

STATE OF WISCONSIN

Senate Journal

Ninetieth Regular Session

10:00 A.M.

Tuesday, March 17, 1992

The senate met.

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

The Chair, with unanimous consent, asked that the calling of the roll be dispensed with.

COMMITTEE REPORTS

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

Senate Bill 534

Relating to: state and local historic preservation programs; creating a submerged cultural resources council; authorizing cities, villages and towns to create architectural conservancy districts; the transfer of certain state property; requiring cities, villages and counties to regulate historic structures; demolition of historic buildings; regulating the use of abrasives to clean historic buildings; granting rule-making authority; providing a penalty; and making appropriations.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 6 -- Senators Ulichny, Czarnezki, Jauch, Barrett, Huelsman and Petak;

Noes, 0 -- None.

Passage as amended:

Ayes, 6 -- Senators Ulichny, Czarnezki, Jauch, Barrett, Huelsman and Petak;

Noes, 0 -- None.

Barbara Ulichny  
Chair

The committee on Judiciary and Consumer Affairs reports and recommends:

Assembly Joint Resolution 123

Relating to proclaiming Wisconsin Police Week.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 51

Relating to allowing cities, villages and towns to ban the distribution of free cigarettes, with any business purpose, on the streets and other pedestrian areas of cities, villages and towns.

Concurrence:

Ayes, 3 -- Senators Adelman, Chvala and Buettner;

Noes, 2 -- Senators Feingold and Stitt.

Assembly Bill 167

Relating to allowing disabled and ill persons to testify by telephone to boards of review.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 960

Relating to records of John Doe proceedings.

Concurrence:

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

Noes, 1 -- Senator Buettner.

Assembly Bill 983

Relating to the confidentiality of tax returns of spouses and former spouses, determination of joint tenancy, removing certain judgment liens that have attached to property that is exempt from execution, allowances to a surviving spouse, summary procedures for confirming interests in property and various changes to the marital property law.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 984

Relating to making the surviving spouse's share of decedent's deferred marital property under intestacy automatic rather than elective.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 994

Relating to membership of the state council on alcohol and other drug abuse.

Concurrence:

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

Noes, 0 -- None.

JARVIS, JOHN M., of Milwaukee, as a member of the Judicial Council, to serve for the term ending August 1, 1995.

Confirmation:

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

Noes, 0 -- None.

**Senate Bill 195**

Relating to prohibited disclosures by organizations that provide domestic abuse services, privileged communications regarding domestic abuse or sexual assault and providing a penalty.

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 397**

Relating to solicitation of funds for charitable purposes, granting rule-making authority and providing penalties.

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 498**

Relating to regulating solicitations that promise the awarding of a prize and providing a penalty.

Passage:

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

Noes, 0 -- None.

**Senate Bill 503**

Relating to voiding certain provisions in construction contracts.

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.

**Assembly Bill 542**

Relating to mutilating or hiding a corpse and providing penalties.

Introduction and adoption of Senate substitute amendment 1:

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

Noes, 0 -- None.

Concurrence as amended:

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

Noes, 0 -- None.

**Assembly Bill 853**

Relating to liability of state officers or employes for the storage, transportation, treatment or disposal of hazardous substances.

Concurrence:

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

Noes, 0 -- None.

**Assembly Bill 958**

Relating to motorized wheelchair warranties.

Concurrence:

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

Noes, 0 -- None.

Lynn S. Adelman  
Chair

The committee on Transportation and Utilities reports and recommends:

**Senate Bill 463**

Relating to permitting the immobilization, impoundment and disposal of unregistered motor vehicles, creating a presumption that a motor vehicle located on a highway has been operated by its owner and ensuring that vehicle identification numbers are readable.

Introduction and adoption of Senate amendment 1:

Ayes, 8 -- Senators Barrett, Roshell, Moen, Andrea, Ulichny, Breske, Lasee and Farrow;

Noes, 0 -- None.

Passage as amended:

Ayes, 8 -- Senators Barrett, Roshell, Moen, Andrea, Ulichny, Breske, Lasee and Farrow;

Noes, 0 -- None.

**Assembly Bill 691**

Relating to parking privileges for disabled persons unable to carry property.

Introduction and adoption of Senate amendment 1:

Ayes, 8 -- Senators Barrett, Roshell, Moen, Andrea, Ulichny, Breske, Lasee and Farrow;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 8 -- Senators Barrett, Roshell, Moen, Andrea, Ulichny, Breske, Lasee and Farrow;

Noes, 0 -- None.

Thomas Barrett  
Chair

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

**Assembly Bill 840**

Relating to bag limits for certain types of fish taken from inland waters and granting rule-making authority.

Report without recommendation pursuant to s. 227.19(6)(b), Wis. Stats.

Brian Burke  
Chair

EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor

March 9, 1992

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MARY J. O'BRIEN of Stevens Point, as a member of the Real Estate Examining 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 Housing, Government Operations and Cultural Affairs.

State of Wisconsin  
Office of the Governor

March 10, 1992

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JAMES E. BYBEE of Monroe, as a member of the Prison Industries 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 Agriculture, Corrections, Health and Human Services.

State of Wisconsin  
Office of the Governor

March 10, 1992

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JAMES JOHNSON of Middleton, as a member of the Prison Industries 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 Agriculture, Corrections, Health and Human Services.

State of Wisconsin  
Office of the Governor

March 10, 1992

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MILTON D. WARD of Union Grove, as a member of the Prison Industries

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 Agriculture, Corrections, Health and Human Services.

State of Wisconsin  
Office of the Governor

March 11, 1992

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BETH E. JACKO-CLEMENCE of Hales Corners, as a member of the Dentistry Examining Board pursuant to the statute governing, to serve for the term ending July 1, 1996.

Respectfully,  
Tommy Thompson  
Governor

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

State of Wisconsin  
Office of the Governor

March 11, 1992

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint LILL HAUSCHILD of Kenosha, as a member of the Real Estate Examining 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 Housing, Government Operations and Cultural Affairs.

State of Wisconsin  
Office of the Governor

March 11, 1992

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SALLY H. OSWALT of La Crosse, as a member of the Pharmacy Internship Board pursuant to the statute governing, to serve for the term ending July 1, 1996.

Respectfully,  
Tommy Thompson  
Governor

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

State of Wisconsin  
Office of the Governor

March 11, 1992

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DIANNE P. PRATT of Milwaukee, as a member of the Funeral Directors Examining Board pursuant to the statute governing, to

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serve for the term ending July 1, 1992, and for the full term ending July 1, 1996.

Respectfully,  
Tommy Thompson  
Governor

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

State of Wisconsin  
Office of the Governor

March 11, 1992

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ARVINA THAYER of Madison, as a member of the Physicians' Assistants Council pursuant to the statute governing, to serve for the term ending July 1, 1992, and for the full term ending July 1, 1994.

Respectfully,  
Tommy Thompson  
Governor

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

Senator Risser, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Wednesday, March 18.

10:01 A.M.

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CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

**Assembly Bill 763**

Assembly Substitute Amendment 1

1. Page 4, line 15: after the comma insert "a".

**Assembly Bill 904**

1. Page 59, line 26: delete "requestor" and substitute "requester".

2. Page 60, line 1: delete "requestor's" and substitute "requester's".