



STATE OF WISCONSIN

Senate Journal

Ninety–Seventh Regular Session

10:24 A.M.

THURSDAY, March 2, 2006

The Senate met.

The Senate was called to order by Senator Alan Lasee.

The Chair, with unanimous consent, asked that the roll call, prayer, and pledge of the special session be applied to the regular session.

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated Wednesday, March 1, 2006.

Read and referred:

Senate Joint Resolution 72

Relating to: proclaiming the week of April 16–22, 2006, "Shaken Baby Syndrome Awareness Week.

By Senators Lassa, Schultz, Robson, Olsen, Plale, Wirch, Breske, Darling and Miller; cosponsored by Representatives Kestell, Kerkman, Sheridan, Seidel, Lehman, Ott, Gunderson, Grigsby, Krawczyk, M. Williams, Sinicki, Berceau and Turner.

To committee on **Senate Organization**.

Read first time and referred:

Senate Bill 646

Relating to: compensation for certain wells contaminated by bacteria.

By Senator A. Lasee; cosponsored by Representatives Ott, Bies and Ziegelbauer.

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

Senate Bill 647

Relating to: payment of required employee contributions for state elected officials and disclosure of certain records of state elected officials under the Wisconsin Retirement System.

By Senator Reynolds.

To joint survey committee on **Retirement Systems**.

Senate Bill 648

Relating to: regulating the minimum price of motor vehicle fuel.

By Senator Reynolds.

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

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

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.

Introduction and adoption of Senate Amendment 1.

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

Noes, 0 – None.

Passage as amended.

Ayes, 4 – Senators Kapanke, Kedzie, Brown and Olsen.

Noes, 3 – Senators Erpenbach, Hansen and Miller.

DAN KAPANKE

Chairperson

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

Senate Bill 498

Relating to: excavation notices and installation of certain water and sewer laterals.

Adoption of Senate Amendment 1.

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

Noes, 0 – None.

Passage as amended.

Ayes, 4 – Senators Cowles, Kapanke, Plale and Kedzie.

Noes, 1 – Senator Wirch.

Senate Bill 533

Relating to: allowing a city, town, or village to allow persons to operate a neighborhood electric vehicle on local highways.

Adoption of Senate 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 **Judiciary, Corrections and Privacy** reports and recommends:

Assembly Bill 784

Relating to: a mandatory term of confinement and the maximum term of imprisonment for certain child sex offenses and providing penalties.

Adoption of Senate Substitute Amendment 1.

Ayes, 3 – Senators Zien, Roessler and Grothman.

Noes, 1 – Senator Risser.

Concurrence as amended.

Ayes, 3 – Senators Zien, Roessler and Grothman.

Noes, 1 – Senator Risser.

Senate Bill 318

Relating to: the definition of sexually violent person, sexually violent person commitment proceedings, criteria for supervised release, battery by certain committed persons, escape from custody by a person who is subject to a sexually violent person commitment proceeding, and providing penalties.

Adoption of Senate Substitute Amendment 1.

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

Noes, 0 – None.

Passage as amended.

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

Noes, 0 – None.

Senate Bill 573

Relating to: admitting evidence of other crimes in certain criminal proceedings.

Adoption of Senate Amendment 1.

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

Noes, 0 – None.

Passage as amended.

Ayes, 3 – Senators Zien, Roessler and Grothman.

Noes, 1 – Senator Risser.

DAVID ZIEN

Chairperson

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

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.

Concurrence.

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

Noes, 0 – None.

Senate Bill 646

Relating to: compensation for certain wells contaminated by bacteria.

Passage.

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

Noes, 0 – None.

NEAL KEDZIE

Chairperson

The joint survey committee on **Retirement Systems** reports and recommends:

Senate Bill 487

Relating to: deferred compensation program (suggested as remedial legislation by the Department of Employee Trust Funds).

The Joint Survey Committee on Retirement Systems finds that this bill is good public policy.

Referred to committee on **Senate Organization**.

Senate Bill 488

Relating to: death benefits under the Wisconsin Retirement System (suggested as remedial legislation by the Department of Employee Trust Funds).

The Joint Survey Committee on Retirement Systems finds that this bill is good public policy.

Referred to committee on **Senate Organization**.

Senate Bill 489

Relating to: access to medical records possessed by the Department of Employee Trust Funds (suggested as remedial legislation by the Department of Employee Trust Funds).

The Joint Survey Committee on Retirement Systems finds that this bill is good public policy.

Referred to committee on **Senate Organization**.

Senate Bill 490

Relating to: changing the name of the fixed retirement investment trust to the core retirement investment trust (suggested as remedial legislation by the Department of Employee Trust Funds).

The Joint Survey Committee on Retirement Systems finds that this bill is good public policy.

Referred to committee on **Senate Organization**.

Senate Bill 491

Relating to: calculation of death benefits and the amount of a money purchase annuity under the Wisconsin Retirement System (suggested as remedial legislation by the Department of Employee Trust Funds).

The Joint Survey Committee on Retirement Systems finds that this bill is good public policy.

Referred to committee on **Senate Organization**.

GLENN GROTHMAN

Senate Chairperson

The committee on **Senate Organization** reports:

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.

Rereferred to the joint committee on **Finance** 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 3–2–2006 pursuant to Senate Rule 41 (1)(e).

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

Noes, 0 – None.

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.

Rereferred to the joint committee on **Finance** 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 3–2–2006 pursuant to Senate Rule 41 (1)(e).

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

Noes, 0 – None.

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.

Rereferred to the joint committee on **Finance** 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 3–2–2006 pursuant to Senate Rule 41 (1)(e).

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

Noes, 0 – None.

Assembly Bill 792

Relating to: requiring a home care placement agency that places a home care worker in the residence of a home care consumer to provide notice to the consumer concerning the rights, duties, responsibilities, and liabilities of the consumer with respect to the worker and notice to the worker concerning the worker’s employment status and granting rule-making authority.

Rereferred to the joint committee on **Finance** 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 3–2–2006 pursuant to Senate Rule 41 (1)(e).

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

Noes, 0 – None.

DALE SCHULTZ
Chairperson

**State of Wisconsin
Joint Survey Committee on Retirement Systems**

February 28, 2006

The Honorable, The Senate:

According to an analysis by Legislative Council, the Joint Committee on Retirement Systems does not need to do a report on Senate Bill 352 relating to creating the Wisconsin Aerospace Authority to develop and operate spaceports and related facilities and services and other aerospace facilities.

Sincerely,

GLENN GROTHMAN
Co-Chair

SUZANNE JESKEWITZ

Co-Chair

State of Wisconsin

March 1, 2006

The Honorable, The Senate:

This letter is to inform you of a temporary replacement on the Senate Select Committee on the Taxpayer Protection Amendment. Senator Judy Robson and Senator Lena Taylor will be replacing Senator Fred Risser and Senator Bob Jauch, respectively.

This appointment will be effective immediately, as the committee is scheduled to meet today.

Thank you for your attention to this matter.

