



# STATE OF WISCONSIN

# Senate Journal

## Ninety–Ninth Regular Session

12:30 P.M.

TUESDAY, April 13, 2010

The Senate met.

The Senate was called to order by President Risser.

### 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, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 33.

Absent – None.

Absent with leave – None.

The Senate stood for a moment of silent meditation.

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

### CHIEF CLERK'S ENTRIES

#### AMENDMENTS OFFERED

Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 115** offered by Senator Vinehout.

Senate substitute amendment 1 to **Senate Bill 450** offered by Senators Plale and Miller.

Senate substitute amendment 1 to **Senate Bill 627** offered by Senator Coggs.

Senate amendment 1 to **Senate Bill 686** offered by Senator Hansen.

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

Read and referred:

#### **Senate Joint Resolution 68**

Relating to: commending the University of Wisconsin–Stevens Point men's basketball team.

By Senator Lassa; cosponsored by Representative Molepske Jr.

To committee on **Senate Organization**.

#### **Senate Joint Resolution 69**

Relating to: commending past and present members of the Friends of the Wisconsin Historical Society on its 60th anniversary.

By Senators Risser and Schultz.

To committee on **Senate Organization**.

Read first time and referred:

#### **Senate Bill 685**

Relating to: the terms of teacher employment contracts.

By Senators Grothman, Olsen and Hopper; cosponsored by Representatives Pridemore, Vos, LeMahieu, Strachota and Townsend.

To committee on **Education**.

#### **Senate Bill 686**

Relating to: providing instruction in cardiopulmonary resuscitation, cardiocerebral resuscitation, and the use of an automated external defibrillator to high school pupils.

By Senators Hansen, Carpenter, Risser and Taylor; cosponsored by Representatives Zigmunt, Berceau, Hebl, Hilgenberg, Hixson, Kaufert, Sinicki, Soletski, Steinbrink, Vruwink, A. Williams, Young and Zepnick.

To committee on **Education**.

### PETITIONS AND COMMUNICATIONS

State of Wisconsin

Office of Senator Lena C. Taylor

April 13, 2010

The Honorable, the Senate:

I am writing in my capacity as the chairperson of the Senate committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing** to request that the **Joint Review Committee on Criminal Penalties** prepare a report pursuant to s. 13.525 (5)(b), Wis. Stats. on the bills listed below, all of which create a new crime or revise an existing criminal penalty.

**Senate Bill 22**

**Senate Bill 32**

**Senate Bill 33**

**Senate Bill 59**

**Senate Bill 101**

**Senate Bill 130**

**Senate Bill 169**

**Senate Bill 174**

**Senate Bill 178**

**Senate Bill 221**

**Senate Bill 248**

**Senate Bill 334**

**Senate Bill 336**

**Senate Bill 363**  
**Senate Bill 367**  
**Senate Bill 443**  
**Senate Bill 495**  
**Senate Bill 496**  
**Senate Bill 551**  
**Senate Bill 639**  
**Senate Bill 643**

If you have any questions, please do not hesitate to contact me.

Sincerely,  
*LENA C. TAYLOR*  
Senator, 4th Senate District

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a coauthor of **Senate Bill 536**.

Pursuant to Senate Rule 17 (5), Senator Vinehout added as a cosponsor of **Assembly Bill 789**.

Pursuant to Senate Rule 17 (5), Senator Hansen added as a coauthor of **Senate Bill 594**.

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### MESSAGES FROM THE ASSEMBLY

By Patrick E. Fuller, chief clerk.

Mr. President:

Adopted and asks concurrence in:

**Assembly Joint Resolution 101**  
**Assembly Joint Resolution 120**  
**Assembly Joint Resolution 122**

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### MESSAGES FROM THE ASSEMBLY CONSIDERED

#### **Assembly Joint Resolution 101**

Relating to: commending Fond du Lac High School on its sesquicentennial.

By Representative Townsend; cosponsored by Senator Hopper.

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

#### **Assembly Joint Resolution 120**

Relating to: the life and public service of Walter J. Ireland.

By Representatives Kestell, Van Akkeren and LeMahieu; cosponsored by Senators Leibham and Grothman.

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

#### **Assembly Joint Resolution 122**

Relating to: declaring April as Forensic Month in Wisconsin.

By Representatives Nelson, Ballweg, Zepnick, Zigmunt, Kaufert, Hintz, Dexter, Pasch, Hebl, Turner, Berceau, Brooks, Black and Bernard Schaber; cosponsored by Senator Taylor.

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

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#### **Senate Bill 190**

Relating to: renewals and extensions of business contracts.

The question was: Shall Assembly amendment 1 to **Senate Bill 190** be concurred in?

Concurred in.

#### **Senate Bill 227**

Relating to: interim successors for legislators, meetings of the legislature and legislative committees, and temporary seat of government for the legislature.

Senator Decker, with unanimous consent, asked that **Senate Bill 227** be placed after Senate Bill 530 on the calendar of 4-13-2010.

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

#### **Senate Joint Resolution 64**

Relating to: the life and public service of Mary Anne McNulty.

The question was: Shall **Senate Joint Resolution 64** be adopted?

Adopted.

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### IN THE CHAIR

Pursuant to Senate Rule 2 (1), Senate President Pro Tempore Kreitlow in the chair.

