

STATE OF WISCONSIN

Senate Journal

Ninetieth Regular Session

10:00 A.M.

Wednesday, March 25, 1992

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

Absent — Senators Czarnetzki and Stitt — 2.
Absent with leave — None.

The Senate stood for a moment of silent meditation.

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

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 90

Relating to Japanese protectionist trade practices and honoring American workers.

By Senators Rude, Lorman, Weeden and Buettner; cosponsored by Representatives Freese, Johnsrud, Van Gorden, Ladwig, Darling, Nass, Zien and Silbaugh.

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

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 575

Relating to allowing a funeral establishment to be located in or connected with a cemetery under certain conditions and removing the property tax exemption for the portion of a cemetery on which a funeral establishment is located.

By Senators Chvala and Huelsman; cosponsored by Representatives Fortis, Duff, Roberts and Turner.

To Joint Survey committee on Tax Exemptions.

LEAVE OF ABSENCE

Senator Helbach, with unanimous consent, asked that Senator Czarnetzki be granted a leave of absence for the balance of today's session.

Senator Ellis, with unanimous consent, asked that Senator Stitt be granted a leave of absence until 12:00 P.M..

COMMITTEE REPORTS
COMMITTEE OF CONFERENCE
on
Assembly Bill 655

The members of the Committee of Conference on Assembly Bill 655 report and recommend, that, by the adoption of this report:

- 1. Prior action. Both houses recede from their respective prior positions.
- 2. Action on conference report. The Senate and the Assembly adopt and concur in Conference Substitute Amendment 1 (LRBs0731/1), which is attached to and made a part of this report.

Senator Van Sistine	Representative Kunicki
Senator Moen	Representative Clarenbach
Senator Rude	Representative Underheim

CALENDAR OF MARCH 25, 1992

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.

The question was: Adoption of conference committee report?

Senator Huelsman moved that the conference committee report be rejected.

The question was: Rejection of the conference committee report?

The ayes and noes were demanded and the vote was: ayes, 5; noes, 26; absent or not voting, 2; as follows:

Ayes — Senators Ellis, Farrow, Huelsman, Lorman and Ulichny — 5.

Noes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Decker, Feingold, George, Helbach, Jauch, Lasee, Leraan, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Van Sistine and Weeden — 26.

Absent or not voting — Senators Czarnetzki and Stitt — 2.

Rejection refused.

The question was: Adoption of the conference committee report?

The ayes and noes were required and the vote was: ayes, 26; noes, 5; absent or not voting, 2; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Decker, Feingold, George, Helbach, Jauch, Lasee, Leman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Van Sistine and Weeden — 26.

Noes — Senators Ellis, Farrow, Huelsman, Lorman and Ulichny — 5.

Absent or not voting — Senators Czarnecki and Stitt — 2.

Adopted.

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

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

Assembly Bill 746

Relating to requiring insurers to provide claims experience information to policyholders.

Concurrence:

Ayes, 7 — Senators Van Sistine, Breske, Roshell, Plewa, Potter, Decker and Rude;

Noes, 0 — None.

Jerome Van Sistine
Chair

The committee on Aging, Banking, Communications and Taxation reports and recommends:

Senate Bill 563

Relating to establishing aging units, procedures for appointment and requirements of membership of commissions on aging and certain duties of the department of health and social services.

Passage:

Ayes, 5 — Senators Feingold, Burke, Moen, Buettner and Petak;

Noes, 0 — None.

Assembly Bill 560

Relating to discontinuing the property tax exemption for fallout shelters.

Concurrence:

Ayes, 5 — Senators Feingold, Burke, Moen, Buettner and Petak;

Noes, 0 — None.

Assembly Joint Resolution 21

Requesting that the governor of Wisconsin consider the appointment of older citizens to state boards and commissions in equal proportion to their percentage of the population.

Concurrence:

Ayes, 5 — Senators Feingold, Burke, Moen, Buettner and Petak;

Noes, 0 — None.

Russell D. Feingold
Chair

The committee on Transportation and Utilities reports and recommends:

Assembly Bill 699

Relating to maximum monthly charges for '911' emergency service systems.

Introduction and adoption of Senate amendment 1:

Ayes, 7 — Senators Barrett, Roshell, Moen, Andrea, Breske, Lasee and Farrow;

Noes, 1 — Senator Ulichny.

Concurrence as amended:

Ayes, 7 — Senators Barrett, Roshell, Moen, Andrea, Breske, Lasee and Farrow;

Noes, 1 — Senator Ulichny.

Thomas Barrett
Chair

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

Senate Bill 554

Relating to the regulation of chiropractors and granting rule-making authority.

Introduction and adoption of Senate substitute amendment 1:

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

Noes, 0 — None.

Passage as amended:

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

Noes, 0 — None.

Assembly Bill 468

Relating to application of pesticides to residential lawns and grounds.

Introduction and adoption of Senate amendment 1:

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

Noes, 0 — None.

Introduction and adoption of Senate amendment 2:

Ayes, 7 — Senators Moen, Decker, Feingold, Jauch, Barrett, Breske and Berndt;

Noes, 2 — Senators Lorman and Schultz.

Concurrence as amended:

Ayes, 7 — Senators Moen, Decker, Feingold, Jauch, Barrett, Breske and Berndt;

Noes, 2 — Senators Lorman and Schultz.

Rodney C. Moen
Chair

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

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.

Introduction and adoption of Senate amendment 1:
Ayes, 5 -- Senators Burke, Chvala, Decker, Stitt and Cowles;

Noes, 1 -- Senator Adelman.

Concurrence as amended and without recommendation:

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

Noes, 3 -- Senators Adelman, Stitt and Cowles.

Assembly Bill 715

Relating to the date on which a county treasurer is required to report to the state treasurer regarding probate fees collected by a county treasurer.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 848

Relating to establishing an open season for hunting deer with firearms.

Introduction and adoption of Senate substitute amendment 1:

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

Noes, 2 -- Senators Adelman and Stitt.

Concurrence as amended and without recommendation:

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

Noes, 3 -- Senators Adelman, Stitt and Cowles.

Brian Burke
Chair

The committee on Judiciary and Consumer Affairs reports and recommends:

Assembly Bill 113

Relating to visitation rights of certain persons following adoption of a child by a stepparent or relative.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 306

Relating to jury service as a civic duty, exemptions and excuses for jury service, jury commissioners, sources for jury lists, juror qualification forms, forfeiture for failure to attend as a juror, length of juror service, periods of juror eligibility and sequestration of juries, and providing a penalty.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 591

Relating to immunity for physicians who provide medical care to athletic participants.

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 739

Relating to stalking and providing penalties.

Introduction and adoption of Senate substitute amendment 1:

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

Noes, 1 -- Senator Chvala.

Concurrence as amended:

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

Noes, 0 -- None.

Assembly Bill 785

Relating to use of seized firearms or ammunition.

Concurrence:

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

Noes, 0 -- None.

Assembly Joint Resolution 130

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

Concurrence:

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

Noes, 2 -- Senators Stitt and Buettner.

Assembly Bill 641

Relating to visitation rights in actions affecting the family, creating a mediation council, mediator certification of mediation agreements and increasing certain court fees.

Introduction and adoption of Senate substitute amendment 1:

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

Noes, 2 -- Senators Buettner and Stitt.

Concurrence as amended:

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

Noes, 1 -- Senator Stitt.

