



STATE OF WISCONSIN

Senate Journal

Ninety–Eighth Regular Session

10:00 A.M.

TUESDAY, June 26, 2007

The Senate met.

The Senate was called to order by President Risser.

CALL OF ROLL

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

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

Absent – None.

Absent with leave – None.

The Senate stood for a moment of silent meditation.

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

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senator Robson.

ADVICE AND CONSENT OF THE SENATE

BRENNAN, JUDGE MICHAEL, of Marshfield, as a member of the Government Accountability Board, to serve for the term ending May 1, 2014.

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, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – None.

Absent or not voting – Senator Roessler – 1.

Confirmed.

EICH, JUDGE WILLIAM, of Madison, as a member of the Government Accountability Board, to serve for the term ending May 1, 2010.

Read.

The question was: Confirmation?

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

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

Noes – None.

Absent or not voting – Senator Roessler – 1.

Confirmed.

GUTHRIE, JACKIE, of Sun Prairie, as a member of the Board of Veterans Affairs, to serve for the term ending May 1, 2013.

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, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – None.

Absent or not voting – Senator Roessler – 1.

Confirmed.

MOHR, JUDGE JAMES, of Eagle River, as a member of the Government Accountability Board, to serve for the term ending May 1, 2011.

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, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – None.

Absent or not voting – Senator Roessler – 1.

Confirmed.

MESSAGES FROM THE ASSEMBLY

Senate Bill 11

Relating to: time-share licenses.

The question was: Shall Assembly amendment 1 to **Senate Bill 11** be concurred in?

Concurred in.

LEAVES OF ABSENCE

Senator S. Fitzgerald, with unanimous consent, asked that Senator Roessler be granted a leave of absence for part of today's session.

CONSIDERATION OF MOTIONS, RESOLUTIONS, AND JOINT RESOLUTIONS NOT REQUIRING A THIRD READING

Senate Resolution 8

Relating to: memorializing Congress to create a system that ensures that trade agreements are developed and implemented using a democratic, inclusive mechanism that enshrines the principles of federalism and state sovereignty.

The question was: Shall **Senate Resolution 8** be adopted?

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

Ayes – Senators Breske, Carpenter, Coggs, Decker, Ellis, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 20.

Noes – Senators Cowles, Darling, S. Fitzgerald, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham and Olsen – 11.

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

Adopted.

Senate Joint Resolution 52

Relating to: David C. Mills' dedicated public service on behalf of all Wisconsin citizens, particularly the members of the Wisconsin Retirement System.

Senator Robson, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 52**.

The question was: Shall **Senate Joint Resolution 52** be adopted?

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

Ayes – Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller,

Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – None.

Absent or not voting – Senator Roessler – 1.

Adopted.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Bill 179

Relating to: calculation of operating revenues of certain energy utilities for the purpose of determining spending on certain energy efficiency and renewable resource programs.

Read a second time.

Ordered to a third reading.

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

Senate Bill 179

Read a third time and passed.

Senate Bill 209

Relating to: annual or consecutive month permits for vehicles or combinations of vehicles transporting loads near the Wisconsin-Michigan border.

Read a second time.

Ordered to a third reading.

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

Senate Bill 209

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, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – None.

Absent or not voting – Senator Roessler – 1.

Passed.

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

Messaged.

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

10:32 A.M.

RECESS

1:30 P.M.

The Senate reconvened.

President Risser in the chair.

The Chair noted the possible lack of a quorum.

The roll was called and a quorum was present.

Senator Roessler, with unanimous consent, asked that she be recorded as voting: Aye on the confirmation of the Governor's appointments of Judge Michael Brennan, Judge William Eich, Jackie Guthrie, and Judge James Mohr; No on adoption of **Senate Resolution 8**; Aye on adoption of **Senate Joint Resolution 52**; and Aye on passage of **Senate Bill 209**.

Senate Bill 40

Relating to: state finances and appropriations, constituting the executive budget act of the 2007 legislature.

Read a second time.

Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senator Robson.

Senator Robson, with unanimous consent, asked that Senate amendments 1 and 2 to Senate substitute amendment 1 to **Senate Bill 40** be placed after Senate amendment 10 to Senate substitute amendment 1 to **Senate Bill 40**.

Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Kapanke, Darling, Lazich, Harsdorf, Cowles, Ellis, S. Fitzgerald, Grothman, Kanavas, Kedzie, A. Lasee, Leibham, Olsen, Roessler and Schultz.

Senator Robson moved that Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Darling, Kapanke, Cowles, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz.

Senator Robson moved that Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 5 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators S. Fitzgerald, Cowles, Darling, Ellis, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz.

Senator Hansen moved that Senate amendment 5 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 5 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 6 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Darling, Kedzie, Lazich, Cowles, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, A. Lasee, Leibham, Olsen, Roessler and Schultz.

Senator Hansen moved that Senate amendment 6 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 6 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 7 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Kapanke, Darling, Cowles, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz.

Senator Hansen moved that Senate amendment 7 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 7 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 8 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Kapanke, Darling, Lazich, Harsdorf, Cowles, Ellis, S. Fitzgerald, Grothman, Kanavas, Kedzie, A. Lasee, Leibham, Olsen, Roessler and Schultz.

