



STATE OF WISCONSIN

Senate Journal

Ninety–Eighth Regular Session

11:10 A.M.

THURSDAY, November 8, 2007

The Senate met.

The Senate was called to order by President Risser.

CALL OF ROLL

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

Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 33.

Absent – None.

Absent with leave – None.

The Senate stood for the prayer which was offered by Rev. Michael A. Schuler of the First Unitarian Society in Madison.

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 88** offered by Senator Lassa.

Senate amendment 1 to **Senate Bill 199** offered by Senator Leibham.

Senate substitute amendment 1 to **Assembly Bill 207** offered by Senators Vinehout, Risser, Robson, Erpenbach, Lassa and Miller.

Senate amendment 2 to **Assembly Bill 207** offered by Senators Miller, Vinehout, Risser, Erpenbach, Jauch and Robson.

Senate amendment 3 to **Assembly Bill 207** offered by Senators Miller, Vinehout, Risser, Erpenbach, Jauch, Robson and Taylor.

Senate amendment 4 to **Assembly Bill 207** offered by Senators Miller, Vinehout, Risser, Erpenbach, Jauch and Robson.

Senate amendment 5 to **Assembly Bill 207** offered by Senators Miller, Vinehout, Risser, Erpenbach and Robson.

Senate amendment 6 to **Assembly Bill 207** offered by Senators Vinehout, Miller, Risser, Robson, Erpenbach, Jauch, Lassa and Kreitlow.

Senate amendment 7 to **Assembly Bill 207** offered by Senators Vinehout, Risser, Robson, Erpenbach, Jauch, Kreitlow and Miller.

Senate amendment 8 to **Assembly Bill 207** offered by Senators Vinehout, Miller, Risser, Robson, Erpenbach, Lassa and Kreitlow.

PETITIONS AND COMMUNICATIONS

State of Wisconsin Senate

November 8, 2007

The Honorable, the Senate:

This letter is to officially inform you that I am resigning from my position as Senate Democratic Caucus Chair, effective November 8, 2007, so that I may concentrate on my duties as Co–Chair of the Joint Committee on Finance.

As my replacement the Senate Democratic Caucus has elected Senator Roger Breske as the Senate Democratic Caucus Chair, effective immediately.

Sincerely,
MARK MILLER
Caucus Chair

Pursuant to Senate Rule 17 (5), Representative Molepske added as a cosponsor of **Senate Bill 299**.

Pursuant to Senate Rule 17 (5), Senator Roessler added as a coauthor of **Senate Bill 299**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a coauthor of **Senate Bill 154**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a cosponsor of **Assembly Bill 526**.

Pursuant to Senate Rule 17 (5), Senator Taylor added as a coauthor of **Senate Bill 153**.

Pursuant to Senate Rule 17 (5), Senator Taylor added as a coauthor of **Senate Bill 260**.

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 393

Relating to: adding a circuit court branch in Barron, Chippewa, Dodge, Green, Juneau, Monroe, and St. Croix counties.

By Representative Bies; cosponsored by Senator Taylor, by request of Director of State Courts.

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

ADVICE AND CONSENT OF THE SENATE

SCHWEITZER, JON, of Black River Falls, as a member of the Snowmobile Recreational Council, to serve for the term ending July 1, 2010.

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, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 33.

Noes – None.

Absent or not voting – None.

Confirmed.

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND JOINT RESOLUTIONS NOT REQUIRING A THIRD READING

Senate Joint Resolution 66

Relating to: the life and public service of Lloyd H. Kincaid.

Adopted by unanimous rising vote.

Senator Decker, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 66**.

Senate Joint Resolution 67

Relating to: the life of David F. Schulz who passed away on Sunday, the 7th of October, 2007, after many years of government and academic service.

Adopted.

Assembly Joint Resolution 38

Relating to: honoring Bob Berezowitz's coaching career at the University of Wisconsin-Whitewater.

Concurred in.

Assembly Joint Resolution 76

Relating to: the life and public service of Jim Ryan.

Concurred in.

Senator Darling, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 76**.

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

Messaged.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Bill 42

Relating to: school policies on bullying.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 42**?

Adopted.

