

STATE OF WISCONSIN

Senate Journal

Ninetieth Regular Session

10:00 A.M.

Thursday, October 17, 1991

The senate met.

The Senate was called to order by Senator Decker.

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 320

Relating to restoring the general government tax credit and making an appropriation.

By Senators Petak, Andrea, Buettner, Weeden and Burke.

To committee on Aging, Banking, Communications and Taxation.

Senate Bill 321

Relating to providing grants to counties for programs to reduce the incidence of driving or operating a motor vehicle while under the influence of alcohol or another drug and making an appropriation.

By Senator Adelman; cosponsored by Representative Hough.

To committee on Judiciary and Consumer Affairs.

Senate Bill 322

Relating to the control of aquatic nuisance species in the waters of this state, creating an aquatic nuisance control board and making an appropriation.

By Senators Plewa, Burke, Rude, Andrea, Farrow, Chvala, Petak, Van Sistine, Feingold and Potter; cosponsored by Representatives Grobschmidt, Van Dreel, Medinger, Johnsrud, Vanderperren, Black, Kaufert, Baumgart, Gard, Robson, S. Coggs, Stower, Turner, Plache, Boyle, Hough and Holschbach.

To committee on Urban Affairs, Environmental Resources and Elections.

Senate Bill 323

Relating to basic benefits plans, a subsidy program for employed individuals with coverage under a basic benefits plan, a small employer health insurance credit, an income tax deduction for self-employed persons for health insurance policy premiums, medical assistance eligibility, granting rule-making authority and making appropriations.

By Senators Van Sistine and Roshell.

To select committee on Health Care Access and Affordability.

Senate Bill 324

Relating to adolescent pregnancy prevention, school district instruction in human growth and development, medical assistance services and making appropriations.

By Legislative Council.

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

Senate Bill 325

Relating to creation of statutory provisions concerning redistricting procedures.

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

To committee on Urban Affairs, Environmental Resources and Elections.

Senate Bill 326

Relating to requiring the use of safety belts or child safety restraint systems for certain children in motor vehicles.

By Senators Czarnezki, Burke, Breske, Chvala, Lorman, Petak, Ulichny and Buettner; cosponsored by Representatives Bock, Carpenter, Bell, Urban, Seery, Krusick, Freese, Hisrich, Lautenschlager, Duff, Fortis, Ourada, Nass, Loucks, Cullen, Boyle, Huber and Holperin.

To committee on Judiciary and Consumer Affairs.

COMMITTEE REPORTS

The joint committee on Employment Relations reports and recommends:

Senate Bill 327

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 1991-93 biennium, covering employes in the clerical and related collective bargaining unit, and authorizing an expenditure of funds.

Introduction:

Ayes, 8 -- Senators Risser, Helbach, George and Ellis; Representatives Kunicki, Travis, Linton and Prosser;

Noes, 0 -- None.

Read first time and referred to committee on Senate Rules.

Senate Bill 328

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 1991-93 biennium, covering employes in the security and public safety collective bargaining unit, and authorizing an expenditure of funds.

Introduction:

Ayes, 8 -- Senators Risser, Helbach, George and Ellis; Representatives Kunicki, Travis, Linton and Prosser;

Noes, 0 -- None.

Read first time and referred to committee on Senate Rules.

Senate Bill 329

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 1991-93 biennium, covering employes in the technical collective bargaining unit, and authorizing an expenditure of funds.

Introduction:

Ayes, 8 -- Senators Risser, Helbach, George and Ellis; Representatives Kunicki, Travis, Linton and Prosser;

Noes, 0 -- None.

Read first time and referred to committee on Senate Rules.

Senate Bill 330

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 1991-93 biennium, covering employes in the professional social services collective bargaining unit, and authorizing an expenditure of funds.

Introduction:

Ayes, 8 -- Senators Risser, Helbach, George and Ellis; Representatives Kunicki, Travis, Linton and Prosser;

Noes, 0 -- None.

Read first time and referred to committee on Senate Rules.

Senate Bill 331

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 1991-93 biennium, covering employes in the professional research, statistics and analysis collective bargaining unit, and authorizing an expenditure of funds.

Introduction:

Ayes, 8 -- Senators Risser, Helbach, George and Ellis; Representatives Kunicki, Travis, Linton and Prosser;

Noes, 0 -- None.

