



STATE OF WISCONSIN

Senate Journal

Ninety–Seventh Regular Session

11:00 A.M.

WEDNESDAY, September 28, 2005

The Senate met.

The Senate was called to order by Senator Alan Lasee.

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

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

Absent – None.

Absent with leave – None.

The Senate stood for a moment of silent meditation.

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

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 347

Relating to: expanding eligibility for the veterans and surviving spouses property tax credit.

By Senators S. Fitzgerald, Kanavas and Leibham; cosponsored by Representatives Loeffelholz, Gard and J. Fitzgerald.

To committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform.**

Senate Bill 348

Relating to: authorization cards for collective bargaining representation.

By Senators Hansen, Decker, Erpenbach, Carpenter and Miller; cosponsored by Representatives Sheridan, Sinicki, Kessler, Turner, Zepnick, Berceau, Pope–Roberts, Van Akkeren, Black, Pocan, Seidel, Boyle, Fields and Lehman.

To committee on **Labor and Election Process Reform.**

Senate Bill 349

Relating to: sexual contact or sexual intercourse involving a 16– or 17–year–old and a person who works or interacts with him or her through the person’s occupation or a volunteer position and providing a penalty.

By Senators Lazich, A. Lasee, Darling, Leibham and Brown; cosponsored by Representatives Gundrum, Gunderson, Gard, Petrowski, McCormick, Suder, Owens,

Musser, Krawczyk, LeMahieu, Honadel, Hines, Wasserman and Kleefisch.

To committee on **Judiciary, Corrections and Privacy.**

Senate Bill 350

Relating to: displaying political signs in condominiums.

By Senators Olsen, Lazich, Decker and Wirch; cosponsored by Representatives Freese, Jensen, Vos, Zepnick, Bies, Hines, Hahn, Berceau, Turner and Lehman.

To committee on **Housing and Financial Institutions.**

Senate Bill 351

Relating to: creating nonrefundable individual income tax credits for amounts contributed to a college savings account or a college tuition and expenses program.

By Senators Kanavas, Miller, Darling, A. Lasee, Roessler, Grothman and Stepp; cosponsored by Representatives Kreibich, Pridemore, Suder, Kestell, Zepnick, Gronemus, F. Lasee, Hahn, Parisi, Wood, Moulton, Musser, Grigsby, Ainsworth, Hundertmark, Gard, Nass, Petrowski, Albers, Townsend, Van Roy, Gunderson, Pocan, Hines, Vrakas, Mursau, Ott, Ballweg and Berceau.

To committee on **Job Creation, Economic Development and Consumer Affairs.**

Senate Bill 352

Relating to: creating the Wisconsin Aerospace Authority to develop and operate spaceports and related facilities and services and other aerospace facilities and services and providing the authority with the power of condemnation, authorizing municipalities to develop and operate spaceports, and making an appropriation.

By Senators Leibham, Schultz, Brown and Hansen; cosponsored by Representatives Kestell, Suder, Davis, Jensen, Albers, LeMahieu, Ott, Van Roy, Gronemus, Nelson, Van Akkeren and Vruwink.

To committee on **Job Creation, Economic Development and Consumer Affairs.**

Pursuant to Senate Rule [36\(2\)\(c\)](#) and section 13.50(6), Wisconsin Statutes, the Co–Chairs of the Joint Survey Committee on Retirement Systems shall prepare and submit a report in writing setting forth an opinion on the desirability of **Senate Bill 352** as a matter of public policy.

Senate Bill 353

Relating to: exemption from construction standards for certain load–bearing dimension lumber.

By Senators Breske, A. Lasee and Grothman; cosponsored by Representatives Berceau, Ainsworth, Albers, Hahn, Pettis, Musser, Gunderson and Hines.

To committee on **Housing and Financial Institutions.**

PETITIONS AND COMMUNICATIONS

State of Wisconsin Joint Legislative Council

September 29, 2005

The Honorable, The Senate:

I am pleased to transmit to you the following report to the 2005 Legislature on legislation introduced by the Joint Legislative Council:

RL 2005-3 Special Committee on Recodification of Ch. 55, Stats., Placement and Services for Persons With Disabilities [2005 Assembly Bill 539 and 2005 Assembly Bill 540]

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available at the Legislative Council Staff offices, One East Main, Suite 401, or from our web page at <http://www.legis.state.wi.us/lc/>

Sincerely,

TERRY C. ANDERSON
Director

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Bill 180** and cosponsor of **Assembly Bill 105**.

