



STATE OF WISCONSIN

Senate Journal

Ninety–Seventh Regular Session

11:30 A.M.

THURSDAY, April 27, 2006

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, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 32.

Absent – Senator S. Fitzgerald – 1.

Absent with leave – None.

The Senate stood for a moment of silent meditation.

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

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated Wednesday, April 26, 2006.

Read and referred:

Senate Resolution 18

Relating to: commending Cold War veterans.

By Senators Lazich and Zien.

To committee on **Senate Organization**.

Read first time and referred:

Senate Bill 699

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Public Defenders Association, WFT/AFT, Local 4822, AFL–CIO, for the 2003–05 biennium, covering employees in the public defenders collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To committee on **Senate Organization**.

Senate Bill 700

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Professional Employees in Research, Statistics, and Analysis, WFT/AFT, AFL–CIO, for the 2003–05 biennium, covering employees in the professional research, statistics, and analysis collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To committee on **Senate Organization**.

Senate Bill 701

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Teaching Assistants' Association, AFT, Local 3220, AFL–CIO, for the 2003–05 biennium, covering employees in the program, project, and teaching assistants of the University of Wisconsin–Madison and University of Wisconsin–Extension collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To committee on **Senate Organization**.

Senate Bill 702

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

By joint committee on Employment Relations.

To committee on **Senate Organization**.

Senate Bill 703

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium, covering employees in the administrative support collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To committee on **Senate Organization**.

Senate Bill 704

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium, covering employees in the blue collar and nonbuilding trades collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To committee on **Senate Organization**.

Senate Bill 705

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium, covering employees in the security and public safety collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To committee on **Senate Organization**.

Senate Bill 706

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium,

covering employees in the technical collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.
To committee on **Senate Organization**.

Senate Bill 707

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Public Defenders Association, WFT/AFT, Local 4822, AFL-CIO, for the 2005-07 biennium, covering employees in the public defenders collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.
To committee on **Senate Organization**.

Senate Bill 708

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Professional Employees in Research, Statistics, and Analysis, WFT/AFT, AFL-CIO, for the 2005-07 biennium, covering employees in the professional research, statistics, and analysis collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.
To committee on **Senate Organization**.

Senate Bill 709

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Teaching Assistants' Association, AFT, Local 3220, AFL-CIO, for the 2005-07 biennium, covering employees in the program, project, and teaching assistants of the University of Wisconsin-Madison and University of Wisconsin-Extension collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.
To committee on **Senate Organization**.

Senate Bill 710

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Education Association Council, for the 2005-07 biennium, covering employees in the professional education collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.
To committee on **Senate Organization**.

Senate Bill 711

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 2005-07 biennium, covering employees in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.
To committee on **Senate Organization**.

Senate Bill 712

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Science Professionals, AFT, Local 3732, for the 2005-07 biennium, covering employees in the professional science collective bargaining unit, and authorizing an expenditure of fund.

By joint committee on Employment Relations.
To committee on **Senate Organization**.

Senate Bill 713

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Physicians and Dentists Association, for the 2005-07 biennium, covering

employees in the professional patient treatment collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.
To committee on **Senate Organization**.

Senate Bill 714

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 2005-07 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.

By joint committee on Employment Relations.
To committee on **Senate Organization**.

The joint committee on **Employment Relations** reports and recommends:

Senate Bill 696

Relating to: differential pay for activated state employees.
Passage.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 699

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Public Defenders Association, WFT/AFT, Local 4822, AFL-CIO, for the 2003-05 biennium, covering employees in the public defenders collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 700

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Professional Employees in Research, Statistics, and Analysis, WFT/AFT, AFL-CIO, for the 2003-05 biennium, covering employees in the professional research, statistics, and analysis collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 701

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Teaching Assistants' Association, AFT, Local 3220, AFL-CIO, for the 2003-05 biennium, covering employees in the program, project, and teaching assistants of the University of Wisconsin-Madison and University of Wisconsin-Extension collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 702

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Education Association Council, for the 2003-05 biennium, covering employees in the professional education collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 703

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium, covering employees in the administrative support collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 704

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium, covering employees in the blue collar and nonbuilding trades collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 705

