

STATE OF WISCONSIN

Senate Journal

Eighty-Eighth Regular Session

10:00 A.M.

THURSDAY, February 5, 1987

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

The senate stood for the prayer which was offered by Rabbi Terry A. Bookman of Congregation Sinai, Milwaukee.

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

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

Senators Adelman, Andrea, Chilsen, Chvala, Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Leean, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 30.

Absent — None.

Absent with leave — None.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 4

Relating to creating a special senate committee, the select committee on the regulation of gambling.

By Senators Strohl, Van Sistine, Roshell, Te Winkle and Plewa.

Read.

Considered as privileged and taken up.

By request of Senator Chilsen, with unanimous consent **Senate Resolution 4** was placed at the foot of the calendar.

Senate Resolution 5

Requesting the attorney general to reopen the case of Wisconsin v. Illinois.

By Senators Stitt and Lasee.

Read and referred to committee on Senate Organization.

Senate Joint Resolution 13

Relating to the Burlington Chocolate Festival.

By Senators Andrea, Ulichny, Kreul, Feingold and Strohl; cosponsored by Representatives Porter, Lepak, Coleman, Antaramian, Barca, Neubauer, Fergus, Bolle, Wood, Vergeront, Schneiders, Rosenzweig, Hamilton, Krug and Goetsch.

Read and referred to committee on Senate Organization.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 86

Relating to demerit points for exceeding the lawful speed limit.

By Senators Andrea, Leean, Kreul and Lasee; cosponsored by Representatives Barca, Ladwig, Schneiders, Gronemus, Tregoning, Welch, Schober, Musser and Mark Lewis, by request of Sue Michatti.

To committee on Transportation, Tourism and Conservation.

Senate Bill 87

Relating to admissibility of evidence of compromise of a claim.

By Senators Risser and Chvala; cosponsored by Representatives Hauke and Tregoning.

To committee on Judiciary and Consumer Affairs.

Senate Bill 88

Relating to prohibiting the sale of certain beverage containers and providing a penalty.

By Senators Davis, Lee, Leean, Chilsen and Risser; cosponsored by Representatives Ourada, Robinson, Nelsen, Fortis, Goetsch, Berndt, Margaret Lewis, Welch, Cowles, Musser, Barca, Johnsrud and Rosenzweig.

To committee on Urban Affairs, Energy, Environmental Resources and Elections.

Senate Bill 89

Relating to creating additional eligibility for point source pollution abatement grants.

By Senators Davis, Adelman, Lorman, Leean, Lasee and Stitt; cosponsored by Representatives Zweck, Radtke, Welch, Volk, York, Roberts, Lepak, Paulson, Weeden, Huelsman, Porter, Wood, Ladwig and Walling.

To committee on Urban Affairs, Energy, Environmental Resources and Elections.

Senate Bill 90

Relating to destruction or transfer of district attorney records.

By Senator Ulichny; cosponsored by Representative Fergus.

To committee on Judiciary and Consumer Affairs.

Senate Bill 91

Relating to the cost of copies of register of deeds records.

By Senator Risser.

To committee on Urban Affairs, Energy, Environmental Resources and Elections.

Senate Bill 92

Relating to compensation for sheriffs.

By Senator Adelman; cosponsored by Representatives Rutkowski.

To committee on Judiciary and Consumer Affairs.

Senate Bill 93

Relating to small claims actions.

By Senators Davis, Feingold, Lee, Lorman and Engleiter; cosponsored by Representatives Holperin, Radtke, Fortis, Coleman, Weeden, Berndt, Wimmer, Schneiders, Volk, Hamilton, Paulson, Goetsch, Van Gorden, Rosenzweig, Porter, Ladwig, Huelsman, Tregoning, Turba and Vergeront.

To committee on Judiciary and Consumer Affairs.

Senate Bill 94

Relating to revising penalties for offenses related to endangered species of wild animals.

