

STATE OF WISCONSIN

Senate Journal

Ninetieth Regular Session

10:00 A.M.

Thursday, March 5, 1992

The senate met.

The senate was called to order by Fred A. Risser, President of the Senate.

Senator Helbach, with unanimous consent, asked that the Senate recess until 1:15 P.M..

10:01 A.M.

RECESS

1:15 P.M.

The Senate reconvened.

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

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

Absent — None.

Absent with leave — None.

The Senate stood for a moment of silent meditation.

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

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 85

Relating to authorizing the governor to veto items of appropriation bills, replacing the existing partial veto (first consideration).

By Senators Risser and Helbach; cosponsored by Representatives Travis, Bell, Wood and Kunicki.

To committee on Judiciary and Consumer Affairs.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 543

An act relating to specifying that the rates for the motor fuel and special fuel taxes will not be indexed in 1992.

By Senators Barrett, Lorman, Decker, Cowles and Petak; cosponsored by Representatives Hahn, Hubler, Radtke, Loucks, Young, Lorge, Lehman, Freese, Kaufert and Goetsch.

To committee on Aging, Banking, Communications and Taxation.

Senate Bill 544

Relating to members of deer hunting parties using bows and arrows.

By Senators Decker, Burke, Chvala and Rude; cosponsored by Representatives Springer, Huber, Hisrich, Lautenschlager, Johnsrud, Van Gorden and Lorge.

To committee on Urban Affairs, Environmental Resources and Elections.

Senate Bill 545

Relating to the format and method of printing and binding of the Laws of Wisconsin and the Wisconsin administrative code and register.

By Senator Risser; cosponsored by Representative Kunicki.

To committee on Housing, Government Operations and Cultural Affairs.

Senate Bill 546

Relating to a sales tax exemption for sales to veterans organizations.

By Senators Van Sistine, Burke, Roshell and Rude; cosponsored by Representatives Vander Loop, Bolle, Stower, Lautenschlager, Musser and Goetsch.

To Joint Survey committee on Tax Exemptions.

COMMITTEE REPORTS

The committee on Senate Organization reports and recommends:

Senate Joint Resolution 80

Relating to congratulating Charles M. Phillips on his contributions to the well-being of the citizens of Wisconsin.

Adoption:

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

Noes, 0 -- None.

Senate Joint Resolution 82

Relating to proclaiming May 3, 1992, Trzeciego Maja Day.

Adoption:

Ayes, 5 -- Senators Risser, Helbach, Chvala, Ellis
and Rude;
Noes, 0 -- None.

Assembly Joint Resolution 91

Relating to the contributions of Brooks Stevens.

Concurrence:

Ayes, 5 -- Senators Risser, Helbach, Chvala, Ellis
and Rude;
Noes, 0 -- None.

Fred A. Risser
Chair

The committee on Judiciary and Consumer Affairs
reports and recommends:

Senate Bill 213

Relating to access to information and documents
regarding civil actions.

Introduction and adoption of Senate substitute
amendment 1:

Ayes, 4 -- Senators Adelman, Feingold, Chvala and
Buettner;

Noes, 1 -- Senator Stitt.

Passage as amended:

Ayes, 3 -- Senators Adelman, Feingold, Chvala,;
Noes, 2 -- Senators Stitt and Buettner.

Senate Bill 157

Relating to rewards.

Introduction and adoption of Senate substitute
amendment 1:

Ayes, 5 -- Senators Adelman, Feingold, Chvala,
Stitt and Buettner;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Adelman, Feingold, Chvala,
Stitt and Buettner;

Noes, 0 -- None.

Senate Bill 178

Relating to the closure of preliminary examinations
in criminal cases involving sexual assault, sexual
exploitation or incest.

Introduction and adoption of Senate amendment 1:

Ayes, 5 -- Senators Adelman, Feingold, Chvala,
Buettner and Stitt;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Adelman, Feingold, Chvala,
Buettner and Stitt;

Noes, 0 -- None.