Sincerely,

DALE W. SCHULTZ
Senate Majority Leader

**State of Wisconsin
Office of the Governor**

March 1, 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 45 | Act 119 | March 1, 2006 |
| Senate Bill 322 | Act 120 | March 1, 2006 |
| Senate Bill 361 | Act 121 | March 1, 2006 |
| Senate Bill 411 | Act 122 | March 1, 2006 |

Sincerely,
JIM DOYLE
Governor

**State of Wisconsin
Office of the Governor**

March 1, 2006

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HELEIN, PETER, of Appleton, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2007.

Sincerely,
JIM DOYLE
Governor

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

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

Senate Clearinghouse Rule 05–039

Relating to the incorporation of federal amendments in national emission standards for hazardous air pollutants into chs.NR 460 and 463.

No action taken.

Senate Clearinghouse Rule 05–040

Relating to national emission standards for hazardous air pollutants for the surface coating of plastic parts and products and of miscellaneous metal parts and products.

No action taken.

Senate Clearinghouse Rule 05-072

Relating to motor vehicle emission limitations and tampering with motor vehicle air pollution control equipment.

No action taken.

Senate Clearinghouse Rule 05-079

Relating to rules concerning the establishment of capital cost ratemaking principles for certain rate base electric generating facilities.

No action taken.

ROBERT COWLES
Chairperson

State of Wisconsin
Revisor of Statutes Bureau

March 1, 2006

To the Honorable, the Senate:

The following rules have been published:

| <u>Clearinghouse Rules</u> | <u>Effective Date(s)</u> |
|----------------------------|--------------------------|
| 04-135 | 3-1-2006 |
| 05-039 | 3-1-2006 |
| 05-040 | 3-1-2006 |
| 05-053 | 3-1-2006 |
| 05-054 | 3-1-2006 |
| 05-059 | 3-1-2006 |
| 05-064 | 3-1-2006 |
| 05-071 | 3-1-2006 |
| 05-074 | 3-1-2006 |
| 05-082 | 3-1-2006 |
| 05-095 | 3-1-2006 |
| 04-058 | 5-1-2006 |

Sincerely,
GARY L. POULSON
Deputy Revisor

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 228**
- Assembly Bill 327**
- Assembly Bill 447**
- Assembly Bill 713**
- Assembly Bill 935**
- Assembly Bill 970**
- Assembly Bill 981**
- Assembly Bill 986**
- Assembly Bill 998**

Adopted and asks concurrence in:

- Assembly Joint Resolution 30**
- Assembly Joint Resolution 75**
- Assembly Joint Resolution 80**

Amended and concurred in as amended:

Senate Bill 480 (Assembly amendment 1)

Concurred in:

- Senate Bill 329**
- Senate Bill 448**
- Senate Bill 482**
- Senate Bill 484**

Senate Bill 584

Senate Joint Resolution 53

Senate amendment 1 to Assembly Bill 84

Senate amendment 1 to Assembly Bill 298

Senate amendment 1 to Assembly Bill 829

Nonconcurring in:

Senate Bill 535

Assembly Bill 228

Relating to: increasing funding for local youth apprenticeship grants for programs that are targeted at providing training in the areas of health care and health care technology and making appropriations.

By Representatives Loeffelholz, Pettis, Musser, Davis, Freese, Van Roy, Hahn, Hines, Rhoades and Ott; cosponsored by Senators Roessler, Carpenter, Erpenbach, Miller and Hansen.

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

Assembly Bill 327

Relating to: unincorporated cooperative associations, granting rule-making authority, and providing a penalty.

By Representatives Ainsworth, Albers, Ballweg, Berceau, Davis, Freese, Gielow, Gunderson, Hahn, Hines, Kestell, Krawczyk, Lehman, LeMahieu, Loeffelholz, McCormick, Musser, Nass, Nerison, Ott, Owens, Petrowski, Richards, Seidel, Steinbrink, Suder, Towns, Townsend, Van Roy, Wieckert, M. Williams, Zepnick and Travis; cosponsored by Senators Kapanke, Breske, Brown, Erpenbach, Grothman, Hansen, Harsdorf and Jauch.

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

Assembly Bill 447

Relating to: regulating elevators, escalators, and other similar conveyances, granting rule-making authority, and providing a penalty.

By Representatives Honadel, Sheridan, Albers, J. Fitzgerald, Hines, Lamb, Lehman, Lothian, Nischke, Ott, Rhoades, Suder, Towns, Van Roy, Vos, Vrakas, Wood and Zepnick; cosponsored by Senators Stepp, Plale, Kanavas and Olsen.

Read first time and referred to committee on **Housing and Financial Institutions.**

Assembly Bill 713

Relating to: subjecting a county development plan to town board approval.

By Representatives Friske, Ballweg, Davis, Wood, Towns, Hahn, Ainsworth, Albers, Owens, Hundertmark, Lothian, Petrowski, Loeffelholz, Pettis, F. Lasee, Freese, Kerkman and Kestell; cosponsored by Senators Kedzie, A. Lasee, Grothman and Breske.

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

Assembly Bill 935

Relating to: authorizing specific information signs on certain portions of USH 151.

By Representatives Townsend, Albers, Berceau, Bies, Hines, Ott and Ballweg; cosponsored by Senators Roessler, Cowles and Grothman.

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

Assembly Bill 970

Relating to: admitting evidence of other crimes in certain criminal proceedings.

By Representatives Suder, Pettis, Gundrum, Gronemus, Townsend, Ainsworth, Mursau, Owens, Krawczyk, Kleefisch, LeMahieu, Albers, Bies, Van Roy, M. Williams, Musser, Kreibich, Jeskewitz and Petrowski; cosponsored by Senators Zien, Leibham, A. Lasee, Lazich, Darling, Kedzie and Grothman.

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

Assembly Bill 981

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

By Representatives Kaufert, Gielow, Rhoades, LeMahieu, Huebsch, Stone, Ward, Loeffelholz, Meyer, Moulton, Towns, Kreibich, Hines, Jensen, Kerkman, Vos, Albers, Ott, Owens, Jeskewitz, Musser, Montgomery, Strachota, F. Lasee, Hundertmark, Nischke and J. Fitzgerald; cosponsored by Senators S. Fitzgerald, Olsen, Darling, Grothman, Harsdorf, A. Lasee, Lazich, Leibham, Stepp, Taylor, Zien and Brown.

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

Assembly Bill 986

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

By Representatives Hundertmark, Davis, Lamb, Nischke, Montgomery, Musser, Ott, Pettis, Hahn, Albers, Bies, Vos, Freese, Gunderson, Meyer, LeMahieu, Krawczyk, Suder, Kaufert, Van Roy, Hines, Petrowski, Mursau, J. Fitzgerald and Kreibich; cosponsored by Senators Stepp, Kanavas, Darling, Zien, Grothman and Leibham.

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

Assembly Bill 998

Relating to: authorization for registrants under the campaign finance law to make donations to charitable organizations or the common school fund from campaign treasuries.

By Representatives Freese, Ainsworth, Albers, Bies, Cullen, Gunderson, Hahn, Krawczyk, Montgomery, Musser, Pocan, Pettis, Petrowski, Travis and Turner; cosponsored by Senators A. Lasee and Olsen.

Read first time and referred to committee on **Campaign Finance Reform and Ethics.**

Assembly Joint Resolution 30

Relating to: the life and public service of Marian L. Thompson.