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

#### **Senate Joint Resolution 61**

Relating to: prohibiting partial vetoes of parts of bill sections (first consideration).

Read a second time.

Ordered to a third reading.

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

#### **Senate Joint Resolution 61**

Read a third time.

The ayes and noes were required and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Cowles, Decker, Ellis, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Leibham, Miller, Plale, Risser, Robson, Schultz, Taylor, Vinehout and Wirch – 21.

Noes – Senators Darling, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Olsen and Sullivan – 12.

Absent or not voting – None.

Adopted.

#### **Senate Bill 25**

Relating to: the use of race-based names, nicknames, logos, and mascots by school boards, requiring the exercise of rule-making authority, and providing a penalty.

Read a second time.

Senate amendment 1 to Senate substitute amendment 3 to **Senate Bill 25** offered by Senator Olsen.

Senator Lehman moved that Senate amendment 1 to Senate substitute amendment 3 to **Senate Bill 25** be laid on the table.

The question was: Shall Senate amendment 1 to Senate substitute amendment 3 to **Senate Bill 25** be laid on the table?

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

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

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

Absent or not voting – None.

Tabled.

Senate amendment 2 to Senate substitute amendment 3 to **Senate Bill 25** offered by Senator A. Lasee.

Senator Lehman moved that Senate amendment 2 to Senate substitute amendment 3 to **Senate Bill 25** be laid on the table.

The question was: Shall Senate amendment 2 to Senate substitute amendment 3 to **Senate Bill 25** be laid on the table?

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

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

Noes – Senators Cowles, Darling, Ellis, Erpenbach, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 16.

Absent or not voting – None.

Tabled.

Senate amendment 3 to Senate substitute amendment 3 to **Senate Bill 25** offered by Senator Grothman.

Senator Lehman moved that Senate amendment 3 to Senate substitute amendment 3 to **Senate Bill 25** be laid on the table.

The question was: Shall Senate amendment 3 to Senate substitute amendment 3 to **Senate Bill 25** be laid on the table?

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

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Harsdorf, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 19.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 14.

Absent or not voting – None.

Tabled.

Senate amendment 4 to Senate substitute amendment 3 to **Senate Bill 25** offered by Senator Grothman.

Senator Coggs moved that Senate amendment 4 to Senate substitute amendment 3 to **Senate Bill 25** be laid on the table.

The question was: Shall Senate amendment 4 to Senate substitute amendment 3 to **Senate Bill 25** be laid on the table?

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

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

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

Absent or not voting – None.

Tabled.

The question was: Adoption of Senate substitute amendment 3 to **Senate Bill 25**?

Adopted.

Ordered to a third reading.

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

### **Senate Bill 25**

Read a third time.

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

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

Noes – Senators Carpenter, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 16.

Absent or not voting – None.

Passed.

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## **IN THE CHAIR**

President Risser in the Chair.

### **Senate Bill 276**

Relating to: requiring governmental bodies of school districts and certain political subdivisions to post meeting notices and minutes on their Web sites.

Read a second time.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 276**?

Adopted.

The question was: Adoption of Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 276**?

Adopted.

Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 276** offered by Senators Lassa and Vinehout.

Senator Kreitlow moved rejection of Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 276**.

The question was: Rejection of Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 276**?

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

Ayes – Senators Coggs, Decker, Erpenbach, Hansen, Jauch, Kreitlow, Miller, Plale, Risser, Robson, Sullivan, Taylor and Wirch – 13.

Noes – Senators Carpenter, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Holperin, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Lehman, Leibham, Olsen, Schultz and Vinehout – 20.

Absent or not voting – None.

Rejection refused.

The question was: Adoption of Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 276**?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Harsdorf, Holperin, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lassa, Lazich, Lehman, Leibham, Olsen, Schultz and Vinehout – 21.

Noes – Senators Decker, Erpenbach, Hansen, Jauch, Kreitlow, Miller, Plale, Risser, Robson, Sullivan, Taylor and Wirch – 12.

Absent or not voting – None.

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 276**?

Adopted.

Ordered to a third reading.

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

#### **Senate Bill 276**

Read a third time and passed.

#### **Senate Bill 279**

Relating to: financial assistance related to bioenergy feedstocks, biorefineries, and conversion to biomass energy; the definition of the term agricultural use for the purpose of determining the assessed value of a parcel of land; requiring a strategic bioenergy feedstock assessment; creation of a bioenergy council; the agricultural and forestry diversification programs; biofuels training assessment; a study of regulatory burdens relating to biofuel production facilities; marketing orders and agreements for bioenergy feedstocks; exempting personal renewable fuel production and use from the motor vehicle fuel tax, the petroleum inspection fee, and business tax registration requirements; an income and franchise tax credit for installing or retrofitting pumps that mix motor vehicle fuels from separate storage tanks; offering gasoline that is not blended with ethanol to motor fuel dealers; state renewable motor vehicle fuels sales goals; required sales of renewable motor vehicle fuels; use of petroleum-based transportation fuels by state vehicles; use of alternative fuels in flex fuel vehicles owned by the state; use of public alternative fuel refueling facilities; duties of the Office of Energy Independence; granting rule-making authority; requiring the exercise of rule-making authority; making appropriations; and providing penalties.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 279**?

Adopted.