Senate Bill 519

Relating to public service special prosecutors.

Passage:

Ayes, 5 -- Senators Adelman, Feingold, Chvala,
Buettner and Stitt;

Noes, 0 -- None.

Assembly Bill 771

Relating to controlled substances offenses involving
tetrahydrocannabinols.

Concurrence:

Ayes, 5 -- Senators Adelman, Feingold, Chvala,
Buettner and Stitt;

Noes, 0 -- None.

Assembly Bill 65

Relating to preventing burglar alarm installation
companies from hiring unparoled felons or allowing
them access to certain records and providing a penalty.

Concurrence:

Ayes, 5 -- Senators Adelman, Feingold, Chvala,
Buettner and Stitt;

Noes, 0 -- None.

Lynn S. Adelman
Chair

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

Senate Bill 547

Relating to redistricting the congressional districts.

Introduction:

Ayes, 3 -- Senators Burke, Chvala and Decker;

Noes, 2 -- Senators Stitt and Cowles.

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

Senate Bill 548

Relating to redistricting the legislative districts.

Introduction:

Ayes, 3 -- Senators Burke, Chvala and Decker;

Noes, 2 -- Senators Stitt and Cowles.

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

Senate Bill 549

Relating to redistricting the congressional and
legislative districts.

Introduction:

Ayes, 3 -- Senators Burke, Chvala and Decker;

Noes, 2 -- Senators Stitt and Cowles.

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

Brian Burke
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin

Department of Industry,

Labor and Human Relations

March 4, 1992

To the Honorable the Legislature:

In accordance with Public Law 97-300 Sec. 104.
(b)(11), Job Training Partnership Act (JTPA), the
Annual Reports of the 17 JTPA Service Delivery Areas
have been submitted. They are hereby transmitted to you
for your review.

If you have any questions concerning this report or
need additional information, please feel free to contact
me or my staff.

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Sincerely,
June Suhling
Division Administrator

State of Wisconsin
Department of Industry,
Labor and Human Relations

March 1, 1992

To the Honorable the Legislature:

As specified in 101.122, we are submitting last year's annual report for the Rental Weatherization Program. This program began on January 1, 1985. This is the eighth report of the program's operation. Additional copies of the report are available by contacting the program staff at:

Rental Weatherization Program
DILHR-Safety and Buildings Division
GEF 1, Room 106
Telephone: 608-266-0671

I encourage you to communicate directly with us on any questions, issues or concerns you or your constituents may have with the program. The program affects residents and owners of residential rental property which have recently changed ownership. Your help in communicating questions and concerns to us will help us administer the program more effectively.

Sincerely,
Carol Skornicka
Secretary

STATE OF WISCONSIN
ETHICS BOARD

March 3, 1992

To the Honorable the Senate:

At the direction of s. 13.685 (7), Wisconsin Statutes, I am furnishing you with the name of the following State Agency and the names, titles and telephone numbers of its legislative liaisons:

Mining Investment & Local Impact Fund Board

Bugher, Mark D. Secretary 608-266-6466

Westpfahl, April Executive Secretary 608-266-1310

Sincerely,
R. Roth Judd
Executive Director

STATE OF WISCONSIN
ETHICS BOARD

March 3, 1992

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.

Dorman-Roth Foods, Inc.

Subjects: General Corporation Law

Earl, Anthony

Weiden, Michael

Madison Gas and Electric Company

Subjects: Areas of legislative interest include: utilities, commerce and business, economic development, environment/conservation, environmental resources/energy, labor, natural resources, fiscal/tax policy, finance/securities.

Mohrbacher, James

Multistate Associates on behalf of Nutri/System, Inc.

Subjects: SB443 regarding Diet Centers

Driessen, Anthony

Christianson, Peter

Quad / Graphics, Inc.

Subjects: Labor legislation including provisions for mandatory rest and meal breaks (e.g. Assembly Bill 536).

