

STATE OF WISCONSIN

Senate Journal

Ninetieth Regular Session

10:00 A.M.

Thursday, November 7, 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, Lasec, 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 a moment of silent meditation.

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

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 63

Relating to creation of a joint redistricting commission.

By Senators Stitt, Ellis, Farrow, Berndt, Buettner, Cowles, Huelsman, Lasec, Lekan, Lorman, Petak, Rude, Schultz and Weeden.

To committee on Urban Affairs, Environmental Resources and Elections.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 377

Relating to the regulation of dietitians and nutritionists, creating an examining board of dietitians, the applicability to dietitians of laws relating to the confidentiality of and access to patient health care records and reporting a patient's use of controlled substances to other health care professionals, granting rule-making authority and providing a penalty.

By Senators Chvala, Burke, Moen and Breske; cosponsored by Representatives Fortis, Robson, Baldus, Rohan, Hisrich, Urban, Carpenter, Bock, Boyle and Musser.

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

Senate Bill 378

Relating to prohibiting local zoning regulations that interfere with the repair, expansion or construction of migrant labor camps.

By Senator Burke; cosponsored by Representative Bock, by request of Council on Migrant Labor.

To committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

Senate Bill 379

Relating to the date by which school districts must certify their levies.

By Senators Potter, Roshell, Lorman and Huelsman; cosponsored by Representative Bell, Swoboda, Grobschmidt, Turba and Loucks.

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

COMMITTEE REPORTS

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

Senate Bill 301

Relating to the qualified landowner preference category for special deer hunting permits.

Passage:

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

Noes, 0 -- None.

Brian Burke
Chair

The committee on Transportation and Utilities reports and recommends:

Assembly Bill 381

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

Concurrence:

Ayes, 7 -- Senators Barrett, Roshell, Moen, Andrea, Ulichny, Breske and Farrow;

Noes, 1 -- Senator Lasec.

Assembly Bill 547

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

Concurrence:

Ayes, 7 -- Senators Barrett, Roshell, Moen, Andrea, Ulichny, Breske and Lasec;

Noes, 1 -- Senator Farrow.

Thomas Barrett
Chair

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

October 28, 1991

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JULIE ANN WRIGLEY of Lake Geneva, as a member of the Wisconsin Racing Board pursuant to the statute governing, to serve for the term ending May 1, 1996.

Respectfully,
Tommy Thompson
Governor

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

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 90-233

Relating to the uniform dwelling code.

Submitted by Department of Industry, Labor and Human Relations.

Report received from agency, November 6, 1991.

Referred to committee on Tourism, Commerce, Labor, Veterans' and Military Affairs, November 7, 1991.

Senate Clearinghouse Rule 91-102

Relating to student financial aid programs.

Submitted by Higher Educational Aids Board.

Report received from agency, November 6, 1991.

Referred to committee on Higher Education, November 7, 1991.

Senate Clearinghouse Rule 91-139

Relating to fees for special department telephone registration services.

Submitted by Department of Transportation.

Report received from agency, November 6, 1991.

Referred to committee on Transportation and Utilities, November 7, 1991.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 381** be placed at the foot of the calendar.

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 74

Assembly Bill 159

Assembly Bill 310

Assembly Bill 313

Assembly Bill 403

Assembly Bill 541

Assembly Bill 573

Assembly Bill 579

Assembly Bill 647

Assembly Bill 674

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 74

Relating to the discharge of phosphorous into the waters of this state and granting rule-making authority.

By Representatives Baldus, Hamilton, Duff, Lehman, Holperin, Roberts, Musser, Seery, Black, Medinger, Young, Robson, Notestein, Van Dreef, Rosenzweig, Silbaugh, Harsdorf, Bock, Stower, Hisrich and Boyle, cosponsored by Senators Berndt, Roshell, Moen, Breske, Chvala, Risser, Farrow, Kreul and Jauch.

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

Assembly Bill 159

Relating to pay and benefits to deputy sheriffs who are suspended or dismissed, changes in the law enforcement officers' bill of rights and the applicability of collective bargaining dispute and disciplinary procedures affecting certain local governmental employes.

By Representatives Lautenschlager, Clarenbach, Van Dreef, Vanderperren, Krusick, Travis, Kaufert, Musser, Grobschmidt, Stower, M. Coggs, Boyle, Bock, Gruszynski, Barca, Hauke, Porter, Hasenohrl, Black, Potter, Goetsch, Zweck, Fortis, Medinger, Antaramian, Wineke, Roberts, Seery and Robson, cosponsored by Senators Feingold, Chvala, Breske, Decker, Potter, Burke, Roshell, Helbach, Czarnecki, Andrea and Van Sistine.

