

STATE OF WISCONSIN

Senate Journal

One-Hundred and First Regular Session

MONDAY, February 17, 2014

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate Amendment 4 to **Senate Bill 504** offered by Senators Harris and Risser.

Senate Amendment 1 to **Senate Bill 522** offered by Senator Vukmir.

Senate Amendment 7 to **Senate Bill 545** offered by Senator Grothman.

Senate Amendment 1 to **Senate Bill 584** offered by Senator Vinehout.

Senate Amendment 1 to **Senate Bill 589** offered by Senator Olsen.

Senate Amendment 2 to **Senate Bill 589** offered by Senator Vinehout.

Senate Amendment 1 to Senate Substitute Amendment 1 to **Senate Bill 605** offered by Senator Petrowski.

Senate Substitute Amendment 1 to **Senate Bill 605** offered by Senator Petrowski.

Senate Amendment 1 to **Senate Bill 610** offered by Senator Darling.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read and referred:

Senate Joint Resolution 73

Relating to: proclaiming distracted driving awareness day.

By Senators Lassa, L. Taylor, C. Larson and Lehman; cosponsored by Representatives Bies, Spiros, Berceau, Wachs, Kerkman and Ohnstad.

To committee on **Senate Organization**.

Read first time and referred:

Senate Joint Resolution 74

Relating to: eliminating constitutional restrictions on marriage (first consideration).

By Senators Carpenter, Vinehout, Miller, Risser, C. Larson, Erpenbach, Shilling, Lassa, Wirch, Lehman, Hansen, Harris, L. Taylor, T. Cullen and Jauch; cosponsored by Representatives Zamarripa, C. Taylor, Sargent, Barca, Barnes, Berceau, Bernard Schaber, Bewley, Billings, Clark, Danou, Genrich, Goyke, Hebl, Hesselbein, Hintz, Hulsey, Johnson, Jorgensen, Kahl, Kessler, Kolste, Mason, Milroy, Ohnstad, Pasch, Pope, Richards, Riemer, Ringhand, Shankland, Sinicki, Wachs, Wright, Young and Zepnick.

To committee on **Judiciary and Labor**.

Senate Bill 604

Relating to: authorizing certain same-sex couples to file a joint individual income tax return.

By Senators Miller, Carpenter, Erpenbach, Vinehout, Risser, C. Larson, Lehman, Harris, Hansen, L. Taylor and Lassa; cosponsored by Representatives C. Taylor, Hesselbein, Zamarripa, Kahl, Sargent, Pope, Mason, Berceau, Johnson, Hulsey, Milroy, Bewley, Hebl, Kessler, Wachs, Barnes, Genrich and Ohnstad.

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

Senate Bill 605

Relating to: providing notice of firearm prohibition when serving notice for certain injunction hearings and process for surrendering firearms following the granting of certain injunctions.

By Senators Petrowski, L. Taylor, Ellis, Carpenter, Hansen, Harris, Lehman, Risser and Shilling; cosponsored by Representatives Bies, Berceau, Bernard Schaber, Bernier, Bewley, Billings, Brooks, Hebl, Hintz, Jacque, Johnson, Murphy, A. Ott and Richards.

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

Senate Bill 606

Relating to: the definition of petechia.

By Senators Vinehout and Lehman.

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

Senate Bill 607

Relating to: misuse of a prescribed controlled substance and providing a penalty.

By Senators Vinehout and Lassa; cosponsored by Representatives Berceau and T. Larson.

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

Senate Bill 608

Relating to: elimination of the requirement that the governor approve a proposed rule that was considered at the joint annual spring fish and wildlife rule hearing of the Department of Natural Resources and county meeting of the Wisconsin Conservation Congress and limitation of the scope of the requirement that an economic impact analysis be prepared for such a proposed rule.

By Senators Vinehout, Miller, Lassa and Lehman; cosponsored by Representatives Clark, Berceau and Ohnstad.

To committee on **Natural Resources**.

Senate Bill 609

Relating to: authorizing out-of-state risk retention groups to provide health care liability insurance.

By Senators Darling, Vukmir and Jauch; cosponsored by Representatives Nygren, Ballweg, Bies, Born, Kaufert, Petryk, Pridemore, Severson, Spiros, Strachota, Swearingen, Tittl and Vruwink.

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

Senate Bill 610

Relating to: authorizing Marquette University to create a police department and employ university police officers.

By Senators Darling, Farrow, Grothman, Vukmir, Lazich, L. Taylor and Harris; cosponsored by Representatives Kooyenga, Goyke, Young and Zepnick.

