



STATE OF WISCONSIN

Senate Journal

Ninety–Sixth Regular Session

10:00 A.M.

TUESDAY, May 6, 2003

The Senate met.

The Senate was called to order by Senator Alan Lasee.

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

Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 31.

Absent – None.

Absent with leave – None.

The Senate stood for the prayer which was offered by Senator Carol Roessler.

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

CHIEF CLERK'S ENTRIES

The Chief Clerk makes the following entries dated **Friday, May 2, 2003**.

The committee on **Education, Ethics and Elections** reports and recommends:

Assembly Bill 123

Relating to: financing of election administration costs, creation of an election administration fund, and making an appropriation.

Concurrence.

Ayes, 7 – Senators Ellis, S. Fitzgerald, Reynolds, Stepp, Jauch, Robson and Hansen.

Noes, 0 – None.

CHAMPEAU, RYAN, of Waukesha, as a member of the Professional Standards Council for Teachers, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Ellis, S. Fitzgerald, Stepp, Jauch, Robson and Hansen.

Noes, 1 – Senator Reynolds.

HERMENING, KEVIN, of Mosinee, as a member of the Professional Standards Council for Teachers, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 5 – Senators Ellis, S. Fitzgerald, Stepp, Jauch and Robson.

Noes, 2 – Senators Reynolds and Hansen.

JONES, LAKEIA, of Milwaukee, as a member of the Professional Standards Council for Teachers, to serve for the term ending July 1, 2002.

Confirmation.

Ayes, 6 – Senators Ellis, S. Fitzgerald, Stepp, Jauch, Robson and Hansen.

Noes, 1 – Senator Reynolds.

LEWNO, PAT, of Racine, as a member of the Professional Standards Council for Teachers, to serve for the term ending July 1, 2005.

Confirmation.

Ayes, 6 – Senators Ellis, S. Fitzgerald, Stepp, Jauch, Robson and Hansen.

Noes, 1 – Senator Reynolds.

OPELT, DIANE, of Greenwood, as a member of the Professional Standards Council for Teachers, to serve for the term ending July 1, 2004.

Confirmation.

Ayes, 6 – Senators Ellis, S. Fitzgerald, Stepp, Jauch, Robson and Hansen.

Noes, 1 – Senator Reynolds.

SMITH–GROSS, MURIEL, of Milwaukee, as a member of the Professional Standards Council for Teachers, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 6 – Senators Ellis, S. Fitzgerald, Stepp, Jauch, Robson and Hansen.

Noes, 1 – Senator Reynolds.

XIONG, KOU Y., of Menomonie, as a member of the Professional Standards Council for Teachers, to serve for the term ending July 1, 2004.

Confirmation.

Ayes, 6 – Senators Ellis, S. Fitzgerald, Stepp, Jauch, Robson and Hansen.

Noes, 1 – Senator Reynolds.

Michael Ellis
Chairperson

The Chief Clerk makes the following entries dated **Monday, May 5, 2003**.

Read and referred:

Senate Resolution 9

Relating to: supporting the admission of Estonia, Latvia, and Lithuania to the North Atlantic Treaty Organization.

By Senators Zien, Risser, Schultz and Darling.

To committee on **Senate Organization**.

Senate Joint Resolution 32

Relating to: supporting the admission of Estonia, Latvia, and Lithuania to the North Atlantic Treaty Organization.

By Senators Zien, Risser, Schultz and Darling; cosponsored by Representatives Kreibich, Lassa, Townsend, Owens, McCormick, Musser, Hines and Suder.

To committee on **Senate Organization**.

Senate Bill 131

Relating to: access for sheriffs and jailers to reports regarding the competency of criminal defendants.

By Senators Leibham, Cowles, Kanavas and Roessler; cosponsored by Representatives J. Fitzgerald, LeMahieu, Suder, Hines, Albers, Ladwig, Owens, Townsend, McCormick, Olsen, Seratti, Krawczyk, Bies, Gunderson, Ott, Staskunas, Stone, Van Roy, Friske, Hundertmark, Huber and Grothman.

To committee on **Judiciary, Corrections and Privacy**.

Senate Bill 132

Relating to: a mandatory minimum sentence for a juvenile who is convicted of throwing a bodily substance at or toward a person while placed in a secured correctional facility, a secure detention facility, a secured child caring institution, or a secured group home and providing a penalty.

By Senators Hansen and Roessler; cosponsored by Representatives Ainsworth and Hines.

To committee on **Judiciary, Corrections and Privacy**.

The committee on **Education, Ethics and Elections** reports and recommends:

Senate Bill 59

Relating to: the date of the presidential preference primary.

Passage.

