

# STATE OF WISCONSIN

# Senate Journal

## One-Hundred and Second Regular Session

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FRIDAY, February 12, 2016

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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 1 to **Senate Bill 407** offered by Senator Kapenga.

Senate Substitute Amendment 3 to **Senate Bill 459** offered by Senator Cowles.

Senate Substitute Amendment 1 to **Senate Bill 470** offered by Senator Wanggaard.

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#### SENATE ENROLLED PROPOSALS

The Chief Clerk records:

**Senate Bill 243**

**Senate Bill 512**

Report correctly enrolled on 2-12-2016.

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### REPORT OF COMMITTEES

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

**Senate Bill 707**

Relating to: prohibiting a legislator from concurrently holding office as county executive.

Passage.

Ayes: 3 - Senators Stroebel, LeMahieu and Kapenga.

Noes: 2 - Senators Harris Dodd and Wirch.

*DUEY STROEBEL*

Chairperson

Committee on Government Operations and Consumer Protection

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The committee on **Health and Human Services** reports and recommends:

**BORST, DONALD**, of Little Suamico, as a Licensed Radiographer 2 on the Radiography Examining Board, to serve for the term ending July 1, 2017.

Confirmation.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**ELLINGBOE, BRIDGET**, of Madison, as a Marriage and Family Therapist on the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2016.

Confirmation.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**ELLINGBOE, BRIDGET**, of Madison, as a Marriage and Family Therapist on the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2020.

Confirmation.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**GENDREAU, MELISSA**, of Frederic, as a Professional Counselor on the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2017.

Confirmation.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**OPPERMANN, JAMES**, of Brookfield, as a Public Member on the Wisconsin Health and Educational Facilities Authority, to serve for the term ending July 1, 2016.

Confirmation.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**REINEMANN, JOHN**, of Madison, as a Public Member on the Cemetery Board, to serve for the term ending July 1, 2016.

Confirmation.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**ZONDAG, ROBERT**, of Milwaukee, as a Member on the Interstate Medical Licensure Compact Commission.

Confirmation.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**Assembly Bill 667**

Relating to: model procedures for investigating reports of abuse or neglect involving children with disabilities.

Concurrence.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**Senate Bill 453**

Relating to: the authority of physical therapists to order X-rays and granting rule-making authority.

Passage.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**Senate Bill 520**

Relating to: guidelines for prescribing controlled substances and the examination authority of the Medical Examining Board.

Passage.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**Senate Bill 522**

Relating to: opioid treatment programs.

Passage.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**Senate Bill 531**

Relating to: fees charged for certain coroner or medical examiner services.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

Passage as amended.

Ayes: 3 - Senators Vukmir, Moulton and LeMahieu.

Noes: 2 - Senators Carpenter and Erpenbach.

**Senate Bill 692**

Relating to: ambulatory surgical center assessment reporting.

Passage.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**Senate Bill 708**

Relating to: the administration by injection of prescribed drugs by pharmacists.

Passage.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**Senate Bill 709**

Relating to: prescription refills.

Passage.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

**Senate Bill 716**

Relating to: review and reporting requirements for the Prescription Drug Monitoring Program.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

Passage as amended.

Ayes: 5 - Senators Vukmir, Moulton, LeMahieu, Carpenter and Erpenbach.

Noes: 0.

*LEAH VUKMIR*

Chairperson

Committee on Health and Human Services

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

**CLEMENTI, CARL**, of Hartland, as a Licensed Appraiser on the Real Estate Appraisers Board, to serve for the term ending May 1, 2020.

Confirmation.

Ayes: 5 - Senators Lasee, Olsen, Roth, Bewley and Harris Dodd.

Noes: 0.

**Senate Bill 445**

Relating to: terminating a tenancy for criminal activity or drug-related criminal activity; disposition of personal property left in rental property by a trespasser; preexisting sprinkler ordinances that are stricter than the multifamily dwelling code; towing vehicles illegally parked on private property; terminating certain tenancies for breaches other than failure to pay rent; limitations on the authority of political subdivisions to regulate rental units, historic properties, and signs; prohibiting local governmental units from imposing real property purchase or residential real property occupancy requirements; creating a criminal penalty; and making an appropriation.

Senate Amendment 1 to Senate Substitute Amendment 2 adoption.

Ayes: 5 - Senators Lasee, Olsen, Roth, Bewley and Harris  
Dodd.

