



STATE OF WISCONSIN

Senate Journal

Ninety–Seventh Regular Session

11:00 A.M.

TUESDAY, February 28, 2006

The Senate met.

The Senate was called to order by Senator 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 Stepp 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 Friday, February 24, 2006.

Read first time and referred:

Senate Bill 626

Relating to: causing property damage, injury, or death while operating a vehicle without a valid driver's license or after suspension or revocation of an operating privilege and providing penalties.

By Senators Lazich, Lassa and Roessler; cosponsored by Representatives Stone, Ainsworth, Hahn, Nass, Jeskewitz, Krusick, Lehman and Gunderson.

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

Senate Bill 627

Relating to: seizure of a computer used to commit a crime and providing a penalty.

By Senators Leibham, A. Lasee and Roessler; cosponsored by Representatives Nass, Albers, Ainsworth, Strachota, Bies, Lehman, Townsend and Ott.

To committee on **Energy, Utilities and Information Technology**.

Senate Bill 628

Relating to: virtual charter schools.

By Senators Olsen and S. Fitzgerald; cosponsored by Representatives Davis, Towns, Montgomery, Underheim and Musser.

To committee on **Education**.

Senate Bill 629

Relating to: sexual assault of a child and providing a penalty.

By Senators Lazich, Grothman, Kedzie and Roessler; cosponsored by Representatives Kleefisch, Gundrum, Kaufert, Musser, Gunderson, Jeskewitz, Townsend and LeMahieu.

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

Senate Bill 630

Relating to: requiring instruction in public schools on the history of organized labor in America and the collective bargaining process.

By Senators Hansen and Wirch; cosponsored by Representatives Sheridan, Lehman, Seidel, Grigsby, Fields, Pocan, Berceau and Black.

To committee on **Education**.

The committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform** reports and recommends:

Assembly Bill 146

Relating to: changing the amount at which a public construction contract let by a city, village, town, technical college district board, town sanitary district commission, or federated public library system must be let to the lowest responsible bidder.

Concurrence.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Assembly Bill 295

Relating to: the location of a town board meeting.

Introduction of Senate Amendment 1.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Adoption of Senate Amendment 1.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Concurrence as amended.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Assembly Bill 366

Relating to: authorizing the creation of neighborhood improvement districts.

Concurrence.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Assembly Bill 454

Relating to: excepting potluck events from the public health regulation of restaurants.

Concurrence.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Assembly Bill 523

Relating to: resident hunting and fishing approvals for members of the armed forces.

Concurrence.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Assembly Bill 574

Relating to: the prohibition of certain billing practices for consumer goods or services, lawn care service contracts, and providing penalties.

Introduction of Senate Amendment 1.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Adoption of Senate Amendment 1.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Concurrence as amended.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Assembly Bill 620

Relating to: requiring notice to persons affected by zoning actions and comprehensive plans that change the allowable use of their property.

Concurrence.

Ayes, 3 – Senators Brown, Zien and Breske.

Noes, 2 – Senators Kanavas and Wirch.

Assembly Joint Resolution 68

Relating to: prohibiting partial vetoes of parts of bill sections (first consideration).

Concurrence.

Ayes, 3 – Senators Brown, Zien and Kanavas.

Noes, 2 – Senators Breske and Wirch.

Senate Bill 239

Relating to: access to employment records of candidates for local law enforcement officer positions.

Passage.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Senate Bill 359

Relating to: employment rights of certain employees in the state civil service (suggested as remedial legislation by the Office of State Employment Relations).

Passage.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Senate Bill 362

Relating to: amending and revising s. 86.21 (2) (a) of the statutes for the purpose of eliminating ambiguities (Revisor's Revision Bill).

Passage.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Senate Bill 363

Relating to: amending and revising sections 85.21 (3m) (b) 4. and 346.923 (6) of the statutes for the purpose of correcting and clarifying references (Revisor's Correction Bill).

Passage.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Senate Bill 364

Relating to: amending and revising sections 66.0621 (1) (b) and 229.844 (8) (c) of the statutes for the purpose of reconciling conflicts, supplying omissions, and repelling unintended repeals (Revisor's Correction Bill).

Passage.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Senate Bill 365

Relating to: repealing, consolidating, renumbering, amending and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting, and clarifying references, and eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions (Revisor's Revision Bill).

Passage.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Senate Bill 478

Relating to: approval of state building projects and contracts and use of bidding procedures on such contracts and the allocation of village assets and liabilities upon dissolution.

Passage.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Senate Bill 510

Relating to: repealing reporting requirements related to area cooperation compacts.

Passage.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Senate Bill 539

Relating to: repealing, consolidating, renumbering, amending, and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references, eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions, reconciling conflicts, and repelling unintended repeals (Revisor's Correction Bill).

Passage.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Senate Bill 540

Relating to: repealing, consolidating, renumbering, amending, and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references, eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions, reconciling conflicts, and repelling unintended repeals (Revisor's Correction Bill).

Passage.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

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 unremarried 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.

Introduction of Senate Amendment 1.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Adoption of Senate Amendment 1.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Senate Bill 80

Relating to: a fraud, waste, and mismanagement hot line at the Legislative Audit Bureau.

Introduction of Senate Amendment 1.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Adoption of Senate Amendment 1.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Brown, Zien, Kanavas, Breske and Wirch.

Noes, 0 – None.

