



STATE OF WISCONSIN

Senate Journal

Ninety–Sixth Regular Session

10:30 A.M.

WEDNESDAY, May 19, 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 Senator Julie Lassa.

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

Senator Lazich, with unanimous consent, asked that the Senate recess until 3:29 P.M.

11:34 A.M.

RECESS

3:29 P.M.

The Senate reconvened.

Senator A. Lasee in the chair.

QUORUM CALL

The Chair noted the possible lack of a quorum.

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.

PETITIONS AND COMMUNICATIONS

State of Wisconsin

May 18, 2004

The Honorable, The Senate:

Pursuant to Senate Rule 20 (2)(a) and (b) I have appointed Senator Robson to the Joint Committee on Finance and removed Senator Decker.

With regard to members of the minority party, appointments are made based on the nominations of that caucus.

Sincerely,

SENATOR MARY PANZER

Senate Majority Leader

State of Wisconsin Ethics Board

May 18, 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>

Elliott, Brian

Spirit Foundation

Petak, George

Spirit Foundation

Rogowski, Michael

Spirit Foundation

Springer, Thomas J

Spirit Foundation

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

ADVICE AND CONSENT OF THE SENATE

Senator Panzer, with unanimous consent, asked that the appointment of GEORGE, PAUL M., be laid on the table.

GORDON, PAUL, of Chippewa Falls, as a Commissioner of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2009.

Read.

The question was: Confirmation?

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.

Confirmed.

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has adopted and asks concurrence in:

Assembly Joint Resolution 79

Assembly Joint Resolution 80
Assembly Joint Resolution 81
Assembly Joint Resolution 82
Assembly Joint Resolution 83
Assembly Joint Resolution 84
Assembly Joint Resolution 85
Assembly Joint Resolution 86
Assembly Joint Resolution 87

Concurred in:

Senate Joint Resolution 70
Senate Joint Resolution 71
Senate Joint Resolution 72
Senate Joint Resolution 73

**MESSAGES FROM THE ASSEMBLY
 CONSIDERED**

Assembly Joint Resolution 79

Relating to: the life and military service of U.S. Army Specialist Nichole M. Frye.

By committee on Assembly Organization, by request of Representative Gard and Senator Hansen.

Read and referred to committee on **Senate Organization**.

Assembly Joint Resolution 80

Relating to: the life of Captain John F. Kurth.

By committee on Assembly Organization, by request of Representatives Foti and Ward and Senator Fitzgerald.

Read and referred to committee on **Senate Organization**.

Assembly Joint Resolution 81

Relating to: the life and service of Private First Class Sean Schneider.

By committee on Assembly Organization, by request of Representatives Schooff, W. Wood and Towns and Senator Robson.

Read and referred to committee on **Senate Organization**.

Assembly Joint Resolution 85

Relating to: the life and public service of Professor Francis Doan Hole.

By committee on Assembly Organization, by request of Representative Friske and Senator Breske.

Read and referred to committee on **Senate Organization**.

Assembly Joint Resolution 87

Relating to: commending the University of Wisconsin–Stevens Point men’s basketball team.

By committee on Assembly Organization, by request of Representatives Molepske, Vruwink, Hines, Richards, Balow, Kreuser, Lothian, M. Lehman, Turner, Jeskewitz, J. Lehman, Gunderson and Staskunas and Senators Lassa, Erpenbach and Decker.

Read and referred to committee on **Senate Organization**.

Assembly Joint Resolution 82

Relating to: the life and public service of Lawrence W. Timmerman.

Read, considered as privileged and taken up.

Concurred in by unanimous rising vote.

Assembly Joint Resolution 83

Relating to: the life and public service of Angelo F. Greco.

Read, considered as privileged and taken up.

Concurred in by unanimous rising vote.

Assembly Joint Resolution 84

Relating to: the life and public service of Byron C. Ostby.

Read, considered as privileged and taken up.

Concurred in by unanimous rising vote.

Assembly Joint Resolution 86

Relating to: the life and public service of Joseph E. Jones.

Read, considered as privileged and taken up.

Concurred in by unanimous rising vote.

Senator Panzer, with unanimous consent, asked that **Assembly Joint Resolution 79** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Joint Resolution 79

Relating to: the life and military service of U.S. Army Specialist Nichole M. Frye.

Read.

Concurred in by unanimous rising vote.

Senator Panzer, with unanimous consent, asked that **Assembly Joint Resolution 80** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Joint Resolution 80

Relating to: the life of Captain John F. Kurth.

Read.

Concurred in by unanimous rising vote.

Senator Panzer, with unanimous consent, asked that **Assembly Joint Resolution 81** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Joint Resolution 81

Relating to: the life and service of Private First Class Sean Schneider.

Read.

Concurred in by unanimous rising vote.

Senator Panzer, with unanimous consent, asked that **Assembly Joint Resolution 85** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Joint Resolution 85

Relating to: the life and public service of Professor Francis Doan Hole.

Read.

Senator Risser, with unanimous consent, asked to be added as a cosponsor of **Assembly Joint Resolution 85**.

Concurred in.

Senator Panzer, with unanimous consent, asked that **Assembly Joint Resolution 87** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Joint Resolution 87

Relating to: commending the University of Wisconsin–Stevens Point men’s basketball team.

Read.

Concurred in.

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

Senator Panzer, with unanimous consent, asked that **Senate Joint Resolution 74** be laid on the table.

Senate Joint Resolution 75

Relating to: the life and military service of Marine Private First Class Ryan M. Jerabek.

Read.

Adopted by unanimous rising vote.

Senator Panzer, with unanimous consent, asked that **Senate Bill 566** be withdrawn from the committee on **Homeland Security, Veterans and Military Affairs and Government Reform** and taken up at this time.

Senate Bill 566

Relating to: repealing, consolidating, renumbering, amending, and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references, eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions, reconciling conflicts, and repelling unintended repeals (Revisor's Correction Bill).

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 566

Read a third time and passed.

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

Senator Panzer, with unanimous consent, asked that the Senate recess until 5:55 P.M.

3:54 P.M.

RECESS

5:55 P.M.

The Senate reconvened.

Senator A. Lasee in the chair.

**ANNOUNCEMENTS, ADJOURNMENT
HONORS, AND REMARKS UNDER
SPECIAL PRIVILEGE**

Senator Erpenbach, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his mother Liz Erpenbach on the occasion of her 67th birthday.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senator Meyer, Moore and Welch.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her staff, Karen Asbjornson, Sara Sequist, who left last week, Hunter Kurtz, Jennifer Halbur, and Wade Hoxtell.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Ted Blazel's 32nd birthday June 14.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her Senators Welch, Moore and Meyer.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her dad Alfred Statkus.

Senator Plale, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senators Moore, Meyer and Welch.

Senator Plale, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Milwaukee Admirals hockey team who are in the final four playoffs.

Senator Brown, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his mother, Betty Brown Mills who passed away February 9, 2004.

Senator Panzer, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her staff and all of the service agencies that work to help support each of the legislative offices.

Senator Panzer, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the families of legislators and staff for their support and understanding of the work that needs to be done.

Senator Panzer, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senators Welch, Moore and Meyer.

ADJOURNMENT

Senator Panzer, with unanimous consent, asked that the Senate adjourn until 10:00 A.M., Thursday, May 20.

6:20 P.M.