

STATE OF WISCONSIN

Senate Journal

Ninetieth Regular Session

10:00 A.M.

Friday, November 1, 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 365

Relating to the membership of the state trails council. By Senators Ulichny, Burke and Lorman; cosponsored by Representatives Ainsworth, Darling, Gruszynski, Lorge, Porter and Van Dreel.

To committee on Urban Affairs, Environmental Resources and Elections.

Senate Bill 366

Relating to the regulation of oil and gas exploration and production, imposing a severance tax on oil and gas, granting rule-making authority and providing a penalty.

By Senators Jauch, Berndt and Lorman; cosponsored by Representatives Boyle, Seery, Stower, Carpenter, Young, Moore, Black, Hisrich and Hinkfuss.

To committee on Urban Affairs, Environmental Resources and Elections.

COMMITTEE REPORTS

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

Assembly Bill 523

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

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 599

Relating to the regulation of real estate appraisers and granting rule-making authority.

Introduction and adoption of Senate amendment 1:

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

Noes, 0 -- None.

Introduction and adoption of Senate amendment 2:

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

Noes, 0 -- None.

Concurrence as amended:

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

Noes, 0 -- None.

Assembly Bill 587

Relating to eliminating a department of administration full-time equivalent position.

Concurrence:

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

Noes, 0 -- None.

John R. Plewa
Chair

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

Senate Bill 294

Relating to use of blaze orange on trespass signs or markings.

Passage:

Ayes, 6 -- Senators Burke, Chvala, Adelman, Decker, Stitt and Cowles;

Noes, 0 -- None.

Senate Bill 309

Relating to environmental education grants, environmental assessments and making an appropriation.

Passage:

Ayes, 6 -- Senators Burke, Chvala, Adelman, Decker, Stitt and Cowles;

Noes, 0 -- None.

Assembly Bill 364

Relating to elector registration with operators' license renewals, distribution of elector registration information and making an appropriation.

Concurrence:

Ayes, 4 -- Senators Burke, Chvala, Adelman, and Decker;

Noes, 2 -- Senators Stitt and Cowles.

Assembly Bill 563

Relating to the lower Wisconsin state riverway, granting rule-making authority and providing an exemption from and extending the time limit for emergency rule procedures.

Concurrence:

Ayes, 6 -- Senators Burke, Chvala, Adelman, Decker, Stitt and Cowles;

Noes, 0 -- None.

Assembly Bill 648

An act relating to an authorized staff position for the lower Wisconsin state riverway board.

Concurrence:

Ayes, 6 -- Senators Burke, Chvala, Adelman, Decker, Stitt and Cowles;

Noes, 0 -- None.

Senate Petition 9

A petition by 7076 residents of the state of Wisconsin calling for the state to establish a clean energy policy, setting priorities for conservation, efficiency and renewable resources when making decisions concerning energy use in the state.

Introduction:

Ayes, 6 -- Senators Burke, Chvala, Adelman, Decker, Cowles and Stitt;

Noes, 0 -- None.

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

Brian Burke
Chair

**REPORT OF JOINT SURVEY COMMITTEE ON
RETIREMENT SYSTEMS**

Appendix to Senate Bill 250

Public Policy Involved

According to the U. W. System Personnel office, the purpose of the faculty sabbatical program is to recognize and enhance teaching efforts and excellence. The sabbatical program is authorized by statute, and U. W. Regent policy requires that faculty on sabbatical must engage in intensive study to become more effective teachers and scholars.

Under present law faculty members who are granted sabbatical leave for one semester continue to receive full pay during that semester period. However, faculty who are awarded one-year sabbatical cannot receive pay more than 65% of their previous compensation under policy rules adopted by the Board of Regents. This bill would allow faculty members who are granted one year sabbaticals to continue to accrue service credit, and at the compensation rate in effect before the sabbatical leave. The bill also gives the Board of Regents of the U. W. System the flexibility to structure its sabbatical program in a manner that is competitive with other major universities.

