

STATE OF WISCONSIN

Senate Journal

Eighty-Eighth Regular Session

10:00 A.M.

THURSDAY, July 2, 1987

The senate met.

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

The senate stood for a moment of silent prayer.

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

By request of Senator Strohl, with unanimous consent, the reading of the roll was dispensed with.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 304

Relating to the definition of class A distributees for purposes of the inheritance tax and gift tax.

By Senators Engeleiter, Lee, Van Sistine, Cowles, Chilsen, Lasee, Weeden, Lorman and Buettner; cosponsored by Representatives Panzer, Gronemus, Rosenzweig, Farrow, Radtke, Schultz, Huelsman, Ladwig, Schober, Foti, Walling, Schmidt, Brandemuehl, Vergeront, Margaret Lewis, Charneski, Prosser, Deininger and Zeuske.

To Joint Survey committee on Tax Exemptions.

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of the Secretary of State

June 30, 1987

To the Honorable the Senate

I have the honor to transmit to you the following information pursuant to s. 13.685(7):

Sincerely,
DOUGLAS LAFOLLETTE
Secretary of State

NEWLY REGISTERED LOBBYISTS AND THEIR PRINCIPALS:

BREWER, PAUL, 2578 Riverside Dr., Beloit, WI 53511 (608) 365-2398

1) Rubidell Recreation, Inc., 39 N. Washington St., Elkhorn, WI 53121 (608) 365-2398 (all legislation related to the recreation industry and any and all related matters)

CAREY, WILLIAM C., Room 701-F, City Hall, 200 E. Wells St., Milwaukee, WI 53202 (414) 278-3747

1) City of Milwaukee, Attn: City Clerk, Room 205, City Hall, 200 E. Wells St., Milwaukee, WI 53202 (414) 278-2221 (any and all areas that affect a municipal corporation or its residents and taxpayers)

COENEN, THOMAS H., 4723 Yahara Dr., McFarland, WI 53558 (608) 258-9506

1) Wisconsin League of Financial Institutions, Ltd., Attn: William D. Brouse, 312 E. Wisconsin Ave., Milwaukee, WI 53202 (414) 271-7307 (any function or activity of any branch or department of federal, state or local government, taxation, regulation of business, finance or insurance)

EARL, ANTHONY S., 1 S. Pinckney St., Ste. 600, Madison, WI 53703 (608) 251-5000

1) National Marine Manufacturers Assn., Attn: Ron Stone, 2550 M. Street, N.W. Washington, D.C. 20037 (202) 296-4588 (outboard motorboat noise levels); 2) Creative Resource Ventures, Ltd., Attn: Robert T. Glebs, P.E., Pres., 1406 E. Washington Ave., Ste. 124, Madison, WI 53703 (608) 255-3133

EDGAR, EUNICE Z., 2309 E. Lake Bluff Blvd., Milwaukee, WI 53211 (414) 964-5954

1) American Civil Liberties Union of WI, Inc., 207 E. Buffalo St., Ste 325, Milwaukee, WI 53202 (414) 272-4032 (civil liberties and civil rights)

FLORES, NESS, 507 N. Grand Ave., P.O. Box 1226, Waukesha, WI 53187 (414) 547-5586

1) ANR Pipeline Co., Attn: P.C. Iribe, VP, 500 Renaissance Center, Detroit, MI 48243 (313) 496-3827 (matters effecting the Pipeline and Natural Gas Industry)

GOYKE, GARY R., 22 N. Carroll, Madison, WI 53703 (608) 251-5997

1) Snytech International, Inc., Attn: Jerome Young, 4955 Energy Way, Reno, NV 89502 (702) 329-6969 (all areas affecting the establishment of a Wisconsin Lottery); 2) Wisconsin Natural Gas Co., William F. Wilson, 231 W. Michigan St., Milwaukee, WI 53201 (414) 221-2136 (all legislative and administrative actions of interest to public utilities); 3) Wisconsin State Horse Council, David Petrie, N7986 Stommel Rd., Menasha, WI 54952 (414) 989-1274 (for the promotion of bridle trails)

HANARAHAN, MARY, 109 N. 2nd St., Muscoda, WI 53573 (608) 729-3182

1) Village of Muscoda, Attn: John Hanrahan, 109 N. 2nd St., Muscoda, WI 53573 (608) 729-3182 (retention of earmarked funds in waste reduction and recycling grant program)