RONALD BROWN
Chairperson

State of Wisconsin

February 23, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bill 613** be withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

State of Wisconsin

February 24, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bill 618** be withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

State of Wisconsin

February 24, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bill 563** be withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

State of Wisconsin

February 24, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bill 479** be withdrawn from the committee on **Senate Organization** and rereferred to the joint committee on **Finance**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

Pursuant to Senate Rule 17 (5), Representative Petrowski added as a cosponsor of **Senate Bill 513**.

Pursuant to Senate Rule 17 (5), Representative Petrowski added as a cosponsor of **Senate Bill 535**.

**State of Wisconsin
Office of the Governor**

February 23, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MACARDY, WAYNE, of Mauston, 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 24, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SIMPSON, LUANN, of Racine, 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**.

Senate Clearinghouse Rule 06-002

Relating to annual patients compensation fund and mediation fund fees for the fiscal year beginning July 1, 2006 and may have an effect on small businesses.

Submitted by Insurance Commissioner.
Report received from Agency, February 23, 2006.

Referred to committee on **Agriculture and Insurance**, February 24, 2006.

Senate Clearinghouse Rule 04-031

Relating to the apportionment of net business incomes of interstate financial organizations.

Submitted by Department of Revenue.
Report received from Agency, February 23, 2006.

Referred to committee on **Housing and Financial Institutions**, February 24, 2006.

Senate Clearinghouse Rule 05-086

Relating to deer hunting season and permit issuance regulation changes.

Submitted by Department of Natural Resources.
Report objected in part by committee on Natural Resources and Transportation.

Referred to joint committee for **Review of Administrative Rules**, February 24, 2006.

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 957
Assembly Bill 1012

Amended and concurred in as amended:

Senate Bill 95 (Assembly substitute amendment 1)

Assembly Bill 957

Relating to: single trip permits for overweight vehicles transporting certain buildings on the highways.

By Representatives Petrowski, Vruwink, Ainsworth, Ballweg, Bies, Gunderson, Krawczyk, Kreibich, F. Lasee, Molepske, Montgomery, Musser, Nass, Nerison, Seidel, Shilling, Suder, Wood and Young; cosponsored by Senators A. Lasee, Lassa, Grothman, Hansen, Olsen and Roessler.

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

Assembly Bill 1012

Relating to: sale of public lands and investment of proceeds from the sale of public lands and requiring the Department of Natural Resources to obligate moneys under the Warren Knowles-Gaylord Nelson Stewardship 2000 Program to acquire certain public lands from the Board of Commissioners of Public Lands.

By Representatives Jensen, Sherman, Kaufert, Rhoades, Ward, Albers, Boyle, Montgomery, Nass, Bies, Musser, Ainsworth, Vos, Pocan, Seidel, Hahn, Petrowski, Hubler and

Travis; cosponsored by Senators Cowles, Decker, Lassa, Jauch, Harsdorf, Olsen, Darling and Breske.

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

Senate amendment 1 to **Senate Bill 575** offered by Senator Zien.

Senate amendment 1 to **Senate Bill 581** offered by Senator Decker.

Senate amendment 2 to **Senate Bill 581** offered by Senator Decker.

The Chief Clerk makes the following entries dated Monday, February 27, 2006.

Read and referred:

Senate Joint Resolution 70

Relating to: the life and service of Lance Corporal Travis Wichlacz of the United States Marine Corps Reserves, who lost his life during Operation Iraqi Freedom.

By Senator Grothman; cosponsored by Representative Strachota.

To committee on **Senate Organization**.

Senate Joint Resolution 71

Relating to: the life and military service of Staff Sergeant Todd Cornell of the United States Army Reserves who lost his life during Operation Iraqi Freedom.

By Senators Grothman and Darling; cosponsored by Representatives Strachota and Jeskewitz.

To committee on **Senate Organization**.

Read first time and referred:

Senate Bill 631

Relating to: the value of the homestead exemption.

By Senator Reynolds; cosponsored by Representatives Musser, Albers and Krawczyk.

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

Senate Bill 632

Relating to: admitting prior testimony of a felony victim at a probation, parole, or extended supervision revocation hearing.

By Senators Hansen and Darling; cosponsored by Representatives Kreuser, Nelson, Seidel, Musser, Lehman, Ainsworth, Sheridan, Boyle, Shilling, Zepnick, Travis and Berceau.

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

Senate Bill 633

Relating to: pari-mutuel wagering on intertrack races.

By Senators Stepp and Wirch; cosponsored by Representatives Kreuser, Kerkman and Vos.

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

Senate Bill 634

Relating to: verification of the citizenship status of registering electors and granting rule-making authority.

By Senator Reynolds.

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

Senate Bill 635

Relating to: the privileges of observers at elections and the procedure for challenging the qualifications of persons offering to vote.

By Senator Reynolds.

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

Senate Bill 636

Relating to: creating a family and school communications protection registry, providing an exemption from emergency rule-making procedures, granting rule-making authority, making appropriations, and providing a penalty.

By Senators Kanavas, Leibham, A. Lasee, Harsdorf and Roessler; cosponsored by Representatives Davis, Wieckert, Gard, Bies, J. Fitzgerald, Hines, Jeskewitz, Montgomery, Musser, Van Roy, Vos and Owens.

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

Senate Bill 637

Relating to: authorizing the town of Madison to reduce the territory of an environmental remediation tax incremental district.

By Senator Kanavas; cosponsored by Representative Nischke.

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

Senate Bill 638

Relating to: authorizing a premier resort area to limit or prohibit managed time-share projects and to impose a tax on the exchange of time-share units.

