



# STATE OF WISCONSIN

# Senate Journal

## Ninety–Eighth Regular Session

11:00 A.M.

TUESDAY, April 17, 2007

The Senate met.

The Senate was called to order by President Risser.

### CALL OF ROLL

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

Senators Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 33.

Absent – None.

Absent with leave – None.

The Senate stood and Senator Darling led the Senate in the pledge of allegiance to the flag of the United States of America.

The Senate remained standing for a moment of silent meditation.

### REPORT OF COMMITTEES

The committee on **Campaign Finance Reform, Rural Issues and Information Technology** reports and recommends:

GASS, ERIC, of Milwaukee, as a member of the Rural Health Development Council, to serve for the term ending July 1, 2011.

Confirmation.

Ayes, 5 – Senators Kreitlow, Erpenbach, Lassa, Kanavas and Kapanke.

Noes, 0 – None.

#### **Senate Bill 110**

Relating to: refusal by the Department of Natural Resources to reveal electronic mail addresses of subscribers.

Passage.

Ayes, 5 – Senators Kreitlow, Erpenbach, Lassa, Kanavas and Kapanke.

Noes, 0 – None.

*PAT KREITLOW*  
Chairperson

### PETITIONS AND COMMUNICATIONS

Pursuant to Senate Rule 17 (5), Senator Kapanke added as a coauthor of **Senate Joint Resolution 22**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a coauthor of **Senate Joint Resolution 32**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a cosponsor of **Assembly Joint Resolution 41**.

Pursuant to Senate Rule 17 (5), Senator Carpenter added as a coauthor of **Senate Bill 48**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a coauthor of **Senate Bill 48**.

### ADVICE AND CONSENT OF THE SENATE

Senator Robson, with unanimous consent, asked that the reading be dispensed with and that all appointments except those of Matt Frank, Lorraine Keating Heinemann and David Kedrowski, be taken up en masse.

ADAMSKI, PAUL, of Stevens Point, as a member of the Savings Institutions Review Board, to serve for the term ending May 1, 2012.

ALBRECHT, ARLIE, of Green Bay, as a member of the Marriage and Family Therapy Professional Counseling and Social Work Examining Board, to serve for the term ending July 1, 2008.

ANDERSEN, WILLIAM, of Onalaska, as a member of the Board of Veterans Affairs, to serve for the term ending May 1, 2011.

ARNOLD, EVA, of Beloit, as a member of the Board on Aging and Long Term Care, to serve for the term ending May 1, 2012.

CIHLAR, SANDI, of Mosinee, as a member of the Land and Water Conservation Board, to serve for the term ending May 1, 2011.

CLAUSEN, DAVID, of Amery, as a member of the Natural Resources Board, to serve for the term ending May 1, 2013.

DALEY, KATHRYN, of Green Bay, as a member of the Auctioneer Board, to serve for the term ending May 1, 2011.

DUNKIN, REGINA, of Beloit, as a member of the Public Defender Board, to serve for the term ending May 1, 2010.

ERDMANN, BRUCE, of Madison, as a member of the Psychology Examining Board, to serve for the term ending July 1, 2010.

FARLEY, PATRICK, of Sun Prairie, as a member of the Prison Industries Board, to serve for the term ending May 1, 2011.

GRECO, LISA, of Brookfield, as a member of the Credit Union Review Board, to serve for the term ending May 1, 2012.

HANSON, GAIL, of Delafield, as a member of the Deferred Compensation Board, to serve for the term ending July 1, 2010.

HOWARD, CAROL, of Shorewood, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 2010.

KINNEY, MICHAEL, of River Falls, as a member of the Examining Board of Architects, Landscape Architects, Professional Engineers, Designers and Land Surveyors, to serve for the term ending July 1, 2008.

LENTZ, GREGORY, of Menomonie, as a member of the Credit Union Review Board, to serve for the term ending May 1, 2011.

MADISON, FREDERICK, of Lodi, as a member of the Lower Wisconsin State Riverway Board, to serve for the term ending May 1, 2010.

MAROTTA, MARC, of Mequon, as a member of the Bradley Center Sports and Entertainment Corporation, to serve for the term ending July 1, 2013.

MISRA, SURESH, of Mequon, as a member of the Medical Examining Board, to serve for the term ending July 1, 2007.

PETERS, ALMA, of Mequon, as a member of the Hearing and Speech Examining Board, to serve for the term ending July 1, 2010.

