

# STATE OF WISCONSIN

# Senate Journal

## One-Hundred and Second Regular Session

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FRIDAY, December 18, 2015

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The Chief Clerk makes the following entries dated **Wednesday, December 16, 2015.**

Senate Amendment 2 to **Senate Bill 410** offered by Senator Vukmir.

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

### CHIEF CLERK'S ENTRIES

#### AMENDMENTS OFFERED

Senate Amendment 1 to **Senate Bill 443** offered by Senator Marklein.

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

Read first time and referred:

#### **Senate Bill 456**

Relating to: various changes to the worker's compensation law, granting rule-making authority, and making an appropriation.

By Senators Stroebel and Kapenga; cosponsored by Representatives Spiros, Knodl, Steffen, Murphy, Hutton, Duchow and Kleefisch.

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

#### **Senate Bill 457**

Relating to: trespass and damage to property owned or used by an energy provider and providing a criminal penalty.

By Senators Wanggaard, Cowles, Gudex and Lasee; cosponsored by Representatives Steffen, E. Brooks, Gannon, Kahl, Kremer, Krug, Kuglitsch, T. Larson, Murphy, Novak, Petersen, Petryk, Ripp, Schraa, Tauchen, Tittl, Weatherston and Zepnick.

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

#### **Senate Bill 458**

Relating to: information required on building permit forms and reporting requirements for municipalities that issue building permits.

By Senator Olsen; cosponsored by Representatives Jagler, Allen, Kahl, Kulp and T. Larson.

To committee on **Elections and Local Government.**

#### **Senate Bill 459**

Relating to: the regulation of navigable waters and wetlands.

By Senators Lasee, Nass, LeMahieu, Stroebel and Kapenga; cosponsored by Representatives Jarchow, Nygren, Knodl, Tittl, Hutton, Craig, Allen, Czaja and Petersen.

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

#### **Senate Bill 460**

Relating to: continuing education requirements for private detectives and granting rule-making authority.

By Senators Moulton and Nass; cosponsored by Representatives T. Larson, Ballweg, Krug, A. Ott and Schraa.

To committee on **Public Benefit and Regulatory Reform.**

#### **Senate Bill 461**

Relating to: municipal welcome signs erected in the highway right-of-way by the city of Mauston.

By Senator Marklein; cosponsored by Representative E. Brooks.

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

#### **Senate Bill 462**

Relating to: suspension of operating privilege for failure to pay monetary judgment.

By Senators Petrowski, Harris Dodd, Hansen, Lasee, Ringhand and L. Taylor; cosponsored by Representatives Spiros, Mason, Ballweg, Berceau, Bowen, Brostoff, Considine, Goyke, Hebl, Hesselbein, Horlacher, Johnson, Kahl, Kolste, Kulp, Loudenbeck, Ohnstad, A. Ott, Pope, Riemer, Ripp, Sinicki, Spreitzer, Young and Subeck.

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

#### **Senate Bill 463**

Relating to: duties of ski area operators and persons who bike in a ski area, and liability of ski area operators.

By Senators Stroebel and Kapenga; cosponsored by Representatives Jarchow, Novak, Ballweg, E. Brooks, Czaja, Gannon, Horlacher, Kerkman, Krug, T. Larson, Tittl, Pope and Brandtjen.

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

#### **Senate Bill 464**

Relating to: government actions affecting rights to real property; the regulation of shoreland zoning; the substitution of hearing examiners in contested cases; and the property tax treatment of unoccupied property.

By Senators Lasee, Nass and LeMahieu; cosponsored by Representatives Jarchow, Knodl, Nygren, Tauchen, Craig, Allen, Czaja and Petersen.

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

**Senate Bill 465**

Relating to: declarations of domestic partnership and marriage licenses.

By Senator Olsen; cosponsored by Representatives Ballweg, E. Brooks, Murphy, Mursau, Ohnstad, A. Ott, Skowronski and Tittl.

To committee on **Elections and Local Government**.

**Senate Bill 466**

Relating to: authorizing certain libraries to notify collection agencies and law enforcement agencies of delinquent accounts.

