



STATE OF WISCONSIN

Senate Journal

April 2008 Special Session

10:00 A.M.

WEDNESDAY, May 14, 2008

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 Wirsch – 33.

Absent – None.

Absent with leave – None.

The Senate stood for a moment of silent meditation.

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

LEAVES OF ABSENCE

Senator Decker, with unanimous consent, asked that Senators Sullivan and Taylor be granted a temporary leave of absence for part of today's session.

Senator Leibham, with unanimous consent, asked that Senators S. Fitzgerald and Schultz be granted a temporary leave of absence for part of today's session.

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated Tuesday, May 13, 2008.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS; REFERENCE OF APPOINTMENTS

Read and referred:

Senate Resolution 1, April 2008 Special Session

Relating to: recognizing the retirement of Moni Rohr and her many accomplishments on behalf of the Wisconsin state senate.

By Senators Decker and S. Fitzgerald.

To committee on **Senate Organization**.

Senate Joint Resolution 2, April 2008 Special Session

Relating to: life and public service of UW Med Flight crew, Dr. Darren Bean, Mr. Mark Coyne, and Mr. Steve Lipperer.

By Senators Miller, Erpenbach, Risser, Lazich, Taylor, Vinehout, A. Lasee, Coggs, Roessler, Kedzie, Olsen, Robson, Breske, Decker, Lassa, Kapanke, Cowles, Carpenter, Hansen, Kreitlow, Plale, Lehman, Sullivan, Jauch and Wirsch; cosponsored by Representatives Black, Berceau, Nass, Pope–Roberts, Benedict, Kaufert, Rhoades, Sheridan, Shilling, Petrowski, Gunderson, M. Williams, Hebl, Jeskewitz, Boyle, Travis, Gronemus, Kessler, Ballweg, Richards, Montgomery, Sherman, Toles, Schneider, J. Ott, Jorgensen, Parisi, Vruwink, Ziegelbauer, Hintz, Seidel, Sinicki, Krusick, Wasserman, Soletski, A. Ott, Bies and Nerison.

To committee on **Senate Organization**.

Senate Joint Resolution 3, April 2008 Special Session

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

By Senator Taylor.

To committee on **Senate Organization**.

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

Senator Decker, with unanimous consent, asked that **Senate Joint Resolution 2, April 2008 Special Session** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senate Joint Resolution 2, April 2008 Special Session

Relating to: life and public service of UW Med Flight crew, Dr. Darren Bean, Mr. Mark Coyne, and Mr. Steve Lipperer.

Read.

The question was: Shall **Senate Joint Resolution 2, April 2008 Special Session** be adopted?

Adopted.

Senator Decker, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 2, April 2008 Special Session**.

Senate Joint Resolution 1, April 2008 Special Session

Relating to: the life and military service of Pfc. Isaiah R. Hunt.

The question was: Shall **Senate Joint Resolution 1, April 2008 Special Session** be adopted?

Adopted by unanimous rising vote.

Senator Decker, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 1, April 2008 Special Session**.

Senator Decker, with unanimous consent, asked that the Senate recess until 12:00 Noon.

10:12 A.M.

RECESS

12:00 Noon

The Senate reconvened.

President Risser in the chair.

Senator Decker, with unanimous consent, asked that **Senate Joint Resolution 3, April 2008 Special Session** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senate Joint Resolution 3, April 2008 Special Session

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

Read.

The question was: Shall **Senate Joint Resolution 3, April 2008 Special Session** be adopted?

Adopted.

Senator Decker, with unanimous consent, asked that **Senate Resolution 1, April 2008 Special Session** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senate Resolution 1, April 2008 Special Session

Relating to: recognizing the retirement of Moni Rohr and her many accomplishments on behalf of the Wisconsin state senate.

Read.

The question was: Shall **Senate Resolution 1, April 2008 Special Session** be adopted?

Adopted.

Senator Decker, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Resolution 1, April 2008 Special Session**.

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

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

Senate Bill 1, April 2008 Special Session

Relating to: the Great Lakes–St. Lawrence River Basin Water Resources Compact, withdrawals of water from the Great Lakes Basin, water withdrawal and use, water supply planning, water conservation, granting rule-making authority, and providing a penalty.

Read a second time.

Ordered to a third reading.

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

Senator Lazich moved that **Senate Bill 1, April 2008 Special Session** be referred to the committee on **Environment and Natural Resources**.

