



STATE OF WISCONSIN

Senate Journal

One-Hundredth Regular Session

11:13 A.M.

TUESDAY, January 11, 2011

The Senate met.

The Senate was called to order by President Ellis.

Senator Fitzgerald, with unanimous consent, asked that the roll call, prayer, and pledge of the January 2011 Special Session be applied to the Regular Session.

CALL OF ROLL

The roll was called, disclosing the presence of a quorum.

Pursuant to Senate Rule 15, the official attendance for session was:

Senators Carpenter, S. Coggs, Cowles, T. Cullen, Darling, Ellis, Erpenbach, S. Fitzgerald, Galloway, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kapanke, Kedzie, C. Larson, Lassa, Lazich, Leibham, Miller, Moulton, Olsen, Risser, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirsch and Zipperer – 32.

Absent – None.

Absent with leave – Senator Lasse – 1.

LEAVES OF ABSENCE

Senator Grothman, with unanimous consent, asked that Senator Lasse be granted a leave of absence for today's session.

CHIEF CLERK'S ENTRIES

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Joint Resolution 1

Report correctly enrolled on 1-7-2011.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read and referred:

Senate Joint Resolution 3

Relating to: commending the University of Wisconsin-Whitewater football team for winning a third national championship.

By Senators T. Cullen and Kedzie; cosponsored by Representatives Wynn and Nass.

To committee on **Senate Organization**.

Senate Bill 2

Relating to: changes to timing of application process under the open enrollment program.

By Senators Olsen, Darling, Grothman, Lazich and Vukmir; cosponsored by Representatives Jacque, Pridemore and Thiesfeldt.

To committee on **Education**.

PETITIONS AND COMMUNICATIONS

State of Wisconsin Office of the Senate Majority Leader

January 6, 2011

The Honorable, The Senate:

Pursuant to Section 13.48(2) Wisconsin Statutes and Senate Rule 20, I am appointing Dale Schultz and Senator Rob Cowles to the Building Commission.

Please feel free to contact me with any questions.

Sincerely,

SCOTT FITZGERALD

Senate Majority Leader

State of Wisconsin Office of the Senate Majority Leader

January 6, 2011

The Honorable, The Senate:

Pursuant to Section 13.47 Wisconsin Statutes and Senate Rule 20, I am appointing Senator Dale Schultz to the Joint Legislative State Supported Programs Study and Advisory Committee.

Please feel free to contact me with any questions.

Sincerely,

SCOTT FITZGERALD

Senate Majority Leader

State of Wisconsin Office of the Senate Majority Leader

January 6, 2011

The Honorable, The Senate:

Pursuant to 2011 Executive Order #2 and Senate Rule 20, I am appointing Senator Frank Lasee to the Governor's Commission on Waste, Fraud and Abuse.

Please feel free to contact me with any questions.

Sincerely,

SCOTT FITZGERALD

Senate Majority Leader

**State of Wisconsin
Office of the Senate Majority Leader**

January 11, 2011

The Honorable, The Senate:

Pursuant to Section 13.48(2) Wisconsin Statutes and Senate Rule 20, I am appointing Senator Fred Risser to the Building Commission.

Please feel free to contact me with any questions.

Sincerely,
SCOTT FITZGERALD
Senate Majority Leader

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

Senate Joint Resolution 2

Relating to: the joint rules.

Read.

Senate amendment 1 to **Senate Joint Resolution 2** offered by Senators Taylor, Vinehout, C. Larson, T. Cullen, Wirch, Miller and Hansen.

Senator S. Fitzgerald moved rejection of Senate amendment 1 to **Senate Joint Resolution 2**.

The question was: Rejection of Senate amendment 1 to **Senate Joint Resolution 2**?

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

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Hopper, Kapanke, Kedzie, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 18.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Miller, Risser, Taylor, Vinehout and Wirch – 14.

Absent or not voting – Senator Lasee – 1.

Rejected.

The question was: Shall **Senate Joint Resolution 2** be adopted?

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

Ayes – Senators Carpenter, S. Coggs, Cowles, T. Cullen, Darling, Ellis, Erpenbach, S. Fitzgerald, Galloway, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kapanke, Kedzie, C. Larson, Lassa, Lazich, Leibham, Miller, Moulton, Olsen, Risser, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 32.

Noes – None.

Absent or not voting – Senator Lasee – 1.

Adopted.

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

Senate Bill 1

Relating to: membership of the Joint Legislative Council.

Read a second time.

Ordered to a third reading.

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

Senate Bill 1

Read a third time and passed.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly:

**Senate Joint Resolution 2
Senate Bill 1**

Messaged.

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

Senator Risser, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representative Frederick P. Kessler, a Democrat from the 12th District in Milwaukee, who is celebrating his birthday on January 11th. He is also marking 50 years since he entered public service at the age of 21. When Representative Kessler was first elected to the State Assembly in November 1960, he was too young to vote and when he was sworn into the Assembly on January 11, 1961, he was the youngest legislator to ever hold office in Wisconsin, up to that time.

Senator Hopper, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his son, Christopher, who celebrates his 12th birthday tomorrow. Happy Birthday, Topher.

Senator Miller, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Matt Levin and the students from McFarland high school, who came to visit the Capitol today.

Senator Miller, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Mallory Radney, who is shadowing the Senator today.

Senator Lazich, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her newest staff member Andrew Hanus, who being sworn in to the Wisconsin Bar Association over in the Supreme Court at noon today.

Senator Lazich, with unanimous consent, asked that when the Senate adjourn, it do so in honor of of Dominik Roehl from Oshkosh, who is turning 11 years old on 1/11/11. His aunt is Senator Lazich's chief of staff.

Senator Coggs, with unanimous consent, asked that when the Senate adjourn, it do so in memory of his sister Velma L. Coggs, who passed on January 3, 2011.

ADJOURNMENT

Senator S. Fitzgerald, with unanimous consent, asked that the Senate stand adjourned until January 25, 2011, pursuant to **Senate Joint Resolution 1**.

Adjourned.

11:27 A.M.