By Senators Harsdorf, Gudex, Kapenga, Moulton, Stroebel, Wanggaard, Ringhand and Bewley; cosponsored by Representatives VanderMeer, Allen, Bernier, E. Brooks, Czaja, Edming, Jacque, Krug, Kulp, Loudenbeck, Murphy, Mursau, Nerison, A. Ott, Petryk, Ripp, Rohrkaste, Swearingen, Tittl and Kahl.

To committee on **Elections and Local Government**.

**Senate Bill 467**

Relating to: accrediting entities for private schools participating in a parental choice program or the Special Needs Scholarship program.

By Senators Kapenga, Vukmir, LeMahieu, Stroebel, Darling and Nass; cosponsored by Representatives Katsma, Schraa, Thiesfeldt, Kremer, Kooyenga, Vorpapel, A. Ott, Knudson, Murphy, Knodl, Brandtjen and Hutton.

To committee on **Education**.

**Senate Bill 468**

Relating to: creating the Department of Economic Opportunity and the Economic Development Policy Board, requiring the creation of a nonstock, nonprofit corporation to be known as the Badger Innovation Corporation, providing for the elimination of the Wisconsin Economic Development Corporation and the transfer its functions to the Department of Economic Opportunity and the Badger Innovation Corporation, granting rule-making authority, and making appropriations.

By Senators Lassa, Carpenter, C. Larson, Vinehout, L. Taylor and Shilling; cosponsored by Representatives Barca, Shankland, Milroy, Sargent, Goyke, Spreitzer, Berceau, Brostoff, C. Taylor, Ohnstad, Jorgensen, Considine, Subeck, Wachs, Kolste, Hebl, Zamarripa, Pope, Sinicki and Johnson.

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

**Senate Bill 469**

Relating to: control of nonpoint source water pollution in certain areas with carbonate bedrock and granting rule-making authority.

By Senators Hansen, Vinehout, Bewley, C. Larson, Lassa, Miller, Ringhand, Risser and Shilling; cosponsored by Representatives Genrich, Milroy, Berceau, Considine, Goyke, Hintz, Kolste, Mason, Meyers, Ohnstad, Sinicki, Spreitzer, C. Taylor, Zepnick, Brostoff and Subeck.

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

**Senate Bill 470**

Relating to: reporting crimes and other incidents that occur on school property, on school transportation, and at school sanctioned events and granting rule-making authority.

By Senators Wanggaard and Darling; cosponsored by Representatives Jagler, J. Ott, Sanfelippo, Murphy, Loudenbeck, Quinn, R. Brooks, Tittl, Allen, Vorpapel, Weatherston, Hutton, Knodl, Tranel, Ripp, Kerkman, Brandtjen, Nygren, T. Larson, Petersen, Born, Ballweg, E. Brooks, Gannon and Nerison.

To committee on **Education**.

**Senate Bill 471**

Relating to: citations to underage persons for alcohol beverages violations and providing a criminal penalty.

By Senators Risser, Erpenbach, Gudex, Ringhand, Carpenter and C. Larson; cosponsored by Representatives Horlacher, Goyke, Sargent, Brostoff, Spreitzer, Subeck, Kahl, Berceau, Wachs and Johnson.

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

**Senate Bill 472**

Relating to: an optional incentive program for counties and tribes that identify fraudulent activity in certain public assistance programs, granting rule-making authority, and making appropriations.

By Senators Cowles, Gudex, Hansen, Lasee and Stroebel; cosponsored by Representatives Jacque, Brandtjen, R. Brooks, Gannon, Genrich, Horlacher, Kremer, Krug, T. Larson, Petersen, Skowronski and Tittl.

To committee on **Public Benefit and Regulatory Reform**.

**Senate Bill 473**

Relating to: school bullying, unlawful use of computer systems, and providing a criminal penalty.

By Senators Ringhand, Lassa and C. Larson; cosponsored by Representatives Kahl, Kessler, Genrich, Goyke, Milroy, Berceau, Subeck, Considine, Wachs and C. Taylor.

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

**Senate Bill 474**

Relating to: grants to support donation of farm and food products to food banks and making an appropriation.

By Senators Petrowski, Moulton, Hansen and L. Taylor; cosponsored by Representatives Krug, Spiros, Macco, Kulp, Ballweg, Mursau, Murphy, Ripp, E. Brooks, Novak and Nerison.

