



STATE OF WISCONSIN

Senate Journal

Ninety–Seventh Regular Session

11:00 A.M.

TUESDAY, February 21, 2006

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 the prayer which was offered by Senator Carol Roessler.

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

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated Thursday, February 16, 2006.

The select committee on **DNR Regulatory Reform** reports and recommends:

Senate Bill 551

Relating to: creating an exemption for certain wetlands for the construction of a structure located in the town of Franklin, Kewaunee County.

Passage.

Ayes, 3 – Senators A. Lasee, Zien and Stepp.

Noes, 2 – Senators Jauch and Miller.

Senate Bill 588

Relating to: retaliatory conduct by public officers and employees, administration and enforcement of codes of ethics, information for applicants for approvals issued by the Department of Natural Resources, and information for applicants for permits issued by a city, village, town, or county.

Passage.

Ayes, 3 – Senators A. Lasee, Zien and Stepp.

Noes, 2 – Senators Jauch and Miller.

ALAN LASEE
Chairperson

The committee on **Energy, Utilities and Information Technology** reports and recommends:

Assembly Bill 748

Relating to: discharging a firearm in the direction of an electric transmission facility and providing a penalty.

Concurrence.

Ayes, 5 – Senators Cowles, Kapanke, Plale, Wirch and Kedzie.

Noes, 0 – None.

Senate Bill 459

Relating to: administration and funding of programs for utility public benefits; renewable energy requirements for utilities and retail electric cooperatives; energy efficiency requirements for state construction; revising and reviewing the state energy conservation code; state use of renewable energy resources; anaerobic digester research; and granting rule-making authority.

Introduction and adoption of Senate Substitute Amendment 1.

Ayes, 5 – Senators Cowles, Kapanke, Plale, Wirch and Kedzie.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Cowles, Kapanke, Plale, Wirch and Kedzie.

Noes, 0 – None.

ROBERT COWLES
Chairperson

The committee on **Natural Resources and Transportation** reports and recommends:

Assembly Bill 448

Relating to: allowing school buses to tow trailers.

Concurrence.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

Assembly Bill 581

Relating to: licensing, vehicle identification, and record-keeping requirements for wholesale fish dealers and commercial fishers, inspections of wholesale fish dealer and commercial fisher records and premises, commercial fishing boats, periods when a commercial fisher may fish on the waters of Green Bay, the sale and purchase of eggs from certain trout and salmon, commercial fishing approval fees, seizure of certain fishing devices, access to places used to store or retain wild animals, establishing a commercial fish reporting system, imposing certain surcharges, providing an exemption from emergency rule procedures, extending the time limit for emergency rule procedures, making an appropriation, and providing penalties.

Concurrence.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

RAATHS, WILLIAM, of Menasha, as a member of the Fox River Navigational System Authority, for the term ending July 1, 2008.

Confirmation.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

STARK, ROBERT, of Appleton, as a member of the Fox River Navigational System Authority, to serve for the term ending July 1, 2008.

Confirmation.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

Senate Bill 374

Relating to: designating the bridge on STH 141 in the town of Lena in Oconto County as the Nichole M. Frye Memorial Bridge.

Passage.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

Senate Bill 467

Relating to: well drilling, pump installing, well inspection and abandonment, granting rule-making authority, and providing a penalty.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

Senate Bill 469

Relating to: the conveyance of certain submerged lands to Brown County.

Passage.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

Senate Bill 499

Relating to: recording and filing transportation project plats.

Passage.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

Senate Bill 546

Relating to: identification and cleanup of properties that are environmentally contaminated; properties with residual contamination; modifying the environmental remediation tax incremental financing program; exempting local governmental units from solid waste management standards with respect to certain properties; the liability of certain persons for

environmental contamination on property on which a cleanup has been conducted; and granting rule-making authority.

Adoption of Senate Amendment 1.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

NEAL KEDZIE
Chairperson

The committee on **Natural Resources and Transportation** reports and recommends:

Senate Clearinghouse Rule 05–086

Relating to deer hunting season and permit issuance regulation changes.

Modifications requested, Ayes 5, Noes 0.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

Senate Clearinghouse Rule 05–086

Relating to deer hunting season and permit issuance regulation changes.

Modifications requested, Ayes 4, Noes 0.

Ayes, 4 – Senators Kedzie, Kapanke, Wirch and Breske.

Noes, 0 – None.

Senate Clearinghouse Rule 05–086

relating to deer hunting season and permit issuance regulation changes.

Report objection in part recommended, Ayes 5, Noes 0.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.

Noes, 0 – None.

NEAL KEDZIE
Chairperson

The committee on **Senate Organization** reports:

Senate Bill 208

Relating to: designating and marking USH 45 as the Wisconsin Labor Highway.

Rereferred to the joint committee on **Finance** by committee on **Senate Organization** pursuant to Senate Rule 41 (1)(e).

