



STATE OF WISCONSIN

Senate Journal

Ninety–Sixth Regular Session

10:00 A.M.

TUESDAY, January 20, 2004

The Senate met.

The Senate was called to order by Senator Alan Lasee.

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

Senators Breske, Brown, Carpenter, Chvala, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lassa, Lazich, Leibham, M. Meyer, Moore, Panzer, Plale, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 33.

Absent – None.

Absent with leave – None.

The Senate stood for the prayer which was offered by Pastor John Zingaro of Bryn Mawr Presbyterian Church in Cottage Grove.

The Senate remained standing and Senator Coggs led the Senate in the pledge of allegiance to the flag of the United States of America.

Hansen, Gina	National Association of Industrial and Office Properties – Wisconsin Chapter
LaSchiazza, Paul	SBC–Wisconsin
Rosenzweig, Peggy	Milwaukee Metropolitan Sewerage District
Roys, Lisa	Greenheck Fan Corporation
Roys, Lisa	Lincoln Wood Products, Inc.
Roys, Lisa	Weather Shield Mfg., Inc.
Sosnay, Christopher	Wisconsin Bankers Association
Vander Sanden, Scott	SBC–Wisconsin
Zuleger, Chad	American Medical Security

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,

R. ROTH JUDD
Director

POINT OF ORDER

On Tuesday, November 11, 2003, on the 11th order of business, the Senator from the 27th moved that the rules be suspended and **Senate Bill 240** be made a special order of business at 10:00 AM on the calendar of November 13, 2003. The Senator from the 20th raised a point of order that the motion was out of order.

The Chair took the point of order under advisement.

The point of order is well taken. The Senate has established a clear precedent that motions concerning business that is not currently before the Senate are made under the 14th order of business.

PETITIONS AND COMMUNICATIONS

State of Wisconsin Ethics Board

January 20, 2004

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2003 session of the legislature, visit the Ethics Board's web site at <http://ethics.state.wi.us>

Anderson, David	Greenheck Fan Corporation
Anderson, David	Lincoln Wood Products, Inc.
Anderson, David	Weather Shield Mfg., Inc.

CONSIDERATION OF MOTIONS AND RESOLUTIONS

Senate Resolution 25

Relating to: notifying the assembly and the governor that Robert J. Marchant is the senate chief clerk.

Read.

The question was: Shall **Senate Resolution 25** be adopted?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lassa, Lazich, Leibham, M. Meyer, Moore, Panzer, Plale, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Adopted.

The Chief Clerk, Robert J. Marchant. Having been duly elected by the adoption of the **Senate Resolution 25**, appeared before the bar of the Senate, took and subscribed the oath of office which was administered by President of the Senate, Senator Alan Lasee.

Senator Panzer, with unanimous consent, asked that the Senate recess until 11:19 A.M..

10:34 A.M.

RECESS

11:19 A.M.

The Senate reconvened.

Senator A. Lasee in the chair.

**SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS**

Senate Joint Resolution 49

Relating to: the life and patriotic service of Christopher Glenn Mueller.

Read.

Senator Kanavas, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 49**.

Adopted by unanimous rising vote.

Senate Joint Resolution 51

Relating to: proclaiming March 30, 2004, as Sauk City Day in Wisconsin.

Read.

Adopted.

Senator Welch, with unanimous consent, asked to be added as a coauthor of **Senate Joint Resolution 51**.

Senate Joint Resolution 53

Relating to: commending the life and public service of Officer Richard A. Meyer.

Read.

Adopted.

Senate Joint Resolution 54

Relating to: the retirement of Pat Coakley following a long and dedicated career in the service of the Wisconsin legislature as a member of the Joint Legislative Council Staff.

Read.

Adopted.

Senate Bill 357

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Physicians and Dentists Association, for the 2003–05 biennium, covering employees in the professional patient treatment collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 357

Read a third time.

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

Ayes – Senators Breske, Brown, Carpenter, Chvala, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lassa, M. Meyer, Moore, Panzer, Plale, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senators Lazich, Leibham and Reynolds – 3.

Absent or not voting – None.

Passed.

Senate Bill 358

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Professional Employees Council, WFT/AFT, AFL–CIO, for the 2003–05 biennium, covering employees in the professional fiscal and staff services collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 358

Read a third time.

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

Ayes – Senators Breske, Brown, Carpenter, Chvala, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lassa, M. Meyer, Moore, Panzer, Plale, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senators Lazich, Leibham and Reynolds – 3.

Absent or not voting – None.

Passed.

Senate Bill 359

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Association of State Prosecutors for the 2003–05 biennium, covering employees in the assistant district attorneys collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 359

Read a third time.

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

Ayes – Senators Breske, Brown, Carpenter, Chvala, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lassa, M. Meyer, Moore, Panzer, Plale, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senators Lazich, Leibham and Reynolds – 3.

Absent or not voting – None.

Passed.

Senate Bill 360

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Milwaukee Graduate Assistants Association, AFT/WFT, Local 2169, AFL–CIO, for the 2003–05 biennium, covering employees in the program, project, and teaching assistants of the University of Wisconsin–Milwaukee collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 360

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 Breske, Brown, Carpenter, Chvala, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lassa, Lazich, Leibham, M. Meyer, Moore, Panzer, Plale, Risser, Robson, Roessler, Schultz, Stepp, Wirch and Zien – 31.

Noes – Senators Reynolds and Welch – 2.

Absent or not voting – None.

Passed.

Senate Bill 361

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Building Trades Negotiating Committee, AFL–CIO, and its appropriate affiliated locals, for the 2003–05 biennium, covering employees in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 361

Read a third time.

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

Ayes – Senators Breske, Brown, Carpenter, Chvala, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lassa, M. Meyer, Moore, Panzer, Plale, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senators Lazich, Leibham and Reynolds – 3.

Absent or not voting – None.

Passed.

Senate Bill 362

Relating to: state employee travel and expense reimbursement; supplemental credits for the purchase of health insurance for dependents of state employees who die while employed by the state and state employees who are laid off and their surviving insured dependents; and use of earned annual leave under the state civil service system and granting an additional paid personal holiday for nonrepresented state employees.

Read a second time.

Ordered to a third reading.

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

Senate Bill 362

Read a third time.

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

Ayes – Senators Breske, Brown, Carpenter, Chvala, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lassa, M. Meyer, Moore, Panzer, Plale, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senators Lazich, Leibham and Reynolds – 3.

Absent or not voting – None.

Passed.

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

ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE

Senators Moore, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Dr. Martin Luther King Jr. Day.

Senator Moore, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the newly elected Senator from the Sixth Senate district Senator Spencer Coggs.

Senator Darling, with unanimous consent, asked that when the Senate adjourn it do so in honor of Dante Cross, a junior at Messmer High School, who won the city wide WE Energies Martin Luther King Day speech contest for the city of Milwaukee.

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Cory Bruce and her husband Mike on the birth of their son Conor William Bruce born January 17, 2004 at 8:30 A.M.

Senator Panzer, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Brittany Bjurstron who is shadowing her for the day.

Senator Coggs, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his wife, Gershia Coggs who has supported him in his legislative career.

ADJOURNMENT

Senator Panzer, with unanimous consent, asked that the Senate adjourn until Wednesday, at 10:00 A.M..

Adjourned.

11:40 A.M.

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 126** offered by Senator Welch.