

STATE OF WISCONSIN

Senate Journal

Ninety-First Regular Session

10:00 A.M.

Tuesday, January 25, 1994

The Senate met.

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

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

Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leraan, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 33.

Absent — None.

Absent with leave — None.

The Senate stood for the prayer which was offered by Pastor Emeritus Dr. Ralph C. Faisst of St. John's United Church of Christ in Monroe.

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

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 44

Relating to proclaiming May 13, 14 and 15, 1994, Syttende Mai Weekend.

By Senators Chvala, Moen, Rude, Burke, Plewa, Wineke, Clausing and Schultz; cosponsored by Representatives Silbaugh, Roberts, Baldus, Urban, Hanson and Stower.

To committee on Senate Organization.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 649

Relating to: eligibility for coverage under the health insurance risk-sharing plan; assignment and subrogation of certain rights and clarifying that payment for services under disability insurance and uninsured health plans is primary to payment for services under the maternal and child health program; an early release and intensive supervision program for children who have been placed in a secured correctional facility; and the administration of the state supplemental food program for women, infants and children (suggested as remedial legislation by the department of health and social services).

By Law Revision Committee.

To committee on Health, Human Services and Aging.

Senate Bill 650

Relating to the administration of the weatherization assistance program (suggested as remedial legislation by the department of administration).

By Law Revision Committee.

To committee on State Government Operations and Corrections.

Senate Bill 651

Relating to grants for property development in state parks and state forests.

By Senators Buettner, Breske, Darling, Clausing and Risser; cosponsored by Representatives Huber, Owens, Reynolds, Dobyns, Holperin, Brandemuehl, Musser, Green, Lorge, Duff, Springer, Hanson, Seratti, Vrakas and Boyle.

To committee on Environment and Energy.

Senate Bill 652

Relating to annexations that result in the creation of a town island.

By Senators Risser and Burke; cosponsored by Representatives Huber, Seratti, Plache, Turner, Baldwin, R. Young and Meyer.

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

Senate Bill 653

Relating to grants to the city of Beloit for improvements to a baseball stadium and making an appropriation.

By Senator Weeden.

To committee on Business, Economic Development and Urban Affairs.

Senate Bill 654

Relating to permitting trustees of a county hospital to join with a public or private organization or affiliation to provide a health-related service.

By Senators Weeden, Andrea, Huelsman and Schultz; cosponsored by Representatives Coleman, Freese, Krosnicki, Porter and Nass.

To committee on Health, Human Services and Aging.

Senate Bill 655

Relating to use of synthetic bovine growth hormone for the production of milk, labeling of dairy products, sale and distribution of synthetic bovine growth hormone, sale of dairy cows that have been administered synthetic bovine growth hormone, promotion of dairy products that are not produced from herds being administered synthetic bovine growth hormone, granting rule-making authority and making an appropriation.

By Senators Chvala, Decker, Clausing, Burke, Moen and Wineke; cosponsored by Representatives Baldus,

Bock, Baldwin, La Fave, Stower, Black, Carpenter, Robson, Hanson, Plombon, Gruszynski, Roberts, R. Young, Potter, Hasenohrl, Boyle, Grobschmidt, Gronemus and Goetsch.

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

Senate Bill 656 -

Relating to the sale, distribution, possession and use of synthetic bovine growth hormone.

By Senators Chvala, Decker, Clausing, Burke, Moen and Wineke; cosponsored by Representatives Gruszynski, Bock, Baldwin, Baldus, La Fave, Stower, Carpenter, Roberts and Boyle.

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

Senate Bill 657

Relating to free distribution of synthetic bovine growth hormone.

By Senators Chvala, Decker, Clausing, Burke, Moen and Wineke; cosponsored by Representatives Baldus, Bock, Baldwin, La Fave, Boyle, Stower, Roberts and Hasenohrl.

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

Senate Bill 658

Relating to creating crimes covering battery to person resulting in fetal injury or fetal death and providing penalties.

By Senators Huelsman, Moore, Buettner, Breske, Darling, Decker and Lasee; cosponsored by Representatives Huber, Vrakas, R. Young, Seratti, Hahn and Notestein.

To committee on Judiciary and Insurance.

Senate Bill 659

Relating to child abandonment and providing penalties.

By Senators Petak, Rosenzweig and Buettner; cosponsored by Representatives Walker, Jensen, Freese, Seratti, Vrakas and Wood.

