



STATE OF WISCONSIN

Senate Journal

Ninety–Seventh Regular Session

10:00 A.M.

THURSDAY, March 9, 2006

The Senate met.

The Senate was called to order by Senator Alan Lasee.

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

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

Absent – None.

Absent with leave – None.

The Senate stood for the prayer which was offered by Senator Breske.

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

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated Tuesday, March 7, 2006.

By Patrick E. Fuller, chief clerk.

Mr. President:

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

Assembly Bill 19
Assembly Bill 33
Assembly Bill 96
Assembly Bill 588
Assembly Bill 596
Assembly Bill 662
Assembly Bill 671
Assembly Bill 675
Assembly Bill 680
Assembly Bill 681
Assembly Bill 751
Assembly Bill 838
Assembly Bill 842
Assembly Bill 856
Assembly Bill 890
Assembly Bill 900
Assembly Bill 934
Assembly Bill 958

Assembly Bill 973
Assembly Bill 987
Assembly Bill 989
Assembly Bill 1008
Assembly Bill 1028
Assembly Bill 1033
Assembly Bill 1038
Assembly Bill 1054
Assembly Bill 1060
Assembly Bill 1069
Assembly Bill 1077

Amended and concurred in as amended:

Senate Bill 447 (Assembly substitute amendment 1 adopted)
Senate Bill 450 (Assembly amendments 1 and 2 adopted)
Senate Bill 467 (Assembly amendment 1 adopted)
Senate Bill 501 (Assembly substitute amendment 1 adopted)
Senate Bill 502 (Assembly amendment 1 adopted)

Assembly Bill 19

Relating to: modifying the definition of income under the homestead tax credit.

By Representatives Ainsworth, Albers, Gielow, Hahn, Hines, Jeskewitz, Krawczyk, Lothian, Musser, Owens, Pettis, Townsend and Wood; cosponsored by Senator Olsen.

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

Assembly Bill 33

Relating to: an exception to confidentiality requirements for treatment records.

By Representatives Wasserman, Gielow, Petrowski, Ainsworth, Hines, Berceau, Grigsby, Hahn, Jeskewitz, Kaufert, F. Lasee, Lehman, Lothian, Musser, Ott, Stone, Townsend, Vos and M. Williams; cosponsored by Senators Roessler, Lassa and Olsen.

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

Assembly Bill 96

Relating to: the payment of property taxes when property is condemned.

By Representatives Ainsworth, Hines, Mursau, Ott, Owens and Petrowski.

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

Assembly Bill 588

Relating to: repealing provisions that may be inconsistent with federal law of, and modernizing, chapters 189 to 192 and

195 and other provisions related to railroad regulation and providing a penalty.

By Representatives Townsend, Ainsworth, Albers, Bies, Hahn, Krawczyk and Ott; cosponsored by Senators Grothman, Olsen and Roessler.

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

Assembly Bill 596

Relating to: the sharing of collection costs by cities, villages, towns, and counties.

By Representatives Nischke, Kleefisch, Nass, Vrakas, Petrowski, Lothian, Krawczyk, LeMahieu, Ott, Vos, Albers, Owens, McCormick and Hundertmark; cosponsored by Senators Kedzie, Roessler and A. Lasee.

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

Assembly Bill 662

Relating to: requiring the departments of administration and revenue to study the impact on local governments of removing land from the tax rolls.

By Representatives Sherman, Musser, Mursau, Molepske and Lehman; cosponsored by Senators Decker and Grothman.

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

Assembly Bill 671

Relating to: designating and marking a portion of STH 21 as the 2nd Infantry Division Memorial Highway.

By Representatives Musser, Suder, Jeskewitz, Pocan, Freese, Lothian, F. Lasee, Nerison, Ott, Sheridan, Gunderson, Albers, Hines, Owens, Van Roy, Krawczyk and McCormick; cosponsored by Senators Brown, Decker and Grothman.

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

Assembly Bill 675

Relating to: compensation for the reduction in the fair market value of private real property.

By Representative Albers.

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

Assembly Bill 680

Relating to: increasing the jurisdictional amount in small claims court.

By Representatives Ballweg, Montgomery, Albers, Gundrum, Hahn, Hines, Hundertmark, Gunderson, Kerkman, Lamb, LeMahieu, McCormick, Moulton, Mursau, Musser, Owens, Towns, Van Roy, Vos, M. Williams and Petrowski; cosponsored by Senators Olsen, Roessler, Wirch and Zien.

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

Assembly Bill 681

Relating to: disclosing whether methamphetamine has been manufactured on residential real property.

By Representatives Gottlieb, Mursau, Kreibich, Gielow, Suder, Musser, Jeskewitz, Freese, Underheim, Ott, Albers, Hundertmark, Van Roy, Hines, Bies, Gunderson and Pettis; cosponsored by Senators Harsdorf and Roessler.

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

Assembly Bill 751

Relating to: requiring a court to establish a father's obligation for birth expenses.

By Representatives Kestell, Gunderson, Hahn, Hines, Lehman, LeMahieu, Musser, Ott, Strachota, Van Roy and Vos; cosponsored by Senators Roessler, Brown, Darling and Lassa.

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

Assembly Bill 838

Relating to: voluntary intoxication as a defense to criminal liability.

By Representatives Lothian, Nass, Ainsworth, Bies, Hahn and Kreibich; cosponsored by Senators Kedzie and Lassa.

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

Assembly Bill 842

Relating to: the use by the Department of Natural Resources of seized, confiscated, or unclaimed property for educational hunting, fishing, trapping, and other conservation activities; the sale by the Department of Natural Resources of seized, perishable property and confiscated wild animals and carcasses; and the receipt of proceeds by the Department of Natural Resources for skins of fur-bearing animals that are prepared as part of the course of instruction under the trapper education program.

By Representatives Moulton, Gunderson, Musser, Van Roy, Lehman, Krawczyk, Sheridan, Ott, Montgomery, Kestell, Pettis, M. Williams, Turner, Nelson, Bies, McCormick, Ballweg, Mursau, Hines, Kreibich, Nass, Nerison, Albers and Owens; cosponsored by Senators Zien, Olsen, Kedzie and Grothman.

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

Assembly Bill 856

Relating to: authorizing the villages of Sister Bay and Ephraim to become premier resort areas.

By Representatives Bies, Krawczyk, Gunderson, McCormick, Ott, Owens, Townsend and Van Roy; cosponsored by Senator A. Lasee.

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

Assembly Bill 890

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

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

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

Assembly Bill 900

Relating to: community welcoming signs within highway rights-of-way and granting rule-making authority.

By Representatives Albers, Pettis, Musser, Freese, Krawczyk, Hahn, Hines, Owens, Friske, Van Roy, Nass, Gunderson, Lothian, Petrowski and Kerkman; cosponsored by Senators Grothman, Lazich, Breske and Roessler.

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

Assembly Bill 934

Relating to: operation of patrol boats during an emergency or when in pursuit of a suspect.

By Representatives Rhoades, Lamb, Albers, Ballweg, Friske, Gronemus, Hahn, Hines, Huebsch, Hundertmark, Krawczyk, Loeffelholz, Lothian, Musser, Ott, Petrowski, Pettis, Sheridan, Townsend, M. Williams and Wood; cosponsored by Senators Harsdorf, Grothman, Miller, Roessler and Lassa.

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

Assembly Bill 958

Relating to: civil liability exemption for assistance provided as the result of an emergency.

By Representatives Wieckert, Loeffelholz, Nischke, F. Lasee, Krawczyk, Jeskewitz, Wood, Strachota, Gunderson, Kreibich, Bies, Sheridan, Musser, Petrowski, Ott, Montgomery, Friske, Pettis, Jensen, McCormick and Ballweg; cosponsored by Senators Cowles, Lassa, Leibham, Grothman, Stepp, A. Lasee and Kedzie.

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

Assembly Bill 973

Relating to: expanding the purposes for which a town may create a tax incremental financing district.

By Representatives Loeffelholz, Ott and Nerison; cosponsored by Senator Schultz.

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

Assembly Bill 987

Relating to: caregiver background information and providing a penalty.