Senate amendment 2 to **Senate Bill 279** offered by Senators Kreitlow and Hopper.

The question was: Adoption of Senate amendment 2 to **Senate Bill 279**?

Adopted.

Senate amendment 3 to **Senate Bill 279** offered by Senator Kreitlow.

The question was: Adoption of Senate amendment 3 to **Senate Bill 279**?

Adopted.

Senate amendment 4 to **Senate Bill 279** offered by Senator Kreitlow.

The question was: Adoption of Senate amendment 4 to **Senate Bill 279**?

Adopted.

Ordered to a third reading.

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

#### **Senate Bill 279**

Read a third time.

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

Ayes – Senators Carpenter, Coggs, Cowles, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Holperin, Jauch, Kapanke, Kreitlow, Lassa, Lehman, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 25.

Noes – Senators Darling, Grothman, Hopper, Kanavas, Kedzie, A. Lasee, Lazich and Leibham – 8.

Absent or not voting – None.

Passed.

#### **Senate Bill 297**

Relating to: the immobilization or removal, impoundment, and disposal of motor vehicles for multiple nonmoving traffic violations.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 297**?

Adopted.

Senate amendment 2 to **Senate Bill 297** offered by Senator Grothman.

Senator Grothman, with unanimous consent, asked that Senate amendment 2 to **Senate Bill 297** be withdrawn and returned to author.

Ordered to a third reading.

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

#### **Senate Bill 297**

Read a third time and passed.

#### **Senate Bill 302**

Relating to: powersports vehicle manufacturers, distributors, and dealers and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 302**?

Adopted.

The question was: Adoption of Senate amendment 2 to **Senate Bill 302**?

Adopted.

Ordered to a third reading.

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

### **Senate Bill 302**

Read a third time.

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

Ayes – Senators Carpenter, Coggs, Cowles, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Holperin, Jauch, Kedzie, Kreitlow, Lassa, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 25.

Noes – Senators Darling, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, A. Lasee and Lazich – 8.

Absent or not voting – None.

Passed.

### **Senate Bill 323**

Relating to: requiring newborn hearing screening.

Read a second time.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 323**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 323**?

Adopted.

Ordered to a third reading.

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

### **Senate Bill 323**

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 6; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Holperin, Hopper, Jauch, Kanavas, Kedzie, Kreitlow, Lassa, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 27.

Noes – Senators Cowles, Grothman, Harsdorf, Kapanke, A. Lasee and Lazich – 6.

Absent or not voting – None.

Passed.

### **Senate Bill 338**

Relating to: maximum amount of funeral and burial expenses under the funeral, burial, and cemetery expenses program.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 338**?

Adopted.

Ordered to a third reading.

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

### **Senate Bill 338**

Read a third time.

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

Ayes – Senators Carpenter, Coggs, Decker, Ellis, Erpenbach, Hansen, Holperin, Jauch, Kedzie, Kreitlow, Lassa, Lehman, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 22.

Noes – Senators Cowles, Darling, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, A. Lasee, Lazich and Leibham – 11.

Absent or not voting – None.

Passed.

### **Senate Bill 341**

Relating to: reckless bodily harm to a child and providing a penalty.

Read a second time.

Ordered to a third reading.

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

### **Senate Bill 341**

Read a third time.

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

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

Noes – None.

Absent or not voting – None.

Passed.

### **Senate Bill 358**

Relating to: creating new grounds for discipline of hearing instrument specialists, audiologists, and speech–language pathologists, changing licensing requirements for audiologists, and granting rule–making authority.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 358**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 358**

Read a third time and passed.

**Senate Bill 379**

Relating to: notification of school closings and reopenings.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 379**

Read a third time and passed.

**Senate Bill 391**

Relating to: expenditure of \$30,000 from moneys appropriated to the Department of Natural Resources in payment of a claim against the state made by Stillmunkes, Inc.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 391**

Read a third time.

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

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Harsdorf, Holperin, Jauch, Kedzie, Kreitlow, Lassa, Lehman, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 22.

Noes – Senators Cowles, Darling, Ellis, S. Fitzgerald, Grothman, Hopper, Kanavas, Kapanke, A. Lasee, Lazich and Leibham – 11.

Absent or not voting – None.

Passed.

**Senate Bill 407**

Relating to: eligibility for academic excellence higher education scholarships.

Read a second time.

The question was: Adoption of Senate amendment 1 to Senate amendment 1 to **Senate Bill 407**?

Adopted.

The question was: Adoption of Senate amendment 1 to **Senate Bill 407**?

Adopted.

The question was: Adoption of Senate amendment 2 to **Senate Bill 407**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 407**

Read a third time.

The ayes and noes were required and the vote was: ayes, 24; noes, 9; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Darling, Decker, Erpenbach, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kapanke, Kreitlow, Lassa, Lehman, Miller, Olsen, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 24.

Noes – Senators Cowles, Ellis, S. Fitzgerald, Grothman, Kedzie, A. Lasee, Lazich, Leibham and Schultz – 9.

Absent or not voting – None.

Passed.

**Senate Bill 412**

Relating to: changing certain administrative procedures under the tax incremental financing program.

Read a second time.

The question was: Adoption of Senate amendment 2 to **Senate Bill 412**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 412**

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 1; absent or not voting, 0; 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 – Senator A. Lasee – 1.