By Senators Schultz and Olsen; cosponsored by Representative Hines.

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

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

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 unremarried 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.

Adoption of Senate Amendment 1.

Ayes, 16 – Senators S. Fitzgerald, Lazich, Darling, Cowles, Leibham, Olsen, Decker and Taylor. Representatives Kaufert, Ward, Underheim, Stone, Rhoades, Meyer, Pocan and Colon. Noes, 0 – None.

Passage as amended.

Ayes, 16 – Senators S. Fitzgerald, Lazich, Darling, Cowles, Leibham, Olsen, Decker and Taylor. Representatives Kaufert, Ward, Underheim, Stone, Rhoades, Meyer, Pocan and Colon. Noes, 0 – None.

SCOTT FITZGERALD
Senate Chairperson

State of Wisconsin

February 27, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bill 446** be withdrawn from the committee on **Senate Organization** and rereferred to the committee on **Veterans, Homeland Security, Military Affairs, Small Business and Government Reform**. I have obtained the consent of the appropriate chairperson.

Sincerely,
ALAN LASEE
Senate President

State of Wisconsin

February 27, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Assembly Bill 678** be withdrawn from the committee on **Judiciary, Corrections, and Privacy** and rereferred to the committee on **Job Creation, Economic Development, and Consumer Affairs**. I have obtained the consent of the appropriate chairperson.

Sincerely,
ALAN LASEE
Senate President

State of Wisconsin

February 27, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Assembly Bill 1014** be withdrawn from the committee on **Energy, Utilities, and Information Technology** and rereferred to the committee on **Job Creation, Economic Development, and Consumer Affairs**. I have obtained the consent of the appropriate chairperson.

Sincerely,
ALAN LASEE
Senate President

**State of Wisconsin
Office of the Governor**

February 27, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint CARRILLO, JOSE, of Janesville, as a member of the Prison Industries Board, to serve for the term ending May 1, 2010.

Sincerely,
JIM DOYLE
Governor

Read and referred to committee on **Judiciary, Corrections and Privacy**.

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 269**
- Assembly Bill 284**
- Assembly Bill 379**
- Assembly Bill 382**
- Assembly Bill 650**
- Assembly Bill 708**
- Assembly Bill 739**
- Assembly Bill 755**
- Assembly Bill 772**
- Assembly Bill 835**
- Assembly Bill 868**
- Assembly Bill 938**
- Assembly Bill 969**
- Assembly Bill 971**

Assembly Bill 1010
Assembly Bill 1014

Assembly Bill 269

Relating to: prescription drug labels.

By Representatives Wieckert, Musser, Gronemus, Krawczyk, Vos, Van Roy, Pettis, Gard, Kreibich, Gielow, Underheim, Berceau, Townsend, Albers, Hines, Bies, Ott, Shilling, Petrowski, Vrakas, Mursau, Owens, Gunderson, Pridemore and Molepske; cosponsored by Senators Roessler, A. Lasee and Brown.

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

Assembly Bill 284

Relating to: permitting an educational agency to refuse to employ or to terminate from employment an unpardoned felon.

By Representatives Petrowski, Nass, Ziegelbauer, Albers, Ballweg, Bies, J. Fitzgerald, Freese, Gard, Gielow, Gunderson, Gundrum, Hahn, Hines, Honadel, Huebsch, Hundertmark, Jensen, Kerkman, Kestell, Kleefisch, Krawczyk, Kreibich, F. Lasee, Loeffelholz, Lothian, McCormick, Montgomery, Moulton, Musser, Nischke, Owens, Pettis, Pridemore, Stone, Suder, Townsend, Vos, Vrakas, Vukmir, M. Williams and Wood; cosponsored by Senators Darling, Brown, Grothman, Harsdorf, Kanavas, A. Lasee, Lazich, Leibham and Roessler.

Read first time and referred to committee on **Judiciary, Corrections and Privacy.**

Assembly Bill 379

Relating to: school buses loading or unloading pupils or other authorized passengers.

By Representatives Musser, Hahn and Hines; cosponsored by Senator Darling.

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

Assembly Bill 382

Relating to: the display of POW/MIA flags at certain Department of Transportation rest areas.

By Representatives Musser, Ainsworth, Petrowski, Gard, Hahn, Suder, Freese, Molepske, Boyle, Pettis, Davis, Pridemore, Krawczyk, Owens, Gundrum, Hundertmark, McCormick, Hines and Gunderson; cosponsored by Senators Kedzie, Stepp, Roessler and Hansen.

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

Assembly Bill 650

Relating to: nonprobate transfer of real property at death.

By Representatives Sherman, Hahn, Berceau, Cullen, Lehman, McCormick, Seidel, Ott, Vos, Ainsworth, Boyle, Davis, Hebl, Hines, Lothian and Petrowski; cosponsored by Senators Risser, Erpenbach, Miller, Hansen, Lassa and Brown.

Read first time and referred to committee on **Judiciary, Corrections and Privacy.**

Assembly Bill 708

Relating to: lifetime imprisonment for certain sex offenders and providing a penalty.

By Representatives Wieckert, Suder, Musser, Kleefisch, Townsend, Gunderson, Albers, Gronemus, Kaufert, Bies,

Owens, Wasserman, Gard, Vos, Kreibich and Sheridan; cosponsored by Senators Harsdorf, Kanavas, Ellis, Grothman, A. Lasee and Roessler.

Read first time and referred to committee on **Judiciary, Corrections and Privacy.**

Assembly Bill 739

Relating to: municipal quotas for intoxicating liquor retailers.