By Representatives Moulton, Krawczyk, Gunderson, Bies, Townsend, Albers, Petrowski and Gielow; cosponsored by Senators Grothman and Roessler.

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

Assembly Bill 989

Relating to: the controlled substance ecstasy and providing penalties.

By Representatives Hahn, Ainsworth, Albers, Bies, Gronemus, Gunderson, Gundrum, Hines, Krawczyk, Musser, Nass, Ott, Owens, Petrowski, Towns, Townsend and Underheim; cosponsored by Senators S. Fitzgerald and Roessler.

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

Assembly Bill 1008

Relating to: authorizing the city of Monroe to allocate positive tax increments from one or more of its tax incremental financing districts to another such district created by the city.

By Representatives Davis and Freese; cosponsored by Senators Erpenbach and Schultz.

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

Assembly Bill 1028

Relating to: payments for natural disasters, granting rule-making authority, and making appropriations.

By Representatives Nerison, Hebl, Richards, Lehman, Seidel, Sheridan, Parisi, Pocan, Molepske, Gronemus, Pope-Roberts, Sinicki, Wasserman, Sherman, Zepnick, Kessler, Black, Cullen, Staskunas, Nelson, Fields, Benedict,

Berceau, Schneider, Travis, Toles, Turner, Freese, Montgomery, Musser, Hahn, Wood, Ward, McCormick, Gunderson, Davis, Albers, Boyle and Van Akkeren; cosponsored by Senators Kapanke, Miller, Jauch, Brown, Roessler, Hansen, Risser and Erpenbach.

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

Assembly Bill 1033

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

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

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

Assembly Bill 1038

Relating to: miscellaneous remedial modifications to the Wisconsin Probate Code.

By Representatives Hundertmark, Richards, J. Fitzgerald and Cullen; cosponsored by Senators Kanavas and Risser.

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

Assembly Bill 1054

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

By Representative Nischke.

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

Assembly Bill 1060

Relating to: virtual charter schools.

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

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

Assembly Bill 1069

Relating to: pari-mutuel wagering on intertrack races.

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

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

Assembly Bill 1077

Relating to: the time period during which impact fees must be used and the refunding of impact fees.

By Representatives Lamb, Kleefisch, Rhoades, Moulton, Gundrum, Pettis, Musser, Jeskewitz, Newcomer, Albers, Ainsworth, Krawczyk, Kreibich, Wood, J. Fitzgerald, Nass, Nischke, F. Lasee, LeMahieu and Vos; cosponsored by Senators Stepp and Harsdorf.

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

The Chief Clerk makes the following entries dated Wednesday, March 8, 2006.

Read and referred:

Senate Resolution 16

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.

By Senators Olsen, Jauch, Darling, Harsdorf, Erpenbach, Miller, Hansen and S. Fitzgerald.

To committee on **Senate Organization**.

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

Assembly Bill 1012

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

Concurrence.

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

Noes, 0 – None.

Assembly Bill 1071

Relating to: the time limit for a person under the age of 18 to bring action against a health care provider.

Concurrence.

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

Noes, 3 – Senators Erpenbach, Hansen and Miller.

Assembly Bill 127

Relating to: falsifying title insurance documents and providing a penalty.

Concurrence.

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

Noes, 0 – None.

Assembly Bill 218

Relating to: castrating a dog, cat, or horse.

Concurrence.

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

Noes, 0 – None.

Assembly Bill 327

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

Concurrence.

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

Noes, 1 – Senator Miller.

Assembly Bill 7

Relating to: location of contiguous land for purposes of eligibility under the Managed Forest Land Program.

Concurrence.

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

Noes, 3 – Senators Erpenbach, Hansen and Miller.

Assembly Bill 810

Relating to: Council on Forestry membership.

Concurrence.

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

Noes, 0 – None.

BACHHUBER, MICHELE, of Marshfield, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2009.

Confirmation.

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

Noes, 0 – None.

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

Confirmation.

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

Noes, 0 – None.

FULKERSON, JAY, of Menasha, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2008.

Confirmation.

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

Noes, 0 – None.

GIFFORD, MICHAEL, of Wauwatosa, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2008.

Confirmation.

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

Noes, 0 – None.

GREENLY, DIANNE, of McFarland, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2008.

Confirmation.

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

Noes, 0 – None.

JEROMINSKI, PATRICIA, of Mukwonago, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2009.

Confirmation.

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

Noes, 0 – None.

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

Confirmation.

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

Noes, 0 – None.

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

Confirmation.

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

Noes, 0 – None.

PEIRICK, CAROL, of Middleton, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2008.

Confirmation.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.
Noes, 0 – None.

RICE, WILLIAM, of Whitefish Bay, as a member of the Veterinary Examining Board, to serve for the term ending July 1, 2009.

Confirmation.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.
Noes, 0 – None.

SEVERSON, DEBORAH, of Eau Claire, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2009.

Confirmation.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.
Noes, 0 – None.

SIMPSON, LUANN, of Racine, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2008

Confirmation.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.
Noes, 0 – None.

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

Confirmation.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.
Noes, 0 – None.

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

Confirmation.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.
Noes, 0 – None.

Senate Bill 550

Relating to: return of funds in excess of surplus and incurred liabilities.

Passage.

Ayes, 7 – Senators Kapanke, Kedzie, Brown, Olsen, Erpenbach, Hansen and Miller.
Noes, 0 – None.

DAN KAPANKE
Chairperson

The committee on **Health, Children, Families, Aging and Long Term Care** reports and recommends:

Senate Bill 650

Relating to: registration and treatment records for services for mental illness, developmental disability, alcoholism, or drug dependence, exceptions to confidentiality for treatment records, and a good faith exception to liability for release of records by a record custodian.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Senate Bill 655

Relating to: special joint legislative committee on strengthening Wisconsin's families.

Introduction and adoption of Senate Amendment 1.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Roessler, Darling, Brown, Erpenbach and Carpenter.

Noes, 0 – None.

CAROL ROESSLER
Chairperson

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

LANG, ROBERT, of Cable, as a member of the Snowmobile Recreational Council, to serve for the term ending July 1, 2008.

Confirmation.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

OEMIG, HUNTER, of Cornell, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2007.

Confirmation.

Ayes, 5 – Senators Harsdorf, Kapanke, Breske, Plale and Leibham.

Noes, 0 – None.

ROSEN, MICHAEL, of Milwaukee, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2011.

Confirmation.

Ayes, 2 – Senators Breske and Plale.

Noes, 3 – Senators Harsdorf, Kapanke and Leibham.

SHEILA HARSDORF
Chairperson

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

Assembly Bill 1036

Relating to: adopting revised Article 5 of the Uniform Commercial Code, concerning letters of credit.

Concurrence.

Ayes, 7 – Senators Stepp, Harsdorf, Brown, Reynolds, Plale, Lassa and Coggs.

Noes, 0 – None.

Assembly Bill 1037

Relating to: shareholders of service corporations that carry on the profession of certified public accounting; authority of the Division of Banking over loan companies and insurance premium finance companies; regulation of insurance premium finance companies, mortgage bankers, loan originators, and mortgage brokers; and requirements applicable to consumer loans secured by liens on residential real estate or mobile homes.

Concurrence.

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

Assembly Bill 1038

Relating to: miscellaneous remedial modifications to the Wisconsin Probate Code.

Concurrence.

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

Assembly Bill 1077

Relating to: the time period during which impact fees must be used and the refunding of impact fees.

Concurrence.

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

Assembly Bill 973

Relating to: expanding the purposes for which a town may create a tax incremental financing district.

Concurrence.

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

Senate Bill 625

Relating to: miscellaneous remedial modifications to the Wisconsin Probate Code.

Passage.

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

Senate Bill 659

Relating to: the time period during which impact fees must be used and the refunding of impact fees.

Adoption of Senate Amendment 1.

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

Adoption of Senate Amendment 2.

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

Passage as amended.

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

CATHY STEPP
Chairperson

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

Assembly Bill 680

Relating to: increasing the jurisdictional amount in small claims court.

Concurrence.

Ayes, 2 – Senators Zien and Grothman.
Noes, 3 – Senators Roessler, Risser, and Taylor.