By Representatives Hebl, Boyle, Travis, Lothian, Gronemus, Berceau, Jeskewitz, Hahn, Sheridan, Lehman, Pocan, Pope-Roberts, Turner, Seidel and Albers; cosponsored by Senators Miller, Coggs, Risser, Hansen and Erpenbach.

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

Assembly Joint Resolution 75

Relating to: the life and public service of Thomas J. Parker.

By Representatives Zepnick, Kessler, Boyle, Cullen, Jeskewitz, Krusick, Lehman, Sinicki, Toles, Travis and Turner; cosponsored by Senators Carpenter, Coggs, Erpenbach, Miller and Plale.

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

Assembly Joint Resolution 80

Relating to: the American Kennel Club Canine Good Citizen Program and supporting its effort to promote responsible dog ownership in the state of Wisconsin.

By Representatives Ott, Jeskewitz, Berceau, Albers, Sheridan, Townsend and Krawczyk; cosponsored by Senators A. Lasee and Risser.

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

Senate amendment 2 to **Senate Bill 591** offered by Senators Roessler and Carpenter.

Senate amendment 2 to **Senate Bill 612** offered by Senator Coggs.

Senate amendment 1 to Senate amendment 1 to **Senate Bill 613** offered by Senator S. Fitzgerald.

Senate amendment 2 to **Senate Joint Resolution 5** offered by Senator A. Lasee.

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator Wirch added as a coauthor of **Senate Bill 505.**

Pursuant to Senate Rule 17 (5), Senator Leibham added as a coauthor of **Senate Bill 646.**

Pursuant to Senate Rule 17 (5), Senator Leibham added as a cosponsor of **Assembly Bill 21.**

Pursuant to Senate Rule 17 (5), Senator Stepp added as a coauthor of **Senate Bill 546.**

Pursuant to Senate Rule 17 (5), Senator Stepp added as a coauthor of **Senate Bill 591.**

Pursuant to Senate Rule 17 (5), Senator Stepp added as a cosponsor of **Assembly Joint Resolution 68.**

Pursuant to Senate Rule 17 (5), Senator Stepp added as a cosponsor of **Assembly Bill 122.**

Pursuant to Senate Rule 17 (5), Senator Stepp added as a cosponsor of **Assembly Bill 208.**

Pursuant to Senate Rule 17 (5), Senator Lassa added as a coauthor of **Senate Bill 577.**

Pursuant to Senate Rule 17 (5), Senator Wirch added as a cosponsor of **Assembly Bill 624.**

Pursuant to Senate Rule 17 (5), Senator A. Lasee added as a cosponsor of **Assembly Bill 21.**

Pursuant to Senate Rule 17 (5), Senator Cowles added as a cosponsor of **Assembly Bill 755.**

ADVICE AND CONSENT OF THE SENATE

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

ARMSTRONG, PERRY, of Mount Horeb, as a member of the Wisconsin Housing and Economic Development Authority, to serve for the term ending January 1, 2010.

BETTIGA, MICHAEL, of Green Bay, as a member of the Pharmacy Examining Board, to serve for the term ending July 1, 2007.

FLYNN, JAMES, of Madison, as a member of the Labor and Industry Review Commission, to serve for the term ending March 1, 2011.

HURTADO, GEOFF, of Cedarburg, as a member of the Wisconsin Housing and Economic Development Authority, to serve for the term ending January 1, 2010.

JACKSON, CELIA, of Milwaukee, as Secretary of the Department of Regulation and Licensing to serve for the term expiring at the pleasure of the Governor.

LEE, DANIEL, of Waunakee, as a member of the Wisconsin Housing and Economic Development Authority, to serve for the term ending January 1, 2007.

SENTY, PAUL, of Verona, as a member of the Wisconsin Housing and Economic Development Authority, to serve for the term ending January 1, 2007.

STEWART, LINDA, of Milwaukee, as a member of the Wisconsin Housing and Economic Development Authority, to serve for the term ending January 1, 2008.

TAYLOR, DALE, of Eau Claire, as a member of the Board on Aging and Long Term Care, to serve for the term ending May 1, 2010.

Read.

The question was: Confirmation?

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

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

Noes – None.

Absent or not voting – None.

Confirmed.

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

11:26 A.M.

RECESS

12:05 P.M.

The Senate reconvened.

Senator Lasee in the chair.

The Chair noted the possible lack of a quorum.

The roll was called and a quorum determined present.

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

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

Assembly Bill 1057

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 1057

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

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; cosponsored by Senators Darling, Kanavas, Plale, Lazich and Stepp.

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

Senate Bill 95

Relating to: continuing education for dental hygienists.

The question was: Shall Assembly substitute amendment 1 to **Senate Bill 95** be concurred in?

Concurred in.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Joint Resolution 41

Relating to: requesting a summit on civic education and providing for the preparation of a report and recommendations to promote and enhance civic education in Wisconsin schools.

Read.

Adopted.

Senate Bill 103

Relating to: the income and franchise tax credit for research and research facilities.

Read a second time.

Senator S. Fitzgerald, with unanimous consent, asked that Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 103** be laid on the table.

Senate amendment 2 to Senate substitute amendment 2 to **Senate Bill 103** offered by Senator Leibham.

The question was: Adoption of Senate amendment 2 to Senate substitute amendment 2 to **Senate Bill 103**?

Adopted.

Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 103** offered by Senator S. Fitzgerald.

The question was: Adoption of Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 103**?

Adopted.

The question was: Adoption of Senate substitute amendment 2 to **Senate Bill 103**?

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 103

Read a third time.

The ayes and noes were required and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

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

Noes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Grothman, Hansen, Jauch, Miller, Risser and Wirch – 11.

Absent or not voting – Senator Taylor – 1.

Passed.

Senate Bill 136

Relating to: creating income and franchise tax credits for businesses located in an airport development zone and a loan program for certain construction projects in an airport development zone.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 136**?

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 136

Read a third time.

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

Ayes – Senators Brown, Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Roessler, Schultz, Stepp and Zien – 18.

Noes – Senators Breske, Carpenter, Coggs, Cowles, Decker, Ellis, Erpenbach, Hansen, Jauch, Miller, Reynolds, Risser, Robson, Taylor and Wirch – 15.

Absent or not voting – None.

Passed.

Senate Bill 183

Relating to: increasing the maximum amount of grants to certain organizations that provide support to a manufacturing extension center and making an appropriation.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 183**?

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 183

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 239

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

Read a second time.

Senate amendment 1 to **Senate Bill 239** offered by Senator Leibham.

The question was: Adoption of Senate amendment 1 to **Senate Bill 239**?

Adopted.

Senator Taylor, with unanimous consent, asked that the journal reflect that she would have voted no on **Senate Bill 103**.

Ordered to a third reading.

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

Senate Bill 239

Read a third time and passed.

Senate Bill 352

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

Read a second time.

Senator Hansen, with unanimous consent, asked that **Senate Bill 352** be placed at the foot of the eleventh order of business on the calendar of March 2, 2006.

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).

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 359

Read a third time and passed.

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).

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 362

Read a third time and passed.

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).

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 363

Read a third time and passed.

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).

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 364

Read a third time and passed.

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).

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 365

Read a third time and passed.

Senate Bill 394

Relating to: electromyography.

