

STATE OF WISCONSIN

Senate Journal

Ninetieth Regular Session

6:10 P.M.

Friday, March 27, 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, Czarnecki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Kreul, Lasec, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Stitt, Ulichny, Van Sistine and Weeden — 33.

Absent — None.

Absent with leave — None.

The Senate stood for a moment of silent meditation.

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

COMMITTEE REPORTS

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

Senate Bill 428

Relating to recovery of medical assistance payments.

Passage:

Ayes, 3 -- Senators Feingold, Burke and Petak;

Noes, 2 -- Senators Moen and Buettner.

Russell D. Feingold
Chair

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

Senate Bill 547

Relating to redistricting the congressional districts.

Introduction and adoption of Senate substitute amendment 1:

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

Noes, 2 -- Senators Stitt and Cowles.

Passage as amended:

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

Noes, 2 -- Senators Stitt and Cowles.

Brian Burke
Chair

The committee on Transportation and Utilities reports and recommends:

Assembly Bill 13

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

Concurrence:

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

Noes, 1 -- Senator Farrow.

Thomas Barrett
Chair

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

Assembly Bill 729

Relating to requiring provision of educational services to certain adult residents of the state centers for the developmentally disabled.

Concurrence:

Ayes, 6 -- Senators Moen, Decker, Feingold, Barrett, Breske and Berndt;

Noes, 2 -- Senators Lorman and Schultz.

Rodney C. Moen
Chair

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

Assembly Joint Resolution 143

Relating to designating May 11 to 17, 1992, as 'Dream Flight Wausau Week'.

Concurrence on Assembly Joint Resolution 143:

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

Noes, 0 -- None.

Barbara Ulichny
Chair

Senator Helbach, with unanimous consent, asked that the rules be suspended and that Assembly Joint Resolution 143 be taken up at this time.

Read.

Concurred in.

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of the Governor

March 26, 1992

To the Honorable, the Senate:

The following bills, originating in the senate, have been approved, signed and deposited in the office of the Secretary of State:

Senate Bill	Act No.	Date Approved
130	130	March 26, 1992
289	131	March 26, 1992
316	132	March 26, 1992
342	133	March 26, 1992
356	134	March 26, 1992

Respectfully,
TOMMY G. THOMPSON
Governor

CALENDAR OF MARCH 27, 1992

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 1055

Concurred in:

Assembly Bill 34, Senate Substitute Amendment 1
Assembly Bill 306, Senate Amendment 1
Assembly Bill 538, Senate Amendment 1
Assembly Bill 739, Senate Substitute Amendment 1
Assembly Bill 748, Senate Amendment 1
Assembly Bill 788, Senate Amendment 1
Senate Bill 292
Senate Bill 567
Senate Bill 568
Senate Bill 569

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 1055

Relating to air pollution from stationary sources, other pollution from stationary sources of air pollution, the air pollution control council, assistance for small businesses that emit air contaminants, air pollution from motor vehicles, employe trip reduction, clean fuels and clean-fuel vehicles, reformulated gasoline, petroleum product specifications, granting rule-making authority, providing an exemption from rule-making procedures and providing an exemption from emergency rule-making procedures.

By Representative Seery, cosponsored by Senator Burke.

Read first time.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 1055** be taken up at this time.

Assembly Bill 1055

Relating to air pollution from stationary sources, other pollution from stationary sources of air pollution, the air pollution control council, assistance for small businesses that emit air contaminants, air pollution from motor vehicles, employe trip reduction, clean fuels and clean-fuel vehicles, reformulated gasoline, petroleum product specifications, granting rule-making authority, providing an exemption from rule-making procedures and providing an exemption from emergency rule-making procedures.

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 1055

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

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

Noes — None.

Absent or not voting — None.

Concurred in.

CALENDAR OF MARCH 27, 1992

EXECUTIVE COMMUNICATIONS

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Senate Bill 355** be taken up at this time.

Senator Ellis objected.

Senator Feingold moved that the rules be suspended and that **Senate Bill 355** be withdrawn from committee on Senate Rules and taken up at this time.

