



# STATE OF WISCONSIN

# Senate Journal

## September 2011 Special Session

12:44 P.M.

WEDNESDAY, November 2, 2011

The Senate met.

The Senate was called to order by President Ellis.

### 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.

The Senate stood for a moment of silence.

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

Senator Miller, with unanimous consent, asked the the Senate stand informal.

The Senate stood informal.

### SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

#### Senate Bill 14, September 2011 Special Session

Relating to: interest rates on judgments in certain civil actions.

Read a second time.

The Chair noted the possible lack of a quorum.

The roll was called and a quorum was present.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 14, September 2011 Special Session**?

Adopted.

Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 14, September 2011 Special Session** offered by Senators Risser, Wirch, T. Cullen, King, C. Larson, Holperin, Taylor, Vinehout, S. Coggs and Miller.

### IN THE CHAIR

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

Senator Zipperer moved that Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 14, September 2011 Special Session** be laid on the table.

The question was: Shall Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 14, September 2011 Special Session** be laid on the table?

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

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 17.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, King, C. Larson, Lassa, Miller, Risser, Shilling, Taylor, Vinehout and Wirch – 16.

Absent or not voting – None.

Tabled.

Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 14, September 2011 Special Session** offered by Senators Taylor, Vinehout, Risser, Miller and S. Coggs.

Senator Zipperer moved that Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 14, September 2011 Special Session** be laid on the table.

The question was: Shall Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 14, September 2011 Special Session** 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 Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Kedzie, C. Larson, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 18.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, King, Lassa, Miller, Risser, Shilling, Taylor, Vinehout and Wirch – 15.

Absent or not voting – None.

Tabled.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 14, September 2011 Special Session**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 14, September 2011 Special Session**

Read a third time.

The question was: Shall **Senate Bill 14, September 2011 Special Session** be passed?

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

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 17.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, King, C. Larson, Lassa, Miller, Risser, Shilling, Taylor, Vinehout and Wirch – 16.

Absent or not voting – None.

Passed.

**Senate Bill 22, September 2011 Special Session**

Relating to: the duty of care owed to trespassers.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 22, September 2011 Special Session**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 22, September 2011 Special Session**

Read a third time and passed.

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

**Senate Bill 14, September 2011 Special Session**

**Senate Bill 22, September 2011 Special Session**

Messaged.

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**ADJOURNMENT**

Senator S. Fitzgerald, with unanimous consent, asked that the September 2011 Special Session of the Senate adjourn until Thursday, November 3, 2011.

2:43 P.M.

Adjourned.