



STATE OF WISCONSIN

Senate Journal

One-Hundredth Regular Session

1:42 P.M.

TUESDAY, March 6, 2012

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 Miller 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 Bill 50** offered by Senators Erpenbach, King, Hansen, Miller, Vinehout and Taylor.

Senate amendment 1 to **Senate Bill 65** offered by Senator Lazich.

Senate amendment 1 to Senate amendment 1 to **Senate Bill 382** offered by Senator Galloway.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 466** offered by Senator Wanggaard.

Senate substitute amendment 3 to **Senate Bill 488** offered by Senators Jauch, Schultz, King, Holperin, Hansen, Erpenbach, T. Cullen, C. Larson, Wirch, S. Coggs, Taylor and Vinehout.

Senate amendment 1 to **Senate Bill 535** offered by Senator Schultz.

Senate substitute amendment 3 to **Assembly Bill 426** offered by Senators Jauch, Schultz, King, Holperin, Hansen, Erpenbach, T. Cullen, C. Larson, Wirch, S. Coggs, Taylor, Vinehout and Lassa.

Senate amendment 1 to Senate substitute amendment 3 to **Assembly Bill 426** offered by Senators Taylor, Miller, C. Larson, Vinehout, Carpenter and Lassa.

INTRODUCTION, FIRST READING, AND REFERENCE OF PROPOSALS

Read and referred:

Senate Joint Resolution 72

Relating to: modifying the session schedule for the 2011–12 biennial session period for the purpose of extending the date for the submission of enrolled bills to the governor for executive action.

By Senator S. Fitzgerald; cosponsored by Representative J. Fitzgerald.

To committee on **Senate Organization**.

Read first time and referred:

Senate Bill 549

Relating to: fees for dental services.

By Senators Wanggaard, Galloway, Holperin, Lasee, Vinehout, Moulton, Lazich, Hansen, Schultz, Erpenbach, King and Shilling; cosponsored by Representatives Wynn, Danou, Endsley, Bernier, Spanbauer, Thiesfeldt, Nass, A. Ott, Petrowski, Young, Nerison, Kaufert, Pridemore, Doyle, Knilans, Krug, Petryk, Mason, Kuglitsch, Strachota, Loudenbeck, Ballweg, Ripp, Stone, Bernard Schaber, Tranel, Williams, Vos and Kerkman.

To committee on **Insurance and Housing**.

Senate Bill 550

Relating to: professional or occupational licensure renewal requirements for active duty service members and their spouses and requirements concerning licensure in this state of spouses of service members temporarily stationed in this state.

By Senator Wanggaard; cosponsored by Representative Spanbauer.

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

Senate Bill 551

Relating to: external review process of health benefit plan decisions.

By Senators Erpenbach and Carpenter; cosponsored by Representatives Richards, Berceau, Pasch, Pope–Roberts and Turner.

To committee on **Insurance and Housing**.

Senate Bill 552

Relating to: eliminating registration requirements for all–terrain vehicles used exclusively for agricultural purposes or used exclusively on private property.

By Senator Olsen; cosponsored by Representatives Vruwink, Radcliffe, Jorgensen, Knilans, Doyle, Pridemore, Pope–Roberts, Spanbauer, Thiesfeldt, Turner and Marklein.

To committee on **Transportation and Elections**.

Senate Bill 553

Relating to: use of veterans identification cards as proof of identification for voting.

By Senators Olsen, Taylor, C. Larson, Erpenbach, Lasee, Vinehout and S. Coggs; cosponsored by Representatives Turner, Sinicki, Roys, Vruwink, Steinbrink, Young, Hulsey, Grigsby, Toles, Ringhand, Milroy, Hebl, Berceau, Staskunas, Petryk, Pope–Roberts, C. Taylor, Clark, Spanbauer and Pocan.

To committee on **Transportation and Elections**.

Senate Bill 554

Relating to: sales and use tax exemption for energy–efficient products purchased in conjunction with Earth Day.

By Senators Lassa and Holperin; cosponsored by Representatives Molepske Jr, Pocan, Mason, C. Taylor, Spanbauer, Berceau, Sinicki and Bewley.

To joint survey committee on **Tax Exemptions**.

Senate Bill 555

Relating to: law enforcement officers who are on duty, off–duty law enforcement officers, and former law enforcement officers and going armed with firearms.

By Senator Wanggaard; cosponsored by Representatives Kleefisch and Bies.

To committee on **Labor, Public Safety, and Urban Affairs**.

REPORT OF COMMITTEES

The committee on **Economic Development and Veterans and Military Affairs** reports and recommends:

GONZALEZ, GERARDO, of Mequon, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 2015.

Confirmation.

Ayes, 7 – Senators Leibham, Darling, Wanggaard, Galloway, Lassa, Taylor and Shilling.

Noes, 0 – None.

KLEIN, TRACEY, of Brookfield, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 2015.

Confirmation.

Ayes, 7 – Senators Leibham, Darling, Wanggaard, Galloway, Lassa, Taylor and Shilling.

Noes, 0 – None.

MCREYNOLDS, WILLIAM L., of Racine, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 2013.

Confirmation.

Ayes, 7 – Senators Leibham, Darling, Wanggaard, Galloway, Lassa, Taylor and Shilling.

Noes, 0 – None.

SMILEY, DON, of Milwaukee, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 2015.

Confirmation.

Ayes, 7 – Senators Leibham, Darling, Wanggaard, Galloway, Lassa, Taylor and Shilling.

Noes, 0 – None.