HANSON, THOMAS, 15 N. Pinckney St., Madison, WI 53703 (608) 256-5299

1) Wisconsin Funeral Directors Assn., Wilma Morris, Exec. Dir., 2300 N. Mayfair Rd., Ste 445, Wauwatosa, WI 53226 (414) 453-3060 (funeral service issues)

HARNISCH, THOMAS W., 44 E. Mifflin St., Ste 301, Madison, WI 53703 (608) 255-4440

1) Assn. of Wisconsin HMO's, Claire Johnson, Pres., % Group Health Coop, 1030 Regis Ct., Eau Claire, WI 54701 (715) 836-8552 (any legislative and administrative actions pertaining to HMOs or to the health care industry in general); 2) Village of Muscoda, Attn: John Hanrahan, 109 N. 2nd St., Muscoda, WI 53573 (608) 729-3182 (retention of earmarked funds in waste reduction and recycling grant program)

HEIDENWAY, CAROL E., 210 Martin Luther King, Jr., Blvd., Room 419, Madison, WI 53709 (608) 266-4788

1) Dane County, 210 Martin Luther King, Jr., Blvd., Room 419, Madison, WI 53709 (608) 266-4788 (everything relating to county government)

HERNANDEZ, MARIA G., 1406 F. Wheeler Rd., Madison, WI 53704 (608) 249-6144

1) Vocational Technical Adult Education District No. 4 Board, Norman P. Mitby, 3550 Anderson St., Madison, WI 53704 (608) 274-6676 (area related to Chapter 38 of Wisconsin State and VTAE administrative code)

HOUGH, JAMES E., 1 S. Pinckney St., Ste. 313, Madison, WI 53703 (608) 258-9506

1) Wisconsin League of Financial Institutions Attn: William D. Brouse, 312 E. Wisconsin Ave., Milwaukee, WI 53202 (414) 271-7307 (any function or activity of any branch or department of federal, state or local government, taxation, regulation of business, finance or insurance)

LUNDGREN JON C., 231 W. Michigan St., Milwaukee, WI 53201 (414) 221-2839

1) Wisconsin Natural Gas Co., William F. Wilson, 231 W. Michigan St., Milwaukee, WI 53201 (414) 221-2136 (all legislative and administrative actions of interest to public utilities)

MITCHELL, GEORGE A., 1863 N. Farwell Ave., Milwaukee, WI 53202 (414) 765-0443

1) David F. Schulz, 9840 Watertown Plank Rd., Wauwatosa, WI 53226 (414) 257-4501 (state financial support of the Lake Terrace project)

NELSON, RUTHANN, 22 N. Carroll, Madison, WI 53703 (608) 251-5997

1) Snytech International, Inc., Attn: Jerome Young, 4955 Energy Way, Reno, NV 89502 (702) 329-6969 (all areas affecting the establishment of a Wisconsin Lottery)

RODER, RAYMOND M., 44 E. Mifflin St., Ste 301, Madison, WI 53703 (608) 255-4440

1) Village of Muscoda, Attn: John Hanrahan, 109 N. 2nd St., Muscoda, WI 53573 (608) 729-3182 (retention of earmarked funds in waste reduction and recycling grant program)

SHEEHY, JOHN L., 626 E. Wisconsin Ave., Milwaukee, WI 53202 (414) 291-6664

1) Wisconsin Gas Co., John Sheehy, 626 E. Wisconsin Ave., Milwaukee, WI 53202 (414) 291-7000 (all areas of concern to investor-owned utility companies including all function or activity of any level, branch or dept. of government, environment, taxation, regulation, finance, insurance, economic development or other topics pertaining to the general health or welfare)

SULLIVAN, DANIEL C., 231 W. Michigan St., Milwaukee, WI 53201 (414) 221-2137

1) Wisconsin Natural Gas Co., William F. Wilson, 231 W. Michigan St., Milwaukee, WI 53201 (414) 221-2136 (all legislative and administrative actions of interest to public utilities)

TERZIC, BRANKO, 606 E. Wisconsin Ave., Box 92757, Milwaukee, WI 53202 (414) 271-8580

1) ANR Pipeline Co., Attn: P.C. Iribe, VP, 500 Renaissance Center, Detroit, MI 48243 (313) 496-3827 (matters effecting the Pipeline and Natural Gas Industry)

WEST, DAVID L., 125 W. Doty St., # 3, Madison, WI 53703 (608) 256-1250

1) Wisconsin Action Coalition, Jeff Eagan, 152 W. Wisconsin Ave., # 633, Milwaukee, WI 53202 (414) 272-2562 (tax policy, employment issues, consumer issues, environmental policy)

Termination of License:

Gerrard, M. William, 15 N. Pinckney St., Madison, terminated June 22, 1987

State of Wisconsin
Wisconsin Housing and
Economic Development Authority

June 30, 1987

To the Honorable the Legislature

I am pleased to transmit to you the following report:

CREDIT RELIEF OUTREACH PROGRAM
MONTHLY REPORT

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available upon request from the Wisconsin Housing and Economic Development Authority (WHEDA), 1 South Pinckney, Suite 500, or by calling (608) 266-7884.

