

STATE OF WISCONSIN
Senate Journal
Eighty-Ninth Regular Session

10:00 A.M.

Tuesday, January 30, 1990

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, Barrett, Berndt, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Farrow, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasec, Lecan, Lorman, Moen, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden 33.

Absent — None.

Absent with leave — None.

The senate stood for a moment of silent meditation.

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

Senator Strohl, with unanimous consent, asked that the Senate recess until 11:32 A.M.

10:03 A.M.

RECESS

The senate proceeded in a body to the Assembly Chamber to meet in Joint Convention to receive the State of the State Message.

IN ASSEMBLY CHAMBER

IN JOINT CONVENTION

The President of the Senate in the chair.

The committee to await upon the Governor appeared with his excellency the Governor, who delivered his message as follows:

Members of the supreme court, Lieutenant Governor McCallum, President Risser, Speaker Loftus, elected officials, members of the cabinet, distinguished guests and fellow Wisconsinites.

This year's State-of-the-State message is very special for me.

It is the last of my first term, and the first of a new decade.

It is special because it allows me to reflect on what I have done as the last governor of the 1980s, and what we can do -- together -- as leaders for a new decade.

One chapter closes, another is opened.

In each of my three previous State-of-the-State messages, I shared a vision for a brighter Wisconsin especially in the area of creating and retaining jobs.

I am proud to report that Wisconsin's economy and workforce are now back on track ... gaining vigor and strength in each of the last three years.

Confidence has returned to those in business, and optimism to those in the workplace.

The record speaks for itself:

- Three years ago when I became governor, unemployment was approaching 7 percent. Today, it's 4.4 percent.

For 23 consecutive months now, Wisconsin's unemployment rate has been substantially below the national average.

- In the last three years, together, we have created more than 175,000 new jobs. That's more than 50,000 new jobs three years in a row.

- Wisconsin has also become known as an exceptionally attractive place to live and to do business.

During the last three years, the national management firm of Grant-Thornton moved our statewide business climate rating from 35th to 14th and then to 8th-place among the 50 states.

Just last week, Jack Brock and Associates, a New York clothing-maker, announced plans to open plants in Randolph and Portage creating over 300 new jobs.

The company considered 10 different states. But it chose Wisconsin for two distinct reasons: we've made a strong commitment to economic development, and we have the best workers in the country.

Indeed, the word is spreading. Our reputation is growing. Others are seeing the light and the rising star we call Wisconsin experienced yet another excellent year in 1989.

- In Kenosha, residential and commercial construction climbed at record-breaking pace.

- In Appleton and the Fox Valley, more than \$400 million in industrial development was underway.

- And the greater Milwaukee area recorded more than \$1.7 billion in new construction.

All across the state investment and expansion for Wisconsin's new decade.

I am proud of our many accomplishments, and you should be, too.

From Two Rivers to River Falls and from Solon Springs to Spring Green 1989 was a year in which state government acted responsibly, boldly, creatively, and successfully.

education

-- In education, we took on the brain drain of top high school students who are leaving for college in other states.

Beginning this year, Wisconsin valedictorians will be eligible for full scholarships to attend Wisconsin colleges, universities, and vocational schools.

These are Wisconsin's future leaders, and we want to keep them here at home, in Wisconsin.

Also this year, we will begin a tax-free, college savings bond program, to make it easier for all families to invest in their children's educational future.

transportation

-- In transportation, 1989 was a banner year. We invested millions of dollars in highways, mass transit, harbors, railways and airports.

And with good reason.

- Each day, 85 percent of our agricultural products, and 74 percent of our manufactured goods, are transported out of Wisconsin.

- And each day, more than \$11 million in tourism revenues are delivered into Wisconsin by visitors to our state.

This is precisely why we are now moving aggressively forward with our corridors 2020 highway program:

- Four lanes of highway 151, from Fond du Lac to Dubuque.

- Four lanes of highway 53, all the way to Superior.

- From East-to-West, a four-lane highway 29 that will join Green Bay with Chippewa Falls and I-94.

- And from north-to-south, a full freeway on highway 41, from Green Bay to Milwaukee.

the environment

-- 1989 was also a very good year for the Wisconsin environment.

• For the third year in a row, Wisconsin's environmental programs were ranked among the best in the nation.

And we kept the tradition alive last year by approving the Lower Wisconsin Riverway, by financing the Great Lakes Protection Fund, by improving our state parks and trails, by approving the stewardship program to give us recreational lands for the next decade, and by establishing an Inter-State, Mississippi River Compact to protect the water, wetlands and wildlife along Wisconsin's third coast.

protecting our citizens

With equal vigor, we re-affirmed the state's responsibility to protect its citizens, through the creation of a separate Department of Corrections.

We implemented tough new anti-drug laws.

We began drug rehabilitation programs aimed at breaking the cycle of drugs-and-crime.

And from the White House, we were praised for our comprehensive approach to winning the war on drugs and alcohol abuse.