Ayes, 5 – Senators Schultz, A. Lasee, Kedzie, Robson and Hansen.

Noes, 0 – None.

Withdrawn from joint committee on Finance and placed on the calendar of 2–23–2006 by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e).

Ayes, 5 – Senators Schultz, A. Lasee, Kedzie, Robson and Hansen.

Noes, 0 – None.

Senate Bill 484

Relating to: certified public accountants.

Rereferred to the joint committee on **Finance** by committee on **Senate Organization** pursuant to Senate Rule 41 (1)(e).

Ayes, 5 – Senators Schultz, A. Lasee, Kedzie, Robson and Hansen.

Noes, 0 – None.

Withdrawn from joint committee on Finance and placed on the calendar of 2–23–2006 by committee on Senate Organization, pursuant to Senate Rule 41 (1)(e).

Ayes, 5 – Senators Schultz, A. Lasee, Kedzie, Robson and Hansen.

Noes, 0 – None.

DALE SCHULTZ
Chairperson

The Chief Clerk records:

Senate Bill 253

Presented to the Governor on February 14, 2006.

Senate Bill 525

Presented to the Governor on February 16, 2006.

The Chief Clerk makes the following entries dated Friday, February 17, 2006.

The committee on **Agriculture and Insurance** reports and recommends:

Assembly Bill 527

Relating to: the requirement that dogs be vaccinated against rabies.

Concurrence.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.

Noes, 0 – None.

Assembly Bill 926

Relating to: group health care plans offered by health benefit purchasing cooperatives.

Concurrence.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.

Noes, 0 – None.

Senate Bill 188

Relating to: failure to pay owners of raw forest products and providing a penalty.

Passage.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.

Noes, 0 – None.

Senate Bill 486

Relating to: income continuation insurance errors (suggested as remedial legislation by the Department of Employee Trust Funds).

Passage.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.

Noes, 0 – None.

Senate Bill 517

Relating to: group health care plans offered by health benefit purchasing cooperatives.

Passage.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.

Noes, 0 – None.

Senate Bill 602

Relating to: creating a development zone credit for the license fees paid by certain insurers.

Passage.

Ayes, 6 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach and Hansen.

Noes, 1 – Senator Miller.

DAN KAPANKE
Chairperson

The committee on **Education** reports and recommends:

Assembly Bill 84

Relating to: the number of school days required each school term.

Adoption of Senate Amendment 1.

Ayes, 7 – Senators Olsen, Darling, Harsdorf, Grothman, Jauch, Erpenbach and Hansen.

Noes, 0 – None.

Concurrence as amended.

Ayes, 4 – Senators Olsen, Darling, Harsdorf and Grothman.
Noes, 3 – Senators Jauch, Erpenbach and Hansen.

LUTHER OLSEN
Chairperson

**State of Wisconsin
Office of the Governor**

February 17, 2006

To the Honorable, the Senate:

The following bill(s), originating in the Senate, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
Senate Bill 253	Act 112	February 15, 2006

Sincerely,
JIM DOYLE
Governor

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Joint Resolution 64**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Bill 463**.

Pursuant to Senate Rule 17 (5), Representative McCormick added as a cosponsor of **Senate Bill 584**.

**State of Wisconsin
Office of the Governor**

February 16, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BROWN, SENN, of Madison, as a member of the Kickapoo Reserve Management Board, to serve for the term ending May 1, 2009.

Sincerely,
JIM DOYLE
Governor

Read and referred to committee on **Natural Resources and Transportation**.

**State of Wisconsin
Office of the Governor**

February 16, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CANEFF, DENNIS, of Madison, as a member of the Land and Water Conservation Board, to serve for the term ending May 1, 2010.

Sincerely,

JIM DOYLE
Governor

Read and referred to committee on **Natural Resources and Transportation.**

**State of Wisconsin
Office of the Governor**

February 16, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SCOTT, KAREN, of Madison, as a member of the Real Estate Appraisers Board, to serve for the term ending May 1, 2010.

Sincerely,

JIM DOYLE
Governor

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

The committee on **Natural Resources and Transportation** reports and recommends:

Senate Clearinghouse Rule 05–109

Relating to the time period within which a person moving to Wisconsin may operate a motor vehicle under a driver license from his or her previous state of residence.

No action taken.

NEAL KEDZIE
Chairperson

Senate substitute amendment 1 to **Assembly Bill 129** offered by Senator Leibham.

Senate substitute amendment 1 to **Senate Bill 209** offered by Senator Leibham.

Senate amendment 1 to **Senate Bill 512** offered by Senator Stepp.

The Chief Clerk makes the following entries dated Monday, February 20, 2006.

Read and referred:

Senate Joint Resolution 65

Relating to: the life and military service of Sergeant Andy A. Stevens.