Sincerely,

RICHARD J. LONGABAUGH
Executive Director

SENATE CLEARINGHOUSE ORDERS

State of Wisconsin
Revisor of Statutes Bureau

July 1, 1987

Donald J. Schneider
Senate Chief Clerk

Dear Mr. Schneider:

The following rules have been published and are effective:

- Clearinghouse Rule 86- 33 effective July 1, 1987.
- Clearinghouse Rule 86-137 effective July 1, 1987.
- Clearinghouse Rule 86-200 effective July 1, 1987.
- Clearinghouse Rule 86-205 effective July 1, 1987.
- Clearinghouse Rule 86-218 effective July 1, 1987.
- Clearinghouse Rule 86-219 effective July 1, 1987.
- Clearinghouse Rule 86-221 effective July 1, 1987.
- Clearinghouse Rule 86-227 effective July 1, 1987.
- Clearinghouse Rule 86-238 effective July 1, 1987.
- Clearinghouse Rule 86-242 effective July 1, 1987.
- Clearinghouse Rule 86-243 effective July 1, 1987.
- Clearinghouse Rule 87- 7 effective July 1, 1987.
- Clearinghouse Rule 87- 13 effective July 1, 1987.
- Clearinghouse Rule 87- 25 effective July 1, 1987.
- Clearinghouse Rule 87- 29 effective July 1, 1987.

Sincerely,
GARY L. POULSON
Assistant Revisor

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the assembly has concurred in:

Senate Joint Resolution 41

By request of Senator Strohl, with unanimous consent, the senate recessed until 2:30 P.M.

10:10 A.M.

RECESS

2:30 P.M.

The senate reconvened.

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the assembly has amended and concurred in as amended:

Senate Bill 100, substitute amendment 1, assembly amendments 1 3, 4 and 5 to assembly amendment 1, assembly amendments 2 and 3 to senate substitute amendment 1

By request of Senator Strohl, with unanimous consent, the senate recessed until 5:44 P.M.

2:46 P.M.

RECESS

5:44 P.M.

The senate reconvened.

CALENDAR OF JUNE 30, 1987

Assembly Bill 462

Relating to the Wisconsin retirement system, allowing retired public employes to purchase state group health insurance coverage, fixed retirement investment trusts, transferring funds and making an appropriation.

Read a third time.

The question was: Shall the bill be concurred in?

QUORUM CALL

Senator Strohl called the attention of the chair to the possible lack of a quorum.

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

Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles, Czarnecki, Davis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasec, Lee, Leean, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 33.

Absent — None.

Absent with leave — None.

Senator Te Winkle moved that **Assembly Bill 462** be laid on the table.

The question was: Shall the bill be laid on the table?

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

Ayes — Senators Adelman, Buettner, Ellis, Feingold, Harsdorf, Jauch, Kincaid, Kreul, Lee, Lorman, Roshell, Te Winkle, Ulichny, Van Sistine and Weeden — 15.

Noes — Senators Andrea, Chilsen, Chvala, Cowles, Czarnezki, Davis, Engeleiter, George, Helbach, Lasee, Leean, Moen, Norquist, Plewa, Risser, Rude, Stitt and Strohl — 18.

Absent or not voting — None.

So the motion did not prevail.

Senator Jauch asked unanimous consent that **Assembly Bill 462** be referred to committee on Senate Rules.

Senator Stitt objected.

Senator Jauch moved that **Assembly Bill 462** be referred to committee on Senate Rules.

Senator Chilsen moved that **Assembly Bill 462** be non-concurred in.

The question was: Shall the bill be non-concurred in?

Senator Jauch raised the point of order that a three-fourths vote was needed to concur in the bill.

Senator Davis raised the point of order that the point of order raised by Senator Jauch was not timely.

The chair took the point of order under advisement.

By request of Senator Roshell, with unanimous consent, the senate recessed until 7:28 P.M.

6:58 P.M.

