

# STATE OF WISCONSIN

## Senate Journal

### Ninetieth Regular Session

10:00 A.M.

Tuesday, June 4, 1991

#### 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, Breske, Buettner, Burke, Chvala, Cowles, Czarnezki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Kreul, Lasee, Leraan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Stitt, Ulichny, Van Sistine and Weeden -- 33.

Absent -- None.

Absent with leave -- None.

The Senate stood for the prayer which was offered by Reverend Dr. Donnie Sims of Jersulam Missionary Baptist Church in Milwaukee.

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

#### INTRODUCTION OF RESOLUTIONS

##### Senate Joint Resolution 49

Relating to state regulations of the insurance industry.

By Senator Van Sistine; cosponsored by Representative Hauke.

To committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

#### INTRODUCTION OF BILLS

Read first time and referred:

##### Senate Bill 218

Relating to exempting certain medical supplies from the sales tax and the use tax.

By Senator Moen, by request of Marlo Orth.

To Joint Survey Committee on Tax Exemptions.

##### Senate Bill 219

Relating to authorizing a city to condemn property for industrial sites.

By Senators Ulichny, Plewa, Weeden, Burke, Potter and Stitt; cosponsored by Representatives Huber, Turner, Boyle, Darling, Grobschmidt, Hinkfuss, Hisrich, Hamilton, Prosser, Notestein, Duff, Rohan and Radtke.

To committee on Urban Affairs, Environmental Resources and Elections.

##### Senate Bill 220

Relating to requiring alcohol beverage retailers to

display warning signs of the risk of birth defects to pregnant women who drink alcohol beverages and granting rule-making authority.

By Senators Petak and Burke; cosponsored by Representatives Underheim, Robson, Bock, Klusman, Ott and Vergeront.

To committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

##### Senate Bill 221

Relating to an alternative procedure for the licensure of mathematics and science teachers and granting rule-making authority.

By Senators Ulichny, Barrett, Cowles, Farrow, Huelsman, Berndt, Kreul, Leraan, Lorman, Petak, Stitt and Plewa; cosponsored by Representatives Young, Darling, Brancel, Panzer, Klusman, Ladwig, Rosenzweig, Zweck, Silbaugh, Underheim, Loucks, Vergeront, Duff and Johnsrud.

To committee on Education, Economic Development, Financial Institutions and Fiscal Policies.

#### COMMITTEE REPORTS

The committee on Senate Organization reports and recommends:

##### Senate Bill 182

Relating to the hiring of permanent replacement employees during a labor dispute and discrimination against employees who participate in a labor dispute.

The bill is hereby declared to be an emergency appropriation bill recommended by the Committee on Senate Organization in accordance with the requirement of Section 16.47(2) of the Wisconsin Statutes.

Ayes, 3 -- Senators Risser, Helbach and Chvala;  
Noes, 2 -- Senators Ellis and Rude.

Fred A. Risser  
Chair

The committee on Senate Organization reports and recommends the following nomination to committee for appointment by the Senate:

Helen Corneli as public member to the Radiation Protection Council.

The question was: Adoption?

Adopted.

Fred A. Risser  
Chair

The committee on Tourism, Commerce, Labor, Veterans' and Military Affairs reports and recommends:

**Senate Bill 182**

Relating to the hiring of permanent replacement employees during a labor dispute and discrimination against employees who participate in a labor dispute.

Introduction and adoption of Senate amendment 1:

Ayes, 6 -- Senators Van Sistine, Breske, Plewa, Potter, Decker and Kreul;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Van Sistine, Breske, Plewa, Potter and Decker;

Noes, 1 -- Senator Kreul.

**Senate Joint Resolution 28**

Relating to creating a bipartisan special joint committee on Fort McCoy.

Adoption:

Ayes, 6 -- Senators Van Sistine, Breske, Plewa, Potter, Decker and Kreul;

Noes, 0 -- None.

Jerome Van Sistine  
Chair

The committee on Judiciary and Consumer Affairs reports and recommends:

**Senate Bill 15**

Relating to customer identification on checks or charge slips.