Assembly Bill 708

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

Concurrence.

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

Assembly Bill 969

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

Concurrence.

Ayes, 3 – Senators Zien, Roessler and Grothman.
Noes, 2 – Senators Taylor and Risser.

Senate Bill 611

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

Passage.

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

DAVID ZIEN
Chairperson

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

Assembly Bill 588

Relating to: repealing provisions that may be inconsistent with federal law of, and modernizing, chapters 189 to 192 and 195 and other provisions related to railroad regulation and providing a penalty.

Concurrence.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.
Noes, 0 – None.

Assembly Bill 840

Relating to: a speed limit for operation of snowmobiles during the hours of darkness, enforcement and safety relating to the operation of snowmobiles, and making an appropriation.

Introduction and adoption of Senate Amendment 1.

Ayes, 4 – Senators Kedzie, Stepp, Kapanke and Wirch.
Noes, 1 – Senator Breske.

Introduction and adoption of Senate Amendment 2.

Ayes, 3 – Senators Kedzie, Stepp and Kapanke.
Noes, 2 – Senators Wirch and Breske.

Concurrence as amended.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.
Noes, 0 – None.

Assembly Bill 850

Relating to: the regulation of certain wharves, piers, boat shelters, boat hoists, and boat lifts.

Introduction and adoption of Senate Substitute Amendment 1.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.
Noes, 0 – None.

Concurrence as amended.

Ayes, 5 – Senators Kedzie, Stepp, Kapanke, Wirch and Breske.
Noes, 0 – None.

Senate Bill 657

Relating to: repealing provisions that may be inconsistent with federal law of, and modernizing, chapters 189 to 192 and

195 and other provisions related to railroad regulation and providing a penalty.

Passage.

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

Noes, 0 – None.

NEAL KEDZIE
Chairperson

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

Assembly Bill 152

Relating to: collection of fines and forfeitures by counties.

Concurrence.

Ayes, 4 – Senators Brown, Zien, Kanavas and Wirch.

Noes, 1 – Senator Breske.

Assembly Bill 154

Relating to: contiguity of territory within county supervisory districts.

Concurrence.

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

Noes, 0 – None.

Assembly Bill 447

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

Concurrence.

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

Noes, 0 – None.

Assembly Bill 525

Relating to: prohibiting employment discrimination because an individual is or applies to be a member of, or performs, has performed, applies to perform, or has an obligation to perform active service in, the national guard, state defense force, or any reserve component of the military forces of the United States or this state.

Concurrence.

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

Noes, 0 – None.

Assembly Bill 739

Relating to: municipal quotas for intoxicating liquor retailers.

Concurrence.

Ayes, 3 – Senators Brown, Zien and Kanavas.

Noes, 2 – Senators Breske and Wirch.

Assembly Bill 788

Relating to: posting of information relating to certain pending state contracts and orders on the Internet.

Adoption of Senate Amendment 1.

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

Noes, 0 – None.

Concurrence as amended.

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

Noes, 0 – None.

Senate Bill 406

Relating to: reporting to school districts of attendance in the Youth Challenge program (suggested as remedial language by the Department of Military Affairs).

Passage.

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

Noes, 0 – None.

Senate Bill 424

Relating to: abandoned and unclaimed property.

Adoption of Senate Amendment 1.

Ayes, 4 – Senators Brown, Zien, Kanavas and Breske.

Noes, 1 – Senator Wirch.

Passage as amended.

Ayes, 4 – Senators Brown, Zien, Kanavas and Breske.

Noes, 1 – Senator Wirch.

Senate Bill 439

Relating to: changing the procedures for filling vacant civil service positions in the city of Milwaukee.

Passage.

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

Noes, 0 – None.

Senate Bill 460

Relating to: municipal boundary agreements and the use of alternative dispute resolution in municipal boundary disputes.

Passage.

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

Noes, 0 – None.

Senate Bill 461

Relating to: department of administration advisory review of certain annexations.

Passage.

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

Noes, 0 – None.

Senate Bill 585

Relating to: operation of the Building Commission, submission of capital budget recommendations, waiver of state construction contracting procedures, supervision of state facilities construction, estimates of state facility costs, and approval of leases that provide for construction of state facilities.

Passage.

Ayes, 3 – Senators Brown, Zien and Kanavas.

Noes, 2 – Senators Breske and Wirch.

Senate Bill 608

Relating to: state procurement from lowest-cost vendors.

Passage.

Ayes, 3 – Senators Brown, Zien and Kanavas.

Noes, 2 – Senators Breske and Wirch.

Senate Bill 610

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

Passage.

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

Noes, 0 – None.

Senate Bill 633

Relating to: pari-mutuel wagering on intertrack races.

Passage.

Ayes, 4 – Senators Brown, Zien, Breske and Wirch.
Noes, 1 – Senator Kanavas.

RONALD BROWN
Chairperson

By Patrick E. Fuller, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has amended and concurred in as amended:

Senate Bill 103 (Assembly amendment 1 adopted)

Concurred in:

Senate Bill 181
Senate Bill 350
Senate Bill 369
Senate Bill 404
Senate Bill 405
Senate Bill 459
Senate Bill 510
Senate Bill 536
Senate Bill 569
Senate Bill 596
Senate Bill 602
Senate Bill 617
Senate Bill 618
Senate Bill 623

Senate amendment 2 to **Assembly Bill 15** offered by Senators Harsdorf, Kapanke and Erpenbach.

Senate amendment 3 to **Assembly Bill 15** offered by Senator Decker.

Senate substitute amendment 1 to **Senate Bill 443** offered by Senator Leibham.

INTRODUCTION, FIRST READING AND REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 662

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

By Senators Robson and Schultz; cosponsored by Representatives Benedict and Sheridan.

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

Senate Bill 663

Relating to: notice of changed assessment on improvements on leased land.

By Senators Breske, A. Lasee, Erpenbach and Grothman; cosponsored by Representatives Hahn, Albers, Musser, Vos and Seidel.

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

Senate Bill 664

Relating to: grants to border counties, to businesses in border counties, and to municipalities in border counties, granting rule-making authority, and making appropriations.

By Senators Robson, Wirch, Breske and Jauch; cosponsored by Representatives Sheridan, Benedict, Fields, Davis, Boyle, Towns, Berceau and Sherman.

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

REPORT OF COMMITTEES

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

Senate Bill 649

Relating to: payment and repayment of a 1st class city police officer's pay and benefits after suspension or discharge.

Introduction and adoption of Senate Substitute Amendment 1.

Ayes, 3 – Senators Zien, Roessler and Grothman.

Noes, 2 – Senators Taylor and Risser.

Passage as amended.

Ayes, 3 – Senators Zien, Roessler and Grothman.

Noes, 2 – Senators Taylor and Risser.

DAVID ZIEN
Chairperson

PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator Roessler added as a coauthor of **Senate Bill 611**.

Pursuant to Senate Rule 17 (5), Senator Darling added as a cosponsor of **Assembly Bill 1060**.

Pursuant to Senate Rule 17 (5), Senator Miller added as a cosponsor of **Assembly Bill 1012**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a cosponsor of **Assembly Bill 1012**.

Pursuant to Senate Rule 17 (5), Senator Taylor added as a cosponsor of **Assembly Bill 1012**.

Pursuant to Senate Rule 17 (5), Senator Taylor added as a cosponsor of **Assembly Bill 1028**.

Pursuant to Senate Rule 17 (5), Senator Kapanke added as a cosponsor of **Assembly Bill 1012**.

Pursuant to Senate Rule 17 (5), Senator Wirch added as a cosponsor of **Assembly Bill 1012**.

Pursuant to Senate Rule 17 (5), Senator Darling added as a cosponsor of **Assembly Bill 708**.

Pursuant to Senate Rule 17 (5), Senator Cowles added as a cosponsor of **Assembly Bill 327**.

Pursuant to Senate Rule 17 (5), Senator Miller added as a coauthor of **Senate Bill 653**.

Pursuant to Senate Rule 17 (5), Senator Risser added as a coauthor of **Senate Bill 653**.