Ayes, 7 – Senators Ellis, S. Fitzgerald, Reynolds, Stepp, Jauch, Robson and Hansen.

Noes, 0 – None.

Michael Ellis
Chairperson

The joint committee on **Employment Relations** reports and recommends:

Senate Bill 133

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Physicians and Dentists Association, for the 2001–03 biennium, covering employees in the professional patient treatment collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.

Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 134

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2001–03 biennium,

covering employees in the law enforcement collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.

Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 135

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2001–03 biennium, covering employees in the professional social services collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.

Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 136

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2001–03 biennium, covering employees in the security and public safety collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.

Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 137

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2001–03 biennium, covering employees in the technical collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.

Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 138

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2001–03 biennium, covering employees in the administrative support collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.

Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 139

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 2001-03 biennium, covering employees in the blue collar and nonbuilding trades collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.
Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 140

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Attorneys Association, Inc., for the 2001-03 biennium, covering employees in the professional legal collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.
Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 141

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the State Engineering Association for the 2001-03 biennium, covering employees in the professional engineering collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.
Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 142

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Professional Employees Council, WFT/AFT, AFL-CIO, for the 2001-03 biennium, covering employees in the professional fiscal and staff services collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.
Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 143

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Association of State Prosecutors for the 2001-03 biennium, covering employees in the assistant district attorneys collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.
Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 144

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Education Association Council, for the 2001-03 biennium, covering employees in the professional education collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.
Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 145

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Science Professionals, AFT, Local 3732, for the 2001-03 biennium, covering employees in the professional science collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.
Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 146

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Public Defenders Association, WFT/AFT, Local 4822, AFL-CIO, for the 2001-03 biennium, covering employees in the public defenders collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.
Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 147

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Teaching Assistants' Association, AFT, Local 3220, AFL-CIO, for the 2001-03 biennium, covering employees in the program, project, and teaching assistants of the University of Wisconsin-Madison and University of Wisconsin-Extension collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.
Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 148

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Professional Employees in Research, Statistics, and Analysis, WFT/AFT, AFL-CIO, for the 2001-03 biennium, covering employees in the professional research, statistics, and analysis collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.
Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 149

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the District 1199W/United Professionals for Quality Health Care, SEIU, AFL-CIO, for the

2001–03 biennium, covering employees in the professional patient care collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.

Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 150

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Milwaukee Graduate Assistants Association, AFT/WFT, Local 2169, AFL–CIO, for the 2001–03 biennium, covering employees in the program, project, and teaching assistants of the University of Wisconsin–Milwaukee collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.

Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 151

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Building Trades Negotiating Committee, AFL–CIO, and its appropriate affiliated locals, for the 2001–03 biennium, covering employees in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

Introduction.

Ayes, 7 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Kaufert and Kreuser.

Noes, 1 – Representative Foti.

To committee on **Senate Organization**.

Senate Bill 152

Relating to: providing additional paid vacation leave for certain state agency employees.

Introduction.

Ayes, 8 – Senators A. Lasee, Darling, Panzer and Erpenbach. Representatives Gard, Foti, Kaufert and Kreuser.

Noes, 0 – None.

To committee on **Senate Organization**.

Alan Lasee
Senate Chairperson

The committee on **Energy and Utilities** reports and recommends:

Senate Bill 113

Relating to: review of legislative proposals and proposed state agency rules impacting energy policies.

Passage.

Ayes, 5 – Senators Cowles, Lazich, Leibham, Wirch and M. Meyer.

Noes, 0 – None.

Robert Cowles
Chairperson

State of Wisconsin

May 5, 2003

The Honorable, The Senate:

Assembly Bill 123 introduced by Representative Freese and others relates to financing of election administration costs,

creation of an election administration fund, and making an appropriation.

Assembly Bill 123 contains a fiscal note in excess of \$10,000. Pursuant to s.16.47(2) the committee on Senate Organization considers this bill to be an emergency and authorizes passage prior to the passage of the Budget Bill.

Ayes (5) Senators Panzer, Lass, Zien, Erpenbach and Hansen

Noes (0) None

Sincerely,

SENATOR MARY PANZER

Senate Majority Leader

Senate substitute amendment 1 to **Senate Bill 117** offered by Senator Schultz.

CORRECTIONS IN:

**SENATE AMENDMENT 1,
TO 2003 SENATE BILL 77**

Prepared by the Legislative Reference Bureau

(April 30, 2003)

1. Page 1, line 8: delete “substitute “sufficient”.” and substitute “substitute “sufficient”.”.

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

Read and referred:

Senate Bill 153

Relating to: school district youth options programs, which allow pupils to attend an institution of higher education under certain circumstances.