Introduction and adoption of Senate amendment 1:

Ayes, 5 -- Senators Adelman, Feingold, Chvala, Buettner and Stitt;

Noes, 0 -- None.

Passage as amended:

Ayes, 4 -- Senators Adelman, Feingold, Chvala and Buettner;

Noes, 1 -- Senator Stitt.

**Senate Bill 116**

Relating to damages for negligently clouding title.

Introduction and adoption of Senate amendment 1:

Ayes, 5 -- Senators Adelman, Feingold, Chvala, Stitt and Buettner;

Noes, 0 -- None.

Introduction and adoption of Senate amendment 2:

Ayes, 5 -- Senators Adelman, Feingold, Chvala, Stitt and Buettner;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Adelman, Feingold, Chvala, Stitt and Buettner;

Noes, 0 -- None.

**Senate Bill 161**

Relating to John Doe proceedings.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 4 -- Senators Adelman, Feingold, Chvala and Buettner;

Noes, 1 -- Senator Stitt.

Passage as amended:

Ayes, 4 -- Senators Adelman, Feingold, Chvala and Buettner;

Noes, 1 -- Senator Stitt.

**Senate Bill 200**

Relating to restricting sentencing options for crimes committed with or involving dangerous weapons.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 3 -- Senators Adelman, Feingold, and Chvala;

Noes, 2 -- Senators Buettner and Stitt.

Passage as amended:

Ayes, 3 -- Senators Adelman, Feingold, and Chvala;

Noes, 2 -- Senators Buettner and Stitt.

Lynn S. Adelman  
Chair

The committee on Urban Affairs, Environmental Resources and Elections reports and recommends:

**Assembly Bill 358**

Relating to the existence of the radioactive waste review board, radioactive waste policy council and radioactive waste technical council.

Concurrence:

Ayes, 5 -- Senators Burke, Chvala, Adelman, Decker, and Cowles;

Noes, 1 -- Senator Stitt.

Brian Burke  
Chair

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

LUBER, ANNE, of Milwaukee, as a member of the Prison Industries Board, to serve for the term ending May 1, 1994.

Confirmation:

Ayes, 9 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt, Lorman and Kreul;

Noes, 0 -- None.

BRUNETTE, JEROME J., Jr., of Fond du Lac, as a member of the Funeral Directors Examining Board, to serve for the term ending July 1, 1995.

Confirmation:

Ayes, 9 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt, Lorman and Kreul;

Noes, 0 -- None.

HINES, J. A., D.V.M., of Oxford, as a member of the Veterinary Examining Board, to serve for the term ending July 1, 1995.

Confirmation:

Ayes, 9 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt, Lorman and Kreul;

Noes, 0 -- None.

**Senate Joint Resolution 33**

Requesting the legislative council to study the advisability and feasibility of permitting the free exchange of confidential information between agencies that provide services to children who are adjudicated delinquent or who are found to be in need of protection or services.

Adoption:

Ayes, 9 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt, Lorman and Kreul;

Noes, 0 -- None.

**Senate Bill 53**

Relating to the wildlife damage claim program and making an appropriation.

Introduction and adoption of Senate amendment 1:

Ayes, 9 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt, Lorman and Kreul;

Noes, 0 -- None.

Passage as amended:

Ayes, 9 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt, Lorman and Kreul;

Noes, 0 -- None.

Rodney C. Moen  
Chair

The committee on Transportation and Utilities reports and recommends:

**Senate Joint Resolution 30**

Relating to state appropriations and bonding for railways and other railroad facilities (2nd consideration).

Adoption:

Ayes, 7 -- Senators Barrett, Roshell, Moen, Andrea, Ulichny, Breske and Farrow;

Noes, 1 -- Senator Lasee.

**Assembly Bill 40**

Relating to designating and marking a certain highway route as the 'Frank Lloyd Wright Memorial Highway'.

Concurrence:

Ayes, 6 -- Senators Barrett, Moen, Andrea, Ulichny, Breske and Farrow;

Noes, 2 -- Senators Roshell and Lasee.

