



STATE OF WISCONSIN

Senate Journal

Ninety–Ninth Regular Session

3:01 P.M.

THURSDAY, June 25, 2009

The Senate met.

The Senate was called to order by President Risser.

President Risser, with unanimous consent, asked that the Senate recess until 6:00 P.M.

3:02 P.M.

RECESS

The Senate reconvened.

President Risser in the chair.

President Risser, with unanimous consent, asked that the Senate recess until 9:00 P.M.

9:00 P.M.

RECESS

The Senate reconvened.

President Risser in the chair.

President Risser, with unanimous consent, asked that the Senate recess until the call of the chair.

9:15 P.M.

RECESS

Friday, June 26, 2009

12:12 A.M.

The Senate reconvened.

President Risser in the chair.

CALL OF ROLL

The roll was called, disclosing the presence of a quorum.

Pursuant to Senate Rule 15, the official attendance for session was:

Senators Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Absent – None.

Absent with leave – Senator A. Lasee – 1.

The Senate stood for a moment of silent meditation

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

LEAVES OF ABSENCE

Senator S. Fitzgerald, with unanimous consent, asked that Senator A. Lasee be granted a leave of absence for today's session.

CHIEF CLERK'S ENTRIES

AMENDMENTS OFFERED

Conference amendment 1 to Senate substitute amendment 1 to **Assembly Bill 75** offered by **Committee of Conference on Assembly Bill 75**.

The Chief Clerk makes the following entries dated **Wednesday, June 24, 2009**.

REPORT OF COMMITTEES

The committee on **Senate Organization** reports:

[MOTION] To create the regular session Senate Calendar for June 25, 2009 at 3:00 P.M.

Executive Appointment **John Lawton**
Senate Bill 39
Senate Joint Resolution 40
Assembly Joint Resolution 54
Assembly Joint Resolution 56
Assembly Joint Resolution 60

Ayes: 3 – Senators Decker, Risser and Hansen.

Noes: 2 – Senators Fitzgerald and Grothman.

RUSS DECKER
Chairperson

REPORT OF COMMITTEES

COMMITTEE OF CONFERENCE ON ASSEMBLY BILL 75

The members of the Committee of Conference on **2009 Assembly Bill 75**, relating to: state finances and appropriations, constituting the executive budget act of the 2009 legislature, appointed pursuant to Joint Rule 3 as evidenced in the Assembly and Senate Journals of Proceedings, report and recommend That, by the adoption of this report:

1. Prior senate action. The senate recedes from its position with regard to Assembly Bill 75 and all amendments adopted thereto.

2. Prior assembly action. The assembly recesses from its position with regard to Assembly Bill 75 and all amendments adopted thereto.

3. Final action on 2009 Assembly Bill 75. The senate and assembly pass and concur in Assembly Bill 75, as affected by the recommendation of the Committee of Conference described in the June 25, 2009, Legislative Fiscal Bureau Document entitled "Comparative Summary of Recommendations: Assembly, Senate, and Conference Committee — Changes to Joint Committee on Finance." These recommendations will be drafted as Conference Amendment 1 (LRBb1549) to Senate Substitute Amendment 1.

<i>REP. MIKE SHERIDAN</i>	<i>SEN. RUSS DECKER</i>
<i>REP. MARY HUBLER</i>	<i>SEN. MARK MILLER</i>
<i>REP. JEFF FITZGERALD</i>	<i>SEN. SCOTT FITZGERALD</i>

Senator Decker, with unanimous consent, asked that the Committee of Conference Report on **Assembly Bill 75** be taken up at this time.

Assembly Bill 75

Relating to: state finances and appropriations, constituting the executive budget act of the 2009 legislature.

The question was: Shall the Committee of Conference report on **Assembly Bill 75** be adopted?

The ayes and noes were required and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Taylor, Vinehout and Wirch – 17.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, Lazich, Leibham, Olsen, Schultz and Sullivan – 15.

Absent or not voting – Senator A. Lasee – 1.

Adopted.

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

Assembly Bill 75

Messaged.