To committee on Judiciary and Insurance.

Senate Bill 660

Relating to crimes occurring near schools and other specified places and providing penalties.

By Senators Petak, Darling, Buettner, Leean and Rosenzweig; cosponsored by Representatives Porter, Vrakas, Urban, Boyle, Green, Schneiders, Lorge, Grothman, Ott, Silbaugh, Hahn and Brandemuehl.

To committee on Judiciary and Insurance.

Senate Bill 661

Relating to grounds for suspending or expelling a pupil from school.

By Senators Petak, Leean, Rosenzweig, Lasee, Darling, Buettner and Schultz; cosponsored by Representatives Reynolds, Turner, Porter, Boyle, Vrakas, Ainsworth, Urban, Ryba, Duff, Seratti, Freese, Hahn, Harsdorf, Ward and Musser.

To committee on Education.

Senate Bill 662

Relating to funding for aid to families with dependent children and food stamp fraud control activities and making an appropriation.

By Senators Petak, Rosenzweig, Clausing, Schultz, Drzewiecki, Buettner and Leean; cosponsored by Representatives Krusick, Ladwig, Porter, Duff, Urban, Vrakas, Schneiders, Potter, Lehman, Ainsworth, Seratti, Ryba, Green, Freese, Dobyns, Goetsch, Gard, Grothman, Ott, Hahn, Baldus, Lorge, Harsdorf and Musser.

To committee on Health, Human Services and Aging.

COMMITTEE REPORTS

The committee on Education reports and recommends:

SAUVEY, RAYMOND N., of Green Bay, as a member of the Educational Communications Board, to serve for the term ending May 1, 1997.

Confirmation:

Ayes, 6 -- Senators Lorman, Petak, Darling, Helbach, Potter and Clausing;

Noes, 0 -- None.

METCALFE, V. THOMAS, of Monona, as a member of the Educational Communications Board, to serve for the term ending May 1, 1997.

Confirmation:

Ayes, 6 -- Senators Lorman, Petak, Darling, Helbach, Potter and Clausing;

Noes, 0 -- None.

GORMAN, JOSEPH, of Wauwatosa, as a member of the Board of Trustees of the Medical College of Wisconsin, to serve for the term ending May 1, 2000.

Confirmation:

Ayes, 6 -- Senators Lorman, Petak, Darling, Helbach, Potter and Clausing;

Noes, 0 -- None.

Barbara Lorman
Chair

The committee on State Government Operations and Corrections reports and recommends:

JOHNSON, DOROTHY, of Appleton, as a member of the Ethics Board, to serve for the interim term ending May 1, 1998.

Confirmation:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

HENKES, JONATHAN M., of Madison, as a member of the Prison Industries Board, to serve for the term ending May 1, 1996.

Confirmation:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Assembly Bill 558

Relating to training for jail, secure detention and law enforcement officers and granting rule-making authority.

Concurrence:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Assembly Bill 609

Relating to allowing instalment payments of the estate tax in certain circumstances and adopting the federal rules on late payments of interest on that tax.

Adoption of Senate amendment 1:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Senate Bill 472

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

Passage:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Senate Bill 473

An act relating to repealing, consolidating, renumbering, amending and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, clarifying language, correcting and clarifying references, eliminating unnecessary and obsolete provisions, reconciling conflicts and repelling unintended repeals (Revisor's Correction Bill).

Passage:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Senate Bill 608

An act relating to revising various provisions of the statutes for the purpose of deleting, replacing or otherwise modifying language that discriminates on the basis of sex (Revisor's Correction Bill).

Passage:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Senate Bill 403

An act relating to assistant district attorneys for Monroe county and making an appropriation.

Passage:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

SULLIVAN, MICHAEL J., of Madison, as Secretary of the Department of Corrections, to serve for the term ending at the pleasure of the Governor.

Confirmation:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

BEIL, MARTIN, of Mazomanie, as a member of the Deferred Compensation Board, to serve for the term ending July 1, 1997.

Confirmation:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Assembly Bill 16

Relating to electioneering near polling places on election day.

Concurrence:

Ayes, 3 -- Senators Drzewiecki, Moen and Helbach;

Noes, 2 -- Senators Lasee and Schultz.