Read a second time.

The question was: Adoption of Senate amendment 2 to **Senate Bill 394**?

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 394

Read a third time and passed.

Senate Bill 444

Relating to: the duties of a real property lister.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 444**?

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 444

Read a third time and passed.

Senate Bill 465

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

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 465**?

Adopted.

Ordered to a third reading.

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

Senator Carpenter moved indefinite postponement of **Senate Bill 465**.

The question was: Shall **Senate Bill 465** be indefinitely postponed?

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.

Refused indefinite postponement.

Senate Bill 465

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

The question was: Shall **Senate Bill 465** 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.

Senate Bill 487

Relating to: deferred compensation program (suggested as remedial legislation by the Department of Employee Trust Funds).

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 487

Read a third time and passed.

Senate Bill 488

Relating to: death benefits under the Wisconsin Retirement System (suggested as remedial legislation by the Department of Employee Trust Funds).

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 488

Read a third time and passed.

Senate Bill 489

Relating to: access to medical records possessed by the Department of Employee Trust Funds (suggested as remedial legislation by the Department of Employee Trust Funds).

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 489

Read a third time and passed.

Senate Bill 490

Relating to: changing the name of the fixed retirement investment trust to the core retirement investment trust (suggested as remedial legislation by the Department of Employee Trust Funds).

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 490

Read a third time and passed.

Senate Bill 491

Relating to: calculation of death benefits and the amount of a money purchase annuity under the Wisconsin Retirement System (suggested as remedial legislation by the Department of Employee Trust Funds).

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 491

Read a third time and passed.

Senate Bill 505

Relating to: construction of one- and 2-family dwellings by dwelling owners who are members of bona fide religious denominations.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 505**?

Adopted.

The question was: Adoption of Senate amendment 2 to **Senate Bill 505**?

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 505

Read a third time and passed.

Senate Bill 510

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

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 510

Read a third time and passed.

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).

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 539

Read a third time and passed.

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).

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 540

Read a third time and passed.

Senate Bill 544

Relating to: expanding types of volunteer health care providers to include pharmacists and pharmacy technicians.

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 544

Read a third time and passed.

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.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 546**?

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 546

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 552

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

Read a second time.

Senator Grothman, with unanimous consent, asked that **Senate Bill 552** be laid on the table.

Senate Bill 555

Relating to: the deadline for applying for the Safe Drinking Water Loan Program (suggested as remedial legislation by the Department of Natural Resources).

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 555

Read a third time and passed.

Senate Bill 556

Relating to: a system of classifying invasive species (suggested as remedial legislation by the Department of Natural Resources).

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 556

Read a third time and passed.

Senate Bill 557

Relating to: boats and associated tackle and equipment that are public nuisances under the fish and game laws (suggested as remedial legislation by the Department of Natural Resources).

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 557

Read a third time and passed.

Senate Bill 560

Relating to: the authority of a warden to kill certain dogs that injure wildlife (suggested as remedial legislation by the Department of Natural Resources).

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 560

Read a third time and passed.

Senate Bill 562

Relating to: possession of firearms by juveniles while hunting (suggested as remedial legislation by the Department of Natural Resources).

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 562

Read a third time and passed.

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.

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 577

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.

Read a second time.

Senator Schultz, with unanimous consent, asked that **Senate Bill 578** be placed at the foot of the eleventh order of business on the calendar of March 2, 2006.

Senator Robson, with unanimous consent, asked that a leave of absence be granted for Senator Erpenbach.

Senate Bill 591

Relating to: podiatric medicine.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 591**?

Adopted.

The question was: Adoption of Senate amendment 2 to **Senate Bill 591**?

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 591

Read a third time and passed.

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.

Read a second time.

Senator Fitzgerald, with unanimous consent, asked that **Senate Bill 613** be placed at the foot of the eleventh order of business on the calendar of March 2, 2006.

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.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 617**?

Adopted.

Ordered to a third reading.

Senator Miller moved indefinite postponement of **Senate Bill 617**.

The question was: Shall **Senate Bill 617** be indefinitely postponed?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 19; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Decker, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 13.

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 – Senator Erpenbach – 1.

Refused indefinite postponement.

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

Senate Bill 617

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; 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, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 13.

Absent or not voting – Senator Erpenbach – 1.

Passed.

Senate Bill 618

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

Read a second time.

Senate amendment 1 to **Senate Bill 618** offered by Senators Taylor, Carpenter, Coggs, Robson and Hansen.

Senator Darling moved rejection of Senate amendment 1 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 1 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

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

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

Absent or not voting – Senators Brown and Erpenbach – 2.

Rejected.

Senate amendment 2 to **Senate Bill 618** offered by Senators Taylor, Carpenter, Coggs, Miller, Robson, Hansen and Wirch.

Senate amendment 3 to **Senate Bill 618** offered by Senators Taylor, Carpenter and Coggs.

Senate amendment 4 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 5 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 6 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 7 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 8 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 9 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 10 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 11 to **Senate Bill 618** offered by Senators Taylor and Carpenter.

Senate amendment 12 to **Senate Bill 618** offered by Senator Taylor.

Senate amendment 13 to **Senate Bill 618** offered by Senator Taylor.

Senator Taylor, with unanimous consent, asked that Senate amendment 13 to **Senate Bill 618** be taken up at this time.

Senator Darling moved rejection of Senate amendment 13 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 13 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 20.

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

Absent or not voting – Senator Erpenbach – 1.

Rejected.

Senator Darling moved rejection of Senate amendment 2 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 2 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; 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, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 13.

Absent or not voting – Senator Erpenbach – 1.

Rejected.

Senator Taylor, with unanimous consent, asked that Senate amendment 11 to **Senate Bill 618** be taken up at this time.

Senator Darling moved rejection of Senate amendment 11 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 11 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

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

Noes – Senators Breske, Carpenter, Coggs, Hansen, Jauch, Miller, Plale, Risser, Robson, Taylor and Wirch – 11.

Absent or not voting – Senator Erpenbach – 1.

Rejected.

Senator Taylor, with unanimous consent, asked that Senate amendment 12 to **Senate Bill 618** be taken up at this time.

Senator Darling moved rejection of Senate amendment 12 to **Senate Bill 618**.

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

2:58 P.M.

RECESS

3:30 P.M.

The Senate reconvened.

Senator Lasee in the chair.

The Chair noted the possible lack of a quorum.

The roll was called and a quorum determined present.

Senator Taylor, with unanimous consent, asked that the Senate stand informal.

3:42 P.M.

STOOD INFORMAL

3:48 P.M.

The Senate reconvened.

Senator Lasee in the chair.

The question was: Rejection of Senate amendment 12 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; 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, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 13.

Absent or not voting – Senator Erpenbach – 1.

Rejected.

Senator Darling moved rejection of Senate amendment 3 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 3 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes – Senators Brown, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 22.

Noes – Senators Breske, Carpenter, Coggs, Hansen, Jauch, Miller, Risser, Robson, Taylor and Wirch – 10.

Absent or not voting – Senator Erpenbach – 1.

Rejected.

Senator Darling moved rejection of Senate amendment 4 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 4 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 10; absent or not voting, 2; as follows:

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

Noes – Senators Breske, Carpenter, Coggs, Hansen, Jauch, Miller, Risser, Robson, Taylor and Wirch – 10.