Recommendation

The Senate substitute amendment 1 to Senate Bill 250 clarifies the provisions and procedures for crediting sabbatical leave granted to U. W. System faculty. The Joint Survey Committee on Retirement Systems recommends the adoption of Senate substitute amendment 1, and the Committee finds that this legislation as so amended is good public policy and recommends its passage.

Senator Jauch
Co-chair

Representative Grobschmidt
Co-chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Wisconsin Lottery Board

October 29, 1991

To the Honorable the Legislature:

RE: Quarterly Report of the Wisconsin Lottery Board

On behalf of the Chairman and Members of Lottery Board, I am herewith submitting for your consideration the April 1, 1991 through June 30, 1991 quarterly report of the Board, as required by s. 565.37(3), Wis. Stats.

If there are any questions or comments regarding this report, or additional information is necessary, please do not hesitate to contact me or the members of the Board, directly.

WILLIAM F. FLYNN, JR.
Executive Director

STATE OF WISCONSIN
ETHICS BOARD

October 29, 1991

To the Honorable the Senate:

At the direction of s. 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.

American Council of Life Insurance

Subjects: ACLI represents its membership of 616 legal reserve life insurance companies on legislation and rules affecting the life insurance business.

Cobb, Carolyn

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

STATE OF WISCONSIN
ETHICS BOARD

October 29, 1991

To the Honorable the Senate:

At the direction of s. 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 Ethic's Board as employers of lobbyists have authorized to act on their behalf these additional licensed lobbyists:

Cerebral Palsy of WI, United

Blumenfeld, Michael

Concerned Auto Recyclers of Wisconsin

Hurtgen, Robert

Firststar Corporation

Strawn, Marvin I.

Grocers Assoc., Wisconsin

Johnson, Gary

Health Insurance Assoc. of America

Bablitch, Stephen

Northwestern Mutual Life Ins. Co.

Broydrick, Bill

Realtors Association, Wisconsin

King, Kevin D.

Skipper Marine Corp.

Robert Hurtgen

Solid Wastes Management Association, National

Wimmer, James

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.

Concerned Auto Recyclers of Wisconsin

McNulty, Barry 10/25/91

County Police Association Ltd., Wisconsin

McNulty, Barry 10/23/91

Golden Rule Insurance Company

Leopold, Stephen 10/28/91

Labor Association of Wisconsin, Inc.

McNulty, Barry 10/28/91

Milwaukee Area Technical College

McNulty, Barry 10/28/91

Milwaukee County Deputy Sheriff's Assoc.

McNulty, Barry 10/22/91

Milwaukee Metropolitan Sewerage District

McNulty, Barry 10/22/91

Multi-Housing Council, National

McNulty, Barry 10/23/91

Noranda Exploration, Inc.

Donnelly, Michael 10/24/91

Bailey, Brent 10/24/91

Oncida Tribe

McNulty, Barry 10/25/91

Skipper Marine Corp.

McNulty, Barry 10/22/91

Organization's modification or amendment of records: The organizations listed below have previously registered with the Ethics Board and now indicate the following modifications to their records:

Court Reporters Assoc., Wisconsin Address Change: 44 E. Mifflin St., #104 Madison, WI 53703

Plumbers Local 75 Address Change: 11175 W. Parkland Ave. Milwaukee, WI 53223

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

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 89-25

Relating to environmental policy act procedures.

Submitted by Department of Transportation.

Report received from agency, October 31, 1991.

Referred to committee on Transportation and Utilities, November 1, 1991.

Senate Clearinghouse Rule 91-36

Relating to adversary representation by state public defenders.

Submitted by State Public Defender.

Report received from agency, October 31, 1991.