Absent or not voting – None.

Passed.

**Senate Bill 423**

Relating to: library boards of public libraries established in a first class city.

Ordered to a third reading.

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

**Senate Bill 423**

Read a third time and passed.

**Senate Bill 429**

Relating to: establishing a presumption for employment-connected communicable diseases for fire fighters, emergency medical service providers, law enforcement officers, and certain correctional employees.

Read a second time.

Senate substitute amendment 1 to **Senate Bill 429** offered by Senator Carpenter.

Senator Decker, with unanimous consent, asked that the Senate stand informal.

Senator Sullivan moved rejection of Senate substitute amendment 1 to **Senate Bill 429**.

The question was: Rejection of Senate substitute amendment 1 to **Senate Bill 429**?

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

Ayes – Senators Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 18.

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

Absent or not voting – None.

Rejected.

Ordered to a third reading.

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

**Senate Bill 429**

Read a third time and passed.

**Senate Bill 464**

Relating to: temporary restraining orders and injunctions.

Read a second time.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 464**?

Adopted.

The question was: Adoption of Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 464**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 464**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 464**

Read a third time and passed.

**Senate Bill 472**

Relating to: adopting revised article 1 of the Uniform Commercial Code concerning general provisions.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 472**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 472**

Read a third time and passed.

**Senate Bill 477**

Relating to: treatment of abandoned employee retirement accounts under a retirement system of a 1st class city.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 477**

Read a third time and passed.

**Senate Bill 480**

Relating to: adopting revised Article 7 of the Uniform Commercial Code, concerning documents of title.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 480**

Read a third time and passed.

**Senate Bill 491**

Relating to: requiring an aging and disability resource center to perform a financial screening for, provide information to, and assist individuals choosing to participate in the self-directed services option (suggested as remedial legislation by the Department of Health Services).

Read a second time.

Ordered to a third reading.

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

**Senate Bill 491**

Read a third time and passed.

**Senate Bill 494**

Relating to: allowing nonprofit corporations to operate an aging and disability resource center (suggested as remedial legislation by the Department of Health Services).

Read a second time.

Ordered to a third reading.

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

**Senate Bill 494**

Read a third time and passed.

**Senate Bill 497**

Relating to: creating a food animal veterinarian loan assistance program, granting rule-making authority, and making an appropriation.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 497**

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 6; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Decker, Ellis, Erpenbach, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 27.

Noes – Senators Cowles, Darling, S. Fitzgerald, Grothman, Lazich and Schultz – 6.

Absent or not voting – None.

Passed.

**Senate Bill 505**

Relating to: motor vehicle emission inspections and requiring the exercise of rule-making authority.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 505**

Read a third time and passed.

**Senate Bill 514**

Relating to: additions to the 2009–11 Authorized State Building Program.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 514**

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 6; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, Lassa, Lehman, Miller, Olsen, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 27.

Noes – Senators Cowles, Grothman, A. Lasee, Lazich, Leibham and Schultz – 6.

Absent or not voting – None.

Passed.

**Senate Bill 515**

Relating to: authorization for final disposition of a decedent's remains.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 515**

Read a third time and passed.

**Senate Bill 520**

Relating to: requiring municipalities to pay health insurance premiums for survivors of a fire fighter who dies, or has died, in the line of duty.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 520**

Read a third time and passed.

**Senate Bill 522**

Relating to: various changes to the worker's compensation law.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 522**

Read a third time.

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

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

Noes – None.

Absent or not voting – None.

Passed.

**Senate Bill 523**

Relating to: unfair labor practices in violation of collective bargaining rights.

Read a second time.

Senate amendment 1 to **Senate Bill 523** offered by Senator Coggs.

The question was: Adoption of Senate amendment 1 to **Senate Bill 523**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 523**

Read a third time.

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

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

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



Absent or not voting – None.

Passed.

**Senate Bill 524**

Relating to: subpoenas and warrants requiring providers of electronic communications services or of remote computing services to provide customer information or disclose contents of wire or electronic communications.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 524**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 524**

Read a third time and passed.

**Senate Bill 528**

Relating to: methods of voting by members of a cooperative.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 528**

Read a third time and passed.

**Senate Bill 529**

Relating to: uniform power of attorney for finances and property.

Read a second time.

Senator Decker, with unanimous consent, asked that **Assembly Bill 704** be withdrawn from the committee on **Senate Organization** and taken up.

**Assembly Bill 704**

Relating to: uniform power of attorney for finances and property.

Read a second time.

Ordered to a third reading.

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

Ordered to a third reading.

**Assembly Bill 704**

Read a third time and concurred in.

Senator Decker, with unanimous consent, asked that **Senate Bill 529** be laid on the table.

**Senate Bill 530**

Relating to: regulating consumer small loans, limiting the areas in which a payday lender may operate, granting rule-making authority, and providing a penalty.

Read a second time.

President Risser, with unanimous consent, asked that the Senate stand in recess.

3:43 P.M.

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**RECESS**

3:50 P.M.

The Senate reconvened.

President Risser in the chair.