ADVICE AND CONSENT OF THE SENATE

LAWTON, JOHN R., of Madison, as Administrator in the Division of Merit Recruitment and Selection in the Office of State Employment Relations, to serve for the term ending on March 26, 2014.

Read.

The question was: Confirmation?

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

Ayes – Senators Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 32.

Noes – None.

Absent or not voting – Senator A. Lasee – 1.

Confirmed.

MESSAGES FROM THE ASSEMBLY

Senate Bill 39

Relating to: cash value of life insurance regarding eligibility for the veterans assistance program.

The question was: Shall Assembly amendment 1 to **Senate Bill 39** be concurred in?

Concurred in.

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

Senate Joint Resolution 40

Relating to: the Great Lakes Indian Fish and Wildlife Commission.

The question was: Shall **Senate Joint Resolution 40** be adopted?

Adopted.

Assembly Joint Resolution 54

Relating to: proclaiming Cesky Den.

The question was: Shall **Assembly Joint Resolution 54** be concurred in?

Concurred in.

Assembly Joint Resolution 56

Relating to: the 100 year anniversary of Peninsula State Park.

The question was: Shall **Assembly Joint Resolution 56** be concurred in?

Concurred in.

Assembly Joint Resolution 60

Relating to: the public service of Anthony D. Hardie.

The question was: Shall **Assembly Joint Resolution 60** be concurred in?

Concurred in.

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

- Senate Joint Resolution 40**
- Assembly Joint Resolution 54**
- Assembly Joint Resolution 56**
- Assembly Joint Resolution 60**

Messaged.

Senate Bill 39

Action Messaged.

ANNOUNCEMENTS, ADJOURNMENT HONORS, AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of many special people that will be working for justice in their coming careers. On June 11, 2009, 297 law school graduates were admitted to the Wisconsin Bar. The newly admitted lawyers consist of 146 graduates from the University of Wisconsin–Madison and 151 graduates from Marquette University. I would especially like to give recognition to Evan Goyke of Madison who graduated from Marquette Law School. Evan who is the son of Gary Goyke, former State Senator, and Nancy Rottier, Legislative Liaison for the Director of the State Courts. Congratulations to Evan and each of the lawyers who have been admitted by bar examination to practice law in the State of Wisconsin. To those new attorneys, we are looking to you to help shape, craft, and better the law for justice!

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of “TEAM TAYLOR” my staff and interns that have helped get the work of my office done through this difficult budget process. My staff members have all put in extra hours to help get this work done and I thank them: Eric Peterson, Alan Charles, Madu Enwemnw, Deidra Edwards, Revelle Walls, and Jenissee Volpintesta. In addition I could not say thanks enough to the interns in my office over this time for their assistance and willingness to learn and be a part of this process: Julie Anne Benkoske, Erica Byer, Teghan Delane, Jennifer Dresselhaus, Anne Eichmeyer, Allison Beth Frankel, Gregory Harris, Andrew Larson, Brian Mongeau, Joseph Pfister, Daniel Sacks, Rachel Sandler, Chapin Smith, Dustin Sonneborn, Ian Targovnik, Joseph Vande Slunt, Jinny Kim, Dan Hansfield, Rachelle Unbehaun, and Dalayna Tillman. I thank them from the bottom of my heart.

Senator Taylor, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Daniel Sklansky in celebration of his graduation from the residency program at Johns Hopkins Children’s Center. Daniel attended medical school at the University of Wisconsin–Madison, following in the footsteps of his grandfather, who he admired greatly. I also adjourn in honor of Daniel’s family who supported and encouraged him in his dream to become a doctor. Daniel is the son of my committee counsel, Ron Sklansky, whom many of you know and we applaud him on a fine son. Daniel has been an example of excellence in his community and will surely be a great benefit to the medical profession.

Senator Sullivan, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his in–laws, John and Natalie Docter on their 50th Wedding Anniversary.

Senator Sullivan, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his newborn neice, Sasha Sullivan–Rustowski, born earlier this month.

ADJOURNMENT

Senator Decker, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. on Saturday, June 27, 2009.

12:41 A.M. on Friday, June 26, 2009.

Adjourned.