By Senators Czarnezki, Lee, Jauch, Risser, Strohl, Davis, Feingold, Adelman, Norquist, Chvala, Kreul and Chilsen; cosponsored by Representatives Bell, Neubauer, Black, Holperin, Becker, Roberts, Bock, Robinson, Seery, Wineke, Gruszynski and Rosenzweig.

To committee on Transportation, Tourism and Conservation.

COMMITTEE REPORTS

The committee on Agriculture, Health and Social Services reports and recommends:

KUPERBERG, JAMES R. of Milwaukee, as a member of the Hospital Rate Setting Commission, to serve for the term ending March 1, 1989.

Confirmation:

Ayes, 6 — Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf and Lorman;

Noes, 1 — Senator Rude.

CULLEN, TIMOTHY F., of Janesville, as Secretary of the Department of Health and Social Services, to serve for the term ending at the pleasure of the Governor.

Confirmation:

Ayes, 7 — Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 — None.

Senate Bill 73

Relating to extending the agricultural production loan guarantee program administered by the Wisconsin housing and economic development authority and making an appropriation.

Passage:

Ayes, 7 — Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 — None.

RODNEY C. MOEN
Chair

The committee on Transportation, Tourism and Conservation reports and recommends:

Senate Bill 24

Relating to special registration plates and identification cards.

Passage:

Ayes, 6 — Senators Kincaid, Roshell, Andrea, Kreul, Rude and Leean;

Noes, 0 — None.

LLOYD H. KINCAID
Chair

The committee on Aging, Banking, Commercial Credit and Taxation reports and recommends:

Senate Bill 17

Relating to the definition of 'coowner' for purposes of the property tax deferral program.

Passage:

Ayes, 5 — Senators Feingold, Plewa, Czarnezki, Jauch and Kreul;

Noes, 0 — None.

RUSS FEINGOLD
Chair

The joint committee on Finance reports and recommends:

Senate Bill 32

Relating to operating a motor vehicle while under the influence of an intoxicant, drugs or both, administrative suspension and court-ordered revocation of operating privileges, chemical tests for intoxication, occupational licenses, granting rule-making authority and providing penalties.

Introduction and adoption of senate substitute amendment 1:

Ayes, 15 — Senators George, Roshell, Norquist, Helbach, Chvala, Andrea, Stitt and Davis, Representatives Schneider, Kunicki, Travis, Bell, Holperin, Prosser and Panzer;

Noes, 0 — None.

Passage as amended with an emergency statement:

Ayes, 15 — Senators George, Roshell, Norquist, Helbach, Chvala, Andrea, Stitt and Davis, Representatives Schneider, Kunicki, Travis, Bell, Holperin, Prosser and Panzer;

Noes, 0 — None.

Senate Bill 53

Relating to the council on tourism and making an appropriation.

Introduction and adoption of senate amendment 1:

Ayes, 13 — Senators George, Roshell, Helbach, Chvala, Andrea, Stitt and Davis, Representatives Schneider, Kunicki, Travis, Bell, Holperin and Panzer;

Noes, 0 — None.

Introduction and adoption of senate amendment 2:

Ayes, 14 — Senators George, Roshell, Norquist, Helbach, Chvala, Andrea, Stitt and Davis,

JOURNAL OF THE SENATE [February 5, 1987]

Representatives Schneider, Kunicki, Travis, Bell, Holperin and Panzer;

Noes, 0 — None.

Introduction and adoption of senate amendment 3:

Ayes, 14 — Senators George, Roshell, Norquist, Helbach, Chvala, Andrea, Stitt and Davis, Representatives Schneider, Kunicki, Travis, Bell, Holperin and Panzer;

Noes, 0 — None.

Introduction and adoption of senate amendment 4:

Ayes, 13 — Senators George, Roshell, Norquist, Helbach, Chvala, Andrea and Davis, Representatives Schneider, Kunicki, Travis, Bell, Holperin and Panzer;

Noes, 1 — Senator Stitt.

Introduction and adoption of senate amendment 5:

Ayes, 12 — Senators George, Roshell, Helbach, Chvala, Andrea and Davis, Representatives Schneider, Kunicki, Travis, Bell, Holperin and Panzer;

Noes, 2 — Senators Norquist and Stitt.

