

STATE OF WISCONSIN

Senate Journal

Ninetieth Regular Session

10:00 A.M.

Friday, June 7, 1991

The senate met.

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

The Chair, with unanimous consent, asked that the calling of the roll be dispensed with.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 222

Relating to the requirement that a school district administrator and business manager be licensed by the state superintendent of public instruction.

By Senators Huelsman, Czarnecki, Cowles, Lasee, Farrow, Stitt, Petak and Lorman; cosponsored by Representatives Welch, Krug, Urban, Musser, Schneiders, Duff, Ladwig, Brancel, Goetsch, Bolle, Hamilton, Underheim, Panzer, Klusman, Vrakas, Zien, Vergeront and Foti.

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

Senate Bill 223

Relating to creating a trust fund to preserve and protect farmland and requiring the department of agriculture, trade and consumer protection to accept and deposit moneys in the fund.

By Senators Chvala, Cowles, Moen, Feingold, Roshell, Risser, Berndt, Van Sistine, Rude and Lorman; cosponsored by Representatives Gruszynski, Radtke, Stower, Wineke, Holperin, Turba, Swoboda, Ott, Carpenter, Silbaugh, Zweck, Hahn, Medinger, Van Gorden, Grobschmidt, Clarenbach, Goetsch, Young, Musser, Fortis, Hisrich, Van Dreef, Harsdorf, Bock, Rohan, Hasenohrl, Robson, Baldus, Huber, Black, Lautenschlager, Schwartz, Seery, Hough, Boyle, Barca, Gard and Roberts.

To committee on Agriculture, Corrections, Health and Human Services.

Senate Bill 224

Relating to determination that land is unsuitable for mining.

By Senators Breske, Roshell, Van Sistine, Andrea, Rude, Lorman, Farrow, Weeden, Buettner, Lasee, Huelsman, Lekan, Stitt, Petak and Kreul; cosponsored by Representatives Holperin, Duff, Ourada, Underheim, Silbaugh, Rosenzweig, Hasenohrl, Rohan, Schwartz, Goetsch, Zien, Urban, Radtke and Gard.

To committee on Urban Affairs, Environmental Resources and Elections.

COMMITTEE REPORTS

The committee on Transportation and Utilities reports and recommends:

Senate Bill 42

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

Passage:

Ayes, 8 -- Senators Barrett, Roshell, Moen, Andrea, Ulichny, Breske, Lasee and Farrow; Noes, 0 -- None.

Thomas Barrett
Chair

The joint committee on Finance reports and recommends:

Senate Bill 201

Relating to: establishing a correctional institution in the town of Brockway in Jackson county; establishing a correctional institution in the city of Milwaukee; community residential confinement; the challenge incarceration program; a prisoner reintegration program in Milwaukee county; reports on prisoners; correctional officer training; recruitment, examination and certification procedures for filling positions in the department of corrections; crime victim compensation; rights of and services for crime victims and witnesses; crime victim services in populous counties; providing a grant to the city of Milwaukee for police substations; studying homicide; establishing a state public defender caseload standard for first-degree intentional homicide; creating a council on alcohol and other drug abuse treatment; establishing a program of grants for family preservation services, and requiring a county that has a population of 500,000 or more that is awarded a family preservation grant to purchase family preservation services under the grant from a nonprofit corporation; providing funding for alcohol and other drug abuse treatment in Milwaukee county; establishing a program of grants to provide community service jobs in a county that has a population of 500,000 or more; establishment of a Wisconsin service corps under the department of industry, labor and human relations to provide community services projects in a county with a population of 500,000 or more; intensive treatment and aftercare for girls at Lincoln Hills school; providing funding to the police athletic league in a city that has a population of over 500,000; cost reimbursement of additional court commissioners in the 1st judicial

administrative district, creating one additional circuit court in Milwaukee county, designating 4 circuit courts to primarily handle crimes involving violence, and providing court staff; granting court commissioners powers to accept guilty pleas and impose certain sentences and to conduct uncontested proceedings in certain juvenile court cases; court commissioner powers regarding harassment; surveillance equipment on Milwaukee county transit system buses; providing exemptions from rule-making procedures; granting bonding authority; and making appropriations.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 10 -- Senators George, Chvala, Andrea, Czarnecki, Jauch and Weeden, Representatives Linton, Wineke, M. Coggs and Antaramian;

Noes, 6 -- Senators Roshell and Leean, Representatives Holperin, Hubler, Panzer and Brancel.

Passage as amended with emergency clause attached:

Ayes, 9 -- Senators George, Chvala, Andrea, Czarnecki and Jauch, Representatives Linton, Wineke, M. Coggs and Antaramian;

Noes, 7 -- Senators Roshell, Leean and Weeden, Representatives Holperin, Hubler, Panzer and Brancel.

Senate Bill 225

Relating to increasing the amounts of certain public debt authorizations.

By request of Governor Tommy G. Thompson.

Introduction:

Ayes, 16 -- Senators George, Roshell, Chvala, Andrea, Czarnecki, Jauch, Leean and Weeden, Representatives Linton, Wineke, M. Coggs, Holperin, Hubler, Antaramian, Panzer and Brancel;

Noes, 0 -- None.