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

Rejected.

Senator Darling moved rejection of Senate amendment 5 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 5 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 10; absent or not voting, 2; as follows:

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

Noes – Senators Carpenter, Coggs, Hansen, Jauch, Lassa, Miller, Risser, Robson, Taylor and Wirch – 10.

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

Rejected.

Senator Darling moved rejection of Senate amendment 6 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 6 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

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

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

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

Rejected.

Senate amendment 1 to Senate amendment 7 to **Senate Bill 618** offered by Senator Carpenter.

The question was: Adoption of Senate amendment 1 to Senate amendment 7 to **Senate Bill 618**?

Adopted.

Senator Darling moved rejection of Senate amendment 7 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 7 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 11; absent or not voting, 2; as follows:

Ayes – Senators Breske, Brown, Cowles, Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 20.

Noes – Senators Carpenter, Coggs, Decker, Hansen, Jauch, Lassa, Miller, Risser, Robson, Taylor and Wirch – 11.

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

Rejected.

Senator Darling moved rejection of Senate amendment 8 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 8 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 9; absent or not voting, 2; as follows:

Ayes – Senators Breske, Brown, Coggs, Cowles, Darling, Decker, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 22.

Noes – Senators Carpenter, Hansen, Jauch, Lassa, Miller, Risser, Robson, Taylor and Wirch – 9.

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

Rejected.

Senator Darling moved rejection of Senate amendment 9 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 9 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 11; absent or not voting, 2; as follows:

Ayes – Senators Breske, Brown, Cowles, Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 20.

Noes – Senators Carpenter, Coggs, Decker, Hansen, Jauch, Lassa, Miller, Risser, Robson, Taylor and Wirch – 11.

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

Rejected.

Senator Darling moved rejection of Senate amendment 10 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 10 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 11; absent or not voting, 2; as follows:

Ayes – Senators Breske, Brown, Cowles, Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 20.

Noes – Senators Carpenter, Coggs, Decker, Hansen, Jauch, Lassa, Miller, Risser, Robson, Taylor and Wirch – 11.

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

Rejected.

Senate amendment 14 to **Senate Bill 618** offered by Senators Jauch and Carpenter.

Senator Darling moved rejection of Senate amendment 14 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 14 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes – Senators Brown, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 22.

Noes – Senators Breske, Carpenter, Coggs, Hansen, Jauch, Miller, Risser, Robson, Taylor and Wirch – 10.

Absent or not voting – Senator Erpenbach – 1.

Rejected.

Senate amendment 15 to **Senate Bill 618** offered by Senator Carpenter.

Senator Darling moved rejection of Senate amendment 15 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 15 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; 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, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 13.

Absent or not voting – Senator Erpenbach – 1.

Rejected.

Senator Ellis, with unanimous consent, asked that the journal reflect that he would have voted aye on rejection of Senate amendments 4 through 13 to **Senate Bill 618**.

Senate amendment 16 to **Senate Bill 618** offered by Senator Taylor.

Senator Darling moved rejection of Senate amendment 16 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 16 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

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

Noes – Senators Carpenter, Coggs, Decker, Hansen, Jauch, Lassa, Miller, Risser, Robson, Taylor and Wirch – 11.

Absent or not voting – Senator Erpenbach – 1.

Rejected.

Senate amendment 17 to **Senate Bill 618** offered by Senator Taylor.

Senator Darling moved rejection of Senate amendment 17 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 17 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 22.

Noes – Senators Carpenter, Coggs, Hansen, Jauch, Lassa, Miller, Risser, Robson, Taylor and Wirch – 10.

Absent or not voting – Senator Erpenbach – 1.

Rejected.

Senate amendment 18 to **Senate Bill 618** offered by Senator Taylor.

Senator Darling moved rejection of Senate amendment 18 to **Senate Bill 618**.

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

5:15 P.M.

RECESS

The Senate reconvened.

Senator Lasee in the chair.

Senator Carpenter moved that the Senate adjourn until March 7, 2006 at 10:00 A.M.

The question was: Shall the Senate adjourn until March 7, 2006 at 10:00 A.M.?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 17; absent or not voting, 3; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Decker, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor, and Wirch - 13.

Noes – Senators Brown, Cowles, Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler, Schultz, Stepp, and Zien - 17.

Absent or not voting – Senators Ellis, Erpenbach, and Reynolds – 3.

Adjournment refused.

The question was: Rejection of Senate amendment 18 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 20.

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

Absent or not voting – Senator Erpenbach – 1.

Rejected.

Senate amendment 19 to **Senate Bill 618** offered by Senator Taylor.

Senator Taylor, with unanimous consent, asked that Senate amendment 19 to **Senate Bill 618** be withdrawn and returned to author.

Senate amendment 20 to **Senate Bill 618** offered by Senator Taylor.

Senator Taylor, with unanimous consent, asked that Senate amendment 20 to **Senate Bill 618** be withdrawn and returned to author.

Senate amendment 21 to **Senate Bill 618** offered by Senator Taylor.

Senator Darling moved rejection of Senate amendment 21 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 21 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

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

A. Lasee, Lazich, Leibham, Olsen, Plale, Roessler, Schultz, Stepp and Zien – 19.

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

Absent or not voting – Senators Erpenbach and Reynolds – 2.

Rejected.

Senate amendment 22 to **Senate Bill 618** offered by Senator Taylor.

Senator Darling moved rejection of Senate amendment 22 to **Senate Bill 618**.

The question was: Rejection of Senate amendment 22 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 13; absent or not voting, 4; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler, Stepp and Zien – 16.

Noes – Senators Breske, Carpenter, Coggs, Decker, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 13.

Absent or not voting – Senators Erpenbach, Grothman, Reynolds and Schultz – 4.

Rejected.

Senate amendment 23 to **Senate Bill 618** offered by Senator Carpenter.

The question was: Adoption of Senate amendment 23 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 11; noes, 20; absent or not voting, 2; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Decker, Hansen, Lassa, Plale, Risser, Robson, Taylor and Wirch – 11.

Noes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Miller, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 20.

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

Adoption Refused.

Senate amendment 24 to **Senate Bill 618** offered by Senator Carpenter.

The question was: Adoption of Senate amendment 24 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 11; noes, 21; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Decker, Hansen, Jauch, Miller, Risser, Robson, Taylor and Wirch – 11.

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

A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 21.

Absent or not voting – Senator Erpenbach – 1.

Adoption Refused.

Senate amendment 25 to **Senate Bill 618** offered by Senator Carpenter.

The question was: Adoption of Senate amendment 25 to **Senate Bill 618**?

Adoption Refused.

Senate amendment 26 to **Senate Bill 618** offered by Senator Carpenter.

The question was: Adoption of Senate amendment 26 to **Senate Bill 618**?

The ayes and noes were demanded and the vote was: ayes, 11; noes, 20; absent or not voting, 2; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Decker, Hansen, Jauch, Miller, Risser, Robson, Taylor and Wirch – 11.

Noes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Roessler, Schultz, Stepp and Zien – 20.

Absent or not voting – Senators Erpenbach and Reynolds – 2.

Adoption Refused.