Introduction and adoption of senate amendment 6:

Ayes, 12 — Senators George, Roshell, Norquist, Helbach, Chvala, Andrea and Stitt, Representatives Schneider, Kunicki, Travis, Bell and Holperin;

Noes, 3 — Senator Davis, Representatives Prosser and Panzer.

Passage as amended:

Ayes, 11 — Senators George, Roshell, Helbach, Chvala, Andrea and Davis, Representatives Schneider, Travis, Holperin, Prosser and Panzer;

Noes, 4 — Senators Norquist and Stitt, Representatives Kunicki and Bell.

GARY R. GEORGE
Senate Chair

State of Wisconsin
Joint Committee on Finance

February 5, 1987

To the Honorable the Legislature

Pursuant to s. 16.47(2), the Joint Committee on Finance declares that 1987 Assembly Bill 30 is an emergency appropriation bill.

Sincerely,
GARY R. GEORGE
Senate Chair

MARLIN D. SCHNEIDER
Assembly Chair

The committee on Education reports and recommends:

Senate Bill 25

Relating to employment relations for members of the university of Wisconsin system academic staff.

Passage:

Ayes, 7 — Senators Czarnecki, Adelman, Helbach, Moen, Jauch, Harsdorf and Lorman;

Noes, 1 — Senator Rude.

JOSEPH J. CZARNECKI
Chair

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

February 2, 1987

To the Honorable the Legislature

I am writing to request an invitation to address a joint convention of the Senate and the Assembly on February 12, 1987, at 2:30 p.m., for the purpose of presenting the 1987-88 Governor's Budget Message.

Sincerely,
TOMMY G. THOMPSON
Governor

CALENDAR OF FEBRUARY 5, 1987

CULLEN, TIMOTHY F., of Janesville, as Secretary of the Department of Health and Social Services, to serve for the term ending at the pleasure of the Governor.

Read.

The question was: Shall the appointment be confirmed?

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

Ayes — Senators Adelman, Andrea, Chilsen, Chvala, Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 30.

Noes — None.

Absent or not voting — None.

So the appointment was confirmed.

KUPERBERG, JAMES R. of Milwaukee, as a member of the Hospital Rate Setting Commission, to serve for the term ending March 1, 1989.

Read.

The question was: Shall the appointment be confirmed?

The ayes and noes were required and the vote was: ayes, 26; noes, 4; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chilsen, Chvala, Czarnecki, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Lasee, Lee, Lekan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 26.

Noes — Senators Davis, Kreul, Rude and Stitt — 4.

Absent or not voting — None.

So the appointment was confirmed.

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

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

Assembly Bill 30

Assembly Bill 50

Concurred in:

Senate Joint Resolution 10

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 30

Relating to operating a motor vehicle while under the influence of an intoxicant, drugs or both, administrative suspension and court-ordered revocation of operating privileges, chemical tests for intoxication, occupational licenses, granting rule-making authority and providing penalties.

By Representatives Neubauer, Rutkowski, Barrett, Buettner, Carpenter, Magnuson, Becker, Rosenzweig, Bell, Travis, Goetsch, Ourada and Weeden, cosponsored by Senators Adelman, Chvala, Strohl, Czarnezki, Norquist, Lee and Jauch.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Assembly Bill 50

Relating to the council on tourism and making an appropriation.

By committee on Tourism, Recreation and Forest Productivity, by request of Governor Tommy G. Thompson.

Read first time and referred to committee on Transportation, Tourism and Conservation.

CALENDAR OF FEBRUARY 5, 1987

Senate Bill 24

Relating to special registration plates and identification cards.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 24

Read a third time and passed.

Senate Bill 32

Relating to operating a motor vehicle while under the influence of an intoxicant, drugs or both, administrative suspension and court-ordered revocation of operating privileges, chemical tests for intoxication, occupational

licenses, granting rule-making authority and providing penalties.

Read a second time.

By request of Senator Strohl, with unanimous consent, **Senate Bill 32** was placed after **Senate Bill 53**.