Senate Bill 291

Relating to: authorizing the sale or transfer of tax credits in counties experiencing high rates of unemployment.

Adoption of Senate Amendment 1 to Senate Substitute Amendment 1.

Ayes, 4 – Senators Leibham, Darling, Wanggaard and Galloway.

Noes, 3 – Senators Lassa, Taylor and Shilling.

Adoption of Senate Substitute Amendment 1.

Ayes, 4 – Senators Leibham, Darling, Wanggaard and Galloway.

Noes, 3 – Senators Lassa, Taylor and Shilling.

Passage as amended.

Ayes, 4 – Senators Leibham, Darling, Wanggaard and Galloway.

Noes, 3 – Senators Lassa, Taylor and Shilling.

Senate Bill 369

Relating to: an income and franchise tax credit for hiring unemployed disabled veterans.

Introduction and adoption of Senate Amendment 1.

Ayes, 7 – Senators Leibham, Darling, Wanggaard, Galloway, Lassa, Taylor and Shilling.

Noes, 0 – None.

Passage as amended.

Ayes, 7 – Senators Leibham, Darling, Wanggaard, Galloway, Lassa, Taylor and Shilling.

Noes, 0 – None.

JOSEPH LEIBHAM

Chairperson

The joint committee on **Finance** reports and recommends:

Senate Bill 488

Relating to: regulation of ferrous metallic mining and related activities, procedures for obtaining approvals from the Department of Natural Resources for the construction of utility facilities, making an appropriation, and providing penalties.

Introduction of Senate Substitute Amendment 1.

Ayes, 16 – Senators Darling, Olsen, Harsdorf, Grothman, Leibham, Zipperer, Taylor and Jauch. Representatives Vos, Meyer, Strachota, LeMahieu, Nygren, Kleefisch, Mason and Richards.

Noes, 0 – None.

Introduction and adoption of Senate Substitute Amendment 2.

Ayes, 16 – Senators Darling, Olsen, Harsdorf, Grothman, Leibham, Zipperer, Taylor and Jauch. Representatives Vos, Meyer, Strachota, LeMahieu, Nygren, Kleefisch, Mason and Richards.

Noes, 0 – None.

Passage as amended.

Ayes, 12 – Senators Darling, Olsen, Harsdorf, Grothman, Leibham and Zipperer. Representatives Vos, Meyer, Strachota, LeMahieu, Nygren and Kleefisch.

Noes, 4 – Senators Taylor and Jauch. Representatives Mason and Richards.

ALBERTA DARLING

Senate Chairperson

The committee on **Senate Organization** reports:

Referred to, and withdrawn from, the joint committee on **Finance**, pursuant to Senate Rule 41 (1)(e):

Senate Bill 487

Ayes: 5 – Senators Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes: 0 – None.

Waived the public hearing requirement, pursuant to Senate Rule 18 (1m):

Assembly Bill 418

Ayes: 3 – Senators Fitzgerald, Ellis and Grothman.

Noes: 2 – Senators Miller and Hansen.

Placed the following appointments and proposals on the Senate Calendar of Wednesday, March 7, 2012:

Gerardo Gonzalez

Tracey Klein

William L. McReynolds

Don Smiley

Senate Joint Resolution 70

Senate Joint Resolution 71

Senate Bill 275

Senate Bill 297

Senate Bill 300

Senate Bill 326

Senate Bill 376

Senate Bill 388

Senate Bill 487

Assembly Joint Resolution 44

Assembly Joint Resolution 60

Assembly Joint Resolution 74

Assembly Joint Resolution 76

Assembly Joint Resolution 89

Assembly Joint Resolution 91

Assembly Joint Resolution 99

Assembly Joint Resolution 102

Assembly Joint Resolution 108

Assembly Joint Resolution 112

Assembly Joint Resolution 113

Assembly Joint Resolution 117

Assembly Joint Resolution 119

Assembly Joint Resolution 120

Assembly Bill 209

Assembly Bill 263

Assembly Bill 311

Assembly Bill 418

Ayes: 5 – Senators Fitzgerald, Ellis, Grothman, Miller and Hansen.

Noes: 0 – None.

SCOTT FITZGERALD
Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of the Senate President

March 6, 2012

The Honorable, the Senate:

Pursuant to Senate Rule 46 (2)(c), I am writing to inform you that I have directed the following proposal(s) to be withdrawn from committee and rereferred. I have obtained the consent of the appropriate standing committee chairperson and the chairperson of the committee on Senate Organization.

Senate Bill 531, relating to exempting a city, town, village, or school district from a county library tax, withdrawn from the joint survey

committee on **Tax Exemptions** and rereferred to committee on **Labor, Public Safety, and Urban Affairs**.

Sincerely,
MICHAEL E. ELLIS
Senate President

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a coauthor of **Senate Bill 179**.

Pursuant to Senate Rule 17 (5), Senator Olsen added as a coauthor of **Senate Bill 524**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a cosponsor of **Assembly Bill 397**.

Pursuant to Senate Rule 17 (5), Senator Lassa added as a coauthor of **Senate Bill 496**.

