

Senate Journal

Ninety-First Regular Session

10:00 A.M.

THURSDAY, April 29, 1993

The Senate met.

The Senate was called to order by Brian D. Rude, President of the Senate.

The Chair, with unanimous consent, asked that the proper entries be made in the journal.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 157

Relating to eliminating the requirement that school districts provide instruction in foreign language in grades 7 and 8.

By Senators Jauch, Wineke, Moen, Huelsman, Plewa, Stitt, Andrea and Lorman; cosponsored by Representatives Holperin, Stower, Porter, Seratti, Lehman, Musser, Goetsch, Hanson, Brandemuehl, Otte, Jensen, Huber, Kaufert, Brancel, Hasenohrl, Harsdorf and Springer.

To committee on Education.

Senate Bill 158

Relating to utility tree trimming damages.

By Senators Moen and Schultz; cosponsored by Representatives Springer, Turner, Hahn and Ryba.

To committee on Environment and Energy.

Senate Bill 159

Relating to the authority of a county executive to veto all or part of the annual county budget.

By Senators Adelman, Andrea, Lorman and Huelsman; cosponsored by Representatives R. Young, Bell, Foti, Wirch, Duff, Lazich and Notestein.

To committee on Transportation, Agriculture, Local and Rural Affairs.

Senate Bill 160

Relating to corporate filing extensions.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Business, Economic Development and Urban Affairs.

Senate Bill 161

Relating to the penalties for selling cigarettes or tobacco products without a license and for failing to retain certain records of cigarette and tobacco product transactions and providing a penalty.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser

and Linton, by request of Governor Tommy G. Thompson.

To committee on Business, Economic Development and Urban Affairs.

Senate Bill 162

Relating to crimes concerning alcohol beverages, cigarettes or tobacco products and providing penalties.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 163

Relating to the persons who may serve alcohol beverages.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Transportation, Agriculture, Local and Rural Affairs.

Senate Bill 164

Relating to granting civil liability immunity to alcohol beverage licensees and permittees who retain documents that purport to prove a person's age.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 165

Relating to state administration of certain occupational taxes.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 166

Relating to documents required to be filed with the department of revenue.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 167

Relating to administration of the oil and gas tax and providing a penalty.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 168

Relating to the deadlines for determinations of the value of utilities.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 169

Relating to suspension of the privilege of operating state-owned or state-leased vehicles.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Transportation, Agriculture, Local and Rural Affairs.

Senate Bill 170

Relating to transfer of certain local government and private business records to optical disk format and granting rule-making authority.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 171

Relating to parking at the state capitol for disabled persons and the penalty for parking violations in the driveways of and streets adjacent to the state capitol park and on the grounds of state office buildings.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 172

Relating to prison industries services and making an appropriation.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 173

Relating to the intensive sanctions program.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 174

Relating to discretionary parole notices.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 175

Relating to consolidating department of development reports into one report.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Business, Economic Development and Urban Affairs.

Senate Bill 176

Relating to appointment of investigators to assist district attorneys.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 177

Relating to membership of the educational communications board.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Education.

Senate Bill 178

Relating to the period during which a public employe may appeal to the employe trust funds board for a review of an employer determination that the employe is not a protective occupation participant under the Wisconsin retirement system.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 179

Relating to changes to the basic and expanded civil service certification provisions.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 180

Relating to hazardous employment injury pay for state employes who supervise and discipline children placed at a secured correctional facility or on aftercare supervision.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 181

Relating to criminal record restrictions on obtaining racing licenses, lottery retailer contracts and lottery major procurement contracts.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Business, Economic Development and Urban Affairs.

Senate Bill 182

Relating to conducting background investigations and obtaining records of criminal arrests and convictions of prospective racing, lottery or Indian gaming employes, licensees or vendors.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Business, Economic Development and Urban Affairs.

Senate Bill 183

Relating to racing goods and services contracts, transfer of ownership in a racetrack, racing steward license suspension, forfeitures and providing a penalty.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Business, Economic Development and Urban Affairs.

Senate Bill 184

Relating to requiring state agencies to provide additional notices at various stages of the rule-making process.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To joint committee for Review of Administrative Rules.