Senate Bill 53

Relating to the council on tourism and making an appropriation.

Read a second time.

By request of Senator Strohl, with unanimous consent, **Senate Bill 53** was laid on the table.

By request of Senator Strohl, with unanimous consent, **Assembly Bill 50** was withdrawn from committee on Transportation, Tourism and Conservation and taken up at this time.

Assembly Bill 50

Relating to the council on tourism and making an appropriation.

Read a second time.

Senate amendment 1 offered by Senators Czarnezki and Harsdorf.

The question was: Adoption of senate amendment 1?

By request of Senator Norquist and the president of the Senate, Senator Risser, with unanimous consent, Archbishop Rembert Weakland of the Archdiocese of Milwaukee, who is visiting the Senate today, was introduced.

The question was: Adoption of senate amendment 1?

Senator Kincaid moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 14; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Jauch, Kincaid, Kreul, Lasee, Lekan, Lorman, Moen, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Ulichny and Van Sistine — 16.

Noes — Senators Adelman, Chilsen, Chvala, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Lee, Norquist and Te Winkle — 14.

Absent or not voting — None.

So the motion prevailed.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 50

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 2; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chilsen, Chvala, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George,

Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, Moen, Plewa, Risser, Roshell, Rude, Strohl, Te Winkle, Ulichny and Van Sistine — 28.

Noes — Senators Norquist and Stitt — 2.

Absent or not voting — None.

So the bill was concurred in.

Senate Bill 32

Relating to operating a motor vehicle while under the influence of an intoxicant, drugs or both, administrative suspension and court-ordered revocation of operating privileges, chemical tests for intoxication, occupational licenses, granting rule-making authority and providing penalties.

Read a second time.

By request of Senator Strohl, with unanimous consent, **Assembly Bill 30** was withdrawn from committee on Judiciary and Consumer Affairs and taken up at this time.

Assembly Bill 30

Relating to operating a motor vehicle while under the influence of an intoxicant, drugs or both, administrative suspension and court-ordered revocation of operating privileges, chemical tests for intoxication, occupational licenses, granting rule-making authority and providing penalties.

Read a second time.

Senate amendments 1, 2, 3 and 4 offered by Senator George.

The question was: Adoption of senate amendment 1? Adopted.

The question was: Adoption of senate amendment 2? Adopted.

The question was: Adoption of senate amendment 3?

By request of Senator George, with unanimous consent, senate amendment 3 was returned to the author.

The question was: Adoption of senate amendment 4?

By request of Senator George, with unanimous consent, senate amendment 4 was returned to the author.

Senate amendment 5 offered by Senator Engeleiter.

The question was: Adoption of senate amendment 5? Adopted.

Senate amendment 6 offered by Senators Adelman and Chvala.

The question was: Adoption of senate amendment 6? Adopted.

Senate amendment 7 offered by Senator Davis.

The question was: Adoption of senate amendment 7? Senator Rude moved rejection of senate amendment

7.

The question was: Rejection of senate amendment 7?

The motion prevailed.

Senate amendment 8 offered by Senators Engeleiter, George and Davis.

Senate amendment 1 to senate amendment 8 offered by Senator Engeleiter.

The question was: Adoption of senate amendment 1 to senate amendment 8?

Adopted.

The question was: Adoption of senate amendment 8?

Senator Chvala moved rejection of senate amendment 8.

The question was: Rejection of senate amendment 8? The motion did not prevail.

The question was: Adoption of senate amendment 8? Adopted.

Senate amendment 9 offered by Senator Davis.

The question was: Adoption of senate amendment 9?

By request of Senator Davis, with unanimous consent, senate amendment 9 was returned to the author.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 30

Read a third time.

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

Ayes — Senators Adelman, Andrea, Chilsen, Chvala, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 30.

Noes — None.

Absent or not voting — None.

So the bill was concurred in as amended.

By request of Senator Strohl, with unanimous consent, **Senate Bill 32** was laid on the table.

By request of Senator Strohl, with unanimous consent, all action was ordered immediately messaged.