Ordered to a third reading.

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

Senate Bill 42

Read a third time and passed.

Senate Bill 96

Relating to: liability for the actions of tribal law enforcement officers when enforcing state law.

Read a second time.

Ordered to a third reading.

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

Senate Bill 96

Read a third time and passed.

Senate Bill 97

Relating to: conservation wardens employed by the Great Lakes Indian Fish and Wildlife Commission.

Read a second time.

Senator Decker, with unanimous consent, asked that **Assembly Bill 198** be withdrawn from the committee on **Environment and Natural Resources** and taken up at this time.

Assembly Bill 198

Relating to: conservation wardens employed by the Great Lakes Indian Fish and Wildlife Commission.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 198

Read a third time and concurred in.

Senator Decker, with unanimous consent, asked that **Senate Bill 97** be laid on the table.

Senate Bill 154

Relating to: health insurance coverage of a full-time student on medical leave.

Read a second time.

Senator Decker, with unanimous consent, asked that **Senate Bill 154** be placed at the foot of the calendar of 11-8-2007.

Senate Bill 199

Relating to: adding a circuit court branch in Barron, Chippewa, Dodge, Green, Juneau, Monroe, and St. Croix counties.

Read a second time.

Senator Decker, with unanimous consent, asked that **Assembly Bill 393** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Bill 393

Relating to: adding a circuit court branch in Barron, Chippewa, Dodge, Green, Juneau, Monroe, and St. Croix counties.

Read a second time.

Senate amendment 1 to **Assembly Bill 393** offered by Senators Leibham and A. Lasee.

Senator Taylor moved rejection of Senate amendment 1 to **Assembly Bill 393**.

POINT OF ORDER

Senator Carpenter raised the point of order that Senate amendment 1 to **Assembly Bill 393** was not germane.

The Chair ruled the point of order well taken.

Senator Leibham appealed the ruling of the Chair.

The question was: Shall the Decision of the chair stand as the judgement of the Senate?

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

Ayes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

The Decision of the Chair stands as the judgement of the Senate.

Ordered to a third reading.

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

Assembly Bill 393

Read a third time.

Senator Decker, with unanimous consent, asked that the Senate recess until 2:00 P.M.

12:00 P.M.

RECESS

2:00 P.M.

The Senate reconvened.

President Risser in the chair.

Senator Carpenter, with unanimous consent, asked that the Senate recess until 2:30 P.M.

2:01 P.M.

RECESS

2:30 P.M.

The Senate reconvened.

Senator Erpenbach in the chair.

Senator Carpenter, with unanimous consent, asked that the Senate recess until 3:00 P.M.

2:31 P.M.

RECESS

3:00 P.M.

The Senate reconvened.

President Risser in the chair.

Senator Carpenter, with unanimous consent, asked that the Senate recess until 3:15 P.M.

3:01 P.M.

RECESS

3:15 P.M.

The Senate reconvened.

President Risser in the chair.

Senator Leibham, with unanimous consent, asked that Senator Kedzie be granted a temporary leave of absence.

Assembly Bill 393

Relating to: adding a circuit court branch in Barron, Chippewa, Dodge, Green, Juneau, Monroe, and St. Croix counties.

The question was: Concurrence of **Assembly Bill 393**?

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

Ayes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kreitlow, Lassa, Lehman, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 25.

Noes – Senators Cowles, Darling, Ellis, Grothman, A. Lasee, Lazich and Leibham – 7.

Absent or not voting – Senator Kedzie – 1.

Concurred in.

Senate Bill 199

Relating to: adding a circuit court branch in Barron, Chippewa, Dodge, Green, Juneau, Monroe, and St. Croix counties.

Senator Decker, with unanimous consent, asked that **Senate Bill 199** be laid on the table.

Senate Bill 228

Relating to: the regulation of construction contractors and subcontractors, granting rule-making authority, and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 228**?

Adopted.

Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 228** offered by Senators Kedzie, Grothman and Harsdorf.

Senator Wirch moved rejection of Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 228**.

The question was: Rejection of Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 228**?

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

Ayes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 14.

Absent or not voting – Senator Kedzie – 1.

Rejected.