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

**Senate Joint Resolution 61**

**Senate Joint Resolution 64**

**Senate Bill 25**

**Senate Bill 276**

**Senate Bill 279**

**Senate Bill 297**

**Senate Bill 302**

**Senate Bill 323**

**Senate Bill 338**

**Senate Bill 341**

**Senate Bill 358**

**Senate Bill 379**

**Senate Bill 391**

**Senate Bill 407**

**Senate Bill 412**

**Senate Bill 423**

**Senate Bill 429**

**Senate Bill 464**

**Senate Bill 472**

**Senate Bill 477**

**Senate Bill 480**

**Senate Bill 491**

**Senate Bill 494**

**Senate Bill 497**

**Senate Bill 505**

**Senate Bill 514**

**Senate Bill 515**

**Senate Bill 520**

**Senate Bill 522**

**Senate Bill 523**

**Senate Bill 524**

**Senate Bill 528**

**Assembly Bill 704**

Messaged.

**Senate Bill 190**

Action Messaged.

Senator Sullivan moved rejection of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 530**.

The question was: Rejection of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 530**?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes – Senators Darling, Decker, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kedzie, Kreitlow, Lehman, Leibham, Miller, Olsen, Plale, Schultz, Sullivan, Taylor and Wirch – 21.

Noes – Senators Carpenter, Coggs, Cowles, Ellis, Grothman, Kapanke, A. Lasee, Lassa, Lazich, Risser, Robson and Vinehout – 12.

Absent or not voting – None.

Rejected.

Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 530** offered by Senator Carpenter.

Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 530** offered by Senator Carpenter.

Senator Carpenter, with unanimous consent, asked that Senate amendments 2 and 3 to Senate substitute amendment 1 to **Senate Bill 530** be withdrawn and returned to author.

Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 530** offered by Senators Leibham and Grothman.

Senator Sullivan moved rejection of Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 530**.

The question was: Rejection of Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 530**?

Rejected.

Senate amendment 5 to Senate substitute amendment 1 to **Senate Bill 530** offered by Senators Leibham and Grothman.

Senator Sullivan moved rejection of Senate amendment 5 to Senate substitute amendment 1 to **Senate Bill 530**.

The question was: Rejection of Senate amendment 5 to Senate substitute amendment 1 to **Senate Bill 530**?

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

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

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

Absent or not voting – None.

Rejected.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 530**?

Adopted.

Ordered to a third reading.

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

### **Senate Bill 530**

Read a third time.

The ayes and noes were required and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Cowles, Darling, Decker, Erpenbach, Hansen, Holperin, Jauch, Kapanke, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 21.

Noes – Senators Ellis, S. Fitzgerald, Grothman, Harsdorf, Hopper, Kanavas, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 12.

Absent or not voting – None.

Passed.

### **Senate Bill 227**

Relating to: interim successors for legislators, meetings of the legislature and legislative committees, and temporary seat of government for the legislature.

Senate amendment 1 to Assembly amendment 1 to **Senate Bill 227** offered by Senator Lazich.

Senator Jauch moved rejection of Senate amendment 1 to Assembly amendment 1 to **Senate Bill 227**.

The question was: Rejection of Senate amendment 1 to Assembly amendment 1 to **Senate Bill 227**?

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

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, S. Fitzgerald, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 19.

Noes – Senators Cowles, Darling, Ellis, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen and Schultz – 14.

Absent or not voting – None.

Rejected.

The question was: Shall Assembly amendment 1 to **Senate Bill 227** be concurred in?

Concurred in.

### **Senate Bill 531**

Relating to: annual or consecutive month permits for vehicles or combinations of vehicles transporting loads near the Wisconsin–Michigan border.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 531**?

Adopted.

Ordered to a third reading.

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

### **Senate Bill 531**

Read a third time and passed.

### **Senate Bill 533**

Relating to: an integrated crime alert network and making an appropriation.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 533**?

Adopted.

Ordered to a third reading.

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

### **Senate Bill 533**

Read a third time.

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

Ayes – Senators Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen,

Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 33.

Noes – None.

Absent or not voting – None.

Passed.

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## MESSAGES FROM THE ASSEMBLY

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

**Assembly Bill 746**

**Assembly Bill 770**

**Assembly Bill 778**

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## MESSAGES FROM THE ASSEMBLY CONSIDERED

### Assembly Bill 746

Relating to: promoting the use of locally grown food in school meals and snacks and granting rule-making authority.

By Representatives Vruwink, Jorgensen, Black, Benedict, Van Akkeren, Suder, A. Ott, Zepnick, Garthwaite, Roys, Turner, Hubler, Berceau, Hebl, Danou, Ripp, Hraychuck, Hilgenberg, Pasch, Mason, Pope-Roberts, Zigmunt, Molepske Jr., Steinbrink, Smith, Petrowski, Parisi, Radcliffe, Hixson, Lothian and Milroy; cosponsored by Senators Lassa, Taylor, Risser, Lehman, Hansen and Wirch.

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

### Assembly Bill 770

Relating to: assessment on critical access hospitals; payments to critical access hospitals under the Medical Assistance Program; creating a rural physician residency assistance program; the physician, dentist, and health care provider loan assistance programs; and making appropriations.