Senator Hansen moved that Senate amendment 8 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 8 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senator Grothman, with unanimous consent, asked to be recorded as voting Aye on adoption of **Senate Resolution 8**.

Senate amendment 9 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Grothman, S. Fitzgerald, Leibham and Lazich.

Senator Hansen moved that Senate amendment 9 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 9 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 10 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Darling, Kanavas, Cowles, S. Fitzgerald, Grothman, Harsdorf, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Roessler.

Senator Robson moved that Senate amendment 10 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 10 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senator Robson, with unanimous consent, asked that Senate amendments 1 and 2 to Senate substitute amendment 1 to **Senate Bill 40** be placed after Senate amendment 17 to Senate substitute amendment 1 to **Senate Bill 40**.

Senate amendment 11 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Kapanke, Darling, Harsdorf, Leibham, Lazich, Cowles, S. Fitzgerald, Grothman, Kanavas, Kedzie, A. Lasee, Olsen, Roessler and Schultz.

Senator Hansen moved that Senate amendment 11 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 11 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 12 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Kedzie, Cowles, Schultz, Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, A. Lasee, Lazich, Leibham, Olsen, Roessler and Kapanke.

Senator Miller moved that Senate amendment 12 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 12 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 13 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Kedzie, Lazich, Darling, Cowles, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, A. Lasee, Leibham, Olsen and Roessler.

Senator Jauch moved that Senate amendment 13 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 13 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 2; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor and Vinehout – 17.

Noes – Senators Darling, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler, Schultz and Wirch – 14.

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

Tabled.

Senate amendment 14 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators S. Fitzgerald, Cowles, Darling, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz.

Senator Hansen moved that Senate amendment 14 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 14 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 15 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Lazich, Kanavas, Darling, S. Fitzgerald, Grothman, Kedzie and Leibham.

Senator Hansen moved that Senate amendment 15 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 15 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 25; noes, 8; absent or not voting, 0; as follows:

Ayes – Senators Breske, Carpenter, Coggs, Cowles, Decker, Ellis, Erpenbach, Hansen, Harsdorf, Jauch, Kapanke, Kreitlow, Lassa, Lehman, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 25.

Noes – Senators Darling, S. Fitzgerald, Grothman, Kanavas, Kedzie, A. Lasee, Lazich and Leibham – 8.

Absent or not voting – None.

Tabled.

Senate amendment 16 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Grothman, Lazich, Cowles, S. Fitzgerald, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Leibham, Olsen, Roessler and Darling.

Senator Hansen moved that Senate amendment 16 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 16 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 17 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senators Grothman, S. Fitzgerald, Leibham and Lazich.

Senator Hansen moved that Senate amendment 17 to Senate substitute amendment 1 to **Senate Bill 40** be laid on the table.

The question was: Shall Senate amendment 17 to Senate substitute amendment 1 to **Senate Bill 40** 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 Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Tabled.

Senate amendment 1 to Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 40** offered by Senator Robson.

The question was: Adoption of Senate amendment 1 to Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 40**?

Adopted.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 40**?

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

Ayes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Adopted.

The question was: Adoption of Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 40**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 40**?

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

Ayes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Adopted.

Senator Ellis, with unanimous consent, asked to be recorded as voting No on tabling of Senate amendment 13 to Senate substitute amendment 1 to **Senate Bill 40**.

Senator Cowles, with unanimous consent, asked to be recorded as voting No on tabling of Senate amendment 13 to Senate substitute amendment 1 to **Senate Bill 40**.

Ordered to a third reading.

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

Senate Bill 40

Read a third time.

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

Ayes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler and Schultz – 15.

Absent or not voting – None.

Passed.

Messaged

Falls. She will be greatly missed by family and friends. Senator Jauch also asked that the Senate adjourn in honor of his wife Cecelia, her brother Mike Buraglio and her sister Renee Potrykus in their time of sorrow following the loss of their mother.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Ted Blazel's birthday on June 14, 2007. Senator Roessler also asked that the Senate adjourn in honor of the Senate and Senate staff.

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Joe Torcaso who died last week at the age of 79.

Senator Kedzie, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his daughter Erika's 23rd birthday on June 21st.

Senator Lassa, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the birth of their second child, a little girl, born on Friday, June 1st.

Senator Lassa, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her parents Terry and Jo Lassa on celebrating their 40th wedding anniversary this past Sunday, June 24th.

Senator Lassa, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Walter Helbach who passed away recently who is the father of former state Senator Dave Helbach.

Senator Kapanke, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his parents Gerhard and Lillian Kapanke on celebrating their 72nd wedding anniversary.

Senator Robson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her Aunt Marge Houbert's 90th birthday.

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

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the German Donauschwaben who were in the gallery earlier today. They are the largest German group in Milwaukee that migrated after World War II.

ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his mother-in-law Irene Buraglio, who passed away on Sunday, June 17, 2007 in Park

ADJOURNMENT

Senator Robson, with unanimous consent, asked that the Senate adjourn until Thursday, June 28, 2007.

Adjourned.

6:53 P.M.