Senate amendment 27 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 28 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 29 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 30 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 31 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 32 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 33 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 34 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 35 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 36 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 37 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 38 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 39 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 138 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 139 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 140 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 141 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 142 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 143 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 144 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 145 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 146 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 147 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 148 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 149 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 150 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 151 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 152 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 153 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 154 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 155 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 156 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 157 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 158 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 159 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 160 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 161 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 162 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 163 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 164 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 165 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 166 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 167 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 168 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 169 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 170 to **Senate Bill 618** offered by Senator Carpenter.

Senate amendment 171 to **Senate Bill 618** offered by Senator Carpenter.

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

6:38 P.M.

STOOD INFORMAL

6:41 P.M.

The Senate reconvened.

Senator Leibham in the chair.

Senator Schultz moved that the Senate vote immediately on the main question.

Senator Risser raised a point of order that the time limit motion adopted by the committee on Senate Organization pursuant to Senate Rule 76 does not apply to amendments.

The Chair ruled the point of order not well taken.

Senator Risser appealed the ruling of the Chair.

The question was: Shall the ruling of the Chair stand as the judgement of the Senate?

The ayes and noes were demanded and the vote was: ayes, 17 ; noes, 13; absent or not voting, 3; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler, Schultz, and Stepp - 17.

Noes – Senators Breske, Carpenter, Coggs, Decker, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor, and Wirch - 13.

Absent or not voting – Senators Erpenbach, Reynolds, and Zien - 3.

Ruling stands as the judgement of the Senate.

The question was: Shall the Senate vote immediately on the main question?

Motion prevailed.

Senate Amendments 28–171 disposed of pursuant to Senate Rule 77 (3).

Ordered to a third reading.

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

Senator Carpenter objected.

Senate Bill 646

Relating to: compensation for certain wells contaminated by bacteria.

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 646

Read a third time.

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

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, 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 – 32.

Noes – None.

Absent or not voting – Senator Erpenbach – 1.

Passed.

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

Messaged.

Senate Bill 352

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

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 352** offered by Senators Hansen and Robson.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 352**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 352**?

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 352

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 6; absent or not voting, 1; as follows:

Ayes – Senators Brown, Carpenter, Coggs, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Risser, Robson, Roessler, Schultz, Stepp, Taylor and Zien – 26.

Noes – Senators Breske, Decker, Miller, Plale, Reynolds and Wirch – 6.

Absent or not voting – Senator Erpenbach – 1.

Passed.

Senate Bill 578

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

Read a second time.

Senator Kanavas, with unanimous consent, asked that Senate substitute amendment 1 to **Senate Bill 578** be laid on the table.

Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 578** offered by Senator Kanavas.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 578**?

Adopted.

The question was: Adoption of Senate substitute amendment 2 to **Senate Bill 578**?

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 578

Read a third time.

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

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

Noes – Senators Hansen, Risser and Wirch – 3.

Absent or not voting – Senator Erpenbach – 1.

Passed.

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.

The question was: Adoption of Senate amendment 1 to Senate amendment 1 to **Senate Bill 613**?

Adopted.

The question was: Adoption of Senate amendment 1 to **Senate Bill 613**?

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 613

Read a third time.

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

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, 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 – 32.

Noes – None.

Absent or not voting – Senator Erpenbach – 1.

Passed.

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

Messaged.

SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

Assembly Joint Resolution 68

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

Read a second time.

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

Senator Miller moved that **Assembly Joint Resolution 68** be made a special order of business on March 7, 2006 at 11:00 A.M.

The question was: Shall **Assembly Joint Resolution 68** be made a special order of business on March 7, 2006 at 11:00 A.M.?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 19; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Decker, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor, and Wirch - 13.

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 – Senator Erpenbach - 1.

Motion refused.

Senator Risser, with unanimous consent, asked that **Assembly Joint Resolution 68** be placed at the foot of the twelfth order of business on the calendar of March 2, 2006.

Assembly Joint Resolution 80

Relating to: the American Kennel Club Canine Good Citizen Program and supporting its effort to promote responsible dog ownership in the state of Wisconsin.

Read.

The question was: Shall **Assembly Joint Resolution 80** be concurred in?

Concurred in.

Assembly Bill 21

Relating to: computing expense deductions and amortization and depreciation on property used in farming for income and franchise tax purposes.

Read a second time.

Senator Risser raised the point of order that **Assembly Bill 21** is not properly before the Senate under s. 13.52 (6).

The Chair took the point of order under advisement.

Assembly Bill 122

Relating to: Medical Assistance reimbursement for transportation by specialized medical vehicle.

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 122

Read a third time and concurred in.

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.

Read a second time.

Senator Grothman, with unanimous consent, asked that **Assembly Bill 146** be placed at the foot of the twelfth order of business on the calendar of March 2, 2006.

Assembly Bill 208

Relating to: creating rural enterprise development zones and providing tax incentives to qualified businesses in the zones, creating refundable individual income tax credits for income and capital gains derived from the zones, making appropriations, and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 208**?

Adopted.

Senate amendment 2 to **Assembly Bill 208** offered by Senator S. Fitzgerald.

The question was: Adoption of Senate amendment 2 to **Assembly Bill 208**?

Adopted.

Ordered to a third reading.

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

Assembly Bill 208

Read a third time.

The ayes and noes were required and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes – Senators Brown, Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Roessler, Schultz, Stepp and Zien – 17.

Noes – Senators Breske, Carpenter, Coggs, Cowles, Decker, Ellis, Hansen, Jauch, Miller, Plale, Reynolds, Risser, Robson, Taylor and Wirch – 15.

Absent or not voting – Senator Erpenbach – 1.

Concurred in as amended.

Assembly Bill 217

Relating to: administering rabies vaccinations.

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 217

Read a third time and concurred in.

Assembly Bill 309

Relating to: instruction in marriage and parental responsibility.

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 309

Read a third time.

Senator Kedzie, with unanimous consent, asked that the Senate stand informal.

7:46 P.M.

STOOD INFORMAL

7:47 P.M.

The Senate Reconvened.

Senator Lasee in the chair.

The question was: **Assembly Bill 309** having been read three times, shall the bill be concurred in?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes – Senators Brown, Darling, Decker, Ellis, Grothman, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Reynolds, Roessler, Schultz, Stepp and Zien – 16.

Noes – Senators Breske, Carpenter, Coggs, Cowles, S. Fitzgerald, Hansen, Harsdorf, Jauch, Lassa, Miller, Olsen, Plale, Risser, Robson, Taylor and Wirch – 16.

Absent or not voting – Senator Erpenbach – 1.

Refused concurrence.

Senator Carpenter moved that the Senate adjourn.

The ayes and noes were demanded and the vote was: ayes, 12; noes, 20; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch - 12.

Noes – Senators Brown, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien - 20.

Absent or not voting – Senator Erpenbach - 1.

Adjournment refused.

Senator Fitzgerald moved reconsideration of the vote by which concurrence refused.

Senator Carpenter raised a point of order that the time limit had expired on **Assembly Bill 309**.

The Chair ruled the point of order not well taken.

The question was: Shall the vote by which concurrence refused be reconsidered?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

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

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

Absent or not voting – Senators Erpenbach and Grothman – 2.