By Representatives Hraychuck, Ballweg, Garthwaite, Benedict, Berceau, Bies, Brooks, Clark, Danou, Dexter, Hebl, Hilgenberg, Hixson, Hubler, Jorgensen, Milroy, Molepske Jr., Murtha, Roys, Schneider, Shilling, Sinicki, Smith, Spanbauer, Townsend, Vruwink and Wood; cosponsored by Senators Miller, Olsen, Schultz, Vinehout, Coggs, Erpenbach, Hansen, Holperin, Jauch, A. Lasee, Lassa, Lehman, Robson and Taylor.

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

### Assembly Bill 778

Relating to: weight limitations for vehicles transporting raw forest products.

By Representatives Clark, Friske, Sherman, Soletski, Mursau, Bies and Townsend; cosponsored by Senators Holperin, Jauch, Hansen, Taylor and Cowles.

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

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### Senate Bill 536

Relating to: promoting the use of locally grown food in school meals and snacks and granting rule-making authority.

Read a second time.

Senator Decker, with unanimous consent, asked that **Assembly Bill 746** be withdrawn from the committee on **Senate Organization** and taken up at this time.

### Assembly Bill 746

Relating to: promoting the use of locally grown food in school meals and snacks and granting rule-making authority.

Read a second time.

Ordered to a third reading.

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

### Assembly Bill 746

Read a third time.

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

Ayes – Senators Carpenter, Coggs, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Leibham, Miller, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 23.

Noes – Senators Cowles, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich and Olsen – 10.

Absent or not voting – None.

Concurred in.

Senator Decker, with unanimous consent, asked that **Senate Bill 536** be laid on the table.

### Senate Bill 540

Relating to: political disbursements by corporations and cooperative associations and the scope of regulated activity under the campaign finance law.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 540**?

Adopted.

The question was: Adoption of Senate amendment 2 to **Senate Bill 540**?

Adopted.

Senate amendment 3 to **Senate Bill 540** offered by Senator S. Fitzgerald.

Senator Decker moved rejection of Senate amendment 3 to **Senate Bill 540**.

The question was: Rejection of Senate amendment 3 to **Senate Bill 540**?

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

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

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

Absent or not voting – None.

Rejected.

Ordered to a third reading.

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

**Senate Bill 540**

Read a third time and passed.

**Senate Bill 541**

Relating to: providing public notice of a sale of personal property or real estate on execution.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 541**

Read a third time and passed.

**Senate Bill 553**

Relating to: assessment on critical access hospitals; payments to critical access hospitals under the Medical Assistance Program; creating a rural physician residency assistance program; the physician, dentist, and health care provider loan assistance programs; and making appropriations.

Read a second time.

Senator Decker, with unanimous consent, asked that **Assembly Bill 770** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Bill 770**

Relating to: assessment on critical access hospitals; payments to critical access hospitals under the Medical Assistance Program; creating a rural physician residency assistance program; the physician, dentist, and health care provider loan assistance programs; and making appropriations.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 770**

Read a third time.

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

Ayes – Senators Carpenter, Coggs, Decker, Erpenbach, S. Fitzgerald, Hansen, Holperin, Jauch, Kreitlow, A. Lasee, Lassa, Lehman, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 22.

Noes – Senators Cowles, Darling, Ellis, Grothman, Harsdorf, Hopper, Kanavas, Kapanke, Kedzie, Lazich and Leibham – 11.

Absent or not voting – None.

Concurred in.

Senator Decker, with unanimous consent, asked that **Senate Bill 553** be laid on the table.

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

Senator Fitzgerald objected to the messaging of **Senate Bill 540**.

Senator Decker, with unanimous consent, asked that all action be immediately messaged to the Assembly, with the exception of **Senate Bill 540**:

**Senate Bill 530**

**Senate Bill 531**

**Senate Bill 533**

**Senate Bill 541**

**Assembly Bill 746**

**Assembly Bill 770**

Messaged.

**Senate Bill 227**

Action Messaged.

**Senate Bill 557**

Relating to: notices concerning construction near or on lakes, streams, or wetlands that are given to applicants for building permits and other construction approvals, requiring the Department of Natural Resources to furnish informational brochures about wetlands laws, requiring the Department of Natural Resources to provide evaluations and statements about whether certain land contains wetlands, and making an appropriation.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 557**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 557**

Read a third time.

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

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

Noes – None.

Absent or not voting – None.

Passed.

**Senate Bill 562**

Relating to: weight limitations for vehicles transporting raw forest products.

Read a second time.

Senator Decker, with unanimous consent, asked that **Assembly Bill 778** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Bill 778**

Relating to: weight limitations for vehicles transporting raw forest products.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 778**

Read a third time and concurred in.

Senator Decker, with unanimous consent, asked that **Senate Bill 562** be laid on the table.

**Senate Bill 572**

Relating to: suitability of annuity contracts and granting rule-making authority.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 572**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 572**

Read a third time and passed.

**Senate Bill 573**

Relating to: public access to certain shared law enforcement records.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 573**

Read a third time and passed.

**Senate Bill 591**

Relating to: termination of tenancy at death.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 591**?

Adopted.

Senator Robson, with unanimous consent, asked that Senate amendment 2 to **Senate Bill 591** be laid on the table.

Ordered to a third reading.

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

**Senate Bill 591**

Read a third time and passed.

**Senate Bill 594**

Relating to: requirements for residential facilities that provide or promote themselves as providing specialized care for persons who have Alzheimer's disease or related dementia and providing penalties.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 594**

Read a third time and passed.