Pursuant to Senate Rule 17 (5), Senator Lassa added as a coauthor of **Senate Bill 518**.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

ASSEMBLY SUBSTITUTE AMENDMENT 1
2011 ASSEMBLY BILL 426

Prepared by the Legislative Reference Bureau
(March 5, 2012)

1. Page 159, line 20: delete “(b)” and substitute “(c)”.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2011 SENATE BILL 488

Prepared by the Legislative Reference Bureau
(March 5, 2012)

1. Page 182, line 7: delete “(b)” and substitute “(c)”.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

2011 SENATE BILL 214

Prepared by the Legislative Reference Bureau
(March 5, 2012)

1. Page 8, line 22: after “offense under” insert “s.”.

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 44**
- Assembly Joint Resolution 60**
- Assembly Joint Resolution 89**
- Assembly Joint Resolution 99**
- Assembly Joint Resolution 102**
- Assembly Joint Resolution 105**
- Assembly Joint Resolution 107**
- Assembly Joint Resolution 109**

Assembly Joint Resolution 117
Assembly Joint Resolution 119
Assembly Joint Resolution 120

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Joint Resolution 44

Relating to: the life and public service of Virgil D. Roberts and honoring his many accomplishments.

By Representatives Doyle and Shilling; cosponsored by Senator Kapanke.

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

Assembly Joint Resolution 60

Relating to: the life and public service of Judge Terence T. Evans.

By Representatives Richards, Berceau, Grigsby, Kerkman, Kessler, Pasch, C. Taylor and Turner; cosponsored by Senators C. Larson, S. Coggs, Risser, Schultz and Taylor.

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

Assembly Joint Resolution 89

Relating to: commending Ralph Bruno, the creator of the cheesehead hat.

By Representatives Sinicki, Van Roy, Turner, Bies, Rivard, Ripp and Hulsey; cosponsored by Senators C. Larson, Hansen and S. Coggs.

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

Assembly Joint Resolution 99

Relating to: honoring Barbara A. Bitters.

By Representative C. Taylor; cosponsored by Senator Miller.

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

Assembly Joint Resolution 102

Relating to: the life and public service of Jean Lucey.

By Representatives Richards, Kessler, Berceau, Bernard Schaber, Bewley, Bies, E. Coggs, Hebl, Jorgensen, Milroy, Molepske Jr, Pasch, Pope-Roberts, Ringhand, Sinicki, Steinbrink, C. Taylor, Turner, Young, Ziegelbauer and Clark; cosponsored by Senators C. Larson, S. Coggs, T. Cullen, Holperin, Jauch, Lassa, Miller, Taylor, Vinehout and Wirch.

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

Assembly Joint Resolution 105

Relating to: the life and public service of Darin Arthur Renner.

By Representatives Vos, Meyer, LeMahieu, Nygren, Strachota, Kleefisch, Grigsby and Mason; cosponsored by Senators Darling, Olsen, Harsdorf, Leibham, Grothman, Zipperer, Taylor and Jauch.

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

Assembly Joint Resolution 107

Relating to: the life and public service of John Gower and honoring his many accomplishments.

By Representatives Nygren, Jacque, Ballweg, Berceau, Bies, Endsley, Kerkman, Klenke, Krug, Marklein, Mursau, A. Ott, Petrowski, Pridemore, Spanbauer, Sinicki, Steineke, Suder, Tauchen, Tranel, Van Roy, Weininger and Ziegelbauer; cosponsored by Senators Grothman, Lasee, Cowles, Hansen, Schultz and Taylor.

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

Assembly Joint Resolution 109

Relating to: commending the University of Wisconsin Badgers football team on an outstanding 2011 season.

By Representatives Jacque, Weininger, Ballweg, Bernier, Bies, Brooks, E. Coggs, Hebl, Hintz, Jorgensen, Kerkman, Kuglitsch, Marklein, Mason, Murtha, A. Ott, Petryk, Pocan, Sinicki, Spanbauer, Steineke, Tauchen, C. Taylor, Tranel and Williams; cosponsored by Senators Galloway, Harsdorf, Lazich, Miller, Olsen, Risser, Schultz and Taylor.

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

Assembly Joint Resolution 117

Relating to: the life and public service of Jim Irwin.

By Representatives Farrow, Jacque, Van Roy, Nygren, Krug, Marklein, Kuglitsch, Steineke, J. Ott, Stone, Thiesfeldt, Hintz, Pasch, Ziegelbauer, Knilans, Bies, Kerkman, Jorgensen, Petryk, A. Ott, Spanbauer and Brooks; cosponsored by Senators Hansen, C. Larson, Taylor, S. Coggs and Lazich.

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

Assembly Joint Resolution 119

Relating to: the life and public service of William Kiley.

By Representatives Kestell, Bies, Brooks, Endsley, LeMahieu, Marklein, A. Ott and Spanbauer; cosponsored by Senators Leibham, Miller and Taylor.

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

Assembly Joint Resolution 120

Relating to: proclaiming May 18, 19, and 20, 2012, Syttende Mai Weekend.

By Representative Nerison; cosponsored by Senator Shilling.

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

ADVICE AND CONSENT OF THE SENATE

Senator Fitzgerald, with unanimous consent, asked that all the appointments be taken up en masse.

SAIED ASSEF of Green Bay, as a member of the Wisconsin Judicial Commission, to serve for the term ending August 1, 2014.

MARK BARRETTE of Beaver Dam, as a member of the Wisconsin Judicial Commission, to serve for the term ending August 1, 2014.

GREGG A. BOGOST of Madison, as a member of the Radiology Examining Board, to serve for the term ending May 1, 2015.

EILEEN BURNETT of De Pere, as a member of the Wisconsin Judicial Commission, to serve for the term ending August 1, 2014.

WILLIAM CULLINAN of New Berlin, as a member of the Wisconsin Judicial Commission, to serve for the term ending August 1, 2014.

