



# STATE OF WISCONSIN

# Senate Journal

## One-Hundredth Regular Session

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1:03 P.M.

TUESDAY, September 13, 2011

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The Senate met.

The Senate was called to order by President Ellis.

The Senate stood for a moment of silence.

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

The Chief Clerk read the certification of election from the Government Accountability Board.

With unanimous consent, Senator Miller introduced the respective members as they came before the bar to be sworn in.

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#### **Senator Miller Introduced Senator King**

“Jessica King’s inauguration as State Senator today is a testament to hard work and persistence.

Born and raised in Fond du Lac County, Jess overcame many life challenges at a young age. Becoming a ward of the state at age 15, Jessica put herself through college with hard work and scholarships, graduating from the University of Wisconsin Oshkosh and earning a law degree from Thomas Jefferson Law School.

Returning to Oshkosh, Jessica helped her parents as they battled cancer and kidney failure, opened her own small business and dedicated herself to giving back to the community that had given so much to her.

Jessica became very involved in a several community groups, served as an adjunct professor at University of Wisconsin Oshkosh, ran for Oshkosh City Council and served as Deputy Mayor of Oshkosh.

Please join me in welcoming Jessica King as the State Senator for the 18th District.”

#### **Senator Miller Introduced Senator Shilling**

“Jennifer Shilling is new to the Senate but has a long history of working for the people of Western Wisconsin as a County Board supervisor, legislative aide and Assembly Representative for the 95th District.

In the Assembly, Jennifer was an outstanding advocate for the University of Wisconsin, K–12 public schools and our technical colleges, creating well-paying jobs and ensuring seniors, children and working families have access to affordable, health care.

As a mother of two young children, Jennifer was particularly skilled at reigning in the sometimes heated debate and restoring civility in the Finance Committee.

Among those joining us in wishing her well today as she takes the oath of office as State Senator for the 32nd District are her husband Chris, children Nathan and Zachary, sister Joy and other family and friends.

Please join me in welcoming Jennifer Shilling to the State Senate.”

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#### **OATH OF OFFICE**

Upon the calling of the newly elected Senators on Tuesday, September 13, 2011, the following appeared before the Senate, took and subscribed a ceremonial oath of office which was administered by the Honorable Justice Annette Kingsland Ziegler of the Wisconsin Supreme Court.

Jessica King  
Jennifer Shilling

*Please see the August 19, 2011 Regular Session Journal for Senator King’s official oath of office and the August 30, 2011 Regular Session Journal for Senator Shilling’s official oath of office.*

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#### **CALL OF ROLL**

The roll was called, disclosing the presence of a quorum.

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, Jauch, Kedzie, King, C. Larson, Lasee, Lassa, Lazich, Leibham, Miller, Moulton, Olsen, Risser, Schultz, Shilling, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 33.

Absent – None.

Absent with leave – None.

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#### **INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS**

Read and referred:

#### **Senate Joint Resolution 40**

Relating to: Ford Ironman Wisconsin.

By Senators C. Larson, Schultz, Risser, S. Coggs and Taylor; cosponsored by Representatives Hulsey, Pocan,

Spanbauer, Hebl, Thiesfeldt, Bernard Schaber, Hintz, Turner and Berceau.

To committee on **Senate Organization**.

Read first time and referred:

**Senate Bill 179**

Relating to: requiring a private school that provides child care for children under three years of age to be licensed to operate a child care center.

By Senators Lassa, Ellis and Taylor; cosponsored by Representatives Bernard Schaber, Grigsby, Pope–Roberts, Berceau, Bernier, Bewley, Hulsey, Pasch, Ringhand and Sinicki.

To committee on **Education**.

**Senate Bill 180**

Relating to: procurement of prescription drugs by a faculty member at an institution of higher education for the purpose of lawful research, teaching, or testing.

By Senators Darling and Kedzie; cosponsored by Representatives J. Ott, Stone, Strachota, Spanbauer, Brooks, Pridemore, A. Ott and Kooyenga.

To committee on **Health**.

**Senate Bill 181**

Relating to: annual or consecutive month permits for vehicles transporting overheight loads of hay or straw.

