



STATE OF WISCONSIN

Senate Journal

Ninety–Fifth Regular Session

10:00 A.M.

THURSDAY, March 7, 2002

The Senate met.

The Senate was called to order by Senator Fred Risser.

The roll was called and the following Senators answered to their names:

Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 33.

Absent – None.

Absent with leave – None.

The Senate stood for a moment of silent meditation.

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

INTRODUCTION AND REFERENCE OF RESOLUTIONS AND JOINT RESOLUTIONS

Read and referred:

Senate Joint Resolution 65

Relating to: memorializing Congress to pass House Resolution 1717, to require department of veterans affairs pharmacies to dispense medications to veterans for prescriptions written by private practitioners.

By Senators Grobschmidt, Burke, Schultz, Darling and Harsdorf; cosponsored by Representatives Staskunas, Duff, Sinicki, Bock, Pettis, Turner, Albers, Berceau, Musser, McCormick, J. Lehman, Sykora, Ryba, Wasserman, Lassa, Townsend, Miller and Carpenter.

To committee on **Health, Utilities, Veterans and Military Affairs**.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 489

Relating to: violations of sex offender registry reporting requirements and providing penalties.

By Senators Harsdorf, Kanavas and Lazich; cosponsored by Representatives Suder, Jeskewitz, Musser, Krawczyk and Hines.

To committee on **Judiciary, Consumer Affairs, and Campaign Finance Reform**.

Senate Bill 490

Relating to: appellate procedure.

By Senator George, by request of the Judicial Council.

To committee on **Judiciary, Consumer Affairs, and Campaign Finance Reform**.

REPORT OF COMMITTEES

The committee on **Environmental Resources** reports and recommends:

Assembly Bill 689

Relating to: approval by the joint committee on finance of contracts to sell or exchange state land under the jurisdiction of the department of natural resources.

Concurrence.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

GUMTOW, JON H., of Random Lake, as a member of the Examining Board of Professional Geologists, Hydrologists and Soil Scientists, to serve for the term ending July 1, 2006.

Confirmation.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Senate Bill 452

Relating to: the groundwater law and regulation of aquifer storage recovery systems.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 4 – Senators Baumgart, Hansen, Wirch and Cowles.

Noes, 1 – Senator Schultz.

Passage as amended.

Ayes, 4 – Senators Baumgart, Hansen, Wirch and Cowles.

Noes, 1 – Senator Schultz.

Senate Bill 468

Relating to: the formula used for calculating the estimated motorboat gas tax payment; establishing a wetlands protection grant program, funding for wetlands mitigation activities and positions, for lake management and river protection grants, and for positions to administer lake, river, and dam financial assistance programs; implementation of the conservation reserve enhancement program; implementation of county land and water resource management plans; granting rule-making authority; and making appropriations.

Passage.

Ayes, 4 – Senators Baumgart, Hansen, Wirch and Cowles.

Noes, 1 – Senator Schultz.

Jim Baumgart
Chairperson

The committee on **Health, Utilities, Veterans and Military Affairs** reports and recommends:

Senate Bill 394

Relating to: withholding from public inspection information about public utility security.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 9 – Senators Moen, Breske, Robson, Erpenbach, M. Meyer, Rosenzweig, Cowles, S. Fitzgerald and Lazich.

Noes, 0 – None.

Passage as amended.

Ayes, 9 – Senators Moen, Breske, Robson, Erpenbach, M. Meyer, Rosenzweig, Cowles, S. Fitzgerald and Lazich.

Noes, 0 – None.

Rodney Moen
Chairperson

Senator Robson, with unanimous consent, asked that the Senate recess until 1:10 P.M.

10:15 A.M

RECESS

1:10 P.M

The Senate reconvened.

Senator Risser in the chair.

Senator Schultz, with unanimous consent, asked to be added as a cosponsor of **Assembly Joint Resolution 92**.

Senator Schultz, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 497**.

Senator Jauch, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 711**.

Senator Erpenbach, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 711**.

Senator Grobschmidt, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 711**.

Senator Shibilski, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 711**.