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

Assembly Bill 310

Relating to requiring notice of increased assessment of buildings on managed forest land.

By Representative Vanderperren, cosponsored by Senator Van Sistine, by request of Richard D. Amel of Green Bay.

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

Assembly Bill 313

Relating to establishing priorities for funding environmental education grants.

By Representatives Gruszynski, Black, Holperin, Schwartz, Reynolds, Hough, Vander Loop, Fortis, Barca, Young, Notestein, Hisrich and Seery, cosponsored by Senators Helbach, Cowles, Moen, Breske, Petak, Van Sistine and Burke.

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

Assembly Bill 403

Relating to historical society programs to assist schools and teachers and making an appropriation.

By Representatives Grobschmidt, Rohan, Radtke, Van Dreel, Hough, Swoboda, Clarenbach, Stower, Medinger, Holperin, Gruszynski, Wineke, Musser, Turner, Carpenter, Hahn, Van Gorden, Huber, Silbaugh, Lorge, Black, Fortis, Reynolds, Lautenschlager, Urban, Freese, Baldus, Bock, Ourada, Ladwig, Hinkfuss, Rosenzweig, Schwartz, Rutkowski, Potter, Travis, Vanderperren and Roberts, cosponsored by Senators Potter, Rude, Risser, Plewa, Breske, Burke, Roshell, Van Sistine, Feingold, Andrea, Ulichny, Helbach, Berndt and Kreul.

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

Assembly Bill 541

Relating to life and health insurance coverage of recovering alcoholics or drug dependents.

By Representatives Carpenter, Roberts, Robson, Rohan, Musser, Hisrich, M. Coggs, Lautenschlager, Gronemus, Boyle and Bock, cosponsored by Senator Breske.

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

Assembly Bill 573

Relating to creating a small business improvement council.

By Representatives Van Dreel, Notestein, Hisrich, Gruszynski, Gronemus, Schneiders, Hasenohrl, Fortis, Hamilton, Barca, Robson, Radtke, Silbaugh, Darling, Kaufert and Lorge, cosponsored by Senators Potter and Van Sistine.

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

Assembly Bill 579

Relating to increasing the total amount of business improvement loans that the Wisconsin housing and economic development authority may guarantee.

By Representative Holperin, cosponsored by Senator Jauch.

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

Assembly Bill 647

Relating to renaming the Galena river to be the Fever river.

By Representative Black, cosponsored by Senator Chvala.

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

Assembly Bill 674

Relating to correcting a reference to the board of veterans affairs (suggested as remedial legislation by the department of veterans affairs).

By Law Revision Committee.

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

CALENDAR OF NOVEMBER 7, 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.

Item E-94 General Transportation Aids

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

The ayes and noes were required and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Breske, Burke, Chvala, Czarnezki, Decker, Feingold, George, Helbach, Jauch, Leean, Moen, Plewa, Potter, Risser, Roshell, Schultz, Ulichny and Van Sistine — 21.

Noes — Senators Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasec, Lorman, Petak, Rude, Stitt and Weeden — 12.

Absent or not voting — None.

Less than two-thirds having voted in the affirmative, the Senate refused to pass the vetoed part of the bill notwithstanding the objections of the Governor.

SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS

Senator Helbach, with unanimous consent, asked that the Senate recess until 10:49 A.M.

10:32 A.M.

RECESS

10:49 A.M.

The Senate reconvened.

Senate Bill 226

Relating to drug paraphernalia.

Read a second time.

The question was: Adoption of Senate substitute amendment 1?

QUORUM CALL

Senator Lasee called the attention of the Chair to the possible lack of a quorum.

The roll was called and the following Senators answered to their names:

Present — 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 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 226

Read a third time and passed.

Senate Bill 248

Relating to certification requirements for physician's assistants and granting rule-making authority.

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 rules be suspended and that the bill be considered for final action at this time.

Senator George, with unanimous consent, asked that **Senate Bill 248** be referred to the joint committee on Finance.

Senator George, with unanimous consent, asked that **Senate Bill 248** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

Ordered to a third reading.

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

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 380

Relating to increasing the aid rate per mile for local transportation aids.

By Senators Breske, Roshell, Decker and Helbach; cosponsored by Representatives Schwartz and Hasenohrl.

To committee on Transportation and Utilities.

Senate Bill 381

An act relating to a grant to a town from the investment and local impact fund and making an appropriation.

By Senators Breske, Roshell, Van Sistine, Cowles and Decker; cosponsored by Representatives Holperin, Schwartz, Reynolds, Brancel, Vrakas, Ourada, Ladwig, Ott and Zien.