By Senator Brown; cosponsored by Representative Musser.
To committee on **Senate Organization.**

Senate Joint Resolution 66

Relating to: life and military service of Private First Class Anthony "Alex" Gaunky.

By Senator Brown; cosponsored by Representative Musser.
To committee on **Senate Organization.**

Read first time and referred:

Senate Bill 605

Relating to: changing the definition of hospital for purposes of approval by the Department of Health and Family Services and Medical Assistance reimbursement.

By Senators Roessler, Olsen, Darling and Carpenter; cosponsored by Representatives Gielow, Ainsworth, Albers, Krawczyk, Owens, Ott, Bies, Ballweg, Hahn, Jeskewitz, Townsend, Vos, Musser and Seidel.

To committee on **Health, Children, Families, Aging and Long Term Care.**

Senate Bill 606

Relating to: placement for adoption of a child with a sibling who has been adopted or has been placed for adoption.

By Senators Lazich, Darling, A. Lasee and Roessler; cosponsored by Representatives Stone, Vos, F. Lasee, Van Roy and Krawczyk.

To committee on **Health, Children, Families, Aging and Long Term Care.**

Senate Bill 607

Relating to: exempting certain cities and villages from the comprehensive planning statute known as Smart Growth.

By Senators Lazich, Darling and Reynolds; cosponsored by Representatives Albers, Stone, Gundrum, Honadel and Montgomery.

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

Senate Bill 608

Relating to: state procurement from lowest-cost vendors.

By Senator Lazich; cosponsored by Representatives Gundrum, Loeffelholz, Musser, Vos and Kreibich.

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

Senate Bill 609

Relating to: body armor for national guard members and making an appropriation.

By Senators Hansen, A. Lasee, Carpenter, Miller, Robson, Roessler, Taylor and Wirch; cosponsored by Representatives Nelson, Lehman, Kaufert, Berceau, Boyle, Fields, Freese, Gronemus, Hubler, Molepske, Sheridan, Turner, Pocan and Travis.

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

Senate Bill 610

Relating to: creating a new license authorizing retail sales of wine by certain restaurants for consumption on or off the premises where sold and the penalty for certain alcohol beverage violations.

By Senator Harsdorf; cosponsored by Representatives Bies and F. Lasee.

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

Senate Bill 611

Relating to: testing of persons involved in certain motor vehicle accidents and providing a penalty.

By Senator Lazich; cosponsored by Representatives Stone, Krusick, Townsend, Jeskewitz, Owens, Ainsworth, LeMahieu and Ott.

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

Senate Bill 612

Relating to: administration of elections; providing exemptions from and extending the time limit for emergency rule procedures; granting rule-making authority; and providing penalties.

By Joint Legislative Council.

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

Senate Bill 613

Relating to: the transfer of funds to the veterans trust fund, exempting certain veterans from tuition and fees at the University of Wisconsin System and at technical colleges, eligibility for tuition fee remissions of unmarried surviving spouses and children of certain deceased veterans, information technology server and network infrastructure staff in the Department of Veterans Affairs, and making an appropriation.

By Senators S. Fitzgerald, Brown, Breske, Carpenter, Coggs, Darling, Erpenbach, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Lassa, A. Lasee, Lazich, Leibham, Olsen, Robson, Roessler, Stepp, Taylor, Wirch and Zien; cosponsored by Representatives Loeffelholz, Ainsworth, Albers, Bies, Boyle, Cullen, Davis, Fields, J. Fitzgerald, Freese, Friske, Gard, Grigsby, Gronemus, Gunderson, Gundrum, Hahn, Hebl, Hines, Hubler, Hundertmark, Kleefisch, Krawczyk, Kestell, Kreibich, Kreuser, Krusick, Lamb, F. Lasee, LeMahieu, Lothian, Meyer, Molepske, Montgomery, Moulton, Musser, Nelson, Nerison, Newcomer, Nischke, Ott, Owens, Petrowski, Pettis, Pridemore, Rhoades, Schneider, Sheridan, Sherman, Shilling, Sinicki, Steinbrink, Stone, Strachota, Suder, Towns, Townsend, Travis, Turner, Van Roy, Vruwink, Wieckert, M. Williams, Wood, Young and Zepnick.

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

Senate Bill 614

Relating to: persons to whom liability insurance claim settlement checks must be made payable; independent evaluations for insurance coverage of chiropractic treatment; current procedural terminology codes on health insurance claim forms; and direct payment to a chiropractor.

By Senators Schultz, Zien and Carpenter; cosponsored by Representatives Kestell, Freese, Kreibich, Montgomery, Albers, Loeffelholz, Musser, Towns, Ainsworth, Pettis, Krawczyk, Ott, Ballweg, Petrowski and Bies.

To committee on **Agriculture and Insurance**.

Senate Bill 615

Relating to: exempting from taxation unemployment compensation benefits.