By Representatives Ballweg, Berceau, Davis, Gunderson, Hines, Jeskewitz, Nischke, Owens, Townsend and M. Williams; cosponsored by Senators Olsen, Darling and Grothman.

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

Assembly Bill 755

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

By Representative Gard; cosponsored by Senator Hansen.

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

Assembly Bill 772

Relating to: burglary and providing a penalty.

By Representatives Krawczyk, Van Roy, Gronemus, Musser, Owens, Gundrum, Hahn, Gunderson, Gard, Ballweg, Albers, Hines, McCormick, Petrowski and Ott; cosponsored by Senators Grothman, Lassa, Darling, A. Lasee, Hansen and Roessler.

Read first time and referred to committee on **Judiciary, Corrections and Privacy.**

Assembly Bill 835

Relating to: fee remission for children and surviving spouses of ambulance drivers, correctional officers, emergency medical services technicians, fire fighters, and law enforcement officers.

By Representatives Moulton, Kreibich, Suder, Gronemus, Hahn, Lothian, Ott, Hines, Gunderson, McCormick, Montgomery, Nelson, Vos, Turner, Davis, Krawczyk, Friske, Van Roy, Honadel, Lehman and Kerkman; cosponsored by Senators Zien, Darling, A. Lasee, Hansen, Leibham, Carpenter, Roessler, Breske and Decker.

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

Assembly Bill 868

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

By Representatives Krawczyk, Van Roy and McCormick; cosponsored by Senator Hansen.

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

Assembly Bill 938

Relating to: reporting the number of hours of pupil instruction provided in public schools.

By Representatives Towns, Hines, Nischke, Montgomery, Ballweg, Ott, Kreibich, Hahn and Albers; cosponsored by Senators Olsen and Darling.

Read first time and referred to committee on **Education.**

Assembly Bill 969

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

By Representatives Suder, Wood, Gronemus, Musser, Townsend, Hines, Owens, LeMahieu, Albers, Petrowski and Van Roy; cosponsored by Senators Zien and Roessler.

Read first time and referred to committee on **Judiciary, Corrections and Privacy**.

Assembly Bill 971

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.

By Representatives Suder, Musser, Townsend, Hines, Gunderson, Albers and Jeskewitz; cosponsored by Senators Zien and Grothman.

Read first time and referred to committee on **Judiciary, Corrections and Privacy**.

Assembly Bill 1010

Relating to: seizure of a computer used in committing a child sex offense, the disposition of certain forfeited property, the use of a computer by a person convicted of a child sex offense, and providing a penalty.

By Representatives Vukmir, Staskunas, Cullen, Kaufert, Gronemus, Montgomery, Jeskewitz, Strachota, Albers, Gunderson, Suder, Turner, Ainsworth, Fields, Musser, Sinicki and Lehman; cosponsored by Senators Roessler, Grothman, Lazich, Olsen, Kanavas and Lassa.

Read first time and referred to committee on **Judiciary, Corrections and Privacy**.

Assembly Bill 1014

Relating to: obtaining, selling, or soliciting a telephone record that pertains to another person without the person's consent and providing a penalty.

By Representatives Montgomery, Davis, Travis, Nischke, Zepnick, Loeffelholz, J. Fitzgerald, Ziegelbauer, Krawczyk, Gundrum, Freese, Musser, F. Lasee, Pocan, Gunderson, Nass, Ott, Albers, Stone, Gronemus and Colon; cosponsored by Senators Kanavas, Plale, Erpenbach, A. Lasee, Cowles, Olsen, Roessler, Decker, Hansen and Wirch.

Read first time and referred to committee on **Energy, Utilities and Information Technology**.

Senate amendment 2 to **Senate Bill 420** offered by Senator Kanavas.

Senate amendment 1 to **Senate Bill 424** offered by Senator Grothman.

Senate substitute amendment 2 to **Senate Bill 483** offered by Senator Kanavas.

Senate amendment 1 to **Senate Bill 498** offered by Senator Leibham.

Senate substitute amendment 2 to **Senate Bill 578** offered by Senator Kanavas.

Senate substitute amendment 1 to **Senate Bill 619** offered by Senator Kanavas.

The Chief Clerk records:

Senate Bill 34

Senate Bill 322

Senate Bill 384

Senate Bill 411

Report correctly enrolled on February 27, 2006.

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Read and referred:

Senate Joint Resolution 69

Relating to: recognizing March 23, 2006, as Wisconsin Professional Logger and Forest Products Industry Appreciation Day.

By Senators Zien, Kapanke, Cowles, Decker, Miller and Breske; cosponsored by Representatives M. Williams, Friske, Hubler, Meyer, Hundertmark, Petrowski, Gronemus, Ainsworth, Krawczyk, Pettis and Molepske.

To committee on **Senate Organization**.

Read first time and referred:

Senate Bill 639

Relating to: the payment of interest on property tax refunds for manufacturing property and making an appropriation.

By Senator Brown; cosponsored by Representatives Jeskewitz, Albers, Kreibich, Musser and Townsend.

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

Senate Bill 640

Relating to: licensing and activities of driver schools and instructors, granting rule-making authority, and providing a penalty.

By Senators Lazich and S. Fitzgerald; cosponsored by Representatives Petrowski, Stone, Ott, Pettis, Krawczyk and Boyle.

To committee on **Natural Resources and Transportation**.

Senate Bill 641

Relating to: authority for an off-duty peace officer to act outside his or her territorial jurisdiction.