Earl, Anthony

Theo, Peter

Wilusz, Edward

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

March 3, 1992

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 Ethics Board as employers of lobbyists have authorized to act on their behalf these additional licensed lobbyists:

Monsanto Company

Remsik, Jeffrey

Dykes, Michael

Rowland, William

Road Builders Association, Wisconsin

Willder, Robert

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.

Blue Cross/Blue Shield United of WI

Case, Stephanie 1/1/92

Wisniewski, Daniel E. 1/1/92

Monsanto Company

Wesley, Gwen J. 12/5/91

Smith Corporation, A. O.

Hedges, Henry L. 12/31/91

Organization's cessation of lobbying activity: Each of the following organizations previously registered with the Ethics Board as the employer of a lobbyist indicates a cessation of all lobbying activity effective on the date shown.

Cream City Liquor 1/30/92

Broydrick, Bill 1/30/92

Fitzgerald, Moira 1/30/92

Richard, JoAnna 1/30/92

Pharmacists Buying Group, Wisconsin Indep. 1/21/92

Driessen, Anthony 1/21/92

Theo, Peter 1/21/92

Psychological Services, Wisconsin Coalition for 1/31/92

Wagner, Burton 12/31/91

Haffenbredl, Mary 12/31/91

Bowen, Sarah 1/31/92

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:

Blue Cross/Blue Shield United of WI

(Address/Phone change)

2 East Mifflin Street

Madison, WI 53703

608-258-3340

Fax: 608-258-3359

Monsanto Company (Name Change from Monsanto Agricultural Company)

(Phone Change)

314-694-3756

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

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

March 2, 1991

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint KATHY ROELLI of Gratiot, as a member of the Lower Wisconsin State

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Riverway Board pursuant to the statute governing, to serve for the term ending May 1, 1995.

Respectfully,
Tommy Thompson
Governor

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

CALENDAR OF MARCH 5, 1992

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

CONNELLY, DR. SHEILA E., of Racine, as a member of the Veterinary Examining Board, to serve for the term ending July 1, 1993.

Read.

GREEN, CYNTHIA J., of Eau Claire, as a member of the Chiropractic Examining Board to serve for the term ending July 1, 1996.

Read.

MAXSON, PAMELA, of Hartland, as a member of the Board of Nursing, to serve for the term ending July 1, 1996.

Read.

MURPHY, NELLE, of Madison, as a member of the Physical Therapist Examining Board, to serve for the interim term ending July 1, 1992.

Read.

MURPHY, NELLE, of Madison, as a member of the Physical Therapist Examining Council, to serve for the term ending July 1, 1996.

Read.

ROBINSON, BOB, of Milwaukee, as a member of the Optometry Examining Board, to serve for the interim term ending July 1, 1996.

Read.

RUSSELL, MELVIN, of Milwaukee, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, to serve for the term ending May 1, 1997.

Read.

SCHMOLLER, GEORGE C., of Marshfield, as a member of the Wisconsin Health and Educational Facilities Authority, to serve for the interim term ending June 30, 1999.

Read.

THOMPSON, CHARLES H., of Wisconsin Dells, as a Secretary of the Department of Transportation, to serve for the term ending at the pleasure of the Governor.

Read.

WEDDLE, MCARTHUR, of Milwaukee, as a member of the Nursing Examining Board, to serve for the term ending July 1, 1995.

Read.

WILLIAMS, JOHN T. of Mequon, as a member of the Psychology Examining Board, to serve for the term ending July 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, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

Confirmed.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 669** be withdrawn from committee on Agriculture, Corrections, Health and Human Services and be referred to committee on Judiciary and Consumer Affairs.

Senator Buettner, with unanimous consent, asked that she be listed as a co-author of **Senate Bill 457**.

Senator Farrow, with unanimous consent, asked that she be listed as a co-author of **Senate Bill 122**.

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 91-180

Relating to milk producer license, permit and reinspection fees; dairy farm standards; milk quality standards; and testing of raw milk for drug residues.

Submitted by Department of Agriculture, Trade and Consumer Protection.

