



STATE OF WISCONSIN

Senate Journal

One-Hundredth Regular Session

10:05 A.M.

THURSDAY, May 19, 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, Lazich, Leibham, Miller, Moulton, Olsen, Risser, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 32.

Absent – None.

Absent with leave – Senator Lassa – 1.

LEAVES OF ABSENCE

Senator Miller, with unanimous consent, asked that Senator Lassa be granted a leave of absence for today's session.

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 82** offered by Senator Moulton.

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 61

Senate Joint Resolution 23

Report correctly enrolled on 5-19-2011.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read first time and referred:

Senate Bill 96

Relating to: motor vehicle dealers.

By Senators Leibham, Carpenter, Cowles, T. Cullen, Erpenbach, Hansen, Olsen, Schultz, Wanggaard, Kapanke and Wirch; cosponsored by Representatives Ballweg, Barca, Bernier, Brooks, Clark, Endsley, Kestell, Klenke, T. Larson, Mursau, A. Ott, Petersen, Petryk, Ripp, Spanbauer, Steinbrink, Vruwink, Weininger, Williams, Zepnick and Murtha.

To committee on **Transportation and Elections**.

Senate Bill 97

Relating to: the composition of the Board of Veterans Affairs, the appointment of the Secretary of Veterans Affairs, and direction and supervision of the Department of Veterans Affairs.

By Senators Leibham, Moulton and Lasee; cosponsored by Representatives Petersen, Wynn, Petryk, Spanbauer, A. Ott, Kooyenga, Mursau, Kestell, Williams, Bies, Honadel, Ballweg, Jacque, Kleefisch, Pridemore, Litjens, Ripp, Thiesfeldt, J. Ott and Nerison.

To committee on **Economic Development and Veterans and Military Affairs**.

REPORT OF COMMITTEES

The committee on **Health** reports and recommends:

CARLI, ANN MEIER, of Green Bay, as a member of the Optometry Examining Board, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 5 – Senators Vukmir, Galloway, Moulton, Erpenbach and Carpenter.

Noes, 0 – None.

FELDHAKKE, LAURA J., of Stoughton, as a member of the Hearing and Speech Examining Board, to serve for the term ending July 1, 2012.

Confirmation.

Ayes, 5 – Senators Vukmir, Galloway, Moulton, Erpenbach and Carpenter.

Noes, 0 – None.

FOSS, DR. RICHARD, of La Crosse, as a member of the Optometrist Examining Board, to serve for the term ending July 1, 2013.

Confirmation.

Ayes, 5 – Senators Vukmir, Galloway, Moulton, Erpenbach and Carpenter.

Noes, 0 – None.

GRIFFITH, JODI, of Cumberland, as a member of the Chiropractic Examining Board to serve for the term ending July 1, 2015.

Confirmation.

Ayes, 5 – Senators Vukmir, Galloway, Moulton, Erpenbach and Carpenter.

Noes, 0 – None.

KLAPPERICH, STEVEN, of St. Cloud, as a member of the Hearing and Speech Examining Board, to serve for the term ending July 1, 2015.

Confirmation.

Ayes, 5 – Senators Vukmir, Galloway, Moulton, Erpenbach and Carpenter.

Noes, 0 – None.

KOSHICK, JAMES, of New Berlin, as a member of the Chiropractic Examining Board, to serve for the term ending July 1, 2013.

Confirmation.

Ayes, 5 – Senators Vukmir, Galloway, Moulton, Erpenbach and Carpenter.

Noes, 0 – None.

LANCASTER, RACHELLE, of Fond du Lac, as a member of the Board of Nursing, to serve for the term ending July 2015.

Confirmation.

Ayes, 5 – Senators Vukmir, Galloway, Moulton, Erpenbach and Carpenter.

Noes, 0 – None.

MCMAHON, MICHAEL, of Eau Claire, as a member of the Chiropractic Examining Board, to serve for the term ending July 1, 2013.

Confirmation.

Ayes, 5 – Senators Vukmir, Galloway, Moulton, Erpenbach and Carpenter.

Noes, 0 – None.

OTT, DR. CAROL, of Mequon, as a member of the Board of Nursing, to serve for the term ending July 1, 2014.

Confirmation.

Ayes, 5 – Senators Vukmir, Galloway, Moulton, Erpenbach and Carpenter.

Noes, 0 – None.

RASMUSSEN, CHARLOTTE, of Stanley, as a member of the Pharmacy Examining Board, to serve for the term ending July 1, 2015.

Confirmation.