Bill Bennett, the nation's anti-drug coordinator, has characterized our statewide efforts as 'one of the best battle plans in the country.'

improving the rural economy

-- Also in 1989, rural Wisconsin's future was enhanced.

We made new strides in the global marketing of farm and forest products.

We invested record amounts in bio-technology, sustainable agriculture, and rural development.

Together, we helped shape a rural economy that protects the environment, reinforces our family farms, and supports businesses that market Wisconsin farm products across the country and around the world.

the elderly, children and disabled

-- And then there are those neighbors of ours who need our help, the children, the disabled, and the elderly.

We accomplished much for them in 1989.

We expanded programs to help our elderly citizens remain in their homes, in times of failing health.

We enacted the Spousal Impoverishment Law, to protect the assets of elderly couples facing long stays in a nursing facility.

We improved access into the workforce for our disadvantaged and disabled citizens.

In 1989, we began or expanded programs to protect children at risk, before they are born and children susceptible to measles in their early years.

In addition, the Legislature joined the Governor's office in aggressively funding programs aimed at improving nutrition for mothers and their children.

Together, we were also able to light the way to new opportunities for thousands of single parents, with our record investments in child-care.

-- 1989 was also the year that we focused our attention on the need to do something about Wisconsin's aging schools.

We listened to the experts, and then we acted.

Schools should be places of learning, not of danger.

And that's why Superintendent of Schools, Dr. Bert Grover, and I have proposed to distribute \$30 million directly to school districts, to improve the safety of school buildings.

Safer schools. A cleaner environment. A strong economy. Better and safer roads. Taking care of Wisconsin's elderly and children.

All of these accomplishments, I believe, are a reflection of two very important truths we must never forget.

The first is that, in times of prosperity and strength, we must look to the future and invest in it.

The second is that we cannot afford to squander any of our resources -- whether we're talking about our environment, our workers, our children.

I salute and thank those individuals in this chamber who have contributed to the accomplishments of the last three years, and yes, the last difficult decade.

the 'difficult' decade of the 1980s

The last decade began with Wisconsin's economic star fading.

Powerful forces of change drove Wisconsin and the midwest from its prosperous, industrial past into a stormy and a more uncertain future.

Wisconsin's housing industry was in serious condition. The State Treasury was plunging toward a \$300 million revenue shortfall. And a combination of major tax increases and deep spending cuts loomed on the horizon.

That was yesterday.

Today, as we stand inside the threshold of the decade of the ninties, we've not only weathered the storm of the eighties, we've succeeded in rebuilding our state's economy and future potential, and we've done it in historic fashion.

Wisconsin is on top. The lights are on. And we're moving forward.

today, unlike ten years ago ...

- Today, unlike ten years ago, construction is booming all across Wisconsin.

We're opening the decade, hot on the heels of a record \$5.1 billion in new construction in 1989. That's a one-hundred-and-fifty percent leap from 1986, and it means new jobs, for a new decade.

The first major announcement of the "new decade" came on January 11, when J.I. Case Company announced plans to construct a \$100 million corporate headquarters in downtown Racine.

What a tremendous turn-a-round for the Case Company. And what a wonderful opportunity for the city of Racine.

- Today, unlike ten years ago, Wisconsin is also a leader in new home construction.

The decade has begun with Wisconsin outperforming the midwest and the nation-at-large.

We built 28,000 new homes in 1989 -- the best performance in more than 10 years and there's no sign of a slow-down.

With equal vigor, and to a degree un-matched by many other states we are also opening new doors to safe and affordable housing for the state's poor, and homeless citizens.

- For less-fortunate Wisconsinites, today we now have a compassionate, success-oriented plan that's breaking the cycle of welfare dependency.

Thanks to our welfare reform efforts and a strong state economy, there are now 45,000 fewer Wisconsinites on AFDC than three years ago.

45,000 citizens who are now on the job, and in school, and in training programs; improving their lives and enhancing their futures.

- Perhaps most significantly to those of us in state government, today, unlike ten years ago, the State's Treasury is in excellent condition.

As Governor, my pledge to the people of Wisconsin has always been to run state government like a successful business.

We tightened the spending belt, we cut income taxes, we phased out inheritance taxes, we retained the exclusion on capital gains, we invested in economic development. And as a result, we have collected revenues far beyond projections.

\$280 million in 'economic dividends'

In the next several weeks, together, we have the opportunity to return \$280 million in 'economic dividends,' directly to Wisconsin taxpayers, to help alleviate the pressure of their local property taxes.

We also have the opportunity to deliver \$92 million in lottery revenues to the bottom line of the property tax bill and to expand the farmland tax credit, bringing \$26 million in direct property tax relief to our farmers.

There's no reason that Wisconsin residents should have to wait to receive any of these dividends.

I have therefore signed an executive order amending the call for the current special legislative session, so that, together, the Legislature and the Governor's office can move these proposals to the forefront of discussion.

In this current legislative session, we also have the opportunity to move forward in a number of other key areas.