By Senators Hansen, Wirch, Erpenbach and Lassa; cosponsored by Representatives Sheridan, Cullen, Berceau, Boyle, Sinicki and F. Lasee.

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

Senate Bill 616

Relating to: the Uniform Real Property Electronic Recording Act, creating an electronic recording council, and granting rule-making authority.

By Senators Risser, Roessler, Grothman, Lassa and Miller; cosponsored by Representatives Krawczyk, Sherman, Bies, Nass, Musser, Vos, F. Lasee, Parisi, Molepske, Berceau, Gronemus, Ott, Albers, Strachota, Seidel and Ballweg, by request of Wisconsin Register of Deeds Association.

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

Senate Bill 617

Relating to: prohibiting certain rules related to defined network plans and preferred provider plans, requiring defined network plans and preferred provider plans to provide certain

notices, requiring the commissioner of insurance to publish a guide describing out-of-network coverage for all defined network plans, and other miscellaneous provisions related to preferred provider plans.

By Senator Kapanke; cosponsored by Representative Nischke.

To committee on **Agriculture and Insurance**.

**State of Wisconsin
Office of the Governor**

February 20, 2006

To the Honorable, the Senate:

The following bill(s), originating in the Senate, have been approved, signed and deposited in the office of the Secretary of State:

<u>Bill Number</u>	<u>Act Number</u>	<u>Date Approved</u>
Senate Bill 525	Act 114	February 20, 2006

Sincerely,
JIM DOYLE
Governor

**State of Wisconsin
Office of the Secretary of State**

To the Honorable, the Senate:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
Senate Bill 253	Act 112	March 1, 2006

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

**State of Wisconsin
Office of the Governor**

February 17, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BACHHUBER, MICHELE, of Marshfield, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 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**

February 17, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CONTA, DENNIS, of Milwaukee, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 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**

February 17, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint GIFFORD, MICHAEL, of Wauwatosa, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2008.

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**

February 17, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JEROMINSKI, PATRICIA, of Mukwonago, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 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**

February 17, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint KACHELSKI, JOSEPH, of Verona, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 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**

February 17, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint PEIRICK, CAROL, of Middleton, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2008.

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**

February 17, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ZANONI, LARRY, of Verona, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2007.

Sincerely,

JIM DOYLE

Governor

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

Senate Clearinghouse Rule 05-110

Relating to interest on real estate trust accounts and affecting small business.

Submitted by Department of Commerce.

Report received from Agency, February 17, 2006.

Referred to committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**, February 20, 2006.

Senate substitute amendment 1 to **Senate Bill 116** offered by Senator Erpenbach.

Senate amendment 1 to **Senate Bill 579** offered by Senator Grothman.

**INTRODUCTION, FIRST READING AND
REFERENCE OF PROPOSALS**

Read and referred:

Senate Joint Resolution 67

Relating to: the life and military service of Specialist Benjamin A. Smith.

By Senator Harsdorf; cosponsored by Representative Rhoades.

To committee on **Senate Organization.**

Read first time and referred:

Senate Bill 618

Relating to: the Milwaukee Parental Choice Program and the Student Achievement Guarantee in Education Program.

By Senators Darling, Kanavas, Plale, Lazich and Stepp; cosponsored by Representatives Vukmir, Fields, Gard, Sinicki, Huebsch, Honadel, Ziegelbauer, Towns, Nischke, Lothian, Pridemore, Vos, Musser, Gielow, Ott, Hundertmark, Davis, Bies, Ballweg, Stone, Newcomer, Jeskewitz, Moulton and Albers.

To committee on **Education.**

REPORT OF COMMITTEES

The committee for **Review of Administrative Rules** reports and recommends:

Senate Bill 552

Relating to: a Medical Assistance family planning demonstration project minimum age eligibility limitation change.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Grothman, Stepp, Reynolds, Jauch and Miller.
Noes, 0 – None.
Passage as amended.
Ayes, 3 – Senators Grothman, Stepp and Reynolds.
Noes, 2 – Senators Jauch and Miller.

GLENN GROTHMAN
Chairperson

The committee on **Housing and Financial Institutions** reports and recommends:

Assembly Bill 871

Relating to: postdated checks and checks given for past consideration.

Concurrence.

Ayes, 4 – Senators Stepp, Harsdorf, Brown and Reynolds.
Noes, 3 – Senators Plale, Lassa and Coggs.

MACARENO, AMELIA, of Milwaukee, as a member of the Banking Review Board, to serve for the term ending May 1, 2008.

Confirmation.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.
Noes, 0 – None.

SPITZ, THOMAS, of Sun Prairie, as a member of the Banking Review Board, to serve for the term ending May 1, 2011.

Confirmation.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.
Noes, 0 – None.

Senate Bill 444

Relating to: the duties of a real property lister.

Adoption of Senate Amendment 1.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.
Noes, 0 – None.

Passage as amended.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.
Noes, 0 – None.