**Senate Bill 598**

Relating to: the procedure for school district consolidations.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 598**

Read a third time and passed.

**Senate Bill 605**

Relating to: allowing required condominium disclosures to be made electronically.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 605**

Read a third time and passed.

**Senate Bill 608**

Relating to: requiring the Department of Revenue to study income tax reciprocity with the state of Minnesota.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 608**

Read a third time and passed.

**Senate Bill 617**

Relating to: creating a privilege for communications to veteran mentors.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 617**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 617**

Read a third time and passed.

**Senate Bill 631**

Relating to: submission of biological specimens for deoxyribonucleic acid analysis.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 631**

Read a third time and passed.

**Senate Bill 678**

Relating to: ratification of the agreement negotiated between the state of Wisconsin and the State Engineering Association for the 2007–09 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 Hansen, with unanimous consent, asked that the bill be considered for final action at this time.

**Senate Bill 678**

Read a third time.

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

Ayes – Senators Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, Lassa, Lehman, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 29.

Noes – Senators Grothman, A. Lasee, Lazich and Leibham – 4.

Absent or not voting – None.

Passed.

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

**Assembly Bill 227**

Relating to: directing the Pharmacy Examining Board to create a program to monitor the dispensing of prescription drugs and requiring the exercise of rule-making authority.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 227**?

Adopted.

Ordered to a third reading.

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

**Assembly Bill 227**

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kapanke, Kedzie, Kreitlow, A. Lasee, Lassa,

Lazich, Lehman, Leibham, Miller, Olsen, Plale, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 31.

Noes – Senators Cowles and Grothman – 2.

Absent or not voting – None.

Concurred in as amended.

**Assembly Bill 228**

Relating to: awarding state procurements to certified disabled veteran-owned businesses, providing an exemption from emergency rule procedures, and requiring the exercise of rule-making authority.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 228**

Read a third time and concurred in.

**Assembly Bill 247**

Relating to: granting high school diplomas to certain veterans with service-connected disabilities.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 247**

Read a third time and concurred in.

**Assembly Bill 496**

Relating to: prohibiting electronic text messaging while driving and providing a penalty.

Read a second time.

Senate substitute amendment 1 to **Assembly Bill 496** offered by Senator Leibham.

**POINT OF ORDER**

Senator Lehman raised the point of order that Senate substitute amendment 1 was not germane.

The Chair rules the point of order well taken.

Senate amendment 1 to **Assembly Bill 496** offered by Senator A. Lasee.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 496**?

Adopted.

Senate amendment 2 to **Assembly Bill 496** offered by Senator Grothman.

Senator Lehman moved rejection of Senate amendment 2 to **Assembly Bill 496**.

The question was: Rejection of Senate amendment 2 to **Assembly Bill 496**?

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

Ayes – Senators Carpenter, Coggs, Erpenbach, Hansen, Harsdorf, Holperin, Jauch, Kanavas, Kreitlow, A. Lasee, Lassa, Lehman, Leibham, Miller, Olsen, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 22.

Noes – Senators Cowles, Darling, Decker, Ellis, S. Fitzgerald, Grothman, Hopper, Kapanke, Kedzie, Lazich and Plale – 11.

Absent or not voting – None.

Rejected.

Ordered to a third reading.

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

#### **Assembly Bill 496**

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Carpenter, Coggs, Cowles, Darling, Decker, Ellis, Erpenbach, S. Fitzgerald, Grothman, Hansen, Harsdorf, Holperin, Hopper, Jauch, Kanavas, Kapanke, Kreitlow, A. Lasee, Lassa, Lazich, Lehman, Miller, Olsen, Risser, Robson, Schultz, Sullivan, Taylor, Vinehout and Wirch – 30.

Noes – Senators Kedzie, Leibham and Plale – 3.

Absent or not voting – None.

Concurred in as amended.

#### **Assembly Bill 503**

Relating to: exposure to a minor and providing a penalty.

Read a second time.

Ordered to a third reading.

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

#### **Assembly Bill 503**

Read a third time.

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

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

Noes – None.

Absent or not voting – None.

Concurred in.

#### **Assembly Bill 514**

Relating to: time limitations for commencing prosecution of crimes.

Read a second time.

Ordered to a third reading.

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

#### **Assembly Bill 514**

Read a third time and concurred in.

#### **Assembly Bill 529**

Relating to: violations of the Wisconsin Uniform Securities Law and providing a penalty.

Read a second time.

Ordered to a third reading.

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

#### **Assembly Bill 529**

Read a third time and concurred in.

#### **Assembly Bill 560**

Relating to: remedial statutory changes affecting the Wisconsin Employment Relations Commission (suggested as remedial legislation by the Wisconsin Employment Relations Commission).

Read a second time.

Ordered to a third reading.

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

#### **Assembly Bill 560**

Read a third time and concurred in.

#### **Assembly Bill 567**

Relating to: amending and revising under s. 10.53 various provisions of ss. 10.62 to 10.82 of the statutes for the purpose of correcting conflicts between the listings in ss. 10.62 to 10.82 and the substantive statutes to which those sections refer. (Correction Bill).

Read a second time.

Ordered to a third reading.

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

#### **Assembly Bill 567**

Read a third time and concurred in.