The amended call also includes a number of proposals that will: tighten existing anti-drug laws, introduce necessary ethics reform, improve our clean water fund, implement recommended changes in the juvenile justice code, and extend current legislation dealing with medical malpractice awards.

the job's not finished

Ladies and gentlemen ... we have accomplished much during the last three years. But as far as we have come, we cannot afford to rest on our laurels.

Together, we must rise up to meet the challenges of this new decade.

With fewer dollars from Washington, and with a strong desire to chart the course to their own destiny, states have become the true laboratories of democracy ... and the generators of change.

Today, the real-and-lasting action is at the state level.

And the proof is right here, in Wisconsin.

During the last three years, Wisconsin has earned national recognition as a leader and innovator in a host of important areas.

Education. Workfare. Learnfare. Environmental protection. Foreign Trade. Child-care.

These, and many other issues invite innovation and attention in the 1990s. But several are especially

important if we are to succeed in maintaining a viable economy and quality of life.

vision for Wisconsin's workforce

-- The workforce of the 1990s will be much different than ever before.

The same-old keys simply won't open the doors any longer. Our future workforce will require more training and higher levels of skill.

There will also be shortages of workers. And those who have stood in line before -- Wisconsin's minorities, and disadvantaged, and disabled -- these individuals will now be at the front of the line.

Here in Wisconsin, we're fortunate to have one of the best-educated workforces in the country. But we can do better.

During the ninties, I want to see business and labor join with state government, to defeat the illiteracy that remains.

I will soon propose an expansion of the state's efforts in workplace literacy and I ask for the support of this legislature to make it happen.

vision for education in Wisconsin

-- If Wisconsin is to maintain a competitive position and a high quality of life, then 'together' we must implement needed change in the classrooms of the ninties.

Employers today say they need people who have been taught more than just the basics -- they need people who have also mastered the concepts of teamwork, independent thinking and creative problem-solving.

Back in October of 1960, presidential candidate John F. Kennedy reminded the nation that 'civilization is a race between education and catastrophe. It is up to us to determine the winner of that race.'

In this decade, we in Wisconsin must convert crayons and chalkboards into computers. And we must convert classrooms into windows on the world.

Then, and only then, will we win the race.

In December, I created the commission on schools in the 21st century to ignite needed change in our public schools.

Commission Chairman Ody Fish, and the 75 commission members I named last week, are lighting the way. But each of us here today will also have a major role to play.

Teachers, students, parents, elected officials, employers ... we must all carry the torch.

I've already told our new commission that I want Wisconsin to lead the nation in classroom advances. By 1995, I want computerized reading-and-writing programs in every first- and second-grade classroom in the state.

In this decade, we must place in our children's hands the technology that will allow them to perform experiments, conduct research, write essays, and solve problems.

We must also integrate life-long learning into all aspects of education, whether in the classroom or on the job.

vision for Wisconsin's environment

-- Last year, I said that Wisconsin faces no greater responsibility than protecting the environment.

We've come a long way since earth day, 1970, when we thought the only pollution was that which we could see, and the only polluter was business.

I believe that Wisconsin should utilize this environmental decade to influence action in places like Washington, Ottawa and Brussels.

Our voice must be heard at the tables of international discussion, where decisions are made that affect the air we breath, and the standards that impact Wisconsin businesses that compete in a global marketplace.

Here at home, I will continue to do everything that I can to preserve and protect our environment.

I recently announced that the state will be purchasing the Turtle-Flambeau Flowage in northern Wisconsin -- almost 12,000 wild and beautiful acres preserved for future generations.

When completed, this will be the biggest recreational land purchase in Wisconsin's history. And it follows another proud moment the 1988 purchase of lands to protect the beautiful Chippewa flowage wilderness area.

What an opportunity for those of us in this chamber today!

I am confident these four years will be recorded as some of the most important and impressive in Wisconsin conservation history.

Yes, we have done much for the environment, but we still need a workable recycling law, and approval of the clean water fund.

cherished resource called 'community'

With a resolve as solid as Wisconsin's environmental heritage, we must also forge a deepening respect for the cherished resource I call "community".

Wisconsin's culture is strongly influenced by those who came here from Europe at the turn of the century.

The opening of eastern Europe will permit new links to that region. Likewise, Wisconsin's new immigrants from Latin America and Asia bring new ideas and perspectives that we must respect and seek to understand.

The 1990s will challenge Wisconsin to achieve greater levels of inter-cultural understanding and respect. We need to learn the significance of the black community's June-teenth celebration, the Winnebago's Winter Feast, and the Mexican-American Community's Cinco de Mayo.

These efforts begin with the individual, and in the community; in places like Hayward, Milwaukee and La Crosse.

Respect for community also means that Wisconsinites must continue to work together to resolve the treaty rights issue.

We must press on -- in the spirit of harmony that today exists between the Lac Courte Oreilles Band of the Chippewa, and their Sawyer county neighbors.

I am very optimistic over the favorable discussions that are taking place between the Lac du Flambeau Band of the Chippewa, and their neighbors in north central Wisconsin.