Thomas Barrett  
Chair

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

CUSKEY, GARY J., of Spooner, as a member of the Real Estate Appraisers Board, to serve for the term ending May 1, 1991.

Confirmation:

Ayes, 5 -- Senators Plewa, Ulichny, Burke, Rude and Huelsman;

Noes, 0 -- None.

KALNES, RASMUS B. A., of Eagle, as a member of the Historical Society Board of Curators, to serve for the term ending July 1, 1994.

Confirmation:

Ayes, 5 -- Senators Plewa, Ulichny, Burke, Rude and Huelsman;

Noes, 0 -- None.

McMULLEN, MARK, of Green Bay, as a member of the Investment Board, to serve for the term ending May 1, 1997.

Confirmation:

Ayes, 5 -- Senators Plewa, Ulichny, Burke, Rude and Huelsman;

Noes, 0 -- None.

LILLIE, DR. RICHARD H., of Fox Point, as a member of the Investment Board, to serve for the term ending May 1, 1997.

Confirmation:

Ayes, 5 -- Senators Plewa, Ulichny, Burke, Rude and Huelsman;

Noes, 0 -- None.

John R. Plewa  
Chair

**PETITIONS AND COMMUNICATIONS**

State of Wisconsin  
Legislative Council

May 24, 1991

To the Honorable the Legislature:

I am pleased to transmit to you the following report to the 1991 Legislature on legislation introduced by the Legislative Council:

RL 91-5 -- Legislation on Educational Programs in Adult Correctional Institutions (1991 Assembly Bills 422 and 423)

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available, on request, in the Legislative Council offices, One East Main, Suite 401.

Sincerely,  
Dave Stute  
Director

State of Wisconsin  
Board on Aging and Long Term Care

May 31, 1991

To the Honorable the Legislature:

It is with great pleasure that we submit to you the Annual report of the Board on Aging and Long Term Care in accordance with s.15.04(1)(d) and 16.009(2)(i) of the Wisconsin Statutes.

Contained herein is our assessment of Wisconsin's current system for providing long-term care services for frail elderly and disabled citizens. Although progress has

been made by improving the delivery of those services, more needs to be done.

We are hopeful that this report will serve as a helpful reference for you and members of the Wisconsin Legislature as we collectively develop plans to meet the emerging needs of our most vulnerable citizens.

Sincerely,  
Eugene I. Lehrmann  
Chairman  
George F. Poratacke  
Executive Director

State of Wisconsin  
Department of Employment Relations  
May 29, 1991

To the Honorable the Legislature:

As required by chapter 230.04 (13)(e), Stats., the annual report of the Department of Employment Relations, Division of Affirmative Action is hereby submitted. Please distribute the enclosed announcements of the report's availability to members of the Senate.

Additional copies may be obtained from the Department of Employment Relations, Division of Affirmative Action, 137 East Wilson Street, Madison, Wisconsin. The telephone number is (608) 266-5709.

Sincerely,  
Arelly Gonnering  
ADMINISTRATOR

State of Wisconsin  
Legislative Audit Bureau  
May 31, 1991

To the Honorable the Legislature:

We have completed an evaluation of services at the Wisconsin Veterans Home to determine feasibility of contracting for specific services from the private sector or Badger State Industries, as required by 1989 Wisconsin Act 31. We examined the potential for cost savings as well as the potential effect on patient care and the difficulty of assigning current state employees displaced by contracting to other state positions, as required by collective bargaining agreements.

We estimated contracting with Badger State Industries for laundry services would save \$65,000 in general purpose revenue per year. The savings would increase when the number of beds at the Home is increased, as is planned by 1998.

While an estimated \$193,000 in general purpose revenue could be saved by contracting for housekeeping services, reassigning the current 33 housekeeping employees to other positions would probably require some transitional time.

The potential for savings from converting food services operations to private contracts is less certain. Finally, cost would probably increase if additional therapy services were contracted, and nursing costs would probably increase by \$1.3 to \$2.0 million per year.