Gary Drzewiecki
Chair

The committee on Judiciary and Insurance reports and recommends:

Senate Bill 50

Relating to impersonating a peace officer and providing penalties.

Passage:

Ayes, 6 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser and Chvala;

Noes, 1 -- Senator Adelman.

Senate Bill 521

Relating to grounds, and notice requirements, for rescission of insurance contracts.

Introduction and adoption of Senate amendment 1:

Ayes, 5 -- Senators Huelsman, Petak, Darling, Drzewiecki and Risser;

Noes, 2 -- Senators Adelman and Chvala.

Passage as amended:

Ayes, 5 -- Senators Huelsman, Petak, Darling, Drzewiecki and Risser;

Noes, 2 -- Senators Adelman and Chvala.

Senate Bill 564

Relating to classifying ephedrine as a schedule III controlled substance.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 5 -- Senators Huelsman, Petak, Darling, Drzewiecki and Chvala;

Noes, 2 -- Senators Adelman and Risser.

Passage as amended:

Ayes, 5 -- Senators Huelsman, Petak, Darling, Drzewiecki and Chvala;

Noes, 2 -- Senators Adelman and Risser.

Assembly Bill 204

Relating to law enforcement authority across state lines, eluding a peace officer and evidence from another state.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 311

Relating to crimes committed against witnesses.

Concurrence:

Ayes, 6 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser and Chvala;

Noes, 1 -- Senator Adelman.

Assembly Bill 336

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

Concurrence:

Ayes, 6 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser and Chvala;

Noes, 1 -- Senator Adelman.

Assembly Bill 666

Relating to increasing to 10 years the period of counting prior convictions, refusals and revocations when determining the penalty for an offense related to operating a motor vehicle while under the influence of an intoxicant.

Concurrence:

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

Noes, 0 -- None.

Assembly Joint Resolution 81

Relating to permitting a judge to assume a nonjudicial office of public trust after resigning during the term of the judicial office (first consideration).

Concurrence:

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

Noes, 0 -- None.

Joanne B. Huelsman
Chair

The committee on Senate Organization reports and recommends:

Senate Resolution 11

Relating to the election of Jon Hochkammer as sergeant at arms of the senate.

Introduction:

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

Noes, 0 -- None..

Michael G. Ellis
Chair

Senator Moen, with unanimous consent, asked that the Senate recess until 10:46 A.M..

10:17 A.M

RECESS

10:46 A.M.

The Senate reconvened.

Senate Resolution 11 was considered as privileged and taken up.

Senate Resolution 11

Relating to the election of Jon Hochkammer as sergeant at arms of the senate.

Read.

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, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leman, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 33.

Noes — None.

Absent or not voting — None.

Adopted.

The Sergeant at Arms of the Senate, Jon H. Hochkammer, having been duly elected by the adoption of Senate Resolution 11, appeared before the bar of the Senate, took and subscribed the oath of office, which was administered by the Honorable Brian D. Rude, President of the Senate.

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Ethics Board

January 18, 1994

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.

Alliance for Youth Corps, Wisconsin

Subjects: Youth employment, service and conservation corps, appropriations.

O'Connor, William

American Institute of Professional Geologists, Wisconsin Section

Subjects: Any function or activity of any branch, department or phase of state or local government; agriculture; environment; taxation; regulation or business, finance or insurance, or other topics pertaining to the general public health or welfare

Letzing, Sybil

Peshek, Peter

Biotechnology Assoc., Wisconsin

Subjects: Legislation affecting the biotechnology industry.

Oehler, Chuck

Thomson Consumer Electronics, Thompson, Kerr and Associates, Inc. on behalf of

Subjects: Legislation affecting regulation of telecommunication technology.

Tenuta, 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

January 18, 1994

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 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.

Insurance Agents of Wisconsin, Professional

Burkert-Brist, Monica 1/12/94

Organization's modification or amendment of records: The organizations listed below have previously registered with the Ethics Board and now indicate the following modifications to their records:

Nursing Homes, Wisconsin Association of, Inc. changed its name to: Health Care Assoc., Wisconsin

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
Department of Health and Social Services

January 13, 1994

To the Honorable the Legislature:

Please accept a copy of the need and payment standard reevaluation for distribution to the Legislature as required under S. 49.19(11g), Wis. Stats.

