

# STATE OF WISCONSIN

## Senate Journal

### Ninetieth Regular Session

10:00 A.M.

Tuesday, November 5, 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, Czarnecki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 33.

Absent — None.

Absent with leave — None.

The Senate stood for the prayer which was offered by Senator George Petak of the 21st Senate District.

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

#### INTRODUCTION OF BILLS

Read first time and referred:

##### **Senate Bill 367**

Relating to creating an income tax deduction for self-employed persons and employes of self-employed persons for health insurance policy premiums.

By Senators Barrett, Berndt, Breske, Burke, Chvala, Decker, Farrow, Lasee, Lekan, Lorman, Petak and Roshell; cosponsored by Representatives Baldus, Barca, Bolle, Boyle, Brandemuehl, Carpenter, Darling, Gard, Goetsch, Grobschmidt, Gronemus, Hahn, Hamilton, Harsdorf, Hisrich, Holperin, Hough, Huber, Hubler, Johnsrud, Kaufert, Lautenschlager, Lorge, Loucks, Moore, Musser, Notestein, Potter, Rohan, Schneiders, Schwartz, Stower, Vergeront and Radtke.

To Joint Survey committee on Tax Exemptions.

##### **Senate Bill 368**

Relating to the method of financing construction of an Olympic ice training center and the method of financing maintenance of the Olympic ice rink.

By Senators Czarnecki, Burke, Barrett, Plewa, George and Farrow; cosponsored by Representatives Bock, Bell and Rosenzweig.

To committee on Urban Affairs, Environmental Resources and Elections.

##### **Senate Bill 369**

Relating to expanding the methods of collection of a forfeiture and assessments for a county ordinance violation.

By Senators Stitt, Farrow, Breske, Huelsman and Lorman; cosponsored by Representatives Lehman, Porter, Vergeront, Duff, Lorge, Musser, Stower, Nass, Brandemuehl, Bolle, Lautenschlager and Freese.

To committee on Judiciary and Consumer Affairs.

##### **Senate Bill 370**

Relating to alcohol abuse treatment programs for underage drinkers.

By Senators Buettner, Rude, Lorman, Huelsman and Andrea; cosponsored by Representatives Rohan, Vergeront, Holperin, Rosenzweig, Lehman, Silbaugh, Van Gorden, Turner, Ladwig, Schneiders, Ott, Musser, Goetsch, Lautenschlager, Ainsworth, Zien, Kaufert, Moore, Bolle, Darling and Barca.

To committee on Judiciary and Consumer Affairs.

##### **Senate Bill 371**

Relating to reporting delinquent child support payments to a consumer reporting agency and requiring a payer of child support to file an annual statement of gross income with the clerk of court.

By Senators Buettner, Breske, Petak, Lorman, Berndt, Farrow, Lasee and Andrea; cosponsored by Representatives Holperin, Loucks, Moore, Schneiders, Krug, Ladwig, Lehman, Turner, Klusman, Vergeront, Krusick, Turba, Hamilton, Welch, Lautenschlager, Radtke, Harsdorf, Hahn, Darling, Robson and Musser.

To committee on Judiciary and Consumer Affairs.

#### COMMITTEE REPORTS

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

##### **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.

Concurrence:

Ayes, 8 -- Senators Van Sistine, Breske, Roshell, Plewa, Potter, Decker, Rude and Schultz;

Noes, 0 -- None.

##### **Senate Bill 340**

Relating to providing notice whenever an insurer doing a surety business is placed in liquidation.

Passage:

Ayes, 8 -- Senators Van Sistine, Breske, Roshell, Plewa, Potter, Decker, Rude and Schultz;  
Noes, 0 -- None.

Jerome Van Sistine  
Chair

The committee on Education, Economic Development, Financial Institutions and Fiscal Policies reports and recommends:

MEEUWSEN, MICHAEL, of Green Bay, as a member of the Savings and Loan Review Board, to serve for the interim term ending May 1, 1993.

Confirmation:

Ayes, 6 -- Senators Ulichny, Czarnecki, Jauch, Barrett, Huelsman and Petak;  
Noes, 0 -- None.

WILKINSON, LINDA, of Madison, as a member of the Credit Union Review Board, to serve for the term ending May 1, 1996.

Confirmation:

Ayes, 6 -- Senators Ulichny, Czarnecki, Jauch, Barrett, Huelsman and Petak;  
Noes, 0 -- None.