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

Senate Bill 611

Relating to: creation of a private retirement security plan and making appropriations.

By Senators Hansen, Harris, Miller, C. Larson, T. Cullen and Carpenter; cosponsored by Representatives Genrich, Jorgensen, Hebl, Johnson, Ohnstad, Hesselbein, Berceau, Ringhand, Milroy, Shankland, C. Taylor, Zamarripa, Bewley and Sargent.

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

Assembly Bill 422

Assembly Bill 512

Assembly Bill 536

Assembly Bill 589

Assembly Bill 592

Assembly Bill 637

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, February 18, 2014:

Heather Berlinski

Kathleen Labrake

Lawrence Nicholson

Roger Roth Jr.

Douglas Wolf

Senate Joint Resolution 69

Senate Joint Resolution 70

Senate Joint Resolution 71

Senate Joint Resolution 72

Assembly Joint Resolution 88

Senate Bill 196

Senate Bill 212

Senate Bill 286

Senate Bill 348

Senate Bill 458

Senate Bill 462

Senate Bill 497

Senate Bill 499

Senate Bill 502

Senate Bill 504

Senate Bill 512

Senate Bill 513

Senate Bill 517

Senate Bill 518

Senate Bill 527

Senate Bill 531

Senate Bill 534

Senate Bill 545

Senate Bill 547

Senate Bill 553

Senate Bill 560

Senate Bill 574

Senate Bill 579

Senate Bill 581

Senate Bill 582

Assembly Bill 107

Assembly Bill 258

Assembly Bill 288

Assembly Bill 368

Assembly Bill 422

Assembly Bill 445

Assembly Bill 446

Assembly Bill 447

Assembly Bill 448

Assembly Bill 512

Assembly Bill 515

Assembly Bill 516

Assembly Bill 536

REPORT OF COMMITTEES

The committee on **Senate Organization** reports:

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

Assembly Bill 422

Senate Bill 212

Senate Bill 499

Senate Bill 534

Senate Bill 560

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 288

Assembly Bill 565
Assembly Bill 589
Assembly Bill 592
Assembly Bill 637

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

Noes: 0 - None.

SCOTT FITZGERALD

Chairperson

Committee on Senate Organization

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Representative Loudenbeck added as a co-sponsor of **Senate Bill 589**.

Pursuant to Senate Rule 17 (5), Senator Moulton added as a co-sponsor of **Assembly Bill 445**.

Pursuant to Senate Rule 17 (5), Senator Moulton added as a co-sponsor of **Assembly Bill 446**.

Pursuant to Senate Rule 17 (5), Senator Moulton added as a co-sponsor of **Assembly Bill 447**.

Pursuant to Senate Rule 17 (5), Senator Moulton added as a co-sponsor of **Assembly Bill 448**.

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

The joint committee for review of **Administrative Rules** reports and recommends:

Senate Clearinghouse Rule 13-031

Relating to standards of practice and unprofessional conduct of veterinarians and certified veterinary technicians.

No action taken on February 17, 2014.

Senate Clearinghouse Rule 13-032

Relating to licensure, temporary permits, and examinations.

No action taken on February 17, 2014.

LEAH VUKMIR

Senate Chairperson

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Joint Resolution 92

Relating to: commemorating the Great Lakes shipping industry and those whose lives were lost in shipwrecks on the Great Lakes.

By Representatives Stroebel, Genrich, Milroy, Berceau, Thiesfeldt, Marklein, Jacque, Bernard Schaber, Tittl, Knodl,

Bewley, Wright, Jorgensen, Bies, Murtha, Endsley, Ohnstad and Pridemore; cosponsored by Senators Grothman, Jauch, Lassa and Cowles.

Read and referred to committee on **Senate Organization**

Assembly Bill 124

Relating to: inattentive driving and providing a penalty.

By Representatives Bies, Berceau, Bernier, Brooks, Kerkman, T. Larson, Mursau, Ohnstad and A. Ott.

Read first time and referred to committee on **Transportation, Public Safety, and Veterans and Military Affairs**

Assembly Bill 274

Relating to: aiding a felon and providing penalties.

By Representatives Bies, Jacque, Nass, A. Ott, Sinicki, Spiros, Strachota and Stroebel; cosponsored by Senators Olsen, Carpenter and Kedzie.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 288

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

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

Read first time and referred to committee on **Senate Organization**

Assembly Bill 410

Relating to: nonconforming uses and manufactured home communities.

By Representatives Kleefisch, T. Larson, Schraa and Ohnstad.