Noes: 0.

Senate Substitute Amendment 2 adoption.

Ayes: 3 - Senators Lasee, Olsen and Roth.

Noes: 2 - Senators Bewley and Harris Dodd.

Passage as amended.

Ayes: 3 - Senators Lasee, Olsen and Roth.

Noes: 2 - Senators Bewley and Harris Dodd.

*FRANK LASEE*

Chairperson

Committee on Insurance, Housing, and Trade

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The committee on **Labor and Government Reform**  
reports and recommends:

**Senate Bill 369**

Relating to: prohibiting local ordinances, resolutions, and policies that prohibit immigration status inquiries and reports to, and cooperation with, other units of government about the presence of illegal aliens, authorizing certain elective officeholders to commence an enforcement action, and providing a reduction in shared revenue payments.

Senate Amendment 1 adoption.

Ayes: 5 - Senators Nass, Wanggaard, Marklein, Wirch and C. Larson.

Noes: 0.

Senate Amendment 2 adoption.

Ayes: 5 - Senators Nass, Wanggaard, Marklein, Wirch and C. Larson.

Noes: 0.

Passage as amended.

Ayes: 3 - Senators Nass, Wanggaard and Marklein.

Noes: 2 - Senators Wirch and C. Larson.

**Senate Bill 684**

Relating to: various changes to the unemployment insurance law.

Passage.

Ayes: 4 - Senators Nass, Wanggaard, Marklein and Wirch.

Noes: 1 - Senator C. Larson.

*STEPHEN NASS*

Chairperson

Committee on Labor and Government Reform

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**PETITIONS AND COMMUNICATIONS**

Pursuant to Senate Rule 17 (5), Representative Brostoff added as a co-sponsor of **Senate Joint Resolution 99**.

Pursuant to Senate Rule 17 (5), Representative Riemer added as a co-sponsor of **Senate Bill 724**.

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**LEGISLATIVE REFERENCE BUREAU CORRECTIONS**

**CORRECTIONS IN:**

**SENATE AMENDMENT 1,  
TO 2015 SENATE BILL 716**

Prepared by the Legislative Reference Bureau  
(February 11, 2016)

1. Page 1, line 6: delete "to 5" and substitute "to 3".

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**SENATE AMENDMENT 1,  
TO 2015 SENATE BILL 221**

Prepared by the Legislative Reference Bureau  
(February 11, 2016)

1. Page 1, line 3: delete "2015" and substitute "2013".

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**MESSAGES FROM THE  
ASSEMBLY CONSIDERED**

**Assembly Bill 76**

Relating to: regulation of unarmed combat sports.

By Representatives Kleefisch, Berceau, Brostoff, Danou, Edming, Hintz, Kahl, Mursau, A. Ott, Zepnick, Zamarripa and Steffen; cosponsored by Senators Cowles, Hansen and Harris Dodd.

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

**Assembly Bill 175**

Relating to: communications by members of the legislature.

By Representatives Vorpapel, Ballweg, Johnson, Krug, Tittl, Kahl, Rohrkaste, Kleefisch, R. Brooks, Ripp, Milroy, Steffen, Kerkman, Berceau, A. Ott, Kulp, Kitchens, Thiesfeldt, Knodl, Genrich, Spreitzer, Katsma and Sinicki; cosponsored by Senator Farrow.

Read first time and referred to committee on **Elections and Local Government**

**Assembly Bill 471**

Relating to: wild animal protection surcharges for game fish and a higher wild animal protection surcharge for certain animals of a larger size.

By Representatives Skowronski, Tittl, T. Larson, A. Ott, Knodl, Mursau, Berceau, Krug, Edming, Sinicki, C. Taylor and Ballweg.

Read first time and referred to committee on **Sporting Heritage, Mining, and Forestry**

**Assembly Bill 502**

Relating to: regulation of liquid nicotine packaging, providing an exemption from emergency rule procedures, and granting rule-making authority.

By Representatives Kerkman, C. Taylor, Goyke, Subeck, Berceau, Ohnstad, Considine, A. Ott, Sinicki, Billings, Pope, Bowen, Kolste, Murphy, Thiesfeldt, Allen, Heaton, Spreitzer and Wachs; cosponsored by Senators Bewley, Lassa, Risser, L. Taylor, Harris Dodd and Ringhand.