We appreciated the courtesy and cooperation extended to us by the staff of the Wisconsin Veterans Home and the Department of Veterans Affairs. A response from the Department of Veterans Affairs is the appendix.

Sincerely,  
Dale Cattanach  
State Auditor

EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
May 31, 1991

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
76(part vetoed)-----	22 -----	May 31, 1991
81-----	23 -----	May 31, 1991
150-----	24 -----	May 31, 1991

Respectfully,  
TOMMY G. THOMPSON  
Governor  
State of Wisconsin  
Office of the Governor

May 31, 1991

To the Honorable, the Senate:

I have approved Senate Bill 76 as 1991 Wisconsin Act 22 and have deposited it in the Office of the Secretary of State.

I am pleased that the Legislature acted expeditiously in addressing the problem of the medical Assistance deficit for the state fiscal year 1990-91. This bill provides additional funding of approximately \$28.3 million GPR for medical assistance to certain low-income residents. In addition, this bill provides \$2.0 million GPR supplemental funding to counties for medical costs of General Relief recipients.

I am also pleased that funding has been provided to ensure access to hospital care for medical Assistance recipients and other low-income persons through the Essential Access City Hospital (EACH) initiative, which I proposed, the Neonatal Intensive Care Initiative and the Rural Hospital Initiative.

However, the Legislature also included in SB 76 a number of other items related to health care that I did not propose in my bill. I have carefully evaluated each of these items and have found it necessary in a number of cases to exercise the partial veto.

1. Community Integration Program for the Aged and Physically Disabled.

Sections 1g and 1m

These sections require the Department of Health and Social Services (DHSS) to authorize services under the community integration program for the aged and physically disabled (CIP II), if so requested by a county, for the number of eligible persons that corresponds to the number of nursing home beds that are delicensed in the county. While I am supportive of community based care, I am vetoing these sections because they limit the flexibility of DHSS in reallocating nursing home beds and in allocating CIP II slots among counties. This flexibility is needed because of the regional differences that exist concerning the demand for and supply of both institutional and community care for the elderly and physically disabled.

## 2. Community Support Program

### Section 1t

This section requires counties to use the amount of federal funds that they receive for community support program services for expansion of services and specifies that these federal funds may not be used to supplant or replace county funding. I am vetoing this section because it is effectively a state mandate that limits counties' flexibility in determining the use of county funds. While it may be desirable to expand services, the decision should be left to the counties. There may be other priority needs that could be served, including reducing property taxes, with the amount of county funds that are 'freed up' by federal dollars.

## 3. Neonatal Intensive Care Services

### Section 2 (1)

This subsection allocates funds in 1990-91 to provide payments for neonatal intensive care (NIC) services provided by a hospital in a 1st class city to medical assistance (MA) recipients who are enrollees of a health maintenance organization. I am partially vetoing this subsection to remove the reference to enrollees of a health maintenance organization (HMO). As a result of this veto, payments will be made for NIC services provided to all MA recipients served in Milwaukee and not only to MA recipients who are enrolled in HMOs. The state is providing supplemental funding to ensure that infants from low income families who require specialized care will have access to hospitals that provide these services.

## 4. Department of Health and Social Services Reports and Plans

### Section 2 (3), (4) and (8)

These subsections require DHSS to submit: 1) a report on hospitals with severe financial hardship; 2) a report on health care provider shortages and 3) a plan for incentives for the delivery, access and use of preventive services and primary care. I am vetoing these subsections because I do not believe that it is appropriate to include these items in this bill. In general, I am predisposed to

not approve legislatively mandated reports from executive agencies. The Legislature has adequate resources at its disposal to pursue items of interest. However, DHSS Secretary Whitburn and I agree that the issue of health care provider shortages in Wisconsin should be assessed, and I am therefore directing the department to examine this matter and to report its findings to me and to the Legislature.

