



STATE OF WISCONSIN

Senate Journal

One-Hundredth Regular Session

11:28 A.M.

WEDNESDAY, March 2, 2011

The Senate met.

The Senate was called to order by President Ellis.

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

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

Absent with Leave – Senator Leibham – 1.

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated **Tuesday, March 1, 2011.**

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 27

Relating to: state finances and appropriations, constituting the executive budget act of the 2011 legislature.

By joint committee on Finance.
To joint committee on **Finance.**

REPORT OF COMMITTEES

The joint committee on **Finance** reports and recommends:

Senate Bill 27

Relating to: state finances and appropriations, constituting the executive budget act of the 2011 legislature.

Introduction.

Ayes, 10 – Senators Darling, Olsen, Harsdorf, Grothman and Hopper. Representatives Vos, Meyer, Strachota, LeMahieu and Kleefisch.

Noes, 2 – Representatives Grigsby and Shilling.

ALBERTA DARLING
Senate Chairperson

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read and referred:

Senate Resolution 3

Relating to: imposing a penalty on a senator who is absent without leave.

By Senator S. Fitzgerald.
To committee on **Senate Organization.**

REPORT OF COMMITTEES

The committee on **Labor, Public Safety, and Urban Affairs** reports and recommends:

Senate Bill 23

Relating to: preemption of city, village, town, or county ordinances requiring employers to provide employees with leave from employment to deal with family, medical, or health issues.

Passage.

Ayes, 3 – Senators Wanggaard, Grothman and Lazich.
Noes, 0 – None.

VAN WANGGAARD
Chairperson

The committee on **Senate Organization** reports:

Placed the following proposals on the Senate Calendar of Thursday, March 3, 2011:

Manuel Perez

Assembly Joint Resolution 5

Senate Bill 23

Ayes: 3 – Senators Fitzgerald, Ellis and Grothman.
Noes: 0 – None.

SCOTT FITZGERALD
Chairperson

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator Wanggaard added as a cosponsor of **Assembly Joint Resolution 5.**

State of Wisconsin
Office of the Senate President

March 2, 2011

The Honorable, The Senate:

Pursuant to Senate Rule 36(2)(c) and section 13.52(6), Wisconsin Statutes, the CoChairs of the Joint Survey Committee on Tax Exemptions shall prepare and submit a report in writing setting forth an opinion on the desirability of **Senate Bill 27**; Relating to: state finances and appropriations, constituting the executive budget act of the 2011 legislature.

Thank you for your attention to this matter.

Sincerely,
MICHAEL ELLIS
Senate President

ADVICE AND CONSENT OF THE SENATE

KLETT, STEPHANIE, of Beloit, as Secretary of the Department of Tourism, to serve for the term ending at the pleasure of the Governor.

Read.

The question was: Confirmation?

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

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

Noes – None.

Absent or not voting – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Leibham, Miller, Risser, Taylor, Vinehout and Wirch – 15.

Confirmed.

Senator S. Fitzgerald, with unanimous consent, asked that the appointment of Cathy Stepp be withdrawn from the committee on Senate Organization and taken up at this time.

STEPP, CATHY, of Sturtevant, as Secretary of the Department of Natural Resources, to serve for the term ending at the pleasure of the Governor.

Read.

The question was: Confirmation?

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

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

Noes – None.

Absent or not voting – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Leibham, Miller, Risser, Taylor, Vinehout and Wirch – 15.

Confirmed.

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

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Resolution 3** be withdrawn from the committee on Senate Organization and taken up at this time.

Senate Resolution 3

Relating to: imposing a penalty on a senator who is absent without leave.

Read.

The question was: Shall **Senate Resolution 3** be adopted?

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

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

Noes – None.

Absent or not voting – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Leibham, Miller, Risser, Taylor, Vinehout and Wirch – 15.

Adopted.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Bill 4

Relating to: authorizing the designation of additional enterprise zones and requiring the designation of enterprise zones in rural areas.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 4**?

Adopted.

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 4

Read a third time.

State of Wisconsin Office of Senator Tim Carpenter

February 24, 2011

The Honorable, the Senate:

This letter is to request a leave of absence from the Senate Regular Session and Special Session today.

Sincerely,
TIM CARPENTER
Senator, 3rd Senate District

State of Wisconsin Office of Senator Tim Carpenter

February 25, 2011

The Honorable, the Senate:

This letter is to request a leave of absence from the Senate Regular Session and Special Session today.

Sincerely,
TIM CARPENTER
Senator, 3rd Senate District

**State of Wisconsin
Office of Senator Julie Lassa**

February 25, 2011

The Honorable, the Senate:

This letter is to request a leave of absence from the Senate Regular Session and Special Session today.

Sincerely,
JULIE LASSA
Senator, 24th Senate District

**State of Wisconsin
Office of Senator Tim Carpenter**

March 1, 2011

The Honorable, the Senate:

This letter is to request a leave of absence from the Senate Regular Session and Special Session today.

Sincerely,
TIM CARPENTER
Senator, 3rd Senate District

**State of Wisconsin
Office of Senator Tim Carpenter**

March 2, 2011

The Honorable, the Senate:

This letter is to request a leave of absence from the Senate Regular Session and Special Session today.

Sincerely,
TIM CARPENTER
Senator, 3rd Senate District

Senator S. Fitzgerald moved that Senator Carpenter's requests for a leave of absence on February 24, February 25, March 1 and March 2; and Senator Lassa's request for a leave of absence on February 25, for Regular and Special Sessions be denied.

The question was: Shall Senator Carpenter's and Senator Lassa's requests for a leave of absence be denied?

Requests for a leave of absence denied.

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

Senator Schultz, with unanimous consent, asked that when the Senate adjourn, it do so in memory of a former member of this body and Senator Schultz's mentor and predecessor, former state Senator Richard Kreul, who passed away last week at the age of 86. Senator Kreul was first elected to the state Senate in 1978 and served until he was appointed to the Department of Labor and Human Relations by former Governor Tommy Thompson in 1991. Senator Kreul was a long time and successful farmer who loved his community, his church and his God. He gave back through being a brother Mason and Shriner. He also served on the Fennimore school board for 26 years; the last ten as president. In later years, he and his wife Ann owned and operated an antique shop. On behalf of this body Senator Schultz would like to extend our thoughts and sympathies to Senator Kreul's family. Senator Kreul was a great friend and teacher. With his Will Roger's type demeanor, he always knew just what to say. So in true fashion, perhaps he's best summed up in his own words, which were posted on a plaque at his visitation Monday. While he was proud to be a Republican, Senator Kreul always preached bipartisanship. So, his words were perhaps never more appropriate, needed and appreciated. He said, "I have been in this business a long time. I've been cussed and discussed, boycotted, talked about, lied about, lied to, hung up, held up, and robbed. The only reason I'm staying in this business now is to see what the hell is going to happen next." Senator, you'll be deeply missed.

ADJOURNMENT

Senator S. Fitzgerald, with unanimous consent, asked that the Senate stand adjourned until Thursday, March 3, 2011.

Adjourned.

11:48 A.M.