

# STATE OF WISCONSIN

# Senate Journal

## One-Hundred and First Regular Session

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MONDAY, November 11, 2013

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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 Substitute Amendment 2 to **Senate Bill 51** offered by Senator Olsen.

Senate Substitute Amendment 1 to **Senate Bill 183** offered by Senator Cowles.

Senate Substitute Amendment 2 to **Senate Bill 183** offered by Senator Cowles.

Senate Amendment 1 to **Assembly Bill 373** offered by Senators Lasee and Erpenbach.

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

Read first time and referred:

#### **Senate Bill 394**

Relating to: professional land surveyors; the practice of professional land surveying; surveying land abutting navigable waters; various changes regarding platting, surveying, and certified survey maps; and granting rule-making authority.

By Senators Lasee and T. Cullen; cosponsored by Representatives Weatherston, Brooks, Czaja, Kooyenga, Marklein and A. Ott.

To committee on **Judiciary and Labor**.

#### **Senate Bill 395**

Relating to: cosmetologist training hours and exemption of makeup artists from barbering and cosmetology licensure requirements.

By Senators Harsdorf, L. Taylor, Grothman and Tiffany; cosponsored by Representatives Knudson, Kooyenga, Krug, Murphy, Tittl, Ohnstad, Knodl and Murtha.

To committee on **Health and Human Services**.

#### **Senate Bill 396**

Relating to: awards for the victims of crimes and making an appropriation.

By Senators Lassa, L. Taylor, Harris, Risser, Lehman, Schultz, Shilling, Wirch and Erpenbach; cosponsored by

Representatives Goyke, Wright, Barnes, Kahl, Richards, Hulsey, Pasch, Danou, Mason, Milroy, Berceau, Sinicki, Genrich, Hebl, Pope, Zamarripa, Vruwink, Ohnstad, Ringhand, A. Ott, Clark, Jorgensen, Wachs, C. Taylor, Kleefisch, Johnson and Riemer.

To committee on **Judiciary and Labor**.

#### **Senate Bill 397**

Relating to: county payments to public libraries in adjacent counties.

By Senator Grothman; cosponsored by Representatives Murphy, Bernard Schaber, Thiesfeldt, Kestell, Mursau, A. Ott, Bernier and Tittl.

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

#### **Senate Bill 398**

Relating to: the provision by employers to employees of written disclosure statements of the terms of employment, the filing and investigation of wage claims, the statute of limitations for filing a wage claim action, the payment of interest, penalties, and surcharges on wage claims, occupational or professional licensing of employers that owe wages under wage claim judgments, and making an appropriation.

By Senators Wirch, Carpenter, Harris, Lehman, Miller, Risser and L. Taylor; cosponsored by Representatives Ohnstad, Johnson, Barnes, Berceau, Hebl, Pasch, Pope, Shankland, C. Taylor and Young.

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

#### **Senate Bill 399**

Relating to: crimes against animals.

By Senators Jauch, Carpenter, Hansen and Risser; cosponsored by Representatives Milroy, Bernier, Berceau, Bewley, Doyle, T. Larson, Genrich, Goyke, Hesselbein, Ohnstad, Pope, Schraa, Sargent, C. Taylor, Wachs and Wright.

To committee on **Judiciary and Labor**.

#### **Senate Bill 400**

Relating to: obtaining a certified copy of a birth certificate.

By Senator Erpenbach.

To committee on **Judiciary and Labor**.

#### **Senate Bill 401**

Relating to: reasonable accommodation of any condition of an employee that is related to pregnancy or childbirth and of an employee's inability to adequately undertake the job-

related responsibilities of a particular job because of pregnancy, childbirth, or a related condition.

By Senators Harris, L. Taylor, Schultz, Miller, Lehman, Lassa, C. Larson and Hansen; cosponsored by Representatives Genrich, Jacque, Barnes, Berceau, Billings, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Mason, Milroy, Ohnstad, Pasch, Riemer, Ringhand, Sargent, Shankland, Sinicki, C. Taylor, Vruwink, Wachs, Wright, Young and Zamarripa.

To committee on **Judiciary and Labor**.

**Senate Bill 402**

Relating to: expunging a record of a conviction or adjudication of delinquency if the offender was a victim of human trafficking.

By Senators Harris, Risser, Vinehout and Erpenbach; cosponsored by Representatives Young, Johnson, Kessler, Barnes, Wachs, Pope, Richards, Ohnstad, C. Taylor and Bernier.