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium, covering employees in the security and public safety collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 706

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium, covering employees in the technical collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 707

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Public Defenders Association, WFT/AFT, Local 4822, AFL–CIO, for the 2005–07 biennium, covering employees in the public defenders collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 708

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Professional Employees in Research, Statistics, and Analysis, WFT/AFT, AFL–CIO, for the 2005–07 biennium, covering employees in the professional research, statistics, and analysis collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 709

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Teaching Assistants' Association, AFT, Local 3220, AFL–CIO, for the 2005–07 biennium, covering employees in the program, project, and teaching assistants of the University of Wisconsin–Madison and University of Wisconsin–Extension collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 710

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Education Association Council, for the 2005–07 biennium, covering employees in the professional education collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 711

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 2005–07 biennium, covering employees in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 712

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Science Professionals, AFT, Local 3732, for the 2005–07 biennium, covering employees in the professional science collective bargaining unit, and authorizing an expenditure of fund.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 713

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Physicians and Dentists Association, for the 2005–07 biennium, covering employees in the professional patient treatment collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

Senate Bill 714

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 2005-07 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.

Introduction.

Ayes, 7 – Senators A. Lasee, Schultz and Robson.
Representatives Gard, Huebsch, Kaufert and Kreuser.
Noes, 0 – None.

ALAN LASEE
Senate Chairperson

The committee on **Energy, Utilities and Information Technology** reports and recommends:

Senate Bill 356

Relating to: choice of law in cases involving environmental claims under general liability insurance policies.

Passage.

Ayes, 3 – Senators Cowles, Plale and Wirch.
Noes, 1 – Senator Kedzie.

ROBERT COWLES
Chairperson

The committee on **Higher Education and Tourism** reports and recommends:

Assembly Bill 1044

Relating to: the membership of the Kickapoo Reserve Management Board.

Concurrence.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.
Noes, 0 – None.

Assembly Bill 856

Relating to: authorizing the villages of Sister Bay and Ephraim to become premier resort areas.

Concurrence.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.
Noes, 0 – None.

Assembly Bill 875

Relating to: exempting from registration and trail sticker requirements snowmobiles and all-terrain vehicles that are used in certain advertisements and exempting from certificate of number and registration requirements boats which are used in certain advertisements.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.
Noes, 0 – None.

Concurrence as amended.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.
Noes, 0 – None.

BARTELL, JEFFREY, of Middleton, as a member of the Board of Regents of the University of Wisconsin System, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

SHIELDS, THOMAS, of Oshkosh, as a member of the Board of Regents of the University of Wisconsin System to serve for the term ending May 1, 2008.

Confirmation.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

SMITH, BRENT, of La Crosse, as a member of the Board of Regents of the University of Wisconsin System, to serve for the term ending May 1, 2013.

Confirmation.

Ayes, 4 – Senators Harsdorf, Breske, Plale and Leibham.

Noes, 0 – None.

Senate Bill 697

Relating to: requiring the secretary of administration to submit certain reports to the joint committee on finance.

Passage.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

SHEILA HARSDORF
Chairperson

By Patrick E. Fuller, chief clerk.

Mr. President:

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

Assembly Bill 937

Assembly Bill 954

Assembly Bill 955

Assembly Bill 967

Assembly Bill 1137

Assembly Bill 1174

Concurred in:

Senate amendment 1 to **Assembly Bill 447**

Senate substitute amendment 1 to **Assembly Bill 534**

Senate amendment 1 to **Assembly Bill 574**

Senate Bill 546

Senate Bill 548

Senate Bill 590

Senate Bill 619

Senate Joint Resolution 75

Senate Joint Resolution 76

Nonconcurrent in:

Senate amendment 1 to **Assembly Bill 539**

Senate amendment 1 to **Assembly Bill 177**

Recedes from its Position on:

Senate Joint Resolution 33

Assembly Bill 937

Relating to: the evaluation of the Student Achievement Guarantee in Education Program and making an appropriation.

By Representatives Towns, Davis, Kestell, Hundertmark, Townsend, Nischke, Jeskewitz, Montgomery, Kreibich, Ott, Hahn, Ballweg, Vos and Albers; cosponsored by Senators Olsen and Darling.

