



STATE OF WISCONSIN

Senate Journal

Ninety–Fifth Regular Session

10:00 A.M.

TUESDAY, January 22, 2002

The Senate met.

The Senate was called to order by Senator Fred Risser.

LEAVES OF ABSENCE

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

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

Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Shibilski, Welch, Wirsch and Zien – 32.

Absent – None.

Absent with leave – Senators Schultz – 1.

The Senate stood for the prayer which was offered by General Vang Pao, leader of the Hmong friendly forces in Vietnam who fought long side U.S. troops. He is a hero of his people and a leader of the Hmong government in exile.

General Vang Pao has worked tirelessly to promote education, economic development and Spiritual Well Being for his people and is active in promoting race relations between the Hmong/Lao community and mainstream America.

He is accompanied by his son Cha Vang, who will translate.

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

Senator Risser, with unanimous consent, appointed Senators Shibilski and Darling to act as escorts to his Excellency the Governor.

Senator Chvala, with unanimous consent, asked that the Senate recess for the purpose of convening in a joint convention to receive the Governor's budget message and reconvene at upon the rising of the joint convention.

10:12 A.M.

RECESS

IN ASSEMBLY CHAMBER IN JOINT CONVENTION

The President of the Senate in the Chair.

The committee to await upon the Governor appeared with his excellency the Governor, who delivered his budget reform message as follows:

BUDGET REFORM ADDRESS

Citizens, colleagues and friends. Mr. Speaker, Mr. President and distinguished members of the Legislature, thank you for hosting this joint session.

Before I get to the matter at hand, I want give special thanks to my wife, First Lady Laurie McCallum, for her support and understanding during these demanding times;

To Margaret Farrow, a good friend and a great lieutenant governor;

And to the members of my Cabinet, whose leadership and resolve will be evident to all in the coming weeks as they have been to me over this past year.

I come before you today to talk about our economic future, and to lay the foundation for a bold and unprecedented initiative that reforms and reshapes the roles of state and local government.

Our immediate task is solving a 1.1 billion-dollar shortfall – a shortfall brought on by the national recession and the resulting downturn in the Wisconsin economy.

While it is of little consolation, at least 40 states won't meet their budget estimates this year. Legislatures across the country have been forced to react to recession and domestic security developments.

In August, when I signed the bipartisan budget that now must be adjusted, Wisconsin's economy was showing signs of rebounding, especially the manufacturing sector. But the cowardly acts of terrorists on September 11 forestalled any realistic chance for recovery at the end of the year.

I have been talking and listening with people all across Wisconsin since Sept. 11. People are concerned about their future, and some are more than a little pessimistic about Madison's ability to fix this problem. This should not be the case.

I relate this sentiment because I believe our mission in this special session goes beyond the act of balancing a budget. Our decisions will not be about now – but about shaping a better tomorrow for the hard-working families of this state.

That's why my plan that you will soon have before you is called the "Budget Reform Act of 2002." This debate is not just about a budget.... It is about the great people who make up the great state of Wisconsin.

People know government has a role in their lives, but too often they view government as too unmanageable, too ineffective, too costly, and above all, too unaccountable.

My Budget Reform Act is about making government less costly, more manageable, more effective and more accountable.

Seldom have the stakes been higher for Wisconsin. What we say and do in the coming weeks will have a direct impact on the lives of hard-working Wisconsinites... from the teacher in La Crosse to the factory worker in Milwaukee... from the logger in Hayward to the nurse in Racine... the waitress in the Fox Valley, the poultry farmer in Barron... to the auto worker in Janesville.

Our decisions will have a direct impact on the millions of everyday Wisconsinites who have a simple wish of a financially secure future for their children.

No one pretends the road ahead will be smooth. These are hard choices, to be sure. But our path is clear. Just as thousands of Wisconsin families are adjusting their personal budgets, state and local governments must follow suit and begin to live within their means.

It is important that everyone understands how we spend the hard-earned dollars of the hard-working men and women of Wisconsin – the taxpayers.

Wisconsin ranks 6th among states in the amount of aid provided to local government. This accounts for over 60 percent of spending ... AND is a major reason Wisconsin taxes are higher than in other states.

Sixteen percent goes to financial assistance for individuals in programs such as Medical Assistance, Wisconsin Works, and student aid.

The University of Wisconsin System's share is 9 percent, Corrections is 8 percent and the remaining state government operations are 7 percent.

This Budget Reform Act refocuses how we spend the taxpayers' money. My solution reflects the core values of every Wisconsin citizen:

I won't raise taxes. Taxes already are too high.