Senate amendment 5 to Senate substitute amendment 1 to **Senate Bill 228** offered by Senators Wirch, Plale, Erpenbach, Carpenter, Hansen, Robson, Coggs, Kreitlow and Kapanke.

The question was: Adoption of Senate amendment 5 to Senate substitute amendment 1 to **Senate Bill 228**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 228**?

Adopted.

Ordered to a third reading.

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

Senate Bill 228

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, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kapanke, Kreitlow, Lassa, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 28.

Noes – Senators Grothman, Kanavas, A. Lasee and Lazich – 4.

Absent or not voting – Senator Kedzie – 1.

Passed.

Senator Decker, with unanimous consent, asked that **Senate Bill 154** be withdrawn and taken up at this time.

Senate Bill 154

Relating to: health insurance coverage of a full-time student on medical leave.

Senator Decker, with unanimous consent, asked that **Assembly Bill 280** be withdrawn from the committee on **Health, Human Services, Insurance, and Job Creation** and taken up at this time.

Assembly Bill 280

Relating to: health insurance coverage of a full-time student on medical leave.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 280

Read a third time.

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

Ayes – Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 31.

Noes – None.

Absent or not voting – Senators Kedzie and Olsen – 2.

Concurred in.

Senator Decker, with unanimous consent, asked that **Senate Bill 154** be laid on the table.

Senator Decker, with unanimous consent, asked that **Assembly Bill 526** be withdrawn and taken up at this time.

Assembly Bill 526

Relating to: a speed limit for the operation of snowmobiles during the hours of darkness.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 526

Read a third time and concurred in.

Senate Bill 299

Relating to: distribution of a portion of the school levy tax credit.

Read a second time.

Senate amendment 1 to **Senate Bill 299** offered by Senator A. Lasee.

POINT OF ORDER

Senator Lehman raised the point of order that Senate amendment 1 to **Senate Bill 299** was not germane.

The Chair rules the point of order well taken.

Ordered to a third reading.

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

Senate Bill 299

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 7; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Cowles, Decker, Ellis, Erpenbach, Grothman, Hansen, Harsdorf, Kapanke, Kedzie, Kreitlow, Lassa, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 26.

Noes – Senators Breske, Darling, S. Fitzgerald, Jauch, Kanavas, A. Lasee and Lazich – 7.

Absent or not voting – None.

Passed.

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

Messaged.

Assembly Bill 207

Relating to: regulation of cable television and video service providers.

Read a second time.

Senator Leibham, with unanimous consent, asked that Senator Kedzie's leave of absence be lifted.

Senator Kedzie, with unanimous consent, asked that the journal reflect he be recorded as voting: Nay on the question of concurrence of **Assembly Bill 393**; Nay on the question of rejection of Senate Amendment 4 to Senate Substitute Amendment 1 to **Senate Bill 228**; Nay on the question of passage of **Senate Bill 228**; and Aye on the question of concurrence of **Assembly Bill 280**.

Senator Plale moved rejection of Senate substitute amendment 1 to **Assembly Bill 207**.

The question was: Rejection of Senate substitute amendment 1 to **Assembly Bill 207**?

The ayes and noes were required and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes – Senators Breske, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Lehman, Leibham, Olsen, Plale, Schultz, Sullivan, Taylor and Wirch – 22.

Noes – Senators Carpenter, Coggs, Erpenbach, Jauch, Kreitlow, Lassa, Miller, Risser, Robson, Roessler and Vinehout – 11.

Absent or not voting – None.

Rejected.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 207**?

Adopted.

Senator Plale moved rejection of Senate amendment 2 to **Assembly Bill 207**.

The question was: Rejection of Senate amendment 2 to **Assembly Bill 207**?

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

Ayes – Senators Breske, Darling, Decker, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Lazich, Lehman, Leibham, Olsen, Plale, Schultz, Sullivan, Taylor and Wirch – 18.

Noes – Senators Carpenter, Coggs, Cowles, Ellis, Erpenbach, Jauch, Kedzie, Kreitlow, A. Lasee, Lassa, Miller, Risser, Robson, Roessler and Vinehout – 15.

Absent or not voting – None.

Rejected.