By Senators Harsdorf, Schultz, Cowles, Stepp, Kanavas and Lazich; cosponsored by Representatives Towns, Jeskewitz, Rhoades, Hines, Krawczyk, Musser, M. Lehman, Gunderson, LeMahieu, Owens, Plouff, J. Wood, Ott, Hundertmark, Olsen, J. Lehman, Gundrum, Kestell, Stone, Van Roy, Staskunas, Berceau and Ward.

To committee on **Education, Ethics and Elections**.

Senate Bill 154

Relating to: use of vehicles and aircraft owned or leased by the state for purposes of political campaigning.

By Senators Carpenter, Hansen and Risser; cosponsored by Representatives Pocan, Berceau, Bies, Black, J. Lehman, Miller, Staskunas and J. Wood.

To committee on **Education, Ethics and Elections**.

Senate Bill 155

Relating to: use of hybrid–electric vehicles by state officers and employees and residents of this state.

By Senators Cowles, Schultz, Panzer and Risser; cosponsored by Representatives Weber, Van Roy, Richards, Gunderson, Albers, J. Lehman, Plouff, Owens, Miller and Black.

To committee on **Energy and Utilities**.

PETITIONS AND COMMUNICATIONS

Senator Panzer, with unanimous consent, asked that **Senate Bills 133 to 152** be considered for action at this time.

Senator Lazich, with unanimous consent, asked that the Senate recess until 12:01 P.M.

10:15 A.M.

RECESS

12:01 P.M.

The Senate reconvened.

Senator A. Lasee in the chair.

Senate Bill 133

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Physicians and Dentists Association, for the 2001–03 biennium, covering employees in the professional patient treatment collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 133

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Passed.

Senate Bill 134

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2001–03 biennium, covering employees in the law enforcement collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 134

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Passed.

Senate Bill 135

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2001–03 biennium,

covering employees in the professional social services collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 135

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Passed.

Senate Bill 136

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2001–03 biennium, covering employees in the security and public safety collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 136

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 29.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – None.

Passed.

Senate Bill 137

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2001–03 biennium, covering employees in the technical collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 137

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Passed.

Senate Bill 138

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2001–03 biennium, covering employees in the administrative support collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 138

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Passed.

Senate Bill 139

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL–CIO, for the 2001–03 biennium, covering employees in the blue collar and nonbuilding trades collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 139

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 29.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – None.

Passed.

Senate Bill 140

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Attorneys Association, Inc., for the 2001–03 biennium, covering employees in the professional legal collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 140

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 29.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – None.

Passed.

Senate Bill 141

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the State Engineering Association for the 2001–03 biennium, covering employees in the professional engineering collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 141

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Passed.

Senate Bill 142

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Professional Employees Council, WFT/AFT, AFL–CIO, for the 2001–03 biennium, covering employees in the professional fiscal and staff services collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 142

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Passed.

Senate Bill 143

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Association of State Prosecutors for the 2001–03 biennium, covering employees in the assistant district attorneys collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 143

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 29.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – None.

Passed.

Senate Bill 144

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Education Association Council, for the 2001–03 biennium, covering employees in the professional education collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 144

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Passed.

Senate Bill 145

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin Science Professionals, AFT, Local 3732, for the 2001–03 biennium, covering employees in the professional science collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 145

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Passed.

Senate Bill 146

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Public Defenders Association, WFT/AFT, Local 4822, AFL–CIO, for the 2001–03 biennium, covering employees in the public defenders collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 146

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senator Reynolds – 1.

Absent or not voting – None.

Passed.

Senate Bill 147

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Teaching Assistants' Association, AFT, Local 3220, AFL–CIO, for the 2001–03 biennium, covering employees in the program, project, and teaching assistants of the University of Wisconsin–Madison and University of Wisconsin–Extension collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 147

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 5; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kedzie, Lazich, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Wirch and Zien – 26.

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

Absent or not voting – None.

Passed.

Senate Bill 148

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Professional Employees in Research, Statistics, and Analysis, WFT/AFT, AFL–CIO, for the 2001–03 biennium, covering employees in the professional research, statistics, and analysis collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 148

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 29.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – None.

Passed.

Senate Bill 149

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the District 1199W/United Professionals for Quality Health Care, SEIU, AFL–CIO, for the 2001–03 biennium, covering employees in the professional patient care collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 149

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Leibham, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 29.

Noes – Senators Lazich and Reynolds – 2.

Absent or not voting – None.

Passed.

Senate Bill 150

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Milwaukee Graduate Assistants Association, AFT/WFT, Local 2169, AFL–CIO, for the 2001–03 biennium, covering employees in the program, project, and teaching assistants of the University of Wisconsin–Milwaukee collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 150

Read a third time.