## 5. Funding for Rural Hospitals

### Section 2 (5)

This subsection allocates funds in the 1991-93 biennium to provide supplemental funding to rural hospitals that have high utilization of inpatient services by patients whose care is provided from specified governmental sources. I proposed additional funding for rural hospitals in an April 10, 1991 letter from Department of Administration Secretary Klauser to the Joint Committee on Finance. I am glad that the Legislature agrees with my recommendation. However, I am partially vetoing this subsection for technical reasons. First, I have vetoed references to the federal code and state statutes so that 'governmental sources' are not specified. I am doing this to allow DHSS flexibility in gaining federal approval of this supplemental funding program. Second, I have vetoed language which states that the supplemental funding may not exceed the rural hospital's charges because, under federal law, the entire amount of payment for inpatient hospital services, including any supplemental payment under this provision, cannot exceed charges.

## 6. Community Services Funding

### Sections 3 (3) and 4

Section 3 (3) provides funding in 1990-91 to supplement grants to counties providing community services to individuals discharged from Michigan Shores nursing home in Manitowoc County. Section 4 specifies the effective dates for various sections of the bill. I have made a technical veto to eliminate the references to section 46.48(23), which relates to a provision in an earlier version of the bill and is not relevant to the bill as passed by the Legislature. I have also made a technical veto to allow Section 3 (3) to take effect on the day after publication of this act so that payments can be made, as intended, in state fiscal year 1990-91.

Respectfully,

TOMMY G. THOMPSON

Governor

State of Wisconsin  
Office of the Governor

May 31, 1991

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ALLEN SCHRAUFNAGEL of Elroy, as a member of the State Board of Vocational, Technical and Adult Education

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pursuant to the statute governing, to serve for the term ending May 1, 1997.

Respectfully,  
Tommy Thompson  
Governor

Read and referred to committee on Higher Education.

State of Wisconsin  
Office of the Governor

May 23, 1991

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint TERRY VON HADEN of Madison, as a member of the Accounting Examining Board pursuant to the statute governing, to serve for the term ending May 1, 1995.

Respectfully,  
Tommy Thompson  
Governor

Read and referred to committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

State of Wisconsin  
Office of the Governor

May 31, 1991

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DAVID LAU of Oconomowoc, as a member of the State Board of Vocational, Technical and Adult Education pursuant to the statute governing, to serve for the term ending May 1, 1997.

Respectfully,  
Tommy Thompson  
Governor

Read and referred to committee on Higher Education.

State of Wisconsin  
Office of the Governor

May 31, 1991

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint NANCY O. MOMMSEN of Rice Lake, as a member of the State Board of Vocational, Technical and Adult Education pursuant to the statute governing, to serve for the term ending May 1, 1997.

Respectfully,  
Tommy Thompson  
Governor

Read and referred to committee on Higher Education.

CALENDAR OF JUNE 4, 1991

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

BRUNETTE, JEROME J., Jr., of Fond du Lac, as a member of the Funeral Directors Examining Board, to serve for the term ending July 1, 1995.

Read.

HINES, J. A., D.V.M., of Oxford, as a member of the Veterinary Examining Board, to serve for the term ending July 1, 1995.

Read.

LUBER, ANNE, of Milwaukee, as a member of the Prison Industries Board, to serve for the term ending May 1, 1994.

Read.

The question was: Confirmation?

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, Breske, Buettner, Burke, Chvala, Cowles, Czarnezki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Kreul, Lasee, Leean, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Stitt, Ulichny, Van Sistine and Weeden — 33.

Noes — Senators — 0.

Absent or not voting — None.

Confirmed.

Senator Helbach, with unanimous consent, asked that **Senate Joint Resolution 45** be withdrawn from committee on Tourism, Commerce, Labor, Veterans' and Military Affairs and taken up.

**Senate Joint Resolution 45**

Relating to proclaiming Wisconsin Safe Boating Week.

Read.

Adopted.

Senator Helbach, with unanimous consent, asked that **Senate Joint Resolution 46** be withdrawn from committee on Higher Education and taken up.

**Senate Joint Resolution 46**

Relating to commending Laurence Weinstein.

Read.

Adopted.