JULIE ELLIS of New Berlin, as a member of the Board of Nursing, to serve for the term ending July 1, 2015.

BRIAN HAMMES of Fond Du Lac, as a member of the Optometry Examining Board, to serve for the term ending July 1, 2015.

MARY JAFARI of Onalaska, as a member of the Radiography Examining Board, to serve for the term ending May 1, 2012.

DOREEN JENSEN of Oshkosh, as a member of the Hearing and Speech Examining Board, to serve for the term ending July 1, 2012.

LYNN LEAZER of Verona, as a member of the Wisconsin Judicial Commission, to serve for the term ending August 1, 2012.

SURESH MISRA of Mequon, as a member of the Medical Examining Board, to serve for the term ending July 1, 2015.

ANDREW PETERSEN of Verona, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2015.

MARY ELLEN POLENSKE of Sun Prairie, as a member of the Hearing and Speech Examining Board, to serve for the term ending July 1, 2015.

LARRY RAMBO of Hartland, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2014.

GERALDINE REUTER of Lancaster, as a member of the Barbering and Cosmetology Examining Board, to serve for the term ending July 1, 2015.

TIMOTHY SWAN of Marshfield, as a member of the Medical Examining Board, to serve for the term ending July 1, 2013.

SRIDHAR V. VASUDEVAN of Belgium, as a member of the Medical Examining Board, to serve for the term ending July 1, 2012.

BARBARA VISTE-JOHNSON of Luxemburg, as a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2015.

THOMAS WAGNER of Oshkosh, as a member of the Health Insurance Risk-Sharing Plan Authority, to serve for the term ending May 1, 2014.

WILLIAM W. WEIS of Franklin, as a member of the Podiatrists Affiliated Credentialing Board, to serve for the term ending July 1, 2015.

PATRICIA WILLIS of Waukesha, as a member of the Hearing and Speech Examining Board, to serve for the term ending July 1, 2014.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – 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.

Noes – None.

Absent or not voting – None.

Confirmed.

MESSAGES FROM THE ASSEMBLY

Senate Bill 338

Relating to: waiving fees for certain professional and occupational licenses issued to veterans.

The question was: Shall Assembly amendment 1 to **Senate Bill 338** be concurred in?

Concurred in.

The question was: Shall Assembly amendment 2 to **Senate Bill 338** be concurred in?

Concurred in.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Joint Resolution 105** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Joint Resolution 105

Relating to: the life and public service of Darin Arthur Renner.

Read.

The question was: Shall **Assembly Joint Resolution 105** be concurred in?

Concurred in by unanimous rising vote.

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

1:54 P.M.

RECESS

2:17 P.M.

The Senate reconvened.

President Ellis in the chair.

Senator S. Fitzgerald, with unanimous consent, asked that **Assembly Joint Resolution 109** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Joint Resolution 109

Relating to: commending the University of Wisconsin Badgers football team on an outstanding 2011 season.

The question was: Shall **Assembly Joint Resolution 109** be concurred in?

Concurred in.

Senator S. Fitzgerald, with unanimous consent, asked that the Senate move to the 10th order of business on today's calendar.

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

Senate Joint Resolution 58

Relating to: commending Laura Kaeppler on winning the Miss America pageant.

The question was: Shall **Senate Joint Resolution 58** be adopted?

Adopted.

Senate Joint Resolution 65

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

The question was: Shall **Senate Joint Resolution 65** be adopted?

Adopted.

Senate Joint Resolution 66

Relating to: commemorating the achievements and contributions of Moraine Park Technical College on the occasion of its centennial.

The question was: Shall **Senate Joint Resolution 66** be adopted?

Adopted.

Senate Joint Resolution 69

Relating to: honoring the members of Bon Iver and Justin Vernon on their 2012 Grammy Awards.

The question was: Shall **Senate Joint Resolution 69** be adopted?

Adopted.

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

Senate Bill 50

Relating to: wind energy system rules.

Read a second time.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Bill 50** be placed after **Senate Bill 255** on today's calendar.

Placed after **Senate Bill 255** on today's calendar.

Senate Bill 58

Relating to: liability of public utility customers for unbilled utility service.

Read a second time.

Senate amendment 1 to **Senate Bill 58** offered by Senators Wanggaard and Ellis.

The question was: Adoption of Senate amendment 1 to **Senate Bill 58**?

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 58

Read a third time and passed.

Senate Bill 114

Relating to: legislative consideration of a biennial budget bill.

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.

Senate Bill 114

Read a third time.

The question was: Shall **Senate Bill 114** be passed?

The ayes and noes were required and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

Ayes – 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, Moulton, Olsen, Schultz, Shilling, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 30.

Noes – Senators Miller, Risser and Taylor – 3.

Absent or not voting – None.

Passed.

IN THE CHAIR

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

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.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 179**?

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 179

Read a third time.

The question was: Shall **Senate Bill 179** be passed?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – 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.

Noes – None.

Absent or not voting – None.

Passed.

Senate Bill 255

Relating to: the publication and effective dates of acts.

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.

Senate Bill 255

Read a third time.

The question was: Shall **Senate Bill 255** be passed?

The ayes and noes were required 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, Holperin, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 18.

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

Absent or not voting – None.

Passed.

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

Senate Bill 338

Action Messaged.

Assembly Joint Resolution 105

Assembly Joint Resolution 109

Senate Joint Resolution 58

Senate Joint Resolution 65

Senate Joint Resolution 66

Senate Joint Resolution 69

Senate Bill 58

Senate Bill 114

Senate Bill 179

Senate Bill 255

Messaged.