Pursuant to Senate Rule 17 (5), Senator Zien added as a cosponsor of **Assembly Bill 382**.

Pursuant to Senate Rule 17 (5), Senator Zien added as a cosponsor of **Assembly Bill 154**.

Pursuant to Senate Rule 17 (5), Senator Zien added as a cosponsor of **Assembly Bill 523**.

Pursuant to Senate Rule 17 (5), Senator Miller added as a cosponsor of **Assembly Bill 523**.

Pursuant to Senate Rule 17 (5), Senator Miller added as a cosponsor of **Assembly Bill 235**.

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

To the Honorable, the Senate:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
Senate Bill 646	Act 123	March 7, 2006

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

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 1032

Adopted and asks concurrence in:

- Assembly Joint Resolution 81**
- Assembly Joint Resolution 85**
- Assembly Joint Resolution 86**
- Assembly Joint Resolution 87**
- Assembly Joint Resolution 90**
- Assembly Joint Resolution 91**

Amended and concurred in as amended:

- Senate Bill 123** (Assembly amendment 1 adopted)
- Senate Bill 145** (Assembly substitute amendment 1 adopted)
- Senate Bill 226** (Assembly amendment 1 adopted)
- Senate Bill 272** (Assembly amendments 1,3, and 4 adopted)
- Senate Bill 338** (Assembly substitute amendment 1 adopted)

Concurred in:

- Senate Joint Resolution 38**
- Senate Joint Resolution 74**

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 1032

Relating to: payment and repayment of a 1st class city police officer's pay and benefits after suspension or discharge.

By Representatives Toles, Colon, Wasserman, Wood, Richards, A. Williams, Grigsby, Fields, Parisi, Berceau and Jeskewitz; cosponsored by Senators Grothman, Coggs and Taylor.

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

Assembly Joint Resolution 81

Relating to: the life and military service of Army Specialist Bert Edward Hoyer.

By Representative Rhoades; cosponsored by Senator Harsdorf.

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

Assembly Joint Resolution 85

Relating to: proclaiming March National Athletic Training Month.

By Representatives Davis, Jeskewitz, Ott and Sheridan; cosponsored by Senators Cowles and Roessler.

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

Assembly Joint Resolution 86

Relating to: declaring March 10, 2006, Tibet Day.

By Representatives Parisi, Bies, Black, Pope-Roberts, Seidel, Pocan, Berceau, Davis, Hebl and Lehman; cosponsored by Senator Miller.

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

Assembly Joint Resolution 87

Relating to: life and public service of John L. Zeller.

By Representative Townsend; cosponsored by Senator Roessler.

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

Assembly Joint Resolution 90

Relating to: life and public service of Martin F. Stein.

By Representatives Richards, Kessler, Wasserman, Sinicki, Toles, Zepnick, Grigsby, Turner, Gielow, Colon, Sheridan, Lehman, Molepske, Nelson, Pocan and Petrowski; cosponsored by Senators Plale, Darling and Coggs.

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

Assembly Joint Resolution 91

Relating to: the life and military service of Lance Corporal Richard Warner, USMC.

By Representative Newcomer.

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

SPECIAL ORDERS

Special Order at 10:01 A.M.

Senate Joint Resolution 71

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

Read.

Adopted by unanimous rising vote.

Senator Schultz, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 71**.

Senator Schultz, with unanimous consent, asked that **Senate Joint Resolution 71** be immediately messaged to the Assembly.

Messaged.

Special Order at 10:02 A.M.

Assembly Bill 15

Relating to: ethanol requirements in automotive gasoline, providing an exemption from emergency rule procedures, granting rule-making authority, and providing a penalty.

Read a second time.

Senator Lazich moved that **Assembly Bill 15** be referred to the committee on **Natural Resources and Transportation**.

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

10:32 A.M.

RECESS

10:37 A.M.

The Senate reconvened.

Senator Lasee in the chair.

Senator Lazich withdrew her motion that **Assembly Bill 15** be referred to the committee on **Natural Resources and Transportation**.

Senator Lazich moved indefinite postponement of **Assembly Bill 15**.

Senator S. Fitzgerald raised the point of order that **Assembly Bill 15** was not properly before the Senate because referral to joint committee on Finance is required.

The Chair ruled the point of order not well taken.

Senator Olsen, with unanimous consent, requested to be excused from voting on **Assembly Bill 15** pursuant to Senate Rule 73 (1).

The question was: Shall **Assembly Bill 15** be indefinitely postponed?

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

Ayes – Senators Breske, Carpenter, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Hansen, Kanavas, Kedzie, Lazich, Leibham, Plale, Reynolds, Roessler, Stepp and Wirch – 17.

Noes – Senators Brown, Coggs, Decker, Erpenbach, Harsdorf, Jauch, Kapanke, A. Lasee, Lassa, Miller, Risser, Robson, Schultz, Taylor and Zien – 15.

Absent or not voting – Senator Olsen – 1.

Indefinitely postponed.

Senator Kedzie, with unanimous consent, asked that the appointment of ROSEN, MICHAEL, be referred to the committee on **Senate Organization**.

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

Special Order at 10:03 A.M.

BACHHUBER, MICHELE, of Marshfield, as a member of the Health Insurance Risk–Sharing Plan Authority, to serve for the term ending May 1, 2009.

Special Order at 10:04 A.M.

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

Special Order at 10:05 A.M.

FULKERSON, JAY, of Menasha, as a member of the Health Insurance Risk–Sharing Plan Authority, to serve for the term ending May 1, 2008.

Special Order at 10:06 A.M.

GIFFORD, MICHAEL, of Wauwatosa, as a member of the Health Insurance Risk–Sharing Plan Authority, to serve for the term ending May 1, 2008.

Special Order at 10:07 A.M.

GREENLY, DIANNE, of McFarland, as a member of the Health Insurance Risk–Sharing Plan Authority, to serve for the term ending May 1, 2008.

Special Order at 10:08 A.M.

JEROMINSKI, PATRICIA, of Mukwonago, as a member of the Health Insurance Risk–Sharing Plan Authority, to serve for the term ending May 1, 2009.

Special Order at 10:09 A.M.

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

Special Order at 10:10 A.M.

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

Special Order at 10:11 A.M.

PEIRICK, CAROL, of Middleton, as a member of the Health Insurance Risk–Sharing Plan Authority, to serve for the term ending May 1, 2008.

Special Order at 10:13 A.M.

SEVERSON, DEBORAH, of Eau Claire, as a member of the Health Insurance Risk–Sharing Plan Authority, to serve for the term ending May 1, 2009.

Special Order at 10:14 A.M.

SIMPSON, LUANN, of Racine, as a member of the Health Insurance Risk–Sharing Plan Authority, to serve for the term ending May 1, 2008.

Special Order at 10:15 A.M.

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

Special Order at 10:16 A.M.

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

Read.

The question was: Confirmation?

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

Ayes – Senators 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, Wirch and Zien – 32.

Noes – None.

Absent or not voting – Senator Taylor – 1.

Confirmed.

Special Order at 10:17 A.M.

Senate Bill 447

Relating to: punitive damage awards.

The question was: Shall Assembly substitute amendment 1 to **Senate Bill 447** be concurred in?

Concurred in.

Special Order at 10:18 A.M.

Senate Bill 450

Relating to: construction liens, requirements for securing payment for work on publicly financed projects, and providing a penalty.

The question was: Shall Assembly amendment 1 to **Senate Bill 450** be concurred in?

Concurred in.

The question was: Shall Assembly amendment 2 to **Senate Bill 450** be concurred in?

Concurred in.

Special Order at 10:19 A.M.

Senate Bill 501

Relating to: damages for frivolous claims.

The question was: Shall Assembly substitute amendment 1 to **Senate Bill 501** be concurred in?

Concurred in.

Special Order at 10:20 A.M.

Senate Resolution 14

Relating to: the lack of access to available timber, primarily on public lands.

Read.

Adopted.

Special Order at 10:21 A.M.

Senate Resolution 15

Relating to: supporting Taiwan's observer status in the World Health Organization.

Read.

Adopted.

Special Order at 10:22 A.M.

Senate Resolution 16

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.