The \$9.2 million assistance package I announced yesterday will help these partnerships to grow and prosper, through shared involvement in local economic development efforts.

My administration will continue to work on the treaty rights issue, determined to do the right thing for the right reasons.

And all of us, whether native american or hispanic, black or white, asian or european; together, we are all Wisconsinites. And as Wisconsinites, and as strong partners, I believe that we can make this last decade of the century the best, and most successful decade in state history.

Wisconsin people 'lighting the way'

Looking ahead to the year 2000, I believe it is Wisconsin's people who will make the difference, and lead us to success.

People who are comfortable with who they are, yet strive to be the best.

People who want the good life for themselves, yet who share themselves with others.

People who are willing to 'light the way' to Wisconsin's future.

-- Virgil Rath, of Janesville, is lighting the way for the leaders of tomorrow. at the Rath Company, full scholarships to attend Wisconsin colleges and universities are being offered to the children of all employees.

-- Inge Lothe is lighting the way in Columbia county. With her nationally-recognized leadership in community recycling, and with her strong support for teaching children about the environment, at the Mackenzie Center in Poynette.

-- Queen Hyler, of Milwaukee, is lighting the way. Queen is a resident of the inner city; and she directs a grassroots organization called stop-the-violence, which is taking on the drug and crime issues that confront her neighborhood.

Please join me in an enthusiastic round of applause for these outstanding Wisconsinites.

I salute these individuals, and thousands of others who contribute and sacrifice so that we can have an even greater state, with an even brighter future.

Their actions testify to the progressive, caring tradition that makes Wisconsin people so special, and Wisconsin government so responsive to the public's needs.

Yes, caring is a Wisconsin tradition. Caring guides our relations with each other. And caring is the foundation of our politics.

Individual actions and a caring government.

These are the Wisconsin values I share, and a tradition I have proudly maintained.

Ladies and gentlemen, the 1980s have brought great changes that will Carry us through the ninties, and into the next century.

but as time can change the challenges we face, it can also change the people we are.

Each of us, as elected officials, has had to understand and cope with these challenges, growing as individuals and responding in new ways to meet the needs of changing times.

In running for governor, I drew on the traditional values given me by my parents and friends in Elroy. I also drew on my experience in this chamber, learning from the advice of some who are here today, and some who are gone.

Earl McFessy ... John Shabaz ... Bob Huber ... and many others.

I must tell you, however, that nothing totally prepares you for the honor and the responsibility of the governor's office.

As I review the last three years, I am grateful for the friends and elected officials of both parties who helped me move our state forward in my first term.

with the close of the '80s, a chapter
of Wisconsin history has also ended

With the end of the decade of the eighties, a chapter of Wisconsin history has also ended.

It was a chapter that opened with the star of the snowbelt beginning to fade and a chapter that gave us many anxious moments.

In these years, some of our best sons and daughters moved away to other states -- to the sunbelt, and to the coasts.

The bi-coastal bias became intense. And in these years, the people on the coasts, and those in the national news media were not kind to us.

They said Wisconsin and midwest were dying. They said there was little hope for the rust-belt. Would the last company to leave please turn out the lights?

the lights of Wisconsin can now be
seen far beyond the heartland ...

Well, that decade is now over. And in Wisconsin, the lights are glowing, shining so brightly that they can be seen far beyond our borders here in the heartland.

The lights of Wisconsin are piercing the storm clouds over the east coast and over the west coast, where smog obscures and traffic jams frustrate a search for meaning in life.

Yes, the lights of the heartland are glowing more brightly than ever before. And they're inviting home those who thought their future was elsewhere, even though their hearts were always here.

Now it's time for us to welcome them back.

All of those who have left our state for whatever reason.

I invite them to call home and to come home.

Those who left after high school. Or college. Or with retirement.

For all of them, there's one more Wisconsin homecoming. A very special homecoming. A homecoming for life.

The porch light is on.

And when they arrive, they will find that we are writing a new and exciting chapter in Wisconsin's history.

A chapter that will tell of partners building responsible government on traditional values.

Of public officials protecting the environment, investing in education, and respecting the dignity of all people.

It is a chapter that will keep alive a story of a people whose government is as good as they are.

A people and a government who are investing in the future, so that children in the 21st century and beyond can prosper and live, with meaning and purpose, in a very special place called Wisconsin.

Thank you very much.

11:32 A.M.

The senate reconvened.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 70

Relating to earmarking the net proceeds of the state lottery for property tax relief on the primary residence of every resident of this state, distinguishing the state lottery from prohibited gambling, and removing from the gambling section of the constitution the prohibition of individual divorce grants by the legislature (first consideration).

By Senators Strohl, Van Sistine, Chvala, Moen, Kreul, Barrett, Czarnecki, Chilsen, Burke, Weeden, Risser and Lasee; cosponsored by Representatives Bell, Hinkfuss, Stower, Wincke, Huber, Hubler, Notestein, Young, Rohan, Moore, Bock, Grobschmidt, Fortis, M. Cogs, R. Potter, Gruszynski, Plache, Hauke, Rutkowski, Holschbach, Baldus and Hasenohrl.

