

STATE OF WISCONSIN

Senate Journal

Ninetieth Regular Session

9:00 A.M.

Tuesday, July 2, 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 a moment of silent meditation.

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

COMMITTEE REPORTS

The committee on Senate Organization reports and recommends:

Senate Bill 242

Relating to providing that the Wisconsin housing and economic development authority may issue bonds and notes for loans to finance property to be used primarily as a sports and entertainment home stadium; providing a property tax exemption and sales tax exemptions related to certain stadiums; the administrative costs of the county sales tax; and an income and franchise tax exemption.

By request of Governor Tommy G. Thompson.

Introduction:

Ayes, 5 -- Senators Risser, Helbach, Chvala, Ellis and Rude;

Noes, 0 -- None.

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

Fred A. Risser
Chair

State of Wisconsin
Senator Risser

July 2, 1991

To the Honorable the Senate:

Pursuant to Senate Rule 36(2) and section 13.50 of the Wisconsin Statutes, the Co-Chairs of the Joint Survey Committee on Tax Exemptions shall prepare and

submit a report in writing setting forth an opinion on desirability of Senate Bill 242 as a matter of public policy.

Sincerely,
Fred A. Risser
Senate President

The committee on Higher Education reports and recommends:

LAU, DAVID, of Oconomowoc, as a member of the State Board of Vocational, Technical and Adult Education, to serve for the term ending May 1, 1997. Confirmation:

Ayes, 5 -- Senators Potter, Jauch, Czarnezki, Lorman and Berndt;

Noes, 0 -- None.

Calvin Potter
Chair

Senator Helbach, with unanimous consent, asked that the appointment of David Lau be withdrawn from the committee on Senate Rules and taken up.

LAU, DAVID, of Oconomowoc, as a member of the State Board of Vocational, Technical and Adult Education, to serve for the term ending May 1, 1997.

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, Leraan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Stitt, Ulichny, Van Sistine and Weeden — 33.

Noes -- None.

Absent or not voting -- None.

Confirmed.

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Department of Health and Social Services

June 27, 1991

To the Honorable the Legislature:

Wisconsin Act 122, creating section 51.025 of the Wisconsin State Statutes, required the creation of a state

task force to study controlled substance use by pregnant women and women with young children. The task force was required to submit a preliminary report, by June 1, 1990, to the Chief Clerk of each house of the legislature; and a final report, by July 1, 1992, to the legislature.

A 28 member task was appointed, consisting of experts in the areas of health, alcohol and other drug abuse, child development and social services. The Task Force was chaired by Dr. Fredrick Broekhuizen, M.D., of the University of Wisconsin, Milwaukee Clinical Campus, Medical School. The Task Force met from May 14, 1990 to June 17, 1991.

You received the Task Force's preliminary report May 30, 1990. This letter and its attachments constitute the required July 1, 1992 final report. The Secretary of the Department of Health and Social Services charged the Task Force to complete its work by July 1, 1991 -- one year early -- so that its recommendations could be considered in a more timely manner.

Sincerely,  
Gerald Whitburn  
Secretary

SENATE CLEARINGHOUSE ORDERS

**Senate Clearinghouse Rule 91-53**

Relating to administration of the clean water fund.  
Submitted by Department of Administration.  
Report received from agency, July 1, 1991.  
Referred to committee on Urban Affairs,  
Environmental Resources and Elections, July 2, 1991.

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 22**  
**Assembly Bill 147**  
**Assembly Bill 428**

Concurred in:

**Assembly Bill 210, Senate Amendment 1**  
**Senate Bill 80**  
**Senate Bill 223**

MESSAGE FROM THE ASSEMBLY  
CONSIDERED

**Assembly Bill 22**

Relating to expanding the areas where the intoxicated snowmobiling law applies.  
By Representatives Wood, Notestein, Medinger, Carpenter, Fortis, Black, Young, Bock, Robson, Vergeront, Lehman, Zien, Brancel, Urban, Underheim,

Brandemuehl and Silbaugh, cosponsored by Senators Adelman and Buettner.

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

**Assembly Bill 147**

Relating to penalties for operating a motor vehicle after license suspension or revocation.

By Representatives Krusick, Huber, Black, Bolle, Brandemuehl, Goetsch, Hamilton, Klusman, Ladwig, Lautenschlager, Lehman, Radtke, Robson, Schneiders, Schultz, Stower and Zien, cosponsored by Senators Barrett, Buettner Farrow and Huelsman.