To committee on **Judiciary and Labor**.

**Senate Bill 403**

Relating to: care needs provided by veterans homes.

By Senators Lassa, Carpenter, Shilling, Vinehout, Hansen, Wirch, C. Larson, L. Taylor, Risser and Erpenbach; cosponsored by Representatives Kolste, Vruwink, Wright, Ringhand, Ohnstad, Sinicki and Berceau.

To committee on **Transportation, Public Safety, and Veterans and Military Affairs**.

**Senate Bill 404**

Relating to: voting at the entrance to an in-person absentee voting location by an elector with a disability.

By Senators Lassa, L. Taylor, Harris and Lehman; cosponsored by Representatives Wright, Ohnstad, Ringhand, Mason, Milroy, C. Taylor, Wachs, Sargent, Hebl, Vruwink, Sinicki, Berceau and Bewley.

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

**Senate Bill 405**

Relating to: membership of a task force studying issues relating to the operation, use, and construction of state veterans home and other facilities for veterans.

By Senators Lassa, Lehman, Shilling, Vinehout, Hansen, Wirch, C. Larson, Risser, Olsen, Erpenbach, L. Taylor and Carpenter; cosponsored by Representatives Kolste, Vruwink, Wright, Ohnstad, Sinicki and Pridemore.

To committee on **Transportation, Public Safety, and Veterans and Military Affairs**.

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**REPORT OF COMMITTEES**

The committee on **Financial Institutions and Rural Issues** reports and recommends:

**Assembly Bill 277**

Relating to: rule-making procedures and modifying and repealing various rules promulgated by the Department of Financial Institutions.

Concurrence.

Ayes: 5 - Senators Schultz, Lasee, Petrowski, Lassa and Jauch.

Noes: 0.

*DALE SCHULTZ*

Chairperson

Committee on Financial Institutions and Rural Issues

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The committee on **Insurance and Housing** reports and recommends:

**Senate Bill 292**

Relating to: electronic delivery by property and casualty insurers of notices and documents.

Senate Amendment 1 to Senate Substitute Amendment 1 adoption.

Ayes: 4 - Senators Lasee, Olsen, Schultz and Erpenbach.

Noes: 1 - Senator T. Cullen.

Senate Substitute Amendment 1 adoption.

Ayes: 4 - Senators Lasee, Olsen, Schultz and Erpenbach.

Noes: 1 - Senator T. Cullen.

Passage as amended.

Ayes: 4 - Senators Lasee, Olsen, Schultz and Erpenbach.

Noes: 1 - Senator T. Cullen.

*FRANK LASEE*

Chairperson

Committee on Insurance and Housing

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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 355**

Ayes: 5 - Senators S. Fitzgerald, Ellis, Grothman, C. Larson and Hansen.

Noes: 0 - None.

Referred to, and withdrawn from, the Joint Committee on Finance, pursuant to Senate Rule 41 (1)(e):

**Assembly Bill 352**

**Assembly Bill 415**

**Senate Bill 223**

**Senate Bill 338**

**Senate Bill 384**

Ayes: 5 - Senators S. Fitzgerald, Ellis, Grothman, C. Larson and Hansen.

Noes: 0 - None.

Public hearing requirement waived, pursuant to Senate Rule 18 (1m):

**Assembly Bill 174**

**Assembly Bill 248**

**Assembly Bill 373**

**Assembly Bill 415**

**Assembly Bill 449**

Ayes: 5 - Senators S. Fitzgerald, Ellis, Grothman, C. Larson and Hansen.  
Noes: 0 - None.

Placed the following appointments and proposals on the Senate Calendar of Tuesday, November 12, 2013:

**Gerald Denor**  
**Kathleen Labrake**  
**Richard Lepping**  
**Lisa Benz**  
**Karin Exo**  
**John Gaier**  
**Paula Hase**  
**Linda Luedtke**  
**Sue Nelson**  
**Gary Williams**  
**Senate Joint Resolution 59**  
**Assembly Joint Resolution 68**  
**Assembly Joint Resolution 69**  
**Senate Joint Resolution 57**  
**Senate Bill 51**  
**Senate Bill 183**  
**Senate Bill 223**  
**Senate Bill 271**  
**Senate Bill 314**  
**Senate Bill 321**  
**Senate Bill 338**  
**Senate Bill 341**  
**Senate Bill 371**  
**Senate Bill 384**  
**Assembly Bill 28**  
**Assembly Bill 119**  
**Assembly Bill 169**  
**Assembly Bill 174**  
**Assembly Bill 191**  
**Assembly Bill 248**  
**Assembly Bill 277**  
**Assembly Bill 352**  
**Assembly Bill 359**  
**Assembly Bill 373**  
**Assembly Bill 380**  
**Assembly Bill 415**  
**Assembly Bill 449**

Ayes: 5 - Senators S. Fitzgerald, Ellis, Grothman, C. Larson and Hansen.  
Noes: 0 - None.