The ayes and noes were required and the vote was: ayes, 24; noes, 7; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kedzie, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Wirch and Zien – 24.

Noes – Senators Cowles, Kanavas, A. Lasee, Lazich, Leibham, Reynolds and Welch – 7.

Absent or not voting – None.

Passed.

Senator Leibham, with unanimous consent, asked that the journal show, he be recorded as voting aye on the passage of **Senate Bill 150**.

Senate Bill 151

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the Wisconsin State Building Trades Negotiating Committee, AFL–CIO, and its appropriate affiliated locals, for the 2001–03 biennium, covering employees in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

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

Senate Bill 151

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, M. Meyer, Moore, Panzer, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 28.

Noes – Senators Lazich, Leibham and Reynolds – 3.

Absent or not voting – None.

Passed.

Senate Bill 152

Relating to: providing additional paid vacation leave for certain state agency employees.

Read a second time.

Ordered to a third reading.

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

Senate Bill 152

Read a third time and passed.

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

State of Wisconsin

May 5, 2003

The Honorable, The Senate:

Pursuant to Senate Rule 20(2)(a) and (b) I have appointed Senator Roessler to the Joint Committee on Finance and removed Senator Harsdorf.

With regard to members of the minority party, appointments are made based on the nominations of that caucus.

Sincerely,

SENATOR MARY PANZER
Senate Majority Leader

State of Wisconsin

May 5, 2003

The Honorable, The Senate:

Pursuant to Senate Rule 20(2)(a) and (b) I have appointed Senator Robson to the Joint Committee on Finance and removed Senator Decker.

With regard to members of the minority party, appointments are made based on the nominations of that caucus.

Sincerely,

SENATOR MARY PANZER
Senate Majority Leader

**State of Wisconsin
Department of Administration**

April 30, 2003

The Honorable, The Legislature:

This report is transmitted as required by sec. 20.002(11)(f) of the Wisconsin Statutes, (for distribution to the appropriate standing committees under sec. 13.172(3) Stats.), and confirms that the Department of Administration has found it necessary to exercise the "temporary reallocation of balances" authority provided by this section in order to meet payment responsibilities and cover resulting negative balances during the month of March 2003.

On March 1, 2003, the **Wisconsin Health Education Loan Repayment Fund** cash balance closed at a negative \$3 thousand. This negative balance continued until March 6, 2003, when the fund cash balance closed at a positive \$19 thousand. The negative balance was due to the difference in the timing of revenues and expenditures.

The Wisconsin Health Education Loan Repayment Fund shortfall was not in excess of the statutory interfund borrowing limitation and did not exceed the balances of the funds available for interfund borrowing.

The distribution of interest earnings to investment pool participants is based on the average daily balance in the pool and each fund's share. Therefore, the monthly calculation by the State Controller's Office will automatically reflect the use of these temporary reallocations of balance authority, and as a result, the funds requiring the use of the authority will effectively bear the interest cost.

Sincerely,

MARC J. MAROTTA
Secretary

Referred to the joint committee on **Finance**.

**State of Wisconsin
Department of Administration**

April 29, 2003

The Honorable, The Legislature:

As required by s. 16.045(5) Wis. Stats., I am submitting the twelfth *Wisconsin Gasohol and Alternative Fuel Use Report* for distribution to the appropriate standing committees.

Should you or Legislative members have questions, please contact Peter Bock, Administrator, Division of Energy, at 608/266-7257.

Sincerely,

MARC MAROTTA
Secretary

Referred to committee on **Agriculture, Financial Institutions and Insurance**.

**State of Wisconsin
Department of Regulation and Licensing**

May 1, 2003

The Honorable, The Senate:

Enclosed please find the State of Wisconsin Controlled Substances Board's annual report for 2002. The Controlled Substances Board is required to submit this report to you annually, pursuant to Wis. Stats. s. 961.36(3). It includes findings with respect to the Board's effect on the distribution and abuse of controlled substances, including recommendations for improving control and prevention of the diversion of controlled substances.

Sincerely,

CYNTHIA BENNING
Chair

Milwaukee Public Schools

May 1, 2003

The Honorable, The Senate:

According to Wisconsin School Law 121.87 in accordance with 13.172, the Board is required by law to submit the enclosed reports. School Law 121.87 states "...annually by May 1 the board of school directors of the school district operating under ch. 119 shall submit a report to the legislature under s.13.172(2) that specifies the number, percentage, race, sex, grade and attendance area of pupils transferred outside their attendance without written consent under s. 121.85(6)(am)."