Pursuant to Senate Rule 17 (5), Senator Darling added as a coauthor of **Senate Bill 206**.

ADVICE AND CONSENT OF THE SENATE

State of Wisconsin Office of the Governor

September 12, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BABLITCH, STEVEN, of Whitefish Bay, as Secretary of the Department of Administration, to serve for the term ending at the pleasure of the Governor.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**.

State of Wisconsin Office of the Governor

September 19, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint VERSCHAY, RICH, of Owen, as a member of the Pharmacy Examining Board, to serve for the term ending July 1, 2009.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Health, Children, Families, Aging and Long Term Care**.

State of Wisconsin Office of the Governor

September 20, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint VIDAILLET, DR. HUMBERTO, of Marshfield, as a member of the UW Hospitals and Clinics Authority and UW Hospitals and Clinics Board, to serve for the term ending July 1, 2007.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Health, Children, Families, Aging and Long Term Care**.

State of Wisconsin Office of the Governor

September 20, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ROSEN, MICHAEL, of Milwaukee, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2011.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Higher Education and Tourism**.

State of Wisconsin Office of the Governor

September 21, 2005

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint GASPERETTI, THOMAS, of Milwaukee, 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, 2009.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Job Creation, Economic Development and Consumer Affairs**.

Senator Schultz, with unanimous consent, asked that the reading be dispensed with, and that the appointments be taken up en masse.

BOYLE, PATRICK, of Madison, as a member of the UW Hospitals and Clinics Authority and UW Hospitals and Clinics Board, for the term ending July 1, 2008.

EVERSON, DIANE, of Edgerton, as a member of the Educational Communications Board, to serve for the term ending May 1, 2009.

GILLIS, BETH, of Shawano, as a member of the Wisconsin Health and Educational Facilities Authority, to serve for the term ending June 30, 2012.

HOLMQUIST, BRIAN, of Madison, as a member of the Occupational Therapists Affiliated Credentialing Board, to serve for the term ending July 1, 2009.

LITTIG, EILEEN, of Green Bay, as a member of the Educational Communications Board, to serve for the term ending at the pleasure of the Governor.

RICE, CORLISS, of Milwaukee, as a member of the Occupational Therapists Affiliated Credentialing Board to serve for the term ending July 1, 2009.

WILKIE, GERALD, of Eau Claire, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2008.

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

Noes – None.

Absent or not voting – None.

Confirmed.

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

Senate Clearinghouse Rule 04–058

Relating to petroleum environmental cleanup fund awards and associated credentials.

Submitted by Department of Commerce.

Referred to committee on **Natural Resources and Transportation**, September 28, 2005.

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

Assembly Bill 39

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 39

Relating to: regulating the manufactured housing industry and manufactured home installations; promoting rehabilitation and recycling of manufactured housing; requiring the exercise

of rule-making authority; providing a penalty; and making appropriations.

By Representatives Nass, Vruwink, Vrakas, Kerkman, Montgomery, Kreibich, Suder, Vos, Ott, Hines, Hahn, Musser, Molepske, Nerison, Petrowski and Townsend; cosponsored by Senators Roessler, Lassa, Olsen, Brown, Kedzie, Wirch, Breske and Stepp.

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

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senator Schultz, with unanimous consent, asked that **Senate Joint Resolution 37** be placed after **Senate Joint Resolution 40** on the calendar.

Senate Joint Resolution 32

Relating to: the life and military service of Army Captain Benjamin Donald Jansky.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 32**.

Senate Joint Resolution 34

Relating to: the life of U.S. Army Specialist John Oliver Tollefson.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 34**.

Senate Joint Resolution 38

Relating to: the life and military service of Specialist Charles A. Kaufman.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 38**.

Senate Joint Resolution 39

Relating to: the life and military service of Sergeant Andrew L. Bossert.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 39**.

Senate Joint Resolution 40

Relating to: the life and military service of Sergeant 1st Class Trevor John Diesing.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 40**.

Senator Schultz, with unanimous consent, asked that **Senate Joint Resolution 42** be withdrawn from the committee on **Senate Organization** and taken up.

Senate Joint Resolution 42

Relating to: the life and service of Lance Corporal John Mattek Jr. of the United States Marine Corps who lost his life during Operation Iraqi Freedom.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 42**.

Senator Schultz, with unanimous consent, asked that **Assembly Joint Resolution** be withdrawn from the 12th order of business and taken up.

Assembly Joint Resolution 54

Relating to: the life and military service of United States Chief Warrant Officer 2 Joshua Michael Scott.