Barbara Ulichny  
Chair

The committee on Transportation and Utilities reports and recommends:

**Assembly Bill 281**

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

Concurrence:

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

**Assembly Bill 344**

Relating to the use of a flashing amber light on motorcycle escorts of funeral processions and providing a penalty.

Concurrence:

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

Thomas Barrett  
Chair

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

DECENZO-VERBETEN, TERESA, of Rhinelander, as a member of the Optometry Examining Board, to serve for the term ending July 1, 1995.

Confirmation:

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

Noes, 0 -- None.

**Senate Joint Resolution 55**

Relating to National Disability Pride Month.

Adoption:

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

Noes, 0 -- None.

**Senate Joint Resolution 59**

Relating to Bone Marrow Donor Week.

Adoption:

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

Noes, 0 -- None.

**Senate Bill 130**

Relating to the coverage of the clean indoor air law.

Introduction and adoption of Senate amendment 1 to Senate substitute amendment 1:

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

Noes, 0 -- None.

Adoption of Senate substitute amendment 1:

Ayes, 8 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt and Schultz;

Noes, 1 -- Senator Lorman.

Passage as amended:

Ayes, 8 -- Senators Moen, Decker, Feingold, Jauch, Barrett, Breske, Berndt and Schultz;

Noes, 1 -- Senator Lorman.

**Senate Bill 359**

Relating to indemnification for the destruction of swine that are infected with pseudorabies.

Passage:

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

Noes, 0 -- None.

**Assembly Joint Resolution 20**

Requesting the legislative council to study the correctional system in regard to minority hiring and the feasibility of a family visitation program.

Concurrence:

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

Noes, 0 -- None.

**Assembly Joint Resolution 73**

Relating to requesting congressional action on low milk prices.

Concurrence:

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

Noes, 0 -- None.

**Assembly Joint Resolution 76**

Relating to support for creation of a common marketing agency for manufactured dairy products.

Concurrence:

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

Noes, 0 -- None.

**Assembly Bill 290**

Relating to policies governing the administration of drugs to pupils.

Concurrence:

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

Noes, 0 -- None.

Rodney C. Moen  
Chair

The joint committee on Finance reports and recommends:

**Senate Bill 281**

Relating to the preparation and adoption of a model livestock exclusion ordinance, the management of priority watersheds, issuance of orders related to nonpoint source pollution, establishing performance standards for drainage districts and the organization and management of drainage districts, construction site erosion control, creating a vehicle title and title transfer fee and highway salt tax to finance nonpoint source pollution abatement, granting bonding authority, granting rule-making authority, providing an exemption from rule-making procedures, providing penalties and making appropriations.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 12 -- Senators George, Roshell, Chvala, Andrea, Czarnecki and Jauch, Representatives Linton, Wineke, M. Coggs, Holperin, Hubler and Antaramian;

Noes, 4 -- Senators Leean and Weeden, Representatives Panzer and Brancel.

Passage as amended:

Ayes, 11 -- Senators George, Chvala, Andrea, Czarnecki and Jauch, Representatives Linton, Wineke, M. Coggs, Holperin, Hubler and Antaramian;

Noes, 5 -- Senators Roshell, Leean and Weeden, Representatives Panzer and Brancel.

Gary R. George  
Co-chair

Barbara J. Linton  
Co-chair

PETITIONS AND COMMUNICATIONS

**Senate Petition 10**

A petition by 264 members of the faculty and academic staff of the University of Wisconsin-Stevens Point requesting that the Governor and the Legislature take immediate action to adjust UW faculty and academic staff compensation.

By Senator Helbach.

Read and referred to the committee on Higher Education.

EXECUTIVE COMMUNICATIONS

CALENDAR OF NOVEMBER 5, 1991

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

DECENZO-VERBETEN, TERESA, of Rhinelander, as a member of the Optometry Examining Board, to serve for the term ending July 1, 1995.

Read.

KAPUSTA, JOE, of Antigo, as a member of the Snowmobile Recreational Council, to serve for the term ending July 1, 1994.

Read.

MEEUWSEN, MICHAEL, of Green Bay, as a member of the Savings and Loan Review Board, to serve for the interim term ending May 1, 1993.

Read.

SAARI, JAMES, of Hurley, as a member of the Snowmobile Recreational Council, to serve for the term ending July 1, 1994.

Read.

WILKINSON, LINDA, of Madison, as a member of the Credit Union Review Board, to serve for the term ending May 1, 1996.

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, Czarnecki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

Confirmed.

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SENATE CLEARINGHOUSE ORDERS

**Senate Clearinghouse Rule 91-110**

Relating to the cost of retaining counsel and partial indigency.