Read first time and referred to joint committee on Finance.

Gary R. George
Co-chair

Barbara J. Linton
Co-chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Legislative Council

June 4, 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 91-65 -- Legislation on Trial Court System Funding(1991 Senate Bills 210, 211 and 212)

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 ETHICS BOARD

June 4, 1991

To the Honorable the Senate:

At the direction of § 13.685(7), Wisconsin Statutes, I am furnishing you with the names of organizations recently registered with the Ethics Board as employing one or more individuals to affect state legislation or administrative rules. For each organization I have noted the general area of legislative or administrative action which the organization has described as the object of its lobbying activity and the name of each licensed lobbyist that the organization has authorized to act on its behalf.

Access to Independence

Subjects: Public policy areas affecting the lives of persons with disabilities including: community long-term support and other support resources.

Arcand, Maureen

McCusker, Owen

Deist, Bob

Beverage Licensees Association, Wisc.

Subjects: Alcohol Beverages, excise and fees

Buckley, James

CMC Heartland Partners

Subjects: financing the construction of CMC's proposed mixed-use development, related public improvements and other projects in the area of the City of Milwaukee known as the Menominee Valley

Finerty, John

Friebert, Robert

McKenzie, Ellyn

Peterson, Craig

Rice, Joseph

Woyak, Julie

Healthcare Alliance

Subjects: Home health care and supplementary staff (temporary health care staffing)

Swandby, Janet

PEBSO Securities Corporation

Subjects: Any function or activity of any branch, department or phase of federal, state or local government; agriculture; outdoors or environment;

JOURNAL OF THE SENATE [June 7, 1991]

taxation, regulation of business, finance or other topics pertaining to the general public health or welfare.

Brozek, Michael

Quarles & Brady

Subjects: Taxation

Earl, Anthony

Christianson, Peter

WFSI Milwaukee, Inc.

Subjects: Health care services and all issues which may affect the operation of health care facilities.

Wilbur, Marjorie

Sincerely,
R. Roth Judd
Executive Director

STATE OF WISCONSIN
ETHICS BOARD

June 4, 1991

To the Honorable the Senate:

At the direction of § 13.685(7), Wisconsin Statutes, I am furnishing you with the following changes in the Ethics Board's records of licensed lobbyists and their employers.

Organization's authorization of additional lobbyists: The following organizations previously registered with the Ethics Board as employers of lobbyists have authorized to act on their behalf these additional licensed lobbyists:

Central Sanitary Landfill, Inc.

Bablitch, Stephen

Cream City Liquor

JoAnna Richard

Environmental Decade, Inc., Wisconsin

Jablonski, Frank

Firststar Corporation

Theo, Peter

Milwaukee Metropolitan Sewerage District

Thompson, Terrence

Milwaukee Symphony Orchestra

Broydrick, Bill

Organization's termination of lobbyists: Each of the following organizations previously registered with the Ethics Board as the employer of a lobbyist has withdrawn, on the date indicated, its authorization for the lobbyist identified to act on the organization's behalf.

Bankers Association, Wisconsin

Buckley, James June 1, 1991

Marathon Oil Company

Kilen, Deanna May 31, 1991

Minnesota Mining and Manufacturing Co.

Kilen, Deanna May 31, 1991

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by the organizations that employ lobbyists.

Sincerely,
R. Roth Judd
Executive Director

EXECUTIVE COMMUNICATIONS

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 SYLVESTER G. CLEMENTS of Coon Valley, as a member of the Minnesota-Wisconsin Boundary area Commission pursuant to the statute governing, to serve for the term ending September 25, 1996.

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 ROCKNE G. FLOWERS of Madison, as a member of the Judicial Commission pursuant to the statute governing, to serve for the term ending August 1, 1994.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Judiciary and Consumer 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 NANCY SCHRAUFNAGEL of Elroy, as a member of the

JOURNAL OF THE SENATE [June 7, 1991]

Savings and Loan Review 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 Education, Economic Development, Financial Institutions and Fiscal Policies.

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 ROBERT S. GAISWINKLER of Brookfield, as a member of the Savings and Loan Review 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 Education, Economic Development, Financial Institutions and Fiscal Policies.

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 WILLIAM PODEWILS of Hales Corner, as a member of the Savings and Loan Review 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 Education, Economic Development, Financial Institutions and Fiscal Policies.

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 DR. JAMES A. SIEVERT of Wausau, as a member of the Dentistry Examining Board pursuant to the statute governing, to serve for the term ending July 1, 1995.

Respectfully,
Tommy Thompson
Governor

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

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 JAMES T. ROGERS

of Merrill, as a member of the Public Defender Board pursuant to the statute governing, to serve for the term ending May 1, 1994.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Judiciary and Consumer 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 CHRISTINE M. WISEMAN of Mequon, as a member of the Public Defender Board pursuant to the statute governing, to serve for the term ending May 1, 1994.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Judiciary and Consumer 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 JACQUELINE A. JOHNSRUD of Eastman, as a member of the Board of Nursing pursuant to the statute governing, to serve for the term ending July 1, 1995.