Lynn S. Adelman
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin

Department of Natural Resources

March 15, 1992

To the Honorable the Legislature:

Wis. Stats., 29.174(15) requires that the Department of Natural Resources submit on or before March 15 of each even-numbered year a report to the chief clerk of each house, the Governor and the Conservation Congress on the use and expenditure of all fishing, hunting and trapping approval fees collected in the previous biennium.

I am very pleased to be able to send you the attached summary report for the 1989-91 biennium. I am proud

of the breadth and range of accomplishments described in the report and hope you find it interesting.

The report consists of two components: a written narrative and a fish and wildlife account expenditure report. The narrative summary describes major fish and wildlife accomplishments in Fisheries Management, Wildlife Management, Law Enforcement and Licensing. The fish and wildlife account expenditure report summarizes expenditures by category from the fish and wildlife account.

If you have any comments or questions on any of these materials, please let me know.

Sincerely,
C. D. Besadny
Secretary

MESSAGE FROM THE ASSEMBLY

CALENDAR OF MARCH 25, 1992

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.

Read.

Senator Chvala, with unanimous consent, asked that **Senate Bill 281** be placed at the foot of the eleventh order.

Assembly Bill 119

Relating to sexual exploitation by therapists.

Read.

The question was: Concurrence of Assembly amendment 1 to Senate amendment 1?

Concurred in.

SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS

Senate Joint Resolution 65

Relating to memorializing Congress to repeal the earnings limits for social security recipients and to pass the 'Older Americans Freedom to Work Act'.

Read.

Adopted.

Senate Joint Resolution 77

Relating to the Central Wisconsin Senior Olympics and proclaiming a Senior Olympics Week.

Read.

The question was: Adoption of Senate substitute amendment 1?

Adopted.

The question was: Adoption of the joint resolution?

Adopted.

Senate Joint Resolution 81

Requesting the legislative council to study the feasibility of implementing a positive parenting initiative.

Read.

Adopted.

Senate Bill 63

Relating to intimidation of and retaliation against witnesses and providing penalties.

Read a second time.

The question was: Adoption of Senate substitute amendment 1?

Adopted.

Ordered to a third reading.

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

Senate Bill 63

Read a third time.

The ayes and noes were demanded 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, Decker, Ellis, Farrow, Feingold, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 31.

Noes — Senator George — 1.

Absent or not voting — Senator Czarnecki — 1.

Passed.

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.

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 195

Read a third time and passed.

Senate Bill 237

Relating to creating the uniform statutory form power of attorney act.

Read a second time.

The question was: Adoption of Senate substitute amendment 1?

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

Senate substitute amendment 2 to Senate Bill 237 offered by Senator George.

The question was: Adoption of Senate substitute amendment 2?

Adopted.

Ordered to a third reading.

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

Senate Bill 237

Read a third time and passed.

Senate Bill 300

Relating to income tax credits for farmland preservation, providing for a study, granting a tax credit, creating a tax exemption and making appropriations.

Read a second time.

Ordered to a third reading.

Senator George, with unanimous consent, asked that Senate Bill 300 be referred to joint committee on Finance.

Senate Bill 308

Relating to the alcohol concentration of vehicle operators.

Read a second time.

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

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

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

Adopted.

Senate amendment 2 to Senate substitute amendment 2 to Senate Bill 308 offered by Senator Cowles.

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

Adopted.

Senate amendment 3 to Senate substitute amendment 2 to Senate Bill 308 offered by Senator Farrow.

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

Senator Adelman moved rejection of Senate amendment 3 to Senate substitute amendment 2.

The question was: Rejection of Senate amendment 3 to Senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 2; as follows:

Ayes — Senators Adelman, Barrett, Berndt, Burke, Chvala, Decker, Feingold, Huelsman, Jauch, Lorman, Moen, Plewa, Potter, Risser, Schultz, Ulichny and Weeden — 17.

Noes — Senators Andrea, Breske, Buettner, Cowles, Farrow, George, Helbach, Lasee, Leraan, Petak, Roshell, Rude, Stitt and Van Sistine — 14.

Absent or not voting — Senators Czarnezki and Ellis — 2.

Rejected.

Senate amendment 4 to Senate substitute amendment 2 to Senate Bill 308 offered by Senators Huelsman, Moen and Burke.

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

Senator Van Sistine moved rejection of Senate amendment 4 to Senate substitute amendment 2.

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

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Berndt, Breske, Chvala, Decker, Feingold, George, Helbach, Lasee, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny and Van Sistine — 18.

Noes — Senators Adelman, Barrett, Buettner, Burke, Cowles, Ellis, Farrow, Huelsman, Jauch, Leraan, Lorman, Moen, Petak and Weeden — 14.

Absent or not voting — Senator Czarnezki — 1.

Rejected.

Senate amendments 5, 6 and 7 to Senate substitute amendment 2 to Senate Bill 308 offered by Senator Adelman.

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

Senator Helbach, with unanimous consent, asked that Senate amendment 5 to Senate substitute amendment 2 be placed after Senate amendment 10.

The question was: Adoption of Senate amendment 6 to Senate substitute amendment 2?

Senator Adelman, with unanimous consent, asked that Senate amendment 6 to Senate substitute amendment 2 be placed after Senate amendment 5.

The question was: Adoption of Senate amendment 7 to Senate substitute amendment 2?

Senator Breske moved rejection of Senate amendment 7 to Senate substitute amendment 2.

The question was: Rejection of Senate amendment 7 to Senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 10; noes, 22; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Breske, Decker, Feingold, Lasee, Roshell, Rude, Schultz, Stitt and Van Sistine — 10.

Noes — Senators Adelman, Barrett, Berndt, Buettner, Burke, Chvala, Cowles, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Llean, Lorman, Moen, Petak, Plewa, Potter, Risser, Ulichny and Weeden — 22.

Absent or not voting — Senator Czarnezki — 1.

Rejection refused.

The question was: Adoption of Senate amendment 7 to Senate substitute amendment 2?

Adopted.

Senate amendment 8 to Senate substitute amendment 2 to Senate Bill 308 offered by Senators Cowles, Buettner, Feingold, Burke and Adelman.

The question was: Adoption of Senate amendment 8 to Senate substitute amendment 2?

Adopted.

Senate amendments 9 and 10 to Senate substitute amendment 2 to Senate Bill 308 offered by Senator Chvala.

The question was: Adoption of Senate amendment 9 to Senate substitute amendment 2?

Adopted.

The question was: Adoption of Senate amendment 10 to Senate substitute amendment 2?

Adopted.

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

Senator Van Sistine moved rejection of Senate amendment 5 to Senate substitute amendment 2.

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

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Berndt, Breske, Cowles, Decker, Ellis, Farrow, George, Helbach, Jauch, Lasee, Llean, Lorman, Petak, Plewa, Potter, Roshell, Rude, Schultz, Stitt, Van Sistine and Weeden — 22.

Noes — Senators Adelman, Barrett, Buettner, Burke, Chvala, Feingold, Huelsman, Moen, Risser and Ulichny — 10.

Absent or not voting — Senator Czarnezki — 1.

Rejected.

The question was: Adoption of Senate amendment 6 to Senate substitute amendment 2?

Senator Roshell moved rejection of Senate amendment 6 to Senate substitute amendment 2.

The question was: Rejection of Senate amendment 6 to Senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 15; absent or not voting, 2; as follows:

Ayes — Senators Andrea, Berndt, Breske, Cowles, Decker, Ellis, George, Lasee, Llean, Lorman, Potter, Roshell, Rude, Schultz, Stitt and Van Sistine — 16.