Read first time and referred to committee on Senate Rules.

Senate Bill 332

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 1991-93 biennium, covering employes in the blue collar and nonbuilding trades collective bargaining unit, and authorizing an expenditure of funds.

Introduction:

Ayes, 8 -- Senators Risser, Helbach, George and Ellis; Representatives Kunicki, Travis, Linton and Prosser;

Noes, 0 -- None.

Read first time and referred to committee on Senate Rules.

Fred A. Risser

Co-chair

Walter Kunicki

Co-chair

The joint committee on Finance reports and recommends:

Senate Bill 102

Relating to state document collection and distribution, granting rule-making authority and making appropriations.

Adoption of Senate amendment 1:

Ayes, 14 -- Senators George, Roshell, Chvala, Andrea, Czarnezki, Jauch, Leean and Weeden, Representatives Linton, Wineke, Holperin, Hubler, Antaramian and Brancel;

Noes, 0 -- None.

Introduction and adoption of Senate amendment 2:

Ayes, 12 -- Senators George, Roshell, Andrea, Czarnezki, Jauch, Leean and Weeden, Representatives Linton, Wineke, Holperin, Hubler and Brancel;

Noes, 2 -- Senators Senators Chvala and Representative Antaramian.

Introduction and adoption of Senate amendment 3:

Ayes, 12 -- Senators George, Roshell, Chvala, Czarnezki, Jauch, Leean and Weeden, Representatives Linton, Wineke, Holperin, Hubler and Brancel;

Noes, 2 -- Senators Senators Andrea and Representative Antaramian.

Passage as amended:

Ayes, 13 -- Senators George, Roshell, Chvala, Czarnezki, Jauch, Leean and Weeden, Representatives Linton, Wineke, Holperin, Hubler, Antaramian and Brancel;

Noes, 1 -- Senator Andrea.

Gary R. George

Co-chair

Barbara J. Linton

Co-chair

The committee on Higher Education reports and recommends:

Senate Bill 167

Relating to accommodating a student's religious beliefs and granting rule-making authority.

Introduction and adoption of Senate substitute amendment 1:

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

Noes, 0 -- None.

Passage as amended:

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

Noes, 0 -- None.

Calvin Potter
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Department of Health and Social Services

October 16, 1991

To the Honorable the Legislature:

On behalf of my human services colleagues and in accordance with s.15.04(d), I present this report of activities for the biennium concluding June 30, 1991.

In keeping with the guidelines established by the Department of Administration, this report is kept to a minimum in length and in detail. This Department's report on receipts and disbursements is available in its Annual Fiscal Report. Its formal goals and objectives for 1991-93 are detailed in the Executive Budget Books.

The Department of Health and Social Services, created by Chapter 75, Laws of 1967, completed its twelfth biennium of service on June 30, 1991.

Sincerely,
Gerald Whitburn
Secretary

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

October 11, 1991

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MARVIN L. RUSHING of Milwaukee, as a member of the Barbering and Cosmetology Examining Board pursuant to the statute governing, to serve for the interim term ending July 1, 1994.

Respectfully,
Tommy Thompson
Governor

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

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 86

Passed and asks concurrence in:

Assembly Bill 242

Assembly Bill 377

Assembly Bill 507

Assembly Bill 523

Assembly Bill 578

Concurred in:

Senate Bill 20

**MESSAGE FROM THE ASSEMBLY
CONSIDERED**

Assembly Joint Resolution 86

Relating to declaring October 1991 Domestic Violence Awareness Month.

By Representatives Notestein, Hinkfuss, Potter, Krug, Boyle, Loucks, Ourada, Porter, Fortis, Duff, Vanderperren, Van Gorden, Young, Barca, Rohan, Grobschmidt, Klusman, Baldus, Medinger, Lautenschlager, Schneiders, Ott, Van Dreel, Holperin, Bock, Ladwig, Stower, Goetsch, Moore and Hahn, cosponsored by Senators Ulichny, Potter, Moen, Barrett, Berndt, Andrea, Breske, Buettner, Huelsman and Cowles.

Read and referred to committee on Senate Organization.

Assembly Bill 242

Relating to exceptions under the public places discrimination law.