Senator Plale moved rejection of Senate amendment 3 to **Assembly Bill 207**.

The question was: Rejection of Senate amendment 3 to **Assembly Bill 207**?

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

Ayes – Senators Breske, Cowles, Darling, Decker, S. Fitzgerald, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, Lazich, Leibham, Olsen, Plale, Schultz and Wirch – 16.

Noes – Senators Carpenter, Coggs, Ellis, Erpenbach, Grothman, Jauch, Kreitlow, A. Lasee, Lassa, Lehman, Miller, Risser, Robson, Roessler, Sullivan, Taylor and Vinehout – 17.

Absent or not voting – None.

Rejection refused.

The question was: Adoption of Senate amendment 3 to **Assembly Bill 207**?

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

Ayes – Senators Carpenter, Coggs, Ellis, Erpenbach, Grothman, Jauch, Kreitlow, A. Lasee, Lassa, Lehman, Miller, Risser, Robson, Roessler, Sullivan, Taylor and Vinehout – 17.

Noes – Senators Breske, Cowles, Darling, Decker, S. Fitzgerald, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, Lazich, Leibham, Olsen, Plale, Schultz and Wirch – 16.

Absent or not voting – None.

Adopted.

Senator Plale moved rejection of Senate amendment 4 to **Assembly Bill 207**.

Senator Fitzgerald, with unanimous consent, asked that the Senate recess until 6:30 P.M.

6:22 P.M.

RECESS

6:30 P.M.

The Senate reconvened.

President Risser in the chair.

The question was: Rejection of Senate amendment 4 to **Assembly Bill 207**?

The ayes and noes were required and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes – Senators Breske, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Roessler, Schultz, Taylor and Wirch – 21.

Noes – Senators Carpenter, Coggs, Erpenbach, Jauch, Kreitlow, Lassa, Lehman, Miller, Risser, Robson, Sullivan and Vinehout – 12.

Absent or not voting – None.

Rejected.

Senator Miller, with unanimous consent, asked that Senate amendment 5 to **Assembly Bill 207** be placed after Senate amendment 17 to **Assembly Bill 207**.

Senator Plale moved rejection of Senate amendment 6 to **Assembly Bill 207**.

The question was: Rejection of Senate amendment 6 to **Assembly Bill 207**?

The ayes and noes were required and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes – Senators Breske, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Lehman, Leibham, Olsen, Plale, Roessler, Schultz, Sullivan, Taylor and Wirch – 22.

Noes – Senators Carpenter, Coggs, Cowles, Erpenbach, Jauch, Kreitlow, Lassa, Miller, Risser, Robson and Vinehout – 11.

Absent or not voting – None.

Rejected.

Senator Vinehout, with unanimous consent, asked that Senate amendment 7 to **Assembly Bill 207** be withdrawn and returned to author.

Senator Plale moved rejection of Senate amendment 8 to **Assembly Bill 207**.

The question was: Rejection of Senate amendment 8 to **Assembly Bill 207**?

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

Ayes – Senators Breske, Cowles, Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Schultz, Taylor and Wirch – 17.

Noes – Senators Carpenter, Coggs, Decker, Ellis, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Risser, Robson, Roessler, Sullivan and Vinehout – 16.

Absent or not voting – None.

Rejected.

Senate amendment 9 to **Assembly Bill 207** offered by Senators Robson, Coggs, Vinehout, Taylor, Erpenbach, Miller and Risser.

Senator Plale moved rejection of Senate amendment 9 to **Assembly Bill 207**.

The question was: Rejection of Senate amendment 9 to **Assembly Bill 207**?

The ayes and noes were required and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes – Senators Breske, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Lehman, Leibham, Olsen, Plale, Roessler, Schultz, Sullivan and Wirch – 21.

Noes – Senators Carpenter, Coggs, Cowles, Erpenbach, Jauch, Kreitlow, Lassa, Miller, Risser, Robson, Taylor and Vinehout – 12.

Absent or not voting – None.

Rejected.

Senate amendment 10 to **Assembly Bill 207** offered by Senators Lassa, Vinehout, Erpenbach, Sullivan, Kreitlow and Risser.