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

Senate Joint Resolution 71

Relating to a day of remembrance for the Armenian genocide of 1915-1923.

By Senators Strohl, Plewa, Burke and Czarnecki; cosponsored by Representatives Antaramian, Grobschmidt, Fergus and Plache.

To committee on Housing, Government Operations and Cultural Affairs.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 429

An act relating to conveying a lake bed area to the city of Racine.

By Senator Strohl; cosponsored by Representatives Fergus, Plache and Ladwig.

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

COMMITTEE REPORTS

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

Senate Bill 430

Relating to eliminating banking sunset dates, and restricting loans to bank officials.

Introduction:

Ayes, 5 -- Senators Feingold, Burke, Moen, Buettner and Farrow;

Noes, 0 -- None.

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

Russell D. Feingold
Chair

The committee on Education, Economic Development, Financial Institutions and Fiscal Policies reports and recommends:

Senate Bill 117

Relating to creating a learning assistance grant program, giving priority in the awarding of certain state and federal grants to programs that combine more than one type of educational service, granting rule-making authority and making an appropriation.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 5 -- Senators Ulichny, Adelman, Czarnecki, Jauch and Barrett;

Noes, 3 -- Senators Helbach, Chilsen and Lorman.
Passage as amended:

Ayes, 5 -- Senators Ulichny, Adelman, Czarnecki, Jauch and Barrett;

Noes, 3 -- Senators Helbach, Chilsen and Lorman.

Senate Bill 338

Relating to various changes to the statutes pertaining to the Milwaukee public schools.

Introduction and adoption of Senate amendment 1:

Ayes, 8 -- Senators Ulichny, Adelman, Czarnecki, Helbach, Jauch, Barrett, Chilsen and Lorman;

Noes, 0 -- None.

Introduction and adoption of Senate amendment 2:

Ayes, 8 -- Senators Ulichny, Adelman, Czarnecki, Helbach, Jauch, Barrett, Chilsen and Lorman;

Noes, 0 -- None.

Passage as amended:

Ayes, 8 -- Senators Ulichny, Adelman, Czarnecki, Helbach, Jauch, Barrett, Chilsen and Lorman;

Noes, 0 -- None.

Senate Bill 378

Relating to the licensure of teachers of the visually impaired and instruction in braille.

Introduction and adoption of Senate amendment 1:

Ayes, 8 -- Senators Ulichny, Adelman, Czarnecki, Helbach, Jauch, Barrett, Chilsen and Lorman;

Noes, 0 -- None.

Passage as amended:

Ayes, 8 -- Senators Ulichny, Adelman, Czarnezki, Helbach, Jauch, Barrett, Chilsen and Lorman;
Noes, 0 -- None.

Assembly Bill 28

Relating to employment contracts of administrators employed by school boards and cooperative educational service agencies.

Without recommendation:

Ayes, 4 -- Senators Ulichny, Helbach, Jauch and Chilsen;

Noes, 4 -- Senators Adelman, Czarnezki, Barrett and Lorman.

Assembly Bill 433

Relating to the recommendations made by planning councils under the special transfer program to reduce racial imbalance.

Concurrence:

Ayes, 8 -- Senators Ulichny, Adelman, Czarnezki, Helbach, Jauch, Barrett, Chilsen and Lorman;

Noes, 0 -- None.

Assembly Bill 437

Relating to instruction in public schools on sexual assault.

Concurrence:

Ayes, 8 -- Senators Ulichny, Adelman, Czarnezki, Helbach, Jauch, Barrett, Chilsen and Lorman;

Noes, 0 -- None.

Assembly Bill 461

Relating to instruction in public schools on the transmission of the human immunodeficiency virus and on acquired immunodeficiency syndrome.

Concurrence:

Ayes, 8 -- Senators Ulichny, Adelman, Czarnezki, Helbach, Jauch, Barrett, Chilsen and Lorman;

Noes, 0 -- None.

Assembly Bill 506

Relating to providing remedial reading services to pupils.

Concurrence:

Ayes, 8 -- Senators Ulichny, Adelman, Czarnezki, Helbach, Jauch, Barrett, Chilsen and Lorman;

Noes, 0 -- None.

Barbara Ulichny
Chair

The committee on Housing, Government Operations and Cultural Affairs reports and recommends:

Assembly Bill 557

Relating to probationary periods for state employees with physical disabilities.

Concurrence:

Ayes, 6 -- Senators Plewa, Ulichny, Van Sistine, Burke, Rude and Lorman;

Noes, 0 -- None.

John R. Plewa
Chair

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

Assembly Bill 298

Relating to towing operations, abandoned vehicles and transporting occupants of disabled vehicles.