SENATE CLEARINGHOUSE ORDERS

Senator Helbach, with unanimous consent, asked that **Senate Bill 136, Senate Bill 137, Senate Bill 138 and Senate Joint Resolution 41** be withdrawn from committee on Senate Organization and be referred to committee on Judiciary and Consumer Affairs.

Senator Ellis objected.

State of Wisconsin  
Revisor of Statutes Bureau

June 1, 1991

To the Honorable the Legislature:

The following rules have been published and are effective:

- Clearinghouse Rule 89-142 effective June 1, 1991.
- Clearinghouse Rule 89-149 effective June 1, 1991.
- Clearinghouse Rule 90- 90 effective June 1, 1991.
- Clearinghouse Rule 90-110 effective June 1, 1991.
- Clearinghouse Rule 90-125 effective June 1, 1991.
- Clearinghouse Rule 90-159 effective June 1, 1991.
- Clearinghouse Rule 90-194 effective June 1, 1991.
- Clearinghouse Rule 90-221 effective June 1, 1991.
- Clearinghouse Rule 90-225 effective June 1, 1991.
- Clearinghouse Rule 90-228 effective June 1, 1991.
- Clearinghouse Rule 90-232 effective June 1, 1991.
- Clearinghouse Rule 90-236 effective June 1, 1991.
- Clearinghouse Rule 90-248 effective June 1, 1991.
- Clearinghouse Rule 90-259 effective June 1, 1991.

Sincerely,  
GARY L. POULSON  
Deputy Revisor

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

**Senate Clearinghouse Rule 90-187**

Relating to subfields and granting limited plumbing permits.

No action taken.

John R. Plewa  
Chair

**Senate Clearinghouse Rule 88-191**

Relating to county certification of day care providers and day care program administration and funding.

Submitted by Department of Health and Social Services.

Report received from agency, June 3, 1991.

Referred to committee on Agriculture, Corrections, Health and Human Services, June 4, 1991.

**Senate Clearinghouse Rule 90-240**

Relating to interviews for inmates being considered for parole.

Submitted by Department of Corrections.

Report received from agency, May 29, 1991.

Referred to committee on Agriculture, Corrections, Health and Human Services, June 4, 1991.

**Senate Clearinghouse Rule 91-23**

Relating to minor deficiencies and educational interpreter-hearing impaired licenses.

Submitted by Department of Public Instruction.

Report received from agency, June 3, 1991.

Referred to committee on Education, Economic Development, Financial Institutions and Fiscal Policies, June 4, 1991.

**Senate Clearinghouse Rule 91-47**

Relating to prohibiting the operation on interstate highways by vehicles operating under certain types of overweight permits.

Submitted by Department of Transportation.

Report received from agency, May 29, 1991.

Referred to committee on Transportation and Utilities, June 4, 1991.

**Senate Clearinghouse Rule 91-48**

Relating to allowing the operation of double bottoms and certain other combination vehicles greater than 60 feet in overall length on the specified highways.

Submitted by Department of Transportation.

Report received from agency, May 29, 1991.

Referred to committee on Transportation and Utilities, June 4, 1991.

SECOND READING AND AMENDMENTS  
OF SENATE JOINT RESOLUTIONS AND  
SENATE BILLS

**Senate Joint Resolution 28**

Relating to creating a bipartisan special joint committee on Fort McCoy.

Read.

Senator Roshell, with unanimous consent, asked that the Senate recess until 11:34 A.M..

10:38 A.M.

RECESS

11:34 A.M.

The Senate reconvened.

Senator Barrett, with unanimous consent, asked that **Senate Bill 216** be withdrawn from committee on Transportation and Utilities and be referred to committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

**Senate Joint Resolution 28**

Relating to creating a bipartisan special joint committee on Fort McCoy.

Read.

Adopted.

**Senate Joint Resolution 33**

Requesting the legislative council to study the advisability and feasibility of permitting the free exchange of confidential information between agencies that provide services to children who are adjudicated delinquent or who are found to be in need of protection or services.

Read.

Adopted.

**Senate Bill 15**

Relating to customer identification on checks or charge slips.

Read a second time.