Senator Plale moved rejection of Senate amendment 10 to **Assembly Bill 207**.

The question was: Rejection of Senate amendment 10 to **Assembly Bill 207**?

The ayes and noes were required and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes – Senators Breske, Coggs, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Roessler, Schultz, Taylor and Wirch – 22.

Noes – Senators Carpenter, Erpenbach, Jauch, Kreitlow, Lassa, Lehman, Miller, Risser, Robson, Sullivan and Vinehout – 11.

Absent or not voting – None.

Rejected.

Senate amendment 11 to **Assembly Bill 207** offered by Senators Lassa, Vinehout, Erpenbach, Robson, Coggs, Lehman, Sullivan, Kreitlow, Taylor and Risser.

Senate amendment 12 to **Assembly Bill 207** offered by Senators Lassa, Vinehout, Erpenbach, Robson, Coggs, Sullivan, Kreitlow and Risser.

Senate amendment 13 to **Assembly Bill 207** offered by Senators Lassa, Vinehout, Erpenbach, Robson, Kreitlow and Risser.

Senate amendment 14 to **Assembly Bill 207** offered by Senators Plale, Erpenbach, Wirch, Breske, Decker, Hansen, Coggs, Lassa, Lehman, Vinehout, Kreitlow, Taylor and Miller.

Senate amendment 15 to **Assembly Bill 207** offered by Senators Sullivan, Vinehout, Lassa, Kreitlow, Miller, Erpenbach, Carpenter, Risser, Robson, Taylor and Coggs.

Senate amendment 16 to **Assembly Bill 207** offered by Senators Lassa, Vinehout, Erpenbach, Robson, Coggs, Sullivan, Kreitlow and Risser.

Senate amendment 17 to **Assembly Bill 207** offered by Senators Lassa, Vinehout, Erpenbach, Robson, Coggs, Lehman, Sullivan, Kreitlow and Taylor.

Senator Lassa, with unanimous consent, asked that Senate amendments 11, 12 and 17 to **Assembly Bill 207** be withdrawn and returned to author.

Senator Plale moved rejection of Senate amendment 13 to **Assembly Bill 207**.

The question was: Rejection of Senate amendment 13 to **Assembly Bill 207**?

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

Ayes – Senators Breske, Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, Lazich, Lehman, Leibham, Olsen, Plale, Schultz, Taylor and Wirch – 16.

Noes – Senators Carpenter, Coggs, Cowles, Decker, Ellis, Erpenbach, Hansen, Jauch, Kreitlow, A. Lasee, Lassa, Miller, Risser, Robson, Roessler, Sullivan and Vinehout – 17.

Absent or not voting – None.

Rejection refused.

The question was: Adoption of Senate amendment 13 to **Assembly Bill 207?**

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

Ayes – Senators Carpenter, Coggs, Cowles, Ellis, Erpenbach, Hansen, Jauch, Kreitlow, A. Lasee, Lassa, Lehman, Miller, Risser, Robson, Roessler, Sullivan and Vinehout – 17.

Noes – Senators Breske, Darling, Decker, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, Lazich, Leibham, Olsen, Plale, Schultz, Taylor and Wirch – 16.

Absent or not voting – None.

Adopted.

The question was: Adoption of Senate amendment 14 to **Assembly Bill 207?**

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

Ayes – Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 33.

Noes – None.

Absent or not voting – None.

Adopted.

Senator Plale moved rejection of Senate amendment 15 to **Assembly Bill 207.**

The question was: Rejection of Senate amendment 15 to **Assembly Bill 207?**

The ayes and noes were required and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Breske, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Lehman, Leibham, Olsen, Plale, Schultz and Wirch – 19.

Noes – Senators Carpenter, Coggs, Cowles, Erpenbach, Jauch, Kreitlow, Lassa, Miller, Risser, Robson, Roessler, Sullivan, Taylor and Vinehout – 14.

Absent or not voting – None.

Rejected.

Senator Plale moved rejection of Senate amendment 16 to **Assembly Bill 207.**

The question was: Rejection of Senate amendment 16 to **Assembly Bill 207?**

The ayes and noes were required and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes – Senators Breske, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Roessler, Schultz, Taylor and Wirch – 21.

