

STATE OF WISCONSIN

Senate Journal

Eighty-Ninth Regular Session

10:00 A.M.

Tuesday, June 6, 1989

The senate met.

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

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

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

Absent — None.

Absent with leave — None.

The senate stood for a moment of silent prayer.

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

Senator Roshell, with unanimous consent, asked that the senate recess until 2:05 P.M..

10:12 A.M.

RECESS

2:05 P.M.

The senate reconvened.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 223

An act to direct expenditure of \$2,836.44 from moneys appropriated to the department of health and social services for payment of a claim against the state made by Raymond and Barbara Harling.

By Senator George; cosponsored by Representative Kunicki, by request of State Claims Board.

To joint committee on Finance.

Senate Bill 224

Relating to discontinuing the parking permit fee on certain mobile homes and making them subject to the property tax.

By Senators Lasee and Andrea; cosponsored by Representatives Lorge, Brandemuehl and Tregoning.

To Joint Survey committee on Tax Exemptions.

Senate Bill 225

Relating to blood alcohol concentration.

By Senator Adelman; cosponsored by Representative Rutkowski.

To committee on Judiciary and Consumer Affairs.

Senator Adelman, with unanimous consent, asked that Senate Bill 221 be withdrawn from the committee on Urban Affairs, Environmental Resources, Utilities and Elections and referred to the committee on Judiciary and Consumer Affairs.

COMMITTEE REPORTS

The joint committee on Employment Relations reports and recommends:

Senate Bill 226

Relating to the master pay schedule under the state employe compensation plan and adjustment of pay rates upon reclassification.

Introduction:

Ayes, 8 -- Senators Risser, Strohl, George, and Ellis and Representatives Loftus, Hauke, Kunicki and Prosser;

Noes, 0 -- None.

Read first time and referred to committee on Senate Rules.

Fred A. Risser

Co-chair

Thomas Loftus

Co-chair

The joint committee on Audit reports and recommends:

Senate Bill 217

Relating to discrimination in public places of accommodation or amusement.

Passage:

Ayes, 10 -- Senators Lee, George, Ulichny, Lasee and Stitt and Representatives Barca, Schneider, Kunicki, Schultz and Lahn;

Noes, 0 -- None.

Assembly Bill 327

Relating to enforcement of the laws prohibiting discrimination in public places of accommodation or amusement.

Concurrence:

Ayes, 10 -- Senators Lee, George, Ulichny, Lasee and Stitt and Representatives Barca, Schneider, Kunicki, Schultz and Lahn;

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Noes, 0 -- None.

Mordecai Lee
Co-chair

Peter Barca
Co-chair

CALENDAR OF JUNE 6, 1989

Assembly Bill 1

Relating to establishing a minimum wage for certain employes.

By Representatives Barca, Ourada, M. Coggs, Ladwig, Loftus, Antaramian, Carpenter, Vanderperren, Clarenbach, Van Dreef, Zweck, Seery, Bell, Grobschmidt, Medinger, Barrett, Bock, Gruszynski, Young, Holschbach, Krug, Roberts, Boyle, Notestein, Fortis, Tesmer, S. Coggs, Williams, Black, Hauke, Travis, Gronemus, Wood, Robson, Rohan, Plache, Huber and Linton, cosponsored by Senators Chvala, Andrea, Burke, Czarnezki, Risser, Feingold, Strohl, Kincaid, Plewa, Te Winkle, George, Jauch and Helbach.

The question was: Adoption of the committee on conference report?

QUORUM CALL

Senator Lasee 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:

Present — Senators Adelman, Andrea, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnezki, Davis, Ellis, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, Moen, Plewa, Risser, Roshell, Rude, Shoemaker, Stitt, Strohl, Te Winkle, Ulichny and Weeden — 26.

Absent — Senator Van Sistine — 1.

Absent with leave — None.

Senator Chilsen, with unanimous consent, asked that the senate recess until 2:25 P.M..

2:10 P.M.

RECESS

2:25 P.M.

The senate reconvened.

The question was: Adoption of the committee on conference report on **Assembly Bill 1**?

