



STATE OF WISCONSIN

Senate Journal

One-Hundredth Regular Session

12:46 P.M.

TUESDAY, April 5, 2011

The Senate met.

The Senate was called to order by President Ellis.

President Ellis, with unanimous consent, asked that the roll call, prayer, and pledge of the January 2011 Special Session be applied to the Regular Session.

CALL OF ROLL

Pursuant to Senate Rule 15, the official attendance for session was:

Senators Carpenter, S. Coggs, Cowles, T. Cullen, Darling, Ellis, Erpenbach, S. Fitzgerald, Galloway, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kapanke, Kedzie, C. Larson, Lasee, Lassa, Lazich, Leibham, Miller, Moulton, Olsen, Risser, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 33.

Absent – None.

Absent with leave – None.

PETITIONS AND COMMUNICATIONS

State of Wisconsin Office of the Governor

April 5, 2011

The Honorable, The Senate:

This letter is to remove the following appointment from consideration for confirmation by the Wisconsin Senate:

SCHROEDER, JAY, of Neenah, as a member of the Banking Review Board, to serve for the term ending May 1, 2016.

Respectfully submitted,
SCOTT WALKER
Governor

State of Wisconsin Office of the Secretary of State

April 5, 2011

The Honorable, the Legislature:

<u>Bill Number</u>	<u>Act Number</u>	<u>Publication Date</u>
Senate Bill 11	Act 12	April 14, 2011

Sincerely,
DOUGLAS LA FOLLETTE
Secretary of State

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

Pursuant to Senate Rule 17 (5), Senator T. Cullen added as a coauthor of **Senate Joint Resolution 18**.

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

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

Assembly Joint Resolution 22

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Joint Resolution 22

Relating to: the life and public service of Steven J. Hilgenberg.

By Representatives Clark, Marklein, Kessler, Strachota, Hintz, Brooks, Richards, A. Ott, Hebl, Petersen, Seidel, Rivard, Danou, Tranel, Radcliffe, Spanbauer and Ziegelbauer; cosponsored by Senator Schultz.

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

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Joint Resolution 22** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Joint Resolution 22

Relating to: the life and public service of Steven J. Hilgenberg.

Read.

IN THE CHAIR

Pursuant to Senate Rule 2 (1), Senate President Pro Tempore Leibham in the chair.

Senator Schultz, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 22**.

The question was: Shall **Assembly Joint Resolution 22** be concurred in?

Concurred in by unanimous rising vote.

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

Senate Joint Resolution 17

Relating to: the life and public service of David Kachel.
Read.

The question was: Shall **Senate Joint Resolution 17** be adopted?

Adopted.

Senate Joint Resolution 18

Relating to: the life and public service of Carl Otte.
Read.

IN THE CHAIR

Pursuant to Senate Rule 2 (1), Senator Wanggaard in the chair.

Senator Miller, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 18**.

The question was: Shall **Senate Joint Resolution 18** be adopted?

Adopted by unanimous rising vote.

IN THE CHAIR

Pursuant to Senate Rule 2 (1), Senate President Pro Tempore Leibham in the chair.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Joint Resolution 19** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senate Joint Resolution 19

Relating to: declaring April 2011 as esophageal cancer awareness month.
Read.

The question was: Shall **Senate Joint Resolution 19** be adopted?

Adopted.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Joint Resolution 20** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Senate Joint Resolution 20

Relating to: declaring April 2011 Donate Life Month.
Read.

The question was: Shall **Senate Joint Resolution 20** be adopted?

Adopted.

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

Senate Joint Resolution 17
Senate Joint Resolution 18

Senate Joint Resolution 19
Senate Joint Resolution 20
Assembly Joint Resolution 22
Messaged.

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

Assembly Bill 4

Relating to: automobile insurance coverage limits, permissible policy provisions, and proof of financial responsibility.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 4

Read a third time and concurred in.

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

Assembly Bill 4

Messaged.

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

Senator Hansen, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Corporal Justin Ross. Justin died in Afghanistan on March 26th at the age of 22. He is truly an American hero, who made the ultimate sacrifice. Some of us grow old and others are young forever.

Senator Hansen, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his wife of 39 years, Jane. Her birthday is tomorrow.

Senator Galloway, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Marathon High School Division 4 Boys' State Basketball Champions.

Senator Galloway, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Newman Catholic High School Division 5 Girls' State Basketball Champions.

Senator Galloway, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Wausau West High School Boys' State Hockey Champions.

Senator Galloway, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Mosinee Cooperative Girls' State Hockey Runners-Up.