By Senators Lazich, Carpenter and Roessler; cosponsored by Representatives Krusick, Gundrum, Stone, Ainsworth, Bies, Hahn, Jeskewitz, Lehman, LeMahieu, Musser, Nass, Owens, Sinicki, Zepnick, Mursau and Kaufert.

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

Senate Bill 642

Relating to: standards for local emergency planning programs and granting rule-making authority.

By Senators Brown and Miller; cosponsored by Representative Musser.

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

Senate Bill 643

Relating to: the terms of teacher employment contracts.

By Senators Grothman and Stepp; cosponsored by Representatives Vos, Hines and Albers.

To committee for **Review of Administrative Rules**.

Senate Bill 644

Relating to: creating a Manufacturing Competitiveness Grant and Loan Program and a Manufacturing Competitiveness

Council, providing an exemption from emergency rule procedures, granting rule-making authority, and making an appropriation.

By Senators Hansen and Coggs; cosponsored by Representatives Sheridan, Molepske, Berceau, Staskunas, Zepnick and Albers.

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

Senate Bill 645

Relating to: creating a refundable individual income tax living wage credit.

By Senators Decker, Breske, Miller, Coggs and Robson; cosponsored by Representatives Grigsby, Berceau, Fields, Kessler, Lehman, Nelson, Parisi, Pocan, Richards, Seidel, Sheridan, Sinicki, Toles, Travis, Turner, A. Williams, Young and Zepnick.

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

REPORT OF COMMITTEES

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

Senate Bill 618

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

Passage.

Ayes, 11 – Senators S. Fitzgerald, Lazich, Darling, Leibham and Olsen. Representatives Kaufert, Ward, Underheim, Stone, Rhoades and Meyer.

Noes, 5 – Senators Cowles, Decker and Taylor. Representatives Pocan and Colon.

SCOTT FITZGERALD
Senate Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin

February 28, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Senate Bill 601** be withdrawn from the committee on **Housing and Financial Institutions** and rereferred to the committee on **Veterans, Homeland Security, Military Affairs, Small Business, and Government Reform**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

State of Wisconsin

February 28, 2006

The Honorable, The Senate:

Pursuant to Senate Rule 46(2)(c), I am writing to direct that **Assembly Bill 938** be withdrawn from the committee on **Education** and rereferred to the committee on **Senate Organization**. I have obtained the consent of the appropriate chairperson.

Sincerely,

ALAN LASEE
Senate President

Pursuant to Senate Rule 17 (5), Senator Wirch added as a cosponsor of **Assembly Bill 907**.

Pursuant to Senate Rule 17 (5), Senator Kapanke added as a cosponsor of **Assembly Bill 926**.

Pursuant to Senate Rule 17 (5), Senator Wirch added as a coauthor of **Senate Bill 535**.

Pursuant to Senate Rule 17 (5), Senator Taylor added as a coauthor of **Senate Bill 325**.

Pursuant to Senate Rule 17 (5), Senator Taylor added as a coauthor of **Senate Bill 502**.

Pursuant to Senate Rule 17 (5), Senator Taylor added as a coauthor of **Senate Bill 574**.

Pursuant to Senate Rule 17 (5), Senator Taylor added as a cosponsor of **Assembly Bill 829**.

Pursuant to Senate Rule 17 (5), Representative Albers added as a cosponsor of **Senate Bill 606**.

Pursuant to Senate Rule 17 (5), Senator Lassa added as a cosponsor of **Assembly Bill 258**.

Pursuant to Senate Rule 17 (5), Senator Lassa added as a cosponsor of **Assembly Bill 907**.

Pursuant to Senate Rule 17 (5), Senator Lassa added as a cosponsor of **Assembly Bill 926**.

Pursuant to Senate Rule 17 (5), Senator Wirch added as a cosponsor of **Assembly Bill 20**.

Pursuant to Senate Rule 17 (5), Senator Darling added as a cosponsor of **Assembly Bill 47**.

Pursuant to Senate Rule 17 (5), Senator Darling added as a coauthor of **Senate Bill 325**.

Pursuant to Senate Rule 17 (5), Senator Miller added as a coauthor of **Senate Bill 535**.

Pursuant to Senate Rule 17 (5), Senator Leibham added as a cosponsor of **Assembly Bill 286**.

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

Senate Clearinghouse Rule 05–033

Relating to coverage of dental services under the medical assistance program, and affecting small businesses.

Submitted by Department of Health and Family Services.

Report received from Agency, February 27, 2006.

Referred to committee on **Health, Children, Families, Aging and Long Term Care**, February 28, 2006.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Bill 276

Relating to: expanding reimbursements to cities and villages for fire calls on certain highways.

Read a second time.

Ordered to a third reading.

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

Senator Decker objected.

Senate Bill 325

Relating to: indoor environmental quality in schools and granting rule-making authority.

Read a second time.

The question was: Adoption of Senate amendment 2 to **Senate Bill 325**?

Adopted.

Ordered to a third reading.

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

Senator Wirch objected.

Senate Bill 420

Relating to: the definition of a group health benefit plan.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 420**?

Adopted.

The question was: Adoption of Senate amendment 2 to **Senate Bill 420**?

Adopted.

Ordered to a third reading.

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

Senator Decker objected.

Senate Bill 457

Relating to: confidentiality of certain information and documents and privilege and immunity from civil liability for certain persons under the statewide trauma care system.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 457**?

Adopted.