I will prioritize spending.... My family and your family have to live within a budget... so should government.

I have 3 kids, and I want to ensure that my children get the best education in the country... that's why education is one of our highest priorities....

Growing up in Fond du Lac, my dad was a factory worker and later a letter carrier, and my mom worked as a store clerk and a bank teller. My parents taught me the importance of being compassionate to our neighbors who might not be as fortunate as you and me, and that's why my plan protects the neediest of the needy.

I want to Build Wisconsin and provide citizens with good jobs. I want my children and your children to have a good job, too.

And I want to keep us safe.

These are values that I cherish, and these principles should be our guiding light in the days and weeks ahead.

Let me start by telling every citizen in Wisconsin what is NOT in my Budget Reform Act. There will be no tax increase.

No sales tax increase.

No income tax increase.

No property tax increase.

No corporate tax increase.

No tax increase, period!

I will do everything to protect the taxpayer from the Big Spenders who mistakenly think they can spend without limit ... the hard-earned dollars of hard-working Wisconsinites.

Wisconsin's future is bright and full of opportunity and promise. The hopes and dreams of all Wisconsin will not be rained on. Wisconsin will NOT become the Number One tax state in the country.... NOT on my watch.

In this time of economic crisis, we will not increase taxes to feed spending habits. It is time all of government in Wisconsin ... all of government in Wisconsin ... begins to live within its means.

That's exactly what my Budget Reform Act does. I have set priorities. I will call for reform. And I will do this with a balanced plan that I lay before you today. There are substantial cuts to government spending. But there also are a number of essential services that I am declaring off-limits from any spending reduction. My priorities are clear:

I will fully fund elementary and secondary education.

I will fully fund smaller class sizes, school breakfast and special education.

I will fully fund our new senior care program to help seniors with prescription drugs.

I will fully fund medical assistance. BadgerCare. FamilyCare. community aids.. and many other programs that directly serve our neediest citizens.

Wisconsinites understand that their future is in the hearts and minds of our children, and that's why I will maintain full state support for schools. We will continue to fully fund two-thirds of local school instruction.

Wisconsinites are quick to lend a helping hand to the neediest of the needy. That's why I have exempted direct assistance to our most vulnerable citizens. This is exactly the wrong time to reduce funding to programs that provide a safety net for people who can't help themselves.

In response to the tragic events of Sept. 11, I will continue to work aggressively to keep citizens safe. My Budget Reform Act contains a domestic security initiative that will strengthen the state's readiness on many different fronts, including grants to local police and fire departments for equipment and training, and money for the creation of a statewide trauma system that links the front-line personnel with doctors and medical specialists.

September 11th changed our lives in countless ways. among the most important lessons we have learned are how we sometimes take for granted the service of our public safety officials. When we talk about domestic security, these men and women serve on the front line.

One of the keys to building a stronger economy in Wisconsin is to increase the skill level of Wisconsin's work force. My

Budget Reform Act helps displaced workers and protects ongoing economic development. I urge this Legislature to act quickly on an important plan that I outlined earlier this month, an emergency 8-week extension of benefits for unemployed workers.

In these challenging times, government spending must be reduced in the most fair manner possible.

Here's how I will do that.

State government operations will absorb the largest share of the belt-tightening with an 11.5 percent reduction in spending. Incidentally, the Governor's Office budget is reduced 16.5 percent.

The Budget Reform Act reduces the Department of Corrections budget by 6 percent. This was a difficult decision, and the cuts are deep. But I stress that we will continue to keep Wisconsin safe from the criminals who want to ruin our quality of life.

New institutions that were authorized in the budget must be delayed. While elimination of out-of-state contract beds remains a priority, eliminating the budget deficit must come first.

The Budget Reform Act also will reduce the University of Wisconsin and Technical College System budgets by 4.5 percent each. I don't want these reductions passed on to students, so tuition increases above the already-approved 10 percent level must be passed by the Legislature's Joint Finance Committee.

The final component is a 4 percent reduction to local government budgets in calendar year 2002.

These are tough decisions, but they ARE manageable, and more importantly, the right thing to do. When implemented, they will set the stage for an even greater and more vibrant Wisconsin.

My plan does contain a warning, however. Because we are reigning in spending, you are going to hear a new kind of defeatism from the Big Spenders who believe government spending can only go up, never down.

Have you heard the term "Buyer, Beware?" I offer a slightly different twist: "Taxpayer, Beware!" the spenders will make claims of big property tax increases and the elimination of vital services.