The ayes and noes were required and the vote was: ayes, 19; noes, 12; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Burke, Chvala, Czarnezki, Feingold, George, Helbach, Jauch, Kincaid, Lee, Moen, Plewa, Risser, Roshell, Shoemaker, Strohl, Te Winkle and Ulichny — 19.

Noes — Senators Buettner, Chilsen, Cowles, Davis, Ellis, Kreul, Lasee, Lekan, Lorman, Rude, Stitt and Weeden — 12.

Absent or not voting — Senator Van Sistine — 1.

Adopted.

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

June 2, 1989

To the Honorable, the Senate:

The following bills, originating in the senate, have been approved, signed and deposited in the office of the Secretary of State:

Senate Bill	Act No.	Date Approved
112-----	16-----	June 2, 1989

Respectfully,
TOMMY G. THOMPSON
Governor

State of Wisconsin
Office of the Governor

May 30, 1989

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint KEVIN C. POTTER of Madison, as a member of the Labor and Industry Review Commission pursuant to the statute governing, to serve for the term ending March 1, 1995.

Respectfully,
TOMMY THOMPSON
Governor

Read and referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs.

State of Wisconsin
Office of the Governor

June 1, 1989

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint WILLIAM K. STRYCKER of Milwaukee, as a member of the Wisconsin Employment Relation Commission pursuant to the statute governing, to serve for the term ending March 1, 1995.

Respectfully,
TOMMY THOMPSON
Governor

Read and referred to committee on Housing, Government Operations and Cultural Affairs.

State of Wisconsin
Office of the Governor

May 31, 1989

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint THOMAS R. TIMKEN of Wausau, as a member of the Tax Appeals Commission pursuant to the statute governing, to serve for the term ending March 1, 1995.

Respectfully,
TOMMY THOMPSON
Governor

Read and referred to committee on Aging, Banking, Commercial Credit and Taxation.

State of Wisconsin
Office of the Governor

May 31, 1989

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MARY K. WAGNER-MALLOY of Kenosha, as a member of the Tax Appeals Commission pursuant to the statute governing, to serve for the interim term ending March 1, 1993.

Respectfully,
TOMMY THOMPSON
Governor

Read and referred to committee on Aging, Banking, Commercial Credit and Taxation.

CALENDAR OF JUNE 6, 1989

Senator Strohl, with unanimous consent, asked that the appointments be taken up en masse.

BEHNKE, HERBERT F., of Shawano, as a member of the Natural Resources Board, to serve for the term ending May 1, 1995.

BUGHER, DAVID, of Eau Claire, as a member of the Racing Board, to serve for the term ending May 1, 1994.

GREBE, MICHAEL W., of River Hills, as a member of the Board of Veterans Affairs, to serve for the term ending May 1, 1995.

HURTGEM, JENNIFER Y., of Sparta, as a member of the Board on Aging and Long Term Care, to serve for the term ending May 1, 1994.

KAUTZER, JERRY, of Green Lake, as a member of the Board of Veterans Affairs, to serve for the term ending May 1, 1995.

LEE, WILBUR L., of Port Edwards, as a member of the Board of Veterans Affairs, to serve for the term ending May 1, 1995.

NIMZ, LYNN, of Wausau, as a member of the Waste Facility Siting Board, to serve for the term ending May 1, 1992.

PIERSON, BRUCE F., of Janesville, as a member of the Bingo Control Board, to serve for the term ending May 1, 1994.

ROSE, JOHN, of Green Bay, as a member of the Lottery Board, to serve for the term ending May 1, 1994.

Read.

The question was: Confirmation of the appointments?

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 1; as follows:

Ayes—Senators Adelman, Andrea, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Lecan, Lorman, Moen, Plewa, Risser, Roshell, Rude, Shoemaker, Stitt, Strohl, Te Winkle, Ulichny and Weeden — 31.

Noes — None.

Absent or not voting — Senator Van Sistine — 1.

Confirmed.

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 89-50

Relating to relocation assistance.

Submitted by Department of Industry, Labor and Human Relations.

Report received from agency, June 1, 1989.

Referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs, June 6, 1989.

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

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

Assembly Joint Resolution 57

Passed and asks concurrence in:

Assembly Bill 10

Assembly Bill 79

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Joint Resolution 57

Relating to the life and public service of Claude Pepper.