Report received from agency, March 4, 1992.

Referred to committee on Agriculture, Corrections, Health and Human Services, March 5, 1992.

Senate Clearinghouse Rule 91-186

Relating to various benefits available from the department of veterans affairs.

Submitted by Department of Veterans Affairs.

Report received from agency, March 4, 1992.

Referred to committee on Tourism, Commerce, Labor, Veterans' and Military Affairs, March 5, 1992.

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

Senate Clearinghouse Rule 91-169

Relating to Chippewa Indian treaty hunting, trapping and gathering rights.

No action taken.

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 adopted and asks concurrence in:

Assembly Joint Resolution 117

Assembly Joint Resolution 118

Passed and asks concurrence in:

Assembly Bill 386

Assembly Bill 516

Assembly Bill 540

Assembly Bill 545

Assembly Bill 667

Assembly Bill 717

Assembly Bill 851

Assembly Bill 857

Assembly Bill 972

Assembly Bill 977

Assembly Bill 980

**MESSAGE FROM THE ASSEMBLY
CONSIDERED**

Assembly Joint Resolution 117

Relating to designating the first week in May of 1992 as 'Elder Abuse Awareness Week'.

By Representatives Van Dreel, Krusick, Grobschmidt, Panzer, M. Coggs, Hahn, Van Gorden, Carpenter, Porter, Musser, Rohan, Gronemus, Notestein, Hisrich, Plache, Stower, Lautenschlager, S. Coggs, Moore, Holschbach, Boyle, Silbaugh, Urban, Turba, Hinkfuss, Darling, Schneiders, Zien and Klusman, cosponsored by Senators Feingold, Moen, Potter, Cowles, Roshell, Breske, Ulichny, Petak and Farrow.

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

Assembly Joint Resolution 118

Relating to designating March as Women's History Month.

By Representative Notestein, cosponsored by Senator Ulichny.

Read and referred to committee on Senate Organization.

Assembly Bill 386

Relating to the number of members on the boards of municipal libraries.

By Representatives Schneiders, Turner, Hahn, Vergeront, Urban, Ladwig, Darling and Zien, cosponsored by Senator Farrow.

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

Assembly Bill 516

Relating to the election of a property owner to pay a special assessment in a lump sum or on an instalment basis.

By Representatives Rosenzweig, Wineke, Wood, Panzer, Hahn, Bell, Duff, Underheim, Turner, Schneiders, Lehman, Urban and Ott, cosponsored by Senators Ulichny, Buettner, Weeden, Petak, Farrow and Huelsman.

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

Assembly Bill 540

Relating to felony obscenity violations establishing a pattern of racketeering activity.

By Representatives Wood, Rohan, Baldus, Lautenschlager, Porter, Vergeront, Turner, Duff, Lorge, Schneiders, Silbaugh, Musser and Ott, cosponsored by Senators Roshell, Andrea, Buettner, Farrow and Huelsman.

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

Assembly Bill 545

Relating to establishing a grace period for certain property tax payments.

By Representatives Potter, Plache, Holperin, Hisrich, Boyle, Barca, Robson, Baldus, Bolle, Holschbach, Rohan and Gronemus, cosponsored by Senators Ulichny, Farrow, Huelsman and Chvala.

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

Assembly Bill 667

An act relating to representation of members of the Hmong community by the state public defender program and making an appropriation.

By Representatives Medinger, Huber, Prosser, Moore, Kaufert, Carpenter, Wood, Baldus, Hisrich, Underheim, Krug, Turner, Ott, Bell, Boyle, Kunicki, Hamilton, Zien, Young, Lautenschlager, Clarenbach, Bock, Notestein, Potter and Hinkfuss, cosponsored by Senators Burke, Moen, Decker, Chvala, Buettner, Potter and George.