Reconsidered.

The question was: Shall **Assembly Bill 309** be concurred in?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes – Senators Brown, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Reynolds, Roessler, Schultz, Stepp and Zien – 18.

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

Absent or not voting – Senator Erpenbach – 1.

Concurred in.

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.

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 443

Read a third time and concurred in.

Assembly Bill 454

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

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 454

Read a third time and concurred in.

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.

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 581

Read a third time and concurred in.

Assembly Bill 597

Relating to: remedies in certain actions concerning building code or zoning ordinance violations.

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 597

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 23; noes, 9; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 23.

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

Absent or not voting – Senator Erpenbach – 1.

Concurred in.

Assembly Bill 620

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

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 620

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 24; noes, 8; absent or not voting, 1; as follows:

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

Noes – Senators Carpenter, Coggs, Hansen, Miller, Risser, Robson, Taylor and Wirch – 8.

Absent or not voting – Senator Erpenbach – 1.

Concurred in.

Assembly Bill 624

Relating to: payments to the State Public Defender for legal representation.

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 624

Read a third time.

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

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, 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 – 32.

Noes – None.

Absent or not voting – Senator Erpenbach – 1.

Concurred in.

Assembly Bill 646

Relating to: an income and franchise tax credit for the sales and use taxes paid on the purchase of tangible personal property used in farming.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 646?**

Adopted.

The question was: Adoption of Senate amendment 2 to **Assembly Bill 646?**

Adopted.

Ordered to a third reading.

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

Assembly Bill 646

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

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

Noes – Senators Breske, Carpenter, Coggs, Cowles, Decker, Ellis, Hansen, Jauch, Miller, Plale, Risser, Robson and Wirch – 13.

Absent or not voting – Senator Erpenbach – 1.

Concurred in as amended.

Assembly Bill 717

Relating to: felony murder and amending cross–references to felony murder for the purpose of correcting errors and providing a penalty.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 717?**

Adopted.

Ordered to a third reading.

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

Read a third time.

Senator Kedzie, with unanimous consent, asked that **Assembly Bill 717** be placed at the foot of the twelfth order of business on the calendar of March 2, 2006.

Assembly Bill 722

Relating to: the licensure of pharmacies located outside the state 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 722

Read a third time and concurred in.

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.

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 755

Read a third time and concurred in.

Assembly Bill 792

Relating to: requiring a home care placement agency that places a home care worker in the residence of a home care consumer to provide notice to the consumer concerning the rights, duties, responsibilities, and liabilities of the consumer with respect to the worker and notice to the worker concerning the worker’s employment status and granting 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 792

Read a third time.

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

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, 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 – 32.

Noes – None.

Absent or not voting – Senator Erpenbach – 1.

Concurred in.

Assembly Joint Resolution 68

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

Ordered to a third reading.

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

Assembly Joint Resolution 68

Read a third time.

The ayes and noes were required and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

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

A. Lasee, Lazich, Leibham, Miller, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 20.

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

Absent or not voting – Senator Erpenbach – 1.

Concurred in.

RULING OF THE CHAIR

On March 2, 2006 the Senator from the 26th raised a point of order that **Assembly Bill 21** required referral to the Joint Survey Committee on Tax Exemptions and that, pursuant to Senate Rule 36(2) (c) and s. 13.52 (6) of the statutes, the Senate is prohibited from giving the bill a second reading absent a report from this joint committee.

The Chair took this point of order under advisement pursuant to Senate Rule 7(3). The Chair now issues this written decision on the point of order.

The point of order is not well taken. It has long been the understanding of the Senate that both houses of the Legislature have exclusive authority under the State Constitution to govern their own proceedings. This grant of authority broadly covers all aspects of Senate operations, including the necessity to make referrals pursuant to s.13.52(6) of the statutes.

It is the opinion of the Chair that **Assembly Bill 21** is not required to be referred to this Joint Survey Committee. The general practice in the Senate has been to refer only bills that create tax exemptions to this committee. Arguably, this practice is at odds with the language of s.13.52(6) of the statutes and contradicts the recommendation of the Legislative Reference Bureau. The Chair notes, though, that Mason's Manual, which is the adopted parliamentary authority on the Senate, states that the accepted practice of the body has a higher precedence than statutes which attempt to govern legislative proceedings. As a result of the Senate's accepted practice and these provisions of Mason's Manual, **Assembly Bill 21** does not require referral to this Joint Committee because this bill does not create a tax exemption.

Furthermore, the Assembly passed this bill without receiving a report from this committee. Out of respect for the Assembly's constitutional authority to govern its own proceedings, the Chair is not inclined to second-guess the other house.

Senator Risser appealed the ruling of the Chair.

The question was: Shall the Decision of the chair stand as the judgement of the Senate?

The ayes and noes were required and the vote was: ayes, 19; noes, 13; absent or not voting, 1; 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, Hansen, Jauch, Lassa, Miller, Plale, Risser, Robson, Taylor and Wirch – 13.

Absent or not voting – Senator Erpenbach – 1.

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

Assembly Bill 21

Relating to: computing expense deductions and amortization and depreciation on property used in farming for income and franchise tax purposes.

Read.

Senate amendment 1 to **Assembly Bill 21** offered by Senator Carpenter.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 21**?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 20; absent or not voting, 1; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Decker, Hansen, Jauch, Lassa, Plale, Risser, Robson, Taylor and Wirch – 12.

Noes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Miller, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 20.

Absent or not voting – Senator Erpenbach – 1.

Adoption Refused.

Ordered to a third reading.

Senator Schultz asked unanimous consent to consider the bill for final action at this time.

Senator Carpenter objected.

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.

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 146

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

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

Noes – Senators Carpenter, Coggs and Jauch – 3.

Absent or not voting – Senator Erpenbach – 1.

Concurred in.

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

Messaged.

Assembly Bill 717

Relating to: felony murder and amending cross-references to felony murder for the purpose of correcting errors and providing a penalty.

Read.

Concurred in as amended.

Senator Kedzie, with unanimous consent asked that **Assembly Bill 717** be immediately messaged to the Assembly.

Messaged.

Senate Bill 268

Relating to: regulation of rental-purchase agreements and granting rule-making authority.

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 18.

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

Absent or not voting – Senator Erpenbach – 1.

Passed.

Senator Schultz asked unanimous consent that **Senate Bill 268** be messaged to the Assembly.

Senator Carpenter objected.

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

9:12 P.M.

STOOD INFORMAL

9:21 P.M.

The Senate reconvened.

Senator Lasee in the chair.

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

Senator Schultz, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Senate Scholar Program. Each of the Senate Scholar groups has worked hard in the past two weeks, and hopefully they've learned from their experiences. Senator Schultz would like to thank all those who helped put the program together and carry it out. Most notably the Senate Chief Clerk Rob Marchant, and Alex Henvey of the Clerk's office, and Senate Sergeant at Arms Ted Blazel, and Erin Allers of his staff. They deserve the Senate's thanks for putting together an outstanding program. Senator Schultz invites all to the Senate Scholar Hearing in Room 411 South at

one o'clock tomorrow. They'll be holding a public hearing and executive session on Senate Scholar Bill 2 dealing with tattoos.