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

Senate amendments 2 and 3 to **Senate Bill 15** offered by Senator Breske.

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

The question was: Adoption of Senate amendment 3?

Senator Burke moved rejection of Senate amendment 3.

The question was: Rejection of Senate amendment 3?

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

Ayes — Senators Adelman, Andrea, Barrett, Buettner, Burke, Chvala, Cowles, Czarnezki, Decker, Farrow, Feingold, George, Helbach, Huelsman, Moen, Plewa, Risser, Ulichny and Van Sistine — 19.

Noes — Senators Berndt, Breske, Ellis, Kreul, Lasee, Leean, Lorman, Petak, Potter, Roshell, Rude, Stitt and Weeden — 13.

Absent or not voting — Senator Jauch — 1.  
Rejected.

Ordered to a third reading.

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

**Senate Bill 15**

Read a third time.

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

Ayes — Senators Adelman, Andrea, Barrett, Berndt, Buettner, Burke, Chvala, Cowles, Czarnezki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lorman, Moen, Plewa, Potter, Risser, Ulichny and Van Sistine — 24.

Noes — Senators Breske, Kreul, Lasee, Leean, Petak, Roshell, Rude, Stitt and Weeden — 9.

Absent or not voting — None.

Passed.

**Senate Bill 53**

Relating to the wildlife damage claim program and making an appropriation.

Read a second time.

The question was: Adoption of Senate amendment 1?

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

Senator George, with unanimous consent, asked that **Senate Bill 53** be referred to joint committee on Finance.

**Senate Bill 116**

Relating to damages for negligently clouding title.

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.

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

**Senate Bill 116**

Read a third time and passed.

**Senate Bill 153**

Relating to governance of the county hospital and related entities in Milwaukee county.

Read a second time.

Senator Helbach, with unanimous consent, asked that **Senate Bill 153** be referred to committee on Senate Rules.

**Senate Bill 182**

Relating to the hiring of permanent replacement employes during a labor dispute and discrimination against employes who participate in a labor dispute.

Read a second time.

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

Ordered to a third reading.

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

**Senate Bill 182**

Read a third time.

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

Ayes — Senators Adelman, Andrea, Barrett, Breske, Burke, Chvala, Czarnezki, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Ulichny and Van Sistine — 18.

Noes — Senators Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Kreul, Lasee, Leean, Lorman, Petak, Roshell, Rude, Stitt and Weeden — 15.

Absent or not voting — None.

Passed.

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

**Assembly Bill 358**

Relating to the existence of the radioactive waste review board, radioactive waste policy council and radioactive waste technical council.

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.

**Assembly Bill 358**

Read a third time.

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

Ayes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnecki, Decker, Ellis, Farrow, Feingold, George, Helbach, Jauch, Lasee, Llean, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Ulichny, Van Sistine and Weeden — 30.

Noes — Senators Huelsman, Kreul and Stitt — 3.

Absent or not voting — None.

Concurred in.

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

Senator Helbach, with unanimous consent, asked that **Assembly Bill 40** be withdrawn from committee on Senate Rules and taken up.

**Assembly Bill 40**

Relating to designating and marking a certain highway route as the 'Frank Lloyd Wright Memorial Highway'.

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.

**Assembly Bill 40**

Read a third time and concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that the Senate return to the eighth order of business.

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**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 66**

**Assembly Joint Resolution 67**

Passed and asks concurrence in:

**Assembly Bill 32**

**Assembly Bill 95**

**Assembly Bill 109**

**Assembly Bill 174**

**Assembly Bill 176**

Concurred in:

**Senate Joint Resolution 42**

**Senate Joint Resolution 43**

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**MESSAGE FROM THE ASSEMBLY  
CONSIDERED**

**Assembly Joint Resolution 66**

Relating to designating German Heritage Day.

By Representatives Loucks, Krug, Lehman, Carpenter, Grobschmidt, Ott, Huber, Zien, Holschbach, Silbaugh, Krusick, Panzer, Hisrich, Hahn, Turner, Freese, Plache, Vrakas, Duff, Van Gorden, Deininger, Radtke, Turba, Kaufert, Musser and Linton, cosponsored by Senators Moen, Farrow, Andrea, Kreul, Roshell, Buettner, Ulichny, Rude and Huelsman.