Noes – Senators Carpenter, Coggs, Erpenbach, Jauch, Kreitlow, Lassa, Lehman, Miller, Risser, Robson, Sullivan and Vinehout – 12.

Absent or not voting – None.

Rejected.

Senator Plale moved rejection of Senate amendment 5 to **Assembly Bill 207.**

The question was: Rejection of Senate amendment 5 to **Assembly Bill 207?**

The ayes and noes were required and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes – Senators Breske, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Lehman, Leibham, Olsen, Plale, Roessler, Schultz, Taylor and Wirch – 22.

Noes – Senators Carpenter, Coggs, Erpenbach, Jauch, Kreitlow, Lassa, Miller, Risser, Robson, Sullivan and Vinehout – 11.

Absent or not voting – None.

Rejected.

Senate amendment 18 to **Assembly Bill 207** offered by Senators Lassa, Vinehout, Erpenbach, Robson, Coggs, Lehman, Sullivan, Kreitlow, Taylor and Risser.

Senator Plale moved rejection of Senate amendment 18 to **Assembly Bill 207.**

The question was: Rejection of Senate amendment 18 to **Assembly Bill 207?**

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

Ayes – Senators Breske, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Schultz and Wirch – 18.

Noes – Senators Carpenter, Coggs, Cowles, Erpenbach, Jauch, Kreitlow, Lassa, Lehman, Miller, Risser, Robson, Roessler, Sullivan, Taylor and Vinehout – 15.

Absent or not voting – None.

Rejected.

Senate amendment 19 to **Assembly Bill 207** offered by Senators Carpenter, Lazich, A. Lasee, Miller, Robson, Coggs, Lassa, Sullivan, Vinehout, Kreitlow, Taylor, Erpenbach and Risser.

Senator Plale moved rejection of Senate amendment 19 to **Assembly Bill 207.**

The question was: Rejection of Senate amendment 19 to **Assembly Bill 207?**

The ayes and noes were required and the vote was: ayes, 11; noes, 21; absent or not voting, 1; as follows:

Ayes – Senators Breske, Decker, S. Fitzgerald, Hansen, Harsdorf, Kanavas, Kedzie, Lehman, Leibham, Plale and Wirch – 11.

Noes – Senators Carpenter, Coggs, Cowles, Darling, Ellis, Erpenbach, Grothman, Jauch, Kapanke, Kreitlow, A. Lasee, Lassa, Lazich, Miller, Olsen, Risser, Robson, Roessler, Sullivan, Taylor and Vinehout – 21.

Absent or not voting – Senator Schultz – 1.

Rejection refused.

The question was: Adoption of Senate amendment 19 to **Assembly Bill 207**?

Adopted.

Senate amendment 20 to **Assembly Bill 207** offered by Senators Miller, Taylor, Robson, Jauch, Kreitlow, Vinehout, Carpenter and Erpenbach.

Senator Plale moved rejection of Senate amendment 20 to **Assembly Bill 207**.

The question was: Rejection of Senate amendment 20 to **Assembly Bill 207**?

The ayes and noes were required and the vote was: ayes, 15; noes, 17; absent or not voting, 1; as follows:

Ayes – Senators Breske, Darling, Decker, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, Lazich, Leibham, Olsen, Plale and Wirch – 15.

Noes – Senators Carpenter, Coggs, Cowles, Ellis, Erpenbach, Jauch, Kreitlow, A. Lasee, Lassa, Lehman, Miller, Risser, Robson, Roessler, Sullivan, Taylor and Vinehout – 17.

Absent or not voting – Senator Schultz – 1.

Rejection refused.

Senator Fitzgerald, with unanimous consent, asked that Senator Schultz be granted a leave of absence for the remainder of today's session.

The question was: Adoption of Senate amendment 20 to **Assembly Bill 207**?

The ayes and noes were required and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes – Senators Carpenter, Coggs, Cowles, Ellis, Erpenbach, Jauch, Kreitlow, A. Lasee, Lassa, Lehman, Miller, Risser, Robson, Roessler, Taylor and Vinehout – 16.

