

# STATE OF WISCONSIN

# Senate Journal

## One-Hundred and Second Regular Session

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THURSDAY, December 3, 2015

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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 Amendment 1 to **Senate Bill 390** offered by Senator Petrowski.

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

Read first time and referred:

#### **Senate Joint Resolution 74**

Relating to: prohibiting official action on proposals that financially benefit a legislator's campaign organization (first consideration).

By Senators Vinehout, C. Larson and Erpenbach; cosponsored by Representatives Doyle, Shankland, Barca, Wachs, Milroy, Kahl, Jorgensen, Kolste, Hebl, Kessler, Mason, C. Taylor, Goyke, Subeck, Ohnstad, Brostoff, Sinicki, Spreitzer, Billings, Considine, Johnson and Riemer.

To committee on **Government Operations and Consumer Protection**.

#### **Senate Bill 401**

Relating to: criminal penalties for fraud in obtaining unemployment insurance benefits and providing a criminal penalty.

By Senators Kapenga, Darling, Gudex, Marklein, Nass, Stroebel and Wanggaard; cosponsored by Representatives Kerkman, Allen, Brandtjen, Horlacher, Kleefisch, Knodl, Kremer, T. Larson, Skowronski, Spiros, Tittl and Quinn.

To committee on **Labor and Government Reform**.

#### **Senate Bill 402**

Relating to: establishment of a dietetic internship program and granting rule-making authority.

By Senators Roth, Olsen, Bewley, Lassa and Stroebel; cosponsored by Representatives Rohrkaste, Novak, Ballweg, Bernier, R. Brooks, Jacque, Kolste, Kremer, Murphy, A. Ott, Petryk, Ripp, Steffen, Subeck, Tauchen, C. Taylor, VanderMeer and Kooyenga.

To committee on **Workforce Development, Public Works, and Military Affairs**.

#### **Senate Bill 403**

Relating to: replacement of certain nonconforming structures that are destroyed by vandalism or certain natural forces and manufactured home communities that are nonconforming uses.

By Senator Lasee; cosponsored by Representatives Kleefisch, Jarchow, T. Larson, Murphy and Schraa.

To committee on **Insurance, Housing, and Trade**.

#### **Senate Bill 404**

Relating to: allowing taxpayers to claim early stage seed investment credits for investments in the fund of funds.

By Senator Darling; cosponsored by Representatives Neylon, Krug, Doyle, Edming, T. Larson, Murphy, Rohrkaste, Tittl and R. Brooks.

To committee on **Revenue, Financial Institutions, and Rural Issues**.

#### **Senate Bill 405**

Relating to: collateral source payments.

By Senators Kapenga, Gudex, Lasee, LeMahieu, Stroebel and Wanggaard; cosponsored by Representatives Kuglitsch, Jacque, Craig, Gannon, Kitchens, Knodl, Kremer, T. Larson, Murphy, Rohrkaste, Sanfelippo, Spiros, Steffen, Thiesfeldt, Tittl, Weatherston and R. Brooks.

To committee on **Judiciary and Public Safety**.

#### **Senate Bill 406**

Relating to: court proceedings for traffic violations.

By Senator Wanggaard; cosponsored by Representatives Thiesfeldt, Heaton, T. Larson, R. Brooks, Steffen, Weatherston, Allen, Bernier and Ballweg.

To committee on **Judiciary and Public Safety**.

#### **Senate Bill 407**

Relating to: biennial budget requests of state agencies.

By Senators Kapenga, Stroebel, Gudex, Lasee and Vukmir; cosponsored by Representatives Hutton, Kooyenga, Allen, Brandtjen, R. Brooks, Craig, Czaja, Duchow, Gannon, Horlacher, Jarchow, Katsma, Knudson, Kleefisch, Kremer, Murphy, Murtha, Quinn, Rohrkaste, Sanfelippo, Tittl and Vorpagel.

To committee on **Government Operations and Consumer Protection**.

#### **Senate Bill 408**

Relating to: the liability of an adult sponsor of a minor applicant for a motor vehicle operator's license.

By Senators Kapenga and Wanggaard; cosponsored by Representatives Kuglitsch, Craig, Hutton, Jacque, Knodl, Kulp, T. Larson, Neylon, Rohrkaste, Sanfelippo and Tittl.

To committee on **Judiciary and Public Safety**.

**Senate Bill 409**

Relating to: residency requirements for sexually violent persons on supervised release.