To committee on Aging, Banking, Communications and Taxation.

Senate Bill 382

Relating to funding for domestic abuse counseling.

By Senators Breske and Ulichny; cosponsored by Representatives Holperin, Schwartz and Ourada.

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

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Senate Bill 248** be considered for final action at this time.

Senate Bill 248

Read a third time.

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

Ayes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnecki, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 32.

Noes — Senator Decker — 1.

Absent or not voting — None.

Passed.

Senate Bill 289

Relating to prohibiting discrimination in public schools on the basis of religion.

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 289

Read a third time and passed.

Senate Bill 301

Relating to the qualified landowner preference category for special deer hunting permits.

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 301

Read a third time and passed.

Senate Bill 334

Relating to the garnishment of earnings.

Read a second time.

Senator George, with unanimous consent, asked that Senate Bill 334 be referred to the joint committee on Finance.

Senate Bill 357

Relating to exclusion of agent in the definition of an investment adviser, government-issued revenue obligations eligibility for securities registration exemption, the definition of security holder for purposes of a registration exemption, eligibility conditions for the seasoned issuer securities registration exemption and agent representation of broker-dealers and issuers (suggested as remedial legislation by the office of the commissioner of securities).

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 357

Read a third time and passed.

SECOND READING AND AMENDMENTS
OF ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS

Assembly Joint Resolution 81

Relating to proclaiming a Bill of rights Week.

Read.

Concurred.

Assembly Bill 14

Relating to payees of property tax escrow account disbursements.

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 14

Read a third time and concurred in.

Assembly Bill 22

Relating to expanding the areas where the intoxicated snowmobiling law applies.

Read a second time.

Senate substitute amendment 1 to Assembly Bill 22 offered by Senator Adelman.

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.

Assembly Bill 22

Read a third time and concurred in as amended.

Assembly Bill 128

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

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 128

Read a third time and concurred.

Assembly Bill 211

Relating to referendum ballot form.

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 211

Read a third time and concurred.

Assembly Bill 338

Relating to the date on which a residential mortgage loan borrower must notify an escrow agent regarding property taxes.

Read a second time.

Senate amendment 1 to Assembly Bill 338 offered by Senators Petak and Burke.

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.

Assembly Bill 338

Read a third time and concurred in as amended.

Assembly Bill 496

Relating to the use of radios and other sound-producing devices by motor vehicle operators.

Read a second time.

The question was: Adoption of Senate amendment 1?

Adopted.

Ordered to a third reading.

The Chair, with unanimous consent, asked that **Assembly Bill 496** be referred to a second reading.

Read a second time.

The question was: Adoption of Senate amendment 2?
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 496

Read a third time and concurred in as amended.

Assembly Bill 535

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

Read a second time.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 535** be placed at the foot of the calendar.

Assembly Bill 547

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

Read a second time.

Senator George, with unanimous consent, asked that **Assembly Bill 547** be referred to the joint committee on Finance.

Senator George, with unanimous consent, asked that **Assembly Bill 547** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

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 547

Read a third time.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 547** be placed at the foot of the calendar.

Assembly Bill 559

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

Read a second time.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 559** be placed at the foot of the calendar.

Assembly Bill 666

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

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 666

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, Czarnezki, Decker, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 31.

Noes — Senators Ellis and Lasee — 2.

Absent or not voting — None.

Concurred in.

Assembly Bill 381

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

Read a second time.

Senator Helbach, with unanimous consent, asked that the Senate recess until 11:59 A.M..

11:21 A.M.

RECESS

11:59 A.M.

The Senate reconvened.

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

Senator Helbach, with unanimous consent, asked that the Senate recess until 1:33 P.M.

12:00 P.M.

RECESS

1:33 P.M.

The Senate reconvened.

QUORUM CALL

Senator Helbach called the attention of the Chair to the possible lack of a quorum.

The roll was called and the following Senators answered to their names:

Present — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnezki, 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.

Assembly Bill 381

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

Read a second time.

Senate amendment 1 to **Assembly Bill 381** offered by Senator Weeden.

The question was: Adoption of Senate amendment 1?

Senator Helbach, with unanimous consent, asked that **Assembly Bill 381** be placed at the foot of the calendar.

Assembly Bill 535

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

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 535

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, Czarnezki, 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.

Assembly Bill 547

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

Read a third time.