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

Assembly Bill 954

Relating to: an income and franchise tax credit for workplace wellness programs and requiring the exercise of rule-making authority.

By Representatives Moulton, Underheim, Vruwink, Ott, Hines, Krawczyk, LeMahieu, Bies, Vos, Kreibich, Honadel and Petrowski; cosponsored by Senators Leibham and Roessler.

Read first time and referred to committee on **Job Creation, Economic Development and Consumer Affairs.**

Assembly Bill 955

Relating to: an income and franchise tax credit for information technology equipment used to maintain medical records in electronic form.

By Representatives Moulton, Davis, Nischke, Musser, Townsend, Mursau, Krawczyk, Albers, Kreibich, Underheim, F. Lasee and McCormick; cosponsored by Senators Roessler and Zien.

Read first time and referred to committee on **Job Creation, Economic Development and Consumer Affairs.**

Assembly Bill 967

Relating to: maintenance and removal of vegetation obstructing the view of outdoor advertising signs along highways under the jurisdiction of the Department of Transportation and an audit of a program of the Department of Transportation.

By Representatives Honadel, Ainsworth, Albers, Ballweg, Friske, Gielow, Gronemus, Gunderson, Hahn, Krawczyk, Lehman, Moulton, Musser, Nerison, Ott, Petrowski, Richards, Sheridan, Shilling, Staskunas, Stone, Strachota, Towns, Van Roy, Ward, Wood and Zepnick; cosponsored by Senators Kanavas, Erpenbach, Breske, Brown, Hansen, Kapanke, Olsen and Reynolds.

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

Assembly Bill 1137

Relating to: crime victim and witness assistance surcharges imposed on persons committing civil offenses and making an appropriation.

By Representatives Seidel, Kreuser, Albers, Lehman, Molepske, Schneider, Sheridan, Shilling, Staskunas, Turner, Vruwink, Wood, Zepnick and Nelson; cosponsored by Senator Decker, by request of Wisconsin Attorney General.

Read first time and referred to committee on **Judiciary, Corrections and Privacy.**

Assembly Bill 1174

Relating to: termination of mobile telephone contracts by members of the military.

By Representatives Gundrum, Musser, Seidel, Suder, Boyle, Nass, Van Akkeren, Petrowski, Kestell, Lehman, Hundertmark, Ott, Pettis, Jeskewitz, M. Williams and McCormick; cosponsored by Senators Decker, Carpenter and Taylor.

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

ADVICE AND CONSENT OF THE SENATE

Senator Kedzie, with unanimous consent, asked that the reading be dispensed with, and that the appointments be considered en masse.

ALDENS, GINGER, of Wausau, as a member of the Judicial Commission, to serve for the term ending August 1, 2008.

BROWNE, BRYANT, of Stevens Point, as a member of the Examining Board of Professional Geologists, Hydrologists and Soil Scientists, to serve for the term ending July 1, 2009.

KOEPLER, KURT, of Oshkosh, as a member of the Wisconsin Waterways Commission, to serve for the term ending March 1, 2005.

KOEPLER, KURT, of Oshkosh, as a member of the Wisconsin Waterways Commission, to serve for the term ending May 1, 2010.

LANG, ROBERT, of Cable, as a member of the Snowmobile Recreational Council, to serve for the term ending July 1, 2008.

LEARY, ROBIN, of Eau Claire, as a member of the Land and Water Conservation Board, to serve for the term ending May 1, 2009.

LUNDBERG, WILLIAM, of Wisconsin Rapids, as a member of the Lower Wisconsin State Riverway Board, to serve for the term ending May 1, 2008.

MACARENO, AMELIA, of Milwaukee, as a member of the Banking Review Board, to serve for the term ending May 1, 2008.

NETTLES, MICHELE, of Milwaukee, as a member of the State Fair Park Board, to serve for the interim term ending May 1, 2005, and a full term ending May 1, 2010.

RENEWICK, SUZETTE, of La Crosse, as a member of the Pharmacy Examining Board, to serve for the term ending July 1, 2008.

RICE, WILLIAM, of Whitefish Bay, as a member of the Veterinary Examining Board, to serve for the term ending July 1, 2009.