The question was: Shall the rules be suspended and **Senate Bill 355** be withdrawn from committee on Senate Rules and taken up at this time.

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The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

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

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

Absent or not voting — None.

Refused.

Senator Helbach, with unanimous consent, asked that all the appointments be taken up en masse except for the appointment of James R. Meier.

HAUSCHILD, LILL, of Kenosha, as a member of the Real Estate Appraisers Board, to serve for the term ending May 1, 1996.

Read.

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

Read.

O'BRIEN, MARY J., of Stevens Point, as a member of the Real Estate Appraisers Board, to serve for the term ending May 1, 1996.

Read.

The question was: Confirmation?

The ayes and noes were required and vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

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

Noes — Senators — 0.

Absent or not voting — None.

Confirmed. rwn

MEIER, JAMES R., of Portage, as a member of the Labor and Industry Review Commission, to serve for the interim term ending March 1, 1995.

Read.

The question was: Confirmation?

Senator Van Sistine, with unanimous consent, asked that the appointment of James R. Meier be referred back to committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

Senator Leean objected.

Senator Van Sistine, moved that the appointment of James R. Meier be referred back to committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

The question was: Shall the appointment of James R. Meier be referred back to committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

The ayes and noes were demanded and the vote was: ayes, 15; noes, 18; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Barrett, Burke, Chvala, Czarnezki, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser and Van Sistine — 15.

Noes — Senators Andrea, Berndt, Breske, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Leean, Lorman, Petak, Roshell, Rude, Schultz, Stitt, Ulichny and Weeden — 18.

Absent or not voting — None.

Referral Refused.

The Question was: Confirmation?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Berndt, Breske, Buettner, Cowles, Ellis, Farrow, Huelsman, Jauch, Lasee, Leean, Lorman, Petak, Plewa, Roshell, Rude, Schultz, Stitt, and Weeden — 19.

Noes — Senators Adelman, Barrett, Burke, Chvala, Czarnezki, Decker, Feingold, George, Helbach, Moen, Potter, Risser, Ulichny, and Van Sistine — 14.

Absent or not voting — None.

Confirmed.

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 969

Amended and concurred in as amended:

Senate Bill 310, Assembly Amendment 1

Senate Bill 415, Assembly Amendment 1

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 969

Relating to permitting law enforcement officers to take truants into custody, a truancy abatement and burglary suppression pilot program and making appropriations.

By Representatives M. Coggs, S. Coggs, Clarenbach, Kunicki, Travis, Zien, Plache, Notestein, Fortis, Potter,

Black, Wineke, Medinger, Ladwig, Cullen, Boyle, Bell, Turner, Krusick, Schneiders, Grobschmidt, Hamilton, Barca, Gruszynski, Seery, Hasenohrl, Swoboda, Carpenter, Bock, Gronemus, Krug, Moore, Lautenschlager, Roberts, Vergeront, Rosenzweig and Darling, cosponsored by Senators Ulichny, Barrett, Burke, Chvala, Farrow, Helbach, Jauch, Plewa and Czarnezki.

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

SPECIAL ORDER

Assembly Bill 712

Relating to defining corporations servicing student loans as collection agencies.

Read.

Senator Ulichny, with unanimous consent, asked that **Assembly Bill 712** be placed at the foot of the calendar.

Senator Feingold objected.

Senator Ulichny, with unanimous consent, asked that **Assembly Bill 712** be placed at the foot of the eleventh order.

SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS

CALENDAR OF MARCH 27, 1992

Senate Joint Resolution 89

Relating to expressing support for the Concerned Area Dairy Farmers of Viroqua.

Read.

Adopted.

Senate Bill 152

Relating to increasing the number of circuit court branches.

Read a second time.

Senator Helbach, with unanimous consent, asked that **Senate Bill 152** be laid on the table.

Senate Bill 474

Relating to ozone-depleting substances, granting rule-making authority, providing an exemption from emergency rule procedures, providing penalties and making an appropriation.

Read a second time.

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

Senate amendment 1 to **Senate substitute amendment 2** to **Senate Bill 474** offered by Senator Cowles.

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 152** offered by Senator George.