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

**Senate Bill 475**

Relating to: repeal of the Interstate Compact on Juveniles and requiring a juvenile from another state who is on supervision in this state under the Interstate Compact for Juveniles for a sex offense to register as a sex offender before entering this state.

By Senators Wanggaard, Olsen and Petrowski; cosponsored by Representatives Hutton, E. Brooks, Gannon, Horlacher, Jacque, Kleefisch, Knodl, T. Larson, Mursau, Rohrkaste, Skowronski, Tittl and Thiesfeldt.

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

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## REPORT OF COMMITTEES

The committee on **Government Operations and Consumer Protection** reports and recommends:

### **Senate Joint Resolution 55**

Relating to: accounting and expenditure of state funds and reduction of deficit (first consideration).

Adoption.

Ayes: 3 - Senators Stroebel, LeMahieu and Kapenga.

Noes: 2 - Senators Harris Dodd and Wirch.

### **Senate Bill 314**

Relating to: adverse possession against the state or a political subdivision.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Stroebel, LeMahieu, Kapenga, Harris Dodd and Wirch.

Noes: 0.

Passage as amended.

Ayes: 5 - Senators Stroebel, LeMahieu, Kapenga, Harris Dodd and Wirch.

Noes: 0.

### **Senate Bill 343**

Relating to: distribution of Wisconsin Blue Book and highway maps.

Passage.

Ayes: 5 - Senators Stroebel, LeMahieu, Kapenga, Harris Dodd and Wirch.

Noes: 0.

*DUEY STROEBEL*

Chairperson

Committee on Government Operations and Consumer Protection

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The committee on **Judiciary and Public Safety** reports and recommends:

### **Assembly Bill 13**

Relating to: the return of a seized firearm to the person who owns the firearm.

Concurrence.

Ayes: 4 - Senators Wanggaard, Vukmir, Lasee and L. Taylor.

Noes: 0.

### **Senate Bill 303**

Relating to: Increasing prison terms upon conviction for gang-related crimes and creating a criminal penalty.

Passage.

Ayes: 3 - Senators Wanggaard, Vukmir and Lasee.

Noes: 1 - Senator L. Taylor.

### **Senate Bill 326**

Relating to: referral of cases of suspected or threatened child abuse or neglect to the sheriff or police department, coordination of the investigation of those cases, and referral of those cases to the district attorney for criminal prosecution.

Senate Substitute Amendment 1 adoption.

Ayes: 3 - Senators Wanggaard, Vukmir and Lasee.

Noes: 1 - Senator L. Taylor.

Passage as amended.

Ayes: 3 - Senators Wanggaard, Vukmir and Lasee.

Noes: 1 - Senator L. Taylor.

*VAN WANGGAARD*

Chairperson

Committee on Judiciary and Public Safety

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

### **Senate Bill 255**

Relating to: sunseting the individual income tax deduction for expense allowances that may be claimed by certain state legislators.

Passage.

Ayes: 3 - Senators Marklein, Tiffany and Stroebel.

Noes: 2 - Senators Lassa and Ringhand.

### **Senate Bill 300**

Relating to: the sales and use tax imposed on a jukebox.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Marklein, Tiffany, Lassa, Ringhand and Stroebel.

Noes: 0.

Passage as amended.

Ayes: 5 - Senators Marklein, Tiffany, Lassa, Ringhand and Stroebel.

Noes: 0.

### **Senate Bill 92**

Relating to: pleading requirements under the Wisconsin Consumer Act.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Marklein, Tiffany, Lassa, Ringhand and Stroebel.

Noes: 0.

Passage as amended.

Ayes: 3 - Senators Marklein, Tiffany and Stroebel.

Noes: 2 - Senators Lassa and Ringhand.

*HOWARD MARKLEIN*

Chairperson

Committee on Revenue, Financial Institutions, and Rural Issues

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## PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator LeMahieu added as a co-author of **Senate Bill 407**.

Pursuant to Senate Rule 17 (5), Representative Skowronski added as a co-sponsor of **Senate Bill 398**.

Pursuant to Senate Rule 17 (5), Representative Thiesfeldt added as a co-sponsor of **Senate Bill 436**.