Submitted by State Public Defender.

Report received from agency, November 1, 1991.

Referred to committee on Judiciary and Consumer Affairs, November 5, 1991.

**Senate Clearinghouse Rule 91-132**

Relating to persons authorized to perform the inspection of a vehicle identification number prior to the registration of a motor vehicle last titled or registered in another jurisdiction.

Submitted by Department of Transportation.

Report received from agency, November 1, 1991.

Referred to committee on Transportation and Utilities, November 5, 1991.

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MESSAGE FROM THE ASSEMBLY

Senator Roshell, with unanimous consent, asked that the Senate recess until 11:16 A.M..

10:23 A.M.

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RECESS

11:16 A.M.

The Senate reconvened.

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CALENDAR OF NOVEMBER 5, 1991

**Senate Bill 161**

Relating to John Doe proceedings.

Read.

The question was: Concurrence in Assembly substitute amendment 2?

Concurred in.

**Assembly Bill 91**

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

Read.

**Item E-94. General Transportation Aid**

The question was: Shall the vetoed portion of the bill pass notwithstanding the objections of the Governor?

Senator Helbach, with unanimous consent, asked that **Assembly Bill 91** be referred to committee on Senate Rules.

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SECOND READING AND AMENDMENTS  
OF SENATE JOINT RESOLUTIONS AND  
SENATE BILLS

**Senate Joint Resolution 55**

Relating to National Disability Pride Month.

Read.

Adopted.

**Senate Joint Resolution 59**

Relating to Bone Marrow Donor Week.

Read.

Adopted.

**Senate Bill 90**

Relating to maintenance of voting statistics in cities having a population of at least 87,000 but not more than 150,000.

Read a second time.

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

Senate amendment 2 to **Senate Bill 90** offered by Senator Van Sistine.

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 90**

Read a third time and passed.

**Senate Bill 156**

An act relating to supplementing funding for a 24-hour telephone service operated at a domestic abuse shelter and making an appropriation.

Read a second time.

The question was: Adoption of Senate substitute 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 156**

Read a third time.

Senator Barrett, with unanimous consent, in accordance with Senate Rule 73, asked that he be excused from voting to avoid a possible conflict of interest.

Senator Farrow, with unanimous consent, in accordance with Senate Rule 73, asked that she be excused from voting to avoid a possible conflict of interest.

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The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 2; as follows:

Ayes — Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Cowles, Czarneski, Decker, Ellis, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny and Van Sistine — 29.

Noes — Senators Berndt and Weeden — 2.

Absent or not voting — Senators Barrett and Farrow — 2.

Passed.

**Senate Bill 221**

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

Read a second time.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 221** offered by Senator Ulichny.

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

Senator George, with unanimous consent, asked that **Senate Bill 221** be referred to the joint committee on Finance.

Senator George, with unanimous consent, asked that **Senate Bill 221** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

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

Adopted.

Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 221** offered by Senators Huelsman and Petak.

The question was: Adoption of Senate amendment 2 to Senate substitute amendment 1?

Adopted.

The question was: Adoption of Senate substitute amendment 1?

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.

**Senate Bill 221**

Read a third time.

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, Czarneski, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

Passed.

**Senate Bill 255**

Relating to veterans preference in state and local employment and affirmative action in state employment.

Read a second time.

Senate amendment 1 to Senate amendment 1 to **Senate Bill 255** offered by Senator Jauch.

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

Adopted.

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 255**

Read a third time.

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, Czarneski, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

Passed.

**Senate Bill 261**

Relating to expanding the authority of the Milwaukee metropolitan sewerage district to improve the surface water within the district's boundaries.

Read a second time.

Senator Helbach, with unanimous consent, asked that **Senate Bill 261** be referred to committee on Senate Rules.

**Senate Bill 262**

Relating to employment relations for members of the university of Wisconsin system academic staff.

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.

**Senate Bill 262**

Read a third time.

The ayes and noes were required and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Breske, Burke, Chvala, Czarnecki, Decker, Feingold, George, Helbach, Jauch, Moen, Petak, Plewa, Potter, Risser, Roshell, Ulichny and Van Sistine — 20.

Noes — Senators Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Llean, Lorman, Rude, Schultz, Stitt and Weeden — 13.

Absent or not voting — None.

Passed.

**Senate Bill 268**

Relating to a state minimum wage and granting rule-making authority.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 268** be referred to the joint committee on Finance.

Senator George, with unanimous consent, asked that **Senate Bill 268** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

Senator Van Sistine, with unanimous consent, asked that **Senate Bill 268** be placed after **Senate Bill 340**.