Noes – Senators Breske, Darling, Decker, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, Lazich, Leibham, Olsen, Plale, Sullivan and Wirch – 16.

Absent or not voting – Senator Schultz – 1.

Adoption Refused.

Senator Carpenter moved reconsideration of the vote by which Senate amendment 20 to **Assembly Bill 207** failed to be adopted.

Senator Decker, with unanimous consent, asked that the Senate stand informal.

The Senate stood informal.

The question was: Shall Senate amendment 20 to **Assembly Bill 207** be reconsidered?

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

Ayes – Senators Carpenter, Coggs, Cowles, Ellis, Erpenbach, Jauch, Kreitlow, Lassa, Lehman, Miller, Risser, Robson, Taylor and Vinehout – 14.

Noes – Senators Breske, Darling, Decker, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Roessler, Sullivan and Wirch – 18.

Absent or not voting – Senator Schultz – 1.

Motion to reconsider failed.

Senate amendment 21 to **Assembly Bill 207** offered by Senator Grothman.

The question was: Adoption of Senate amendment 21 to **Assembly Bill 207**?

Adopted.

Senator Erpenbach moved that **Assembly Bill 207** be referred to the committee on **Commerce, Utilities and Rail**.

The question was: Shall **Assembly Bill 207** be referred to the committee on **Commerce, Utilities and Rail**?

The ayes and noes were required and the vote was: ayes, 8; noes, 24; absent or not voting, 1; as follows:

Ayes – Senators Carpenter, Erpenbach, Jauch, Lassa, Miller, Risser, Robson and Vinehout – 8.

Noes – Senators Breske, Coggs, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lazich, Lehman, Leibham, Olsen, Plale, Roessler, Sullivan, Taylor and Wirch – 24.

Absent or not voting – Senator Schultz – 1.

Referral Refused.

Ordered to a third reading.

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

Assembly Bill 207

Read a third time.

The ayes and noes were required and the vote was: ayes, 23; noes, 9; absent or not voting, 1; as follows:

Ayes – Senators Breske, Coggs, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Lehman, Leibham, Olsen, Plale, Roessler, Sullivan, Taylor and Wirch – 23.

Noes – Senators Carpenter, Erpenbach, Jauch, Kreitlow, Lassa, Miller, Risser, Robson and Vinehout – 9.

Absent or not voting – Senator Schultz – 1.

Concurred in as amended.

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

Messaged.

ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Murphy Oil, Incorporated for their scholarship program, the El Dorado Promise. This is a \$50 million dollar scholarship program in El Dorado, Arkansas sponsored by Murphy Oil that is offered to every high school graduate. Murphy Oil operates a refinery in Superior, Wisconsin, but the corporate headquarters is located in El Dorado. This company has made an awe-inspiring commitment to assure that every high school graduate who wishes to pursue higher education from El Dorado High School will have the opportunity to do so. The Senate should specifically honor Claiborne Deming, President and CEO of Murphy Oil and Murphy Oil Incorporated for setting the example of how to be generous with resources to assure that every child has a chance for a better future through higher

education. This \$50 million investment is an extraordinary investment that is on par with the Bill and Melinda Gates Foundation and Warren Buffett. Another great example of this type of philanthropy is the recent \$40 million gift to the Wisconsin Covenant program. These contributions are setting a very high standard in sharing economic wealth for the betterment of society. The El Dorado Promise is just one example of corporations and individuals reaching deeper into their resources to assure that all children have a chance for a brighter future.

Senator Lazich, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Village of Hales Corners President Jim Ryan who passed away from stomach cancer on Tuesday of this week.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her brother Jacques Taylor who was 23 years old on November 4th; her son Isaiah Taylor who will be 8 years old on November 10th; Michelle's son Derrick Miles who will be 25 years old on November 16th;

and her staff member Alan Charles who will be turning 24 years old on November 26th.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of former Senator Lloyd Kincaid.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Mark Gundrum and his upcoming tour of duty.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senator Breske's birthday.

ADJOURNMENT

Senator Decker, with unanimous consent, asked that the Senate adjourn until Tuesday, December 11, 2007, pursuant to **Senate Joint Resolution 1**.

Adjourned.

8:33 P.M.