Special Order at 10:23 A.M.

Senate Joint Resolution 70

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

Read.

Adopted.

Senator Kedzie, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 70**.

Special Order at 10:24 A.M.

Senate Bill 80

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

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 80**?

Adopted.

Senator Robson moved reconsideration of the vote by which Assembly substitute amendment 1 to **Senate Bill 447** was concurred in.

The question was: Shall the vote by which Assembly Substitute Amendment 1 to **Senate Bill 447** was concurred in be reconsidered?

Reconsideration refused.

Senator Robson moved reconsideration of the vote by which Assembly substitute amendment 1 to **Senate Bill 501** was concurred in.

The question was: Shall the vote by which Assembly Substitute Amendment 1 to **Senate Bill 501** was concurred in be reconsidered?

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

Ayes – Senators Breske, Brown, Carpenter, Coggs, Decker, Erpenbach, Hansen, Lassa, Miller, Plale, Risser, Robson, Roessler, Taylor and Wirch – 15.

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

Absent or not voting – Senator Jauch – 1.

Reconsideration refused.

Senate Bill 80

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

Ordered to a third reading.

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

Senate Bill 80

Read a third time and passed.

Special Order at 10:25 A.M.

Senate Bill 188

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

Read a second time.

Senate amendment 1 to **Senate Bill 188** offered by Senators Lassa and Kedzie.

The question was: Adoption of Senate amendment 1 to **Senate Bill 188**?

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 188

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.

Special Order at 10:26 A.M.

Senate Bill 255

Relating to: nonprobate transfer of real property at death.

Read a second time.

Senator Risser, with unanimous consent, asked that **Assembly Bill 650** be withdrawn from the committee on **Judiciary, Corrections and Privacy** and taken up at this time.

Assembly Bill 650

Relating to: nonprobate transfer of real property at death.

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 650

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, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Reynolds, Risser, Robson, Roessler, Stepp, Taylor, Wirch and Zien – 32.

Noes – None.

Absent or not voting – Senator Schultz – 1.

Concurred in.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 255** be laid on the table.

Special Order at 10:27 A.M.

Senate Bill 406

Relating to: reporting to school districts of attendance in the Youth Challenge program (suggested as remedial language by the Department of Military Affairs).

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 406

Read a third time and passed.

Special Order at 10:28 A.M.

Senate Bill 407

Relating to: eliminating an outdated reference regarding the calculation of the school levy property tax credit (suggested as remedial legislation by the Department of Revenue).

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 407

Read a third time and passed.

Special Order at 10:29 A.M.

Senate Bill 443

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

Read a second time.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 443** offered by Senator Robson.

Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 443** offered by Senator Leibham.

Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 443** offered by Senator Harsdorf.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Bill 443** be referred to the Joint Committee on **Finance**.

Special Order at 10:30 A.M.

Senate Bill 461

Relating to: department of administration advisory review of certain annexations.

Read a second time.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Bill 461** be referred to the Joint Committee on **Finance**.

Senator S. Fitzgerald, with unanimous consent, asked that the rules be suspended and that **Senate Bill 461** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Ordered to a third reading.

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

Senate Bill 461

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.

Special Order at 10:31 A.M.

Senate Bill 478

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

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 478

Read a third time and passed.

Special Order at 10:32 A.M.

Senate Bill 524

Relating to: creating a building inspector review board.

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 524

Read a third time and passed.

Special Order at 10:33 A.M.

Senate Bill 528

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

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 528**?

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 528

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Reynolds, Robson, Roessler, Schultz, Taylor, Wirch and Zien – 30.

Noes – Senators Miller and Risser – 2.

Absent or not voting – Senator Stepp – 1.

Passed.

Special Order at 10:34 A.M.

Senate Bill 573

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

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 573**?

Adopted.

Senator Kedzie, with unanimous consent, asked that **Assembly Bill 970** be withdrawn from the committee on **Judiciary, Corrections and Privacy** and taken up at this time.

Assembly Bill 970

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

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 970

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 Brown, Carpenter, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Reynolds, Robson, Roessler, Schultz, Stepp and Zien – 24.

Noes – Senators Breske, Coggs, Erpenbach, Jauch, Miller, Risser, Taylor and Wirch – 8.

Absent or not voting – Senator Decker – 1.

Concurred in.

Senator Schultz, with unanimous consent, asked that **Senate Bill 573** be laid on the table.

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

Messaged.

Special Order at 10:35 A.M.

Senate Bill 590

Relating to: prohibiting a court from considering a parent's active duty in the U.S. armed forces when determining or

modifying the legal custody of a child and reinstating periods of physical placement upon a parent's discharge from active duty.

Read a second time.

Senator Leibham in the chair.

Ordered to a third reading.

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

Senate Bill 590

Read a third time.

Senator Decker, with unanimous consent, asked that the journal reflect that he would have voted aye on concurrence in **Assembly Bill 970**.

Senator Taylor moved that **Senate Bill 590** be referred to the committee on **Judiciary, Corrections and Privacy**.

The question was: Shall **Senate Bill 590** be referred to the committee on **Judiciary, Corrections and Privacy**?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 20; absent or not voting, 0; as follows:

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

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 – None.

Referral refused.

The question was: Shall **Senate Bill 590** pass?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; 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, Plale, Reynolds, Roessler, Schultz, Stepp and Zien – 20.

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

Absent or not voting – None.

Passed.

Special Order at 10:36 A.M.

Senate Bill 606

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

Read a second time.

Senator Lazich, with unanimous consent, asked that Senate substitute amendment 1 to **Senate Bill 606** be laid on the table.

Senate substitute amendment 2 to **Senate Bill 606** offered by Senator Lazich.

Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 606** offered by Senator Lazich.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 606**?

Adopted.

The question was: Adoption of Senate substitute amendment 2 to **Senate Bill 606**?

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 606

Read a third time and passed.

Special Order at 10:37 A.M.

Senate Bill 608

Relating to: state procurement from lowest-cost vendors.

Read a second time.

Senator Lazich, with unanimous consent, asked that **Senate Bill 608** be laid on the table.

Special Order at 10:38 A.M.

Senate Bill 610

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

Read a second time.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Bill 610** be referred to the Joint Committee on **Finance**.

Senator S. Fitzgerald, with unanimous consent, asked that the rules be suspended and that **Senate Bill 610** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Ordered to a third reading.

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

Senate Bill 610

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 5; absent or not voting, 0; as follows:

Ayes – Senators Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Olsen, Plale, Reynolds, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 28.

Noes – Senators Breske, Jauch, Miller, Risser and Robson – 5.

Absent or not voting – None.

Passed.

Special Order at 10:39 A.M.

Senate Bill 611

Relating to: testing of persons involved in certain motor vehicle accidents 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.

Senate Bill 611

Read a third time and passed.

Special Order at 10:40 A.M.

Senate Bill 633

Relating to: pari-mutuel wagering on intertrack races.

Read a second time.

Senator Kedzie, with unanimous consent, asked that **Assembly Bill 1069** be withdrawn from the committee on **Judiciary, Corrections and Privacy** and taken up.

Assembly Bill 1069

Relating to: pari-mutuel wagering on intertrack races.

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 1069

Read a third time and concurred in.

Senator Kedzie, with unanimous consent, asked that **Senate Bill 633** be laid on the table.

Special Order at 10:41 A.M.

Senate Bill 637

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

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 637

Read a third time and passed.

Special Order at 10:42 A.M.

Senate Bill 650

Relating to: registration and treatment records for services for mental illness, developmental disability, alcoholism, or drug dependence, exceptions to confidentiality for treatment records, and a good faith exception to liability for release of records by a record custodian.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 650**?

Adopted.

Senate amendment 2 to **Senate Bill 650** offered by Senators Hansen, Robson, Miller, Carpenter and Coggs.

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

The Chair ruled the point of order well taken.

Senator Hansen 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, 17; noes, 15; absent or not voting, 1; as follows:

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

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

Absent or not voting – Senator Reynolds – 1.

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

Ordered to a third reading.

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

Senator Carpenter objected.

Special Order at 10:43 A.M.

Senate Bill 653

Relating to: contracts with entities to operate resource centers and care management organizations under the Family Care Program.

