Ballweg, Wachs, Jorgensen, A. Ott, Bies, Bernier, Ohnstad, Thiesfeldt, Petryk, Hesselbein, Kolste, Hulsey, Milroy, Weininger, Ripp, Weatherston, Endsley, LeMahieu, Swearingen, Brooks, Wright, Born and Knodl.

To committee on **Agriculture, Small Business, and Tourism.**

Senate Bill 328

Relating to: changing the method by which a municipality may collect the costs of razing a building from a property owner.

By Senators Olsen, Cowles, Leibham and Wirch; cosponsored by Representatives Nygren, Kahl, Kooyenga, Krug, Murtha, Mursau, Tittl, Tranel and Strachota.

To committee on **Economic Development and Local Government.**

Senate Bill 329

Relating to: a cumulative preference system for sturgeon spearing permits and the transfer of a sturgeon spearing license to a minor.

By Senators Ellis, Gudex and Cowles; cosponsored by Representatives Steineke, Jacque, Kaufert, Milroy, A. Ott, Thiesfeldt and Tittl.

To committee on **Natural Resources.**

REPORT OF COMMITTEES

The committee on **Judiciary and Labor** reports and recommends:

Assembly Bill 22

Relating to: municipal court fees.

Concurrence.

Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.

Noes: 0.

Assembly Bill 27

Relating to: state agencies entering into contracts for legal services on a contingent fee basis.

Concurrence.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 1 - Senator Harris.

Assembly Bill 119

Relating to: the regulation of oleoresin of capsicum in containers sold in this state.

Concurrence.

Ayes: 3 - Senators Grothman, Vukmir and Farrow.

Noes: 2 - Senators Risser and Harris.

Senate Bill 15

Relating to: municipal court fees.

Passage.

Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.

Noes: 0.

Senate Bill 19

Relating to: state agencies entering into contracts for legal services on a contingent fee basis.

Senate Amendment 1 adoption.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 1 - Senator Harris.

Passage as amended.

Ayes: 4 - Senators Grothman, Vukmir, Farrow and Risser.

Noes: 1 - Senator Harris.

Senate Bill 109

Relating to: the regulation of oleoresin of capsicum in containers sold in this state.

Passage.

Ayes: 3 - Senators Grothman, Vukmir and Farrow.

Noes: 2 - Senators Risser and Harris.

Senate Bill 156

Relating to: payment of county medical examiners and medical examiner's assistants.

Passage.

Ayes: 5 - Senators Grothman, Vukmir, Farrow, Risser and Harris.

Noes: 0.

GLENN GROTHMAN

Chairperson

Committee on Judiciary and Labor

The committee on **Transportation, Public Safety, and Veterans and Military Affairs** reports and recommends:

KUTSCHMA, LARRY, of Lake Geneva, as a Congressional District 1 on the Board of Veterans Affairs, to serve for the term ending May 1, 2015.

Confirmation.

Ayes: 5 - Senators Petrowski, Leibham, Cowles, Carpenter and Hansen.

Noes: 0.

MISKULIN, DUANE J., of Stevens Point, as a Congressional District 8 on the Board of Veterans Affairs, to serve for the term ending May 1, 2017.

Confirmation.

Ayes: 5 - Senators Petrowski, Leibham, Cowles, Carpenter and Hansen.

Noes: 0.

Senate Bill 298

Relating to: a grant for the relocation of a county trunk highway in Manitowoc and Sheboygan counties and making an appropriation.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Petrowski, Leibham, Cowles, Carpenter and Hansen.

Noes: 0.

Passage as amended.

Ayes: 5 - Senators Petrowski, Leibham, Cowles, Carpenter and Hansen.

Noes: 0.

JERRY PETROWSKI

Chairperson

Committee on Transportation, Public Safety, and Veterans and Military Affairs

Report received from Agency, September 27, 2013.

Referred to committee on **Insurance and Housing**, October 2, 2013.

The committee on **Judiciary and Labor** reports and recommends:

Senate Clearinghouse Rule 13-046

Relating to plumbing plan review by municipal agents.

No action taken on September 30, 2013.

Referred to joint committee for review of **Administrative Rules**, October 2, 2013.

GLENN GROTHMAN

Chairperson

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Representative Ohnstad added as a co-sponsor of **Senate Bill 252**.

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

Senate Clearinghouse Rule 12-005

Relating to physician assistant practice prescribing limitations, employment requirements, and supervising physician responsibilities.

Submitted by Department of Safety and Professional Services.

Report received from Agency, September 27, 2013.

Referred to committee on **Health and Human Services**, October 2, 2013.

Senate Clearinghouse Rule 13-025

Relating to regulation of telecommunications providers and services.

Submitted by Public Service Commission.

Report received from Agency, September 30, 2013.

Referred to committee on **Government Operations, Public Works, and Telecommunications**, October 2, 2013.

Senate Clearinghouse Rule 13-053

Relating to reciprocity for real estate appraisers.

Submitted by Department of Safety and Professional Services.

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

October 2, 2013

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BARBARA JOHNSON, of De Pere, as a Audiologist 1 on the Hearing and Speech Examining Board, to serve for the term ending July 1, 2017.

Respectfully Submitted,

SCOTT WALKER

Governor

Read and referred to committee on **Health and Human Services**.

**State of Wisconsin
Office of the Governor**

October 2, 2013

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint THOMAS KRIER, of Allenton, as a Hearing Instrument Spec 2 on the Hearing and Speech Examining Board, to serve for the term ending July 1, 2017.

Respectfully Submitted,

SCOTT WALKER

Governor

Read and referred to committee on **Health and Human Services**.