By Senators Wanggaard, S. Fitzgerald, Gudex, Moulton and Lazich; cosponsored by Representatives Born, Tittl, Jagler, Kremer, T. Larson, Murphy, J. Ott, Skowronski, Swearingen, Vorpapel, Quinn and Bernier.

To committee on **Judiciary and Public Safety**.

**Senate Bill 410**

Relating to: invasions of privacy and providing a criminal penalty.

By Senators Vukmir and Wanggaard; cosponsored by Representatives Spiros, Mursau, Horlacher, E. Brooks, T. Larson, Subeck, Kahl, Allen, Kulp, Zamarripa, Kremer, Duchow and Craig.

To committee on **Judiciary and Public Safety**.

**Senate Bill 411**

Relating to: funding for the Department of Transportation and making an appropriation.

By Senators Stroebel, Gudex, Darling, Harsdorf, Kapenga, Lasee, LeMahieu, Marklein, Olsen, Petrowski, Tiffany, Vukmir and Wanggaard; cosponsored by Representatives R. Brooks, Kremer, Ballweg, Bernier, Born, Brandtjen, Craig, Duchow, Gannon, Horlacher, Jacque, Jarchow, Katsma, Kitchens, Knodl, Knudson, Kooyenga, T. Larson, Murphy, Neylon, J. Ott, Quinn, Rohrkaste, Sanfelippo, Schraa, Tittl and Vorpapel.

To committee on **Transportation and Veterans Affairs**.

**Senate Bill 412**

Relating to: providing lifesaving skills instruction to pupils.

By Senators Petrowski, Carpenter, Hansen, C. Larson, Lasee, Lassa, Miller, Ringhand, Risser, Shilling, Stroebel and Wirch; cosponsored by Representatives Spiros, Rodriguez, Berceau, Billings, Bowen, Brandtjen, E. Brooks, Genrich, Goyke, Hintz, Horlacher, Jacque, Johnson, Jorgensen, Kahl, Kleefisch, Krug, Kulp, T. Larson, Milroy, Murphy, Mursau, Novak, Ohnstad, A. Ott, Petryk, Riemer, Rohrkaste, Sargent, Skowronski, Spreitzer, Stuck, Tauchen, C. Taylor, Tranel, VanderMeer and Zamarripa.

To committee on **Education**.

**Senate Bill 413**

Relating to: social and financial impact reports.

By Senators Vukmir, Kapenga, LeMahieu, Stroebel and Tiffany; cosponsored by Representatives Jagler, Born, R. Brooks, Craig, Duchow, Edming, Gannon, Horlacher, Hutton, Jacque, Knodl, T. Larson, Petersen, Ripp, Sanfelippo, Spiros, Steffen and Vorpapel.

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

**Senate Bill 414**

Relating to: considering post-traumatic stress disorder as a mitigating factor in sentencing certain criminal offenders.

By Senators Wirch and Lassa; cosponsored by Representatives Hesselbein, Thiesfeldt, Goyke, Milroy, Subeck, Ohnstad, Wachs, Sinicki, Johnson, Pope, Berceau and Spreitzer.

To committee on **Judiciary and Public Safety**.

**Senate Bill 415**

Relating to: fraud in obtaining economic development benefits from the Wisconsin Economic Development Corporation and providing a criminal penalty.

By Senators Hansen, Ringhand, Vinehout, C. Larson, Risser, Wirch, Erpenbach and L. Taylor; cosponsored by Representatives Shankland, C. Taylor, Berceau, Brostoff, Danou, Hebl, Hesselbein, Johnson, Kahl, Kolste, Ohnstad, Sargent, Sinicki, Spreitzer, Subeck, Wachs and Zamarripa.

To committee on **Economic Development and Commerce**.

**Senate Bill 416**

Relating to: creating a student loan reimbursement program for individuals who relocate to certain rural counties, authorizing non-rural counties to create a similar student loan reimbursement program, granting rule-making authority, and making an appropriation.

By Senators Lassa, Olsen, Shilling, Erpenbach, L. Taylor, Marklein and Ringhand; cosponsored by Representatives Petryk, Milroy, Zamarripa, Ohnstad, Danou, E. Brooks, Krug, C. Taylor, Spreitzer, Skowronski, Ripp, A. Ott and Rohrkaste.

To committee on **Universities and Technical Colleges**.

**Senate Bill 417**

Relating to: the width and weight limits of certain motor vehicles operated on a highway.

By Senators Petrowski and Tiffany; cosponsored by Representatives Mursau, Czaja, Ripp, Jarchow, A. Ott, R. Brooks, E. Brooks, Schraa, Allen and Kulp.

To committee on **Transportation and Veterans Affairs**.