Concurred in by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 54**.

Senate Joint Resolution 37

Relating to: recognizing and celebrating the life of Dr. Vang Pobzeb.

Adopted.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 37**.

Senate Bill 23

Relating to: regulating the manufactured housing industry and manufactured home installations; promoting rehabilitation and recycling of manufactured housing; requiring the exercise of rule-making authority; providing a penalty; and making appropriations.

Read a second time.

Senator Kedzie, with unanimous consent, asked that **Assembly Bill 39** be withdrawn from the committee on **Senate Organization** and taken up.

Assembly Bill 39

Relating to: regulating the manufactured housing industry and manufactured home installations; promoting rehabilitation and recycling of manufactured housing; requiring the exercise of rule-making authority; providing a penalty; and making appropriations.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 39

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, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 32.

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Concurred in.

Senator Schultz, with unanimous consent, asked that **Senate Bill 23** be laid on the table.

Senator Kedzie, with unanimous consent, asked that the Senate recess.

11:40 A.M.

RECESS

12:12 P.M.

The Senate reconvened.

Senator A. Lasee in the chair.

QUORUM CALL

The Chair noted the possible lack of a quorum.

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

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

Absent – None.

Senate Bill 45

Relating to: operating certain 3-vehicle combinations on the highways.

Read a second time.

Ordered to a third reading.

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

Senate Bill 45

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 3; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Olsen, Plale, Reynolds, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 29.

Noes – Senators Lazich, Miller and Risser – 3.

Absent or not voting – Senator Leibham – 1.

Passed.

Senate Bill 140

Relating to: eliminating a penalty for certain early withdrawals from an individual retirement account.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 140**?

Adopted.

Ordered to a third reading.

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

Senate Bill 140

Read a third time.

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

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

Noes – None.

Absent or not voting – None.

Passed.

Senate Bill 167

Relating to: creating an individual income tax checkoff for multiple sclerosis programs.

Read a second time.

Senator Leibham, with unanimous consent, asked that the Journal reflect that he would have voted aye on **Senate Bill 45**.

Senate amendment 1 to **Senate Bill 167** offered by Senator Miller.

Senator Miller, with unanimous consent, asked that Senate amendment 1 to **Senate Bill 167** be withdrawn and returned to author.

Ordered to a third reading.

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

Senate Bill 167

Read a third time.

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

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

Noes – None.

Absent or not voting – None.

Passed.

Senate Bill 180

Relating to: cash discounts for retail motor vehicle fuel purchases.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 180**?

Adopted.

Ordered to a third reading.

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

Senate Bill 180

Read a third time and passed.

Senate Bill 206

Relating to: transportation for pupils participating in the open enrollment program.

Read a second time.

Ordered to a third reading.

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

Senate Bill 206

Read a third time and passed.

Senate Bill 259

Relating to: eliminating various school district and Department of Public Instruction requirements, authorizing a city or village to abolish its police department and contract for law enforcement services with a county, authorizing a county to participate in a municipal revenue sharing agreement, standards for information technology integration, and city health departments.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 259**?

Adopted.

Ordered to a third reading.

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

Senate Bill 259

Read a third time and passed.

Senate Bill 322

Relating to: mailing of copies of school district reorganization orders issued by the School District Boundary Appeal Board.

Read a second time.

Ordered to a third reading.

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

Senate Bill 322

Read a third time and passed.

Senate Bill 323

Relating to: state aid paid to consolidated school districts.

Read a second time.

Ordered to a third reading.

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

Senate Bill 323

Read a third time and passed.

Senate Bill 324

Relating to: allowing school boards to charge a fee for transporting certain pupils to school.

Read a second time.

Ordered to a third reading.

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

Senate Bill 324

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 public service of Vincent R. Mathews.

The question was: Shall **Assembly Joint Resolution 42** be concurred in?

Concurred in.

Assembly Joint Resolution 50

Relating to: proclaiming October Wisconsin Kids Voting USA month.

The question was: Shall **Assembly Joint Resolution 50** be concurred in?

Concurred in.

Assembly Joint Resolution 51

Relating to: the life and public service of Wilfrid J. Turba.

Concurred in by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 51**.

Assembly Bill 105

Relating to: state contractual service contracting procedures and information and fiscal estimate cost mitigation analyses, granting rule-making authority, and providing an exemption from and extending the time limit for emergency rule procedures.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 105**?

Adopted.

Ordered to a third reading.

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

Assembly Bill 105

Read a third time.