Noes — Senators Adelman, Barrett, Buettner, Burke, Chvala, Farrow, Feingold, Helbach, Huelsman, Jauch, Moen, Petak, Plewa, Risser and Weeden — 15.

Absent or not voting — Senators Czarnezki and Ulichny — 2.

Rejected.

Senate amendment 11 to Senate substitute amendment 2 to Senate Bill 308 offered by Senators Schultz and Huelsman.

The question was: Adoption of Senate amendment 11 to Senate substitute amendment 2?

Senator Ulichny, with unanimous consent, asked that the journal show she would have voted no on rejection of Senate amendment 6 to Senate substitute amendment 2 to Senate Bill 308.

Senator Adelman moved rejection of Senate amendment 11 to Senate substitute amendment 2.

The question was: Rejection of Senate amendment 11 to Senate substitute amendment 2?

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, Berndt, Breske, Burke, Chvala, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Roshell, Ulichny and Van Sistine — 19.

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

Absent or not voting — Senator Czarnezki — 1.

Rejected.

Senate amendment 12 to Senate substitute amendment 2 to Senate Bill 308 offered by Senator Lorman.

The question was: Adoption of Senate amendment 12 to Senate substitute amendment 2?

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

Ayes — Senators Adelman, Barrett, Berndt, Buettner, Burke, Chvala, Cowles, Ellis, Farrow, Feingold, Helbach, Huelsman, Lasee, Leraan, Lorman, Petak, Potter, Risser, Rude and Schultz — 20.

Noes — Senators Andrea, Breske, Decker, George, Jauch, Moen, Plewa, Roshell, Stitt, Ulichny, Van Sistine and Weeden — 12.

Absent or not voting — Senator Czarnezki — 1.

Adopted.

Senate amendment 13 to Senate substitute amendment 2 to **Senate Bill 308** offered by Senators Adelman and Chvala.

The question was: Adoption of Senate amendment 13 to Senate substitute amendment 2?

Senator Van Sistine raises the point of order that Senate amendment 13 to Senate substitute amendment 2 to **Senate Bill 308** is not germane.

The Chair rules the point well taken.

The question was: Adoption of Senate substitute amendment 2?

Adopted.

Ordered to a third reading.

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

Senate Bill 308

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, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Leraan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 32.

Noes — None.

Absent or not voting — Senator Czarnezki — 1.

Passed.

Senate Bill 362

Relating to the length of time that a perfected lien for unpaid income or franchise taxes is effective.

Read a second time.

The question was: Adoption of Senate amendment 1?

Senator George, with unanimous consent, asked that **Senate Bill 362** be referred to joint committee on Finance.

Senate Bill 415

Relating to changes to powers of attorney for health care.

Read a second time.

Senate substitute amendment 1 to **Senate Bill 415** offered by Senator Barrett.

The question was: Adoption of Senate substitute amendment 1?

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 415** offered by Senator Buettner.

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

Adopted.

The question was: Adoption of Senate substitute amendment 1?

Adopted.

Ordered to a third reading.

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

Senate Bill 415

Read a third time and passed.

Senate Bill 488

Relating to construction defects in new homes, granting rule-making authority and making an appropriation.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 488** be referred to joint committee on Finance.

Senate Bill 498

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

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 498

Read a third time and passed.

Senate Bill 532

Relating to prescribing, labeling, dispensing and administering veterinary drugs and providing a penalty.

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 532

Read a third time and passed.

Senate Bill 536

Relating to flammability standards for seating furniture in public occupancies, creating the furniture fire safety council and granting rule-making authority.

Read a second time.

Ordered to a third reading.

Senator George, with unanimous consent, asked that **Senate Bill 536** be referred to joint committee on Finance.

Senate Bill 544

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

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 544** be referred to joint committee on Finance.

Senate Bill 553

Relating to environmental quality in the Great Lakes and their tributaries.

Read a second time.

The question was: Adoption of Senate amendment 1?

Senator George, with unanimous consent, asked that **Senate Bill 553** be referred to the joint committee on Finance.

Senator George, with unanimous consent, asked that **Senate Bill 553** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

The question was: Adoption of Senate amendment 1?

Senator Cowles, with unanimous consent, asked that **Senate Bill 553** be placed at the foot of the eleventh order.

Senate Bill 559

An act to repeal, renumber, amend and revise various provisions of the statutes for the purpose of correcting errors, supplying omissions, clarifying language, correcting and clarifying references, eliminating unnecessary and obsolete provisions, reconciling conflicts and repelling unintended repeals (Revisor's Correction Bill).

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 559

Read a third time and passed.

Senate Bill 563

Relating to establishing aging units, procedures for appointment and requirements of membership of commissions on aging and certain duties of the department of health and social services.

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 563

Read a third time and passed.

Senate Bill 567

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin Science Professionals, AFT, Local 3732, for the 1991-93 biennium, covering employes in the professional science

collective bargaining unit, and authorizing an expenditure of funds.

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 567

Read a third time.

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

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

Noes — None.

Absent or not voting — Senators Breske and Czarnezki — 2.

Passed.

Senate Bill 568

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Building Trades Negotiating Committee for the 1991-93 biennium, covering employes in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

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 568

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, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Leraan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 32.

Noes — None.

Absent or not voting — Senator Czarnezki — 1.

Passed.

Senate Bill 569

An act to ratify the agreement negotiated between the state of Wisconsin and the District 1199W/United Professionals for Quality Health Care, for the 1991-93 biennium, covering employes in the professional patient care collective bargaining unit, and authorizing an expenditure of funds.

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 569

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, 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 — 32.

Noes — None.

Absent or not voting — Senator Czarnezki — 1.

Passed.

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.

Read.

Senator Chvala, with unanimous consent, asked that **Senate Bill 281** be placed after **Assembly Bill 65**.

Senator Buettner, with unanimous consent, asked that she be listed as co-sponsor of **Assembly Joint Resolution 107**.

Senate Bill 553

Relating to environmental quality in the Great Lakes and their tributaries.

Read a second time.

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

Senate amendment 2 to **Senate Bill 553** offered by Senators Stitt and Cowles.

The question was: Adoption of Senate amendment 2?

Senator Burke moved rejection of Senate amendment 2.

The question was: Rejection of Senate amendment 2?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Breske, Burke, Chvala, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Roshell, Ulichny and Van Sistine — 18.

Noes — Senators Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Petak, Rude, Schultz, Stitt and Weeden — 14.

Absent or not voting — Senator Czarnezki — 1.

Rejected.

Ordered to a third reading.

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

Senate Bill 553

Read a third time and passed.

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

Senator Helbach, with unanimous consent, asked that **Senate Bill 483** be withdrawn and taken up.