Ayes, 5 – Senators Vukmir, Galloway, Moulton, Erpenbach and Carpenter.

Noes, 0 – None.

VAN MEETEREN, ROBERT, of Reedsburg, as a member of the Wisconsin Health and Educational Facilities Authority, to serve for the term ending July 1, 2013.

Confirmation.

Ayes, 5 – Senators Vukmir, Galloway, Moulton, Erpenbach and Carpenter.

Noes, 0 – None.

LEAH VUKMIR
Chairperson

The committee on **Senate Organization** reports:

Pursuant to Senate Rule 76, establish a schedule and time limits for the consideration of **Assembly Bill 7** and other matters that may come before the Senate. Pursuant to this motion:

- The Senate will vote on the question of concurrence of Assembly Bill 7 at 11:00 A.M. today.
- Following the vote on concurrence, if there are any further debatable motions made, debate on all such motions will be limited to a total of 15 minutes.
- Any time spent in caucus or on other matters shall not delay the time of these votes.

Ayes: 3 – Senators Fitzgerald, Ellis, and Grothman.

Noes: 2 – Senators Miller and Hansen.

SCOTT FITZGERALD
Chairperson

PETITIONS AND COMMUNICATIONS

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2011 SENATE BILL 90

Prepared by the Legislative Reference Bureau
(May 19, 2011)

In enrolling, the following correction was made:

1. Page 25, line 24: delete “941.295 (4)” and substitute “941.295 (1c) (a)”.

ADVICE AND CONSENT OF THE SENATE

State of Wisconsin
Office of the Governor

May 17, 2011

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SATULA, BRIAN, of Oak Creek, as an Administrator on the Wisconsin Emergency Management, to serve for the term ending at the pleasure of the Governor.

Respectfully submitted,
SCOTT WALKER
Governor

Read and referred to committee on **Labor, Public Safety, and Urban Affairs**.

THIRD READING OF JOINT RESOLUTIONS AND BILLS

Assembly Bill 7

Relating to: requiring certain identification in order to vote at a polling place or obtain an absentee ballot, verification of the addresses of electors, absentee voting procedure in certain residential care apartment complexes and adult family homes, identification cards issued by the Department of Transportation, creating an identification certificate issued by the Department of Transportation, requiring the exercise of rule-making authority, and providing a penalty.

President Ellis addressed the Senate:

“Pursuant to Senate Rule 76 and the committee on Senate Organization, we have established time limits for the consideration on Assembly Bill 7 and any other matters to come before the Senate today.

Pursuant to that directive, the Senate will vote at 11 A.M. on the question of concurrence, and any other subsidiary motions that are made after that will be clocked in at 15 minutes.”

Senator Miller moved that the actions of the committee on **Senate Organization** be repealed, and that the established time limits be removed.

The question was: Shall the actions of the committee on Senate Organization be repealed?

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

Ayes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Miller, Risser, Taylor, Vinehout and Wirch – 13.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Hopper, Kapanke, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 19.

Absent or not voting – Senator Lassa – 1.

Motion to repeal refused.

IN THE CHAIR

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

IN THE CHAIR

President Ellis in the chair.

The question was: Shall **Assembly Bill 7** be concurred in?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 5; absent or not voting, 9; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Hopper, Kapanke, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 19.

Noes – Senators Carpenter, Erpenbach, Hansen, Holperin and Wirch – 5.

Absent or not voting – Senators S. Coggs, T. Cullen, Jauch, C. Larson, Lassa, Miller, Risser, Taylor and Vinehout – 9.

Concurred in.

Pursuant to the suspension of Senate Rule 73m on June 8, 2011, the official roll call on the question of concurrence in Assembly Bill 7 is:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Hopper, Kapanke, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 19.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, C. Larson, Lassa, Miller, Risser, Taylor, Vinehout and Wirch – 14.

Absent or not voting – None.

Senator S. Fitzgerald moved that the vote by which **Assembly Bill 7** was concurred in be reconsidered.

The question was: Shall the vote by which **Assembly Bill 7** was concurred in be reconsidered?

Reconsideration refused.

Assembly Bill 7

Messaged pursuant to Senate Rule 42 (1).

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

Senator Larson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Kristine Schwanda and Molly Swank. Both women are constituents of Senator Larson and members of Emerge Wisconsin’s 2011 class. Emerge Wisconsin is part of a national movement to address the under-representation of women in elected office at the local, state, and federal level.

ADJOURNMENT

President Ellis, with unanimous consent, asked that the Senate stand adjourned

Adjourned.

11:03 A.M.