**Senate Bill 290**

Relating to placing a corporation on probation and providing a penalty.

Read a second time.

Senator Helbach, with unanimous consent, asked that **Senate Bill 290** be referred to committee on Senate Rules.

**Senate Bill 309**

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

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 309** be referred to joint committee on Finance.

**Senate Bill 339**

Relating to notice of the right to file a complaint with the office of the commissioner of insurance and granting rule-making authority.

Read a second time.

Senator Rude, with unanimous consent, asked that he be listed as a co-author of **Senate Bill 339**

Ordered to a third reading.

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

**Senate Bill 339**

Read a third time and passed.

**Senate Bill 340**

Relating to providing notice whenever an insurer doing a surety business is placed in liquidation.

Read a second time.

Senator Rude, with unanimous consent, asked that he be listed as a co-author of **Senate Bill 340**

Ordered to a third reading.

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

**Senate Bill 340**

Read a third time and passed.

**Senate Bill 268**

Relating to a state minimum wage and granting rule-making authority.

Read a second time.

Senate amendment 1 to **Senate Bill 268** offered by Senator Van Sistine.

The question was: Adoption of Senate amendment 1?

Senator Helbach, with unanimous consent, asked that **Senate Bill 268** be placed at the foot of the calendar.

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SECOND READING AND AMENDMENTS  
OF ASSEMBLY JOINT RESOLUTIONS AND  
ASSEMBLY BILLS

**Assembly Joint Resolution 70**

Relating to designating the Fox River-Lake Winnebago national heritage corridor.

Read.

The question was: Adoption of Senate substitute amendment 1?

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

The question was: Adoption of Senate amendment 1?

Adopted.

Senate amendment 2 to **Assembly Joint Resolution 70** offered by Senators Rude, Van Sistine and Buettner.

The question was: Adoption of Senate amendment 2?

Adopted.

The ayes and noes were demanded 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, Czarnecki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Llean, Lorman, Moen, Petak,

Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

Concurred in as amended.

**Assembly Joint Resolution 73**

Relating to requesting congressional action on low milk prices.

Read.

Concurred in.

**Assembly Joint Resolution 77**

Relating to proclaiming 'Women Veterans Week'.

Read.

Concurred in.

**Assembly Bill 387**

Relating to granting veterans a leave of absence on Memorial day.

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 387**

Read a third time and concurred in.

**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.

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 571**

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnecki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden -- 33.

Noes — None.

Absent or not voting -- None.

Concurred in.

**Senate Bill 268**

Relating to a state minimum wage and granting rule-making authority.

Read a second time.

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

Senate amendment 2 to **Senate Bill 268** offered by Senator Van Sistine and Ellis.

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 268**

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 2; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnecki, Decker, Ellis, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Ulichny, Van Sistine and Weeden — 31.

Noes — Senators Farrow and Stitt — 2.

Absent or not voting — None.

Passed.

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ANNOUNCEMENTS

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

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

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INTRODUCTION OF BILLS

Read first time and referred:

**Senate Bill 372**

Relating to creating an additional court of appeals judgeship in district I in 1992 and increasing the number of circuit court branches in Dane, Walworth and Monroe counties in 1992 and the annual earnings period for judges under the Wisconsin retirement system.

By Senators Risser, George, Moen, Burke, Barrett, Jauch, Czarnecki, Plewa, Chvala, Adelman, Feingold, Ulichny, Helbach and Weeden; cosponsored by Representative Clarenbach.

To joint committee on Finance.

Pursuant to Senate Rule 36(2) and section 13.50 of the Wisconsin Statutes, the Co-Chairs of the Joint Survey Committee on Retirement Systems shall prepare and submit a report in writing setting forth an opinion on the desirability of Senate Bill 372 as a matter of public policy.

Senator Helbach, with unanimous consent, asked that when the Senate adjourns it do so in honor of Dr.

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Rupert Theobald who has served the legislature for 34 years.

Senator Helbach, with unanimous consent, asked that when the Senate adjourn it do so in honor of Dr. Rupert Theobald and his wife Betty on their 40th wedding anniversary.

Senator Helbach, with unanimous consent, asked that when the Senate adjourn it do so in honor of the birthday of Moni Fox.

Senator Helbach, with unanimous consent, asked that the Senate recess until 3:05 P.M..

12:15 P.M.

RECESS

3:05 P.M.

The Senate reconvened.

COMMITTEE REPORTS

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

TIEFENTHALER, JAMES E., of Brookfield, as a member of the Natural Resources Board, to serve for the term ending May 1, 1997.