Senate Bill 483

Relating to: transferring the property tax deferral program to the Wisconsin housing and economic development authority; placing certain prison industries sales personnel in the state unclassified civil service and authorizing their salaries and commissions; stopping or inspecting vehicles to enforce certain state and local laws; imposing the real estate transfer fee on land contracts when they are recorded; lapses and expenditure reestimates affecting certain appropriations made to state agencies from general purpose revenue; increasing the rate of the cigarette tax; the due dates for payments of sales tax collections and amounts withheld for income tax purposes; construction of a parking facility in the city of Madison; funding for the Frank Lloyd Wright terrace project in the city of Madison; the method of setting fees for parking at state facilities; authorized uses for state parking facility revenues; purchase and remodeling of a state office building in the Madison area; the lottery credit estimated fair market value; the school levy tax credit for mobile homes; security services for the historical society headquarters building; abolishing the board on the U.S.S. Wisconsin; elimination of various health-related programs and allocations and the allocation of moneys to alcohol and other drug abuse treatment and prevention programs; the children-in-crisis program and before-school and after-school services; eliminating the office of the commissioner of transportation; eliminating certain railroad regulations; transferring certain responsibilities and railroad regulation duties to the department of transportation; expanding the division of hearings and appeals in the department of administration; a nonstock, nonprofit corporation that raises funds for the Wisconsin radio and television networks; early intervention services to handicapped children and their families; determination of income and assets for aid to families with dependent children; medical assistance administration and eligibility determinations; requiring certain recipients of aid to families with dependent children to attend school; aid to families with dependent children payments to certain parents; aid to families with dependent children payments for individuals who move from other states; the amount that a county or tribal governing body may retain from a recovered food stamp overpayment; removal of a person from the aid to families with dependent children payment because of the person's fraudulent acts; eligibility for general relief; membership of the state capitol and executive residence board; the method of financing information technology services provided by the department of administration to state agencies; transferring the incumbent in a position from

the educational communications board to the department of administration; income tax extensions; the discount given to retailers for collecting the sales tax and the use tax; the penalty for failing to file a sales tax or use tax return; the penalty for underreporting the value of property that is required to be registered or titled; imposing the sales tax on fitness centers; disallowing the inclusion of certain miscellaneous itemized deductions in the calculation of the individual income tax itemized deductions credit; repealing an initial applicability provision that does not apply to any statutory section; certificates of title for boats and security interests in boats; increasing the aid rate per mile for local transportation aids; permitting petitions to the court to modify protective placement orders; a rebate of county sales tax administrative revenue; permitting certain county trunk highway improvements to be performed by county highway departments; authorizing a county board to establish a tax stabilization fund; the total amount of shared revenue distributions; providing grants to the committees on area promotion; transferring moneys from the Wisconsin development reserve fund; a contract for dental education with Marquette dental school; inmate wages; products made by inmates; the date on which county assessment aid is paid; the funding source for a position in the legislative audit bureau; abolishing the high-risk pregnancy grant program; emergency medical services; fees for tests conducted by the state laboratory of hygiene; removing the right to carry forward moneys from one calendar year to the next for relocation services for mentally ill persons; the intensive aftercare pilot program and the early intervention program for high-risk youths; recycling surcharge administration; the Wisconsin job opportunity business subsidy program; the educational assessment program; educational program reviews; school board management restructuring programs; grants for school district collaborative projects; grants for mathematics and science programs; grants for staff development; state aid for additional school days; state aid incentives for school district consolidation; state aid for professional development activities; interdistrict special transfer bonus aid; a uniform pupil transcript; advanced placement examinations; head start supplements; the postsecondary enrollment options program; community service activities; issuance of promissory notes by 1st class city school districts; revocation of child labor permits; the pupil minimum competency testing program; the school performance report; school district audits; creating an educational goals committee and a student readiness study committee; the institutional matching requirement under the academic excellence higher education program; lapsing an amount appropriated to the department of development for tourism; administration of the state health insurance pilot projects; controlled substances; drug enforcement; law enforcement; district attorneys; legal representation for indigent respondents in paternity actions; municipal insurance mutuals; grants for the costs of salaries and fringe benefits of drug enforcement officers; trust lands and investments; department of employment relations publications; use of property acquired by the department of transportation; regulating by permit the use of rail corridors; payments to the medical college of Wisconsin,

inc., for health manpower training; allowing the state supplement to the women, infants and children program to be transferred between fiscal years; vocational rehabilitation clients' responsibility for postsecondary education costs; reversion of certain program revenues to the general fund; circuit court judicial assistants, law clerks and law libraries; creating a court support services fee; privacy of personally identifiable information in state and local government records; disclosure of patient health care records; humane treatment of animals; use of bait or lures for dog racing purposes; the Portage levee system; the local aid program for dams; issuance of fish and game approvals by county clerks; requirements for state aids for acquisition and development of local parks and an application for such state aids by the village of Williams Bay; regulation of continuing care contracts by the office of the commissioner of insurance; nondisclosure of information in insurance matters; licensing and regulation of managing general agents and reinsurance agents; a transfer from the local government property insurance fund; a lapse of program revenue in the office of the commissioner of banking; guideline matrices provided by the sentencing commission; composition of the Wisconsin health education loan repayment fund; seed labeler license fees; a transfer from the transportation fund to the general fund; a lapse to the general fund from the appropriation for gasoline vapor recovery grants; contracting for the implementation of a certain long-range plan affecting the Fox river and the Winnebago pool; authorizing cities, villages and towns to create architectural conservancy districts; the annual earnings period for judges under the Wisconsin retirement system; underwater archaeology and submerged cultural resources; creating a submerged cultural resources council; creating a historical markers program; a management and efficiency study of the department of natural resources; substitution of judges; holding a juvenile in a secure detention facility; short-term detention for juveniles; permitting law enforcement officers to take truants into custody; extended juvenile court jurisdiction; waiver of juvenile court jurisdiction; juvenile court orders applicable to parents, guardians and legal custodians; prohibiting sheltering and concealing runaway children; payment of restitution by juveniles; providing short-term detention as a sanction for violating a dispositional order; proposing legislation related to confidential juvenile records; reimbursement to juvenile correctional institutions for the cost of caring for violent juvenile offenders; elimination of the authority to carry forward community aids moneys due to an audit adjustment; day care programs for student parents; specifying that computer programs except custom programs are subject to the sales tax and use tax; instruction permits for commercial motor vehicle or school bus operation; licenses and fees for the sale or distribution of pesticides, fertilizers, commercial feed and soil and plant additives; living arrangement requirements for certain recipients of aid to families with dependent children; general relief benefits, eligibility, procedures and reimbursements; changes in the public assistance bill of rights; creating a multifamily dwelling code council in the department of industry, labor and human relations; adopting a statewide multifamily dwelling code; regulation of video gaming machines; imposing

an occupational tax on the operation of a video gaming machine; certain floodplain and shoreland zoning ordinances for Pierce county regulating improvements to nonconforming buildings or buildings with nonconforming uses; a sea lamprey barrier at the Rapide Croche lock on the Fox river; small municipality shared revenue payments; treatment of income and resources of certain institutionalized individuals who apply for or receive medical assistance; recipient cost sharing under the medical assistance program; medical assistance coverage of care coordination for pregnant women; limiting medical malpractice noneconomic damage awards; valuation of the accumulated unused sick leave of a state constitutional officer, member or officer of the legislature, head of a state agency who is appointed by the governor or head of a legislative service agency for the payment of his or her postretirement health insurance premiums under the state group health insurance program; creating a gaming commission; supplementing or decreasing payments to certain nursing homes for care provided to medical assistance recipients; seizure and sale of vehicles; occupational license restrictions; alcohol and controlled substance use assessment; reimbursement from the parents or guardian of a child who is alleged to be delinquent or in need of protection or services for legal representation provided by the state or counties to that child; a statewide lien system report; grain dealer bond and security requirements; specific information highway signs on the tri-county expressway; community-based economic development grants to the city of Beloit for riverfront development; provision of health insurance data collection and analysis services to the group insurance board by the office of health care information; enforcement of gaming laws by the department of justice; creating a division of criminal investigation in the department of justice; restrictions on requiring insureds to use particular vendors for repair or replacement of motor vehicle glass; air pollution from motor vehicles; employe trip reduction; clean fuels and clean-fuel vehicles; reformulated gasoline; petroleum product specifications; a grant to the General Mitchell international airport; actions finding solid waste facilities to be nuisances; medical assistance reimbursement for home health services; reimbursement for local administration of the lottery credit; increasing the amount of public debt that the building commission may contract for related to veterans mortgage refunding bonds; seeking federal authority for a pilot program concerning the method of payment of aid to families with dependent children benefits; the date on which certain unencumbered moneys appropriated for racing special programs will lapse to the general fund; payment of incentive bonuses to lottery retailers; school district expenditure limits; the additional oil inspection fee; state aid for driver education programs; authorizing the use of office of justice assistance funds for a law enforcement grant to a city having a population of more than 150,000 and less than 500,000; permits for air contaminant sources; creating a small business environmental council; assistance for small businesses that emit air contaminants; recovery of medical assistance benefits; grants to the city of West Allis for the provision of crowd and