The question was: Shall **Senate Bill 1, April 2008 Special Session** be referred to the committee on **Environment and Natural Resources**?

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

Ayes – Senators Grothman and Lazich – 2.

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

Absent or not voting – None.

Referral Refused.

Senate Bill 1, April 2008 Special Session

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 1; 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, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – Senator Lazich – 1.

Absent or not voting – None.

Passed.

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 1, April 2008 Special Session

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Joint Resolution 1, April 2008 Special Session

Relating to: the life and public service of Frank Fabiano Jr.

By Representatives Kerkman, Kreuser and Steinbrink; cosponsored by Senator Wirch.

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

Senator Decker, with unanimous consent, asked that **Assembly Joint Resolution 1, April 2008 Special Session** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Joint Resolution 1, April 2008 Special Session

Relating to: the life and public service of Frank Fabiano Jr.

The question was: Shall **Assembly Joint Resolution 1, April 2008 Special Session** be concurred in?

Concurred in.

Senator Decker, with unanimous consent, asked that **Assembly Joint Resolution 1, April 2008 Special Session** be messaged to the Assembly at the discretion of the Senate President.

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

Senator Erpenbach, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his mom's birthday on Sunday.

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Ed St. Peter, head of Kenosha Water Utility, who gave us valuable input in developing the Great Lakes Compact legislation.

Senator Lassa, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her daughter, Madison Moe, who will celebrate her first birthday on June 1, 2008.

Senator Hansen, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his long-time staffer, Eric Genrich, who will soon leave state employment. He has truly done an outstanding job and will be missed. I wish him all the best in all of his future endeavors.

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

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her intern, Dan Ewart, who will be attending Yale this fall.

Senator Plale, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Mark Anderson who is leaving his office to pursue his law degree at the University of Baltimore.

Senator Plale, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Jeskewitz who is retiring from the Assembly and to wish her a very happy retirement.

Senator Robson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of memorial week for fallen police officers —with recognition and our gratitude.

Senator Robson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of UW Med Flight crew, Dr. Darren Bean, Mr. Mark Coyne, and Mr. Steve Lipperer.

Senator Schultz, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Peter Athanas of Richland Center who passed away.

Senator Schultz, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Albers. Representative Albers has served the people of the 50th Assembly District since 1991. She is widely respected as a tenacious advocate for the people she represents and a defender of private property rights. The close relationships she formed with constituents caused many to consider her their guardian angel. She will be missed in the Capitol for her never say never attitude, but even more as a champion of the people she represented in south central Wisconsin.

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

Senator Grothman, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senator Lazich.

Senator Decker, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Liz Stephens' 30th birthday.

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

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Jeskewitz.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Albers.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Rev. Robert L. Harris of Tabernacle Community Baptist Church in Milwaukee.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her mother Lena "Jackie" Taylor's birthday June 9th. Her mother's vision is why she is able to be here today.

Senator Leibham, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his wife Heather and their second child who will be born in November.

Senator Miller, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Becky Tradewell, John Stolzenberg, Beth Bier, Mark Patronsny, and Rachel Letzing for their hard work and dedication in bringing the Great Lakes Compact to fruition in this session of the Legislature.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Jeskewitz.

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

Senator Lazich, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Gundrum and to keep him and his family in our prayers.

Senator Lazich, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Cathy Thayer and her family. Cathy passed away after a four-year battle with cancer.

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Wieckert.

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Jeskewitz.

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Hahn.

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Albers.

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Owens.

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Kreuser.

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

ADJOURNMENT

Senator Decker, with unanimous consent, asked that the Senate stand adjourned until Thursday, May 15, 2008.

Adjourned.

1:34 P.M.

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has concurred in:

- Senate Joint Resolution 1, April 2008 Special Session**
- Senate Joint Resolution 2, April 2008 Special Session**
- Senate Joint Resolution 3, April 2008 Special Session**

**State of Wisconsin
Office of the Senate President**

May 14, 2008

Mr. Robert J. Marchant
Senate Chief Clerk and Director of Operations
B20 Southeast, State Capitol
Madison, WI 53702

Dear Rob:

On May 14, 2008, the Senate granted a unanimous consent request to authorize me to message **April 2008 Special Session Senate Bill 1** upon my discretion. Pursuant to that grant of authority, I am writing to direct you to message the bill to the Assembly.

Please contact me if you have any questions.

Most Sincerely,
FRED A. RISSER
Senate President