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

Senator Cowles moved rejection of **Senate amendment 2** to **Senate substitute amendment 2**.

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

Rejected.

Senator George moved reconsideration of the vote by which the Senate rejected **Senate Amendment 2** to **Senate Substitute Amendment 2** to **Senate Bill 474**.

The question was: Shall the vote by which the Senate rejected **Senate Amendment 2** to **Senate Substitute Amendment 2** to **Senate Bill 474** be reconsidered?

Reconsidered.

The question was: Rejection of **Senate Amendment 2** to **Senate Substitute Amendment 2** to **Senate Bill 474**?

Rejection Refused.

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

Adopted.

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

Adopted.

Ordered to a third reading.

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

Senate Bill 474

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

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

Noes — Senators — 0.

Absent or not voting — None.

Passed.

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

Senate Bill 561

Relating to air pollution from stationary sources, other pollution from stationary sources of air pollution, the air pollution control council, assistance for small businesses that emit air contaminants, air pollution from motor vehicles, employe trip reduction, clean fuels and clean-fuel vehicles, reformulated gasoline, petroleum product specifications, granting rule-making authority, providing an exemption from rule-making procedures and providing an exemption from emergency rule-making procedures.

Read a second time.

Senator Helbach, with unanimous consent, asked that **Senate Bill 561** be laid on the table.

Assembly Bill 712

Relating to defining corporations servicing student loans as collection agencies.

Read a second time.

Senator Ulichny moved Non Concurrence of **Assembly Bill 712**.

The question was: Nonconcurrence?

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

Ayes — Senators Ellis, Farrow, George, Huelsman, Lorman, Potter, Rude, Stitt and Ulichny, — 9.

Noes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnezki, Decker, Feingold, Helbach, Jauch, Lasee, Lekan, Moen, Petak, Plewa, Risser, Roshell, Schultz, Van Sistine and Weeden — 24.

Absent or not voting — None.

Failed to Nonconcur.

Ordered to a third reading.

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

Assembly Bill 712

Read a third time and Concurred in.

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

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.

Read.

Concurred in.

Assembly Joint Resolution 36

Relating to eligibility to office of a person convicted of a misdemeanor involving a violation of public trust or of a felony (first consideration).

Read.

Senator Adelman, with unanimous consent, asked that **Assembly Joint Resolution 36** be placed at the foot of the calendar.

Senator Lorman objected.

Senator Adelman moved that **Assembly Joint Resolution 36** be placed at the foot of the calendar.

The question was: Shall **Assembly Joint Resolution 36** be placed at the foot of the calendar.?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

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

Noes — Senators Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Lekan, Lorman, Petak, Rude, Schultz, Stitt, Ulichny and Weeden — 15.

Absent or not voting — None.

Placed at the foot of the calendar.

Assembly Bill 113

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

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 113

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 27; noes, 5; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Berndt, Breske, Buettner, Burke, Chvala, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Lasee, Lekan, Lorman, Moen, Petak, Plewa, Potter, Roshell, Rude, Stitt, Ulichny, and Van Sistine — 27.

Noes — Senators Barrett, Czarnezki, Risser, Schultz and Weeden — 5.

Absent or not voting — Senator Cowles — 1.

Concurred in.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 1065** be taken up at this time.

Assembly Bill 1065

Relating to lottery credit precertification.

Read a second time.

Senator George, with unanimous consent, asked that **Assembly Bill 1065** be referred to the joint committee on Finance.

Senator George, with unanimous consent, asked that **Assembly Bill 1065** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 1065

Read a third time and concurred in.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 876** be taken up at this time.

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.

Read a second time.

Senate amendment 1 to **Assembly Bill 876** 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 876

Read a third time and concurred in.

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

Senator Helbach, with unanimous consent, asked that **Assembly Bill 918** be taken up at this time.

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 918

Read a third time and concurred in.

Assembly Bill 942

Relating to employment relations for attorneys employed in the office of the state public defender.

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 942

Read a third time and concurred in.

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.

Read a second time.

Senate amendment 2 to **Assembly Bill 159** offered by Senator Chvala.

The question was: Adoption of Senate amendment 2?