Read a second time.

Senate amendment 1 to **Senate Bill 653** offered by Senator Carpenter.

Senator Roessler moved that Senate amendment 1 to **Senate Bill 653** be laid on the table.

The question was: Shall Senate amendment 1 to **Senate Bill 653** be laid on the table?

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, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler, Schultz, Stepp and Zien – 18.

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

Absent or not voting – Senator Reynolds – 1.

Tabled.

Senate amendment 2 to **Senate Bill 653** offered by Senator Carpenter.

Senator Roessler moved that Senate amendment 2 to **Senate Bill 653** be laid on the table.

The question was: Shall Senate amendment 2 to **Senate Bill 653** be laid on the table?

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, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler, Schultz, Stepp and Zien – 18.

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

Absent or not voting – Senator Reynolds – 1.

Tabled.

Ordered to a third reading.

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

Senate Bill 653

Read a third time and passed.

Special Order at 10:44 A.M.

Senate Bill 655

Relating to: special joint legislative committee on strengthening Wisconsin's families.

Read a second time.

Senator Zien in the chair.

The question was: Adoption of Senate amendment 1 to **Senate Bill 655**?

Adopted.

Senate amendment 2 to **Senate Bill 655** offered by Senator Carpenter.

Senator Kedzie moved that Senate amendment 2 to **Senate Bill 655** be laid on the table.

The question was: Shall Senate amendment 2 to **Senate Bill 655** be laid on the table?

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, Grothman, Harsdorf, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Reynolds, Roessler, Schultz, Stepp and Zien – 18.

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

Absent or not voting – Senator Kapanke – 1.

Tabled.

Ordered to a third reading.

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

Senate Bill 655

Read a third time and passed.

Special Order at 10:45 A.M.

Assembly Bill 7

Relating to: location of contiguous land for purposes of eligibility under the Managed Forest Land Program.

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 7

Read a third time and concurred in.

Special Order at 10:46 A.M.

Assembly Bill 38

Relating to: restriction violations by persons holding instruction permits or probationary licenses to operate motor vehicles 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 38

Read a third time and concurred in.

Special Order at 10:47 A.M.

Assembly Bill 41

Relating to: the Interstate Compact for Juveniles.

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 41

Read a third time.

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

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

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Concurred in.

Special Order at 10:48 A.M.

Assembly Bill 48

Relating to: use of, and possession with intent to use, certain drug paraphernalia 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 48

Read a third time and concurred in.

Special Order at 10:49 A.M.

Assembly Bill 65

Relating to: reporting of information by nonresident registrants under the campaign finance law.

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 65

Read a third time and concurred in.

Special Order at 10:50 A.M.

Assembly Bill 127

Relating to: falsifying title insurance documents 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 127

Read a third time and concurred in.

Special Order at 10:51 A.M.

Assembly Bill 152

Relating to: collection of fines and forfeitures by counties.

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 152

Read a third time.

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

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

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

Absent or not voting – None.

Concurred in.

Special Order at 10:52 A.M.

Assembly Bill 154

Relating to: contiguity of territory within county supervisory districts.

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 154

Read a third time and concurred in.

Special Order at 10:53 A.M.

Assembly Bill 177

Relating to: requirements for executive budget bill or bills.

Read a second time.

Senate amendment 1 to **Assembly Bill 177** offered by Senators Cowles, Ellis, Darling, Zien and Brown.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 177**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

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

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

Absent or not voting – None.

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 177

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

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

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

Absent or not voting – None.

Concurred in as amended.

Senator Carpenter withdrew his objection to considering **Senate Bill 650** for final action at this time.

Senate Bill 650

Relating to: registration and treatment records for services for mental illness, developmental disability, alcoholism, or drug dependence, exceptions to confidentiality for treatment records, and a good faith exception to liability for release of records by a record custodian.

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 30.

Noes – Senators Carpenter, Reynolds and Risser – 3.

Absent or not voting – None.

Passed.

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

Messaged.

Special Order at 10:54 A.M.

Assembly Bill 235

Relating to: designating and marking STH 173 as the 173rd Airborne Brigade Highway.

Read a second time.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 235** be referred to the Joint Committee on **Finance**.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 235** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Ordered to a third reading.

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

Assembly Bill 235

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, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Reynolds, Risser, Robson, Roessler, Stepp, Taylor, Wirch and Zien – 32.

Noes – None.

Absent or not voting – Senator Schultz – 1.

Concurred in.

Special Order at 10:55 A.M.

Assembly Bill 269

Relating to: prescription drug labels.

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 269

Read a third time and concurred in.

Special Order at 10:56 A.M.

Assembly Bill 308

Relating to: establishing a clearinghouse for information about special education transition services and vocational opportunities that are available in each county.

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 308

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, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Reynolds, Risser, Robson, Roessler, Stepp, Taylor, Wirch and Zien – 32.

Noes – None.

Absent or not voting – Senator Schultz – 1.

Concurred in.

Special Order at 10:57 A.M.

Assembly Bill 327

Relating to: unincorporated cooperative associations, granting rule-making authority, 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 327

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 4; absent or not voting, 1; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Olsen, Plale, Reynolds, Risser, Robson, Roessler, Stepp, Taylor and Zien – 28.

Noes – Senators S. Fitzgerald, Leibham, Miller and Wirch – 4.

Absent or not voting – Senator Schultz – 1.

Concurred in.

Special Order at 10:58 A.M.

Assembly Bill 378

Relating to: college reenrollment of persons called into active military service.

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 378

Read a third time and concurred in.

Special Order at 10:59 A.M.

Assembly Bill 382

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

Read a second time.

Senate amendment 1 to **Assembly Bill 382** offered by Senators Hansen, Robson and Risser.

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

The Chair ruled the point of order well taken.

Senator Hansen 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, 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.

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

Ordered to a third reading.

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

Assembly Bill 382

Read a third time and concurred in.

Special Order at 11:00 A.M.

Assembly Bill 428

Relating to: deletion of changes to campaign finance and related laws made by [2001 Wisconsin Act 109](#).

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 428

Read a third time and concurred in.

Special Order at 11:01 A.M.

Assembly Bill 429

Relating to: deletion of changes to campaign finance and related laws made by [2001 Wisconsin Act 109](#) affecting public information concerning the Wisconsin election campaign fund.

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 429

Read a third time and passed.

Special Order at 11:02 A.M.

Assembly Bill 447

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

Read a second time.

Senate amendment 1 to **Assembly Bill 447** offered by Senator Brown.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 447**?

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 447

Read a third time.

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

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

Noes – Senators Grothman and Reynolds – 2.

Absent or not voting – None.

Concurred in as amended.

Special Order at 11:03 A.M.

Assembly Bill 450

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

Read a second time.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 450** be referred to the Joint Committee on **Finance**.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 450** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Ordered to a third reading.

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

Assembly Bill 450

Read a third time.

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

Ayes – Senators 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 – 32.

Noes – Senator Breske – 1.

Absent or not voting – None.

Concurred in.

Special Order at 11:04 A.M.

Assembly Bill 479

Relating to: Golf Wisconsin special distinguishing registration plates associated with the WPGA Junior Foundation and the promotion of golf in this state and making appropriations.

Read a second time.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 479** be referred to the Joint Committee on **Finance**.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 479** be withdrawn from the Joint Committee on **Finance** and taken up at this 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 479

Read a third time.

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

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

Lazich, Leibham, Miller, Olsen, Plale, Reynolds, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 31.

Noes – Senators Grothman and Risser – 2.

Absent or not voting – None.

Concurred in.

Special Order at 11:05 A.M.

Assembly Bill 523

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

Read a second time.

Senate amendment 1 to **Assembly Bill 523** offered by Senator Decker.

Senator Kedzie moved that Senate amendment 1 to **Assembly Bill 523** be laid on the table.

The question was: Shall Senate amendment 1 to **Assembly Bill 523** be laid on the table?

Tabled.

Ordered to a third reading.

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

Assembly Bill 523

Read a third time and concurred in.

Special Order at 11:06 A.M.

Assembly Bill 534

Relating to: sale, by the Department of Transportation, of surplus real property.