Senator Darling, with unanimous consent, asked that **Senate Bill 457** be placed at the foot of the eleventh order of business on the calendar of February 28, 2006.

Senate Bill 474

Relating to: making various changes in the worker's compensation law, requiring the exercise of rule-making authority, and making appropriations.

Read a second time.

Senate amendment 1 to **Senate Bill 474** offered by Senators Hansen, Carpenter, Plale, Breske, Miller and Risser.

Senator Schultz moved rejection of Senate amendment 1 to **Senate Bill 474**.

The question was: Rejection of Senate amendment 1 to **Senate Bill 474**?

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.

Rejected.

Ordered to a third reading.

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

Senator Jauch objected.

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).

Read a second time.

Ordered to a third reading.

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

Senator Carpenter objected.

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).

Read a second time.

Ordered to a third reading.

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

Senator Risser objected.

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).

Read a second time.

Ordered to a third reading.

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

Senator Carpenter objected.

Senate Bill 499

Relating to: recording and filing transportation project plats.

Read a second time.

Ordered to a third reading.

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

Senator Hansen objected.

Senate Bill 502

Relating to: references to certificates granted by the Marriage and Family Therapy, Professional Counseling, and

Social Work Examining Board and eligibility requirements for training certificates for marriage and family therapists and professional counselors.

Read a second time.

Ordered to a third reading.

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

Senator Decker objected.

Senate Bill 516

Relating to: continuing education and certification requirements for building contractors and certification of building inspectors.

Read a second time.

Senator Zien, with unanimous consent, asked that **Senate Bill 516** be placed at the foot of the eleventh order of business on the calendar of February 28, 2006.

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.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 526** be placed at the foot of the eleventh order of business on the calendar of February 28, 2006.

Senate Bill 535

Relating to: decreasing Medical Assistance reimbursement and transferring moneys from the general fund to the Medical Assistance trust fund.

Read a second time.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 535** be placed at the foot of the eleventh order of business on the calendar of February 28, 2006.

Senate Bill 547

Relating to: requiring the Department of Health and Family Services to treat 4 counties as one labor region for purposes of Medical Assistance nursing home reimbursement.

Read a second time.

Ordered to a third reading.

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

Senator Erpenbach objected.

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.

Read a second time.

Senator Kedzie, with unanimous consent, asked that **Assembly Bill 971** be withdrawn from the committee on **Judiciary, Corrections and Privacy** and taken up.

Assembly Bill 971

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.

Read a second time.

Ordered to a third reading.

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

Senator Erpenbach objected.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 574** be laid on the table.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 578** be placed at the foot of the eleventh order of business on the calendar of February 28, 2006.

Senate Bill 579

Relating to: caregiver background information and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 579**?

Adopted.

Ordered to a third reading.

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

Senator Hansen objected.

Senate Bill 578

Relating to: confidentiality of health care review records and immunity.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 578** be placed at the foot of the calendar of February 28, 2006.

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.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 526** be placed at the foot of the calendar of February 28, 2006.

Senate Bill 535

Relating to: decreasing Medical Assistance reimbursement and transferring moneys from the general fund to the Medical Assistance trust fund.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 535** be placed at the foot of the calendar of February 28, 2006.

Senate Bill 457

Relating to: confidentiality of certain information and documents and privilege and immunity from civil liability for certain persons under the statewide trauma care system.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 457** be placed at the foot of the calendar of February 28, 2006.

Senate Bill 516

Relating to: continuing education and certification requirements for building contractors and certification of building inspectors.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 516** be placed at the foot of the calendar of February 28, 2006.

Senator Zien in the chair.

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

Assembly Bill 20

Relating to: displaying attractions on highway specific information signs.

Read a second time.

Ordered to a third reading.

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

Senator Erpenbach objected.

Assembly Bill 47

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

Read a second time.

Senate amendment 1 to **Assembly Bill 47** offered by Senator Carpenter.

Senator Kedzie moved that Senate amendment 1 to **Assembly Bill 47** be laid on the table.

The question was: Shall Senate amendment 1 to **Assembly Bill 47** be laid on the table?

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.

Tabled.

The question was: Shall **Assembly Bill 47** be ordered engrossed and read a third time?

The ayes and noes were demanded and the vote was: ayes, 27; noes, 6; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen,

Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Miller, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp, Wirch and Zien – 27.

Noes – Senators Carpenter, Jauch, Lassa, Risser, Robson and Taylor – 6.

Absent or not voting – None.

Ordered to a third reading.

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

Senator Risser objected.

Assembly Bill 201

Relating to: the compatibility of the offices of coroner or medical examiner, and certain emergency services positions.

Read a second time.

Ordered to a third reading.

Senator Kedzie moved that the rules be suspended and that **Assembly Bill 201** be read a third time.

The question was: Shall the rules be suspended and **Assembly Bill 201** be given a third reading?

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.

Refused to suspend the rules and read the bill a third time.

Assembly Bill 258

Relating to: prescription drug labels.

Senator Kedzie, with unanimous consent, asked that **Assembly Bill 258** be placed at the foot of the calendar of February 28, 2006.

Assembly Bill 286

Relating to: bows used for hunting.

Read a second time.

Ordered to a third reading.

Senator Kedzie moved that the rules be suspended and that **Assembly Bill 286** be read a third time.

The question was: Shall the rules be suspended and **Assembly Bill 286** be given a third reading?

The ayes and noes were required 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.

Refused to suspend the rules and read the bill a third time.

Assembly Bill 298

Relating to: tourism promotion and development under room tax law.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 298**?