Senator Helbach, 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 passed and asks concurrence in:

Assembly Bill 41
Assembly Bill 636
Assembly Bill 650
Assembly Bill 678
Assembly Bill 679

Amended and concurred in as amended:

Senate Bill 86, Assembly amendments 1 and 2
Senate Bill 148, Assembly amendment 1 to Assembly amendment 1 and Assembly amendment 1
Senate Bill 158, Assembly amendments 1 and 2

Concurred in:

Assembly Joint Resolution 70, Senate amendments 1 and 2
Assembly Bill 599, Senate amendments 1, 2 and 3

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 41

Relating to access to public records by prisoners.

By Representatives Goetsch, Krusick, Klusman, Lehman, Hamilton, Radtke, Lautenschlager, Huber, Brancel, Wimmer, Panzer, Hasenohrl, Vergeront, Prosser, Stower, Deininger, Porter, Schneiders, Bolle, Reynolds, Ott, Ladwig, Van Dreel, Musser, Lorge, Silbaugh, Schultz, Foti, Duff, Welch, Gard, Brandemuehl, Van Gorden, Urban, Johnsrud, Zien, Underheim, Nass, Ourada, Kaufert, Coleman, Freese, Harsdorf, Vrakas, Turba, Hahn and Loucks, cosponsored by Senators Lekan, Roshell, Lorman, Andrea, Stitt, Buettner, Kreul, Plewa, Huelsman, Lasee, Farrow, Ellis, Weeden, Petak, Berndt, Rude and Cowles.

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

Assembly Bill 636

Relating to the sale of a food product produced to resemble butter that has fewer calories and less butterfat than butter.

By Representatives Holschbach, Turba, Schwartz, Klusman, Grobschmidt, Roberts, Ott, Harsdorf, Hahn, Rohan, Brancel, Ladwig, Lautenschlager, Panzer, Van Gorden, Porter, Hisrich, Lehman, Boyle, Gard, Van Dreel, Robson, Ainsworth, Freese, Huber, Bolle and Radtke, cosponsored by Senators Potter, Decker, Breske, Roshell, Chvala, Lorman and Buettner.

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

Assembly Bill 650

Relating to changes in assessments to certain providers of medical assistance services or items and making an appropriation.

By Representatives Carpenter and Rosenzweig.

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

Assembly Bill 678

Relating to licenses and fees for the sale or distribution of pesticides, fertilizers, commercial feed and soil and plant additives.

By Representatives Gruszynski, Holperin, Gronemus, Turba, Brancel, Panzer and Ourada, cosponsored by Senators Helbach, Lcean and Weeden.

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

Assembly Bill 679

Relating to perfecting security interests in boats.

By Representative Holperin.

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

SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS

Senator Helbach, with unanimous consent, asked that **Senate Bill 86** be withdrawn from committee on Senate Rules and taken up.

Senate Bill 86

Relating to the age for obtaining identification cards issued by the department of transportation.

Read.

The question was: Concurrence in Assembly amendment 1?

Senator Helbach, with unanimous consent, asked that the Senate recess until 2:08 P.M..

1:49 P.M.

RECESS

2:08 P.M.

The Senate reconvened.

The question was: Concurrence in Assembly amendment 1?

Concurred in.

The question was: Concurrence in Assembly amendment 2?

Concurred in.

Senator Helbach, with unanimous consent, asked that **Senate Bill 148** be withdrawn from committee on Senate Rules and taken up.

Senate Bill 148

Relating to special distinguishing registration plates for members of the Pearl Harbor Survivors Association.

Read.

The question was: Concurrence in Assembly amendment 1?

Concurred in.

Senator Helbach, with unanimous consent, asked that **Senate Bill 158** be withdrawn from committee on Senate Rules and taken up.

Senate Bill 158

Relating to permitting disabled parking enforcement assistance councils to authorize the placement of educational materials about the parking privileges of physically disabled persons on vehicles.

Read.

The question was: Concurrence in Assembly amendment 1?

Concurred in.

The question was: Concurrence in Assembly amendment 2?

Concurred in.

Assembly Bill 547

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

Read a third time.

Concurred in.

Assembly Bill 559

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

Read a second time.

Senate amendment 1 to **Assembly Bill 559** offered by Senator Weeden Andrea and Stitt.

The question was: Adoption of Senate amendment 1?

Senator Barrett moved rejection of Senate amendment 1.

The question was: Rejection of Senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Barrett, Breske, Buettner, Burke, Chvala, Czarnezki, Decker, Feingold, George, Helbach, Huelsman, Jauch, Llean, Lorman, Moen, Plewa, Potter, Risser, Rude and Ulichny — 21.