By Representatives Wood, Roberts, Williams, Vergeront, Hinkfuss, Goetsch, Hamilton, Musser, Bolle, Vander Loop, Porter, Ladwig, Hahn, Turba, Lehman, Schneiders, Duff, Van Gorden, Wimmer, Zien, Underheim, Ott, Harsdorf, Brancel, Silbaugh and Brandemuehl, cosponsored by Senators Roshell, Andrea, Buettner, Huelsman, Weeden and Petak.

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

Assembly Bill 377

Relating to restricting honesty testing in employment, granting rule-making authority and providing penalties.

By Representatives Barca, Grobschmidt, Carpenter, Notestein, Black, Plache, Young, Porter, Lautenschlager, Hisrich, Gruszynski, Antaramian, M. Coggs, Boyle, Fortis, Vander Loop, Lorge, Rohan and

Krusick, cosponsored by Senators Andrea, Feingold, Barrett, George, Ulichny and Van Sistine.

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

Assembly Bill 507

Relating to crimes against certain persons and property and civil actions by victims of those crimes.

By Representatives Clarenbach, Rutkowski, Carpenter, Bell, Deininger, Lorge, Medinger, Grobschmidt, Lautenschlager, M. Coggs, Notestein, Boyle, Bock, Travis, Turner, Darling, Gruszynski, Rosenzweig and Young, cosponsored by Senators Barrett, Berndt, Risser, Buettner, Czarnecki, Lekan, Burke, Potter and Lorman, by request of Attorney General James E. Doyle; Wisconsin Jewish Conference; Milwaukee Jewish Council; Madison Jewish Community Council; Access to Independence; American-Arab Anti-Discrimination Committee; American Indian Peace and Justice League; Anti-Defamation League of B'nai B'rith; Association for Retarded Citizens of Dane County; Centro de la Comunidad Unida/United Community Center; Japanese-American Anti-Discrimination Committee; The Madison Community United, Inc.; Madison Urban League, Inc.; Milwaukee Chapter of the American Jewish Committee; Milwaukee Urban League; National Association for the Advancement of Colored People (NAACP) -- Milwaukee Branch; United Cerebral Palsy of Southeastern Wisconsin; United Cerebral Palsy of Wisconsin; Wisconsin Committee of the American-Arab Affairs Council; Wisconsin Equal Rights Council and Wisconsin IMPACT Policy Board.

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

Assembly Bill 523

Relating to programs of interchange with foreign governments of employes of the state, institutions of higher education or local governments.

By Representatives Goetsch, Kaufert, Darling, Hahn, Porter, Duff, Lehman, Ott, Klusman, Schneiders, Lorge, Zien, Underheim and Radtke, cosponsored by Senators Lorman, Buettner and Stitt.

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

Assembly Bill 578

Relating to hunting from stationary vehicles by holders of disabled hunting permits and granting rule-making authority.

By Representatives Holperin, Stower, Hasenohrl, Hubler, Schwartz, Reynolds, Van Gorden, Ourada,

Johnsrud, Baumgart, Van Dreele, Bolle, Hisrich, Schultz, Freese, Kaufert, Lorge, Potter, Goetsch, Coleman, Brandemuehl, Radtke, Hahn, Harsdorf, Gard, Baldus and Klusman, cosponsored by Senators Breske, Jauch, Van Sistine, Buettner, Rude and Farrow.

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

Senator Decker, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Tuesday, October 29.

10:01 A.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 305** offered by Senators Stitt, Ellis, Farrow, Berndt, Buettner, Cowles, Huelsman, Lasee, Lekan, Lorman, Petak, Rude, Schultz and Weeden.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 49

During the consideration of 1991 Senate Bill 49 the assembly adopted, and the Senate concurred in, Assembly Substitute Amendment 1 to that bill, "relating to requiring legal descriptions on assignments or satisfactions of mortgages in certain counties"... The assembly adopted a floor amendment, Assembly Amendment 1 to Assembly Substitute Amendment 1, that removed the bill's limited application to counties "having a population of 100,000 or more."

Consequently, and as required by Assembly Rules 36 (1) (c) and 53 (4) (b), in enrolling the words "in certain counties" were deleted from the relating clause of 1991 Senate Bill 49 as passed by the legislature.

Senate Bill 129

1. Page 13, line 4: substitute "three-eighths" for "three-eights".

Senate Bill 129

Senate Substitute Amendment 1

1. Page 10, line 9: substitute "three-eighths" for "three-eights".

Senate Bill 281

1. Page 72, line 15: delete "cons".