Senator Breske, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Lance Zischka of the Senate Scholar Program who lives in Tomahawk, in the twelfth Senate District. Senator Breske would also like to wish Lance a very happy seventeenth birthday, which will begin in a few hours.

ADJOURNMENT

Senator Schultz, with unanimous consent, asked that the Senate adjourn until Friday, March 3, 2006 at 12:01 A.M.

Adjourned.

9:27 P.M.

***Motions Under Senate Rule 98 and Joint Rule 7
for the Month of February 2006***

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Taylor, for Sam Allen, on the occasion of being inducted into the Mother Kathryn Daniels Wall of Fame.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Andrew S. Arend, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Schultz, for the Arthur House Restaurant and Comedy Club, on the occasion of celebrating its first decade of providing our region with great entertainment and excellent food.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Brown, for the City of Augusta, on the occasion of celebrating its sesquicentennial anniversary.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lasee, for Suzanne Baierl from N.E.W. Lutheran High School, on the occasion of completing the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Grothman, for Steven Birno, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Daniel Bohl from Milwaukee Lutheran High School, on the occasion of completing the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Boy Scout Troop 1008, on the occasion of celebrating their 70th anniversary.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Ellis, for Joshua J. Breyer, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Coggs, for Ms. Tyler Maria Brown, on the occasion of the debut of her new television cooking program "Cooking Simply for the Soul."

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Burbuck Builders, on the occasion of being the Muskego Area Chamber of Commerce 2005 Mayor's Beautification Award Recipient.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Bushy's Pub, on the occasion of being the Muskego Chamber of Commerce 2005 Retail/Commercial Business of the Year.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Kanavas, for Doris and Larry Crusan, on the occasion of their dedication to every child entrusted to their care over the years, and for serving as role models for these same children as well as for their community.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Fitzgerald, for Cub Scout Pack 3718, on the occasion of celebrating its 60th consecutive year.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Schultz, for the students, faculty, staff, administration, and the parents of the Dodgeville School District, on the occasion of their hard work and academic achievement.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Erpenbach, for Richard Doerfer, on the occasion of his many years of continued service to the farming community and Verona.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Ellis, for Bryon Eagon from St. Mary Central High School, on the occasion of completing the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Cowles, for Eve's Supper Club, on the occasion of being named Wisconsin Restaurant Association Outstanding Restaurateur of the Year by Green Bay Chapter.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Kim Gabrhel, on the occasion of being the Muskego Chamber of Commerce 2005 Ambassador of the Year.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Lazich, for Tari Garnaas, on the occasion of being awarded the 2006 Greendale Chamber of Commerce Teacher of the Year.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Robson, for Melanie Garunay from Janesville-Parker High School, on the occasion of completing the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Taylor, for GE Healthcare Research Park, on the occasion of celebrating the grand opening of its new facility.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Cowles, for Kelly Glover from Whittenberg-Biramwood High School, on the occasion of completing the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Coggs, for Ms. Irene Goggans, on the occasion of celebrating her 80th Birthday shared with family and friends.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Great Lakes Dart Distributing, on the occasion of being the Muskego Chamber of Commerce 2005 Industrial/Manufacturer of the Year.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Lazich, for The Greendale Lions Club, on the occasion of being awarded the Greendale Chamber of Commerce 2006 Spirit of Greendale.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Reynolds, for Robert Gross, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Nick Haydon, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Katie Jo Herald from Oconto Senior High School, on the occasion of completing the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Brown, for Mallory Heckman from Tomah High School, on the occasion of completing the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Brown, for Dave Hegenbarth, on the occasion of receiving the first Grocers Care Political Action Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Kanavas, for Chief of Police Tom Jones, on the occasion of his retirement from the Hartford Police Department after 33 years serving the community.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Jane Frances Kaczmarek, on the occasion of being the recipient of the Muskego Chamber of Commerce 2005 Youth Volunteer Scholarship.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lasee, for Ashley Kilmer, on the occasion of being a recipient of a Prudential Spirit of Community Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lasee, for Roger Kolb, on the occasion of his retirement after 33 years of dedicated service to Brown County.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Grothman, for Adam Michael Koopman, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Mr. Tim Kroening, on the occasion of receiving the 2006 Brookfield Jaycees Distinguished Service Award and his steadfast loyalty and dedication to protecting the community.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Breske, for Daniel Kuchenbecker from Three Lakes High School, on the occasion of completing the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Taylor, for Clifford Layton, on the occasion of being inducted into the Mother Kathryn Daniels Wall of Fame.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Kyle Lewandowski, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Risser, for Trevor Little, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Roessler, for Sean Lynch, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Casey M. Madigan, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Lazich, for Manchester Investments, on the occasion of being awarded the Greendale Chamber of Commerce 2006 Business of the Year.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Schultz, for Gilda Mantello, on the occasion of her initiative and leadership to reach out, bridge cultures and build a stronger more prosperous community.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Darling, for Eric Martell, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Michael A. Martell, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Robson, for Lucas Moench from Janesville–Parker High School, on the occasion of completing the Senate Scholar Program.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for Nicholas D. Nelson, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Tory Optical, on the occasion of receiving the Muskego Chamber of Commerce 2005 Special Appreciation Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Risser, for Spencer John O'Rourke, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Schultz, for the students, faculty, staff, administration, and the parents of the Pecatonica School District, on the occasion of building community and striving toward academic excellence.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Cowles, for Brian Pliner, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Kanavas, for Lieutenant Thomas Pollich, on the occasion of receiving the 2006 Brookfield Jaycees

Distinguished Service Award and his steadfast loyalty and dedication to protecting the community.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Risser, for Christopher John Pophal, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for David Reeb, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Grothman, for Evan Connor Reichelt, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Carol Schlintz, on the occasion of being the recipient of the Muskego Chamber of Commerce 2005 V.I.P (Volunteer in Partnership) Award.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Reynolds, for Blake R. Shaffer, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lazich, for Cheryl Smith and Jason Mork, on the occasion of being the Muskego Chamber of Commerce 2005 Rookie of the Year.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Darling, for Martin Frederick Stein, on the occasion of receiving the Unity of Faith Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Austin Q. Stephenson, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Lazich, for Judy Ulatowski, on the occasion of being named the Greendale Chamber of Commerce 2006 Chamber Member of the Year.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Ellis, for Ryan M. Van Asten, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Chris Van Den Elzen, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Lasee, for Anthony J. Van Ess, on the occasion of celebrating his 70th Birthday shared with family and friends.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Robson, for Robin Walrath from Nekoosa High School, on the occasion of completing the Senate Scholar Program.

A certificate of commendation by the Wisconsin Senate on the motion of Senator Lazich, for John T. Ward, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of commendation by the Wisconsin Legislature on the motion of Senator Ellis, for Jonathan Weber, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Erpenbach, for Michael Weigel from

Verona Area High School, on the occasion of completing the Senate Scholar Program.

A certificate of congratulations by the Wisconsin Senate on the motion of Senator Hansen, for Brian Werely, on the occasion of earning and attaining the rank of the Eagle Scout Award.

A certificate of congratulations by the Wisconsin Legislature on the motion of Senator Schultz, for Mimi Wuest, on the occasion of receiving the Girl Scout "Woman of Inspiration" Award.