By Representative Loftus, cosponsored by Senator Feingold.

Read and referred to committee on Senate Rules.

Assembly Bill 10

Relating to public information concerning the purpose and effect of designations to the Wisconsin election campaign fund and making an appropriation.

By Representatives Potter and Carpenter, cosponsored by Senator Te Winkle.

Read first time and referred to committee on Urban Affairs, Environmental Resources, Utilities and Elections.

Assembly Bill 79

Relating to tolling of a statute of limitations until final disposition of the action.

By Representatives Fortis, Lautenschlager and Secry, cosponsored by Senators Chvala, Davis and George.

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

SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS

CALENDAR OF JUNE 6, 1989

Senate Joint Resolution 20

Relating to memorializing congress to make equitable changes in federal dairy policy.

By Senators Kreul, Rude, Moen, Chilsen, Roshell, Lasec, Van Sistine, Lorman and Cowles; cosponsored by Representatives Tregoning, Brandemuehl, Johnsrud, Schultz, Prosser, Hubler, Hasenohrl, Volk, Welch, Panzer, Nelsen, Radtke, Roberts, Turba, Harsdorf, Van Gorden, Brancel, Porter, Ott, Deininger, Lepak, Musser, Gard, Duff, Lahn, Lewis, Ladwig, Ourada, Lehman, Underheim, Klusman, Lorge, Goetsch, Schmidt and Zeuske.

Read.

The question was: Adoption?

Adopted.

LEAVE OF ABSENCE

Senator Strohl, with unanimous consent, asked that Senator Van Sistine be granted a leave of absence for the balance of today's session.

Senate Bill 133

Relating to membership of the council on veterans programs.

Read a second time.

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

Ordered to a third reading.

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

Senate Bill 133

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasec, Lee, Leraan, Lorman, Moen, Plewa, Risser, Roshell, Rude, Shoemaker, Stitt, Strohl, Te Winkle, Ulichny and Weeden — 31.

Noes — None.

Absent or not voting — Senator Van Sistine — 1.

Passed.

Senate Bill 145

Relating to purchase of biodegradable plastic bags by the state.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 145** be referred to the committee on joint Finance.

Senate Bill 183

Relating to the operation of cemeteries by religious societies.

Read a second time.

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

Ordered to a third reading.

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

Senate Bill 183

Read a third time and passed.

MOTIONS

Senator Strohl, with unanimous consent, asked that **Senate Bill 226** be withdrawn from the committee on Senate Rules and taken up.

Senate Bill 226

Relating to the master pay schedule under the state employe compensation plan and adjustment of pay rates upon reclassification.

Read a second time.

Ordered to a third reading.

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

Senate Bill 226

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 2; as follows:

Ayes — Senators Adelman, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasec, Lee, Leraan, Lorman, Moen, Plewa, Risser, Roshell, Rude, Shoemaker, Stitt, Strohl, Te Winkle, Ulichny and Weeden — 30.

Noes -- None.

Absent or not voting -- Senators Andrea and Van Sistine -- 2.

Passed.

Senator Strohl, with unanimous consent, asked that **Assembly Joint Resolution 57** be withdrawn from Senate Rules and taken up.

Assembly Joint Resolution 57

Relating to the life and public service of Claude Pepper.

By Representative Loftus, cosponsored by Senator Feingold.

Read.

The question was: Concurrence?

Concurred in.

**ANNOUNCEMENTS AND REMARKS UNDER
SPECIAL PRIVILEGE**

Senator Helbach, with unanimous consent, asked that the Senate adjourn in honor of Lynn Ansfield's birthday.

Senator Ulichny, with unanimous consent, asked that the Senate adjourn in honor of Senator Shoemaker's birthday.

Senator Shoemaker, with unanimous consent, asked that the Senate adjourn in honor of Senator Ulichny's birthday.

Senator Strohl, with unanimous consent, asked that all action be ordered immediately messaged.

Senator Strohl, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Thursday June 8.
2:46 P.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 161** offered by Senator Weeden.

CHIEF CLERK'S REPORT

The chief clerk records:

Senate Bill 112.

Correctly enrolled and presented to the Governor on June 2, 1989.