



STATE OF WISCONSIN

Senate Journal

April 2006 Extraordinary Session

1:14 P.M.

TUESDAY, May 16, 2006

The Senate met.

The Senate was called to order by Senator Alan Lasee.

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

Senator Robson, with unanimous consent, requested a quorum call.

The roll was called and a quorum determined present.

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated Monday, May 15, 2006.

The Chief Clerk records:

Senate Bill 563

Senate Bill 567

Report correctly enrolled on May 15, 2006.

PETITIONS AND COMMUNICATIONS

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

MESSAGES FROM THE ASSEMBLY

Senator Schultz, with unanimous consent, asked that **Senate Joint Resolution 5** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senate Joint Resolution 5

Relating to: providing for an advisory referendum on the question of enacting the death penalty in this state.

Senate amendment 1 to Assembly amendment 1 to **Senate Joint Resolution 5** offered by Senator Miller.

Senator Zien moved that Senate amendment 1 to Assembly amendment 1 to **Senate Joint Resolution 5** be laid on the table.

Senator Miller moved that the Senate adjourn.

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

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

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

Absent or not voting – Senator Decker - 1.

Adjournment refused.

The question was: Shall Senate amendment 1 to Assembly amendment 1 to **Senate Joint Resolution 5** be laid on the table?

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

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

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

Absent or not voting – None.

Tabled.

Senator Carpenter moved that Senate amendment 1 to Assembly amendment 1 to **Senate Joint Resolution 5** be taken from the table and taken up at this time.

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

3:00 P.M.

STOOD INFORMAL

3:02 P.M.

The Senate reconvened.

Senator Lasee in the chair.

The question was: Shall Senate amendment 1 to Assembly amendment 1 to **Senate Joint Resolution 5** be taken from the table and taken up at this time?

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

Ayes – Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, Hansen, Jauch, Kedzie, Lassa, Miller, Plale, Risser, Robson, Roessler, Schultz, Taylor, Wirch and Zien – 21.

Noes – Senators Brown, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, A. Lasee, Lazich, Leibham, Olsen, Reynolds and Stepp – 12.

Absent or not voting – None.

Taken from the table.

Senator Leibham in the chair.

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

3:09 P.M.

RECESS

3:23 P.M.

The Senate reconvened.

Senator Leibham in the chair.

Senator A. Lasee moved rejection of Senate amendment 1 to Assembly amendment 1 to **Senate Joint Resolution 5**.

The question was: Rejection of Senate amendment 1 to Assembly amendment 1 to **Senate Joint Resolution 5**?

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

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

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

Absent or not voting – None.

Rejected.

Senate amendment 2 to Assembly amendment 1 to **Senate Joint Resolution 5** offered by Senator Risser.

Senate amendment 3 to Assembly amendment 1 to **Senate Joint Resolution 5** offered by Senators Miller, Plale, Robson, Risser, Carpenter and Taylor.

Senator Risser, with unanimous consent, asked that Senate amendment 2 to Assembly amendment 1 to **Senate Joint Resolution 5** be placed after Senate amendment 3 to Assembly amendment 1 to **Senate Joint Resolution 5**.

Senator A. Lasee moved rejection of Senate amendment 3 to Assembly amendment 1 to **Senate Joint Resolution 5**.

The question was: Rejection of Senate amendment 3 to Assembly amendment 1 to **Senate Joint Resolution 5**?

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

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

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

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

Absent or not voting – None.

Rejected.

Senator A. Lasee moved rejection of Senate amendment 2 to Assembly amendment 1 to **Senate Joint Resolution 5**.

The question was: Rejection of Senate amendment 2 to Assembly amendment 1 to **Senate Joint Resolution 5**?

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

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

Noes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Grothman, Hansen, Jauch, Lassa, Lazich, Miller, Plale, Risser, Robson, Taylor and Wirch – 16.

Absent or not voting – None.

Rejected.

Senator Risser moved nonconcurrency in Assembly amendment 1 to **Senate Joint Resolution 5**.

The question was: Shall Assembly amendment 1 to **Senate Joint Resolution 5** be nonconcurrent in?

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

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Grothman, Hansen, Jauch, Lassa, Lazich, Miller, Plale, Risser, Robson, Taylor and Wirch – 15.

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

Absent or not voting – None.

Nonconcurrency refused.

The question was: Shall Assembly amendment 1 to **Senate Joint Resolution 5** be concurred in?

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

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

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

Absent or not voting – None.

Concurred in.

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

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Marine Sergeant Edward Davis III.

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Army Spc. Eric D. Clark.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the 33rd birthday of her staff member, Tom Petri.

Senator Hansen, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his daughter, Kathy Zaidel, who celebrates her birthday on Friday.

Senator Hansen, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his staff for their tremendous work throughout this session.

Senator Robson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the birthday of her sister, Jane Stankewicz.

Senator Robson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Jesse McLaughlin's birthday. Jesse recently graduated from Notre Dame High School in Belmont, California.

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

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the following students: Emily Swenson, Carissa Skifstad, Jessica Hoffman, Jim Nelson, Brooke Willis, Jon Radtke, and their teacher, Grachia Solie, who won the best portfolio in the state during the Project Citizen competition last weekend. The students demonstrated their comprehension of how to identify issues within their community, develop solution options, and successfully carry out the best plan. They worked very hard on their project and their efforts paid off, not only in receiving the best portfolio award, but also in their deep understanding of citizen involvement in local government and community decisions.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Tyson and Nikki Roessler, who are expecting Senator Roessler's first grandchild in July.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Jennifer and David Stegall, who are expecting the birth of their first child in June.

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his daughter Erika Kedzie, who graduated from the University of Wisconsin-Madison on Mother's Day.

Senator Lasee, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his granddaughter, Shannan Krien, who will be attending the University of Wisconsin-Madison on a softball scholarship this Fall.

ADJOURNMENT

Senator Schultz moved that the Senate adjourn pursuant to **Senate Joint Resolution 1**.

Adjourned.

5:15 P.M.

**LEGISLATIVE REFERENCE BUREAU
CORRECTIONS**

CORRECTIONS IN:

2005 SENATE BILL 612

Prepared by the Legislative Reference Bureau
(May 15, 2006)

In enrolling, the following corrections were made:

Assembly Amendment 4 to Senate Bill 612:

1. Page 1, line 4: delete "~~enrolled~~" and substitute "enrolled."
2. Page 1, line 7: delete "equivalent." and substitute "equivalent."

Assembly Amendment 6 to Senate Bill 612:

1. Page 3, line 13: delete "61" and substitute "69".

Assembly Amendment 8 to Senate Bill 612:

NOTE: the following corrections conform the sequence of bill sections to the sequence of the statutes treated.

1. Page 1, line 2: delete "Page 109, line 6" and substitute "Page 107, line 4".
2. Page 1, line 3: delete "**157e**" and substitute "**154g**".
3. Page 1, line 12: delete "**157m**" and substitute "**154r**".
4. Page 2, line 5: delete "**157s**" and substitute "**156m**".