Senator Stitt, with unanimous consent, asked that **Assembly Bill 159** be placed at the foot of the calendar.

Senator Feingold objected.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 684** be taken up at this time.

Assembly Bill 684

Relating to prohibiting discrimination in housing, increasing the membership of the dwelling code council, granting rule-making authority, providing an exemption from emergency rule procedures 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 684

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

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

Noes — Senators — 0.

Absent or not voting — None.

Concurred in.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 713** be taken up at this time.

Assembly Bill 713

Relating to allowing the provision of economic assistance to veterans for health care related to alcohol or other drug abuse.

Read a second time.

Senator George, with unanimous consent, asked that **Assembly Bill 713** be referred to the joint committee on Finance.

Senator George, with unanimous consent, asked that **Assembly Bill 713** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 713

Read a third time.

The ayes and noes were demanded 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, Lasee, Leraan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Schultz, Stitt, Ulichny and Van Sistine — 32.

Noes — Senator Weeden — 1.
Absent or not voting — None.

Concurred in.

Assembly Bill 167

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

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 167

Read a third time and concurred in.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 252** be taken up at this time.

Assembly Bill 252

Relating to police identification reports at preliminary examinations.

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 252

Read a third time and concurred in as amended.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 661** be taken up at this time.

Assembly Bill 661

Relating to regulation of mining and the investment and local impact fund.

Read a second time.

The question was: Adoption of Senate amendment 1?

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

Ordered to a third reading.

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

Assembly Bill 661

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnezki, 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 — 33.

Noes — Senators — 0.
Absent or not voting — None.

Concurred in.

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

Senator Chvala, with unanimous consent, asked that **Assembly Bill 699** be taken up at this time.

Assembly Bill 699

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

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 699

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

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

Noes — Senators Berndt, Ulichny and Weeden — 3.
Absent or not voting — None.

Concurred in as amended.

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

Senator Helbach, with unanimous consent, asked that the Senate stand recess.

JOURNAL OF THE SENATE [March 27, 1992]

RECESS

10:33 A.M. Saturday, March 28, 1992.

The Senate reconvened.

Senator Farrow, with unanimous consent, asked that the Senate recess until 11:55 A.M..

10:35 A.M.

RECESS

11:55 A.M.

The Senate reconvened.

CALENDAR OF MARCH 27, 1992

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 1082

Concurred in:

Assembly Bill 180, Senate Amendments 21, 22 and 27
Assembly Bill 252, Senate Substitute Amendment 1
Assembly Bill 699, Senate Amendment 1
Assembly Bill 876, Senate Amendment 1
Assembly Bill 918, Senate Substitute Amendment 1
Senate Bill 195
Senate Bill 231
Senate Bill 237
Senate Bill 285
Senate Bill 360
Senate Bill 399
Senate Bill 443
Senate Bill 450
Senate Bill 463
Senate Bill 470
Senate Bill 485
Senate Bill 486
Senate Bill 503
Senate Bill 532
Senate Bill 559
Senate Bill 563
Senate Joint Resolution 72
Senate Joint Resolution 77

Amended and concurred in as amended:

Senate Bill 209, Assembly Amendment 2

Adopted and asks concurrence in the Committee of Conference Report on:

Senate Bill 483

Assembly Joint Resolution 146

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 1082

Relating to living arrangement requirements for certain recipients of aid to families with dependent children; the form of payment of certain aid to families with dependent children benefits; satisfaction of job program participation requirements by certain recipients of aid to families with dependent children; the treatment of student loans and grants under the aid to families with dependent children program; payment of costs for recipients of aid to families with dependent children to attend Milwaukee area technical college; providing information about general relief recipients with outstanding warrants; causing or advising a dependent person to go to a municipality to obtain public assistance; retroactive reimbursement from other programs or resources for general relief benefits; preauthorization of medical treatment for recipients of general relief; eligibility for general relief medical care; petitioning for review of an adverse action relating to eligibility for general relief benefits; ineligibility for general relief medical benefits because of divestment; permitting general relief agencies to recover overpayments of general relief payments; requiring a teenage noncustodial parent who cannot pay child support to participate in a job training program or attend school; providing funding for Milwaukee county deputy sheriffs for welfare fraud investigation; training for income maintenance workers; directing the state superintendent of public instruction to study truancy; and creating a joint legislative committee on teenage pregnancy prevention project planning, providing for a study, providing penalties and making appropriations.