Noes — Senators Andrea, Berndt, Cowles, Ellis, Farrow, Lasee, Petak, Roshell, Schultz, Stitt, Van Sistine and Weeden — 12.

Absent or not voting — None.
Rejected.

Ordered to a third reading.

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

Assembly Bill 559

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, Czarnezki, Decker, Ellis, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Llean, Lorman, Moen, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 31.

Noes — Senators Farrow and Petak — 2.

Absent or not voting — None.

Concurred in.

Assembly Bill 381

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

Read a second time.

The question was: Adoption of Senate amendment 1?

Adopted.

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

Noes, 0 -- None.

Rodney C. Moen

Chair

Senator Helbach, with unanimous consent, asked that **Assembly Bill 650** be withdrawn from committee on Senate Rules and taken up.

Assembly Bill 650

Relating to changes in assessments to certain providers of medical assistance services or items and making an appropriation.

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 650

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, Czarnezki, 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.

Senator Berndt, with unanimous consent, asked to be listed as a co-author of **Senate Bill 380**.

Senator Helbach, with unanimous consent, asked to be listed as a co-author of **Senate Bill 342**.

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

Senator Roshell, with unanimous consent, asked that the Senate recess until 3:34 P.M..

2:51 P.M.

COMMITTEE REPORTS

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

Assembly Bill 650

Relating to changes in assessments to certain providers of medical assistance services or items and making an appropriation.

Concurrence:

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

RECESS

3:34 P.M.

The Senate reconvened.

Senator Helbach, 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 concurred in:

Senate Bill 267
Senate Bill 276
Senate Bill 359
Assembly Bill 22, Senate substitute amendment 1
Assembly Bill 338, Senate amendment 1
Senate Bill 255
Senate Bill 368
Senate Bill 372
Senate Joint Resolution 55
Senate Joint Resolution 59
Senate Joint Resolution 60
Senate Bill 156
Senate Bill 221

Passed and asks concurrence in:

Assembly Bill 13
Assembly Bill 551
Assembly Bill 145
Assembly Bill 525
Assembly Bill 288

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 13

Relating to revocation of motor vehicle operating privileges upon conviction of a traffic violation that causes an accident resulting in a fatality.

By Representative Lorge, by request of Joan Paulson.

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

Assembly Bill 551

Relating to the requirements for preschool to grade 5 programs.

By Representatives Notestein, Plache, Lautenschlager, Moore, Rohan, Cullen, Robson and Hisrich, cosponsored by Senator Ulichny.

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

Assembly Bill 145

Relating to arrests in populous counties.

By Representatives Krusick, Grobschmidt, Duff, Fortis, Rosenzweig, Schneiders and Urban, cosponsored by Senators Plewa, Czarnezki and Farrow.

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

Assembly Bill 525

Relating to directing the department of public instruction to create individualized assessment

instruments for pupils in kindergarten to grade 2 and forbidding school districts to administer standardized tests to those pupils.

By Representatives Fortis, Notestein, Plache, Medinger, Rohan, Holschbach, Reynolds, S. Coggs, M. Coggs, Boyle and Carpenter, cosponsored by Senators Czarnezki and Chvala.

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

Assembly Bill 288

Relating to the authority of town sanitary district commissions to require that certain property served by septic systems be connected to the district.

By Representatives Young, Schultz, Seery, Hamilton, Roberts, Zweck and Wimmer, cosponsored by Senators Burke and Lekan.

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

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

COMMITTEE REPORTS

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

Assembly Bill 636

Relating to the sale of a food product produced to resemble butter that has fewer calories and less butterfat than butter.

Concurrence:

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

Noes, 0 -- None.

Rodney C. Moen
Chair

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

Assembly Bill 647

Relating to renaming the Galena river to be the Fever river.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 678

Relating to licenses and fees for the sale or distribution of pesticides, fertilizers, commercial feed and soil and plant additives.

Concurrence:

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

Noes, 0 -- None.

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Assembly Bill 679

Relating to perfecting security interests in boats.

Concurrence:

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

Noes, 0 -- None.

Brian Burke
Chair

Senator Helbach, with unanimous consent, asked that **Assembly Bill 678** be withdrawn from committee on Senate Rules and taken up.

Senator Ellis objected.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 679** be withdrawn from committee on Senate Rules and taken up.

Senator Ellis objected.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 636** be withdrawn from committee on Senate Rules and taken up.

Senator Ellis objected.

Senator Helbach, with unanimous consent, asked that the Senate adjourn pursuant to **Senate Joint Resolution 1**.

3:39 P.M.

AMENDMENTS OFFERED

Senate amendment 2 to **Assembly Bill 381** offered by Senator Chvala.