traffic control services related to events held at the state fair park; minor technical changes to the designation of state park names; the capital access program; adjustment of authorized positions for state agencies; providing an exemption from emergency rule procedures; granting bonding authority; granting rule-making authority; providing penalties; and decreasing and making appropriations.

Read.

Senator Helbach moved nonconcurrency in Assembly amendments 2, 7, 9, 14, 15, 32, 39, 46, 52, 54 and 58.

The question was: Nonconcurrency in Assembly amendments 2, 7, 9, 14, 15, 32, 39, 46, 52, 54 and 58?

Nonconcurrred in.

Senator Helbach, with unanimous consent, asked that the Senate ask for a Committee on Conference on **Senate Bill 483** and that the Chair appoint conferees on its part.

The Chair appoints Senators George, Helbach and Risser as conferees on its part to the committee on Conference to **Senate Bill 483**.

The question was: Confirmation of the conferees?

Confirmed.

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

**SECOND READING AND AMENDMENTS
OF ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS**

Assembly Joint Resolution 104

Relating to designating April 26 to May 2, 1992, as 'Wisconsin Science and Technology Education Week'.

Read.

Concurrred in.

Assembly Joint Resolution 107

Relating to calling upon the U.S. Congress to provide for federal establishment of benefit levels for aid to families with dependent children.

Read.

Concurrred in.

Assembly Joint Resolution 112

Relating to designating April 5 to 12, 1992, as 'Wisconsin Week of the Young Child' and April 9, 1992, as 'Worthy Wage Day'.

Read.

Concurrred in.

Assembly Joint Resolution 114

Relating to designating the month of February as Wisconsin Children's Dental Health Month.

Read.

Concurred in.

Assembly Joint Resolution 117

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

Read.

Concurred in.

Assembly Joint Resolution 118

Relating to designating March as Women's History Month.

Read.

Concurred in.

Assembly Joint Resolution 123

Relating to proclaiming Wisconsin Police Week.

Read.

Concurred in.

Assembly Joint Resolution 125

Relating to designating Holocaust Remembrance Day.

Read.

Concurred in.

Assembly Joint Resolution 126

Relating to saluting Gaiashkibos upon his election as president of the National Congress of American Indians.

Read.

Concurred in.

Assembly Joint Resolution 130

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

Read a second time.

—————
CHAIR

2:16 P.M.

Senator Feingold in the Chair.

Senate amendments 1 and 2 to **Assembly Joint Resolution 130** offered by Senator Farrow.

The question was: Adoption of Senate amendment 1?

1. Senator Risser moved rejection of Senate amendment

The question was: Rejection of Senate amendment 1?
Rejected.

The question was: Adoption of Senate amendment 2?

2. Senator Risser moved rejection of Senate amendment

The question was: Rejection of Senate amendment 2?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Barrett, Berndt, Breske, Burke, Chvala, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Ulichny and Van Sistine — 17.

Noes — Senators Andrea, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Petak, Roshell, Rude, Schultz, Stitt and Weeden — 15.

Absent or not voting — Senator Czarnecki — 1.

Rejected.

Senate amendments 3 and 4 to **Assembly Joint Resolution 130** offered by Senator Rude.

The question was: Adoption of Senate amendment 3?

3. Senator Risser moved rejection of Senate amendment

The question was: Rejection of Senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Breske, Burke, Chvala, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Roshell, Ulichny and Van Sistine — 18.

Noes — Senators Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Petak, Rude, Schultz, Stitt and Weeden — 14.

Absent or not voting — Senator Czarnecki — 1.

Rejected.

The question was: Adoption of Senate amendment 4?

4. Senator Risser moved rejection of Senate amendment

The question was: Rejection of Senate amendment 4?

Rejected.

Ordered to a third reading.

Senator Risser, with unanimous consent, asked that the joint resolution be considered for final action at this time.

Assembly Joint Resolution 130

Read a third time.

The ayes and noes were required and the vote was: ayes, 17; noes, 15; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Barrett, Berndt, Breske, Burke, Chvala, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Rude and Van Sistine — 17.

Noes — Senators Andrea, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Petak, Roshell, Schultz, Stitt, Ulichny and Weeden — 15.

Absent or not voting — Senator Czarnezki — 1.

Concurred in.

Assembly Bill 65

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

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 65

Read a third time and concurred in.

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.

Read.

—————
CHAIR

2:58 P.M.

Senator Risser in the Chair.

Senate amendment 1 to Assembly amendment 1 to **Senate Bill 281** offered by Senators Rude, Schultz, Leean and Lasee.

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

Senator Chvala moved rejection of Senate amendment 1 to Assembly amendment 1.

The question was: Rejection of Senate amendment 1 to Assembly amendment 1?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 12; absent or not voting, 3; as follows:

Ayes — Senators Adelman, Barrett, Breske, Burke, Chvala, Cowles, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Ulichny, Van Sistine and Weeden — 18.

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

Absent or not voting — Senators Andrea, Czarnezki and Roshell — 3.

Rejected.

Senate amendment 2 to Assembly amendment 1 to **Senate Bill 281** offered by Senators Rude, Schultz and Berndt.

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

Senator Chvala raised the Point of order that Senate Amendment 2 to Assembly Amendment 1 is not germane.

The Chair rules the point well taken.

Senate amendment 3 to Assembly amendment 1 to **Senate Bill 281** offered by Senators Rude, Schultz, Leean and Lasee.

The question was: Adoption of Senate amendment 3 to Assembly amendment 1?

Senator Chvala moved rejection of Senate amendment 3 to Assembly amendment 1.

The question was: Rejection of Senate amendment 3 to Assembly amendment 1?

Rejected.

Senate amendment 4 to Assembly amendment 1 to **Senate Bill 281** offered by Senators Rude, Schultz and Berndt.

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

Senator Chvala moved rejection of Senate amendment 4 to Assembly amendment 1.

The question was: Rejection of Senate amendment 4 to Assembly amendment 1?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 11; absent or not voting, 2; as follows:

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

Noes — Senators Berndt, Buettner, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Petak, Rude and Schultz — 11.

Absent or not voting — Senators Czarnezki and Stitt — 2.

Rejected.

Senate amendment 5 to Assembly amendment 1 to **Senate Bill 281** offered by Senators Rude and Schultz.

The question was: Adoption of Senate amendment 5 to Assembly amendment 1?