Enclosed you will find four (4) reports that meet the requirements stated above. The total number of intra-district students based under the Chapter 220 designation for the school year 2002-2003 equals 17,034. Of that number 1,955 either did not return a consent form or checked box indicating no consent. Students who have moved during the school year and no longer require parental consent were subtracted from the non-returned figure. The district did meet the requirement of ninety percent (90%) parents providing consent.

The four reports contain the following information:

Report 1 – Lists ethnic code breakdown by Grade Level for the 1,955 students.

- Code 1 = American Indian
- Code 2 = African American
- Code 3 = Asian
- Code 4 = Hispanic
- Code 5 = White
- Code 6 = Other

Report 2 – Lists the ethnic code breakdown by School Attendance Area. (Attached is a copy of our school site numbers and the elementary school they represent).

Report 3 – Lists a male or female breakdown by Grad Level.

Report 4 – Lists a male or female breakdown by Attendance Area.

Sincerely,

MICHAEL TURZA, Director
Department of Business Services

**State of Wisconsin
Ethics Board**

May 6, 2003

To the Honorable the Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 2001 session of the legislature, visit the Ethics Board's web site at <http://ethics.state.wi.us>

Benske, John **AstraZeneca Pharmaceuticals LP**

Busalacchi, Maureen O. **Friends of the Wisconsin**

Children's Initiative

Hermes, Ronald **Medco Health Solutions Inc**

Leonhart, James **Wisconsin Rental Dealers Association**

Mettner, Michelle **Milwaukee Metropolitan Sewerage**

District

Peshek, Peter **Wisconsin Rental Dealers Association**

Rezin, Kathleen **S.C. Johnson & Son Inc**

Tenuta, James **Medco Health Solutions Inc**

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by organizations that employ lobbyists.

Sincerely,

R. ROTH JUDD
Director

State of Wisconsin

May 6, 2003

The Honorable, The Senate:

Senate Bill 117 introduced by Senator Schultz and others relates to prohibiting methyl tertiary-butyl ether in automotive gasoline, providing an exemption from emergency rule procedures, and granting rule making authority.

Senate Bill 117 contains a fiscal note in excess of \$10,000. Pursuant to s.16.47(2) the committee on Senate Organization considers this bill to be an emergency and authorizes passage prior to the passage of the Budget Bill.

Ayes (5) Senators Panzer, Lass, Zien, Erpenbach and Hansen

Noes (0) None

Sincerely,

SENATOR MARY PANZER
Senate Majority Leader

Senator Panzer, with unanimous consent, asked that the appointment of JC FRAZIER be referred to committee on **Senate Organization**.

Senator Panzer, with unanimous consent, asked that **Senate Bill 61** be referred to committee on **Senate Organization**.

Senator Lazich, with unanimous consent, asked that the Senate recess until 2:11 P.M.

12:44 P.M.

RECESS

2:11 P.M.

The Senate reconvened.

Senator A. Lasee in the chair.

Senator Panzer, with unanimous consent, asked that all the appointments, with the exception of Burnie Bridge, be taken up en masse.

BRIDGE, BURNIE, of Madison, as a Public Service Commissioner, to serve for the interim term ending March 1, 2003, and for the full term ending March 1, 2009.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 30; noes, 1; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 30.

Noes – Senator Kanavas – 1.

Absent or not voting – None.

Confirmed.

GLEASON, EDWARD, of Muskego, as Administrator of the Division of Emergency Management in the Department of Military Affairs, to serve for the term ending at the pleasure of the Governor.

Read.

HAMBERGER, L. KEVIN, of Franklin, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2005.

Read.

HEINZ, GERI A., of Wausau, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2004.

Read.

KAUFMANN, MARILYN A., of Cleveland, as a member of the Board of Nursing, to serve for the term ending July 1, 2006.

Read.

PETERS, ALMA, of Mequon, as a member of the Hearing and Speech Examining Board, to serve for the term ending July 1, 2006.

Read.

RODRIGUEZ, MARIANA, of Milwaukee, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 2005.

Read.

SELDIN, BARBARA, of Neenah, as a member of the Psychology Examining Board, to serve for the term ending July 1, 2006.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee,

Lazich, Leibham, M. Meyer, Moore, Panzer, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 31.

Noes – None.

Absent or not voting – None.

Confirmed.

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

The committee on **Environment and Natural Resources** reports and recommends:

Senate Clearinghouse Rule 03–015

Relating to hunting and trapping regulations.

No action taken.

Neal Kedzie
Chairperson

The committee on **Homeland Security, Veterans and Military Affairs and Government Reform** reports and recommends:

Senate Clearinghouse Rule 02–130

Relating to establishing interest rates and the maximum loan amount under the personal loan program.

No action taken.