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

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirsch and Zien – 33.

Noes – None.

Absent or not voting – None.

Concurred in.

Assembly Bill 149

Relating to: attorney fees in civil actions.

Read a second time.

Senate substitute amendment 1 to **Assembly Bill 149** offered by Senator Risser.

Senator Risser, with unanimous consent, asked that Senate substitute amendment 1 to **Assembly Bill 149** be withdrawn and returned to author.

Senator Grothman, with unanimous consent, asked that **Assembly Bill 149** be referred to committee on **Senate Organization**.

Referred.

Assembly Bill 296

Relating to: modifying certain restrictions on admissions to, protective placements in, or transfers to intermediate care facilities for the mentally retarded and nursing homes.

Read a second time.

Senator Schultz, with unanimous consent, asked that **Assembly Bill 296** be placed after **Assembly Bill 499** on the calendar.

**THIRD READING OF JOINT
RESOLUTIONS AND BILLS**

Assembly Bill 499

Relating to: human cloning and parthenogenesis and providing penalties.

Read a third time.

Relating to: human cloning and parthenogenesis and providing penalties.

The question was: Shall **Assembly Bill 499** be concurred in?

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

Ayes – Senators Breske, Brown, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 21.

Noes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Lassa, Miller, Risser, Robson, Taylor and Wirch – 12.

Absent or not voting – None.

Concurred in.

Assembly Bill 296

Relating to: modifying certain restrictions on admissions to, protective placements in, or transfers to intermediate care facilities for the mentally retarded and nursing homes.

Read a second time.

Senate substitute amendment 1 to **Assembly Bill 296** offered by Senator Decker.

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

The Chair ruled the point of order well taken.

Senator Decker 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 Brown, Cowles, Darling, Ellis, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 18.

Noes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 14.

Absent or not voting – Senator S. Fitzgerald – 1.

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

Ordered to a third reading.

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

Assembly Bill 296

Read a third time and concurred in.

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

Messaged.

ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Carpenter, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the 80th birthday of his father, Ken Carpenter.

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Florence Ruffolo, who celebrated her 101st birthday on September 10th.

Senator Lassa, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her mother Josephine Lassa, whose birthday is September 29th.

Senator Lassa, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her daughter Taylor Moe's 1st birthday on October 7th.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Katrina Motley for her dedication to independent expression through art.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Josephine "Busalacchi" Rottman.

Senator Harsdorf, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her staff member Chris Schneider and his wife on the occasion of the birth of their new child.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the State Senate passing multiple sclerosis check-off 33-0.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Jerry Statkus, her brother, for his courage fighting multiple sclerosis the best he can each day.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Ian Duncan for his leadership in multiple sclerosis research.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Specialist Michael J. Wendling of Mayville and Sergeant Andrew P. Wallace of Oshkosh, both of whom selflessly gave their lives while serving their country in Iraq. Senator Roessler would also like to honor Jeremy Roskupf, who was injured by shrapnel in the same incident. Senator Roessler would like to remember the loss and sacrifice made by these brave soldiers.

Senator Plale, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his staff member Katy Venskus' new baby.

Senator Robson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her staff member Kathy Soderbloom, who will be retiring soon. She has been a loyal, hardworking, and dedicated staff member. She specialized in digging into the nitty gritty of policy to affect change for the good. Kathy worked 3 1/2 years for Senator Lloyd Kincaid, 2 1/2 years for Representative Peter Barca, and 10 1/2 years with Senator Robson and Representative Krug. The Senator would like to wish Kathy the best in her retirement, and good luck in the Syttende Mai runs for many years to come.

Senator Robson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Dr. Jamie Thomson, Wisconsin's preeminent researcher on life saving medical research. His ground breaking achievements in stem cell research bring honor and respect to our University system as well as our entire state.

Senator Schultz, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his daughter Amanda's 16th birthday on Monday, October 10th.

Senator Coggs, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his sister, Ms. Kara Muhammad, on the occasion of her Birthday, October 1, and also for Mr. John S. Coggs on the occasion of his birthday, today, September 28th.

Senator Zien, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Marines K.I.A. from Lima Company 3rd Battalion, 4th Marine Regiment, 3rd Marine Division whose unit was overrun on October 9, 1969 in Vietnam near the D.M.Z.

ADJOURNMENT

Senator Schultz, with unanimous consent, asked that the Senate adjourn until Tuesday, October 25, 2005 pursuant to Senate Joint Resolution 1.

Adjourned.

2:09 P.M.