By request of Senator Strohl, with unanimous consent, the senate recessed until 2:00 P.M.

12:24 P.M.

RECESS

2:00 P.M.

The senate reconvened.

By request of Senator Strohl, with unanimous consent, the Senate returned to the fourth order of business.

COMMITTEE REPORTS

The joint committee on Finance reports and recommends:

Senate Bill 54

Relating to correctional institutions, revising the state building program and providing for a study.

Introduction and adoption of senate substitute amendment 2:

Ayes, 14 — Senators George, Roshell, Norquist, Helbach, Chvala, Andrea, Stitt and Davis, Representatives Schneider, Kunicki, Bell, Holperin, Prosser and Coggs;

Noes, 2 — Representatives Travis and Panzer.

Passage as amended:

Ayes, 11 — Senators George, Roshell, Norquist, Helbach, Chvala, Andrea, Stitt and Davis, Representatives Schneider, Bell and Prosser;

Noes, 3 — Representatives Travis, Coggs and Panzer.

GARY R. GEORGE
Senate Chair

By request of Senator Strohl, with unanimous consent, the rules were suspended and the supplemental calendar was taken up at this time.

Senate Bill 54

Relating to correctional institutions, revising the state building program and providing for a study.

Read a second time.

The question was: Adoption of senate amendment 1 to senate substitute amendment 1?

By request of Senator Lasee, with unanimous consent, the senate recessed until 3:30 P.M.

2:27 P.M.

RECESS

3:30 P.M.

The senate reconvened.

By request of Senator Strohl, with unanimous consent, senate substitute amendment 1 was placed after senate substitute amendment 2.

Senate amendments 1 and 2 to senate substitute amendment 2 offered by Senator Lorman.

The question was: Adoption of senate amendment 1 to senate substitute amendment 2?

Senator Strohl moved rejection of senate amendment 1 to senate substitute amendment 2.

The question was: Rejection of senate amendment 1 to senate substitute amendment 2?

The motion prevailed.

The question was: Adoption of senate amendment 2 to senate substitute amendment 2?

Senator Strohl moved rejection of senate amendment 2 to senate substitute amendment 2.

The question was: Rejection of senate amendment 2 to senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 13; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Chvala, Czarnecki, Feingold, George, Helbach, Jauch, Kincaid, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle and Van Sistine — 17.

Noes — Senators Andrea, Chilsen, Davis, Ellis, Engleiter, Harsdorf, Kreul, Lasee, Leman, Lorman, Rude, Stitt and Ulichny — 13.

Absent or not voting — None.

So the motion prevailed.

Senate amendment 3 to senate substitute amendment 2 offered by Senator George.

The question was: Adoption of senate amendment 3 to senate substitute amendment 2?

Senator Stitt moved rejection of senate amendment 3 to senate substitute amendment 2.

The question was: Rejection of senate amendment 3 to senate substitute amendment 2?

By request of Senator George, with unanimous consent, senate amendment 3 to senate substitute amendment 2 was returned to the author.

Senate amendment 4 to senate substitute amendment 2 offered by Senator Davis.

The question was: Adoption of senate amendment 4 to senate substitute amendment 2?

Adopted.

Senate amendment 5 to senate substitute amendment 2 offered by Senators Engleiter, Lasee and Harsdorf.

The question was: Adoption of senate amendment 5 to senate substitute amendment 2?

Senator Strohl moved rejection of senate amendment 5 to senate substitute amendment 2.

The question was: Rejection of senate amendment 5 to senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 11; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chilsen, Chvala, Czarnecki, Feingold, George, Jauch, Kincaid, Kreul, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle and Van Sistine — 19.

Noes — Senators Davis, Ellis, Engeleiter, Harsdorf, Helbach, Lasee, Leraan, Lorman, Rude, Stitt and Ulichny — 11.

Absent or not voting — None.

So the motion prevailed.

Senate amendment 6 to senate substitute amendment 2 offered by Senator Strohl.

The question was: Adoption of senate amendment 6 to senate substitute amendment 2?