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**State of Wisconsin  
Office of the Governor**

December 18, 2015

The Honorable, the Senate:

The following bill(s), originating in the Senate, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
<b>Senate Bill 158</b> .....	123 .....	December 16, 2015
<b>Senate Bill 170</b> .....	121 .....	December 16, 2015
<b>Senate Bill 178</b> .....	122 .....	December 16, 2015
<b>Senate Bill 224</b> .....	124 .....	December 16, 2015
<b>Senate Bill 225</b> .....	125 .....	December 16, 2015
<b>Senate Bill 227</b> .....	126 .....	December 16, 2015

Sincerely,  
*SCOTT WALKER*  
Governor

Pursuant to s. 35.095 (1)(b), Wisconsin Statutes, the following 2015 Act(s) have been published:

<u>Act Number</u>	<u>Bill Number</u>	<u>Publication Date</u>
<b>Wisconsin Act 121</b> .....	170 .....	December 17, 2015
<b>Wisconsin Act 122</b> .....	178 .....	December 17, 2015
<b>Wisconsin Act 123</b> .....	158 .....	December 17, 2015
<b>Wisconsin Act 124</b> .....	224 .....	December 17, 2015
<b>Wisconsin Act 125</b> .....	225 .....	December 17, 2015
<b>Wisconsin Act 126</b> .....	227 .....	December 17, 2015

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

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

**Senate Clearinghouse Rule 13-068**

Relating to the provisions and administration of the universal service fund.

No action taken on December 14, 2015.

*STEPHEN NASS*  
Senate Chairperson

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**ADVICE AND CONSENT OF THE SENATE**

**State of Wisconsin  
Department of Public Instruction**

December 18, 2015

The Honorable, the Senate:

Pursuant to s. 15.377(8), Wis. Stats., enclosed please find a list of nominees to the Professional Standards Council for Teachers. These individuals were selected based upon organizational recommendations as prescribed in statute. Your confirmation of the appointees is requested.

Sincerely,  
*TONY EVERS, PHD*  
State Superintendent

DIANA CALLOPE, of Whitewater, as a Member on the Professional Standards Council, to serve for the term ending June 30, 2018.

Read and referred to committee on **Education**.

MARGARET HESSEL, of Whitefish Bay, as a Member on the Professional Standards Council, to serve for the term ending June 30, 2017.

Read and referred to committee on **Education**.

PEGGY HILL BREUNIG, of Waunakee, as a Member on the Professional Standards Council, to serve for the term ending June 30, 2018.

Read and referred to committee on **Education**.

GUS KNITT, of Pardeeville, as a Member on the Professional Standards Council, to serve for the term ending June 30, 2018.

Read and referred to committee on **Education**.

KIMBERLY MARSOLEK, of Wausaukee, as a Member on the Professional Standards Council, to serve for the term ending June 30, 2018.

Read and referred to committee on **Education**.

NOELLE MUDRAK, of Appleton, as a Member on the Professional Standards Council, to serve for the term ending June 30, 2017.

Read and referred to committee on **Education**.

ANDREA PASQUALUCCI, of Green Bay, as a Member on the Professional Standards Council, to serve for the term ending June 30, 2018.

Read and referred to committee on **Education**.

BRAD PECK, of Wausau, as a Member on the Professional Standards Council, to serve for the term ending June 30, 2018.

Read and referred to committee on **Education**.

JOANNA RIZZOTTO, of Milwaukee, as a Member on the Professional Standards Council, to serve for the term ending June 30, 2017.

Read and referred to committee on **Education**.

AMY TRAYNOR, of Eau Claire, as a Member on the Professional Standards Council, to serve for the term ending June 30, 2018.

Read and referred to committee on **Education**.

MICHAEL UDEN, of Mequon, as a Member on the Professional Standards Council, to serve for the term ending June 30, 2016.

Read and referred to committee on **Education**.

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**State of Wisconsin  
Office of the Governor**

December 18, 2015

The Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint TIM GARLAND, of Milwaukee, as

a Landscape Architect 3 on the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2020.

Respectfully Submitted,  
*SCOTT WALKER*  
Governor

Read and referred to committee on **Economic Development and Commerce**.