Adoption of Senate amendment 2:

Ayes, 6 -- Senators Kincaid, Moen, Roshell, Andrea, Kreul and Lasec;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 6 -- Senators Kincaid, Moen, Roshell, Andrea, Kreul and Lasec;

Noes, 0 -- None.

Lloyd Kincaid
Chair

The committee on Agriculture, Corrections, Health and Human Services reports and recommends:

OVERBY, ROBERTA P., of Chetek, as a member of the Board of Nursing, to serve for the term ending July 1, 1993.

Confirmation:

Ayes, 7 -- Senators Moen, Te Winkle, Feingold, Jauch, Barrett, Lorman and Weeden;

Noes, 0 -- None.

Senate Bill 190

Relating to Wisconsin conservation corps board participation in human services activities and making an appropriation.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 7 -- Senators Moen, Te Winkle, Feingold, Jauch, Barrett, Lorman and Weeden;

Noes, 0 -- None.

Passage as amended:

Ayes, 7 -- Senators Moen, Te Winkle, Feingold, Jauch, Barrett, Lorman and Weeden;

Noes, 0 -- None.

Senate Bill 391

Relating to deleting the prohibition on medical assistance payment for hospital indirect education costs.

Passage:

Ayes, 7 -- Senators Moen, Te Winkle, Feingold, Jauch, Barrett, Lorman and Weeden;

Noes, 0 -- None.

Senate Bill 397

Relating to medical assistance coverage of podiatrists' services.

Passage:

Ayes, 7 -- Senators Moen, Te Winkle, Feingold, Jauch, Barrett, Lorman and Weeden;

Noes, 0 -- None.

Assembly Bill 168

Relating to making the state fair park board independent of the department of agriculture, trade and consumer protection.

Concurrence:

Ayes, 7 -- Senators Moen, Te Winkle, Feingold,
Jauch, Barrett, Lorman and Weeden;
Noes, 0 -- None.

Assembly Bill 220

Relating to various changes in the regulation of psychologists by the psychology examining board and granting rule-making authority.

Introduction and adoption of Senate amendment 1:
Ayes, 7 -- Senators Moen, Te Winkle, Feingold,
Jauch, Barrett, Lorman and Weeden;
Noes, 0 -- None.

Concurrence as amended:

Ayes, 7 -- Senators Moen, Te Winkle, Feingold,
Jauch, Barrett, Lorman and Weeden;
Noes, 0 -- None.

Assembly Bill 351

Relating to the definition of a community-based residential facility.

Introduction and adoption of Senate amendment 1:
Ayes, 7 -- Senators Moen, Te Winkle, Feingold,
Jauch, Barrett, Lorman and Weeden;
Noes, 0 -- None.

Concurrence as amended:

Ayes, 7 -- Senators Moen, Te Winkle, Feingold,
Jauch, Barrett, Lorman and Weeden;
Noes, 0 -- None.

Assembly Bill 400

Relating to insurance coverage of HIV infection and related conditions, use of HIV tests in underwriting insurance, prohibiting certain discrimination toward individuals with HIV infection or AIDS, permitting certain testing for HIV without consent, prohibiting sale of unapproved tests or test kits to detect HIV and providing penalties.

Introduction and adoption of Senate amendment 1:
Ayes, 6 -- Senators Moen, Te Winkle, Feingold,
Jauch, Barrett and Lorman;
Noes, 1 -- Senator Weeden.

Concurrence as amended:

Ayes, 7 -- Senators Moen, Te Winkle, Feingold,
Jauch, Barrett, Lorman and Weeden;
Noes, 0 -- None.

Rodney C. Moen
Chair

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

Assembly Bill 548

Relating to aids in lieu of taxes on certain state land and making an appropriation.

Concurrence:

Ayes, 5 -- Senators Feingold, Burke, Moen,
Buettner and Farrow;
Noes, 0 -- None.

Assembly Bill 35

Relating to allowing the homestead credit to certain residents of tax-exempt housing.

Concurrence:

Ayes, 5 -- Senators Feingold, Burke, Moen,
Buettner and Farrow;
Noes, 0 -- None.

Senate Bill 234

Relating to the waiting period before tax liens may be foreclosed in actions in rem.

Passage:

Ayes, 5 -- Senators Feingold, Burke, Moen,
Buettner and Farrow;
Noes, 0 -- None.

Russell D. Feingold
Chair

The committee on Science, Technology, Communications and Energy reports and recommends:

Assembly Bill 352

Relating to prohibiting interference with a multiunit dwelling resident's access to cable television service.

Concurrence:

Ayes, 5 -- Senators Te Winkle, Ulichny, Plewa,
Chilsen and Cowles;
Noes, 0 -- None.

William Te Winkle
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of Justice Assistance

January 19, 1990

To the Honorable the Legislature:

RE: Wisconsin's FFY-90 Statewide Anti-Drug Abuse Law Enforcement Strategy Request for State Legislature Review and Comment.

The Anti-Drug Abuse Act of 1988 mandates that the participating state's Legislature or its designated body be offered an opportunity for review of FFY-90 Grant Applications for funds at the same time the state submits an application to the U. S. Department of Justice, Bureau of Justice Assistance (BJA). The Act allows the Legislature 30 days for review and comment.