Senate Bill 448

Relating to: contractor's notices, claims against certain contractors and suppliers of dwellings, and providing a penalty.

Adoption of Senate Substitute Amendment 3.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.
Noes, 0 – None.

Passage as amended.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.
Noes, 0 – None.

Senate Bill 524

Relating to: creating a building inspector review board.

Passage.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.
Noes, 0 – None.

Senate Bill 571

Relating to: offenses against financial institutions, community currency exchanges, and providing penalties.

Adoption of Senate Amendment 1.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.
Noes, 0 – None.

Passage as amended.

Ayes, 6 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale and Lassa.

Noes, 1 – Senator Coggs.

Senate Bill 584

Relating to: regulation of bank branches, mergers and acquisitions of banks, providing an exemption from rule-making procedures, and granting rule-making authority.

Passage.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.
Noes, 0 – None.

CATHY STEPP
Chairperson

The committee on **Judiciary, Corrections and Privacy** reports and recommends:

MILLER, MICHAEL, of West Bend, as a member of the Judicial Commission, to serve for the term ending August 1, 2008.

Confirmation.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.
Noes, 0 – None.

Assembly Bill 143

Relating to: access to presentence investigation reports.

Introduction and adoption of Senate Amendment 1.

Ayes, 4 – Senators Zien, Roessler, Grothman and Taylor.
Noes, 1 – Senator Risser.

Concurrence as amended.

Ayes, 4 – Senators Zien, Roessler, Grothman and Taylor.
Noes, 1 – Senator Risser.

Assembly Bill 408

Relating to: interfering with a 911 emergency telephone call and providing a penalty.

Concurrence.

Ayes, 4 – Senators Zien, Roessler, Grothman and Taylor.
Noes, 1 – Senator Risser.

Assembly Bill 432

Relating to: service of a summons by certain nonresidents.

Concurrence.

Ayes, 4 – Senators Zien, Roessler, Grothman and Risser.
Noes, 1 – Senator Taylor.

Assembly Bill 443

Relating to: reorganizing, making nonsubstantive editorial changes to, revising and creating titles in, clarifying ambiguous language in, and making minor substantive changes to the Juvenile Justice Code.

Concurrence.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.
Noes, 0 – None.

Assembly Bill 450

Relating to: absolute sobriety for operators of motor vehicles who have not attained the legal drinking age and providing a penalty.

Concurrence.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Assembly Bill 47

Relating to: time limits for prosecution of certain crimes of sexual assault.

Concurrence.

Ayes, 3 – Senators Zien, Roessler and Taylor.

Noes, 2 – Senators Grothman and Risser.

Assembly Bill 51

Relating to: seizure by a court or law enforcement officer of a motor vehicle operator's license and reinstatement of an operating privilege.

Concurrence.

Ayes, 4 – Senators Zien, Roessler, Grothman and Taylor.

Noes, 1 – Senator Risser.

Assembly Bill 660

Relating to: legal custody of a child who was initially taken into custody under circumstances in which the child's parent relinquished custody of the child and whose parents' parental rights to the child have been terminated.

Concurrence.

Ayes, 3 – Senators Zien, Roessler and Grothman.

Noes, 2 – Senators Taylor and Risser.

Assembly Bill 725

Relating to: default judgments in cases involving citations issued for certain violations, including underage drinking and smoking.

Concurrence.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Assembly Bill 855

Relating to: damages for frivolous claims.

Concurrence.

Ayes, 3 – Senators Zien, Roessler and Grothman.

Noes, 2 – Senators Taylor and Risser.

Senate Bill 181

Relating to: harassment of, causing injury to, or theft of a service dog and providing penalties.

Introduction and adoption of Senate Substitute Amendment 1.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Senate Bill 255

Relating to: nonprobate transfer of real property at death.

Passage.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Senate Bill 389

Relating to: default judgments in cases involving citations issued for certain violations, including underage drinking and smoking.

Passage.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Senate Bill 443

Relating to: adding a circuit court branch in Calumet County.

Passage.

Ayes, 3 – Senators Zien, Roessler and Risser.

Noes, 2 – Senators Grothman and Taylor.

Senate Bill 492

Relating to: renumbering and reorganizing various provisions of chapter 895 of the statutes and creating chapter 995 of the statutes. (Revisor's Revision Bill).

Passage.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Senate Bill 493

Relating to: the frequency of permanency plan reviews for a juvenile who is placed outside the home (suggested as remedial legislation by the Director of State Courts).

Passage.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Senate Bill 494

Relating to: changing the name of the appropriation for the Office of Lawyer Regulation (suggested as remedial legislation by the Director of State Courts).

Passage.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Senate Bill 526

Relating to: sexual intercourse or sexual contact with a person who is under the influence of alcohol beverages and providing a penalty.