SCHUERMAN, JAMES, of Wisconsin Rapids, as a member of the Waste Facility Siting Board, to serve for the term ending May 1, 2007.

SELK, ROBERT, of Madison, as a member of the Livestock Facility Siting Review Board, to serve for the term ending May 1, 2009.

SERLIN, ERICA, of Madison, as a member of the Psychology Examining Board, to serve for the term ending July 1, 2007.

SHAVER, DALE R., of Waukesha, as a member of the Waste Facility Siting Board, to serve for the term ending May 1, 2005.

SHAVER, DALE R., of Waukesha, as a member of the Waste Facility Siting Board, to serve for the term ending May 1, 2008.

SPITZ, THOMAS, of Sun Prairie, as a member of the Banking Review Board, to serve for the term ending May 1, 2011.

STANLEY, TIM, of Monona, as a member of the Cemetery Board, to serve for the term ending July 1, 2007.

THOMSON, KATIE, of La Crosse, as a member of the Kickapoo Reserve Management Board, to serve for the term ending May 1, 2007.

THORNTON, THOMAS, of Grand View, as a member of the Snowmobile Recreational Council, to serve for the term ending July 1, 2008.

TIMMERMAN, DOUGLAS, of Madison, as a member of the Savings Institutions Review Board, to serve for the term ending May 1, 2007.

TOPEL, ROBERT, of Waterloo, as a member of the Livestock Facility Siting Review Board, to serve for the term ending May 1, 2011.

WOOD, MARGARET, of La Crosse, as a member of the Board of Nursing, to serve for the term ending July 1, 2007.

Read.

The question was: Confirmation?

Senator Schultz, with unanimous consent, requested a leave of absence for Senator Fitzgerald for all of today's session.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 32.

Noes – None.

Absent or not voting – Senator S. Fitzgerald – 1.

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 97

Assembly Joint Resolution 103

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Joint Resolution 97

Relating to: life and public service of Robert M. Berns.

By Representative Bies; cosponsored by Senator A. Lasee.

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

Assembly Joint Resolution 103

Relating to: the distinguished career of Wilton (Tony) E. Mason III in his service to the Legislative Fiscal Bureau, the legislature, state government, and the people of Wisconsin.

By Representatives Gard, Huebsch, Kreuser, Kaufert, Schneider and Pocan; cosponsored by Senators A. Lasee, Schultz, Robson, S. Fitzgerald, Darling and Risser.

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

Senate Bill 272

Relating to: the organization and funding of public libraries and public library systems and granting rule-making authority.

The question was: Adoption of Senate amendment 1 to Assembly amendment 1 to **Senate Bill 272**?

Adopted.

The question was: Shall Assembly amendment 1 to **Senate Bill 272** be concurred in as amended?

Concurred in as amended.

The question was: Shall Assembly amendment 3 to **Senate Bill 272** be concurred in?

Concurred in.

The question was: Shall Assembly amendment 4 to **Senate Bill 272** be concurred in?

Concurred in.

Assembly Bill 539

Relating to: adult protective services and providing penalties.

The question was: Shall the Senate recede from its position on Senate amendment 1 to **Assembly Bill 539**?

The Senate recedes from its position.

Senate Resolution 18

Relating to: commending Cold War veterans.

Read.

Adopted.

Senate Joint Resolution 80

Relating to: the life and service of Merton Timmerman.

Read.

Adopted.

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

Messaged.

Senator Kedzie, with unanimous consent, asked that the Senate recess.

11:36 A.M.

RECESS

1:45 P.M.

The Senate reconvened.

Senator Lasee in the chair.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senator Schultz, with unanimous consent, asked that **Assembly Joint Resolution 103** be withdrawn from the committee on **Senate Organization** and taken up.

Assembly Joint Resolution 103

Relating to: the distinguished career of Wilton (Tony) E. Mason III in his service to the Legislative Fiscal Bureau, the legislature, state government, and the people of Wisconsin.

The question was: Shall **Assembly Joint Resolution 103** be concurred in?

Concurred in.

Senate Bill 424

Relating to: abandoned and unclaimed property.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 424**?

Adopted.

Ordered to a third reading.

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

Senate Bill 424

Read a third time and passed.