Read and referred to committee on Senate Organization.

**Assembly Joint Resolution 67**

Relating to designating January 5 to 11, 1992, as 'Wisconsin Law Enforcement Training Week'.

By Representatives Porter, Barca, Freese, Lautenschlager, S. Coggs, Baldus, Krusick, Reynolds, Loucks, Fortis, Lorge, Hisrich, Hasenohrl, Rutkowski, Musser, Hough, Swoboda, Black, Johnsrud, Roberts, Robson, Gruszynski, Goetsch, Wood, Linton, Vander Loop, Hahn, Turner, Ott, Lehman, Hinkfuss, Schneider, Nass, Plache, Kaufert, Potter, Darling, Ourada, Vergeront, Wimmer, Welch, Radtke, Prosser, Coleman, Vergeront, Silbaugh, Ladwig, Brandemuehl, Van Gorden, Underheim, Duff, Vrakas, Urban, Boyle, Hamilton, Antaramian, Schwartz, Zweck, Medinger, Stower and Huber, cosponsored by Senators Andrea, Breske, Buettner, Burke, Cowles, Czarnecki, Kreul, Moen, Roshell, Van Sistine and Weeden.

Read and referred to committee on Judiciary and Consumer Affairs.

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**Assembly Bill 32**

Relating to proof of financial responsibility by electric cooperatives that own or operate solid or hazardous waste disposal facilities.

By Representatives Medinger, Johnsrud, Roberts and Schultz, cosponsored by Senators Roshell, Rude, Moen and Kreul.

Read first time and referred to committee on Transportation and Utilities.

**Assembly Bill 95**

Relating to selling or distributing imitation firearms and providing a penalty.

By Representatives M. Coggs, Lautenschlager, Urban and Moore.

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

**Assembly Bill 109**

Relating to requirements for school board declarations of candidacy and nomination papers.

By Representatives Young, Bock, Black, Boyle, Carpenter, Darling, Gronemus, Hamilton, Hisrich, Moore, Musser, Stower, Travis, Underheim, Van Dreel and Zien, cosponsored by Senators Risser, Chvala, Moen, Huelsman, Buettner, Farrow and Lorman.

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

**Assembly Bill 174**

Relating to regulating the operation and use of tanning facilities and providing penalties.

By Representatives Urban, Carpenter, Rosenzweig, Robson, Turba, Bock, Coleman, Grobschmidt, Porter, Young, Ott, Fortis, Silbaugh, Baldus, Hahn, Bolle, Ainsworth and Moore, cosponsored by Senators Farrow and Plewa.

Read first time and referred to committee on Agriculture, Corrections, Health and Human Services.

**Assembly Bill 176**

Relating to allowing municipalities to invest surplus debt service funds in the state's local government pooled-investment fund.

By Representatives Seery, Carpenter, Notestein, Krug, Travis, Hamilton, Ourada, Bell and Moore,

cosponsored by Senators Burke, Czarnecki, Ulichny and Chvala.

Read first time and referred to committee on Housing, government Operations and Cultural Affairs.

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

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MOTIONS

Senator Rude, with unanimous consent, asked that when the Senate adjourns, it adjourn in memory of Buz Buzinski.

Senator Ulichny, with unanimous consent, asked that when the Senate adjourns, it adjourn in honor of Senate Andrea as recipient of an honorary Doctor of Laws degree from Carthage College.

Senator Helbach, with unanimous consent, asked that when the Senate adjourns, it adjourn in honor of Erin Elizabeth Burke, third born daughter to Senator and Mrs. Brian Burke.

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ADJOURNMENT

Senator Helbach, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Friday, June 7.

12:48 P.M.

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CHIEF CLERK'S REPORT

The chief clerk records:

**Senate Bill 76**

**Senate Bill 81**

**Senator Bill 150**

Correctly enrolled and presented to the Governor on May 31, 1991.