But don't be fooled by their rhetoric. Don't let the defeatists defeat you.

When you hear the complaints of Big Spenders, realize that my Budget Reform Act places strict property tax limits on local governments. Spending reductions will not mean property tax increases. Let me repeat, because this is critical: my Budget Reform Act places strict property tax limits on local governments. Spending reductions will not mean property tax increases.

And let me say this to the Big Spenders: If you can't live without a property tax increase, take your case directly to the taxpayers with a referendum. Let the working people decide.

When you hear the complaints of Big Spenders, recognize that I am not asking local government to do anything different than what state government is expected to do – and what families and businesses have been doing for months: Live within their means.

State government operations budgets are being reduced 11.5 percent, and we will continue to deliver essential services. Local government budgets are being reduced only a third of what state government is absorbing... they should not have to stop essential services like fire and police protection and garbage collection. To the contrary. My Budget Reform Act includes language that directs local governments to protect the health and safety of our citizens.

Every taxpayer fully expects local government to handle these reductions responsibly and continue to provide essential services.

The Budget Reform Act balances the budget for this biennium, but I will not stop there. The budget shortfall allows us to look at costly decisions that we can no longer afford. We must learn from this, or we will be right back in a financial predicament next year. So today, I am forwarding to you a bold plan that completely restructures the state and local financial partnership... a plan that forces a major examination of how local governments are funded, organized and provide services.

Here's what I'm talking about.

Within a 10-mile radius of downtown Appleton, there are over 50 units of government – including 3 counties... 4 cities... 5 villages... 8 school districts... 16 towns... and 19 sanitary districts.

Who do you suppose is paying for all this? The hard-working families of Appleton are footing this bill for this overlap.

The Kettl Commission set the stage for changing the state and local government relationship, but many circumstances prevented the Commission report from being adopted. The greatest barrier to the Kettl Commission recommendations was lack of urgency. We just didn't have to do it. We could afford to do everything. We could afford more government. We could afford to be the third-highest tax state. We could afford to have too much government.

Well, fellow Wisconsinites, we can't afford it anymore.

My Budget Reform Act takes Kettl from debate to ACTION by recommending that we:

Ø Phase out the current shared revenue program over the next three years

Ø Borrow \$794 million from tobacco endowment revenues as a bridge only to replace a portion of shared revenue in the transition period

Ø develop A REPAYMENT SCHEDULE FOR THE ENDOWMENT

Ø Establish within my Administration a mandate appeals process for local governments

Ø Create a Blue Ribbon Commission on local government finances to review local government spending, delivery of services, state mandates and local revenue sources.

The goal of the commission is accountability, efficiency and the best return for the taxpayers' dollar.

Proceeds from the sale of tobacco revenue bonds provide a unique opportunity to help in the transition to a new relationship between local government and the citizens they serve.

The spenders will say there is no support for cutting local government. If that is your argument, then I ask: Is there

support for breaking promises to our schools that will result in larger class sizes and reduced services for special education?

Is there support for turning our backs on your most vulnerable neighbors – the elderly, the disabled and the poor who covet dignity and independence?

Is there support in your community for increasing taxes to feed a government that spends too much as it is?

While funds are short, I realize there will not be a shortage of critics of my Budget Reform Act. I welcome the discussion, but I also say this to the Big Spenders who want to spend more money: Tell me specifically where you will get that money. A critic without a solution is of no value in this debate.

My Budget Reform Act is the right thing to do. My Budget Reform Act is fiscally responsible, and more importantly, it is right for Wisconsin.

This is a pivotal time in Wisconsin’s fiscal history, and I urge this Legislature to act quickly and without hesitation for the future of Wisconsin’s families. There is much work to be done.

Join me in being creative, determined and unafraid to face the critics. Join me in answering the critics who say it can’t be done. Join me in protecting the taxpayers, not the Big Spenders.

The people we represent are ready to chart a new course. They want a government that serves them well – not a government that obstructs common-sense solutions.

They want a government that will validate their trust, not engage in petty politics and spread distrust.

I will meet this great challenge.... I will reach beyond the commonplace and not fall short for lack of courage.

Working together, we will reduce government spending at every level and begin living within our means....

We will bring the most sweeping, fundamental reforms in our government structure since Wisconsin became a state...

And we will do this WITHOUT RAISING TAXES!

Thank you.

11:45 A.M.

The Senate reconvened.
Senator Risser in the chair.