#### **Assembly Bill 659**

Relating to: HIV testing, disclosure of HIV test results, and providing penalties.

Read a second time.

Senate amendment 1 to **Assembly Bill 659** offered by Senator Grothman.

Senator Robson moved rejection of Senate amendment 1 to **Assembly Bill 659**.

The question was: Rejection of Senate amendment 1 to **Assembly Bill 659**?

Rejected.

Ordered to a third reading.

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

#### **Assembly Bill 659**

Read a third time and concurred in.

#### **Assembly Bill 670**

Relating to: requiring sellers of residential real property to disclose whether the property is subject to a shoreland zoning mitigation plan.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 670**

Read a third time and concurred in.

**Assembly Bill 709**

Relating to: requiring access to toilet facilities in a retail establishment, immunity from civil liability related to use of the toilet facilities, and providing penalties.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 709**

Read a third time and concurred in.

**Assembly Bill 766**

Relating to: designating and marking a portion of STH 50 in Kenosha County as the LeRoy and Lynn Copen Memorial Highway.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 766**

Read a third time and concurred in.

Senator Decker, with unanimous consent, asked that **Assembly Joint Resolution 120** and **Senate Joint Resolution 67** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Joint Resolution 120**

Relating to: the life and public service of Walter J. Ireland.

Concurred in by unanimous rising vote.

**Senate Joint Resolution 67**

Relating to: honoring the life and public service of Polish President Lech Kaczynski and others.

Read.

Adopted.

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

Senator Fitzgerald objected to the messaging of **Senate Bill 540**.

Senator Decker moved that all action be immediately messaged to the Assembly, with the exception of **Senate Bill 540**:

- Senate Joint Resolution 67**
- Senate Bill 557**
- Senate Bill 572**
- Senate Bill 573**
- Senate Bill 591**

- Senate Bill 594**
- Senate Bill 598**
- Senate Bill 605**
- Senate Bill 608**
- Senate Bill 617**
- Senate Bill 631**
- Senate Bill 678**
- Assembly Joint Resolution 120**
- Assembly Bill 227**
- Assembly Bill 228**
- Assembly Bill 247**
- Assembly Bill 496**
- Assembly Bill 503**
- Assembly Bill 514**
- Assembly Bill 529**
- Assembly Bill 560**
- Assembly Bill 567**
- Assembly Bill 659**
- Assembly Bill 670**
- Assembly Bill 709**
- Assembly Bill 766**
- Assembly Bill 778**

Messaged.

Senator Decker moved reconsideration of **Senate Bill 540**.

**Senate Bill 540**

Relating to: political disbursements by corporations and cooperative associations and the scope of regulated activity under the campaign finance law.

The question was: Shall the vote by which **Senate Bill 540** was passed be reconsidered?

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

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

Noes – Senators Carpenter, Coggs, Decker, Erpenbach, Hansen, Holperin, Jauch, Kreitlow, Lassa, Lehman, Miller, Plale, Risser, Robson, Sullivan, Taylor, Vinehout and Wirch – 18.

Absent or not voting – None.

Refused.

**Senate Bill 540**

Messaged.

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

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**MOTIONS MAY BE OFFERED**

Senator Fitzgerald moved that the rules be suspended and that **Senate Bill 646** be withdrawn from committee on **Judiciary, Corrections, Insurance, Campaign Finance Reform, and Housing** and taken up at this time.

The question was: Shall the rules be suspended and **Senate Bill 646** be withdrawn from committee on **Judiciary, Correction, Insurance, Campaign Finance Reform, and Housing** taken up at the 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, Hopper, Kanavas, Kapanke, Kedzie, A. Lasee, Lazich, Leibham, Olsen, Schultz and Vinehout – 16.

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

Absent or not voting – None.

Suspension of the rules refused.

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

Senator Wirch, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Jack Fleisher, who won the 2009 Award from the Anderson Arts Council for “Lifetime Achievement in Art.”

Senator Lehman, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Clarence Allen, Starbuck Middle School Counselor, who was recently named by the Wisconsin School Counselor Association as 2010 “Counselor of the Year.” His students know: “He understands what he is talking about, and really listens.” We celebrate his 35 years as a very successful school counselor!

Senator Lehman, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Racine St. Catherine’s Angels High School Boys Basketball Team, which defeated Eau Claire Regis in the 2010 Division 3 State Championship Game. We also congratulate Coach Bob Letsch

for successfully completing his 31st season and building his record to 551–210, with eight State Championships.

Senator Lehman, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Ruth Georgeson, his wonderful Mother-in-Law; who is, because of a medical condition, very appreciative of the passage of Assembly Bill 709, relating to: requiring access to toilet faucets in retail establishments, and immunity from civil liability related to the use of the toilet facilities.

Senator Lazich, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her friend and colleague, State Representative Mark Gundrum, for being elected Waukesha County Circuit Court Branch 2 Judge.

Senator Plale, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his son Jack, who turned 13 on March 21st.

Senator Holperin, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Rhinelander High School Mock Trial Team. As 2010 Mock Trial State Champions, they are headed to Philadelphia, PA to represent Wisconsin in the National Competition on May 7–8.

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### **ADJOURNMENT**

Senator Decker, with unanimous consent, asked that the Senate adjourn until Thursday, April 15, 2010.

7: 31 P.M.

Adjourned.