Senate Bill 472

Relating to: prohibiting an insurer from requiring a certain vendor for repairing a motor vehicle.

Read a second time.

Senate amendment 2 to **Senate Bill 472** offered by Senator Olsen.

Senator Robson, with unanimous consent, asked that Senate Bill 472 be placed after Senate Bill 699 on the calendar of April 27, 2006.

Senate Bill 541

Relating to: maintenance and removal of vegetation obstructing the view of outdoor advertising signs along highways under the jurisdiction of the Department of Transportation and an audit of a program of the Department of Transportation.

Read a second time.

Ordered to a third reading.

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

Senate Bill 541

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 25; noes, 7; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Cowles, Darling, Decker, Erpenbach, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Reynolds, Robson, Roessler, Schultz, Stepp, Wirch and Zien – 25.

Noes – Senators Carpenter, Coggs, Ellis, Jauch, Miller, Risser and Taylor – 7.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

Senate Bill 575

Relating to: applying cash deposited for bail to restitution payments or to recompense ordered in criminal cases.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 575**?

Adopted.

The question was: Adoption of Senate amendment 2 to **Senate Bill 575**?

Adopted.

Ordered to a third reading.

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

Senate Bill 575

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 18.

Noes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 14.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

Senate Bill 681

Relating to: changes to the impact fee law and imposing certain requirements on other fees imposed by political subdivisions.

Read a second time.

Senate amendment 1 to **Senate Bill 681** offered by Senators Risser and Miller.

Senator Stepp moved rejection of Senate amendment 1 to **Senate Bill 681**.

The question was: Rejection of Senate amendment 1 to **Senate Bill 681**?

Rejected.

Senate amendment 2 to **Senate Bill 681** offered by Senator Stepp.

The question was: Adoption of Senate amendment 2 to **Senate Bill 681**?

Adopted.

Ordered to a third reading.

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

Senate Bill 681

Read a third time.

The ayes and noes were required and the vote was: ayes, 18; noes, 12; absent or not voting, 3; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 18.

Noes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Lassa, Miller, Risser, Robson, Taylor and Wirch – 12.

Absent or not voting – Senators S. Fitzgerald, Jauch and Olsen – 3.

Passed.

Senate Bill 696

Relating to: differential pay for activated state employees.

Read a second time.

Ordered to a third reading.

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

Senate Bill 696

Read a third time and passed.

Senate Bill 699

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Public Defenders Association, WFT/AFT, Local 4822, AFL–CIO, for the 2003–05 biennium, covering employees in the public defenders collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 699

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 1; absent or not voting, 3; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Erpenbach, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Plale, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 29.

Noes – Senator Grothman – 1.

Absent or not voting – Senators Ellis, S. Fitzgerald and Olsen – 3.

Passed.

Senate Bill 472

Relating to: prohibiting an insurer from requiring a certain vendor for repairing a motor vehicle.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 472** be placed after **Senate Bill 714** on the calendar of April 27, 2006.

Senate Bill 700

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Professional Employees in Research, Statistics, and Analysis, WFT/AFT, AFL–CIO, for the 2003–05 biennium, covering employees in the professional research, statistics, and analysis collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 700

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 30.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

Senate Bill 701

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Teaching Assistants' Association, AFT, Local 3220, AFL–CIO, for the 2003–05 biennium, covering employees in the program, project, and teaching assistants of the University of Wisconsin–Madison and University of Wisconsin–Extension collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 701

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Grothman, Hansen, Harsdorf, Jauch, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 30.

Noes – Senators Kanavas and Reynolds – 2.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

Senate Bill 702

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Education

Association Council, for the 2003–05 biennium, covering employees in the professional education collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 702

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 30.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

Senate Bill 703

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium, covering employees in the administrative support collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 703

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 3; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 29.

Noes – Senators Grothman, Lazich and Reynolds – 3.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

Senate Bill 704

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium, covering employees in the blue collar and nonbuilding trades collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 704

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 3; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 29.

Noes – Senators Grothman, Lazich and Reynolds – 3.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

Senate Bill 705

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium, covering employees in the security and public safety collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 705

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 30.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

Senate Bill 706

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2005–07 biennium, covering employees in the technical collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 706

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 3; absent or not voting, 2; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Erpenbach, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 28.