**Senate Bill 418**

Relating to: a nonprofit organization grant program administered by the Department of Veterans Affairs and making an appropriation.

By Senators Petrowski, Carpenter, Darling, Harsdorf, Marklein, Moulton, Ringhand, L. Taylor, Vinehout and Wirch; cosponsored by Representatives Edming, Petryk, Allen, Berceau, R. Brooks, Brostoff, Horlacher, T. Larson, Macco, Milroy, A. Ott, Riemer, Sinicki and Skowronski.

To committee on **Transportation and Veterans Affairs**.

**Senate Bill 419**

Relating to: a veterans employment and entrepreneurship grant program, veteran employment grants, granting rule-making authority, and making an appropriation.

By Senators Petrowski, Carpenter, Darling, Harsdorf, LeMahieu, Marklein, Moulton, Olsen, Ringhand, L. Taylor and Vinehout; cosponsored by Representatives VanderMeer, Allen, Ballweg, Bernier, Brostoff, Edming, T. Larson, Macco, Milroy, Murphy, A. Ott, Petryk and Skowronski.

To committee on **Transportation and Veterans Affairs**.

**Senate Bill 420**

Relating to: grants to the Institute for the Transformation of Learning at Marquette University to conduct a summer reading improvement program in Milwaukee and making appropriations.

By Senators L. Taylor and Stroebel; cosponsored by Representatives Sanfelippo, Rodriguez, Allen, Bernier, Hutton, Murphy, Rohrkaste, Sinicki, Skowronski and Young.  
To committee on **Education**.

**Senate Bill 421**

Relating to: the sales tax exemption for occasional sales by nonprofit organizations.

By Senator Gudex; cosponsored by Representatives Born, Jacque, A. Ott, Kulp, E. Brooks, Horlacher, Rohrkaste, R. Brooks, Hintz, Kremer, Tittl and Petryk.

To committee on **Revenue, Financial Institutions, and Rural Issues**.

**Senate Bill 422**

Relating to: exclusion of a franchisor as the employer of a franchisee or of an employee of a franchisee.

By Senators Kapenga, Marklein and Stroebel; cosponsored by Representatives Kuglitsch, Born, R. Brooks, Craig, Gannon, Hutton, Jarchow, Knodl, Murphy, Rohrkaste, Sanfelippo, Skowronski and Tittl.

To committee on **Labor and Government Reform**.

**Senate Bill 423**

Relating to: employment by a former member of the legislature as a lobbyist.

By Senators Stroebel, Carpenter, Darling, Risser and Vinehout; cosponsored by Representatives Wachs, J. Ott, E. Brooks, Berceau, Billings, Brostoff, Considine, Danou, Duchow, Gannon, Goyke, Hebl, Hintz, Kessler, Kolste, T. Larson, Ohnstad, Pope, Quinn, Rohrkaste, Spreitzer, Steffen, Subeck and Vorpapel.

To committee on **Government Operations and Consumer Protection**.

**Senate Bill 424**

Relating to: leave from employment for the purpose of serving as an organ donor.

By Senators Lassa, Lasee, Bewley, L. Taylor, C. Larson, Ringhand, Harris Dodd and Hansen; cosponsored by Representatives Mason, Jacque, Ohnstad, Johnson, Milroy, Ballweg, Horlacher, Subeck, C. Taylor, Sinicki, Spreitzer, Kolste, Considine and Riemer.

To committee on **Labor and Government Reform**.

**Senate Bill 425**

Relating to: requiring an evaluation by a local educational agency of whether a pupil with an extended absence from school is a child with a disability.

By Senator Wirch; cosponsored by Representatives Mason, Berceau, Bowen, Hintz, Meyers, Milroy, Sinicki and C. Taylor.

To committee on **Education**.

**Senate Bill 426**

Relating to: the disclosure of electronic juvenile court records to a county department of human services or social services for purposes of providing intake and depositions services.

By Senators Darling and Bewley; cosponsored by Representatives Hutton, Jarchow, Ballweg, Brandtjen, E. Brooks, Horlacher, Jacque, Kremer, Murphy, Quinn, Rohrkaste, Subeck and Tittl.

To committee on **Judiciary and Public Safety**.

**Senate Bill 427**

Relating to: preparation and response required by railroad corporations in the event of discharge of transported materials and making an appropriation.