By Representatives Cullen, Grobschmidt, Barca and Young.

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

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 mutuels; 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.

By joint committee on Finance, by request of Governor Tommy G. Thompson.

Assembly Joint Resolution 146

Relating to extending floorperiod V of this legislature through Tuesday, March 31, 1992.

By Representative Travis.

Read first time and referred to committee on Senate Organization.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Senate Bill 483** be taken up at this time.

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 unencumbered 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.

The question was: Concurrence in the committee of conference report?

The ayes and noes were required and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Barrett, Breske, Burke, Chvala, Czarnecki, Decker, George, Helbach, Jauch, Moen, Petak, Plewa, Potter, Risser, Ulichny and Van Sistine — 17.

Noes — Senators Adelman, Berndt, Buettner, Cowles, Ellis, Farrow, Feingold, Huelsman, Lasee, Lekan, Lorman, Roshell, Rude, Schultz, Stitt and Weeden — 16.

Absent or not voting — None.

Concurred in.

Senator Helbach, with unanimous consent, asked that **Senate Bill 547** be withdrawn from committee on Senate Rules and taken up at this time.

Senate Bill 547

Relating to redistricting the congressional districts.

Read a second time.

The question was: Adoption of Senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

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

Noes — Senators Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Lekan, Lorman, Petak, Rude, Schultz, Stitt, Van Sistine and Weeden — 15.

Absent or not voting — None.

Adopted.

Senate substitute amendment 2 to **Senate Bill 547** offered by Senator Stitt.

The question was: Adoption of Senate substitute amendment 2?

Senator Burke moved rejection of Senate substitute amendment 2.

The question was: Rejection of Senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

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

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

Absent or not voting — None.

Rejected.

Ordered to a third reading.

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

Senate Bill 547

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

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

Noes — Senators Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Lekan, Lorman, Petak, Rude, Schultz, Stitt, Van Sistine and Weeden — 15.

Absent or not voting — None.

Passed.

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

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Senate Bill 248** be withdrawn from committee on Senate Rules and taken up at this time.

Senate Bill 248

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

Read.

The question was: Concurrence of Assembly substitute amendment 1?

Concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Senate Bill 89** be withdrawn from committee on Senate Rules and taken up at this time.

Senate Bill 89

Relating to operating a vehicle while under the influence of an intoxicant, drugs or both and providing a penalty.

Read.

The question was: Concurrence of Assembly amendment 1?

Concurred in.

The question was: Concurrence of Assembly amendment 2?

Concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Senate Bill 397** be withdrawn from committee on Senate Rules and taken up at this time.

Senate Bill 397

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

Read.

The question was: Concurrence of Assembly amendment 1?

Concurred in.

The question was: Concurrence of Assembly amendment 2?

Concurred in.

The question was: Concurrence of Assembly amendment 3?

Concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Senate Bill 426** be withdrawn from committee on Senate Rules and taken up at this time.

Senate Bill 426

Relating to the regulation of certain nonprofit schools by the educational approval board.

Read.

The question was: Concurrence of Assembly amendment 1?

Concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Senate Bill 209** be withdrawn from committee on Senate Rules and taken up at this time.

Senate Bill 209

Relating to immunity of ski patrol members from civil liability.

Read.

The question was: Concurrence of Assembly amendment 2?

Concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Senate Bill 415** be withdrawn from committee on Senate Rules and taken up at this time.

Senate Bill 415

Relating to changes to powers of attorney for health care.

Read.

The question was: Concurrence of Assembly amendment 1?

Concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 324** be withdrawn from committee on Senate Rules and taken up at this time.

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.

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 324

Read a third time and concurred in.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 832** be taken up at this time.

Assembly Bill 832

Relating to hospital lien filing date and the notice of filing of a hospital lien.

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 832

Read a third time and concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Senate Bill 310** be withdrawn from committee on Senate Rules and taken up at this time.