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

**Assembly Bill 428**

Relating to permitting trust company banks to establish branch offices.

By Representatives Hauke, Carpenter, Darling, Loucks, Lehman, Underheim, Lorge, Hinkfuss and Schultz.

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

SPECIAL ORDER

CALENDAR OF JULY 2, 1991

**Assembly Bill 91**

An act relating to state finances and appropriations, constituting the executive budget act of the 1991 legislature, and making appropriations.

Read a second time.

Senate amendment 1 to **Assembly Bill 91** offered by Senators Helbach, Risser, Chvala, George and Roshell.

The question was: Adoption of Senate amendment 1?

Senator Roshell, with unanimous consent, asked that the Senate recess until 9:42 A.M.

9:18 A.M.

RECESS

9:42 A.M.

The Senate reconvened.

Senate amendment 1 to Senate amendment 1 to **Assembly Bill 91** offered by Senator Rude.

The question was: Adoption of Senate amendment 1 to Senate amendment 1?

Senator Rude, with unanimous consent, asked that Senate amendment 1 to Senate amendment 1 be returned to the author.

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The question was: Adoption of Senate amendment 1?

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

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

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

Absent or not voting — None.

Adopted.

Ordered to a third reading.

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

**Assembly Bill 91**

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

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

Absent or not voting — None.

Concurred in as amended.

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

Senator Helbach, with unanimous consent, asked that the Senate recess until 1:04 P.M..

9:50 A.M.

RECESS

1:04 P.M.

The Senate reconvened.

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

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has nonconcurred in:

Senate amendment 1 to

**Assembly Bill 91**, and requests a committee of Conference and appoints Representatives Kunicki, Travis and Linton as conferees on its part.

The Chair appoints Senators Helbach, Risser and George as conferees on its part.

The question was: Confirmation of conferees?

Confirmed.

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

Senator Helbach, with unanimous consent, asked that the Senate recess until 4:10 P.M..

1:09 P.M.

RECESS

4:10 P.M.

The Senate reconvened.

CHAIR

4:10 P.M.

Senator Stitt in the Chair.

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 484**

MESSAGE FROM THE ASSEMBLY  
CONSIDERED

**Assembly Bill 484**

Relating to imposing fiscal restraints on local units of government.

By Representatives Bell, Bock, Grobschmidt, Holperin and Wineke.

Read first time and referred to committee on Senate Rules.

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Senator Stitt, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Wednesday, July 3.  
4:11 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

**Assembly Bill 91**

In engrossing, the following corrections were made:

Assembly Substitute Amendment 1: Page 1262, line 25: substitute "3229n" for "3229j".

Assembly Amendment 1 to Assembly Substitute Amendment 1:

1. Page 51, line 34: delete "~~115.361 (2)~~" and substitute "115.361 (2)".

2. Page 54, line 26: delete "line 2" and substitute "line 1".

3. Page 55, line 16: delete "429q" and substitute "429mb".

4. Page 80, line 21: substitute "1154Lp" for "1154Lj".

5. Page 97, line 27: substitute "1164jm" for "1164j".

6. Page 106, line 26: substitute "1235r" for "1236".

7. Page 112, line 7: substitute "1336am" for "1336m".

8. Page 121, line 22: after the colon insert: "strike through the plain comma; and".

9. Page 138, line 32: before the quotation mark insert a period.

10. Page 151, line 38: substitute "2170v" for "2070v".

11. Page 153, line 37: substitute "2217r" for "2217m".

12. Page 181, line 19: delete "2597r" and substitute "2697r".

13. Page 181, line 33: delete "2597s" and substitute "2697s".

14. Page 182, line 10: delete "2597t" and substitute "2697t".

15. Page 194, line 29: delete "3131L" and substitute "3131f".

16. Page 194, line 39: delete "3131p" and substitute "3131m".

17. Page 195, line 3: delete "3131t" and substitute "3131n".

18. Page 233, line 5: substitute "created" for "creasted".

19. Page 247, line 21: substitute "24" for "17".

Assembly Amendment 72 to Assembly Substitute Amendment 1: Page 19, line 11: substitute "and (cs)" for "(cs)".

**Assembly Amendment 53**

1. Page 11, line 5: delete "1343, line 5" and substitute "1623, line 19".