Read a second time.

Senate amendment 1 to **Assembly Bill 534** offered by Senator Roessler.

Senator Roessler, with unanimous consent, asked that **Assembly Bill 534** be placed at the foot of the ninth order of business on the calendar of March 9, 2006.

Special Order at 11:07 A.M.

Assembly Bill 539

Relating to: adult protective services and providing penalties.

Read a second time.

Senator Grothman, with unanimous consent, asked that **Assembly Bill 539** be placed at the foot of the ninth order of business on the calendar of March 9, 2006.

Special Order at 11:08 A.M.

Assembly Bill 566

Relating to: noise level requirements for snowmobiles.

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 566

Read a third time and concurred in.

Special Order at 11:09 A.M.

Assembly Bill 574

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

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 574**?

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 574

Read a third time and concurred in as amended.

Special Order at 11:10 A.M.

Assembly Bill 594

Relating to: repossession of goods in consumer credit transactions and certain consumer leases.

Read a second time.

Senator Schultz, with unanimous consent, asked that the journal reflect that he would have voted aye on **Assembly Bill 235**, **Assembly Bill 308**, and **Assembly Bill 327**.

Senator Leibham, with unanimous consent, asked that **Assembly Bill 594** be placed after **Assembly Bill 708** on the calendar of March 9, 2006.

Special Order at 11:11 A.M.

Assembly Bill 596

Relating to: the sharing of collection costs by cities, villages, towns, and counties.

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 596

Read a third time and concurred in.

Special Order at 11:12 A.M.

Assembly Bill 708

Relating to: lifetime imprisonment for certain sex offenders 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 708

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 2; as follows:

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

Noes – Senators Miller and Risser – 2.

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

Concurred in.

Assembly Bill 594

Relating to: repossession of goods in consumer credit transactions and certain consumer leases.

Read a second time.

Senator Leibham moved that Senate substitute amendment 1 to **Assembly Bill 594** be laid on the table.

The question was: Shall Senate amendment 1 to **Assembly Bill 594** be laid on the table?

Tabled.

Ordered to a third reading.

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

Assembly Bill 594

Read a third time and concurred in.

Special Order at 11:13 A.M.

Assembly Bill 719

Relating to: hunting in school forests.

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 719

Read a third time and concurred in.

Special Order at 11:14 A.M.

Assembly Bill 725

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

Read a second time.

Senator Kedzie, with unanimous consent, asked that **Assembly Bill 725** be placed at the foot of the ninth order of business on the calendar of March 9, 2006.

Special Order at 11:15 A.M.

Assembly Bill 739

Relating to: municipal quotas for intoxicating liquor retailers.

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 739

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 23; noes, 10; absent or not voting, 0; as follows:

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

Noes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Plale, Risser, Robson and Wirch – 10.

Absent or not voting – None.

Concurred in.

Special Order at 11:16 A.M.

Assembly Bill 785

Relating to: protective placements and protective services, involuntary administration of psychotropic medication, and requiring the exercise of rule-making authority.

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 785

Read a third time and concurred in.

Special Order at 11:17 A.M.

Senator Kedzie, with unanimous consent, asked that **Assembly Bill 850** be placed at the foot of the ninth order of business on the calendar of March 9, 2006.

Special Order at 11:18 A.M.

Assembly Bill 871

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

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 871

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes – 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.

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

Absent or not voting – None.

Concurred in.

Special Order at 11:19 A.M.

Assembly Bill 904

Relating to: changing the method of appointing members to a town plan commission.

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 904

Read a third time and concurred in.

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

Messaged.

Special Order at 11:20 A.M.

Assembly Bill 934

Relating to: operation of patrol boats during an emergency or when in pursuit of a suspect.

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 934

Read a third time and concurred in.

Special Order at 11:21 A.M.

Assembly Bill 935

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

Read a second time.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 935** be referred to the Joint Committee on **Finance**.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 935** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Ordered to a third reading.

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

Assembly Bill 935

Read a third time.

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

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

Hansen, Jauch, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Leibham, Miller, Olsen, Plale, Reynolds, Risser, Robson, Roessler, Stepp, Taylor, Wirch and Zien – 31.

Noes – None.

Absent or not voting – Senators Harsdorf and Schultz – 2.

Concurred in.

Special Order at 11:22 A.M.

Assembly Bill 969

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

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 969

Read a third time.

The ayes and noes were required and the vote was: ayes, 23; noes, 10; absent or not voting, 0; as follows:

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

Noes – Senators Breske, Coggs, Erpenbach, Hansen, Miller, Plale, Risser, Robson, Taylor and Wirch – 10.

Absent or not voting – None.

Concurred in.

Special Order at 11:23 A.M.

Assembly Bill 973

Relating to: expanding the purposes for which a town may create a tax incremental financing district.

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 973

Read a third time and concurred in.

Special Order at 11:24 A.M.

Assembly Bill 1008

Relating to: authorizing the city of Monroe to allocate positive tax increments from one or more of its tax incremental financing districts to another such district created by the city.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 1008

Read a third time.

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

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

Noes – None.

Absent or not voting – None.

Concurred in.

Special Order at 11:25 A.M.

Assembly Bill 1012

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

Read a second time.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 1012** be referred to the Joint Committee on **Finance**.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 1012** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Ordered to a third reading.

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

Assembly Bill 1012

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 – 32.

Noes – None.

Absent or not voting – None.

Concurred in.

Special Order at 11:26 A.M.

Assembly Bill 1036

Relating to: adopting revised Article 5 of the Uniform Commercial Code, concerning letters of credit.

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 1036

Read a third time and concurred in.

Special Order at 11:27 A.M.

Assembly Bill 1037

Relating to: shareholders of service corporations that carry on the profession of certified public accounting; authority of the Division of Banking over loan companies and insurance premium finance companies; regulation of insurance premium finance companies, mortgage bankers, loan originators, and mortgage brokers; and requirements applicable to consumer loans secured by liens on residential real estate or mobile homes.

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 1037

Read a third time and concurred in.

Special Order at 11:28 A.M.

Assembly Bill 1038

Relating to: miscellaneous remedial modifications to the Wisconsin Probate Code.

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 1038

Read a third time and concurred in.

Special Order at 11:29 A.M.

Assembly Bill 1060

Relating to: virtual charter schools.

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 1060

Read a third time.

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

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

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

Absent or not voting – None.

Concurred in.

Special Order at 11:30 A.M.

Assembly Bill 1071

Relating to: the time limit for a person under the age of 18 to bring action against a health care provider.

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 1071

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, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Reynolds, Roessler, Stepp and Zien – 18.

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

Absent or not voting – Senator Schultz – 1.

Concurred in.

Special Order at 11:31 A.M.

Assembly Bill 1074

Relating to: recovery of attorney fees in medical malpractice cases.

Read a second time.

Ordered to a third reading.

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

Senator Taylor moved indefinite postponement of **Assembly Bill 1074**.

The question was: Shall **Assembly Bill 1074** 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.

Assembly Bill 1074

Read a third time.

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

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

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

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

Absent or not voting – None.

Concurred in.

Special Order at 11:32 A.M.

Assembly Bill 1077

Relating to: the time period during which impact fees must be used and the refunding of impact fees.

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 1077

Read a third time and concurred in.

Special Order at 11:33A.M.

Assembly Bill 129

Relating to: late payments of property tax installments and providing penalties.

Read a second time.

Senator Kedzie, with unanimous consent, asked that **Assembly Bill 129** be placed at the foot of the ninth order of business on the calendar of March 9, 2006.

Special Order at 11:34 A.M.

Assembly Bill 366

Relating to: authorizing the creation of neighborhood improvement districts.

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 366

Read a third time and concurred in.

Special Order at 11:35 A.M.

Assembly Bill 810

Relating to: Council on Forestry membership.

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 810

Read a third time and concurred in.

Special Order at 11:36 A.M.

Assembly Bill 840

Relating to: a speed limit for operation of snowmobiles during the hours of darkness, enforcement and safety relating to the operation of snowmobiles, and making an appropriation.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 840**?

Adopted.