Respectfully,
Tommy Thompson
Governor

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

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 ROSELLA VAN HOLLEN of Mason, as a member of the Board of Nursing pursuant to the statute governing, to serve for the term ending July 1, 1995.

Respectfully,
Tommy Thompson
Governor

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

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 WILLIAM McCULLOUGH of Madison, as a member of the Architects, Professional Engineers, Designers and Land

JOURNAL OF THE SENATE [June 7, 1991]

Surveyors Examining Board pursuant to the statute governing, to serve for the term ending July 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, 1991

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JOHN T. NICHOLS of Green Bay, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board pursuant to the statute governing, to serve for the term ending July 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, 1991

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DENNIS G. BROWN of Fennimore, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board pursuant to the statute governing, to serve for the term ending July 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, 1991

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint AUDRIE J. KREYER of Fennimore, as a member of the Barbering and Cosmetology Examining Board pursuant to the statute governing, to serve for the term ending July 1, 1995.

Respectfully,
Tommy Thompson
Governor

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

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 JOHN FAHEY of Madison, as a member of the Barbering and

Cosmetology Examining Board pursuant to the statute governing, to serve for the term ending July 1, 1995.

Respectfully,
Tommy Thompson
Governor

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

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 JAMES BRADLEY of Sun Prairie, as a member of the Land Conservation 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 Urban Affairs, Environmental Resources and Elections.

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 SHIRLEY P. KELLER of Mount Horeb, as a member of the Nursing Home Administrators Examining Board pursuant to the statute governing, to serve for the term ending July 1, 1995.

Respectfully,
Tommy Thompson
Governor

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

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 PAUL A. MILLER of Woodruff, as a member of the Rural Health Development Council pursuant to the statute governing, to serve for the term ending July 1, 1991.

Respectfully,
Tommy Thompson
Governor

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

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 DR. JOHN MIDTLING of Milwaukee, as a member of the Rural

Health Development Council pursuant to the statute governing, to serve for the term ending July 1, 1991.

Respectfully,
Tommy Thompson
Governor

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

SENATE CLEARINGHOUSE ORDERS

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

Senate Clearinghouse Rule 90-245

Relating to plumbing.
No action taken.

Senate Clearinghouse Rule 90-257

Relating to continuing education for plumber license renewals.

No action taken.

Jerome Van Sistine
Chair

MESSAGE FROM THE ASSEMBLY

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 69
Assembly Joint Resolution 71

Concurred in:

Senate Bill 46

Adopted and asks concurrence in:

Assembly Joint Resolution 36

Passed and asks concurrence in:

Assembly Bill 281
Assembly Bill 290

Concurred in:

Senate Bill 75
Senate Bill 110
Senate Joint Resolution 45

**MESSAGE FROM THE ASSEMBLY
CONSIDERED**

Assembly Joint Resolution 69

Relating to commending the Wisconsin dairy industry.

By Representatives Turba, Clarenbach, Klusman, Harsdorf, Brancel, Schwartz, Baumgart, Gard, Van Gorden, Ott, Lautenschlager, Ourada, Duff, Rohan, Goetsch, Zweck, Hisrich, Lehman, Roberts, Deininger, Holschbach, Baldus, Huber, Kaufert, Vergeront, Ladwig, Porter, Zien, Hahn, Rosenzweig, Hamilton, Coleman, Musser, Urban, Bolle, Prosser, Vanderperren, Radtke, Darling, Loucks and Boyle, cosponsored by Senators Moen, Potter, Cowles, Rude, Stitt, Berndt, Weeden, Buettner, Kreul, Lorman, Breske, Farrow and Petak.

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

Assembly Joint Resolution 71

Relating to commending the Wisconsin dairy industry.

By Representatives Gronemus and Clarenbach, cosponsored by Senator Moen.

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

Assembly Joint Resolution 36

Relating to eligibility to office of a person convicted of a misdemeanor involving a violation of public trust or of a felony (first consideration).

By Representatives Wood, Huber, Radtke, Holschbach, Van Dreel, Goetsch, Schneiders, Musser, Brandemuehl, Zien, Urban, Kaufert and Nass, cosponsored by Senators Lorman, Moen and Farrow.

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

Assembly Bill 281

Relating to the length of certain vehicles and combinations of vehicles and granting rule-making authority.

By Representatives Vanderperren, Zweck, Hasenohrl, Turner, Van Gorden, Porter, Lorge, Gronemus, Kaufert, Boyle, Schwartz, Zien and Silbaugh, cosponsored by Senators Andrea, Roshell, Kreul and Breske.

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

Assembly Bill 290

Relating to policies governing the administration of drugs to pupils.

By Representatives Robson, Rohan, Seery, Bock, Moore, Boyle, Carpenter, Hisrich, Young, Notestein, Fortis and Zien, cosponsored by Senators Potter, Feingold, Breske and Petak.

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

Senator Risser, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Tuesday, June 11.

10:01 A.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 174** offered by
Senator Petak.

Senate amendment 1 to **Senate Bill 68** offered by
Senator Huelsman.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 63

1. Page 2, line 21: substitute a colon for the period.