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

Assembly Bill 717

Relating to: biennial reporting requirements of the state treasurer; public access to information relating to the owners of public debt, revenue obligations or operating notes issued by the state; the period for payment of checks and other drafts issued by the state;

publication of notices of abandoned property appearing to be owned by nonresidents; fiscal agent services in connection with the issuance of state bonds or notes; the limitation periods and enforcement of the uniform unclaimed property act; agreements to locate, deliver or recover certain property that is reported, paid or delivered to the state; and verification of reports by county treasurers concerning fines, forfeitures, assessments, surcharges and fees collected.

By Representatives Antaramian, Panzer, Prosser and Gard, cosponsored by Senators Ulichny and Rude.

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

Assembly Bill 851

Relating to considering the needs of bicyclists and pedestrians in highway and bridge projects.

By Representatives Black, Robson, Young, Gruszynski, Holperin, Notestein, Plache, Lautenschlager, Rohan, Krusick, Baumgart, Carpenter, Moore, S. Coggs, Darling, Hinkfuss and Radtke, cosponsored by Senators Risser and Burke.

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

Assembly Bill 857

Relating to the calculation of the homestead tax credit for certain persons.

By Representatives Bell, Holperin, Carpenter, Van Dreel, Lehman, Huber, Hinkfuss, Schwartz, Plache, Lorge, Bolle, Baldus, Panzer, Krusick and Robson, cosponsored by Senators Breske, Moen, Stitt and Huelman.

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

Assembly Bill 972

Relating to establishing a county department of human services in a county with a population of 500,000 or more and creating administrative positions.

By representatives Bock, Rosenzweig, Carpenter, Kunicki, S. Coggs, Krug, Krusick, Cullen, Potter and Urban, cosponsored by Senators Barrett, Burke, Czarnecki and Plewa.

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

Assembly Bill 977

Relating to suspension of aid to families with dependent children payments because of certain acts.

By Representatives Barca, Turner, Vergeront, Grobschmidt, Young, Porter, Hinkfuss, Krusick, Carpenter, Cullen, Holperin, Robson, Lautenschlager, Hough, Plache, Lorge, Bell, Hisrich, Van Dreel, Huber, Bolle, Goetsch and Schwartz, cosponsored by Senators Moen, Andrea, Chvala and Buettner.

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

Assembly Bill 980

Relating to the presence of underage persons on premises for which a temporary Class 'B' license is issued.

By Representative Clarenbach, cosponsored by Senator Risser.

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

Senator Roshell, with unanimous consent, asked that the Senate recess until 2:53 P.M.

1:30 P.M.

RECESS

2:53 P.M.

The Senate reconvened.

The Chair, with unanimous consent, asked that the Senate return to the fourth order of business.

COMMITTEE REPORTS

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

Senate Bill 550

Relating to redistricting the congressional districts.

Introduction:

Ayes, 3 -- Senators Burke, Chvala and Decker;

Noes, 2 -- Senators Stitt and Cowles.

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

Brian Burke
Chair

MESSAGE FROM THE ASSEMBLY

CALENDAR OF MARCH 5, 1992

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.

The question was: Concurrence of Assembly amendment 1?

Concurred in.

The question was: Concurrence of Assembly amendment 2?

Concurred in.

Senate Bill 217

Relating to the establishment of a mandatory trapper education program and making appropriations.

Read.

The question was: Concurrence of Assembly substitute amendment 1?

Concurred in.

Assembly Bill 655

Relating to establishing a group health insurance plan for employes of small employers, creating a board to oversee the plan, creating a fund for catastrophic claims and a catastrophic claims fund board, creating an individual income tax deduction for certain medical care insurance costs paid by certain self-employed persons, granting rule-making authority and making an appropriation.

Read.

Senator Helbach moved that the Senate adhere to its position on Senate substitute amendment 1.

The question was: Shall the Senate adhere to its position on Senate substitute amendment 1?

The Senate adheres.

The Chair appoints Senators Van Sistine, Moen and Rude as conferees on its part.

The questions was: Confirmation of the appointments to the Committee on Conference on **Assembly Bill 655**?

Confirmed.

SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS

Senate Bill 122

Relating to the regulation of personal watercraft and the reckless use of boats, water skis and aquaplanes and providing a penalty.

Read a second time.

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

Senator Chvala, with unanimous consent, asked that **Senate Bill 122** be placed at the foot of the eleventh order.

Senate Bill 157

Relating to rewards.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 157** be placed after **Senate Bill 122**.

Senate Bill 406

Relating to multitype library systems and making an appropriation.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 406** be referred to joint committee on Finance.

Senate Bill 416

Relating to providing grants for transitional housing for homeless veterans and making an appropriation.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 416** be referred to joint committee on Finance.

Senate Bill 417

Relating to providing health care treatment to Vietnam veterans suffering from non-Hodgkin's lymphoma or soft-tissue sarcoma.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 417** be referred to joint committee on Finance.

Senate Bill 418

Relating to the determination of necessity for condemnation by a school district.

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 418

Read a third time and passed.

Senate Bill 438

Relating to forfeitures for violations of local ordinances on vehicle size, weight or load.

Read a second time.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 870** be withdrawn from committee on Transportation and Utilities and taken up.

Assembly Bill 870

Relating to forfeitures for violations of local ordinances on vehicle size, weight or load.

Read a second time.

Senator George moved that **Assembly Bill 870** be referred to the committee on Urban Affairs, Environmental Resources and Elections.

The question was: Shall **Assembly Bill 870** be referred to the committee on Urban Affairs, Environmental Resources and Elections?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 20; absent or not voting, 1; as follows:

Ayes — Senators Berndt, Breske, Burke, Cowles, George, Lasee, Leean, Moen, Roshell, Schultz, Van Sistine and Weeden — 12.

Noes — Senators Adelman, Andrea, Barrett, Buettner, Chvala, Czarnezki, Decker, Ellis, Farrow, Feingold, Helbach, Huelsman, Jauch, Lorman, Petak, Potter, Risser, Rude, Stitt and Ulichny — 20.

Absent or not voting — Senator Plewa — 1.

Referral refused.

Ordered to a third reading.

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

Assembly Bill 870

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Buettner, Chvala, Cowles, Czarnecki, Decker, Farrow, Feingold, Huelsman, Jauch, Lasee, Lorman, Petak, Potter, Risser, Rude, Stitt, Ulichny and Weeden — 21.

Noes — Senators Berndt, Breske, Burke, Ellis, George, Leraan, Moen, Plewa, Roshell, Schultz and Van Sistine — 11.

Absent or not voting — Senator Helbach — 1.

Concurred in.

Senator Adelman, with unanimous consent, asked that **Senate Bill 438** be laid on the table.

Senate Bill 446

Relating to employment of minors 11 years of age or older in the sale of newspapers.

Read a second time.

Ordered to a third reading.

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

Senate Bill 446

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 29; noes, 4; absent or not voting, 0; as follows:

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

Noes — Senators Barrett, Czarnecki, George and Lorman — 4.

Absent or not voting — None.

Passed.

Senate Bill 457

Relating to recovery of medical assistance benefits.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 457** be referred to joint committee on Finance.

CHAIR

3:42 P.M.

Senator Adelman in the Chair.

Senate Bill 491

Relating to eliminating the fee for bonus deer hunting permits issued to residents.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 491** be referred to joint committee on Finance.

Senate Bill 496

Relating to the regulation of barbers or cosmetologists, aestheticians, electrologists and manicurists and schools of barbering or cosmetology, aesthetics, electrology and manicuring and granting rule-making authority.

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 496

Read a third time and passed.

Senate Bill 499

Relating to the deadline for the rendering of a disciplinary decision by the medical examining board.

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 499

Read a third time and passed.

Senate Bill 122

Relating to the regulation of personal watercraft and the reckless use of boats, water skis and aquaplanes and providing a penalty.

Read a second time.

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

Senator Weeden, with unanimous consent, asked that Senate substitute amendment 1 was laid on the table.