Read first time and referred to committee on **Insurance and Housing**

Assembly Bill 422

Relating to: raffles that involve the racing of plastic or rubber ducks.

By Representatives Jacque, Petryk, Ballweg, Bernier, Born, Brooks, Knodl, Murtha, Nass, Ripp, Tittl, Williams and Endsley; cosponsored by Senators Lasee, Leibham, Harsdorf and Schultz.

Read first time and referred to joint committee on **Finance**

Assembly Bill 429

Relating to: requirements for persons officiating at a marriage.

By Representatives T. Larson, Thiesfeldt, Tittl, Bernier, Bewley, Billings, Born, Doyle, Endsley, Kestell, Kleefisch, Murphy, Murtha, Nass, A. Ott, Petersen, Petryk, Ripp and Vruwink; cosponsored by Senators Cowles, Lehman, Schultz and Wirch.

Read first time and referred to committee on **Government Operations, Public Works, and Telecommunications**

Assembly Bill 441

Relating to: information on a person who is required to register as a sex offender and notification of law

enforcement when certain sex offenders change residential addresses.

By Representatives Williams, Stone, Brooks, T. Larson, Born, Kaufert, Ohnstad, Jorgensen, Bernier and Nass; cosponsored by Senator Lassa.

Read first time and referred to committee on **Transportation, Public Safety, and Veterans and Military Affairs**

Assembly Bill 485

Relating to: the sale of eggs.

By Representatives Jacque, Tittl, Bewley, Bies, Czaja, Murphy, Ohnstad, A. Ott and Pridemore; cosponsored by Senators Schultz and Grothman.

Read first time and referred to committee on **Energy, Consumer Protection, and Government Reform**

Assembly Bill 500

Relating to: emergency detention pilot program in Milwaukee County.

By Representatives Pasch, Severson, Sanfelippo, Zepnick, Young, Sinicki, Zamarripa, Goyke, Johnson, Riemer, Ballweg, Bernard Schaber, Wachs, Pope, Ohnstad, Genrich and Kahl; cosponsored by Senators Harris, Lassa and Lehman.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 506

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

Read first time and referred to committee on **Senate Organization**

Assembly Bill 512

Relating to: expanding the requirement of county board approval of a town amendment of its zoning ordinances.

By Representatives Craig, Kramer and Kapenga; cosponsored by Senators Farrow and Lazich.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 523

Relating to: interest rates on judgments in small claims actions.

By Representatives Thiesfeldt, Stroebel, Bies, Murphy, Murtha, Brooks, Nass and T. Larson.

Read first time and referred to committee on **Judiciary and Labor**

Assembly Bill 536

Relating to: prohibition on tracking the location of a cellular telephone by law enforcement without a warrant.

By Representatives Hutton, Sargent, August, Ballweg, Berceau, Bewley, Craig, Czaja, Kapenga, Kessler, Kleefisch, Knudson, Kooyenga, Murphy, Nass, Ohnstad,

Sanfelippo, Sinicki, Thiesfeldt, Tittl, Vruwink and Wachs; cosponsored by Senators Grothman and Lehman.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 581

Relating to: advertising related to adoption or other permanent physical placements of a child, delegation of parental power regarding the care and custody of a child for more than one year, unauthorized interstate placements of children, requesting a study of adoption disruption and dissolution, and providing penalties.

By Representatives Kleefisch, Johnson, Tittl, Goyke, Sanfelippo, Kessler, Spiros, Hesselbein, Zepnick, Thiesfeldt, Milroy, Kulp, T. Larson, A. Ott, Berceau, Ohnstad, Ringhand, Vruwink, Sinicki, Bies, Richards, Pridemore, LeMahieu, Kaufert and Wright; cosponsored by Senators Leibham, Harris, Lassa, Miller, Lehman and Carpenter.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 589

Relating to: issuance by a first class city of a license for a retail food establishment and a permit for a restaurant or bed and breakfast establishment.

By Representatives Kooyenga, Sanfelippo, Kahl, Strachota, Bies, Pridemore, Richards, Zepnick and Goyke; cosponsored by Senators Gudex, Schultz, Carpenter, Lassa, Harris, Grothman, Lazich and Olsen.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 592

Relating to: solicitation of a fee by a business or individual for a public record, granting rule-making authority, and providing a penalty.