INTRODUCTION AND REFERENCE OF RESOLUTIONS AND JOINT RESOLUTIONS

Read and referred:

Senate Joint Resolution 55

Relating to: recognizing and congratulating Terry Mulcahy for his long service to the people of the state of Wisconsin and the United States of America.

By Senators Panzer, S. Fitzgerald, Zien, Rosenzweig, Darling, Kanavas, Breske, Ellis, Welch, Grobschmidt, Huelsman, Jauch, Erpenbach, A. Lasee, Risser, Cowles, Harsdorf, Roessler, Lazich and Schultz; cosponsored by Representatives Jensen, Stone, Petrowski, McCormick, Ryba, Kestell, Rhoades, Walker, Gronemus, Gunderson, Lippert, Black, Jeskewitz, Bies, Hahn, Ladwig, Olsen, Pettis, Musser,

Urban, Plouff, Starzyk, Turner, Owens, Plale, Miller, Coggs, J. Lehman, Lassa and Vrakas.

To committee on **Senate Organization**.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 393

Relating to: electric personal assistive mobility devices, granting rule-making authority, and providing penalties.

By Senator Breske; cosponsored by Representative Stone.

To committee on **Insurance, Tourism, and Transportation**.

Senate Bill 394

Relating to: withholding from public inspection information about public utility security.

By Senators Cowles, M. Meyer, A. Lasee, Huelsman and Darling; cosponsored by Representatives Huebsch, Duff, Meyerhofer, Hahn, Krawczyk, Olsen, Musser, M. Lehman, Hines, Lassa, Vrakas, Sykora and Ott.

To committee on **Health, Utilities, Veterans and Military Affairs**.

Senate Bill 395

Relating to: temporary supplemental unemployment insurance benefits and certain other changes to the unemployment insurance law.

By Senators Hansen, A. Lasee, Jauch, Plache, Baumgart, Robson, Wirch, Erpenbach, Breske, M. Meyer, Burke, Grobschmidt, Moen, Decker, Shibilski, George, Moore, Risser and Chvala; cosponsored by Representatives Hundertmark and Turner.

To committee on **Labor and Agriculture**.

PETITIONS AND COMMUNICATIONS

State of Wisconsin Ethics Board

January 22, 2002

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2001 session of the legislature, visit the Ethics Board’s web site at <http://ethics.state.wi.us/>

Forester, John D **Wisconsin Council for Administrators of Special Services**

Forester, John D **Wisconsin Association of School District Administrators**

Forester, John D **Wisconsin Association of School Business Officials**

Forester, John D **Association of Wisconsin School Administrators**

Kammer, Peter **EDS – Electronic Data Systems Corporation**

Mason, Cory **Wisconsin Federation of Teachers**

Toma, Albert **Georgia-Pacific Corporation**

Watson, Joshua **Golden Rule Insurance Company**

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have

spent to affect legislative action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,

ROTH JUDD
Director

Senator Robson, with unanimous consent, asked that the Senate recess until 2:20 P.M..

11:47 A.M.

RECESS

2:20 P.M.

The Senate reconvened.
Senator Risser in the chair.

ADVICE AND CONSENT OF THE SENATE

BARNETT, JEFFREY, of Whitewater, as a member of the Professional Standards Council for Teachers, to serve for the term ending July 1, 2001.

Read.

The question was: Confirmation?

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Shibilski, Welch, Wirch and Zien – 32.

Noes – None.

Absent or not voting – Senator Schultz – 1.

Confirmed.

Senator Chvala, with unanimous consent, asked that all the appointments be taken up en masse except for the appointments of Connie L. OConnell and Jennifer Reinert.

BERG, CRYSTAL, of Hartford, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors, to serve for the interim term ending May 1, 2004.

Read

CARLIN, MARTE J., of Green Bay, as a member of the Council on Domestic Abuse, to serve for the interim term ending July 1, 2003.

Read

CONNOLLY-KEESLER, EILEEN, of Neenah, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2004.

Read.

ELMAN, WILLIAM R., of Appleton, as a member of the Land and Water Conservation Board, to serve for the term ending May 1, 2005.

Read.

FRANKLIN, FREDERICK, of Milwaukee, as a member of the Accounting Examining Board, to serve for the term ending July 1, 2004.

Read.

HAERING, ARNO WM., of Wausau, as a member of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors, to serve for the interim term ending July 1, 2004.

Read.

HOSKINS, ROBERT G., of Franklin, as a member of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2005.

Read.

KAUFERT, REPRESENTATIVE DEAN, of Neenah, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2004.