Ronald Brown
Chairperson

CONSIDERATION OF MOTIONS AND RESOLUTIONS

Senate Resolution 7

Relating to: urging the Wisconsin congressional delegation to work to enact legislation that would reform the current Medicare system and create a funding method that will dispense equal benefits regardless of geography.

Read.

Senator Carpenter, with unanimous consent, asked to be added as a coauthor of **Senate Resolution 7**.

Senator Hansen, with unanimous consent, asked to be added as a coauthor of **Senate Resolution 7**.

Senator Moore, with unanimous consent, asked to be added as a coauthor of **Senate Resolution 7**.

Adopted.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Joint Resolution 30

Relating to: the induction of Bob Uecker into the broadcasters wing of the Baseball Hall of Fame.

Read.

Adopted.

Senator Panzer, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 30**.

Senator Panzer, with unanimous consent, asked that **Senate Resolution 9** be withdrawn from the committee on **Senate Organization** and taken up.

Senate Resolution 9

Relating to: supporting the admission of Estonia, Latvia, and Lithuania to the North Atlantic Treaty Organization.

Read.

Adopted.

Senator Jauch, with unanimous consent, asked to be added as a coauthor of **Senate Resolution 9**.

Senate Joint Resolution 31

Relating to: the life and public service of Philip S. Habermann, the first executive secretary of the Legislative Council.

Read.

Adopted.

Senator Erpenbach, with unanimous consent, asked to be added as a coauthor of **Senate Resolution 7**.

Senator Risser, with unanimous consent, asked to be added as a coauthor of **Senate Resolution 7**.

Senator Panzer, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Resolution 7**.

Senate Bill 23

Relating to: prisoner reimbursement to a municipality.

Read a second time.

Senator Panzer, with unanimous consent, asked that **Senate Bill 23** be placed after **Senate Bill 117** on the calendar of May 6, 2003.

Senate Bill 29

Relating to: immunity for the use of solid waste for public projects.

Read a second time.

Ordered to a third reading.

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

Senate Bill 29

Read a third time and passed.

Senate Bill 40

Relating to: designating and marking a portion of USH 14 as the Ronald Reagan Highway.

Read a second time.

Senate amendment 1 to **Senate Bill 40** offered by Senators Schultz, Moore and Welch.

The question was: Adoption of Senate amendment 1 to **Senate Bill 40**?

Adopted.

Senator Darling, with unanimous consent, asked to be added as a coauthor of **Senate Bill 40**.

Ordered to a third reading.

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

Senate Bill 40

Read a third time and passed.

Senate Bill 53

Relating to: regulating the negotiation and collection of demand drafts.

Read a second time.

Ordered to a third reading.

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

Senate Bill 53

Read a third time and passed.

Senate Bill 56

Relating to: dispensing of returned prescription drugs by state prison pharmacies.

Read a second time.

Ordered to a third reading.

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

Senate Bill 57

Read a third time and passed.

Senate Bill 59

Relating to: the date of the presidential preference primary.

Read a second time.

Senator Zien, with unanimous consent, asked that **Assembly Bill 112** be withdrawn from the committee on **Education, Ethics and Elections** and taken up at this time.

Assembly Bill 112

Relating to: the date of the presidential preference primary.

Read a second time.

Senate amendment 1 to **Assembly Bill 112** offered by Senator Decker.

Senator Welch moved that Senate amendment 1 to **Assembly Bill 112** be laid on the table.

The question was: Shall Senate amendment 1 to **Assembly Bill 112** be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 13; absent or not voting, 0; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, Panzer, Reynolds, Roessler, Schultz, Stepp, Welch and Zien – 18.

Noes – Senators Breske, Carpenter, Chvala, Decker, Erpenbach, George, Hansen, Jauch, M. Meyer, Moore, Risser, Robson and Wirch – 13.

Absent or not voting – None.

Tabled.

Ordered to a third reading.

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

Assembly Bill 112

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 13; absent or not voting, 0; as follows:

Ayes – Senators Chvala, Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, Panzer, Reynolds, Roessler, Schultz, Stepp, Welch and Zien – 18.

Noes – Senators Breske, Brown, Carpenter, Decker, Erpenbach, George, Hansen, Jauch, M. Meyer, Moore, Risser, Robson and Wirch – 13.

Absent or not voting – None.

Concurred in.

Senate Bill 59

Relating to: the date of the presidential preference primary.

Read a second time.

Senate amendment 1 to **Senate Bill 59** offered by Senator Decker.

Senator Panzer, with unanimous consent, asked that **Senate Bill 59** be laid on the table.

Senate Bill 77

Relating to: promissory notes issued by the city of Milwaukee to pay for unfunded prior service liability contributions of the Milwaukee Public Schools under the Wisconsin Retirement System.