Rejection:

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

Noes, 2 -- Senators Stitt and Cowles.

WILLETT, STEPHEN D., of Phillips, as a member of the Natural Resources Board, to serve for the term ending May 1, 1997.

Rejection:

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

Noes, 2 -- Senators Stitt and Cowles.

**Senate Joint Resolution 29**

Relating to 4-year terms of office for certain county officers (first consideration).

Adoption:

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

Noes, 2 -- Senators Adelman and Stitt.

**Senate Bill 368**

Relating to the method of financing construction of an Olympic ice training center and the method of financing maintenance of the Olympic ice rink.

Passage:

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

Noes, 0 -- None.

**Assembly Bill 211**

Relating to referendum ballot form.

Concurrence:

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

Noes, 0 -- None.

Brian Burke  
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 121**

**Assembly Bill 464**

**Assembly Bill 535**

**Assembly Bill 547**

**Assembly Bill 559**

Concurred in:

**Assembly Bill 299**, Senate Substitute Amendment 1

**Assembly Bill 578**, Senate Amendments 1, 2 & 3

**Senate Joint Resolution 61**

**Senate Bill 287**

Amended and concurred in as amended:

**Senate Bill 143**, Assembly amendment 8

MESSAGE FROM THE ASSEMBLY CONSIDERED

**Assembly Bill 121**

Relating to the maximum permitted obligations and the maximum loans for the property tax deferral program.

By Representatives Potter, Hough, Carpenter, Fortis, Ainsworth, Black, Antaramian, Huber, Robson, Rohan, Lorge, Musser, Stower, Schneiders, Barca, Hinkfuss, Radtke, Plache, Van Dreel, Hubler, Reynolds, Hisrich, Vergeront, Urban, Klusman, Schwartz and Darling, cosponsored by Senators Plewa, Burke, Buettner, Huelsman, Farrow and Risser.

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

**Assembly Bill 464**

Relating to setting personal representatives' fees.

By Representatives Lautenschlager, Plache and Deininger, cosponsored by Senators Potter and Buettner.

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

**Assembly Bill 535**

Relating to emergency response to hazardous substance releases, hazardous substances emergency planning and training, granting rule-making authority and making appropriations.



JOURNAL OF THE SENATE [November 5, 1991]

By Representatives Schneider, Medinger, Hough, Johnsrud, Holperin, Baldus, Gard, Van Dreel, Grobschmidt, Roberts, Hisrich, Bell, Wineke, Schultz, Darling, Brancel, Hauke, Antaramian, Rohan, Hasenohrl, Boyle, Hamilton, Seery, Fortis, Harsdorf, Hubler, Young, Stower, Gruszynski, Zweck, Turner, Swoboda, Linton, Travis, Schneiders, Plache, Prosser, Musser and Baumgart, cosponsored by Senators Helbach, Farrow, Andrea, Risser, Breske, Roshell, Potter, Plewa, Feingold, Czarnezki, Buettner and Van Sistine.

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

**Assembly Bill 547**

Relating to special distinguishing registration plates for veterans of the attack on Pearl Harbor.

By Representatives Linton, Boyle, Porter, Ladwig, Radtke, Zweck, Lorge, Vergeront, Baldus, Grobschmidt, Hinkfuss, Carpenter, Hough, Hamilton, Ott, Hisrich, Panzer and Zien, cosponsored by Senators Van Sistine, Roshell, Chvala, Moen, Decker and Breske.

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

**Assembly Bill 559**

Relating to changing certain living will and power of attorney for health care requirements.

By Representatives Huber, Holperin, Rosenzweig, Medinger, Kunicki, Deininger, Roberts, Darling, Fortis,

Carpenter, Notestein, Krusick, Boyle, Bell, Lautenschlager, Hisrich, Potter, Bock, Moore, Krug and Robson, cosponsored by Senators Barrett, Decker, Breske, Burke, Chvala, Czarnezki, Huelsman, Lorman, Risser and Ulichny.

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

Senator Helbach, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Wednesday, November 6.

3:07 P.M.

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**CHIEF CLERK'S REPORT**

The chief clerk records:

**Senate Joint Resolution 50.**

Correctly enrolled and deposited in the Office of the Secretary of State on November 4, 1991.

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**AMENDMENTS OFFERED**

Senate amendments 1 and 2 to Senate substitute amendment 1 to Senate Bill 261 offered by Senator Farrow.

Senate substitute amendment 1 to Senate Bill 188 offered by Senator Andrea.