



# STATE OF WISCONSIN

# Senate Journal

## October 1999 Special Session

3:09 P.M.

THURSDAY, November 11, 1999

The Senate met.

The Senate was called to order by Senator Fred Risser.

The Chair, with unanimous consent, asked that the roll, prayer and pledge of the regular session be applied to the special session.

The Chair, with unanimous consent, asked that the Senate move to the twelfth order of business.

### SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

#### Assembly Bill 1

Relating to: creating a tax rebate for individuals, repealing the school property tax rent credit, reducing the amount that is available under the school levy tax credit and making an appropriation.

Read a second time.

Senate amendment 3 to Senate substitute amendment 1 to **Assembly Bill 1** offered by Senator Lazich.

Senate amendment 4 to Senate substitute amendment 1 to **Assembly Bill 1** offered by Senators Chvala, Burke, Robson, Erpenbach, Wirch, Clausing, Breske, Shibilski and Baumgart.

Senate amendment 5 to Senate substitute amendment 1 to **Assembly Bill 1** offered by Senator Chvala.

Senate amendment 6 to Senate substitute amendment 1 to **Assembly Bill 1** offered by Senator Decker.

Senate amendment 7 to Senate substitute amendment 1 to **Assembly Bill 1** offered by Senators Decker, Erpenbach and Chvala.

Senator Decker, with unanimous consent, asked that Senate amendment 7 to Senate substitute amendment 1 to **Assembly Bill 1** be withdrawn and returned to author.

Senator Chvala, with unanimous consent, asked that Senate substitute amendment 2 be considered for action at this time.

Senator Robson, with unanimous consent, asked that the Senate recess until 4:57 P.M..

3:10 P.M.

### RECESS

4:57 P.M.

The Senate reconvened.

Senator Risser in the chair.

Senator Panzer moved that Senate substitute amendment 2 to **Assembly Bill 1** be laid on the table.

The question was: Shall Senate substitute amendment 2 to **Assembly Bill 1** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, Jauch, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 17.

Noes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 16.

Absent or not voting – None.

Tabled.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 1**?

The ayes and noes were demanded and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Welch, Wirch and Zien – 30.

Noes – Senators Burke, Chvala and Erpenbach – 3.

Absent or not voting – None.

Adopted.

Senator Panzer moved that Senate amendment 2 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table.

The question was: Shall Senate amendment 2 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, Jauch, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 17.

Noes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 16.

Absent or not voting – None.

Tabled.

Senator Panzer moved that Senate amendment 3 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table.

The question was: Shall Senate amendment 3 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, Jauch, A. Lasee, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 16.

Noes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Lazich, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 17.

Absent or not voting – None.

Tabling refused.

The question was: Adoption of Senate amendment 3 to Senate substitute amendment 1 to **Assembly Bill 1**?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Lazich, Moen, Moore, Plache, Robson, Shibilski and Wirch – 16.

Noes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, Jauch, A. Lasee, Panzer, Risser, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 17.

Absent or not voting – None.

Adoption Refused.

Senator Panzer moved that Senate amendment 4 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table.

The question was: Shall Senate amendment 4 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, Jauch, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 17.

Noes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 16.

Absent or not voting – None.

Tabled.

Senator Panzer moved that Senate amendment 5 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table.

The question was: Shall Senate amendment 5 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, Jauch, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 17.

Noes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 16.

Absent or not voting – None.

Tabled.

Senator Panzer moved that Senate amendment 6 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table.

The question was: Shall Senate amendment 6 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, Jauch, A. Lasee, Moore, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 18.

Noes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Moen, Plache, Risser, Robson, Shibilski and Wirch – 15.

Absent or not voting – None.

Tabled.

Senate amendment 8 to Senate substitute amendment 1 to **Assembly Bill 1** offered by Senator Decker.

Senator Panzer moved that Senate amendment 8 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table.

The question was: Shall Senate amendment 8 to Senate substitute amendment 1 to **Assembly Bill 1** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 24; noes, 9; absent or not voting, 0; as follows:

Ayes – Senators Clausing, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moore, Panzer, Plache, Robson, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Welch, Wirch and Zien – 24.

Noes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, George, Moen and Risser – 9.

Absent or not voting – None.

Tabled.

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## IN THE CHAIR

7:16 P.M.

Senator George in the chair.

Senator Risser moved reconsideration of the vote by which Senate amendment 3 to Senate substitute amendment 1 was refused adoption.

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Senator Chvala moved a:

## CALL OF THE SENATE

Which motion was supported.

The Sergeant–At–Arms was directed to close the doors and the Clerk shall call the roll.

The roll was called and the following Senators answered to their names:

Senators Baumgart, Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Erpenbach, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Welch, Wirch and Zien – 33.

Absent – None.

Absent with leave – None.

The question was: Shall the vote by which Senate amendment 3 to Senate substitute amendment 1 was refused adoption be reconsidered?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Lazich, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 17.

Noes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, Jauch, A. Lasee, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 16.

Absent or not voting – None.

Reconsidered.

The question was: Adoption of Senate amendment 3 to Senate substitute amendment 1 to **Assembly Bill 1**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 1**?

The ayes and noes were demanded and the vote was: ayes, 29; noes, 4; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Clausing, Cowles, Darling, Drzewiecki, Ellis, Erpenbach, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, Robson, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Welch, Wirch and Zien – 29.

Noes – Senators Chvala, Decker, George and Risser – 4.

Absent or not voting – None.

Adopted.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the bill be considered for final action at this time.

**Assembly Bill 1**

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Clausing, Cowles, Darling, Drzewiecki, Ellis, Erpenbach, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Welch, Wirch and Zien – 31.

Noes – Senators Chvala and Decker – 2.

Absent or not voting – None.

Concurred in as amended.

Senator Chvala, with unanimous consent, asked that all action be immediately messaged to the Assembly.

Senator Chvala, with unanimous consent, asked that Senate return to the second order of business.

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**INTRODUCTION AND REFERENCE OF RESOLUTIONS AND JOINT RESOLUTIONS**

Read:

**Senate Joint Resolution 1**

Relating to: the final adjournment of the October 1999 special session.

By committee on Senate Organization.

Considered as privileged and taken up.

Read.

Adopted.

Senator Chvala, with unanimous consent, asked that all action be immediately messaged to the Assembly.

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**ADJOURNMENT**

Senator Chvala, with unanimous consent, asked that the Senate adjourn pursuant to **Senate Joint Resolution 1**.

Adjourned.

7:35 P.M.