Senate amendments 1, 2 and 3 to Senate substitute amendment 2 to **Senate Bill 122** offered by Senator Weeden.

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

Adopted.

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

Adopted.

The question was: Adoption of Senate amendment 3 to Senate substitute amendment 2?
Adopted.

Senate amendment 4 to Senate substitute amendment 2 to **Senate Bill 122** offered by Senator Chvala.

The question was: Adoption of Senate amendment 4 to Senate substitute amendment 2?

Senate amendment 1 to Senate amendment 4 to Senate substitute amendment 2 to **Senate Bill 122** offered by Senator George.

The question was: Adoption of Senate amendment 1 to Senate amendment 4 to Senate substitute amendment 2?

Adopted.

The question was: Adoption of Senate amendment 4 to Senate substitute amendment 2?

Adopted.

Senate amendment 5 to Senate substitute amendment 2 to **Senate Bill 122** offered by Senator Chvala.

The question was: Adoption of Senate amendment 5 to Senate substitute amendment 2?

Adopted.

The question was: Adoption of Senate substitute 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 122

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 1; 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, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 31.

Noes — Senator Lasee — 1.

Absent or not voting — Senator Roshell — 1.

Passed.

Senate Bill 157

Relating to rewards.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 157** be referred to the joint committee on Finance.

Senator George, with unanimous consent, asked that **Senate Bill 157** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

The question was: Adoption of Senate substitute amendment 1?

Senator Lekan, with unanimous consent, asked that Senate substitute amendment 1 be laid on the table.

Senate substitute amendment 2 to **Senate Bill 157** offered by Senator George.

The question was: Adoption of Senate substitute 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 157

Read a third time and passed.

SECOND READING AND AMENDMENTS
OF ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS

Assembly Bill 313

Relating to establishing priorities for funding environmental education grants.

Read a second time.

Senator George, with unanimous consent, asked that **Assembly Bill 313** be referred to the joint committee on Finance.

Senator George, with unanimous consent, asked that **Assembly Bill 313** 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 bill be considered for final action at this time.

Assembly Bill 313

Read a third time and concurred in.

Assembly Bill 403

Relating to historical society programs to assist schools and teachers 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 403

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, 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.

Assembly Bill 461

Relating to the licensure of teachers of the visually impaired, instruction in braille and granting rule-making authority.

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 461

Read a third time and concurred in.

Assembly Bill 530

Relating to the designation of the period of military service in Vietnam.

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 530

Read a third time and concurred in.

Assembly Bill 551

Relating to the requirements for preschool to grade 5 programs.

Read a second time.

CHAIR

3:59 P.M.

Senator Risser in the Chair.

Ordered to a third reading.

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

Assembly Bill 551

Read a third time and concurred in.

Assembly Bill 743

Relating to job shifting requirements for industrial development revenue bond projects.

Read a second time.

Senate amendments 1, 2, 3, 4 and 5 to **Assembly Bill 743** offered by Senators Huelsman and Farrow.

The question was: Adoption of Senate amendment 1?

Senate amendment 1 to Senate amendment 1 to **Assembly Bill 743** offered by Senator Huelsman.

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

Senator Andrea 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, 19; noes, 13; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Breske, Burke, Chvala, Czarnecki, Decker, Feingold, George, Helbach, Jauch, Moen, Petak, Plewa, Potter, Risser, Ulichny and Van Sistine — 19.

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

Absent or not voting — Senator Roshell — 1.

Rejected.

The question was: Adoption of Senate amendment 2?

Adopted.

The question was: Adoption of Senate amendment 3?

Senator Andrea moved rejection of Senate amendment 3.

The question was: Rejection of Senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Breske, Burke, Chvala, Czarnecki, Decker, Feingold, George, Helbach, Jauch, Moen, Petak, Plewa, Potter, Risser, Rude, Ulichny, Van Sistine and Weeden — 21.

Noes — Senators Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Llean, Lorman, Schultz and Stitt — 11.

Absent or not voting — Senator Roshell — 1.

Rejected.

