



STATE OF WISCONSIN

Senate Journal

January Special Session

10:00 A.M.

WEDNESDAY, July 3, 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 Shibilski led the Senate in the pledge of allegiance to the flag of the United States of America.

Senator Chvala, with unanimous consent, asked that the Senate recess until 3:08 P.M..

10:22 A.M.

RECESS

3:08 P.M.

The Senate reconvened.

Senator Risser in the chair.

REPORT OF COMMITTEES

The committee on **Senate Organization** reports and recommends:

Senate Joint Resolution 1

Relating to: commending and congratulating Philip J. Scherer for his service and thanking him for his contribution to the Transportation Development Association of Wisconsin, Inc., and the people of Wisconsin.

Introduction.

Ayes, 5 – Senators Chvala, Risser, Moen, Panzer and A. Lasee.

Noes, 0 – None.

Charles Chvala
Chairperson

To committee on **Senate Organization**.

The committee on **Senate Organization** reports and recommends:

Senate Joint Resolution 1

Relating to: commending and congratulating Philip J. Scherer for his service and thanking him for his contribution to

the Transportation Development Association of Wisconsin, Inc., and the people of Wisconsin.

Adoption.

Ayes, 5 – Senators Chvala, Risser, Moen, Panzer and A. Lasee.

Noes, 0 – None.

Charles Chvala
Chairperson

MESSAGES FROM THE ASSEMBLY

By Patrick Fuller, assistant chief clerk.

Mr. President:

I am directed to inform you that the Assembly has:

Assembly Bill 1 January 2002 Special Session

Returned to the Senate pursuant to January 2002 Special Session **Assembly Joint Resolution 1** and **Joint Rule 3**.

AMENDMENTS OFFERED

Committee of Conference amendment 1 to Assembly substitute amendment 1 to **January 2002 Special Session Assembly Bill 1**.

Committee of Conference amendment 2 to Assembly substitute amendment 1 to **January 2002 Special Session Assembly Bill 1**.

Committee of Conference amendment 1 to Committee of Conference amendment 1 to Assembly substitute amendment 1 to **January 2002 Special Session Assembly Bill 1**.

Senator Moen, with unanimous consent, asked that the Senate recess until 6:47 P.M..

4:11 P.M.

RECESS

6:47 P.M.

The Senate reconvened.

Senator Risser in the chair.

Senator Chvala, with unanimous consent, asked that the Senate return to the fourth order of business.

REPORT OF COMMITTEES

**REPORT OF COMMITTEE OF CONFERENCE ON
2002 JANUARY SPECIAL SESSION
ASSEMBLY BILL 1**

Assembly Bill 1

Relating to: state finances and appropriations, constituting the governor's recommendations for correcting the imbalance between projected revenues and authorized expenditures.

The members of the Committee of Conference on January 2002 Special Session Assembly Bill 1, convened under January 2002 Special Session Assembly Joint Resolution 1, report and recommend That, by the adoption of this report:

- 1.Prior senate action.** The senate recesses from its position.
- 2.Prior assembly action.** The assembly recesses from its position.
- 3.Action on conference report.** The senate and assembly adopt and concur in Assembly substitute amendment 1 to January 2002 Special Session Assembly Bill 1 as affected by Conference Amendment 1 (LRBb3115/1), as affected by Conference Amendment 1 (LRBb3119/1) thereto, and Conference Amendment 2 (LRBb3118/2) to that substitute amendment, which are attached to and made a part of this report.

Senator Chuck Chvala Representative John Gard
Senator Robert Jauch Representative Steven M. Foti
Senator Russell S. Decker Representative Stephen J. Freese

Motion to refer report to the Committee of Conference offered Senator Shibilski.

Chair ruled the motion not in order.

POINT OF ORDER

Senator Shibilski raised the point of order that the motion to refer the report to the Committee of Conference is in order.

Chair ruled the point of order not well taken.

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

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

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

Absent or not voting – None.

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

Senator George moved that the report be layed on the table.

The question was: Shall the Committee of Conference report be layed on the table?

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

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, George, Harsdorf, A. Lasee, Panzer, Roessler, Rosenzweig, Schultz, Welch and Zien – 13.

Noes – Senators Baumgart, Breske, Burke, Chvala, Decker, Erpenbach, Grobschmidt, Hansen, Huelsman, Jauch, Kanavas, Lazich, M. Meyer, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 20.

Absent or not voting – None.

Refused to lay on the table.

The question was: Shall the Committee of Conference report be adopted?

The ayes and noes were required 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.

Committee of Conference report adopted.

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

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

Senate Joint Resolution 1

Relating to: commending and congratulating Philip J. Scherer for his service and thanking him for his contribution to the Transportation Development Association of Wisconsin, Inc., and the people of Wisconsin.

Read.

Adopted.

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

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

Senator Chvala, with unanimous consent, asked that when the Senate adjourns, it do so in honor of Maribeth Witzel-Behl, husband Michael and their new daughter Isabel Elizabeth, born June 15, 2002.

Senator Panzer, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senator Lasee and his wife on their 42nd wedding anniversary.

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Central High School Baseball Falcons, Central Champs in the Lakeshore conference with a 10 and 2 record and an overall record of 21 and 6. They were coached to the State Championship by Randy Krehbiel and the Athletic Director Kris Allison.

Senator Kanavas, with unanimous consent, asked that when the Senate adjourn, it do so in honor and memory of his father Nick G. Kanavas, who has been his hero and a prominent community leader, who passed away June 24, 2002.

Senator Lazich, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senaotr Huelsman who will retire from the legislature after 20 years of dedicated service.

Senator Rosenzweig, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her grandson Max's barmitzvah

Senator Baumgart, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Representatives Johnsrud and Gunderson for their work on a number of important conservation measures and in honor of keeping the stewardship fund whole.

Senator Baumgart, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Aldo Leopold.

ADJOURNMENT

Senator Chvala, with unanimous consent, asked that the Senate adjourn pursuant to Senate Joint Resolution 1.

Adjourned.

7:13 P.M.