Senate Bill 185

Relating to indemnification of the federal government by state agencies as a condition precedent to receipt of federal moneys by this state.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 186

Relating to the filing and durability of the statutory form power of attorney.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 187

Relating to minimum sentences for controlled substances offenses.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 188

Relating to firearms and providing penalties.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 189

Relating to discharging a firearm from a vehicle and providing penalties.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Transportation, Agriculture, Local and Rural Affairs.

Senate Bill 190

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

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 191

Relating to notices of claims against state officers, employes or agents.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 192

Relating to the acquisition by a condemnor of an uneconomic remnant.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 193

Relating to disclosure of insurance information about medical assistance beneficiaries.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 194

Relating to deleting obsolete titles of certain institutions administered or formerly administered by counties and by the department of health and social services.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 195

Relating to creating new standards for involuntary civil commitments and emergency detentions.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 196

Relating to allowing certain persons to refuse only psychotropic medication rather than all medication and treatment.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 197

Relating to revocation of conditional release orders for persons committed to the department of health and social services.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 198

Relating to predisposition investigations.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser

and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 199

Relating to: refusing vehicle registration for nonpayment of child support; court orders that may be entered on the basis of a statement acknowledging paternity; withholding payments for health care expenses in actions affecting the family; a system for reporting child support liability and employment changes; allowing a court to require a payer of child support or maintenance to authorize periodic transfers from a deposit account; various changes in actions to determine paternity; information that a court may consider when determining child support payments; orders from other states that constitute assignments for withholding regarding maintenance and child support; requiring the court to use the child support standard used in divorce actions when setting child support to be paid for children in foster care and other substitute care situations; allowing females to be arrested in all civil actions in which males can be arrested; establishing a child support arrearage by affidavit; authorizing the clerk of court to escrow overpayments of support or maintenance for disbursement in the month when due; adjusting a withholding assignment for child support or maintenance so that withholding frequency corresponds to payroll period; expanding the authority of a family court commissioner in child support actions; guardians ad litem in actions to determine paternity; prohibiting a person from obtaining or renewing a credential that is issued by the department of regulation and licensing if the person is behind in his or her child support obligations; granting rule-making authority; and making an appropriation.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 200

Relating to general relief benefits, eligibility, procedures and reimbursements.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 201

Relating to county and tribal reporting of recoveries of public assistance benefits.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 202

Relating to notification of proposed settlements of certain claims involving minors or mentally incompetent persons.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 203

Relating to the public inspection of reports on public assistance recipients.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 204

Relating to legal custody over a child who is awaiting placement for adoption.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 205

Relating to rates charged by residential child care centers and licensed, incorporated group homes.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 206

Relating to penalties, sanctions and licensure for certain agencies and facilities licensed by the department of health and social services, granting rule-making authority and providing penalties.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 207

Relating to abolishing the citizens council on alcohol and other drug abuse and its responsibilities and duties and expanding the membership of the state council on alcohol and other drug abuse.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 208

Relating to holding a juvenile in a secure detention facility; permitting the victim of a child's act to attend the dispositional hearing regarding that act; providing notice

to the victim of a child's act of hearings regarding that act; human immunodeficiency virus infection and sexually transmitted diseases testing of juvenile sex offenders and disclosure of human immunodeficiency virus infection and sexually transmitted diseases test results to juvenile and adult sex offenders; permitting certain victims to make a statement before the juvenile court imposes a disposition; short-term detention for juveniles; 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; the payment of restitution by juveniles; providing short-term detention as a sanction for violating a dispositional order; placement of a child against whom a sanction has been imposed; the disclosure of information obtained by a juvenile intake worker or a dispositional staff member while performing services under the children's code; the establishment of a task force on improving services to children and families and a report by that task force to the legislature and the governor regarding collaboration between schools and social services agencies in serving children and families; proposing legislation related to confidential juvenile records; 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; and providing a penalty.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 209

Relating to membership of the higher educational aids board.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Education.

Senate Bill 210

Relating to the preservation of archaeological sites and providing a penalty.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Financial Institutions and Cultural Affairs.

Senate Bill 211

Relating to changing the name of the youth apprenticeship council to the council on workforce excellence, expanding the membership and duties of that council and making an appropriation.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Human Resources, Labor, Tourism, Veterans and Military Affairs.