Senator Burke, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 711**.

Senator Darling, with unanimous consent, asked to be added as a coauthor of **Senate Bill 489**.

Senator Hansen, with unanimous consent, asked to be added as a coauthor of **Senate Bill 470**.

ADVICE AND CONSENT OF THE SENATE

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

CLEMENCE, DR. KEITH, of Hales Corners, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 2005.

Read.

JAHIMIAK, DR. KAREN M., of Brookfield, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 2005.

Read.

MARG, DAVID J., of Mosinee, as a member of the Snowmobile Recreation Council, to serve for the interim term ending July 1, 2003.

Read.

REINEMANN, ROGER, of Mequon, as a member of the Judicial Commission, to serve for the interim term ending August 1, 2003.

Read.

STENAVICH, WALTER M., of Racine, as a member of the Board of Veterans Affairs, to serve for the term ending May 1, 2007.

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 Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Confirmed.

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

The committee on **Environmental Resources** reports and recommends:

Senate Clearinghouse Rule 00–025

Relating to the runoff management grant program.

Modifications requested.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Senate Clearinghouse Rule 00–026

relating to model ordinances for construction site erosion control and storm water management.

Modifications requested.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Senate Clearinghouse Rule 00–027

relating to runoff management.

Modifications requested.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Senate Clearinghouse Rule 00–028

relating to the priority watershed management program.

Modifications requested.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Senate Clearinghouse Rule 00–034

relating to animal feeding operations.

Modifications requested.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Senate Clearinghouse Rule 00-035

relating to stormwater discharge.

Modifications requested.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Senate Clearinghouse Rule 00-036

relating to best management practices, conditions and technical standards.

Modifications requested.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Jim Baumgart
Chairperson

MESSAGES FROM THE ASSEMBLY

By John A. Scocos, chief clerk.

Mr. President:

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

Assembly Bill 842

Adopted and asks concurrence in:

Assembly Joint Resolution 96

Assembly Joint Resolution 97

Assembly Joint Resolution 98

Assembly Joint Resolution 100

Assembly Joint Resolution 101

Amended and concurred in as amended:

Senate Bill 179 (Assembly amendment 1)

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 842

Relating to: legislative redistricting.

By Representative Walker; cosponsored by Senator Welch.

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

Assembly Joint Resolution 96

Relating to: the retirement of Cliff Miller.

By Representatives Kaufert, Wieckert, Krug, Ott, Hundertmark, Meyerhofer, Underheim, Olsen, Albers, Bock, Boyle, Carpenter, Freese, Gard, Gronemus, Gunderson, Jeskewitz, Kestell, Krawczyk, J. Lehman, M. Lehman, Miller, Montgomery, Musser, Pettis, Plouff, Pocan, Powers, Ryba, Townsend, Travis, Turner, Vrakas and Ziegelbauer; cosponsored by Senators Ellis, Welch, Roessler, Cowles, A. Lasee, Burke, Chvala, Darling, Erpenbach, Harsdorf, Huelsman, Panzer, Plache, Rosenzweig and Schultz.

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

Assembly Joint Resolution 97

Relating to: commending the Wisconsin 4-H youth development program.

By Representatives Loeffelholz, Townsend, Albers, Rhoades, Suder, Boyle, Huebsch, Gronemus, M. Lehman, Ladwig, Powers, Ainsworth, Kestell, Starzyk, Musser, Hines, Krawczyk, Ryba, Gard, Hahn, Owens, J. Lehman, Sykora,

Miller, Lassa, Plouff, Olsen, Jeskewitz, Ward, Petrowski, Berceau, Nass, Bies, Freese, Pettis, Gunderson, Johnsrud, Leibham, McCormick, Huber, Ott, D. Meyer, Friske, J. Fitzgerald, Grothman and Vrakas; cosponsored by Senators Roessler, S. Fitzgerald, Moen, Rosenzweig, Plache, Wirch, Huelsman, Hansen, Harsdorf, Welch, Schultz and Kanavas.

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

Assembly Joint Resolution 98

Relating to: recognizing and thanking all who served as members of the Minnesota-Wisconsin Boundary Area Commission for their hard work and dedication.