Senate Bill 50

Relating to: wind energy system rules.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Bill 50** be placed at the foot of the 11th order of business on today's calendar.

Placed at the foot of the 11th order of business.

Senate Bill 308

Relating to: deposit placement programs of public depositories.

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.

Senate Bill 308

Read a third time and passed.

Senate Bill 394

Relating to: establishing an assistant district attorney pay progression plan.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 394**?

Adopted.

Senate substitute amendment 2 to **Senate Bill 394** offered by Senators Taylor, C. Larson, Vinehout, King, T. Cullen, Wirch, Risser, Lassa, Hansen, Shilling, Carpenter, Jauch, Miller and S. Coggs.

Senator Olsen moved that Senate substitute amendment 2 to **Senate Bill 394** be laid on the table.

The question was: Shall Senate substitute amendment 2 to **Senate Bill 394** be laid on the table?

Tabled.

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 394

Read a third time.

The question was: Shall **Senate Bill 394** be passed?

The ayes and noes were demanded and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – 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.

Noes – None.

Absent or not voting – None.

Passed.

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

Senate Bill 308

Senate Bill 394

Messaged.

Senate Bill 396

Relating to: financial assistance for the livestock premises registration program, a tax credit for livestock identification tags and tag-reading equipment, and making an appropriation.

Read a second time.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 396** offered by Senators King, C. Larson, Vinehout, Holperin, Taylor, Shilling, T. Cullen, S. Coggs, Wirch, Miller, Lassa, Hansen and Erpenbach.

Senator Harsdorf moved that Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 396** be laid on the table.

The question was: Shall Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 396** be laid on the table?

Tabled.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 396**?

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 396

Read a third time.

The question was: Shall **Senate Bill 396** be passed?

The ayes and noes were demanded and the vote was: ayes, 29; noes, 4; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, S. Coggs, Cowles, T. Cullen, Darling, Ellis, Erpenbach, S. Fitzgerald, Galloway, Grothman,

Hansen, Harsdorf, Holperin, Jauch, Kedzie, King, Lasee, Lassa, Lazich, Leibham, Moulton, Olsen, Schultz, Shilling, Taylor, Vinehout, Vukmir, Wanggaard and Zipperer – 29.

Noes – Senators C. Larson, Miller, Risser and Wirch – 4.

Absent or not voting – None.

Passed.

Senate Bill 399

Relating to: the admissibility of hearsay evidence at a preliminary examination.

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.

Senate Bill 399

Read a third time and passed.

Senator Miller, with unanimous consent, asked to be recorded as voting “No” on the question of passage of **Senate Bill 399**.

Senate Bill 407

Relating to: zinc air button cell batteries and providing penalties.

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.

Senate Bill 407

Read a third time and passed.

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

Senate Bill 396

Senate Bill 399

Senate Bill 407

Messaged.

Senate Bill 411

Relating to: hunting and trapping of wolves, providing an exemption from emergency rule procedures, extending the time limit for emergency rule procedures, and making an appropriation.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 411**?

Adopted.

The question was: Adoption of Senate amendment 3 to **Senate Bill 411**?

Adopted.

Senate amendment 4 to **Senate Bill 411** offered by Senator Moulton.

The question was: Adoption of Senate amendment 4 to **Senate Bill 411**?

Adopted.

Senate amendment 5 to **Senate Bill 411** offered by Senator Taylor.

Senator Moulton moved that Senate amendment 5 to **Senate Bill 411** be laid on the table.

The question was: Shall Senate amendment 5 to **Senate Bill 411** be laid on the table?

Tabled.

Ordered to a third reading.

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

Senate Bill 411

Read a third time.

The question was: Shall **Senate Bill 411** be passed?

The ayes and noes were demanded and the vote was: ayes, 24; noes, 9; absent or not voting, 0; as follows:

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Hansen, Harsdorf, Holperin, Kedzie, King, Lasee, Lassa, Lazich, Leibham, Moulton, Olsen, Schultz, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 24.

Noes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Jauch, C. Larson, Miller, Risser and Shilling – 9.

Absent or not voting – None.

Passed.

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

Senate Bill 411

Messaged.

Senate Bill 415

Relating to: buying, selling, bartering, and trading of nonedible parts from upland game birds.

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.

Senate Bill 415

Read a third time and passed.

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

Senate Bill 415

Messaged.

Senate Bill 426

Relating to: intentional program violations of public assistance programs.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 426**?

Adopted.

The question was: Adoption of Senate amendment 2 to **Senate Bill 426**?

Adopted.

Senator Grothman, with unanimous consent, asked that **Senate Bill 475** be placed at the foot of today's calendar.

Placed at the foot of today's calendar.

IN THE CHAIR

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

Senate amendment 5 to **Senate Bill 426** offered by Senators Erpenbach and Risser.

Senator Darling moved that Senate amendment 5 to **Senate Bill 426** be laid on the table.

The question was: Shall Senate amendment 5 to **Senate Bill 426** 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, Holperin, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 18.

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

Absent or not voting – None.

Tabled.

Senate amendment 6 to **Senate Bill 426** offered by Senators Risser and Erpenbach.

Senator Darling moved that Senate amendment 6 to **Senate Bill 426** be laid on the table.

The question was: Shall Senate amendment 6 to **Senate Bill 426** 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.

Ordered to a third reading.

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

Senate Bill 426

Read a third time.