Enclosed is a copy of our application being submitted simultaneously to BJA on behalf of Wisconsin, for accessing \$7,622,000.00 in FFY-90 funds for combatting drug abuse throughout the state. While the Strategy portion of the application addresses needs and goals of the entire system, including education/prevention and treatment/rehabilitation, the major emphasis is on drug law enforcement.

I would very much appreciate a favorable response as soon as possible. Thank you in advance for your timely assistance.

Sincerely,
TED MEEKMA
Executive Director

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

January 22, 1990

To the Honorable, the Senate:

I am hereby withdrawing the nomination of EDWARD M. APRAHAMIAN of Milwaukee for appointment to the Bingo Control Board.

Respectfully,
TOMMY THOMPSON
Governor

CALENDAR OF JANUARY 30, 1990

GROSENHEIDER, TERRY W., of Madison, as a member of the Bingo Control Board, to serve for the interim term ending May 1, 1990.

The question was: Confirmation of the appointment?

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

Ayes -- Senators Adelman, Andrea, Barrett, Berndt, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnezki, Davis, Ellis, Farrow, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasee, Lcean, Lorman, Moen, Plcwa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden -- 33.

Noes -- None.

Absent or not voting -- None.

Confirmed.

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 88-24

Relating to updating sales and use tax rules for changes which have been made in the sales and use tax laws and other nonsubstantive changes.

Submitted by Department of Revenue.

Report received from agency, January 25, 1990.

Referred to committee on Aging, Banking, Commercial Credit and Taxation, January 30, 1990.

Senate Clearinghouse Rule 89-122

Relating to measurement of courses on a credit-hour basis by for-profit post-secondary schools.

Submitted by Educational Approval Board.

Report received from agency, January 26, 1990.

Referred to committee on Educational Financing, Higher Education and Tourism, January 30, 1990.

Senate Clearinghouse Rule 89-121

Relating to the procedures of the educational approval board and to the approval by the board of for-profit post-secondary schools.

Submitted by Educational Approval Board.

Report received from agency, January 23, 1990.

Referred to committee on Educational Financing, Higher Education and Tourism, January 25, 1990.

The committee on Labor, Business, Insurance, Veterans' and Military Affairs reports and recommends:

Senate Clearinghouse Rule 89-95

Relating to exemption from the duty to insure, divided insurance and partial insurance.

No action taken.

Jerome Van Sistine
Chair

The committee on Education, Economic Development, Financial Institutions and Fiscal Policies reports and recommends:

Senate Clearinghouse Rule 89-143

Relating to special education.

No action taken.

Barbara Ulichny
Chair

Senator Buettner, with unanimous consent, asked that she be listed as a co-author of **Senate Joint Resolution 68**.

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 305
Assembly Bill 386
Assembly Bill 604

Amended and concurred in as amended:

Assembly Bill 27, Assembly amendment 1 to Senate Amendment 1

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 305

Relating to creating a power of attorney for health care, providing penalties and making an appropriation.

By Representatives Barrett, Rosenzweig, Fergus, Krusick, Carpenter, Bell, Johnsrud, Kunicki, Lautenschlager, Robson, Zweck, Vergeront, Holperin, Nelsen, Lorge, Notestein, Gruszynski, Boyle, Huelsman, Williams, Schneiders, Huber, Holschbach, Volk, Seery, Bock, Deininger and Fortis, cosponsored by Senators Chvala, Lorman, Burke, Moen, Lee, Buettner and Roshell.

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

Assembly Bill 386

Relating to increasing the amount of the bond required by notaries public who are not attorneys.

By Representatives Hubler, Fergus, Radtke, Holperin, Fortis, Van Dreef, Hamilton and Williams, cosponsored by Senators Andrea and Rude.

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

Assembly Bill 604

Relating to failure to pay for food, lodging, accommodation or service.

By Representatives Thompson, Wimmer, Rutkowski, Welch, Huelsman, Deininger, Underheim, Lewis, Schmidt, Grobschmidt, Hubler and Holperin, cosponsored by Senators Jauch, Weeden, Plewa and Van Sistine.

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

CALENDAR OF JANUARY 30, 1990

Senate Bill 21

Relating to increasing the penalties for failure to render aid in a boating accident.

Read.

The question was: Concurrence of assembly amendment 1?

Concurred in.

SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS

Senate Bill 311

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

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 311** be referred to joint committee on Finance.

Senate Bill 314

Relating to the observance of April 22 as environmental awareness day in public schools.

Read a second time.

Ordered to a third reading.

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

Senate Bill 314

Read a third time and passed.

Senate Bill 327

Relating to permitting meetings of boards of directors of corporations, cooperatives and financial institutions to be conducted by telephone or by other communication technology.

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 327

Read a third time and passed.

SECOND READING AND AMENDMENTS
OF ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS

Assembly Joint Resolution 19

Relating to the inequity of medicare payments between rural and urban hospitals.