Noes – Senators Grothman, Lazich and Reynolds – 3.

Absent or not voting – Senators Ellis and S. Fitzgerald – 2.

Passed.

Senate Bill 707

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Public Defenders Association, WFT/AFT, Local 4822, AFL–CIO, for the 2005–07 biennium, covering employees in the public defenders collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 707

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 2; absent or not voting, 3; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Erpenbach, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 28.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – Senators Ellis, S. Fitzgerald and Grothman – 3.

Passed.

Senate Bill 708

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Professional Employees in Research, Statistics, and Analysis, WFT/AFT, AFL–CIO, for the 2005–07 biennium, covering employees in the professional research, statistics, and analysis collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 708

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 2; absent or not voting, 3; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Erpenbach, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 28.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – Senators Ellis, S. Fitzgerald and Grothman – 3.

Passed.

Senate Bill 709

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Teaching Assistants' Association, AFT, Local 3220, AFL–CIO, for the 2005–07 biennium, covering employees in the program, project, and teaching assistants of the University of Wisconsin–Madison and University of Wisconsin–Extension collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 709

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 4; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Hansen, Harsdorf, Jauch, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 28.

Noes – Senators Grothman, Kanavas, Lazich and Reynolds – 4.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

Senate Bill 710

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Education Association Council, for the 2005–07 biennium, covering employees in the professional education collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 710

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 2; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Hansen, Harsdorf, Jauch,

Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 29.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – Senators S. Fitzgerald and Grothman – 2.

Passed.

Senate Bill 711

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 2005–07 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 Schultz, with unanimous consent, asked that the bill be considered for final action at this time.

Senator Ellis, with unanimous consent, asked that the Journal reflect that he would have voted aye on passage of **Senate Bill 706**, **Senate Bill 707**, and **Senate Bill 708**.

Senate Bill 711

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 1; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 30.

Noes – Senators Grothman and Reynolds – 2.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

Senate Bill 712

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Science Professionals, AFT, Local 3732, for the 2005–07 biennium, covering employees in the professional science collective bargaining unit, and authorizing an expenditure of fund.

Read a second time.

Ordered to a third reading.

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

Senate Bill 712

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 2; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Grothman, Hansen,

Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Stepp, Taylor, Wirch and Zien – 29.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – Senators S. Fitzgerald and Schultz – 2.

Passed.

Senate Bill 713

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Physicians and Dentists Association, for the 2005–07 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 Kedzie, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 713

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 3; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 29.

Noes – Senators Grothman, Lazich and Reynolds – 3.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

Senate Bill 714

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 2005–07 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 Kedzie, with unanimous consent, asked that the bill be considered for final action at this time.

Senate Bill 714

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 4; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Hansen, Harsdorf, Jauch, Kapanke, Kedzie, A. Lasee, Lassa, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 28.

Noes – Senators Grothman, Kanavas, Lazich and Reynolds – 4.

Absent or not voting – Senator S. Fitzgerald – 1.

Passed.

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

Messaged.

Senate Bill 472

Relating to: prohibiting an insurer from requiring a certain vendor for repairing a motor vehicle.

Read.

Senator Olsen moved that **Senate Bill 472** be referred to the committee on **Agriculture and Insurance**.

The question was: Shall **Senate Bill 472** be referred to the committee on **Agriculture and Insurance**?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 15; absent or not voting, 2; as follows:

Ayes – Senators Cowles, Darling, Grothman, Harsdorf, Kanavas, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 16.

Noes – Senators Breske, Brown, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kapanke, Miller, Plale, Risser, Robson, Taylor and Wirch – 15.

Absent or not voting – Senators Ellis and S. Fitzgerald – 2.

Referred.

Assembly Joint Resolution 87

Relating to: life and public service of John L. Zeller.

The question was: Shall **Assembly Joint Resolution 87** be concurred in?

Concurred in.

Assembly Joint Resolution 90

Relating to: life and public service of Martin F. Stein.

Read.

The question was: Shall **Assembly Joint Resolution 90** be concurred in?

Concurred in.

Assembly Joint Resolution 99

Relating to: declaring May as Manufacturing Month in Wisconsin.

Read.