Senator Chvala moved rejection of Senate amendment 5 to Assembly amendment 1.

The question was: Rejection of Senate amendment 5 to Assembly amendment 1?

Rejected.

The question was: Concurrence in Assembly Amendment 1?

Concurred in.

The question was: Concurrence in Assembly Amendment 2?

Concurred in.

The question was: Concurrence in Assembly Amendment 3?

Concurred in.

The question was: Concurrence in Assembly Amendment 6?

Concurred in.

The question was: Concurrence in Assembly Amendment 7?

Concurred in.

The question was: Concurrence in Assembly Amendment 10?

Concurred in.

The question was: Concurrence in Assembly Amendment 12?

Concurred in.

The question was: Concurrence in Assembly Amendment 13?

Concurred in.

The question was: Concurrence in Assembly Amendment 18?

Concurred in.

The question was: Concurrence in Assembly Amendment 23?

Concurred in.

The question was: Concurrence in Assembly Amendment 38?

Concurred in.

The question was: Concurrence in Assembly Amendment 39?

Concurred in.

The question was: Concurrence in Assembly Amendment 41?

Concurred in.

Senate amendment 1 to Assembly amendment 46 to Senate Bill 281 offered by Senators Rude, Schultz, Leean and Lasee.

The question was: Adoption of Senate amendment 1 to Assembly amendment 46?

Senator Chvala moved rejection of Senate amendment 1 to Assembly amendment 46.

The question was: Rejection of Senate amendment 1 to Assembly amendment 46?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 11; absent or not voting, 3; as follows:

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

Noes — Senators Berndt, Buettner, Ellis, Farrow, Huelsman, Lasee, Leean, Petak, Potter, Rude and Schultz — 11.

Absent or not voting — Senators Czarnezki, Roshell and Stitt — 3.

Rejected.

Senator Farrow moved that Senate Bill 281 be laid on the table.

The question was: Shall Senate Bill 281 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 9; noes, 23; absent or not voting, 1; as follows:

Ayes — Senators Berndt, Ellis, Farrow, Huelsman, Lasee, Leean, Rude, Schultz and Stitt — 9.

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

Absent or not voting — Senator Czarnezki — 1.

Refused to table.

The question was: Concurrence of Assembly amendment 46?

Concurred in.

The question was: Concurrence of Assembly amendment 48?

Concurred in.

The question was: Concurrence of Assembly amendment 51?

Concurred in.

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

Senator Helbach, with unanimous consent, asked 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 876

Concurred in:

Assembly Bill 542, Senate Substitute Amendment 1
Assembly Bill 567, Senate Amendments 1, 2 and 3
Assembly Bill 691, Senate Amendment 1
Assembly Bill 802, Senate Amendment 1

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 876

Relating to providing interpreters for persons who are deaf or hard of hearing, who have speech difficulties or who are unable to speak or understand English.

By Representatives Lautenschlager, Black, Young, Notestein, Baldus, Coleman, Carpenter, Huber, Robson, Hamilton, Moore, Van Dreel, Schwartz, Lorge, Turner, Hinkfuss, Radtke, Bolle, Gruszynski, Rohan, Fortis and Barca, cosponsored by Senators Adelman, Andrea, Rude, Van Sistine, Petak, Moen, Buettner, Chvala and Jauch.

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

Senator Helbach, with unanimous consent, asked that **Assembly Bill 1063** be withdrawn from committee on Agriculture, Corrections, Health and Human Services and be referred to committee on Senate Rules.

Senator Helbach, with unanimous consent, asked that the Senate recess until 5:03 P.M..

4:01 P.M.

RECESS

5:03 P.M.

The Senate reconvened.

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 828
Assembly Bill 874
Assembly Bill 929
Assembly Bill 945
Assembly Bill 949
Assembly Bill 952
Assembly Bill 988
Assembly Bill 1065
Assembly Bill 324

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 828

Relating to the center for urban land economics research at the university of Wisconsin-Madison and making an appropriation.

By Representatives Clarenbach, Gruszynski, Ladwig, Medinger, Radtke, Rohan and Welch, cosponsored by Senators Potter, Berndt and Rude.

Read first time and referred to committee on Higher Education.

Assembly Bill 874

Relating to drug enforcement surcharges.

By Representatives Reynolds, Musser, Gronemus, Stower, Lautenschlager, Barca, Baumgart, Van Dreel, Harsdorf, Hahn, Van Gorden, Brandmuehl, Zien, Goetsch, Hough, Radtke, Ott, Schneiders, Nass, Lorge, Klusman, Kaufert, Ladwig, Silbaugh and Porter, cosponsored by Senators Breske, Roshell and Petak.

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

Assembly Bill 929

Relating to increasing the jurisdictional amount in small claims actions, allowing the collection of check charges for checks returned unpaid in consumer credit transactions, increasing the damages and fees allowed in retail theft and worthless check civil actions and allowing civil actions against unemancipated minors and their parents for retail theft.

By Representatives Van Dreel, Holperin, Hahn, Kunicki, Panzer, Clarenbach, Holschbach, Bell, Lautenschlager, Radtke, Nass, Hamilton, Vergeront, Hasenohrl, Brancel, Gronemus, Roberts, Rosenzweig, Porter, Boyle, Van Gorden, Lorge, Schneiders, Johnsrud, Ourada, Robson, Vander Loop, Ladwig, Klusman, Ott, Darling, Urban, Vrakas, Musser, Goetsch, Silbaugh, Ainsworth, Lehman, Underheim and Zien, cosponsored by Senators Roshell, Leean, Ulichny, Rude, Van Sistine, Weeden, Lasee, Lorman, Potter, Huelsman, Breske, Berndt, Stitt and Petak, by request of Attorney General James Doyle; Wisconsin Civil Recovery Council; Wisconsin Merchants Federation; Wisconsin Retail Hardware Association; Wisconsin Restaurant Association; Wisconsin Grocers Association; Wisconsin Automotive Parts Association; National Federation of Independent Business (Wisconsin Chapter); Wisconsin Automobile and Truck Dealers Association; Wisconsin Jewelers Association; Wisconsin Alliance of Hearing Professionals; Wisconsin Retail Gasoline and Automotive Trades Association; Wisconsin Retail Lumbermen's Association; Wisconsin Beverage Licensees Association; Wisconsin Innkeepers Association; Wisconsin Wholesale Beer Distributors Association; Wisconsin Independent Business, Inc.; Wisconsin Association of Convenience Stores; Wisconsin Financial Services Association; Wisconsin Collectors Association; Wisconsin Association of Campground Operators; Petroleum Marketers Association of Wisconsin; Wisconsin Motorcycle Dealers Association; Wisconsin Auto Collision

Technicians Association; Bowling Proprietors Association of Wisconsin; Midwest Equipment Dealers Association; Wisconsin Association of Distributors, Inc.; Wisconsin Wine and Spirit Institute; and American Automobile Association/Wisconsin Division.

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

Assembly Bill 945

Relating to review of inpatient psychiatric care under the medical assistance program.

By Representatives Krug, Barca, Lautenschlager, Huber, Gronemus, Hisrich and Lorge, cosponsored by Senator Barrett.

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

Assembly Bill 949

Relating to license and reinspection fees for retail food establishments and food warehouses.

By Representatives Gronemus, Albers, Springer, Radtke, Hubler, Freese, Reynolds, Wineke, Brancel and Loucks.