By Representatives Ripp, Hebl, Ballweg, Berceau, Bernier, Bewley, Billings, Born, Czaja, Doyle, Hintz, Jacque, Kestell, T. Larson, Loudenbeck, Milroy, Mursau, Nass, Ohnstad, A. Ott, Pridemore, Smith, Swearingen, Vruwink and Genrich; cosponsored by Senators Olsen, Gudex, Hansen, Harsdorf, Lassa, Miller and Wirch.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 598

Relating to: changing the method for charging interest that may be charged on special assessments and changing the interest rate paid on claims for certain unlawfully assessed property taxes and creating an exception for local levy limits.

By Representatives Steineke, Kahl, Bernier, Bies, Ohnstad, Ripp and Petryk; cosponsored by Senator Petrowski.

Read first time and referred to committee on **Economic Development and Local Government**

Assembly Bill 612

Relating to: allowing a victim of a crime to view portions of a presentence investigation report.

By Representatives Strachota, Pridemore and Czaja; cosponsored by Senator Grothman.

Read first time and referred to committee on **Judiciary and Labor**

Assembly Bill 620

Relating to: human trafficking, human trafficking victims, property forfeitures, rights of victims, admitting evidence of past actions, definitions of certain offenses, and providing penalties.

By Representatives Loudenbeck, Petryk, Ballweg, Berceau, Bernier, Bies, Billings, Czaja, Johnson, Kahl, Kaufert, Kestell, Kleefisch, Kolste, LeMahieu, Murtha, A. Ott, Pope, Richards, Sargent, Strachota, Thiesfeldt, Tittl, Tranel, Wachs, Weatherston and Krug; cosponsored by Senators Petrowski, Harris, Vinehout, Gudex, Moulton, Olsen, L. Taylor, Lazich and Ellis, by request of Attorney General J. B. Van Hollen.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 634

Relating to: statute of limitations for arson crimes and the definition of a Molotov cocktail.

By Representatives Steineke, Bies, T. Larson, Ripp and Mursau; cosponsored by Senator Kedzie.

Read first time and referred to committee on **Judiciary and Labor**

Assembly Bill 637

Relating to: adulterated, misbranded, and insanitary food.

By Representatives Weatherston, Knodl, T. Larson, Marklein, Murphy and A. Ott; cosponsored by Senators Cowles, Lasee and Olsen.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 674

Relating to: placement of a child in a shelter care facility under a voluntary agreement.

By Representatives Loudenbeck, Krug, Bies, Jacque, Kleefisch, Sargent and Bernier; cosponsored by Senators Farrow, Petrowski and Lassa.

Read first time and referred to committee on **Health and Human Services**

Assembly Bill 675

Relating to: evaluation of infants for fetal alcohol spectrum disorder and referral of infants who have that condition for services and treatment.

By Representatives Krug, Skowronski, Murphy, Kahl, Bies, Ballweg, A. Ott, Kestell and Thiesfeldt; cosponsored by Senators Olsen, Schultz and Lassa.

Read first time and referred to committee on **Health and Human Services**

Assembly Bill 676

Relating to: prohibiting the disclosure of a determination that a person has abused or neglected a child for purposes of a caregiver background check when that abuse or neglect has not been substantiated.

By Representatives Krug, Skowronski, Kahl, Bies and Kleefisch; cosponsored by Senator Olsen.

Read first time and referred to committee on **Health and Human Services**

Assembly Bill 695

Relating to: the regulation of motor vehicle air conditioners.

By Representatives Thiesfeldt, Sinicki, Knodl, Craig, Krug, Bernier, Brooks, Wright and Jacque; cosponsored by Senators Lazich, Grothman and Hansen.

Read first time and referred to committee on **Energy, Consumer Protection, and Government Reform**

Assembly Bill 707

Relating to: extending the time certain injunctions remain in effect.

By Representatives Rodriguez and J. Ott; cosponsored by Senator Lazich.

Read first time and referred to committee on **Senate Organization**

Assembly Bill 710

Relating to: alerts for missing adults at risk and making an appropriation.

By Representatives Skowronski, Kaufert, Weininger, Thiesfeldt, Kulp, Tittl, Bies, Ballweg, Petryk, Brooks, Krug, Kleefisch, Knodl, Czaja, Swearingen, Endsley and Kerkman; cosponsored by Senators Carpenter, L. Taylor and Gudex.

Read first time and referred to committee on **Judiciary and Labor**

Assembly Bill 727

Relating to: a firearm prohibition for an individual subject to an individuals-at-risk injunction and disclosure of and access to information regarding individuals who are prohibited from possessing a firearm.

By Representative J. Ott; cosponsored by Senator Petrowski.

Read first time and referred to committee on **Transportation, Public Safety, and Veterans and Military Affairs**