By Representatives Johnsrud, Gronemus, Rhoades, Pettis, Albers, Boyle, Ott, Miller, Gunderson, Plouff, Hines, Petrowski, Hahn, Jeskewitz, Townsend, Krawczyk and Urban; cosponsored by Senators M. Meyer, Harsdorf, Moen, Schultz, Burke, Cowles, Plache, Roessler and Darling.

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

Assembly Joint Resolution 100

Relating to: the Wisconsin School for the Deaf Sesquicentennial.

By Representative Kedzie; cosponsored by Senator Robson.

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

Assembly Joint Resolution 101

Relating to: commending the Wisconsin Elks Association on its 100th anniversary.

By Representatives Foti, Krawczyk, J. Fitzgerald, Ryba, Albers, Boyle, Grothman, Gundrum, Hahn, Jeskewitz, Kedzie, Kestell, Ladwig, J. Lehman, M. Lehman, D. Meyer, Miller, Montgomery, Musser, Ott, Owens, Petrowski, Schooff, Suder, Sykora, Vrakas and Lassa; cosponsored by Senators Moen, S. Fitzgerald, Welch, Baumgart, Darling, Cowles, Harsdorf, Roessler, Burke, Schultz and Plache.

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

Senate Bill 336

Relating to: safety training for all-terrain vehicle and motorboat operation.

Read.

Senator M. Meyer moved nonconcurrence in Assembly substitute amendment 1 to **Senate Bill 336**.

The question was: Shall Assembly substitute amendment 1 to **Senate Bill 336** be nonconcurrent in?

Nonconcurrent in.

**CONSIDERATION OF MOTIONS AND
RESOLUTIONS**

Senate Resolution 14

Relating to: designating April 24 of each year as Wisconsin Day of Remembrance for the Armenian Genocide of 1915 to 1923.

Read.

Senator Shibilski, with unanimous consent, asked to be added as a coauthor of **Senate Resolution 14**.

Adopted.

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

Senator Chvala, with unanimous consent, asked that **Senate Bill 479** be considered for action at this time.

Senate Bill 479

Relating to: payment of a medical assistance supplement to care management organizations that contract with municipal nursing homes for the provision of services to family care recipients.

Read a second time.

Ordered to a third reading.

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

Senate Bill 479

Read a third time and passed.

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

Senate Joint Resolution 59

Relating to: reducing, by income tax credits or by payments from state revenues, property taxes upon residential and agricultural real property as defined by law (first consideration).

Read a second time.

Ordered to a third reading.

Senator Chvala, with unanimous consent, asked that the joint resolution be considered for final action at this time.

Senate Joint Resolution 59

Read a third time.

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Schultz, Welch and Zien – 15.

Absent or not voting – None.

Adopted.

Senator Chvala, with unanimous consent, asked that **Senate Joint Resolution 62** be placed after **Senate Bill 231** on the calendar of March 7, 2002.

Senate Bill 231

Relating to: requiring the creation of a task force to develop a plan for the state centers for the developmentally disabled.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 231**?

Adopted.

Ordered to a third reading.

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

Senate Bill 231

Read a third time and passed.

Senate Joint Resolution 62

Relating to: proclaiming March as Colorectal Cancer Awareness Month.

Read.

Adopted.

Senate Bill 274

Relating to: the licensing of motor vehicle dealers, motor vehicle salespersons, and sales finance companies and providing a penalty.

Read a second time.

Ordered to a third reading.

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

Senate Bill 274

Read a third time and passed.

Senate Bill 307

Relating to: the possession of wild animals and their carcass parts; farm-raised deer; farm-raised game birds; animal health and animal markets, dealers, and truckers; participation in the national poultry improvement plan; taking, removing, selling, and transporting certain wild plants; granting rule-making authority; making appropriations; and providing penalties.

Read a second time.

Senate amendment 2 to **Senate Bill 307** offered by Senator Shibilski.

Senate amendment 3 to **Senate Bill 307** offered by Senator Shibilski.