Passage.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Senate Bill 528

Relating to: authorization to operate motorcycles, stops required of vehicles at traffic control signals, vehicle failure-to-yield violations, driver education instruction, highway project planning by the Department of Transportation, and providing a penalty.

Introduction and adoption of Senate Amendment 1.

Ayes, 4 – Senators Zien, Roessler, Grothman and Taylor.

Noes, 1 – Senator Risser.

Passage as amended.

Ayes, 4 – Senators Zien, Roessler, Grothman and Taylor.

Noes, 1 – Senator Risser.

Senate Bill 530

Relating to: drunken driving and creating a penalty.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Senate Bill 536

Relating to: eliminate transitional halfway house building authority.

Passage.

Ayes, 3 – Senators Zien, Roessler and Grothman.

Noes, 2 – Senators Taylor and Risser.

Senate Bill 537

Relating to: placement of persons on supervised release.

Introduction and adoption of Senate Amendment 1.

Ayes, 3 – Senators Zien, Roessler and Grothman.

Noes, 2 – Senators Taylor and Risser.

Passage as amended.

Ayes, 3 – Senators Zien, Roessler and Grothman.

Noes, 2 – Senators Taylor and Risser.

Senate Bill 569

Relating to: deoxyribonucleic acid testing of criminals.

Passage.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Senate Bill 574

Relating to: deadline for distributing a physician's or psychologist's report on a criminal defendant or a person committed upon a finding of not guilty by reason of mental disease or defect.

Passage.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Senate Bill 575

Relating to: applying cash deposited for bail to restitution payments or to recompense ordered in criminal cases.

Passage.

Ayes, 3 – Senators Zien, Roessler and Grothman.

Noes, 2 – Senators Taylor and Risser.

Senate Bill 577

Relating to: the Volunteer Fire Fighter and Emergency Medical Technician Service Award Program and the exclusion of wages earned for services performed as a volunteer fire fighter, emergency medical technician, or first responder from partial unemployment benefit determinations.

Passage.

Ayes, 5 – Senators Zien, Roessler, Grothman, Taylor and Risser.

Noes, 0 – None.

Senate Bill 75

Relating to: fees charged by notary publics.

Passage.

Ayes, 4 – Senators Zien, Roessler, Taylor and Risser.

Noes, 1 – Senator Grothman.

DAVID ZIEN

Chairperson

The committee on **Labor and Election Process Reform** reports and recommends:

Senate Bill 567

Relating to: limiting eligibility for public assistance programs to U.S. citizens and qualifying aliens, requiring documentary proof of citizenship or satisfactory immigration status, granting rule-making authority, and providing a penalty.

Passage.

Ayes, 3 – Senators Reynolds, Lazich and Kanavas.

Noes, 2 – Senators Hansen and Carpenter.

THOMAS REYNOLDS

Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin

February 21, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Assembly Bill 617** be withdrawn from the committee on **Agriculture and Insurance** and rereferred to the committee on **Senate Organization**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE

Senate President

State of Wisconsin

February 21, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Assembly Bill 864** be withdrawn from the committee on **Agriculture and Insurance** and rereferred to the committee on **Senate Organization**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE

Senate President

State of Wisconsin

February 21, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that the following appointments to the HIRSP Board be withdrawn from the committee on **Health, Children, Families, Aging, and Long Term Care** and rereferred to the committee on **Agriculture and Insurance**. I have obtained the consent of the appropriate chairperson.

Michelle Bachhuber

Dennis Conta

Michael Gifford

Patricia Jerominski

Joseph Kachelski

Carol Peirick

Larry Zanoni
Sincerely,
ALAN LASEE
Senate President

**State of Wisconsin
Ethics Board**

February 21, 2006

The Honorable, The Senate:

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

Alexander, Joseph	Alexander Company, Inc.
Gegios, Robert	Kohner, Mann & Kailas, S.C.
Langenohl, Tony	Northwestern Mutual
Pendleton, Alexander	Kohner, Mann & Kailas, S.C.
Walby, Kathleen	Johnson Financial Group Inc

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2005 session of the legislature, visit the Ethics Board's web site at <http://ethics.state.wi.us>

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,
R. ROTH JUDD
Executive Director

Pursuant to Senate Rule 17 (5), Senator Miller added as a coauthor of **Senate Bill 459**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a coauthor of **Senate Bill 208**.

Pursuant to Senate Rule 17 (5), Senator Wirch added as a coauthor of **Senate Bill 208**.

Pursuant to Senate Rule 17 (5), Senator Robson added as a coauthor of **Senate Bill 208**.

ADVICE AND CONSENT OF THE SENATE

**State of Wisconsin
Office of the Governor**

February 20, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint FULKERSON, JAY, of Menasha, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2008.

Sincerely,
JIM DOYLE
Governor

Read and referred to committee on **Agriculture and Insurance**.

**State of Wisconsin
Office of the Governor**

February 20, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint STEBBINS, ANNETTE, of Madison,

as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2007.