Read a second time.

Senator Panzer, with unanimous consent, asked that **Senate Bill 77** be placed after **Senate Bill 117** on the calendar of May 6, 2003.

The Chair, with unanimous consent, asked that the Senate return to the eighth order of business.

MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

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

Assembly Bill 53

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 53

Relating to: prisoner reimbursement to a municipality.

By Representatives Gottlieb, Foti, Ainsworth, Bies, J. Fitzgerald, Gielow, Grothman, Gunderson, Gundrum, Hahn, Huebsch, Hundertmark, Jensen, Jeskewitz, Ladwig, Lassa, LeMahieu, M. Lehman, McCormick, Musser, Nass, Ott, Petrowski, Seratti, Stone, Suder, Townsend and Vrakas; cosponsored by Senators S. Fitzgerald, Welch, Kanavas, Kedzie, Lazich, Leibham, Roessler and Stepp.

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

Senator Panzer, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 53** be withdrawn from the committee on **Senate Organization** and taken up at this time.

Assembly Bill 53

Relating to: prisoner reimbursement to a municipality.

Refused to take up.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 53

Read a third time and concurred in.

Senator Panzer, with unanimous consent, asked that **Senate Bill 23** be laid on the table.

The Chair, with unanimous consent, asked that the Senate return to the eleventh order of business.

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

Senate Bill 108

Relating to: the requirement that operators of fish farms provide evidence of fish health and granting rule-making authority.

Read a second time.

Ordered to a third reading.

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

Senate Bill 108

Read a third time and passed.

Senate Bill 116

Relating to: reduction in amount recoverable by a liquidator from a reinsurer.

Read a second time.

Ordered to a third reading.

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

Senate Bill 116

Read a third time and passed.

Senate Bill 117

Relating to: prohibiting methyl tertiary-butyl ether in automotive gasoline, providing an exemption from emergency rule procedures, and granting rule-making authority.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 117**?

Adopted.

Senator Darling, with unanimous consent, asked that **Senate Bill 117** be referred to the Joint Committee on **Finance**.

Senator Darling, with unanimous consent, asked that the rules be suspended and that **Senate Bill 117** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Ordered to a third reading.

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

Senate Bill 117

Read a third time and passed.

Senate Bill 77

Relating to: promissory notes issued by the city of Milwaukee to pay for unfunded prior service liability contributions of the Milwaukee Public Schools under the Wisconsin Retirement System.

Read a second time.

Senator Panzer, with unanimous consent, asked that **Senate Bill 77** be placed at the foot of the calendar of May 6, 2003.

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

Assembly Joint Resolution 24

Relating to: commending Tom Crean for being named Conference USA Coach of the Year.

Read.

Senator George, with unanimous consent, asked to be added as a cosponsor of **Assembly Joint Resolution 24**.

The question was: Shall **Assembly Joint Resolution 24** be concurred in?

Concurred in.

Assembly Bill 4

Relating to: determining what constitutes the administration of the Department of Natural Resources when managing the state's fish and wildlife resources.

Read a second time.

Senator Panzer, with unanimous consent, asked that **Assembly Bill 4** be placed after **Assembly Bill 20** on the calendar of May 6, 2003.

Assembly Bill 18

Relating to: the size of the county board of supervisors in populous counties.

Read a second time.

Senator Lazich, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 18**.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 18**?

Adopted.

Ordered to a third reading.

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

Assembly Bill 18

Read a third time and concurred in as amended.

Assembly Bill 20

Relating to: staffing and military rank changes in the Department of Military Affairs.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 20**?

Adopted.

Ordered to a third reading.

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

Assembly Bill 20

Read a third time and concurred in as amended.

Assembly Bill 4

Relating to: determining what constitutes the administration of the Department of Natural Resources when managing the state's fish and wildlife resources.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 4

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 12; absent or not voting, 1; as follows:

Ayes – Senators Brown, Cowles, Darling, Ellis, Harsdorf, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, Panzer, Reynolds, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 18.

Noes – Senators Breske, Carpenter, Chvala, Decker, Erpenbach, George, Hansen, Jauch, M. Meyer, Moore, Risser and Robson – 12.

Absent or not voting – Senator S. Fitzgerald – 1.

Concurred in.

Assembly Bill 37

Relating to: allowing certain school buses to tow trailers.

Read a second time.

Senator Robson moved that **Assembly Bill 37** be referred to the committee on **Health, Children, Families, Aging and Long Term Care**.

The question was: Shall **Assembly Bill 37** be referred to the committee on **Health, Children, Families, Aging and Long Term Care**?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 18; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Chvala, Decker, Erpenbach, George, Hansen, Jauch, Lazich, M. Meyer, Moore, Risser, Robson and Wirch – 13.