Senate amendment 4 to **Senate Bill 307** offered by Senator Shibilski.

Senate amendment 5 to **Senate Bill 307** offered by Senator Shibilski.

Senate amendment 6 to **Senate Bill 307** offered by Senator Shibilski.

Senate amendment 7 to **Senate Bill 307** offered by Senator Shibilski.

Senate amendment 8 to **Senate Bill 307** offered by Senator Shibilski.

Senate amendment 9 to **Senate Bill 307** offered by Senator Shibilski.

Senate amendment 10 to **Senate Bill 307** offered by Senator Welch.

Senate amendment 11 to **Senate Bill 307** offered by Senator Welch.

Senate amendment 12 to **Senate Bill 307** offered by Senator Welch.

Senate amendment 13 to **Senate Bill 307** offered by Senator Welch.

Senate amendment 14 to **Senate Bill 307** offered by Senator Welch.

Senate substitute amendment 1 to **Senate Bill 307** offered by Senators Shibilski, Welch and A. Lasee.

Senator Schultz moved rejection of Senate substitute amendment 1 to **Senate Bill 307**.

The question was: Rejection of Senate substitute amendment 1 to **Senate Bill 307**?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Erpenbach, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Schultz and Wirch – 18.

Noes – Senators Darling, Ellis, S. Fitzgerald, George, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Shibilski, Welch and Zien – 15.

Absent or not voting – None.

Rejected.

Senator Moen moved rejection of Senate amendment 1 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 1 to **Senate Bill 307**?

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

Ayes – Senators Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 29.

Noes – Senators Baumgart, M. Meyer, Risser and Robson – 4.

Absent or not voting – None.

Rejected.

Senator Moen moved rejection of Senate amendment 2 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 2 to **Senate Bill 307**?

The ayes and noes were demanded and the vote was: ayes, 23; noes, 10; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Ellis, Erpenbach, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Lazich, M. Meyer, Moen, Moore, Plache, Risser, Robson, Schultz and Wirch – 23.

Noes – Senators Darling, S. Fitzgerald, Kanavas, A. Lasee, Panzer, Roessler, Rosenzweig, Shibilski, Welch and Zien – 10.

Absent or not voting – None.

Rejected.

Senator Darling, with unanimous consent, asked to be withdrawn as a coauthor of **Senate Bill 307**.

Senator Moen moved rejection of Senate amendment 3 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 3 to **Senate Bill 307**?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Erpenbach, George, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Schultz and Wirch – 18.

Noes – Senators Darling, Ellis, S. Fitzgerald, Grobschmidt, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Shibilski, Welch and Zien – 15.

Absent or not voting – None.

Rejected.

Senator Moen moved rejection of Senate amendment 4 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 4 to **Senate Bill 307**?

Rejected.

Senator Moen moved rejection of Senate amendment 5 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 5 to **Senate Bill 307**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch,

Lazich, M. Meyer, Moen, Moore, Plache, Risser, Robson, Schultz and Wirch – 20.

Noes – Senators Darling, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Panzer, Roessler, Rosenzweig, Shibilski, Welch and Zien – 12.

Absent or not voting – Senator Ellis – 1.

Rejected.

Senator Baumgart moved rejection of Senate amendment 6 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 6 to **Senate Bill 307**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Schultz and Wirch – 19.

Noes – Senators Darling, Ellis, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Shibilski, Welch and Zien – 14.

Absent or not voting – None.

Rejected.

Senator Moen moved rejection of Senate amendment 7 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 7 to **Senate Bill 307**?

The ayes and noes weredemanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Schultz and Wirch – 19.

Noes – Senators Darling, Ellis, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Shibilski, Welch and Zien – 14.

Absent or not voting – None.

Rejected.

Senator Moen moved rejection of Senate amendment 8 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 8 to **Senate Bill 307**?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Erpenbach, George, Hansen, Harsdorf, Huelsman, Jauch, Lazich, M. Meyer, Moen, Moore, Plache, Risser, Roessler, Rosenzweig, Schultz and Wirch – 22.