The question was: Shall **Senate Bill 426** be passed?

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, Holperin, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 18.

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

Absent or not voting – None.

Passed.

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

Senate Bill 426

Messaged.

IN THE CHAIR

President Ellis in the chair.

Assembly Bill 426

Relating to: regulation of ferrous metallic mining and related activities, making an appropriation, and providing penalties.

Read a second time.

Senator Jauch moved rejection of Senate substitute amendment 2 to **Assembly Bill 426**.

The question was: Rejection of Senate substitute amendment 2 to **Assembly Bill 426**?

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

Ayes – Senators Carpenter, S. Coggs, T. Cullen, Erpenbach, Hansen, Holperin, Jauch, King, C. Larson, Lassa, Miller, Risser, Schultz, Shilling, Taylor, Vinehout and Wirch – 17.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Kedzie, Lasee, Lazich, Leibham, Moulton, Olsen, Vukmir, Wanggaard and Zipperer – 16.

Absent or not voting – None.

Rejected.

Senator S. Fitzgerald moved that **Assembly Bill 426** be referred to the committee on **Senate Organization**.

IN THE CHAIR

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

The question was: Shall **Assembly Bill 426** be referred to the committee on **Senate Organization**?

The ayes and noes were demanded and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – 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.

Noes – None.

Absent or not voting – None.

Referred.

Senate Bill 429

Relating to: portable electronics insurance and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 429**?

Adopted.

Ordered to a third reading.

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

Senate Bill 429

Read a third time and passed.

Senate Bill 441

Relating to: authorizing the Department of Natural Resources to collect voluntary contributions in addition to fees charged for certain approvals, authorizing the voluntary contributions to be paid to the Natural Resources Foundation of Wisconsin, and making an appropriation.

Read a second time.

Ordered to a third reading.

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

Senate Bill 441

Read a third time.

The question was: Shall **Senate Bill 441** be passed?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – 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.

Noes – None.

Absent or not voting – None.

Passed.

IN THE CHAIR

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

Senate Bill 452

Relating to: exception to local levy limits for the village of Warrens.

Read a second time.

Ordered to a third reading.

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

Senate Bill 452

Read a third time.

The question was: Shall **Senate Bill 452** be passed?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – 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.

Noes – None.

Absent or not voting – None.

Passed.

Senate Bill 453

Relating to: the authority and responsibility of the Department of Safety and Professional Services, requirements for obtaining certain licenses or other credentials from the Department of Safety and Professional Services, weighing a product that contains opium or another controlled substance, and granting rule-making authority.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 453**?

Adopted.

Ordered to a third reading.

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

Senate Bill 453

Read a third time and passed.

Senate Bill 457

Relating to: dispensing motor vehicle fuel for persons with disabilities, granting rule-making authority, and providing a penalty.

Read a second time.

Ordered to a third reading.

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

Senate Bill 457

Read a third time and passed.

Senate Bill 459

Relating to: economic development activities of the Wisconsin Housing and Economic Development Authority.

Senate amendment 1 to **Senate Bill 459** offered by Senator Leibham.

The question was: Adoption of Senate amendment 1 to **Senate Bill 459**?

Adopted.

Read a second time.

Ordered to a third reading.

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

Senate Bill 459

Read a third time.

The question was: Shall **Senate Bill 459** be passed?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – 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.

Noes – None.

Absent or not voting – None.

Passed.

Senate Bill 461

Relating to: the governor's read to lead development fund, the Read to Lead Development Council, grants in support of literacy and early childhood development programs, teacher licensure, screening kindergarten pupils for reading readiness, remedial reading services for certain pupils, evaluating teacher preparatory programs and educator effectiveness, requiring the exercise of rule-making authority, and making an appropriation.

Read a second time.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Bill 461** be placed at the foot of today's calendar.

Placed at the foot of today's calendar.

Senate Bill 463

Relating to: the angel investment and early stage seed investment tax credit programs.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 463**?

Adopted.

Senator Leibham, with unanimous consent, asked that Senate amendment 2 to **Senate Bill 463** be withdrawn and returned to author.

Senate amendment 3 to **Senate Bill 463** offered by Senators Hansen, Taylor, Holperin, C. Larson, King, Wirch, Risser, Miller, Lassa and Vinehout.

POINT OF ORDER

Senator Leibham raised the point of order that Senate amendment 3 to **Senate Bill 463** was not germane.

The Chair ruled the point of order well taken.

Senator Hansen appealed the ruling of the chair.

The question was: Shall the Decision of the Chair stand as the judgement of the Senate?

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.

The Decision of the Chair stands as the judgement of the Senate.

Senate amendment 4 to **Senate Bill 463** offered by Senator Leibham.

The question was: Adoption of Senate amendment 4 to **Senate Bill 463**?

Adopted.

Ordered to a third reading.

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

Senate Bill 463

Read a third time.

The question was: Shall **Senate Bill 463** be passed?

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

Ayes – Senators Carpenter, S. Coggs, Cowles, T. Cullen, Darling, Ellis, Erpenbach, S. Fitzgerald, Galloway, Grothman, Hansen, Harsdorf, Holperin, Jauch, Kedzie, King, C. Larson, Lasee, Lassa, Leibham, Miller, Moulton, Olsen, Risser, Schultz, Shilling, Taylor, Vinehout, Vukmir, Wanggaard, Wirch and Zipperer – 32.

Noes – Senator Lazich – 1.

Absent or not voting – None.

Passed.