*SCOTT FITZGERALD*  
Chairperson  
Committee on Senate Organization

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The committee on **Workforce Development, Forestry, Mining, and Revenue** reports and recommends:

**DENOR, GERALD**, of Menomonee Falls, as an Accountant 3 on the Accounting Examining Board, to serve for the term ending July 1, 2017.

Confirmation.

Ayes: 5 - Senators Tiffany, Darling, Grothman, Jauch and Lehman.  
Noes: 0.

**LABRAKE, KATHLEEN**, of Wausau, as an Accountant 5 on the Accounting Examining Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes: 5 - Senators Tiffany, Darling, Grothman, Jauch and Lehman.  
Noes: 0.

*THOMAS TIFFANY*

Chairperson

Committee on Workforce Development, Forestry, Mining, and Revenue

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## PETITIONS AND COMMUNICATIONS

### LEGISLATIVE REFERENCE BUREAU CORRECTIONS

#### CORRECTIONS IN:

##### **SENATE SUBSTITUTE AMENDMENT 2, TO 2013 SENATE BILL 51**

Prepared by the Legislative Reference Bureau  
(November 11, 2013)

1. Page 2, line 14: delete “subd. 1. c.” and substitute “subd. 1. d.”.

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##### **SENATE SUBSTITUTE AMENDMENT 1, TO 2013 SENATE BILL 292**

Prepared by the Legislative Reference Bureau  
(November 11, 2013)

1. Page 4, line 1: delete “or acknowledgement” and substitute “or acknowledgment”.

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##### **ASSEMBLY SUBSTITUTE AMENDMENT 1, TO 2013 ASSEMBLY BILL 373**

Prepared by the Legislative Reference Bureau  
(November 11, 2013)

1. Page 4, line 1: delete “or acknowledgement” and substitute “or acknowledgment”.

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**State of Wisconsin  
Office of the Senate Majority Leader**

November 11, 2013

The Honorable, the Senate:

Pursuant to Section 234.02 (1) Wisconsin Statutes, I am appointing Senator Nikiya Harris to the Wisconsin Housing and Economic Development Authority.

Please feel free to contact me with any questions.

Sincerely,  
*SCOTT FITZGERALD*  
Majority Leader

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

**Senate Clearinghouse Rule 13-084**

Relating to grants for preschool through grade 5 programs.

Submitted by Department of Public Instruction.

Report received from Agency, November 11, 2013.

Referred to committee on **Education**, November 11, 2013.

**Senate Clearinghouse Rule 13-085**

Relating to grants for STEM programs.

Submitted by Department of Public Instruction.

Report received from Agency, November 11, 2013.

Referred to committee on **Education**, November 11, 2013.

**Senate Clearinghouse Rule 13-087**

Relating to grants for nursing services.

Submitted by Department of Public Instruction.

Report received from Agency, November 11, 2013.

Referred to committee on **Education**, November 11, 2013.

**Senate Clearinghouse Rule 13-088**

Relating to the definition of immoral conduct.

Submitted by Department of Public Instruction.

Report received from Agency, November 11, 2013.

Referred to committee on **Education**, November 11, 2013.

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**ADVICE AND CONSENT OF THE SENATE**

**State of Wisconsin  
Department of Agriculture, Trade and Consumer  
Protection**

November 11, 2013

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint RAYMOND DIEDERICH, of De Pere, as a member of the Livestock Facility Siting Review Board, to serve for the term ending May 1, 2015.

Sincerely,  
*BEN BRANCEL*  
Secretary

Read and referred to committee on **Agriculture, Small Business, and Tourism**.

**State of Wisconsin  
Department of Agriculture, Trade and Consumer  
Protection**

November 11, 2013

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ANDY JOHNSON, of Wausau, as a member of the Livestock Facility Siting Review Board, to serve for the term ending May 1, 2018.

Sincerely,  
*BEN BRANCEL*  
Secretary

Read and referred to committee on **Agriculture, Small Business, and Tourism**.