Read.

KOHLBECK, MARIE, of Whitelaw, as a member of the Board of Nursing, to serve for the term ending July 1, 2005.

Read.

LANGDON, JAMES M., of De Forest, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 2004.

Read.

LARSEN, MARK A., of River Falls, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 2004.

Read.

MARSCHMAN, KATHLEEN S., of Middleton, as a member of the Board of Veterans Affairs, to serve for the interim term ending May 1, 2005.

Read.

MARSDEN, MICHAEL A., of Grand Chute, as a member of the Waste Facility Siting Board, to serve for the interim term ending May 1, 2003.

Read.

MARTINEZ, LEE, of Milwaukee, as a member of the Barbering and Cosmetology Examining Board, to serve for the interim term ending July 1, 2003.

Read.

OSBORNE, PATRICK J., of Madison, as a member of the Great Lakes Protection Fund, to serve for the term ending October 11, 2003.

Read.

The question was: Confirmation?

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Shibilski, Welch, Wirch and Zien – 32.

Noes – None.

Absent or not voting – Senator Schultz – 1.

Confirmed.

CONNELL, CONNIE L., of Sun Prairie, as Commissioner of Insurance, 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, 31; noes, 1; absent or not voting, 1; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Shibilski, Welch and Zien – 31.

Noes – Senator Wirch – 1.

Absent or not voting – Senator Schultz – 1.

Confirmed.

REINERT, JENNIFER, of Madison, as Secretary of the Department of Workforce Development, to serve for the term ending at the pleasure of the Governor.

Read.

Senator Chvala, with unanimous consent, asked that the appointment of REINERT, JENNIFER, be laid on the table.

Senator Erpenbach, with unanimous consent, asked to be added as a coauthor of **Senate Bill 104**.

Senator Plache, with unanimous consent, asked to be added as a coauthor of **Senate Bill 104**.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Joint Resolution 30

Relating to: memorializing the U.S. Congress to provide funding for research on recycled lumber by the Forest Products Laboratory of the U.S. Department of Agriculture Forest Service.

Read.

The question was: Adoption of Senate substitute amendment 1 to **Senate Joint Resolution 30**?

Adopted.

The question was: Adoption of **Senate Joint Resolution 30**?

Adopted.

Senate Joint Resolution 37

Relating to: Gary Watchke's retirement following an exemplary career as a legislative analyst in the service of the Wisconsin legislature.

Read.

Adopted.

Senate Joint Resolution 52

Relating to: the life and public service of Judge Stanley A. Miller.

Read.

Adopted.

Senator Moore, with unanimous consent, asked to be added as a coauthor of **Senate Joint Resolution 52**.

Senate Joint Resolution 53

Relating to: the life and public service of Frederick F. Kaftan.

Read.

Adopted by unanimous rising vote.

Senate Bill 245

Relating to: contribution rates under the Wisconsin retirement system.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 245**?

Adopted.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that **Senate Bill 245** be placed at the foot of the 11th order of business on the calendar of January 22, 2002.

Senate Bill 264

Relating to: prohibiting certain persons from obtaining licenses that authorize hunting with a firearm and providing a penalty.

Read a second time.

Ordered to a third reading.

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

Senate Bill 264

Read a third time and passed.

Senate Bill 273

Relating to: creating definitions for common and contract carriers for sales tax and use tax purposes.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 273** be referred to the Joint Committee on **Finance**.

Senate Bill 280

Relating to: increasing a school district's revenue limit by a portion of the school district's handicapped education costs.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 280** be referred to the Joint Committee on **Finance**.

Senate Bill 299

Relating to: increasing the amount appropriated to the state hygiene laboratory.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 299** be referred to the Joint Committee on **Finance**.

Senate Bill 302

Relating to: the name of the division for libraries and community learning in the department of public instruction and the definition of minority group (suggested as remedial legislation by the department of public instruction).

Read a second time.

Senator Shibilski, with unanimous consent, asked to be added as a coauthor of **Senate Bill 280**.

Senator Shibilski, with unanimous consent, asked to be added as a cosponsor of **Assembly Joint Resolution 46 and Assembly Joint Resolution 72**.

Ordered to a third reading.

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

Senate Bill 302

Read a third time and passed.

Senate Bill 310

Relating to: designating STH 122 as the Walt Bresette Equal Rights Highway.

Read a second time.

Ordered to a third reading.

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

Senate Bill 310

Read a third time and passed.