RECESS

7:28 P.M.

The senate reconvened.

By request of Senator Strohl, with unanimous consent, the senate recessed until 8:30 P.M.

7:29 P.M.

RECESS

8:30 P.M.

The senate reconvened.

By request of Senator Norquist, with unanimous consent, the senate recessed until 9:20 P.M.

8:31 P.M.

RECESS

9:20 P.M.

The senate reconvened.

By request of the president of the senate, with unanimous consent, the Senate returned to the fourth order of business.

COMMITTEE REPORTS

The joint committee on Finance reports and recommends:

Senate Bill 299

An act to direct expenditure of \$15,170.70 from moneys appropriated to the department of health and social services for payment of a claim against the state made by Marvin and Carol Wagner.

Introduction and adoption of senate amendment 1:

Ayes, 12 -- Senators George, Norquist, Andrea, Stitt and Davis, Representatives Schneider, Kunicki, Coggs, Bell, Holperin, Prosser and Panzer;

Noes, 0 -- None.

Introduction and adoption of senate amendment 2:

Ayes, 12 -- Senators George, Norquist, Andrea, Stitt and Davis, Representatives Schneider, Kunicki, Coggs, Bell, Holperin, Prosser and Panzer;

Noes, 0 -- None.

Passage as amended with emergency statement:

Ayes, 12 -- Senators George, Norquist, Andrea, Stitt and Davis, Representatives Schneider, Kunicki, Coggs, Bell, Holperin, Prosser and Panzer;

Noes, 0 -- None.

GARY R. GEORGE
Chair

By request of Senator Norquist, with unanimous consent, the rules were suspended and the Supplemental CALENDAR of JULY 2, 1987 was considered at this time.

Senate Bill 299

An act to direct expenditure of \$15,170.70 from moneys appropriated to the department of health and social services for payment of a claim against the state made by Marvin and Carol Wagner.

Read a second time.

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

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

Ordered to a third reading.

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

Senate Bill 299

Read a third time.

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

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Ayes — Senators Adelman, Andrea, Chvala, Cowles, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Leraan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 32.

Noes — None.

Absent or not voting — Senator Chilsen — 1.

So the bill passed.

Assembly Bill 454

Relating to eliminating the executive service retirement plan under the Wisconsin retirement system.

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.

Assembly Bill 454

Read a third time and concurred in.

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

By request of Senator Roshell, with unanimous consent, the senate recessed until 1:47 A.M.

9:29 P.M.

RECESS

1:47 A.M.

The senate reconvened.

Senate Bill 100

Relating to state finances and appropriations, constituting the general executive budget bill of the 1987 legislature, and making appropriations.

Read.

Senate amendment 1 to assembly substitute amendment 1 offered by Senator Chvala.

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

Senator Norquist moved rejection of senate amendment 1 to assembly substitute amendment 1.

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

By request of Senator Lasee, with unanimous consent, the senate recessed until 2:17 A.M.

1:49 A.M.

RECESS

2:17 A.M.

The senate reconvened.

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

Senator Roshell asked unanimous consent that the senate recess.

Senator Chvala objected.

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

By request of Senator Chvala, with unanimous consent, senate amendment 1 to assembly substitute amendment 1 was returned to the author.

Senate amendment 2 to assembly substitute amendment 1 offered by Senators Strohl, Norquist and George.

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

Adopted.

By request of Senator Adelman, with unanimous consent, the journal will show that he did not participate in debate on a portion of **Senate Bill 100**, relating to ambulance services, of which a possible conflict of interest exists.

The question was: Concurrence of assembly substitute amendment 1?

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

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lee, Leraan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 32.

Noes — Senator Lasee — 1.

Absent or not voting — None.

So the amendment was concurred in as amended.

By request of Senator Chilsen, with unanimous consent, the journal will show that he would have voted "aye" for passage of **Senate Bill 299**.

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 3:07 A.M.

2:55 A.M.

RECESS

3:07 A.M.

The senate reconvened.

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the assembly has concurred in:

Senate Bill 299

Senate Bill 100, senate amendment 2 to assembly substitute amendment 1

By request of Senator Engeleiter, with unanimous consent, the senate adjourned in honor of Senator Alan and Jan Lasee's 27th wedding anniversary.

By request of Senator Rude, with unanimous consent, the senate adjourned in honor of Debra Jenkins who is leaving state service.

Upon motion of Senator Strohl the senate adjourned pursuant to **Assembly Joint Resolution 1**.

3:09 A.M.