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

Assembly Bill 952

Relating to the department of justice, controlled substances, medical assistance violations, the contents of the summons in special proceedings involving certain claims and making an appropriation.

By Representatives Lautenschlager, Wood, Carpenter, Brandemuehl, Roberts, Baldus, Robson, Cullen, Ladwig and Zien, cosponsored by Senators Adelman, Burke, Breske, Moen and Petak, by request of Attorney General James E. Doyle.

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

Assembly Bill 988

Relating to expanding employment or contracting requirements for nurse's assistants, home health aides and hospice aides in certain facilities.

By Representatives Potter, Urban, Boyle, Robson, Notestein, Holperin, Ladwig, Roberts and Silbaugh, cosponsored by Senators Roshell, Cowles and Huelsman.

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

Assembly Bill 1065

Relating to lottery credit precertification.

By Representatives Bell, Wood and Foti, cosponsored by Senators Helbach and Farrow.

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

Assembly Bill 324

Relating to authorizing the board of regents of the university of Wisconsin system to deduct contributions from the salaries of football coaches employed in the university of Wisconsin system who are eligible and wish to participate in a qualified cash or deferred arrangement pension plan for football coaches.

By Representatives Brandemuehl, Harsdorf, Gruszynski, Lehman, Hamilton, Duff, Ladwig, Schultz, Bolle, Musser, Lorge, Gard, Zweck, Schneiders, Vergeront, Zien, Kaufert, Freese, Turner, Ott, Klusman, Silbaugh and Underheim, cosponsored by Senators Berndt, Andrea and Roshell.

Read first time and referred to committee on Higher Education.

SECOND READING AND AMENDMENTS
OF ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS

Assembly Bill 74

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

Read a second time.

The question was: Adoption of Senate amendment 2?

Senator Cowles, with unanimous consent, asked that Senate amendment 1 be revived.

The question was: Adoption of Senate amendment 1?

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

Ayes — Senators Adelman, Andrea, Barrett, Burke, Chvala, Feingold, George, Helbach, Jauch, Moen, Plewa, Risser and Ulichny — 13.

Noes — Senators Berndt, Breske, Buettner, Cowles, Decker, Ellis, Farrow, Huelsman, Lasee, Leraan, Lorman, Petak, Potter, Roshell, Rude, Schultz, Stitt, Van Sistine and Weeden — 19.

Absent or not voting — Senator Czarnezki — 1.

Rejection refused.

The question was: Adoption of Senate amendment 1?

Senator Farrow, with unanimous consent, asked that she be removed as a co-sponsor of Assembly Bill 74.

The question was: Adoption of Senate amendment 1?

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

Ayes — Senators Andrea, Berndt, Breske, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Leraan, Lorman, Moen, Petak, Plewa, Potter, Roshell, Rude, Schultz, Stitt, Van Sistine and Weeden — 21.

Noes — Senators Adelman, Barrett, Burke, Chvala, Decker, Feingold, George, Helbach, Jauch, Risser and Ulichny — 11.

Absent or not voting — Senator Czarnezki — 1.

Adopted.

The question was: Adoption of Senate amendment 2?

Senator Berndt moved rejection of Senate amendment 2.

The question was: Rejection of Senate amendment 2?
Rejected.

Senate amendment 3 to Assembly Bill 74 offered by Senator Rude.

The question was: Adoption of Senate amendment 3?

Senator Berndt moved rejection of Senate amendment 3.

The question was: Rejection of Senate amendment 3?

Senator Burke moved that Assembly Bill 74 be referred to committee on Urban Affairs, Environmental Resources and Elections.

The question was: Shall Assembly Bill 74 be referred to the committee on Urban Affairs, Environmental Resources and Elections?

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, Burke, Chvala, Decker, Farrow, Feingold, George, Helbach, Jauch, Lasee, Moen, Plewa, Risser, Rude, Stitt, Ulichny and Van Sistine — 19.

Noes — Senators Berndt, Breske, Buettner, Cowles, Ellis, Huelsman, Leraan, Lorman, Petak, Potter, Roshell, Schultz and Weeden — 13.

Absent or not voting — Senator Czarnezki — 1.

Referred.

Assembly Bill 212

Relating to the salaries of teachers employed by this state.

Read a second time.

Ordered to a third reading.

Senator Potter, with unanimous consent, asked that Assembly Bill 324 be withdrawn from committee on Higher Education and be referred to committee on Senate Rules.

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

Assembly Bill 212

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Decker, Ellis, Farrow, Feingold, George, Helbach, Jauch, Leraan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 30.

Noes — Senators Huelsman and Lasee — 2.

Absent or not voting — Senator Czarnezki — 1.

Assembly Bill 258

Relating to business development on Indian reservations, providing for a study 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 258

Read a third time.

The ayes and noes were required and the vote was: ayes, 23; noes, 9; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Burke, Chvala, Decker, Feingold, George, Helbach, Jauch, Leraan, Lorman, Moen, Plewa, Potter, Risser, Rude, Schultz, Stitt, Ulichny and Van Sistine — 23.

Noes — Senators Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Petak, Roshell and Weeden — 9.

Absent or not voting — Senator Czarnezki — 1.

Concurred in.

Assembly Bill 263

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?
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 263

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, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Leraan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 32.

Noes — None.

Absent or not voting — Senator Czarnezki — 1.

Concurred in as amended.

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.

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.

Assembly Bill 288

Read a third time and concurred in as amended.

Assembly Bill 372

Relating to a record of severely disabled employes in the state classified service.

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 372

Read a third time and concurred in.

Assembly Bill 476

Relating to transporting loads of junk or scrapped vehicles.

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 476

Read a third time and concurred in.

Assembly Bill 638

Relating to providing individual income taxpayers with the option of receiving a postcard with an identification label instead of a tax form and booklet.

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 638

Read a third time and concurred in.

Assembly Bill 664

Relating to creating certification for certain emergency medical services personnel to perform defibrillation 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 bill be considered for final action at this time.

Assembly Bill 664

Read a third time and concurred in as amended.

Assembly Bill 763

Relating to caller identification services.

Read a second time.

The question was: Adoption of Senate amendment 1?

Senator Buettner moved rejection of Senate amendment 1.

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

The question was: Rejection of Senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 25; noes, 7; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Berndt, Breske, Buettner, Burke, Cowles, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Petak, Plewa, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 25.

Noes — Senators Adelman, Barrett, Chvala, Decker, Feingold, Potter and Risser — 7.

Absent or not voting — Senator Czarnezki — 1.

Rejected.

Ordered to a third reading.

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

Assembly Bill 763

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Decker, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 30.

Noes — Senators Adelman and Feingold — 2.

Absent or not voting — Senator Czarnezki — 1.

Concurred in.

Assembly Bill 788

Relating to prohibiting a state agency from informing the public in writing that a rule is or will be in effect unless the agency has completed its rule-making process.

Read a second time.

Senate amendment 1 to Assembly Bill 788 offered by Senator Adelman.

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 788

Read a third time and concurred in as amended.

Assembly Bill 792

Relating to adult school crossing guards signaling traffic to stop at school crossings.

Read a second time.

The question was: Adoption of Senate amendment 1?

Senator Rude moved rejection of Senate amendment 1.

The question was: Rejection of Senate amendment 1?
Rejected.

The question was: Shall **Assembly Bill 792** be ordered to a third reading?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 17; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Barrett, Breske, Chvala, Decker, George, Helbach, Jauch, Moen, Potter, Risser, Roshell, Rude, Ulichny and Van Sistine — 15.