SCHUERMAN, JAMES, of Wisconsin Rapids, as a member of the Waste Facilities Siting Board, to serve for the term ending May 1, 2010.

SMITH, BILL, of Middleton, as a member of the Prison Industries Board, to serve for the term ending May 1, 2011.

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 Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 33.

Noes – None.

Absent or not voting – None.

Confirmed.

FRANK, MATT, of Madison, as Secretary of the Department of Corrections, to serve for the term ending at the pleasure of the Governor.

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 Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 33.

Noes – None.

Absent or not voting – None.

Confirmed.

HEINEMANN, LORRINE KEATING, of Madison, as Secretary of the Department of Financial Institutions, to serve for the term ending at the pleasure of the Governor.

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 Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 33.

Noes – None.

Absent or not voting – None.

Confirmed.

KEDROWSKI, DAVID, of Washburn, as a member of the Wisconsin Waterways Commission to serve for the term ending March 1, 2011.

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 Breske, Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Roessler, Schultz, Sullivan, Taylor, Vinehout and Wirch – 33.

Noes – None.

Absent or not voting – None.

Confirmed.

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

### Senate Joint Resolution 22

Relating to: recognizing and supporting national Minority Cancer Awareness Week.

The question was: Shall **Senate Joint Resolution 22** be adopted?

Adopted.

### Senate Joint Resolution 25

Relating to: celebrating March 25, 2007, as the 186th anniversary of Greek independence.

The question was: Shall **Senate Joint Resolution 25** be adopted?

Adopted.

### Senate Joint Resolution 28

Relating to: proclaiming Cesky Den.

The question was: Shall **Senate Joint Resolution 28** be adopted?

Adopted.

### Senate Joint Resolution 32

Relating to: the life and service of Joe Bee Xiong.

The question was: Shall **Senate Joint Resolution 32** be adopted?

Adopted.

**Senate Joint Resolution 33**

Relating to: honoring the University of Wisconsin–Madison men’s track and field team.

The question was: Shall **Senate Joint Resolution 33** be adopted?

Adopted.

Senator Hansen, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 33**.

**Senate Joint Resolution 34**

Relating to: congratulating the 2006–07 University of Wisconsin women’s hockey team.

The question was: Shall **Senate Joint Resolution 34** be adopted?

Adopted.

Senator Hansen, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 34**.

**Senate Joint Resolution 35**

Relating to: commending the University of Wisconsin men’s and women’s basketball teams.

The question was: Shall **Senate Joint Resolution 35** be adopted?

Adopted.

Senator Hansen, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 35**.

**Senate Joint Resolution 36**

Relating to: commending the University of Wisconsin System for Undergraduate Research Day.

The question was: Shall **Senate Joint Resolution 36** be adopted?

Adopted.

**Senate Joint Resolution 38**

Relating to: honoring the UW–Green Bay women’s basketball team.

The question was: Shall **Senate Joint Resolution 38** be adopted?

Adopted.

Senator Hansen, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 38**.

**Assembly Joint Resolution 10**

Relating to: the life and public service of David A. Brandemuehl.

The question was: Shall **Assembly Joint Resolution 10** be concurred in?

Concurred in by unanimous rising vote.

Senator Robson, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 10**.

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

Messaged.

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

**Senate Bill 48**

Relating to: expanding types of volunteer health care providers to include pharmacists and pharmacy technicians.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 48**

Read a third time and passed.

**Senate Bill 63**

Relating to: the provision of taste samples of fermented malt beverages and wine on certain retail premises.

Read a second time.

Senator Roessler moved that the rules be suspended and that **Senate Joint Resolution 37** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Senate Joint Resolution 37**

Relating to: Secretary John A. Scocos.

The question was: Shall the rules be suspended and **Senate Joint Resolution 37** be withdrawn from the committee on **Senate Organization** and taken up at this time?

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

Ayes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Roessler, Schultz and Sullivan – 16.

Noes – Senators Breske, Carpenter, Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Taylor, Vinehout and Wirsch – 17.

Absent or not voting – None.

Refused to take up.

**Senate Bill 63**

Relating to: the provision of taste samples of fermented malt beverages and wine on certain retail premises.

Ordered to a third reading.

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

**Senate Bill 63**

Read a third time and passed.

Senator Darling moved that the rules be suspended and that **Assembly Bill 31** be withdrawn from the committee on **Ethics Reform and Government Operations** and taken up at this time.

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**ADJOURNMENT**

Senator Robson moved that the Senate stand adjourned until Thursday, April 19, 2007.

Adjourned.

12:50 P.M.