Senate Bill 212

Relating to the authority of the division of equal rights in the department of industry, labor and human relations to dismiss complaints under the fair employment law, the authority of the division of equal rights in the department of industry, labor and human relations and of the personnel commission to resolve complaints involving public employe safety and health, discrimination in public accommodations and discrimination in employment, and the place for holding a hearing on a complaint charging discrimination in housing, public accommodations or employment.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Human Resources, Labor, Tourism, Veterans and Military Affairs.

Senate Bill 213

Relating to exempting from the minimum wage laws certain persons who perform services for the state or for a local unit of government and authorizing the state and local units of government to provide compensatory time in lieu of overtime pay.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Human Resources, Labor, Tourism, Veterans and Military Affairs.

Senate Bill 214

Relating to the coverage under the prevailing wage rate and hours-of-labor law of truck drivers who work on state highway projects.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Human Resources, Labor, Tourism, Veterans and Military Affairs.

Senate Bill 215

Relating to limiting medical malpractice noneconomic damage awards.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 216

Relating to municipal insurance mutuals.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 217

Relating to creation of a joint survey committee on local mandates.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Transportation, Agriculture, Local and Rural Affairs.

Senate Bill 218

Relating to submission of statements of objectives and financing methodology for certain legislative proposals.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 219

Relating to tax exemption committee reports.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 220

Relating to lower Wisconsin state riverway performance standards.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 221

Relating to possession of glass containers in the lower Wisconsin state riverway.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 222

Relating to membership of the natural resources board.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 223

Relating to approval of construction of medical waste incinerators.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser

and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 224

Relating to the authority of the Milwaukee metropolitan sewerage district to construct shore protection and erosion control projects.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 225

Relating to licensing of persons who engage in septage removal and disposal.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 226

Relating to confidentiality of records relating to solid and hazardous waste, used fuel oil and waste oil.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 227

Relating to eliminating the requirement that certain landfills use foundry sand as daily cover.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 228

Relating to operation of and proof of financial responsibility for solid and hazardous waste facilities.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 229

Relating to exchanges of state forest land.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 230

Relating to reports needed for renewal of private fish hatchery licenses.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser

and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 231

Relating to the enforcement of laws regulating the operation of snowmobiles and all-terrain vehicles and requiring certain health care providers to report injuries of patients resulting from the intoxicated operation of boats or snowmobiles.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 232

Relating to jurisdiction in proceedings against children 16 years of age or older for all-terrain vehicle violations.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 233

An act relating to the conveyance of a lake bed area to the city of Bayfield.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 234

Relating to the licensure of public school employes by the state superintendent of public instruction, license revocation proceedings against persons licensed by the state superintendent of public instruction and making an appropriation.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Education.

Senate Bill 235

Relating to battery to school district officers or employes and providing penalties.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Education.

Senate Bill 236

Relating to authorizing a school board to search a pupil's locker.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Education.

Senate Bill 237

Relating to teacher tenure in populous counties.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Education.

Senate Bill 238

Relating to licensure of the superintendent of the Milwaukee public schools and excluding the position of assistant superintendent in the Milwaukee public schools from the classified service and from tenure provisions.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Education.

Senate Bill 239

Relating to cellular telephone regulation.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 240

Relating to gas safety forfeitures and providing a penalty.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 241

Relating to gas utility individual contracts.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 242

Relating to eliminating certain public service commission hearings.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 243

Relating to the regulation of auctioneers, creating an auctioneer board, granting rule-making authority, making an appropriation and providing a penalty.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Business, Economic Development and Urban Affairs.

Senate Bill 244

Relating to requirements for private detectives and private security guards for carrying dangerous weapons and granting rule-making authority.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Business, Economic Development and Urban Affairs.

Senate Bill 245

Relating to training requirements for social workers, marriage and family therapists and professional counselors and allowing a person who is employed as a professional counselor in a supervised clinical practice or training program to obtain a temporary professional counselor training certificate from the examining board of social workers, marriage and family therapists and professional counselors.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 246

Relating to the requirement that certain employers, professional organizations, insurers and courts that take an adverse or disciplinary action against a social worker, marriage and family therapist or professional counselor report the action to the examining board of social workers, marriage and family therapists and professional counselors, and providing a penalty.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Health, Human Services and Aging.