Senate Bill 310

Relating to victims and witnesses of crime.

Read.

The question was: Concurrence of Assembly amendment 1?

Concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 949** be withdrawn from committee on Agriculture, Corrections, Health and Human Services and taken up at this time.

Assembly Bill 949

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

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 949

Read a third time and concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 754** be withdrawn from committee on Transportation and Utilities and taken up at this time.

Senator Lorman, with unanimous consent, asked that she be listed as a co-sponsor of **Assembly Bill 754**.

Assembly Bill 754

Relating to commercial driver license waiver for commercial motor vehicle operators engaged in certain seasonal employment.

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 754

Read a third time and concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 717** be withdrawn from committee on Senate Rules and taken up at this time.

Assembly Bill 717

Relating to: biennial reporting requirements of the state treasurer; public access to information relating to the owners of public debt, revenue obligations or operating notes issued by the state; the period for payment of checks and other drafts issued by the state; publication of notices of abandoned property appearing to be owned by nonresidents; fiscal agent services in connection with the issuance of state bonds or notes; the limitation periods and enforcement of the uniform unclaimed property act; agreements to locate, deliver or recover certain property that is reported, paid or delivered to the state; and verification of reports by county treasurers concerning fines, forfeitures, assessments, surcharges and fees collected.

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 717

Read a third time and concurred in.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 491** be withdrawn from committee on Senate Rules and taken up at this time.

Assembly Bill 491

Relating to resource accounts for recipients of aid to families with dependent children.

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 491

Read a third time and concurred in.

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

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 91

Relating to convening a conference committee on Senate Bill 573 and Assembly Bill 977, and to extending floorperiod V for that purpose.

Read.

Considered as privileged and taken up.

The question was: Adoption?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

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

Noes — Senators — 0.

Absent or not voting — None.

Adopted.

COMMITTEE REPORTS

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

Assembly Bill 969

Relating to permitting law enforcement officers to take truants into custody, a truancy abatement and burglary suppression pilot program and making appropriations.

Concurrence:

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

Noes, 0 -- None.

Barbara Ulichny
Chair

JOURNAL OF THE SENATE [March 27, 1992]

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

Assembly Joint Resolution 144

Relating to designating Water Quality Awareness Week.

Concurrence:

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

Noes, 0 -- None.

Brian Burke
Chair

Pursuant to **Senate Joint Resolution 91**, the Chair appoints Senators Moen, Burke and Huelsman as conferees on its part to the committee on Conference to **Senate Bill 573** and **Assembly Bill 977**.

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

MOTIONS

Senator Helbach, with unanimous consent, asked that when the Senate adjourn today it do so in honor of Senator Roshell.

Senator Risser, with unanimous consent, asked that when the Senate adjourn today it do so in honor of Dr. Vladimir Illarionovich Lugovoy, Vice-Minister of Education of Ukraine and Dr. Olexander Isakovich Bliznuyk, Dean of the English Department of Nezhyn Pedagogical Institute, who visited the Senate on Tuesday, March 24, 1992.

Senator Rude, with unanimous consent, asked that when the Senate adjourn today it do so in honor of Michael Rogowski who is celebrating a birthday.

Senator Helbach, with unanimous consent, asked that the Senate recess pending Assembly action on **Senate Joint Resolution 91**.

1:08 P.M.

RECESS

5:10 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 concurred in:

Senate Joint Resolution 91

The Chair, with unanimous consent, asked that the Senate adjourn pursuant to **Senate Joint Resolution 1** and **Senate Joint Resolution 91** until 10:00 A.M. Tuesday, March 31, 1992.

5:11 P.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Assembly Bill 851** as amended by Assembly Amendment 1 offered by Senators Stitt, Andrea and Roshell.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 281

Assembly Amendment 46

1. Page 1, line 1: after "bill" insert, "as shown by senate substitute amendment 1,".

Senate Bill 559

1. Page 10, line 25: after "from" insert: "the state lottery under ch. 565 is taxable by this state. Income of nonresident individuals, estates and trusts from".

NOTE: The above text is reflected in the NOTE following SECTION 43 of the bill.