Senate Bill 464

Relating to: prohibiting fingerprinting in connection with professional credentials issued by the Department of Safety and Professional Services or an examining board or affiliated credentialing board, except as provided in the statutes, and requiring the exercise of rule-making authority.

Read a second time.

Ordered to a third reading.

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

Senate Bill 464

Read a third time.

The question was: Shall **Senate Bill 464** 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 465

Relating to: the definition of municipality for purposes of tax refund setoffs.

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.

Senate Bill 465

Read a third time.

The question was: Shall **Senate Bill 465** be passed?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – 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.

Noes – None.

Absent or not voting – None.

Passed.

Senate Bill 474

Relating to: matching financial records for Medical Assistance eligibility and providing a penalty.

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.

Senate Bill 474

Read a third time and passed.

Senate Bill 476

Relating to: changing the date of fire prevention week from the week of October 8 to the week of October 9.

Read a second time.

Ordered to a third reading.

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

Senate Bill 476

Read a third time and passed.

Senate Bill 492

Relating to: regulating certain service contracts and granting rule-making authority.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 492**?

Adopted.

Senate amendment 2 to **Senate Bill 492** offered by Senator Lasee.

The question was: Adoption of Senate amendment 2 to **Senate Bill 492**?

Adopted.

Senate amendment 3 to **Senate Bill 492** offered by Senators Lassa, Wirch, S. Coggs, T. Cullen, C. Larson, Holperin, Shilling, Miller, Hansen, Risser, Erpenbach, Vinehout and Carpenter.

The question was: Adoption of Senate amendment 3 to **Senate Bill 492**?

Adopted.

Senate amendment 1 to Senate amendment 2 to **Senate Bill 492** offered by Senator Lasee.

The question was: Adoption of Senate amendment 1 to Senate amendment 2 to **Senate Bill 492**?

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 492

Read a third time and passed.

Senate Bill 496

Relating to: brucellosis testing of milk, cream, and cattle and restrictions on moving or sale of American bison and other animal species.

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.

Senate Bill 496

Read a third time and passed.

Senate Bill 497

Relating to: designation, modification, and termination of agricultural enterprise areas.

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.

Senate Bill 497

Read a third time.

The question was: Shall **Senate Bill 497** be passed?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – 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.

Noes – None.

Absent or not voting – None.

Passed.

Senate Bill 498

Relating to: the pest abatement authority of the Department of Agriculture, Trade and Consumer Protection.

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.

Senate Bill 498

Read a third time and passed.

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

Senate Bill 429
Senate Bill 441
Senate Bill 452
Senate Bill 453
Senate Bill 457
Senate Bill 459
Senate Bill 463
Senate Bill 464
Senate Bill 465
Senate Bill 474
Senate Bill 476
Senate Bill 492
Senate Bill 496
Senate Bill 497
Senate Bill 498

Messaged.

Senate Bill 518

Relating to: gasoline vapor recovery requirements and granting rule-making authority.

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.

Senate Bill 518

Read a third time and passed.

Senate Bill 524

Relating to: exception to local levy limits for the city of Fox Lake.

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.

Senate Bill 524

Read a third time and passed.

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

Senate Bill 518
Senate Bill 524

Messaged.

Senate Bill 526

Relating to: technical changes to the qualified production activities income and franchise tax credit.

Read a second time.

Senate amendment 1 to **Senate Bill 526** offered by Senators Lassa, Miller, Risser, S. Coggs, T. Cullen, Shilling, King, C. Larson, Holperin, Vinehout, Taylor, Erpenbach, Jauch and Hansen.

The question was: Adoption of Senate amendment 1 to **Senate Bill 526**?

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 526

Read a third time.

The question was: Shall **Senate Bill 526** be passed?

The ayes and noes were demanded and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – 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.

Noes – None.

Absent or not voting – None.

Passed.

Senator S. Fitzgerald, with unanimous consent, asked that **Senate Bill 50** be placed at the foot of today's calendar.

Placed at the foot of today's calendar.

Senator Ellis, with unanimous consent, asked that **Senate Bill 526** be placed at the foot of today's calendar.

Placed at the foot of today's calendar.

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

Assembly Bill 56

Relating to: retail theft, proof of ownership for flea market sales, and providing penalties.

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 56

Read a third time and concurred in.

Assembly Bill 176

Relating to: minimum harvesting requirements for commercial fishing in the Great Lakes.

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 176

Read a third time and concurred in.

Assembly Bill 217

Relating to: impersonating certain officials and providing a penalty.

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 217

Read a third time and concurred in.

Assembly Bill 334

Relating to: possession of certain animals killed by vehicles.

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 334

Read a third time and concurred in.

Assembly Bill 384

Relating to: weapons that may be used to hunt certain animals and requirements for establishing open hunting seasons for those animals.

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 384

Read a third time and concurred in.

Assembly Bill 395

Relating to: acquisition of land in the Niagara Escarpment corridor.

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 395

Read a third time and concurred in.

Assembly Bill 397

Relating to: failing to report the death of a child or to report a missing child, moving the corpse of a child, hiding a corpse to collect public benefits, and providing penalties.

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 397

Read a third time and concurred in.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly, with the exception of **Senate Bill 526**:

Assembly Bill 56

Assembly Bill 176

Assembly Bill 217

Assembly Bill 334

Assembly Bill 384

Assembly Bill 395

Assembly Bill 397

Messaged.