Senator Lorman moved rejection of senate amendment 6 to senate substitute amendment 2.

The question was: Rejection of senate amendment 6 to senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 10; noes, 20; absent or not voting, 0; as follows:

Ayes — Senators Chilsen, Ellis, Engeleiter, Harsdorf, Kreul, Lasee, Leraan, Lorman, Rude and Stitt — 10.

Noes — Senators Adelman, Andrea, Chvala, Czarnezki, Davis, Feingold, George, Helbach, Jauch, Kincaid, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 20.

Absent or not voting — None.

So the motion did not prevail.

The question was: Adoption of senate amendment 6 to senate substitute amendment 2?

Adopted.

Senate amendment 7 to senate substitute amendment 2 offered by Senator Strohl.

The question was: Adoption of senate amendment 7 to senate substitute amendment 2?

Adopted.

Senate amendment 8 to senate substitute amendment 2 offered by Senator Lorman.

The question was: Adoption of senate amendment 8 to senate substitute amendment 2?

By request of Senator Lorman, with unanimous consent, senate amendment 8 to senate substitute amendment 2 was returned to the author.

Senate amendment 9 to senate substitute amendment 2 offered by Senators Ellis and Moen.

The question was: Adoption of senate amendment 9 to senate substitute amendment 2?

Senator Norquist moved rejection of senate amendment 9 to senate substitute amendment 2.

The question was: Rejection of senate amendment 9 to senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 28; noes, 2; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chilsen, Chvala, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George,

Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Leraan, Lorman, Norquist, Plewa, Risser, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 28.

Noes — Senators Moen and Roshell — 2.

Absent or not voting — None.

So the motion prevailed.

Senate amendment 10 to senate substitute amendment 2 offered by Senator Stitt.

The question was: Adoption of senate amendment 10 to senate substitute amendment 2?

Senator Strohl moved rejection of senate amendment 10 to senate substitute amendment 2.

The question was: Rejection of senate amendment 10 to senate substitute amendment 2?

The motion prevailed.

Senate amendment 11 to senate substitute amendment 2 offered by Senators Chilsen and Kreul.

The question was: Adoption of senate amendment 11 to senate substitute amendment 2?

By request of Senator Chilsen, with unanimous consent, senate amendment 11 to senate substitute amendment 2 was laid on the table.

Senate amendment 12 to senate substitute amendment 2 offered by Senator Davis.

The question was: Adoption of senate amendment 12 to senate substitute amendment 2?

Adopted.

Senate amendment 13 to senate substitute amendment 2 offered by Senator Lorman.

The question was: Adoption of senate amendment 13 to senate substitute amendment 2?

Senator Te Winkle moved rejection of senate amendment 13 to senate substitute amendment 2.

The question was: Rejection of senate amendment 13 to senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 12; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chvala, Czarnezki, Feingold, George, Helbach, Jauch, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 18.

Noes — Senators Chilsen, Davis, Ellis, Engeleiter, Harsdorf, Kincaid, Kreul, Lasee, Leraan, Lorman, Rude and Stitt — 12.

Absent or not voting — None.

So the motion prevailed.

The question was: Adoption of senate substitute amendment 2?

By request of Senator George, with unanimous consent, senate amendment 3 to senate substitute amendment 2 was revived.

The question was: Adoption of senate amendment 3 to senate substitute amendment 2?

Senator Stitt moved rejection of senate amendment 3 to senate substitute amendment 2.

The question was: Rejection of senate amendment 3 to senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 6; noes, 24; absent or not voting, 0; as follows:

Ayes — Senators Davis, Ellis, Lasee, Lekan, Roshell and Stitt — 6.

Noes — Senators Adelman, Andrea, Chilsen, Chvala, Czarnezki, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lee, Lorman, Moen, Norquist, Plewa, Risser, Rude, Strohl, Te Winkle, Ulichny and Van Sistine — 24.

Absent or not voting — None.

So the motion did not prevail.

The question was: Adoption of senate amendment 3 to senate substitute amendment 2?

Adopted.