By Senators Harsdorf, Galloway and Lassa; cosponsored by Representatives Petrowski, Spanbauer and Ripp.

To committee on **Transportation and Elections**.

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**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 47**  
**Assembly Joint Resolution 54**

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**MESSAGES FROM THE ASSEMBLY CONSIDERED**

**Assembly Joint Resolution 47**

Relating to: commemorating the 100th anniversary of the construction of Frank Lloyd Wright’s Taliesin.

By Representatives Marklein, Ballweg, Berceau, Bewley, Bies, Brooks, Clark, Hebl, Hintz, Hulsey, Jorgensen, Kerkman, Kestell, Loudenbeck, A. Ott, Petryk, Ripp, Spanbauer, Steineke, Thiesfeldt, Tranel and Weininger; cosponsored by Senators Carpenter, Darling, Lassa, Olsen, Schultz and Taylor.

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

**Assembly Joint Resolution 54**

Relating to: Ford Ironman Wisconsin.

By Representatives Hulsey, Bernard Schaber, Hebl, Hintz, Pocan, Spanbauer, Thiesfeldt, Turner and Berceau; cosponsored by Senators C. Larson, S. Coggs, Taylor, Risser and Schultz.

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

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

**Senate Resolution 20**

Relating to: recognizing the centennial of the establishment of the Republic of China (Taiwan).

Read.

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

Adopted.

**Senate Joint Resolution 37**

Relating to: Clay Matthews AIDS Walk Wisconsin Day.

Read.

The question was: Shall **Senate Joint Resolution 37** be adopted?

Adopted.

**Senate Joint Resolution 39**

Relating to: commending Gateway Technical College on its 100th anniversary.

Read.

The question was: Shall **Senate Joint Resolution 39** be adopted?

Adopted.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Joint Resolution 17** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Joint Resolution 17**

Relating to: recognizing Black History Month.

Read.

The question was: Shall **Assembly Joint Resolution 17** be concurred in?

Concurred in.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Joint Resolution 47** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Joint Resolution 47**

Relating to: commemorating the 100th anniversary of the construction of Frank Lloyd Wright’s Taliesin.

Read.

The question was: Shall **Assembly Joint Resolution 47** be concurred in?

Concurred in.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Joint Resolution 54** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Joint Resolution 54**

Relating to: Ford Ironman Wisconsin.

Read.

The question was: Shall **Assembly Joint Resolution 54** be concurred in?

Concurred in.

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

**Senate Joint Resolution 37**  
**Senate Joint Resolution 39**  
**Assembly Joint Resolution 17**  
**Assembly Joint Resolution 47**  
**Assembly Joint Resolution 54**

Messaged.

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## **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 Bob Irving and Albert Hartog.

Senator Harsdorf, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her parents, Ervin and Eloise Harsdorf, on celebrating their 65th wedding anniversary on September 5th.

Senator Erpenbach, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Sherri Steinhauer of Madison, who just retired from the LPGA Tour.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in memory of Henry Uihlein, a great Milwaukee leader who will be sorely missed.

Senator S. Coggs, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the late Mike Mokler, President of the Wisconsin Rental Housing Legislative Council, and member of the Wisconsin Childhood Lead Poisoning Prevention Program of the Department of Health Services.

Senator King, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her parents Richard J. King and Barbara L. King.

Senator Shilling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her friends and family, and Assembly Democratic colleagues who joined her in the Senate Chamber today.

Senator S. Fitzgerald, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Randy Hopper and Dan Kapanke.

Senator Carpenter, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his constituent Wayne F. Whittow, who served in the Wisconsin State Assembly, in the Wisconsin State Senate and as Senate Majority leader. Wayne Whittow was elected as Milwaukee City Treasurer in 1976, and has served in this office with distinction since that time. He has announced his retirement today.

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## **ADJOURNMENT**

Senator S. Fitzgerald, with unanimous consent, asked that the Senate stand adjourned until Thursday, September 15, 2011.

1:21 P.M.

Adjourned.

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## **MESSAGES FROM THE ASSEMBLY**

By Patrick E. Fuller, chief clerk.

Mr. President:

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

**Senate Joint Resolution 37**  
**Senate Joint Resolution 39**