Sincerely,
JIM DOYLE
Governor

Read and referred to committee on **Agriculture and Insurance**.

**State of Wisconsin
Office of the Governor**

February 20, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SEVERSON, DEBORAH, of Eau Claire, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2009.

Sincerely,
JIM DOYLE
Governor

Read and referred to committee on **Agriculture and Insurance**.

**State of Wisconsin
Office of the Governor**

February 20, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint GREENLY, DIANNE, of McFarland, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2008.

Sincerely,
JIM DOYLE
Governor

Read and referred to committee on **Agriculture and Insurance**.

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

Senator Schultz, with unanimous consent asked that **Senate Resolution 13** be placed at the foot of the 11th order of the calendar.

Senate Joint Resolution 58

Relating to: the life of Army Sergeant Andrew Wallace.

Read.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 58**.

Senate Joint Resolution 62

Relating to: the life and military service of Specialist Michael J. Wendling.

Read.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 62**.

Senator Schultz, with unanimous consent, asked that **Senate Joint Resolution 65** be withdrawn from the committee on **Senate Organization** and taken up.

Senate Joint Resolution 65

Relating to: the life and military service of Sergeant Andy A. Stevens.

Read.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 65**.

Senator Schultz, with unanimous consent, asked that **Senate Joint Resolution 66** be withdrawn from the committee on **Senate Organization** and taken up.

Senate Joint Resolution 66

Relating to: life and military service of Private First Class Anthony "Alex" Gaunky.

Read.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 66**.

Senator Schultz, with unanimous consent, asked that **Senate Joint Resolution 67** be withdrawn from the committee on **Senate Organization** and taken up.

Senate Joint Resolution 67

Relating to: the life and military service of Specialist Benjamin A. Smith.

Read.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 67**.

Senate Joint Resolution 64

Relating to: the life and public service of Coretta Scott King.

Read.

Adopted.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 64**.

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

Messaged.

Senate Bill 123

Relating to: reorganizing and revising chapter 767 of the statutes.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 123**?

Adopted.

Ordered to a third reading.

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

Senate Bill 123

Read a third time and passed.

Senate Bill 161

Relating to: civil liability exemption for claims resulting from weight gain and obesity.

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.

Senate Bill 161

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 24; noes, 9; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 24.

Noes – Senators Carpenter, Coggs, Hansen, Jauch, Miller, Risser, Robson, Taylor and Wirsch – 9.

Absent or not voting – None.

Passed.

Senate Bill 182

Relating to: temporary revision of child or family support when payer is on active military duty.

Read a second time.

Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 182** offered by Senator Plale.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 182**?

Adopted.

The question was: Adoption of Senate substitute amendment 2 to **Senate Bill 182**?

Adopted.

Ordered to a third reading.

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

Senate Bill 182

Read a third time and passed.

Senate Bill 208

Relating to: designating and marking USH 45 as the Wisconsin Labor Highway.

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.

Senate Bill 208

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 459

Relating to: administration and funding of programs for utility public benefits; renewable energy requirements for utilities and retail electric cooperatives; energy efficiency requirements for state construction; revising and reviewing the state energy conservation code; state use of renewable energy resources; anaerobic digester research; and granting rule-making authority.

Read a second time.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 459** offered by Senators Cowles, Plale, Kedzie, Wirch, Kapanke and Miller.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 459**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 459**?

Adopted.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Bill 459** be referred to the Joint Committee on **Finance**.

Senator S. Fitzgerald, with unanimous consent, asked that the rules be suspended and that **Senate Bill 459** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Ordered to a third reading.

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

Senate Bill 459

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.

Passed.

Senate Bill 463

Relating to: investment of funds by the City of Milwaukee Employees' Retirement System.

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.

Senate Bill 463

Read a third time and passed.

Senate Bill 467

Relating to: well drilling, pump installing, well inspection and abandonment, granting rule-making authority, and providing a penalty.

Read a second time.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Bill 467** be referred to the Joint Committee on **Finance**.

Senator S. Fitzgerald, with unanimous consent, asked that the rules be suspended and that **Senate Bill 467** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 467**?

Adopted.

Ordered to a third reading.

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

Senate Bill 467

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 4; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Leibham,

Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 29.

Noes – Senators Decker, Grothman, Lazich and Reynolds – 4.

Absent or not voting – None.

Passed.

Senate Bill 484

Relating to: certified public accountants.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 484**?

Adopted.

Ordered to a third reading.

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

Senate Bill 484

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 512

Relating to: various changes regarding the Department of Financial Institutions and persons regulated by the Department of Financial Institutions and granting rule-making authority (suggested as remedial legislation by the Department of Financial Institutions).

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 512**?

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 512

Read a third time and passed.

Senate Bill 551

Relating to: creating an exemption for certain wetlands for the construction of a structure located in the town of Franklin, Kewaunee County.