The question was: Adoption of Senate amendment 2 to **Assembly Bill 840**?

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 840

Read a third time.

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

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

Noes – Senators Reynolds and Stepp – 2.

Absent or not voting – None.

Concurred in as amended.

Special Order at 11:37 A.M.

Assembly Bill 905

Relating to: issuing resident fishing licenses, resident small game hunting licenses, and resident deer hunting licenses to certain students attending colleges or universities in this state.

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 905

Read a third time and concurred in.

Special Order at 11:38 A.M.

Senate Bill 103

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

Senator S. Fitzgerald moved nonconcurrence in Assembly amendment 1 to **Senate Bill 103**.

The question was: Shall Assembly amendment 1 to **Senate Bill 103** be nonconcurred in?

Nonconcurred in.

Senator Leibham, with unanimous consent, asked that **Assembly Bill 129** be taken up at this time.

Assembly Bill 129

Relating to: late payments of property tax installments and providing penalties.

Read.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 129**?

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 129

Read a third time.

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

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

Noes – Senator A. Lasee – 1.

Absent or not voting – None.

Concurred in as amended.

Special Order at 11:39 A.M.

Assembly Bill 1028

Relating to: payments for natural disasters, granting rule-making authority, and making appropriations.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 1028

Read a third time.

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

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, 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 – Senator Grothman – 1.

Absent or not voting – None.

Concurred in.

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

Messaged.

Special Order at 11:40 A.M.

Assembly Bill 588

Relating to: repealing provisions that may be inconsistent with federal law of, and modernizing, chapters 189 to 192 and 195 and other provisions related to railroad regulation 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 588

Read a third time and concurred in.

Special Order at 11:41 A.M.

Senate Bill 518

Relating to: various duties of the Department of Revenue, including issuing declaratory judgments, conducting audits and assessments, asserting liability, allowing claims for refunds, awarding the costs of litigation to a prevailing party, imposing penalties related to a taxpayer's negligence, calculating interest on unpaid amounts, and requiring the exercise of rule-making authority.

Read a second time.

Senate substitute amendment 1 to **Senate Bill 518** offered by Senator Kanavas.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 518** offered by Senator Kanavas.

Senator Kanavas, with unanimous consent, asked that **Senate Bill 518** be referred to the Joint Committee on **Finance**.

Special Order at 11:42 A.M.

Senate Bill 176

Relating to: the residence of sex offenders.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 176**?

Adopted.

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

Senate Bill 176

Read a third time and passed.

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

7:00 P.M.

RECESS

7:58 P.M.

The Senate reconvened.

Senator Lasee in the chair.

Assembly Bill 534

Relating to: sale, by the Department of Transportation, of surplus real property.

Read.

Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 534** offered by Senator Roessler.

Senator Roessler, with unanimous consent, asked that Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 534** be withdrawn and returned to author.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 534**?

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 534

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, Erpenbach, S. Fitzgerald, Grothman, Hansen, 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 Harsdorf – 1.

Concurred in as amended.

Assembly Bill 539

Relating to: adult protective services and providing penalties.

Senate amendment 1 to **Assembly Bill 539** offered by Senator Grothman.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 539**?

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 539

Read a third time and concurred in as amended.

Assembly Bill 725

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

Read.

Senate amendment 1 to **Assembly Bill 725** offered by Senators Breske, S. Fitzgerald, Decker and Taylor.

Senator Darling asked unanimous consent that **Assembly Bill 725** be rereferred to the committee on **Senate Organization**.

Senator Decker objected.

Senator Darling moved that **Assembly Bill 725** be laid on the table.

The question was: Shall **Assembly Bill 725** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes – Senators Brown, Carpenter, Coggs, Cowles, Darling, Ellis, Grothman, Harsdorf, Jauch, Kapanke, A. Lasee, Lazich, Risser, Robson, Roessler and Schultz – 16.

Noes – Senators Breske, Decker, Erpenbach, S. Fitzgerald, Hansen, Kanavas, Kedzie, Lassa, Leibham, Miller, Olsen, Plale, Reynolds, Stepp, Taylor, Wirch and Zien – 17.

Absent or not voting – None.

Tabling refused.

Senator Schultz asked unanimous consent that **Assembly Bill 725** be referred to the committee on **State and Federal Relations**.

Senator Decker objected.

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

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

Messaged.

The Chair ruled the point of order well taken.

Senator Erpenbach 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, 24; noes, 9; absent or not voting, 0; as follows:

Ayes – Senators Brown, Carpenter, Coggs, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Wirch and Zien – 24.

Noes – Senators Breske, Decker, Erpenbach, Hansen, Jauch, Lassa, Miller, Plale and Taylor – 9.

Absent or not voting – None.

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

Ordered to a third reading.

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

Assembly Bill 725

Read a third time and concurred in.

Assembly Bill 850

Relating to: the regulation of certain wharves, piers, boat shelters, boat hoists, and boat lifts.

Read a second time.

Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 850** offered by Senators Stepp, Kedzie and Schultz.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Assembly Bill 850**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Assembly Bill 850**?

Adopted.

Ordered to a third reading.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 850** be referred to the Joint Committee on **Finance**.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Bill 850** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

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

Assembly Bill 850

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Lassa, Leibham, Miller, Olsen, Plale, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Taylor, Wirch and Zien – 30.

Noes – Senators Grothman, A. Lasee and Lazich – 3.

Absent or not voting – None.

Concurred in as amended.

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

Messaged.

THIRD READING OF JOINT RESOLUTIONS AND BILLS

Assembly Joint Resolution 36

Relating to: requiring a photographic identification to vote, or register to vote, at the polls on election day (first consideration).

Read a third time.

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

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

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

Absent or not voting – None.

Concurred in.

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

8:35 P.M.

STOOD INFORMAL

8:39 P.M.

The Senate reconvened.

Senator Lasee in the chair.

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

Messaged.

MOTIONS MAY BE OFFERED

Senator Schultz asked unanimous consent that **Senate Bill 242** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senator Erpenbach objected.

Senator Schultz asked unanimous consent that **Senate Bill 226** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senator Erpenbach objected.

Senator Schultz asked unanimous consent that **Senate Bill 145** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senator Erpenbach objected.

Senator Schultz asked unanimous consent that **Senate Bill 338** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senator Erpenbach objected.

Senator Schultz asked unanimous consent that **Senate Bill 123** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senator Erpenbach objected.

Senator Schultz asked unanimous consent that **Senate Bill 502** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senator Erpenbach objected.

Senator Schultz, with unanimous consent, asked that **Assembly Joint Resolution 85** be withdrawn from the committee on **Senate Organization** and taken up.

Assembly Joint Resolution 85

Relating to: proclaiming March National Athletic Training Month.

The question was: Shall **Assembly Joint Resolution 85** be concurred in?

Concurred in.

Senator Schultz, with unanimous consent, asked that **Assembly Joint Resolution 86** be withdrawn from the committee on **Senate Organization** and taken up.

Assembly Joint Resolution 86

Relating to: declaring March 10, 2006, Tibet Day.

The question was: Shall **Assembly Joint Resolution 86** be concurred in?

Concurred in.

Senator Schultz asked unanimous consent that **Assembly Bill 1054** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senator Ellis objected.

Senator Schultz, with unanimous consent, asked that **Assembly Bill 218** be withdrawn from the committee on **Senate Organization** and taken up.

Assembly Bill 218

Relating to: castrating a dog, cat, or horse.

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 218

Read a third time and concurred in.

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

Messaged.

Senator Schultz asked unanimous consent that **Assembly Bill 1032** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senator Erpenbach objected.

ADJOURNMENT

Senator Schultz, with unanimous consent, asked that the Senate adjourn pursuant to Senate Joint Resolution 1.

Adjourned.

8:46 P.M.

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 495

Senate Bill 496

Senate Bill 497

Senate Bill 511

Senate Bill 618

Report correctly enrolled on March 9, 2006.

CHIEF CLERK'S REPORT

The Chief Clerk records:

Senate Bill 112

Senate Bill 495

Senate Bill 496

Senate Bill 497

Senate Bill 511

Senate Bill 618

Presented to the Governor on March 9, 2006.