Noes – Senators Darling, Ellis, S. Fitzgerald, Grobschmidt, Kanavas, A. Lasee, Panzer, Robson, Shibilski, Welch and Zien – 11.

Absent or not voting – None.

Rejected.

Senator Baumgart moved rejection of Senate amendment 9 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 9 to **Senate Bill 307**?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Erpenbach, George, Grobschmidt, Hansen, Huelsman, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Roessler, Rosenzweig, Schultz and Wirch – 21.

Noes – Senators Darling, S. Fitzgerald, Harsdorf, Kanavas, A. Lasee, Lazich, Panzer, Robson, Shibilski, Welch and Zien – 11.

Absent or not voting – Senator Ellis – 1.

Rejected.

Senator Moen moved rejection of Senate amendment 10 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 10 to **Senate Bill 307**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Schultz and Wirch – 19.

Noes – Senators Darling, Ellis, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Shibilski, Welch and Zien – 14.

Absent or not voting – None.

Rejected.

Senate amendment 1 to Senate amendment 11 to **Senate Bill 307** offered by Senator Welch.

The question was: Adoption of Senate amendment 1 to Senate amendment 11 to **Senate Bill 307**?

Adopted.

Senator Moen moved rejection of Senate amendment 11 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 11 to **Senate Bill 307**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Schultz and Wirch – 19.

Noes – Senators Darling, Ellis, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Shibilski, Welch and Zien – 14.

Absent or not voting – None.

Rejected.

Senator Baumgart moved rejection of Senate amendment 12 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 12 to **Senate Bill 307**?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Schultz and Wirch – 19.

Noes – Senators Darling, Ellis, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Shibilski, Welch and Zien – 14.

Absent or not voting – None.

Rejected.

Senator Welch, with unanimous consent, asked that Senate amendment 13 to **Senate Bill 307** be withdrawn and returned to author.

Senator Baumgart moved rejection of Senate amendment 14 to **Senate Bill 307**.

The question was: Rejection of Senate amendment 14 to **Senate Bill 307**?

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Erpenbach, George, Grobschmidt, Hansen, Huelsman, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Schultz and Wirch – 20.

Noes – Senators Darling, Ellis, S. Fitzgerald, Harsdorf, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Shibilski, Welch and Zien – 13.

Absent or not voting – None.

Rejected.

Ordered to a third reading.

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

Senator Welch objected.

Senator Zein, with unanimous consent, asked that the Senate recess until 4:28 P.M.

4:13 P.M.

RECESS

4:28 P.M.

The Senate reconvened.

Senator Risser in the chair.

Senator Chvala moved that the rules be suspended and the bill be given a the third reading.

The question was: Shall the rules be suspended and the bill be given a the third reading?

The ayes and noes were required and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, George, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 18.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Schultz, Welch and Zien – 15.

Absent or not voting – None.

Refused to suspend rules.

Senate Bill 353

Relating to: state government holidays.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 353** be referred to the Joint Committee on **Finance**.

Senate Bill 372

Relating to: recording and filing documents with the offices of register of deeds and the department of financial institutions.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 372**?

Adopted.

Ordered to a third reading.

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

Senate Bill 372

Read a third time and passed.

Senate Bill 375

Relating to: miscellaneous changes to the insurance laws related to the confidentiality of personal information obtained in the course of administering a state insurance fund, the statute of limitations for bringing an action against the patients compensation fund, the applicability of a timeliness requirement for the payment of insurance claims for chiropractic services, an exception from a requirement to obtain consent to incorporate certain publications by reference in administrative rules, the type of property for which the loss amount is the insurance limits, the renewal date for viatical settlement brokers' licenses, eliminating the requirement to keep a separate account for surplus lines taxes, issuance of temporary licenses for intermediaries, specifying by rule the amount of stop-loss reinsurance that a town mutual must obtain, standards related to assisting unauthorized insurers, and defining extraordinary dividends for life insurers; and granting rule-making authority.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 375**?

Adopted.

Senator Chvala, with unanimous consent, asked that Senate amendment 2 to **Senate Bill 375** be laid on the table.