Senate Bill 247

Relating to the issuance of administrative warnings to holders of credentials issued by the department of regulation and licensing and granting rule-making authority.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Business, Economic Development and Urban Affairs.

Senate Bill 248

Relating to inspections of barbering or cosmetology establishments, schools and specialty schools.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Business, Economic Development and Urban Affairs.

Senate Bill 249

Relating to interest on escrow accounts.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Financial Institutions and Cultural Affairs.

Senate Bill 250

Relating to liability of shareholders to corporate employees.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 251

Relating to establishing an individual accredited investor exemption to securities registration requirements and granting rule-making authority.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Financial Institutions and Cultural Affairs.

Senate Bill 252

Relating to the franchise investment law registration exemption and granting rule-making authority.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Financial Institutions and Cultural Affairs.

Senate Bill 253

Relating to a social security number requirement for lottery tax credit claims.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 254

Relating to payment of school tax credits and lottery credits and settlement of property taxes in certain taxation districts.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Transportation, Agriculture, Local and Rural Affairs.

Senate Bill 255

Relating to the application of homestead, farmland tax relief and farmland preservation tax credits to debts owed to the department of revenue or other state agencies.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 256

Relating to changing the property tax exemption for benevolent associations to a property tax exemption for charitable associations.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To Joint Survey committee on Tax Exemptions.

Senate Bill 257

Relating to the property tax exemption for pollution abatement equipment and equipment used to capture and store automobile gasoline fumes and refrigerant fumes.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To Joint Survey committee on Tax Exemptions.

Senate Bill 258

Relating to exempting university of Wisconsin property from partial taxation.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To Joint Survey committee on Tax Exemptions.

Senate Bill 259

Relating to discontinuing the property tax exemption for certain marketing research computers.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To Joint Survey committee on Tax Exemptions.

Senate Bill 260

Relating to reports on tax-exempt government land.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 261

Relating to the date by which the department of revenue is required to notify assessors of the manufacturing property it will assess.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on State Government Operations and Corrections.

Senate Bill 262

Relating to changing various requirements under the tax incremental financing law.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Transportation, Agriculture, Local and Rural Affairs.

Senate Bill 263

Relating to restrictions on on-property signs.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Transportation, Agriculture, Local and Rural Affairs.

Senate Bill 264

Relating to controlled substances violations and motor vehicle operating privileges.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Judiciary and Insurance.

Senate Bill 265

Relating to motor vehicle dealer letters of credit.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Transportation, Agriculture, Local and Rural Affairs.

Senate Bill 266

Relating to the powers and duties of state traffic patrol officers and motor vehicle inspectors.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Transportation, Agriculture, Local and Rural Affairs.

Senate Bill 267

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

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser

and Linton, by request of Governor Tommy G. Thompson.

To committee on Education.

Senate Bill 268

Relating to membership on the Wisconsin conservation corps board.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Environment and Energy.

Senate Bill 269

Relating to responsibility for reports on economic development projects.

By Senators Ellis, Rude, Helbach and Leean; cosponsored by Representatives Kunicki, Travis, Prosser and Linton, by request of Governor Tommy G. Thompson.

To committee on Senate Organization.

COMMITTEE REPORTS

The committee on Senate Organization reports and recommends:

Assembly Joint Resolution 30

Relating to Wisconsin Forensics Month.

Concurrence:

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

Noes, 0 -- None.

Michael G. Ellis
Chair

The committee on Financial Institutions and Cultural Affairs reports and recommends:

Senate Bill 97

Relating to using the word 'trust' in corporate names.

Passage:

Ayes, 5 -- Senators Darling, Lorman, Rosenzweig, Potter and Wineke;

Noes, 0 -- None.

Alberta Darling
Chair

The committee on Business, Economic Development and Urban Affairs reports and recommends:

Assembly Bill 226

Relating to real estate appraiser certification, licensure, continuing education and practice requirements and granting rule-making authority.

Concurrence:

Ayes, 5 -- Senators Petak, Buettner, Zien, Plewa and Moore;

Noes, 0 -- None.

Assembly Bill 324

Relating to a grant for training employes of a business that is closing and making an appropriation.

Concurrence:

Ayes, 3 -- Senators Petak, Buettner and Zien;
Noes, 2 -- Senators Plewa and Moore.