The question was: Shall **Assembly Joint Resolution 99** be concurred in?

Concurred in.

Assembly Joint Resolution 104

Relating to: commending the UW men's cross country team.

Read.

The question was: Shall **Assembly Joint Resolution 104** be concurred in?

Concurred in.

Senator Schultz, with unanimous consent, asked that **Assembly Joint Resolution 97** be withdrawn from the committee on **Senate Organization** and taken up.

Assembly Joint Resolution 97

Relating to: life and public service of Robert M. Berns.

Read.

The question was: Shall **Assembly Joint Resolution 97** be concurred in?

Concurred in.

Assembly Bill 172

Relating to: the rights of adult children of crime victims.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 172

Read a third time and concurred in.

Assembly Bill 715

Relating to: special identification cards and special registration plates issued by the Department of Transportation providing parking privileges for persons with physical disabilities, requiring the exercise of rule-making authority, and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 715**?

Adopted.

Ordered to a third reading.

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

Assembly Bill 715

Read a third time and concurred in as amended.

Assembly Bill 842

Relating to: the use by the Department of Natural Resources of seized, confiscated, or unclaimed property for educational hunting, fishing, trapping, and other conservation activities; the sale by the Department of Natural Resources of seized, perishable property and confiscated wild animals and carcasses; and the receipt of proceeds by the Department of Natural Resources for skins of fur-bearing animals that are prepared as part of the course of instruction under the trapper education program.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 842

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 1; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 31.

Noes – Senator Miller – 1.

Absent or not voting – Senator S. Fitzgerald – 1.

Concurred in.

Assembly Bill 887

Relating to: electing not to provide an address in a petition in a family action in a case in which abuse is alleged.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 887**?

Adopted.

Ordered to a third reading.

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

Assembly Bill 887

Read a third time and concurred in as amended.

Assembly Bill 958

Relating to: civil liability exemption for assistance provided as the result of an emergency.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 958**?

Adopted.

Ordered to a third reading.

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

Assembly Bill 958

Read a third time and concurred in as amended.

Assembly Bill 967

Relating to: maintenance and removal of vegetation obstructing the view of outdoor advertising signs along highways under the jurisdiction of the Department of Transportation and an audit of a program of the Department of Transportation.

Read a second time.

Senator Kedzie, with unanimous consent, asked that **Assembly Bill 967** be placed at the foot of the calendar of April 27, 2006.

Assembly Bill 1003

Relating to: eligibility for the farm assets reinvestment management loan guarantee program administered by the Wisconsin Housing and Economic Development Authority.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 1003

Read a third time and concurred in.

Assembly Bill 1021

Relating to: inadmissibility of a statement of apology or condolence by a health care provider.

Read a second time.

Ordered to a third reading.

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

Senator Risser moved nonconcurrence in **Assembly Bill 1021**.

The question was: Shall **Assembly Bill 1021** be nonconcurred in?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 14.

Noes – Senators Brown, Cowles, Darling, Ellis, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 18.

Absent or not voting – Senator S. Fitzgerald – 1.

Nonconcurrence refused.

The question was: Shall **Assembly Bill 1021** be concurred in?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 18.

Noes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 14.

Absent or not voting – Senator S. Fitzgerald – 1.

Concurred in.

Assembly Bill 967

Relating to: maintenance and removal of vegetation obstructing the view of outdoor advertising signs along highways under the jurisdiction of the Department of Transportation and an audit of a program of the Department of Transportation.

Senator Kedzie, with unanimous consent, asked that **Assembly Bill 967** be laid on the table.

Tabled.

Assembly Bill 1174

Relating to: termination of mobile telephone contracts by members of the military.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 1174

Read a third time and concurred in.

MOTIONS MAY BE OFFERED

Senator Decker asked unanimous consent that **Senate Bill 376** be withdrawn from the committee on Job Creation,

Economic Development, and Consumer Affairs and taken up at this time.

Senator Schultz objected.

Senator Decker moved that Senate Bill 376 be withdrawn from the committee on Job Creation, Economic Development, and Consumer Affairs and taken up at this time.

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

Messaged.

Senator Lasee, with unanimous consent, asked that the Senate adjourn.

Adjourned.

3:52 P.M.