Senate Bill 332

Relating to: overpayment of state transit operating aids to the city of Rhinelander.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 332** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Senate Bill 332** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Ordered to a third reading.

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

Senate Bill 332

Read a third time.

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Jauch, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Shibilski, Welch, Wirch and Zien – 25.

Noes – Senators Darling, Huelsman, Kanavas, A. Lasee, Lazich, Roessler and Rosenzweig – 7.

Absent or not voting – Senator Schultz – 1.

Passed.

Senate Bill 379

Relating to: banning human cloning and the sale or purchase of an ovum, embryo, or fetus for the purpose of cloning a human, prohibiting the use of state funds for cloning, and providing penalties.

Read a second time.

Senate substitute amendment 1 to **Senate Bill 379** offered by Senators Lazich, S. Fitzgerald, Ellis, Roessler and A. Lasee.

POINT OF ORDER

Senator M. Meyer raised the point of order that Senate substitute amendment 1 was not germane.

The Chair rules the point of order well taken.

Senator Lazich 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, 14; absent or not voting, 1; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Welch and Zien – 14.

Absent or not voting – Senator Schultz – 1.

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

Senate amendment 1 to **Senate Bill 379** offered by Senator Lazich.

POINT OF ORDER

Senator Chvala raised the point of order that Senate amendment 1 was not germane.

The Chair rules the point of order well taken.

Senate amendment 2 to **Senate Bill 379** offered by Senator Welch.

POINT OF ORDER

Senator Chvala raised the point of order that Senate amendment 2 was not germane.

The Chair rules the point of order well taken.

Ordered to a third reading.

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

Senate Bill 379

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 Burke, Chvala, Darling, Decker, Erpenbach, George, Hansen, Huelsman, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Rosenzweig, Shibilski and Wirch – 18.

Noes – Senators Baumgart, Breske, Cowles, Ellis, S. Fitzgerald, Grobschmidt, Harsdorf, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Welch and Zien – 14.

Absent or not voting – Senator Schultz – 1.

Passed.

Senate Bill 245

Relating to: contribution rates under the Wisconsin retirement system.

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

Senate Bill 245

Read a third time and passed.

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

Assembly Joint Resolution 42

Relating to: the life and accomplishments of Edwin Lee Mathews, Sr.

Read.

Concurred in.

Assembly Joint Resolution 46

Relating to: urging all Wisconsinites to observe March as “Women’s History Month.”

Read.

Concurred in.

Assembly Joint Resolution 72

Relating to: the 1,700th anniversary of Armenian Christianity.

Read.

Concurred in.

Assembly Joint Resolution 77

Relating to: the life and public service of Ervin Butch Conrath.

Read.

Concurred in by unanimous rising vote.

Assembly Bill 147

Relating to: creating a permit authorizing the operation upon a highway of a specialized hauling rig that exceeds statutory size and weight limits.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 147** be referred to the Joint Committee on **Finance**.

Senator Roessler, with unanimous consent, asked to be withdrawn as a coauthor of **Senate Bill 363**.

Senator Darling, with unanimous consent, asked to be withdrawn as a coauthor of **Senate Bill 363**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 147** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 147

Read a third time and concurred in.

Assembly Bill 242

Relating to: the disclosure of information obtained by the department of transportation from applications for drivers' licenses, permits, or identification cards to the selective service system for the purposes of registration with the selective service system.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 242

Read a third time and concurred in.

Assembly Bill 368

Relating to: the authority of cities, villages, towns, and counties to regulate amateur radio antennas and antenna support structures.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 368

Read a third time and concurred in.

Assembly Bill 507

Relating to: creating an exemption from the regulation of anhydrous ammonia.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 507

Read a third time and concurred in.

MOTIONS MAYBE OFFERED

Senator Welch, with unanimous consent, asked that the vote by which **Senate Bill 245** was passed be reconsidered.

Senator Chvala, with unanimous consent, asked that the motion for reconsideration of the vote by which **Senate Bill 245** passed be laid on the table.

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

ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Baumgart, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Aldo Leopold.

Senator Kanavas, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Waukesha North Band on their participation in the Tournament of Roses parade.

Senator Breske, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Todd Kuepper who was able to receive a life saving liver transplant last week.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her brother Jerry Statkus for his courageous fight against M.S.

Senator Zien, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his grandson Teagan Aryan Zien's birthday yesterday, he is now 5.

ADJOURNMENT

Senator Chvala, with unanimous consent, asked that the Senate adjourn until Thursday, January 24 at 10:00 A.M..

Adjourned.

4:13 P.M.