Senate amendment 3 to **Senate Bill 375** offered by Senator Breske.

The question was: Adoption of Senate amendment 3 to **Senate Bill 375**?

Adopted.

Senate amendment 4 to **Senate Bill 375** offered by Senators Breske and Moen.

The question was: Adoption of Senate amendment 4 to **Senate Bill 375**?

Adopted.

Ordered to a third reading.

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

Senate Bill 375

Read a third time and passed.

Senate Bill 378

Relating to: theft of farm-raised fish and providing penalties.

Read a second time.

Ordered to a third reading.

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

Senate Bill 378

Read a third time and passed.

Senate Bill 393

Relating to: electric personal assistive mobility devices, granting rule-making authority, and providing penalties.

Read a second time.

Senate amendment 1 to **Senate Bill 393** offered by Senator Breske.

The question was: Adoption of Senate amendment 1 to **Senate Bill 393**?

Adopted.

Ordered to a third reading.

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

Senate Bill 393

Read a third time and passed.

Senate Bill 397

Relating to: the practice of nurse-midwifery, providing an exemption from emergency rule procedures, and granting rule-making authority.

Read a second time.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 725** be withdrawn from the committee on **Health, Utilities, Veterans and Military Affairs** and taken up.

Assembly Bill 725

Relating to: the practice of nurse-midwifery, providing an exemption from emergency rule procedures, and granting rule-making authority.

Read a second time.

Senate amendment 1 to **Assembly Bill 725** offered by Senator Robson.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 725**?

Adopted.

Ordered to a third reading.

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

Assembly Bill 725

Read a third time and concurred in as amended.

Senator Chvala, with unanimous consent, asked that **Senate Bill 397** be laid on the table.

Senate Bill 411

Relating to: authorizing the city of Bayfield to become a premier resort area.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 411** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Senate Bill 411** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Ordered to a third reading.

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

Senate Bill 411

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 5; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Wirch and Zien – 28.

Noes – Senators Cowles, Kanavas, A. Lasee, Lazich and Welch – 5.

Absent or not voting – None.

Passed.

Senate Bill 413

Relating to: the regulation of massage therapists and bodyworkers, creating a massage therapy and bodywork examining board, granting rule-making authority and providing a penalty.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 413** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Senate Bill 413** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 413**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 413**?

Adopted.

Ordered to a third reading.

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

Senate Bill 413

Read a third time.

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Passed.

Senate Bill 463

Relating to: legislative redistricting.

Read a second time.

Senate substitute amendment 1 to **Senate Bill 463** offered by Senator George.

Senate substitute amendment 2 to **Senate Bill 463** offered by Senators Risser, Chvala and Moen.

Senator George, with unanimous consent, asked that Senate substitute amendment 1 to **Senate Bill 463** be placed after Senate substitute amendment 2 to **Senate Bill 463**.

The question was: Adoption of Senate substitute amendment 2 to **Senate Bill 463**?

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 17.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, George, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Schultz, Welch and Zien – 16.

Absent or not voting – None.

Adopted.

Senator Chvala, with unanimous consent, asked that **Senate Bill 463** be placed after **Assembly Bill 412** on the calendar of March 7, 2002.

Senate Bill 470

Relating to: licensing of electricians and electrical contractors, regulation of electrical construction, granting rule-making authority, and providing a penalty.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 470** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Senate Bill 470** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Ordered to a third reading.

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

Senate Bill 470

Read a third time.

The ayes and noes were required and the vote was: ayes, 25; noes, 8; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Decker, Ellis, Erpenbach, George, Grobschmidt, Hansen, Harsdorf, Jauch, A. Lasee, M. Meyer, Moen, Moore, Plache, Risser, Robson, Roessler, Rosenzweig, Shibilski, Wirch and Zien – 25.

Noes – Senators Darling, S. Fitzgerald, Huelsman, Kanavas, Lazich, Panzer, Schultz and Welch – 8.

Absent or not voting – None.

Passed.

Senate Bill 471

Relating to: authorizing dairy product wholesalers to furnish freezer cabinets to dairy product retailers.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 471**?