George Petak
Chair

The joint committee on Finance reports and recommends:

Senate Bill 4

Relating to the annual wastewater discharge environmental fee.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 8 -- Senators Leean, Stitt, Farrow, Schultz and Cowles; Representatives Linton, Panzer and Brancel;

Noes, 7 -- Senators Weeden, George and Chvala; Representatives Holperin, Coggs, Krug and Huber.

Passage as amended with emergency statement:

Ayes, 9 -- Senators Leean, Stitt, Weeden, Farrow, Schultz and Cowles; Representatives Linton, Panzer and Brancel;

Noes, 6 -- Senators George and Chvala; Representatives Holperin, Coggs, Krug and Huber.

Assembly Bill 304

Relating to authorizing the department of administration to acquire and sell a business under certain conditions.

Concurrence:

Ayes, 8 -- Senators Leean, George and Chvala; Representatives Linton, Holperin, Coggs, Krug and Huber;

Noes, 7 -- Senators Stitt, Weeden, Farrow, Schultz and Cowles; Representatives Panzer and Brancel.

Joseph Leean
Co-chair

Barbara J. Linton
Co-chair

The committee on Judiciary and Insurance reports and recommends:

MUSSER, JOSEPHINE W., of Madison, as Commissioner of Insurance, to serve for the term ending at the pleasure of the Governor.

Confirmation:

Ayes, 7 -- Senators Huelsman, Stitt, Petak, Darling, Risser, Adelman and Chvala;

Noes, 0 -- None.

Joanne B. Huelsman
Chair

PETITIONS AND COMMUNICATIONS

STATE OF WISCONSIN
ETHICS BOARD

April 27, 1993

To the Honorable the Senate:

At the direction of s. 13.685(7), Wisconsin Statutes, I am furnishing you with the names of organizations recently registered with the Ethics Board as employing one or more individuals to affect state legislation or administrative rules. For each organization I have noted the general area of legislative or administrative action which the organization has described as the object of its lobbying activity and the name of each licensed lobbyist that the organization has authorized to act on its behalf.

School Social Workers Assoc., Wisconsin

Subjects: Public education, regulation and licensing, and fiscal matters.

Buckley, James

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by the organizations that employ lobbyists.

Sincerely,
R. Roth Judd
Executive Director

STATE OF WISCONSIN
ETHICS BOARD

April 27, 1993

To the Honorable the Senate:

At the direction of s. 13.685(7), Wisconsin Statutes, I am furnishing you with the following changes in the Ethics Board's records of licensed lobbyists and their employers.

Organization's authorization of additional lobbyists: The following organizations previously registered with the Ethics Board as employers of lobbyists have authorized to act on their behalf these additional licensed lobbyists:

Ameritech Mobile Communications

Katzman, William

Education, Wisconsin Council for Independent

McDowell, Kelly

Funeral Directors Assoc., Wisconsin

Broydrick, Cynthia

Outdoor Advertising Assoc. of Wisconsin

Parsons, Linda

Organization's termination of lobbyists: Each of the following organizations previously registered with the Ethics Board as the employer of a lobbyist has withdrawn, on the date indicated, its authorization for the lobbyist identified to act on the organization's behalf.

Sincerely,
Dale Cattanach
State Auditor

Counties Assoc., Wisconsin

Ament, Christopher 4/21/93

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by the organizations that employ lobbyists.

Sincerely,
R. Roth Judd
Executive Director

State of Wisconsin
Legislative Audit Bureau

April 28, 1993

To the Honorable the Legislature:

We have completed an evaluation of the cost for the State to defend itself against lawsuits filed by inmates in the state correctional system. Inmate suits are typically categorized into three types: allegations of civil rights violations, pursuit of open records requests, and allegations that existing rules for operating prisons have been violated.

We estimate that in fiscal year 1991-92, state agencies spent over \$1.55 million, excluding court costs, on inmate lawsuits. That total includes approximately \$91,000 in settlements and court awards to inmates, \$1.2 million in Department of Justice defense costs, and \$240,000 in Department of Corrections staff costs.

The rights of inmates to file suits are protected by state and federal statutes. In fiscal year 1991-92, inmates filed 377 new cases; 361 cases, including some filed in previous years, were closed. While the number of new lawsuits filed has fallen in two of the last three years, there is no assurance that this trend will continue, and the number of lawsuits could increase as the size of the prison population grows. By 1996, 27 percent more beds will be added to the correctional system.