Senate Bill 461

Relating to: the governor's read to lead development fund, the Read to Lead Development Council, grants in support of literacy and early childhood development programs, teacher licensure, screening kindergarten pupils for reading readiness, remedial reading services for certain pupils, evaluating teacher preparatory programs and educator effectiveness, requiring the exercise of rule-making authority, and making an appropriation.

The question was: Adoption of Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 461**?

Adopted.

The question was: Adoption of Senate amendment 3 to Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 461**?

Adopted.

Senate amendment 4 to Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 461** offered by Senators Grothman and Olsen.

The question was: Adoption of Senate amendment 4 to Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 461**?

Adopted.

The question was: Adoption of Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 461**?

Adopted.

Senate amendment 5 to Senate substitute amendment 1 to **Senate Bill 461** offered by Senators Grothman and Olsen.

The question was: Adoption of Senate amendment 5 to Senate substitute amendment 1 to **Senate Bill 461**?

Adopted.

Senate amendment 6 to Senate substitute amendment 1 to **Senate Bill 461** offered by Senators Vinehout, Taylor, Holperin, C. Larson, King, T. Cullen, Risser, Wirch, Miller, Lassa and Hansen.

Senator Olsen moved that Senate amendment 6 to Senate substitute amendment 1 to **Senate Bill 461** be laid on the table.

The question was: Shall Senate amendment 6 to Senate substitute amendment 1 to **Senate Bill 461** be laid on the table?

Tabled.

Senate amendment 7 to Senate substitute amendment 1 to **Senate Bill 461** offered by Senators C. Larson, Vinehout, Taylor, Holperin, Erpenbach, Hansen, Lassa, Miller, Risser, Wirch, King, Shilling, T. Cullen and S. Coggs.

Senator Olsen moved that Senate amendment 7 to Senate substitute amendment 1 to **Senate Bill 461** be laid on the table.

The question was: Shall Senate amendment 7 to Senate substitute amendment 1 to **Senate Bill 461** 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.

IN THE CHAIR

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

Senate amendment 8 to Senate substitute amendment 1 to **Senate Bill 461** offered by Senators Lassa, Wirch, S. Coggs, T. Cullen, C. Larson, Shilling, Miller, Hansen, Risser, Erpenbach and Carpenter.

Senator Olsen, with unanimous consent, asked that Senate amendment 8 to Senate substitute amendment 1 to **Senate Bill 461** be laid on the table.

The question was: Shall Senate amendment 8 to Senate substitute amendment 1 to **Senate Bill 461** be laid on the table?

Tabled.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 461**?

Adopted.

Ordered to a third reading.

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

Senate Bill 461

Read a third time.

The question was: Shall **Senate Bill 461** be passed?

The ayes and noes were required and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes – Senators Cowles, T. Cullen, Darling, Ellis, S. Fitzgerald, Galloway, Grothman, Harsdorf, Holperin, Kedzie, Lasee, Lassa, Lazich, Leibham, Moulton, Olsen, Schultz, Vukmir, Wanggaard and Zipperer – 20.

Noes – Senators Carpenter, S. Coggs, Erpenbach, Hansen, Jauch, King, C. Larson, Miller, Risser, Shilling, Taylor, Vinehout and Wirch – 13.

Absent or not voting – None.

Passed.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly, with the exception of **Senate Bill 526**:

Senate Bill 461

Messaged.

Senate Bill 475

Relating to: audits and reports of state savings banks and state savings and loan associations.

Read a second time.

Senate amendment 1 to **Senate Bill 475** offered by Senator Grothman.

The question was: Adoption of Senate amendment 1 to **Senate Bill 475**?

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 475

Read a third time and passed.

Senator Fitzgerald, with unanimous consent, asked that all action be immediately messaged to the Assembly, with the exception of **Senate Bill 526**:

Senate Bill 475

Messaged.

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

Senator Schultz, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Kaitlyn Maule. Kaitlyn (Kait) Maule, of Dodgeville, is a brave and tenacious young lady who will receive her high school diploma on March 7, which is several weeks earlier than her classmates. Receiving her high school diploma fulfills Kait's life dream. Kait has experienced a serious illness for most of her life. Kait's illness has led to being in and out of hospitals since she was a small child. Due to a change in Kaitlyn's health, it is in her best interest to graduate ahead of the original date in June. Kait attended public school for half days into her sophomore year when her health required she stay home, but she didn't give up. She completed her high school requirements as a student of a virtual school, the Insight School of Wisconsin. Kaitlyn's passion is learning. She was first in her class in public school and will rank fourth in her graduating class. In public school, Kaitlyn tested at a genius level IQ. Were she able, she would pursue a career in medicine, owing to her personal experiences with the profession. There is no doubt Kaitlyn Maule possesses the compassion, wisdom and other qualities that would have made her a superb healer. Tomorrow, March 7, 2012, Billy Beesley, the Principal of Insight School of Wisconsin, will proudly present Kaitlyn her high school diploma. He will be joined by Ronie Ruegsegger, her virtual school teacher, who the Kait and the Maule family have welcomed as a member of the family. Also witness to the ceremony, and beaming with pride; will be Kaitlyn's mom, Mary Jo, and grandparents Eldon and Lois Hird, aunts, uncles and past teachers who have supported Katie to achieve her dream of graduating. Senator Schultz is happy to share Kaitlyn's accomplishments and honor her remarkable journey to fulfill her life's goal to earn her High School Diploma.

ADJOURNMENT

Senator S. Fitzgerald, with unanimous consent, asked that the Senate stand adjourned until Wednesday, March 7, 2012 at 12:01 P.M.

Adjourned.

8:18 P.M.