Senator Lassa, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Wilbur Federwitz of Hewitt, who is celebrating his 89th birthday. Wilbur served in World War II and was stationed in Pearl Harbor, and will be flying to Washington D.C. on May 2nd with the Never Forgotten Honor Flight to visit the World War II Memorial. Wilbur and his fellow veterans have earned our undying gratitude, and the people of Wisconsin and all Americans will never forget their sacrifices.

Senator Hopper, with unanimous consent, asked that when the Senate adjourn, it do so in honor of all the brave men and

women of the Fond du Lac Police Department and especially Officers Craig Birkholz and Ryan Williams. Officer Craig Birkholz, 28, a veteran of both Iraq and Afghanistan, gave the ultimate sacrifice – his life – on March 20th while protecting the community he serves. Officer Ryan Williams, 33, was also seriously wounded and just recently released from the hospital. Thank you to all the individuals who have shown their support and condolences to the families, friends, and loved ones of these two brave men during this difficult time. Our thoughts and prayers are with them.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Nicolet High School Girls' Basketball Team, who won the Division I Title.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the law enforcement officers who have been keeping us secure during this very trying time.

Senator Coggs, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the late C.C. Henderson, former President and CEO of Milwaukee Health Services Inc. Last week, he posthumously won the prestigious MANDI Award – Milwaukee Area Neighborhood Development Innovation Award, for excellence. The Senator was honored to accept the award in his place.

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Craig Birkholz, a brave soldier and policeman.

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of fallen soldiers. To the men and women who so proudly serve the state everyday to protect the citizens; keep our community safe. That is the ultimate degree of sacrifice for the people of Wisconsin.

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Cecilia Jauch, his wife, who for 33 years dedicated her life to educating children – a caretaker of the most important job, aside from being a parent, and that is nurturing the promise of our future generations. She loves her work, she continues to volunteer, and she loves education.

Senator Wanggaard, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Eileen Bernhardt and Cheri Smith, who have demonstrated exceptional knowledge in their field, and have gone above and beyond to serve the public. Their keen attention to detail and outstanding professional dedication allowed them to identify attempted fraudulent activity at their bank. After correctly assessing the risk involved, Eileen and Cheri were able to save thousands of dollars for their customer, Margie Sweet. The level of diligence displayed in these actions has proven Eileen and Cheri to be great assets to the Racine community. Their display of excellence upholds an extraordinary level of customer service, and Racine is very proud of these sterling individuals. The Senator commends Eileen Bernhardt and Cheri Smith on their integrity, concern for their customers, and exemplary professionalism.

Senator Wanggaard, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the 30th Anniversary of his wife Mary Jo Wanggaard's 29th birthday. They have been happily married for thirty eight years. They have enjoyed a great life together since first meeting back in high school. Senator Wanggaard knew the moment he saw Mary Jo that he wanted to spend the rest of his life with her. Their shared experiences have enriched his life. The greatest

gifts Mary has given him are their two children, Kathleen and Joshua. The Senator's family has taught him that life is nothing without love and family. Mary Jo is everything to him. He loves her and looks forward to the next thirty eight years they will spend together. Happy Birthday.

Senator Wanggaard, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Racine St. Catherine's High School Boys' Basketball Team. The St. Catherine's team made their sixth state tournament appearance last week with an impressive 23–3 season record. In the state semi-final game the Angels defeated Little Chute 58–51. The victory advanced St. Catherine's to their third straight division 3 championship game. Beyond the on court performance of the team, the Senator would also like to recognize the conduct of the players in both victory, and defeat. These young men made St. Catherine's High School and the city of Racine proud.

Senator Wanggaard, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his stellar Assistant Deputy Chief of Staff Jenny Hammernik, who turns 23 today. Jenny is a wonderful, positive person, and a great Legislative Aide. She keeps the Senator grounded and on time. She is a fantastic resource for the people of Racine County, and the Senator couldn't be happier to have her as a member of his staff.

Senator Wanggaard, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his daughter, Katie Jensen, who celebrated her birthday yesterday. Katie is an amazing daughter and wonderful wife. She's also an outstanding second grade teacher at Racine's Giese Elementary who is devoted to helping her students succeed.

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

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Martin Luther King Jr.

Senator Larson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his staff members: Justin Sargent, Shannon Powell and Ashley Siefert. The Senator thanks all three for stepping up and working long hours during the past month.

Senator Larson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the peaceful demonstrators who have been making their voices heard here at the Capitol.

Senator Larson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his wife, who celebrated her 30th birthday on April 2nd.

Senator Moulton, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Altoona, Regis and Eau Claire North Girls' High School Basketball Teams.

Senator S. Fitzgerald ordered that as a result of today's session roll call, the Orders of Contempt against the minority party be lifted.

There was no objection.

ADJOURNMENT

Senator S. Fitzgerald, with unanimous consent, asked that the Senate stand adjourned.

Adjourned.

1:26 P.M.