Both the Department of Corrections and the Department of Justice have made efforts to limit litigation costs and provide alternatives to litigation without restricting inmate access to the courts. We include recommendations for the Department of Justice to improve its management of inmate litigation caseloads through better information and analysis of lawsuit outcomes, and for both agencies to improve the administrative complaint resolution system so it remains a viable, lower-cost alternative to lawsuits for inmates.

We appreciate the courtesy and cooperation of the departments of Corrections and Justice. Responses from the departments are included in the appendices.

SENATE CLEARINGHOUSE ORDERS

Clearinghouse Rule 93-17

Relating to a violation of a board order constituting unprofessional conduct.

Submitted by Department of Regulation and Licensing.
Report received from agency, April 28, 1993.

Referred to committee on Business, Economic Development and Urban Affairs, April 29, 1993.

Clearinghouse Rule 93-18

Relating to the restoration of licenses for funeral directors.

Submitted by Department of Regulation and Licensing.
Report received from agency, April 28, 1993.

Referred to committee on Business, Economic Development and Urban Affairs, April 29, 1993.

Clearinghouse Rule 93-51

Relating to a self-employment wage offset, labor standards, substitute teachers and suspensions of extended benefits and emergency unemployment compensation.

Submitted by Department of Industry, Labor and Human Relations.

Report received from agency, April 27, 1993.

Referred to committee on Human Resources, Labor, Tourism, Veterans and Military Affairs, April 29, 1993.

Clearinghouse Rule 93-55

Relating to lump sum pension payments.

Submitted by Department of Industry, Labor and Human Relations.

Report received from agency, April 27, 1993.

Referred to committee on Human Resources, Labor, Tourism, Veterans and Military Affairs, April 29, 1993.

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 15

Assembly Bill 90

Adopted and asks concurrence in:

Assembly Joint Resolution 44

Assembly Joint Resolution 48

Assembly Joint Resolution 51

Assembly Joint Resolution 53

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 15

Relating to notice of presidential elector selection procedures to the members of the joint committee on legislative organization.

By Representative Kunicki.

Read first time and referred to committee on State Government Operations and Corrections.

Assembly Bill 90

Relating to investor financial suitability standards and granting rule-making authority.

By Representatives Swoboda, Ryba and Goetsch.

Read first time and referred to committee on Financial Institutions and Cultural Affairs.

Assembly Joint Resolution 44

Relating to the life and legacy of Robert Gard.

By Representatives Stower, R. Young, Musser, Baumgart, Holperin, Swoboda, Baldus, Reynolds, Hahn, Lorge, Ward, Vander Loop, Ryba, Gruszynski, Gard, Silbaugh, Boyle, Huber, Notestein and La Fave, cosponsored by Senators Rude, Clausing, Lorman and Schultz.

Read and referred to committee on Senate Organization.

Assembly Joint Resolution 48

Relating to designating the first week in May of 1993 as 'Elder Abuse Awareness Week'.

By Representatives Krusick, Grobschmidt, Boyle, Dobyns, Freese, Hanson, Lehman, Lorge, Musser, Porter, Potter, Ryba, Silbaugh, Stower, Turner and Ziegelbauer, cosponsored by Senators Darling, Breske, Burke, Clausing, Moen, Plewa and Potter.

Read and referred to committee on Senate Organization.

Assembly Joint Resolution 51

Relating to observing the week of May 2 to 8, 1993, as 'Suicide Awareness Week'.

By Representatives Krusick, Boyle, Dobyns, Grobschmidt, Lehman, Lorge, Musser, Ott, Porter, Potter, Ryba, Silbaugh and Turner, cosponsored by Senators Darling, Breske, Burke, Moen and Potter.

Read and referred to committee on Senate Organization.

Assembly Joint Resolution 53

Relating to the life and public service of Francis Byers.

By Representatives Schneiders, Welch and Lorge.

Read and referred to committee on Senate Organization.

Senator Rude, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Tuesday, May 4.

10:01 A.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 85** offered by Senator Drzweiecki.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 115

1. Page 2, line 2: delete that line and substitute "ch. 144".