Adopted.

Ordered to a third reading.

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

Senate Bill 471

Read a third time and passed.

SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

Assembly Joint Resolution 92

Relating to: honoring the mighty 8th Air Force.

Read.

Concurred in.

Assembly Bill 65

Relating to: parcels of land that may be included in a business improvement district.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 65

Read a third time and concurred in.

Assembly Bill 251

Relating to: the period of time during which sturgeon spearing licenses may not be issued.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 251**?

Adopted.

Ordered to a third reading.

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

Assembly Bill 251

Read a third time and concurred in as amended.

Assembly Bill 412

Relating to: petition requirements for the creation of a town sanitary district.

Read a second time.

Senator M. Meyer, with unanimous consent, asked that **Assembly Bill 412** be referred to committee on **Senate Organization**.

Senate Bill 463

Relating to: legislative redistricting.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 463** be placed at the foot of the calendar of March 7, 2002.

Assembly Bill 488

Relating to: placement of a child who is a custodial parent or an expectant mother in a safe and structured living arrangement in which the child is provided with training in parenting skills and other skills to promote the child's long-term economic independence and the well-being of the child's child, grants for the provision of such living arrangements and related services, granting rule-making authority, and making an appropriation.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 488**?

Adopted.

Ordered to a third reading.

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

Senator Moore, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 488**.

Senator Welch, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 488**.

Assembly Bill 488

Read a third time.

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Concurred in as amended.

Assembly Bill 497

Relating to: designating and observing POW-MIA Recognition Day.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 497

Read a third time and concurred in.

Assembly Bill 588

Relating to: funding for the enforcement of laws regulating snowmobiles and the operation of snowmobiles and making an appropriation.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 588

Read a third time.

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Concurred in.

Assembly Bill 589

Relating to: registration by certain hospitalized electors.

Read a second time.

Senator Moore, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 589**.

Ordered to a third reading.

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

Assembly Bill 589

Read a third time and concurred in.

Senate Bill 463

Relating to: legislative redistricting.

Read a second time.

Senator George, with unanimous consent, asked that Senate substitute amendment 1 to **Senate Bill 463** be laid on the table.

Senate substitute amendment 3 to **Senate Bill 463** offered by Senator George.

Senator Chvala moved that Senate substitute amendment 3 to **Senate Bill 463** be laid on the table.

The question was: Shall Senate substitute amendment 3 to **Senate Bill 463** be laid on the table?

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grobschmidt, Hansen, Harsdorf, Huelsman, Jauch, Kanavas, A. Lasee, Lazich, M. Meyer, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 32.

Noes – Senator George – 1.

Absent or not voting – None.

Tabled.

Ordered to a third reading.

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

Senate Bill 463

Read a third time.

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, Grobschmidt, Hansen, Jauch, M. Meyer, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 17.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, George, Harsdorf, Huelsman, Kanavas, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Schultz, Welch and Zien – 16.

Absent or not voting – None.

Passed.

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

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

Senator Meyer, with unanimous consent, asked that when the Senate adjourn, it do so in memory of John Shelton who died of cancer after a serving as a teacher for 33 years and 27 as head coach of the Onalaska Basketball team who won two state championships during his tenure.

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Superior Spartans Hockey team who played hard but were unable to become state champs again.

Senator Schultz, with unanimous consent, asked that when the Senate adjourn, it do so in memory of Berwyn Abelman a former legislative aid and truly a gentle soul who died this past week.

Senator Harsdorf, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Hudson Girls' Hockey team who won the state championship by beating Viroqua 3 to 2 in over time.

Senator Harsdorf, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the River Falls High School Girls' Gymnastics team won the state title by beating 9 other schools in the state finals.

Senator Baumgart, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his daughter Katherine Baumgart's 10 birthday on March 10.

Senator Chvala, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Madison LaFollete Hockey team on a great season.

ADJOURNMENT

Senator Chvala, with unanimous consent, asked that the Senate adjourn until Friday, March 8 at 12:01 A.M.

Adjourned.

7:10 P.M.