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 551

Read a third time.

Senator Miller moved that **Senate Bill 551** be referred to the committee on **Natural Resources and Transportation**.

Senator Zien in the chair.

The question was: Shall **Senate Bill 551** be referred to the committee on **Natural Resources and Transportation**?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 19; absent or not voting, 0; as follows:

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

Noes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 19.

Absent or not voting – None.

Referral Refused.

Senator Brown in the chair.

Senator Zien in the chair.

Senator Leibham in the chair.

The question was: Shall **Senate Bill 551** pass?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 19.

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

Absent or not voting – None.

Passed.

Senate Resolution 13

Relating to: memorializing Congress to support H. R. 3318, the Railroad Antitrust and Competition Enhancement Act.

Read.

Adopted.

SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

Assembly Bill 29

Relating to: registration of vehicles operated exclusively by volunteer fire departments.

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 29

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.

Concurred in.

Assembly Bill 36

Relating to: classification of jail prisoners for determining prisoner housing assignments, the type of prisoner supervision, and the delivery of services and programs to prisoners.

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 36

Read a third time and concurred in.

Assembly Bill 299

Relating to: the effect of county shoreland zoning ordinances in territories annexed by cities, villages, or towns or incorporated as cities, or villages.

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 299

Read a third time.

The ayes and noes were required and the vote was: ayes, 18; noes, 13; absent or not voting, 2; as follows:

Ayes – Senators Brown, Cowles, Darling, S. Fitzgerald, 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, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 13.

Absent or not voting – Senators Ellis and Jauch – 2.

Concurred in.

Assembly Bill 511

Relating to: sexual abuse of children placed in substitute care and providing a penalty.

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 511

Read a third time and concurred in.

Assembly Bill 615

Relating to: mitigation payment agreements.

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.

Assembly Bill 615

Read a third time and concurred in.

Assembly Bill 727

Relating to: alibi witnesses in criminal cases.

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 727

Read a third time and concurred in.

Assembly Bill 748

Relating to: discharging a firearm in the direction of an electric transmission facility and providing a penalty.

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.

Assembly Bill 748

Read a third time and concurred in.

Assembly Bill 823

Relating to: motor vehicle dealers.

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.

Assembly Bill 823

Read a third time and concurred in.

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

Messaged.

**THIRD READING OF JOINT
RESOLUTIONS AND BILLS**

Senate Bill 425

Relating to: the authority of the Department of Justice and public nuisance actions.

Read a third time.

The question was: Shall **Senate Bill 425** be passed?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 19.

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

Absent or not voting – None.

Passed.

Senator Schultz asked unanimous consent that **Senate Bill 425** be immediately messaged to the Assembly.

Senator Robson objected.

Senator Schultz moved that the rules be suspended and that **Senate Bill 425** be immediately messaged to the Assembly.

The question was: Shall the rules be suspended and **Senate Bill 425** be immediately messaged to the Assembly?

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, S. Fitzgerald, 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 Grothman – 1.

Refused to immediately message.

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

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Lyle and Doris Krahn

of Bristol who celebrated their golden wedding anniversary on February 11th.

Senator Lasee, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Suzanne Baierl who is in Madison with the Senate Scholar Program this week. Suzanne is from Luxemburg, Wisconsin and Senator Lasee asks that the Senate give her a warm welcome.

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

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her daughter Liza, who gave birth to her first child Charlie on Saturday, February 18th.

Senator Coggs, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Vel Phillips. Born Velvlea Rodgers on Milwaukee's South Side in 1924, Phillips won a national scholarship to attend Howard University. Phillips returned to Wisconsin for law school in the 1940s and became the first black woman to graduate from the school. In 1956, Phillips became the first woman and the first African American alder in Milwaukee and was given the title "Madam Alderman" by local officials. After 15 years as alderman, Phillips resigned in 1971 and was appointed to the Milwaukee County judiciary, the first woman in Milwaukee and the first African American judge in Wisconsin. In 1978, Phillips made national history as the first woman and first African American elected secretary of state in Wisconsin. During the absence of both the governor and lieutenant governor, Phillips served as acting governor, though only briefly, she noted, as "the men hurried back" when they realized they had left a woman in charge. Although Phillips lost the next election, she remained the highest-ranking woman to win state office in the 20th century.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the fallen soldiers who visited the Senate today.

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

Senator Harsdorf, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the fallen soldiers whose families visited the Senate today.

Senator Brown, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the fallen soldiers and their families who were honored in the Senate today.

Senator Miller, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the memory of Pearl Kau of Monona.

Senator Robson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senator Ellis' birthday.

ADJOURNMENT

Senator Schultz, with unanimous consent, asked that the Senate adjourn until Thursday, February 23, 2006.

Adjourned.

2:13 P.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 394** offered by Senator Brown.

Senate amendment 1 to **Senate Bill 602** offered by Senator Schultz.