Read first time and referred to committee on **Government Operations and Consumer Protection**

**Assembly Bill 512**

Relating to: designating and marking a specified highway route in the counties of Kenosha, Racine, Milwaukee, Waukesha, Jefferson, Dane, Iowa, Sauk, and Richland as the Frank Lloyd Wright Trail and making an appropriation.

By Representatives Novak, Mason, Tranel, Barnes, Berceau, Bowen, E. Brooks, Considine, Genrich, Hintz, Horlacher, Kahl, Kessler, Kitchens, Kolste, Kooyenga, Meyers, Murphy, Petryk, Riemer, Ripp, Rohrkaste, Sinicki, Subeck, C. Taylor, VanderMeer, Wachs, Weatherston and Zepnick; cosponsored by Senators Marklein, Carpenter, Lasee, Miller, Olsen, Risser, L. Taylor, Wanggaard and Wirsch.

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

**Assembly Bill 543**

Relating to: social and financial impact reports.

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

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

**Assembly Bill 568**

Relating to: terminating a tenancy for criminal activity or drug-related criminal activity; disposition of personal property left in rental property by a trespasser; preexisting sprinkler ordinances that are stricter than the multifamily dwelling code; towing vehicles illegally parked on private property; terminating certain tenancies for breaches other than failure to pay rent; limitations on the authority of political subdivisions to regulate rental units, historic properties, and signs; prohibiting local governmental units from imposing real property purchase or residential real property occupancy requirements; creating a criminal penalty; and making an appropriation.

By Representatives R. Brooks and Allen; cosponsored by Senators Lasee and Stroebel.

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

**Assembly Bill 573**

Relating to: declarations of domestic partnership and marriage licenses.

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

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

**Assembly Bill 575**

Relating to: determining equalized property values.

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

Read first time and referred to committee on **Revenue, Financial Institutions, and Rural Issues**

**Assembly Bill 576**

Relating to: the special supervision of property tax assessments.

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

Read first time and referred to committee on **Revenue, Financial Institutions, and Rural Issues**

**Assembly Bill 577**

Relating to: suspending an assessor's certification.

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

Read first time and referred to committee on **Revenue, Financial Institutions, and Rural Issues**

**Assembly Bill 583**

Relating to: lodging establishments and restricting a local government's ability to prohibit or restrict a person from renting out of the person's residential dwelling.

By Representatives Allen, Brandtjen, R. Brooks, Craig, Jarchow, Kulp, Murphy and Rohrkaste; cosponsored by Senator Lasee.

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

**Assembly Bill 591**

Relating to: regulating the use of certain professional credentials and providing a criminal penalty.

By Representatives Petryk, Weatherston, Allen, E. Brooks, Doyle, Horlacher, Knodl, T. Larson, Rohrkaste, A. Ott and Macco; cosponsored by Senators Darling, Wanggaard and Ringhand.

Read first time and referred to committee on **Government Operations and Consumer Protection**

**Assembly Bill 600**

Relating to: the regulation of navigable waters and wetlands.

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

Read first time and referred to committee on **Natural Resources and Energy**

**Assembly Bill 603**

Relating to: restrictions in a county shoreland zoning ordinance on activities within the shoreland setback area.

By Representatives Jarchow, Duchow, Ballweg, R. Brooks, Czaja, Hutton, Knodl and A. Ott; cosponsored by Senators LeMahieu and Kapenga.

Read first time and referred to committee on **Natural Resources and Energy**

**Assembly Bill 614**

Relating to: creating a procedure for granting certificates of qualification for employment.

By Representatives Knudson, Ballweg, Bernier, E. Brooks, Jagler, Jarchow, Knodl, Kremer, Krug, Macco, Murphy, Novak, Nygren, A. Ott, Tittl, Rohrkaste, Hutton, T.

Larson, Steffen and Gannon; cosponsored by Senators Darling, L. Taylor and Harris Dodd.

Read first time and referred to committee on **Judiciary and Public Safety**

**Assembly Bill 616**

Relating to: hauling restrictions for special interest motor vehicles.

By Representatives Murtha, Edming, Horlacher, Kulp, Mursau, Petryk, Ripp, Spiros, Weatherston and E. Brooks; cosponsored by Senator Olsen.

Read first time and referred to committee on **Transportation and Veterans Affairs**

**Assembly Bill 624**

Relating to: retaining invoices for the sale of malt beverages and intoxicating liquors and the local option for issuing liquor licenses.