Read.

The question was: Concurrence?

Concurred in.

Assembly Bill 116

Relating to insurance coverage of mammograms to detect the presence of breast cancer.

Read a second time.

Senate amendment 1 to senate substitute amendment 1 to **Assembly Bill 116** offered by Senator Van Sistine.

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

Senator Farrow, with unanimous consent, asked that **Assembly Bill 116** be placed at the foot of the calendar.

Assembly Bill 132

Relating to providing a permit for the operation of certain combinations of vehicles.

Read a second time.

Senator George, with unanimous consent, asked that **Assembly Bill 132** be referred to joint committee on Finance.

Senator George, with unanimous consent, asked that **Assembly Bill 132** be withdrawn from joint committee on Finance and taken up.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 132

Read a third time and concurred in.

Assembly Bill 274

Relating to discharges from above-ground petroleum product storage tanks and making an appropriation.

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.

Assembly Bill 274

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 Adelman, Andrea, Barrett, Berndt, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Farrow, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasee, Leean, Lorman, Moen, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

Concurred in.

Assembly Bill 288

Relating to the information contained in the department of transportation's records on licensees.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 288

Read a third time and concurred in.

Assembly Bill 555

Relating to personal flotation devices on sailboards.

Read a second time.

Ordered to a third reading.

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

Senator Czarnecki moved that **Assembly Bill 555** be referred to the committee on Urban Affairs, Environmental Resources, Utilities and Elections.

The question was: Shall **Assembly Bill 555** be referred to the committee on Urban Affairs, Environmental Resources, Utilities and Elections?

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

Ayes — Senators Adelman, Barrett, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Farrow, Jauch, Leean, Plewa and Risser — 13.

Noes — Senators Andrea, Berndt, Buettner, Burke, Feingold, George, Helbach, Kincaid, Kreul, Lasee, Lorman, Moen, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 20.

Absent or not voting — None.

Referral refused.

Assembly Bill 555

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Berndt, Buettner, Feingold, George, Helbach, Kincaid, Kreul, Lasee, Lorman, Moen, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 19.

Noes — Senators Adelman, Barrett, Burke, Chilsen, Chvala, Cowles, Czarnecki, Davis, Farrow, Jauch, Leean, Plewa and Risser — 13.

Absent or not voting — Senator Ellis — 1.

Concurred in.

Assembly Bill 116

Relating to insurance coverage of mammograms to detect the presence of breast cancer.

Read a second time.

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

Adopted.

Senate amendments 2, 3 and 4 to senate substitute amendment 1 to **Assembly Bill 116** offered by Senator Farrow.

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

Senator Van Sistine moved rejection of senate amendment 2 to senate substitute amendment 1.

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

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

Ayes — Senators Adelman, Andrea, Barrett, Buettner, Burke, Chvala, Czarnecki, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lorman, Moen, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 23.

Noes — Senators Berndt, Chilsen, Cowles, Davis, Ellis, Farrow, Lasee, Leean, Rude and Stitt — 10.

Absent or not voting — None.

Rejected.

The question was: Adoption of senate amendment 3 to senate substitute amendment 1?

Senator Ulichny moved rejection of senate amendment 3 to senate substitute amendment 1.

The question was: Rejection of senate amendment 3 to senate substitute amendment 1?

Rejected.

The question was: Adoption of senate amendment 4 to senate substitute amendment 1?

Senator Ulichny moved rejection of senate amendment 4 to senate substitute amendment 1.

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The question was: Rejection of senate amendment 4 to senate substitute amendment 1?

Senator Farrow, with unanimous consent, asked that senate amendment 4 to senate substitute amendment 1 be laid on the table.

The question was: Adoption of senate substitute 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.

Assembly Bill 116

Read a third time.

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

Ayes -- Senators Adelman, Andrea, Barrett, Berndt, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnecki, Ellis, Farrow, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasec, Lekan, Lorman, Moen, Plewa, Risser, Roshell, Rude, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden -- 31.

Noes -- Senators Davis and Stitt -- 2.

Absent or not voting -- None.

Concurred in as amended.

MOTIONS

Senator Van Sistine, with unanimous consent, asked that **Senate Bill 395** be withdrawn from committee on Judiciary and Consumer Affairs and be referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs.

Senator Adelman objected.

Senator Van Sistine, with unanimous consent, asked that **Senate Bill 395** be withdrawn from committee on Judiciary and Consumer Affairs and be referred to committee on Senate Organization.

Senator Adelman objected.

Senator Van Sistine moved that **Senate Bill 395** be withdrawn from committee on Judiciary and Consumer Affairs and be referred to committee on Senate Organization.

The question was: Shall **Senate Bill 395** be withdrawn from committee on Judiciary and Consumer Affairs and be referred to committee on Senate Organization.

Senator Van Sistine, with unanimous consent, withdrew his motion.

ADJOURNMENT

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, February 1.

12:39 P.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 413** offered by Senator Burke.