The question was: Adoption of Senate amendment 4?

Senator Andrea moved rejection of Senate amendment 4.

The question was: Rejection of Senate amendment 4?

Rejected.

The question was: Adoption of Senate amendment 5?

Senator Andrea moved rejection of Senate amendment 5.

The question was: Rejection of Senate amendment 5?

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 743

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 24; noes, 9; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Breske, Burke, Chvala, Cowles, Czarnecki, Decker, Feingold, George, Helbach, Jauch, Lasee, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Ulichny, Van Sistine and Weeden — 24.

Noes — Senators Berndt, Buettner, Ellis, Farrow, Huelsman, Leean, Lorman, Schultz and Stitt — 9.

Absent or not voting — None.

Concurred in as amended.

MOTIONS

Senator Lasee moved that **Senate Bill 125** be withdrawn from committee on Judiciary and Consumer Affairs and be referred to committee on Senate Rules.

The question was: Shall **Senate Bill 125** be withdrawn from committee on Judiciary and Consumer Affairs and be referred to committee on Senate Rules?

The ayes and noes were demanded and the vote was: ayes, 10; noes, 23; absent or not voting, 0; as follows:

Ayes — Senators Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Leean, Petak, Schultz and Stitt — 10.

Noes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Burke, Chvala, Czarnecki, Decker, Feingold, George, Helbach, Jauch, Lorman, Moen, Plewa, Potter, Risser, Roshell, Rude, Ulichny, Van Sistine and Weeden — 23.

Absent or not voting — None.

Referral refused.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 203** be withdrawn from committee on Senate Organization and be referred to committee on Judiciary and Consumer Affairs.

Senator Rude objected.

Senator Lasee, with unanimous consent, asked that **Assembly Bill 180** be withdrawn from committee on Education, Economic Development, Financial Institutions and Fiscal Policies and be referred to committee on Senate Rules.

Senator Helbach moved to table the motion to withdraw **Assembly Bill 180** from committee on

Education, Economic Development, Financial Institutions and Fiscal Policies and be referred to committee on Senate Rules.

The question was: Shall the motion to withdraw **Assembly Bill 180** from committee on Education, Economic Development, Financial Institutions and Fiscal Policies and be referred to committee on Senate Rules be laid on the table?

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

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

Noes — Senators Berndt, Buettner, Cowles, Ellis, Farrow, Lasee, Leean, Petak, Rude, Schultz, Stitt and Weeden — 12.

Absent or not voting — None.

Tabled.

ANNOUNCEMENTS

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

Senator Helbach, with unanimous consent, asked that **Assembly Bill 203** be withdrawn from committee on Senate Organization and be referred to committee on Judiciary and Consumer Affairs.

Senator Petak, with unanimous consent, asked that when the Senate adjourns today it do so in honor of Mark Sommer, the 1992 State Wrestling Champ from Washington Park High School.

Senator Schultz, with unanimous consent, asked that when the Senate adjourns today it do so in honor of the Riverdale High School Wrestling Team, and especially five wrestlers who were placewinners in the State Wrestling Tournament last weekend; Sean Case, Scott Sprague, Dale Martin, Jade Gribble and Greg Anderson.

Senator Ulichny, with unanimous consent, asked that when the Senate adjourns today it do so in honor of Senator George who will be celebrating his birthday this weekend.

ADJOURNMENT

Senator Helbach, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Tuesday, March 10.

4:51 P.M.

JOURNAL OF THE SENATE [March 5, 1992]

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 511**
offered by Senators Breske, Schultz and Berndt.

Senate amendment 1 to **Senate Joint Resolution 85**
offered by Senator Risser.

STATEMENT OF POSITION

Pursuant to Senate Rule 75, I wish to have the journal show that had I been present on Tuesday, March 3, 1992, I would have voted as follows:

Aye on confirmation of appointments.

Aye on adoption of **Senate Joint Resolution 41**.

Aye on concurrence on **Assembly Bill 145**.

Sincerely,
David Helbach
Senator