Adopted.

Ordered to a third reading.

Senator Kedzie moved that the rules be suspended and that **Assembly Bill 298** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 298** be given a third reading?

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.

Refused to suspend the rules and read the bill a third time.

Assembly Bill 377

Relating to: absentee balloting by certain military electors.

Read a second time.

Senate substitute amendment 1 to **Assembly Bill 377** offered by Senator Leibham.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 377**?

Adopted.

Ordered to a third reading.

Senator Kedzie moved that the rules be suspended and that **Assembly Bill 377** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 377** be given a third reading?

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.

Refused to suspend the rules and read the bill a third time.

Assembly Bill 387

Relating to: eligibility of a person enrolled in a program that confers a master's degree in nursing for a loan under the Nursing Student Loan Program.

Read a second time.

Ordered to a third reading.

Senator Kedzie moved that the rules be suspended and that **Assembly Bill 387** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 387** be given a third reading?

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.

Refused to suspend the rules and read the bill a third time.

Senator Carpenter, with unanimous consent, resigned from the select committee on **Taxpayer Protection Amendment**.

Senator Plale, with unanimous consent, resigned from the select committee on **Taxpayer Protection Amendment**.

Assembly Bill 526

Relating to: requiring a child's parent to provide a health insurance identification card to the child's other parent.

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 526

Read a third time and concurred in.

Assembly Bill 683

Relating to: authorizing medically related actions by advanced practice nurse prescribers and physician assistants.

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 683

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 688

Relating to: the age at which an adoptee may obtain identifying information about his or her birth parents.

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 688

Read a third time and concurred in.

Assembly Bill 829

Relating to: expanding the Volunteer Health Care Provider Program to include provision of services to students from 4-year-old kindergarten to grade 6 in public elementary schools, charter schools, and private schools that participate in the Milwaukee Parental Choice Program and expanding the definition of volunteer health care provider.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 829**?

Adopted.

Senate amendment 2 to **Assembly Bill 829** offered by Senators Miller, Taylor and Robson.

The question was: Adoption of Senate amendment 2 to **Assembly Bill 829**?

Adoption Refused.

Ordered to a third reading.

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

Assembly Bill 829

Read a third time and concurred in as amended.

Assembly Bill 881

Relating to: public health planning, services, and functions; reporting of communicable diseases; public health agreements; required vaccinations, isolation, or quarantine; contracts between municipalities and federally recognized American Indian tribes or bands; and requiring the exercise of rule-making authority.

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 881

Read a third time and concurred in.

Assembly Bill 907

Relating to: requiring a contract with a data organization for the collection, analysis, and dissemination of health care claims information; eliminating the Board on Health Care Information, the Interagency Coordinating Council, and the Independent Review Board; 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 907

Read a third time.

The ayes and noes were demanded 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 926

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

Read a second time.

Senate amendment 1 to **Assembly Bill 926** offered by Senators Robson, Hansen and Miller.

Senator Schultz moved rejection of Senate amendment 1 to **Assembly Bill 926**.

The question was: Rejection of Senate amendment 1 to **Assembly Bill 926**?

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.

Rejected.

Ordered to a third reading.

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

Assembly Bill 926

Read a third time and concurred in.

Senate Bill 457

Relating to: confidentiality of certain information and documents and privilege and immunity from civil liability for certain persons under the statewide trauma care 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 457

Read a third time and passed.

Senate Bill 516

Relating to: continuing education and certification requirements for building contractors and certification of building inspectors.

Read a second time.

Senate amendment 1 to **Senate Bill 516** offered by Senators A. Lasee, Miller and Stepp.

Senator Zien moved rejection of Senate amendment 1 to **Senate Bill 516**.

The question was: Rejection of Senate amendment 1 to **Senate Bill 516**?

Rejected.

Ordered to a third reading.

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

Senate Bill 516

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 31.

Noes – Senators Grothman and A. Lasee – 2.

Absent or not voting – None.

Passed.

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.

Read a second time.

Senate amendment 1 to **Senate Bill 526** offered by Senator Carpenter.

Senator Roessler moved that Senate amendment 1 to **Senate Bill 526** be laid on the table.

The question was: Shall Senate amendment 1 to **Senate Bill 526** be laid on the table?

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.

Tabled.

Ordered to a third reading.

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

Senate Bill 526

Read a third time and passed.

Senate Bill 535

Relating to: decreasing Medical Assistance reimbursement and transferring moneys from the general fund to the Medical Assistance trust fund.

Read.

Senate amendment 1 to Senate amendment 1 to **Senate Bill 535** offered by Senator Brown.

The question was: Adoption of Senate amendment 1 to Senate amendment 1 to **Senate Bill 535**?

Adopted.

The question was: Adoption of Senate amendment 1 to **Senate Bill 535**?

Adopted.

Senate amendment 2 to **Senate Bill 535** offered by Senators Cowles, Ellis, Darling, A. Lasee, Zien, Brown and S. Fitzgerald.

The question was: Adoption of Senate amendment 2 to **Senate Bill 535**?

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 535

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 578

Relating to: confidentiality of health care review records and immunity.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 578** be laid on the table.

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

Messaged.

Assembly Bill 258

Relating to: prescription drug labels.

Read a second time.

Senate amendment 1 to **Assembly Bill 258** offered by Senator Carpenter.

Senator Kedzie moved that Senate amendment 1 to **Assembly Bill 258** be laid on the table.

The question was: Shall Senate amendment 1 to **Assembly Bill 258** be laid on the table?