Noes – Senators Breske, Brown, Cowles, Darling, Ellis, S. Fitzgerald, Harsdorf, Kanavas, Kedzie, A. Lasee, Leibham, Panzer, Reynolds, Roessler, Schultz, Stepp, Welch and Zien – 18.

Absent or not voting – None.

Referral Refused.

Ordered to a third reading.

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

Assembly Bill 37

Read a third time and concurred in.

Assembly Bill 39

Relating to: membership on the State Fair Park Board.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 39

Read a third time and concurred in.

Assembly Bill 59

Relating to: name changes and names used by sex offenders and providing a penalty.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 59

Read a third time and concurred in.

Assembly Bill 60

Relating to: failing to register as a sex offender and providing a penalty.

Read a second time.

Senator Harsdorf, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 60**.

Ordered to a third reading.

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

Assembly Bill 60

Read a third time and concurred in.

Assembly Bill 123

Relating to: financing of election administration costs, creation of an election administration fund, and making an appropriation.

Read a second time.

Senate amendment 1 to **Assembly Bill 123** offered by Senators S. Fitzgerald and Welch.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 123**?

Adopted.

Senator Darling, with unanimous consent, asked that **Assembly Bill 123** be referred to the Joint Committee on **Finance**.

Senator Darling, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 123** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 123

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Breske, Brown, Carpenter, Chvala, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, George, Hansen, Harsdorf, Jauch, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, M. Meyer, Moore, Panzer, Reynolds, Risser, Robson, Roessler, Schultz, Stepp, Welch, Wirch and Zien – 31.

Noes – None.

Absent or not voting – None.

Concurred in as amended.

Senate Bill 77

Relating to: promissory notes issued by the city of Milwaukee to pay for unfunded prior service liability contributions of the Milwaukee Public Schools under the Wisconsin Retirement System.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 77**?

Adopted.

Ordered to a third reading.

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

Senate Bill 77

Read a third time and passed.

Senator Moore, with unanimous consent, asked to be added as a coauthor of **Senate Bill 77**.

Senator Panzer, with unanimous consent, asked that **Senate Bill 67** be withdrawn from the committee on **Homeland**

Security, Veterans and Military Affairs and Government Reform and referred to the committee on **Labor, Small Business Development and Consumer Affairs**.

MOTIONS MAY BE OFFERED

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

Senator Brown, with unanimous consent, asked to be added as a coauthor of **Senate Bill 38**.

Senator Brown, with unanimous consent, asked to be added as a coauthor of **Senate Bill 22**.

Senator Brown, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 31**.

Senator Fitzgerald, with unanimous consent, asked that the journal show, he be recorded as voting aye on the passage of **Assembly Bill 4**.

Senator Leibham, with unanimous consent, asked that the journal show, he be recorded as voting aye on the passage of **Senate Bill 151**.

ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Panzer, with unanimous consent, asked that when the Senate adjourn, it do so in honor of our mothers.

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Scott Wickland, 20, of Spooner, Wisconsin. For his bravery and skill in saving the lives of two navy pilots whose S-3B Viking Warplane had slipped from the deck of the USS Constellation into the waters of the Persian gulf in the first days of operation Iraqi Freedom.

Senator Erpenbach, with unanimous consent, asked that when the Senate adjourns, it do so in honor of his daughter Amy's 8th birthday on May 1, 2003.

Senator Robson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the nurses serving and working in Wisconsin.

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Sgt. Dennis Greenwood, badly injured in the Iraq war.

Senator Hansen, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his wife's step father who passed away recently, Dr. Frances Clement.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Verna Panzer and all parents for the love and devotion they have shown to their children.

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Verna Panzer.

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Jamie Lynch, 10, of Butternut, Wisconsin. For her enthusiastic involvement in the support of her school, and the active leadership that a 5th grader is able to demonstrate to adults.

Senator Jauch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Dr. Howie Croft, and the Emergency Medical Staff at Columbia St. Mary's Hospital, Milwaukee, Wisconsin. For their dedication to quality care regardless of a patient's income or insurance, and for providing extraordinary attention in extraordinary circumstances.

Senators Risser and Panzer, with unanimous consent, asked that when the Senate adjourn, it do so in honor of all the state employes in Wisconsin helping to keep the state running.

Senator Zien, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Verna Panzer.

Senator Zien, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the marriage of John and Rebecca Hogan. John is the committee clerk for the 23 Senate district and Rebecca is the committee clerk for the 8th Senate District.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Verna Panzer.

ADJOURNMENT

Senator Panzer, with unanimous consent, asked that the Senate adjourn until Thursday, May 8.

Adjourned.

4:00 P.M.