By request of Senator Davis, with unanimous consent, reconsideration of the motion by which senate amendment 12 to senate substitute amendment 2 was adopted was laid on the table.

The question was: Adoption of senate substitute amendment 2?

Adopted.

The question was: Adoption of senate substitute amendment 1?

By request of Senator Strohl, with unanimous consent, senate substitute amendment 1 was laid on the table.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 54

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 1; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chilsen, Chvala, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Lekan, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 29.

Noes — Senator Lorman — 1.

Absent or not voting — None.

So the bill passed.

By request of Senator Strohl, with unanimous consent, all action was ordered immediately messaged.

Senate Bill 73

Relating to extending the agricultural production loan guarantee program administered by the Wisconsin housing and economic development authority and making an appropriation.

Read a second time.

By request of Senator George, with unanimous consent, **Senate Bill 73** was referred to joint committee on Finance.

Assembly Bill 22

Relating to making an appropriation to reimburse attorneys and investigators for providing services under the state public defender program.

Read a second time.

Senate amendments 1 and 2 offered by Senators Stitt and Engeleiter.

The question was: Adoption of senate amendment 1?

Senator Adelman raised the point of order that senate amendment 1 was not germane.

By request of Senator Adelman, with unanimous consent, he withdrew his point of order that senate amendment 1 was not germane.

By request of Senator Stitt, with unanimous consent, senate amendments 1 and 2 were returned to the author.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 22

Read a third time.

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

Ayes — Senators Adelman, Andrea, Chilsen, Chvala, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 30.

Noes — None.

Absent or not voting — None.

So the bill was concurred in.

Senate Resolution 4

Relating to creating a special senate committee, the select committee on the regulation of gambling.

Read.

Adopted.

MOTIONS

By request of Senator Lee, with unanimous consent, **Senate Bill 92** was withdrawn from the committee on Judiciary and Consumer Affairs and referred to the committee on Urban Affairs, Energy, Environmental Resources and Elections.

Senator Strohl asked unanimous consent that the rules be suspended and the supplemental calendar, **Senate Bill 25**, be taken up at this time.

Senator Engleleiter objected.

Senator Helbach moved the rules be suspended and the supplemental calendar be taken up at this time.

The question was: Shall the rules be suspended and the supplemental calendar be taken up at this time?

The ayes and noes were required and the vote was: ayes, 19; noes, 11; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chvala, Czarnecki, Feingold, George, Helbach, Jauch, Kincaid, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 19.

Noes — Senators Chilsen, Davis, Ellis, Engleleiter, Harsdorf, Kreul, Lasee, Lekan, Lorman, Rude and Stitt — 11.

Absent or not voting — None.

Less than two-thirds having voted in the affirmative, the motion did not prevail.

By request of Senator Strohl, with unanimous consent, the appointment of **Karen Case** was withdrawn from the committee on Senate Rules and referred to the committee on Aging, Banking, Commercial Credit and Taxation.

By request of Senator Strohl, with unanimous consent, all action was ordered immediately messaged.

By request of Senator Strohl, with unanimous consent, the senate recessed until 8:19 P.M.

5:50 P.M.

RECESS

8:19 P.M.

The senate reconvened.

By request of Senator Czarnecki, with unanimous consent, the senate adjourned in honor of Liberace, a native of West Allis who passed away yesterday.

By request of Senator Stitt, with unanimous consent, the senate adjourned in honor of Dennis Conner and the crew of Stars and Stripes, who won the America's Cup.

By request of Senator George, with unanimous consent, the senate adjourned in honor of the 50th birthday of Herbert Grover, State Superintendent of the Department of Public Instruction.

AMENDMENTS OFFERED

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 32** by Senator George.

Senate amendments 7 and 8 to **Senate Bill 53** by Senators Norquist and George.

Senate amendment 1 to **Senate Bill 73** by Senator Harsdorf.

Upon motion of Senator Strohl, the senate adjourned pursuant to **Assembly Joint Resolution 1**, until 10:00 A.M. Tuesday, March 17.

8:20 P.M.