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.

Tabled.

Senate amendment 2 to **Assembly Bill 258** offered by Senator Carpenter.

Senator Kedzie moved that Senate amendment 2 to **Assembly Bill 258** be laid on the table.

The question was: Shall Senate amendment 2 to **Assembly Bill 258** be laid on the table?

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

Ayes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie,

Lazich, Leibham, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 18.

Noes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, A. Lasee, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 15.

Absent or not voting – None.

Tabled.

Ordered to a third reading.

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

Assembly Bill 258

Read a third time and concurred in.

MOTIONS MAY BE OFFERED

Senator Kedzie, with unanimous consent, asked that all bills on the calendar of February 28, 2006 not given a third reading or otherwise disposed of, be considered for final action in numerical order.

Senate Bill 276

Relating to: expanding reimbursements to cities and villages for fire calls on certain highways.

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 325

Relating to: indoor environmental quality in schools and granting rule-making authority.

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 420

Relating to: the definition of a group health benefit plan.

Read a third time.

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 Bill 474

Relating to: making various changes in the worker's compensation law, requiring the exercise of rule-making authority, and making appropriations.

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 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).

Read a third time.

Passed.

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).

Read a third time.

Passed.

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).

Read a third time.

Passed.

Senate Bill 499

Relating to: recording and filing transportation project plats.

Read a third time.

Passed.

Senate Bill 502

Relating to: references to certificates granted by the Marriage and Family Therapy, Professional Counseling, and Social Work Examining Board and eligibility requirements for training certificates for marriage and family therapists and professional counselors.

Read a third time.

Passed.

Senate Bill 547

Relating to: requiring the Department of Health and Family Services to treat 4 counties as one labor region for purposes of Medical Assistance nursing home reimbursement.

Read a third time.

Passed.

Senate Bill 579

Relating to: caregiver background information and providing a penalty.

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.

Assembly Bill 20

Relating to: displaying attractions on highway specific information signs.

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 47

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

Read a third time.

Concurred in.

Assembly Bill 201

Relating to: the compatibility of the offices of coroner or medical examiner, and certain emergency services positions.

Read a third time.

Concurred in.

Assembly Bill 286

Relating to: bows used for hunting.

Read a third time.

Concurred in.

Assembly Bill 298

Relating to: tourism promotion and development under room tax law.

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 3; 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, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Stepp, Wirch and Zien – 30.

Noes – Senators Leibham, Reynolds and Taylor – 3.

Absent or not voting – None.

Concurred in as amended.

Assembly Bill 377

Relating to: absentee balloting by certain military electors.

Read a third time.

The Chair, with unanimous consent, asked that the Senate stand informal.

2:28 P.M.

STOOD INFORMAL

2:32 P.M.

The Senate reconvened.

Senator Lasee in the chair.

The question was: Shall **Assembly Bill 377** be concurred in?

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, Reynolds, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 32.

Noes – Senator Risser – 1.

Absent or not voting – None.

Concurred in as amended.

Assembly Bill 387

Relating to: eligibility of a person enrolled in a program that confers a master’s degree in nursing for a loan under the Nursing Student Loan Program.

Assembly Bill 387

Read a third time.

Concurred in.

Assembly Bill 971

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.

Read a third time.

Concurred in.

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

Messaged.

Senator Hansen moved that **Senate Bill 440** be withdrawn from the committee on **Agriculture and Insurance** and taken up at this time.

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.

Motion refused.

ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Kanavas, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Brookfield East ski team, Wisconsin State Champions.

Senator Erpenbach, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Dennis Weaver, Darrin McGavin, and Don Knotts.

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Superior Days.

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Linda Hantke, a lunchroom supervisor at Southport Elementary School, who saved a young girl from choking by performing the Heimlich maneuver.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Rufus King High School, her alma mater, and Vincent King High School, which are recognized as the number one and number two schools respectively in both basketball and academics, in her district.

Senator Lassa, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Robin Walrath. Robin, a high school senior who will be attending UW-Madison in the Fall to study political science and law, spent last week in Madison learning about Wisconsin's legislative process in the Senate Scholar Program.

Senator Risser, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his newest grandchild, Noelle Risser. Noelle, daughter of Warner and Amy Risser, was born on February 22, 2006, weighing 7 pounds, 3 ounces.

Senator Miller, with unanimous consent, asked that when the Senate adjourn, it do so in honor of McFarland High School Senior Mary Mitchell of McFarland, Wisconsin.

ADJOURNMENT

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

Adjourned.

2:51 P.M.

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Assembly Bill 591** offered by Senator Lazich.

Senate substitute amendment 1 to **Senate Bill 238** offered by Senator Reynolds.

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

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

Senate amendment 3 to **Senate Bill 379** offered by Senator Lassa.

Senate amendment 4 to **Senate Bill 379** offered by Senator Lassa.

Senate substitute amendment 1 to **Senate Bill 533** offered by Senator Schultz.

Senate amendment 1 to **Senate Bill 612** offered by Senators Leibham and Erpenbach.

Senate substitute amendment 2 to **Senate Bill 619** offered by Senator Kanavas.

Senate amendment 1 to **Senate Joint Resolution 5** offered by Senator A. Lasee.

Senate amendment 1 to **Senate Joint Resolution 35** offered by Senator Reynolds.

CHIEF CLERK'S REPORT

The Chief Clerk records:

Senate Bill 45

Senate Bill 322

Senate Bill 361

Senate Bill 411

Presented to the Governor on February 28, 2006.