Noes — Senators Adelman, Berndt, Buettner, Burke, Cowles, Ellis, Farrow, Feingold, Huelsman, Lasee, Lekan, Lorman, Petak, Plewa, Schultz, Stitt and Weeden — 17.

Absent or not voting — Senator Czarnezki — 1.

Refused to read a third time.

Assembly Bill 840

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

Read a second time.

Senator Plewa, with unanimous consent, asked that **Assembly Bill 840** be laid on the table.

Assembly Bill 847

Relating to the exemption from nonresident tuition at the university of Wisconsin system for nonresident members of the armed forces.

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 847

Read a third time and concurred in.

Assembly Bill 853

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

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 853

Read a third time and concurred in.

Assembly Bill 898

Relating to alternative educational programs for learnfare pupils in the city of Milwaukee.

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 898

Read a third time and concurred in.

Assembly Bill 904

Relating to savings banks, granting rule-making authority and providing a penalty.

Read a second time.

Senate amendment 1 to Senate amendment 7 to **Assembly Bill 904** offered by Senators Feingold and Ulichny.

Senate amendments 17, 18 and 19 to **Assembly Bill 904** offered by Senators Feingold and Ulichny.

Senator Feingold, with unanimous consent, asked that Senate amendments 10, 11, 12, 13 and 18 be laid on the table.

Senator Feingold, with unanimous consent, asked that Senate amendments 1, 2, 3, 4, 5, 6, Senate amendment 1 to Senate amendment 7, Senate Amendments 7, 8, 9, 14, 15, 16, 17 and 19 be taken up en masse.

The question was: Adoption of Senate amendments 1, 2, 3, 4, 5, 6, Senate amendment 1 to Senate amendment 7, Senate Amendments 7, 8, 9, 14, 15, 16, 17 and 19?

Senator Schultz, with unanimous consent, asked that all the amendments be taken up separately.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 904** be placed at the foot of the calendar.

Assembly Bill 931

Relating to the discipline of state employes based on surveillance.

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.

Assembly Bill 931

Read a third time and concurred in.

Assembly Bill 938

Relating to environmental impact reports.

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 938

Read a third time.

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

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

Noes — None.

Absent or not voting — Senators Czarnezki, Ellis, Schultz and Stitt — 4.

Concurred in.

Assembly Bill 947

Relating to creating a joint committee on information policy.

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 947

Read a third time and concurred in.

Assembly Bill 958

Relating to motorized wheelchair warranties.

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 958

Read a third time and concurred in.

Assembly Bill 960

Relating to records of John Doe proceedings.

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.

Assembly Bill 960

Read a third time and concurred in.

Assembly Bill 976

Relating to transportation and disposal of medical waste, approval of medical waste incinerators, certification of incinerator operators, granting rule-making authority and providing a penalty.

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.

Assembly Bill 976

Read a third time and concurred in.

Assembly Bill 977

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

Read a second time.

Senate amendment 1 to **Assembly Bill 977** offered by Senators Andrea, Buettner and Roshell.

The question was: Adoption of Senate amendment 1?

Senator George, with unanimous consent, asked that **Assembly Bill 977** be referred to joint committee on Finance.

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.

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.

Assembly Bill 983

Read a third time and concurred in.

Assembly Bill 984

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

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.

Assembly Bill 984

Read a third time and concurred in.

Assembly Bill 994

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

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.

Assembly Bill 994

Read a third time and concurred in.

Assembly Bill 904

Relating to savings banks, granting rule-making authority and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1?

The ayes and noes were demanded 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, 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 — 32.

Noes — None.

Absent or not voting — Senator Czarnezki — 1.

Adopted.

The question was: Adoption of Senate amendment 2?

The ayes and noes were demanded 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, 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 — 31.

Noes — Senator Cowles — 1.

Absent or not voting — Senator Czarnezki — 1.

Adopted.

The question was: Adoption of Senate amendment 3?

Senator Feingold, with unanimous consent, asked that Senate amendments 3, 4, 5, 6, Senate amendment 1 to Senate amendment 7, Senate amendments 7, 8, 9, 14, 15, 16, 17 and 19 to Assembly Bill 904 be taken up en masse.

The question was: Adoption of Senate amendments 3, 4, 5, 6, Senate amendment 1 to Senate amendment 7, Senate amendments 7, 8, 9, 14, 15, 16, 17 and 19?

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 904

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 4; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Cowles, Decker, Ellis, Farrow, George, Huelsman, Jauch, Lasee, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 28.

Noes — Senators Chvala, Feingold, Helbach and Leean — 4.

Absent or not voting — Senator Czarnezki — 1.

Concurred in as amended.

Senator Helbach, with unanimous consent, asked 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 166
- Senate Bill 326
- Senate Bill 366
- Senate Bill 402
- Senate Bill 469
- Senate Bill 499

Amended and concurred in as amended:

- Senate Bill 248, Assembly substitute amendment 1
- Senate Bill 238, Assembly amendments 1 and 2

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

Senator Roshell, 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 Ulichny objected.

Senator Roshell moved 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 Roshell, with unanimous consent, asked that the Senate recess until 8:32 P.M..

7:06 P.M.

RECESS

8:32 P.M.

The Senate reconvened.

CHAIR

8:32 P.M.

Senator Feingold in the Chair.

Senator Helbach, with unanimous consent, asked that the Senate recess until 10:16 A.M..

8:34 P.M.

RECESS

10:16 A.M.

The Senate reconvened.

Senator Helbach, with unanimous consent, asked that the Senate recess until 12:48 P.M..

10:17 A.M.

RECESS

12:48 P.M.

The Senate reconvened.

Senator Helbach, with unanimous consent, asked that the Senate recess until 1:39 P.M..

12:49 P.M.

RECESS

1:39 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, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnezki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Plewa, Potter, Risser, Roshell, Rude, Ulichny, Van Sistine and Weeden — 29.

Absent — Senators Barrett, Petak, Schultz and Stitt — 4.

Absent with leave — None.

Senator Helbach, with unanimous consent, asked that **Senate Bill 573** be withdrawn from committee on Agriculture, Corrections, Health and Human Services and be referred to committee on Senate Rules.

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

COMMITTEE REPORTS

The committee on Higher Education reports and recommends:

Assembly Bill 828

Relating to the center for urban land economics research at the university of Wisconsin-Madison and making an appropriation.

Concurrence:

Ayes, 5 — Senators Potter, Jauch, Czarnezki, Lorman and Berndt;

Noes, 0 — None.

Calvin Potter
Chair

Senator Helbach, with unanimous consent, asked that **Assembly Bill 828** be withdrawn from committee on Senate Rules and taken up.

Assembly Bill 828

Relating to the center for urban land economics research at the university of Wisconsin-Madison 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 828

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, Czarnezki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Leean, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 32.

Noes — Senator Lasee — 1.

Absent or not voting — None.

Concurred in.

Senator Roshell, with unanimous consent, asked that the Senate recess until 7:48 P.M..

1:51 P.M.

RECESS

7:48 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, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnezki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Lasee, Leean, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny, Van Sistine and Weeden — 31.

Absent — Senators Andrea and Jauch, — 2.

Absent with leave — None.

Senator Roshell, with unanimous consent, withdrew his motion to withdraw **Assembly Bill 180** from the committee on Education, Economic Development, Financial Institutions and Fiscal Policies.

Senator Helbach, with unanimous consent, asked that the Senate adjourn.

7:53 P.M.