By Senators Petrowski, Shilling, Wirch, Bewley, Carpenter, Darling, Hansen, C. Larson, Lassa, Miller, Olsen and Vinehout; cosponsored by Representatives Billings, Ohnstad, Ballweg, Barca, Berceau, E. Brooks, Brostoff, Danou, Doyle, Hintz, Johnson, Kahl, Kessler, Kolste, Milroy, A. Ott, Sargent, Subeck, C. Taylor, Wachs and Zepnick.

To committee on **Natural Resources and Energy**.

**Senate Bill 428**

Relating to: possessing a weapon on a motor bus used for public transit and providing a criminal penalty.

By Senators Carpenter and C. Larson; cosponsored by Representatives Berceau, Sargent, Subeck and Sinicki.

To committee on **Judiciary and Public Safety**.

**Senate Bill 429**

Relating to: determining equalized property values.

By Senators Olsen, Ringhand and Wanggaard; cosponsored by Representatives Kerkman, Ballweg, Billings, E. Brooks, R. Brooks, Doyle, Jacque, Kahl, Kremer, Murtha, Petryk, Subeck and Weatherston.

To committee on **Revenue, Financial Institutions, and Rural Issues**.

**Senate Bill 430**

Relating to: the special supervision of property tax assessments.

By Senators Olsen and Wanggaard; cosponsored by Representatives Kerkman, E. Brooks, Murtha, Petryk, Subeck and Weatherston.

To committee on **Revenue, Financial Institutions, and Rural Issues**.

**Senate Bill 431**

Relating to: suspending an assessor's certification.

By Senators Olsen, Marklein and Wanggaard; cosponsored by Representatives Kerkman, Billings, E. Brooks, R. Brooks, Doyle, Jacque, Kahl, Murtha, A. Ott, Petryk, Spreitzer, Subeck, Thiesfeldt and Weatherston.

To committee on **Revenue, Financial Institutions, and Rural Issues**.

**Senate Bill 432**

Relating to: out-of-state sewer and water affiliates of public utility holding companies and the sale or lease of municipal water or sewer public utilities to investor-owned public utilities.

By Senator Lasee; cosponsored by Representatives August, Zepnick, Sanfelippo, Murphy, Kleefisch, Knodl and Skowronski.

To committee on **Workforce Development, Public Works, and Military Affairs**.

**Senate Bill 433**

Relating to: special registration plates that are military in nature.

By Senators Lasee, LeMahieu and Hansen; cosponsored by Representatives Jacque, Edming, Skowronski, Petryk, Heaton, Krug, Tittl, Weatherston, Brandtjen, E. Brooks, R. Brooks, Horlacher, Kremer, T. Larson, Macco, Murphy, Mursau, Ohnstad, A. Ott, Spiros and Thiesfeldt.

To committee on **Transportation and Veterans Affairs**.

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## PETITIONS AND COMMUNICATIONS

### LEGISLATIVE REFERENCE BUREAU CORRECTIONS

#### CORRECTIONS IN:

##### 2015 SENATE BILL 375

Prepared by the Legislative Reference Bureau  
(December 3, 2015)

1. Page 39, line 15: delete “put the ~~subagent’s~~” and substitute “put the ~~subagent’s~~”.

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

### Senate Clearinghouse Rule 15-017

Relating to supervised hours for marriage and family therapists.

Submitted by Department of Safety and Professional Services.

Report received from Agency, November 23, 2015.

Referred to committee on **Health and Human Services**, December 3, 2015.

### Senate Clearinghouse Rule 15-045

Relating to the manufacture and distribution of fertilizer.  
Submitted by Department of Agriculture, Trade and Consumer Protection.

Report received from Agency, November 23, 2015.

Referred to committee on **Agriculture, Small Business, and Tourism**, December 3, 2015.

### Senate Clearinghouse Rule 15-049

Relating to safe drinking water.

Submitted by Department of Natural Resources.

Report received from Agency, November 30, 2015.

Referred to committee on **Natural Resources and Energy**, December 3, 2015.

### Senate Clearinghouse Rule 15-062

Relating to continuing education.

Submitted by Veterinary Examining Board.

Report received from Agency, November 23, 2015.

Referred to committee on **Agriculture, Small Business, and Tourism**, December 3, 2015.

### Senate Clearinghouse Rule 15-063

Relating to contractual services procurement.

Submitted by Department of Transportation.

Report received from Agency, November 23, 2015.

Referred to committee on **Transportation and Veterans Affairs**, December 3, 2015.

### Senate Clearinghouse Rule 15-071

Relating to transportation network companies.

Submitted by Department of Safety and Professional Services.

Report received from Agency, November 23, 2015.

Referred to committee on **Transportation and Veterans Affairs**, December 3, 2015.