By Representatives Steffen, Katsma, Ballweg, Duchow, Gannon, Horlacher, Kremer, Rohrkaste, Skowronski, Spiros and R. Brooks; cosponsored by Senators Olsen and Lassa.

Read first time and referred to committee on **Elections and Local Government**

**Assembly Bill 628**

Relating to: suspending, revoking, or refusing to renew cigarette and tobacco products retailer licenses.

By Representatives Goyke, J. Ott, Jacque, Skowronski, Macco, Rodriguez, Zepnick, Brostoff, Sinicki, Johnson, Kahl, Ohnstad, Riemer, Wachs, Barnes, Bowen and Young; cosponsored by Senators Darling, Harris Dodd, Carpenter and Kapenga.

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

**Assembly Bill 647**

Relating to: funding for broadband expansion grants and making an appropriation.

By Representatives VanderMeer, Petryk, Kulp, Tranel, Ohnstad, Edming, Horlacher and E. Brooks; cosponsored by Senators Gudex, Olsen, Vinehout and Ringhand.

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

**Assembly Bill 648**

Relating to: seasonal placement of a Christmas tree in the rotunda of the state capitol building or in a church.

By Representatives Kremer, Vos, Thiesfeldt, T. Larson, Horlacher, Nygren, Jarchow, Murphy and Born; cosponsored by Senator Nass.

Read first time and referred to committee on **Government Operations and Consumer Protection**

**Assembly Bill 704**

Relating to: tribal college and county joint libraries.

By Representative Mursau.

Read first time and referred to committee on **Elections and Local Government**

**Assembly Bill 729**

Relating to: advertising motor fuel prices by the half-gallon.

By Representatives Czaja, Quinn, Swearingen, Jarchow, Edming, Tittl, Knodl, Kulp, Brandtjen, Kremer, Mursau, Steffen and Murtha; cosponsored by Senator Tiffany.

Read first time and referred to committee on **Transportation and Veterans Affairs**

**Assembly Bill 769**

Relating to: powers and duties of the Veterinary Examining Board and Department of Agriculture, Trade and Consumer Protection.

By Representative A. Ott.

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

**Assembly Bill 778**

Relating to: registration and other requirements for charitable organizations, professional fund-raisers, fund-raising counsel, and professional employer organizations and modifying rules promulgated by the Department of Financial Institutions.

By Representatives Craig, Ballweg, Gannon, Horlacher, Katsma, Kremer, Murphy, A. Ott, Tranel, Kooyenga and Skowronski; cosponsored by Senators Marklein, Olsen and Petrowski.

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

**Assembly Bill 779**

Relating to: the method of sending notices by pawnbrokers.

By Representatives Swearingen and August; cosponsored by Senator Lasee.

Read first time and referred to committee on **Revenue, Financial Institutions, and Rural Issues**

**Assembly Bill 807**

Relating to: credit union operations and modifying rules promulgated by the Department of Financial Institutions.

By Representatives Craig, Kuglitsch, Brandtjen, E. Brooks, Brostoff, Czaja, Hintz, Jacque, Kremer, Krug, Loudenbeck, Murphy, Nygren, Petryk, Riemer, Ripp, Rohrkaste, Sargent, Sinicki, Skowronski, Tauchen, Zepnick and Danou; cosponsored by Senators Stroebel, Gudex, Bewley, Carpenter and Vinehout.

Read first time and referred to committee on **Revenue, Financial Institutions, and Rural Issues**

**Assembly Bill 808**

Relating to: prohibiting issuance of citations for alcohol beverages violations to certain underage persons in connection with sexual assault or certain other crimes and prohibiting certain disciplinary sanctions if the underage person is a student.

By Representatives Ballweg, Bernier, Billings, E. Brooks, Czaja, Horlacher, Jacque, Johnson, Kahl, Kleefisch, Krug, Loudenbeck, Murphy, Novak, Nygren, A. Ott, Petryk, Rohrkaste, Schraa, Sinicki, Skowronski, Spiros, Subeck, Swearingen, C. Taylor, VanderMeer, Zamarripa, Ohnstad and Wachs; cosponsored by Senators Petrowski, Gudex, Harsdorf, C. Larson, Lassa and Olsen.

Read first time and referred to committee on **Judiciary and Public Safety**