Referred to committee on Judiciary and Consumer Affairs, November 1, 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 101
Assembly Bill 128
Assembly Bill 289
Assembly Bill 381
Assembly Bill 401
Assembly Bill 553
Assembly Bill 561
Assembly Bill 571
Assembly Bill 666

Concurred in:

Senate Bill 273
Assembly Bill 428, Senate amendment 1

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 101

Relating to allowing rollovers from qualified pension plans and individual retirement accounts to the Wisconsin retirement system.

By Representatives Grobschmidt, Antaramian, Hamilton, Baldus, Turner, Porter, Black, Hasenohrl, Fortis, Young, Gruszynski, Zien, Gronemus, Silbaugh, Boyle and Lorge, cosponsored by Senators Jauch, Andrea, Plewa and Rude.

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

Assembly Bill 128

Relating to the operation of special interest vehicles during the first 3 months of a calendar year.

By Representatives Vanderperren, Medinger, Hasenohrl, Stower, Hamilton, Brandemuehl, Wood, Gronemus, Black, Roberts, Brancel, Hubler, Hinkfuss, Musser, Boyle, Antaramian, Holschbach, Lautenschlager, Lorge, Gard, Van Dreel, Grobschmidt and Coleman, cosponsored by Senators Moen, Van Sistine, Kreul, Plewa, Rude, Potter, Cowles, Huelsman, Weeden and Lorman.

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

Assembly Bill 289

Relating to requiring ticket sellers to refund the purchase price of tickets for certain events that are canceled or rescheduled.

By Representatives Turba, Carpenter, Grobschmidt, Ladwig, Musser, Lehman, Hamilton, Fortis, Brandemuehl, Kaufert, Goetsch, Schneiders, Bolle, Vergeront, Klusman, Ott, Radtke and Zien, cosponsored by Senators Lorman, Kreul, Andrea and Lasee.

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

Assembly Bill 381

Relating to age and fee requirements for identification cards issued by the department of transportation.

By Representatives Linton, Lorge, Carpenter, Krug, Hisrich, Schneiders, Kaufert, Reynolds, Hinkfuss, Brandemuehl, Zweck, Panzer, Boyle, Schwartz, Lautenschlager, Underheim, Fortis and Wimmer, cosponsored by Senators Rude, Burke, Farrow, Roshell and Huelsman.

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

Assembly Bill 401

Relating to designation of colby cheese as the state cheese.

By Representatives Van Gorden, Hasenohrl, Turba and Medinger, cosponsored by Senators Roshell and Breske.

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

Assembly Bill 553

Relating to stopping or inspecting vehicles to enforce certain state and local laws on safety belts.

By Representatives Hasenohrl, Lorge, Holschbach, Loucks and Freese.

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

Assembly Bill 561

Relating to the granting of a tenure appointment by the board of regents of the university of Wisconsin system on appeal notwithstanding the negative recommendation of the appropriate academic department.

By Representatives Notestein, Baldus, Gruszynski, Rohan, Wood, Young, Turner, Holschbach, Bell, Hough, Lautenschlager, Huber, Seery, Grobschmidt, Potter, Krug, Barca, Bock, Moore, Porter, Schneiders and Darling, cosponsored by Senators Potter, Barrett, Chvala and Lorman.

Read first time and referred to committee on Higher Education.

Assembly Bill 571

Relating to various changes in the worker's compensation laws, granting rule-making authority, providing an exemption from emergency rule-making procedures, making appropriations and providing penalties.

By Representatives Holschbach and Vrakas, cosponsored by Senators Van Sistine and Rude, by request of the Worker's Compensation Advisory Council.

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

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Assembly Bill 666

Relating to vocational education positions in the department of public instruction and making an appropriation.

By Representatives Gronemus, Klusman and Swoboda.

Read first time and referred to committee on Education, Economic Development, Financial Institutions and Fiscal Policies.

Senator Risser, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Tuesday, November 5.

10:01 A.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 237** offered by Senators Huelsman and George.

Senate amendment 1 to **Senate Bill 285** offered by Senator Berndt.