Sincerely,
J. Jean Rogers
Administrator

State of Wisconsin
Department of Health and Social Services

January 20, 1994

To the Honorable the Legislature:

Enclosed is a copy of the 1993 Wisconsin Report on Child Abuse and Neglect pursuant to s. 48.981, Stats. Additional copies of this report are available upon request from the Department of Health and Social Services Forms and Publications Center.

Sincerely,
Gerald Whitburn
Secretary

State of Wisconsin
Legislative Audit Bureau

January 20, 1994

To the Honorable the Legislature:

We have completed an evaluation of the State's programs that regulate the transportation, storage, and use of hazardous materials and respond to incidents involving their misuse, as requested by the joint Legislative Audit Committee. We found seven agencies have significant responsibilities related to hazardous materials, including operating 47 programs and collecting \$75 million in fees charged for various activities.

In general, we found that the programs address known hazardous materials issues without substantial duplication of purpose or effort. Among regulatory programs, efforts to coordinate various inspection activities could be strengthened. In addition, providing a reasonable means for very small quantity generators to dispose of hazardous waste and regulating above-ground storage of noncombustible hazardous materials are issues that need to be addressed.

State efforts to assist local agencies in responding to hazardous materials accident will be expanded if a sufficient number of advanced-skilled response teams are

trained and equipped. The Department of Natural Resources also needs to provide additional guidance and support to its wardens, who are the first to respond to accidents involving potential environmental damage.

If implementation of the newly enacted program for cleanup of sites where agrichemical spills threaten groundwater and soil is coordinated with other environmental repair programs, the State will have addressed repair issues comprehensively.

Finally, while the number of fees collected for activities related to hazardous materials has grown rapidly in the past decade, there appears to be little duplication of purpose, and some efforts have been made to reduce reporting burdens on those who must pay.

We appreciate the courtesy and cooperation extended to us by staff in all the agencies we reviewed.

Sincerely,
Dale Cattnach
State Auditor

State of Wisconsin
Department of Public Instruction
January 13, 1994

To the Honorable the Legislature:

Under s. 115.996, Stats., the state superintendent is required to annually submit a report to the chief clerk of each house of the legislature, for distribution to the legislature, regarding the status of bilingual-bicultural education programs established under Subchapter VII, Chapter 115. This is to advise you that the report for the 1992-93 school year will not be submitted until March 1, 1994.

I regret this delay in submitting the 1992-93 report. However, staff shortages in this program area together with continually increasing program responsibilities preclude completion of the report any earlier.

Should you have any questions in this matter, please feel free to contact William J. Erpenbach, Director, Bureau for Educational Equity Programs (608/267-1072).

Sincerely,
John T. Benson
State Superintendent

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
January 14, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MICHAEL J. SULLIVAN of Madison, as a member of the Prison Industries Board pursuant to the statute governing, to

serve for the interim term ending May 1, 1994, and for the full term ending May 1, 1997.

Respectfully,
Tommy Thompson
Governor

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

CALENDAR OF TUESDAY, JANUARY 14, 1994

HANNAH, FREDERICK M., Sr., of Mequon, as a member of the Real Estate Examining Board, to serve for the term ending July 1, 1997.

Read.

JEFFRIS, THOMAS MOUAT, II, of Janesville, as a member of the Historical Society, Board of Curators, to serve for the term July 1, 1996.

Read.

The question was: Confirmation?

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

Ayes — Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leraan, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 33.

Noes — None.

Absent or not voting — None.

Confirmed.

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 93-191

Relating to Wisconsin sales and use taxes.
Submitted by Department of Revenue.
Report received from agency, January 20, 1994.
Referred to committee on State Government Operations and Corrections, January 25, 1994.

Senate Clearinghouse Rule 93-200

Relating to interest on real estate trust accounts.
Submitted by Department of Administration.
Report received from agency, January 20, 1994.
Referred to committee on State Government Operations and Corrections, January 25, 1994.

Senate Clearinghouse Rule 93-210

Relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways.
Submitted by Department of Transportation.
Report received from agency, January 19, 1994.
Referred to committee on Transportation, Agriculture, Local and Rural Affairs, January 25, 1994.

The committee on Environment and Energy reports and recommends:

Senate Clearinghouse Rule 93-62

Relating to the investigation and remediation of environmental contamination at sites or facilities subject to the environmental repair statute or regulated by the hazardous substance spills statute or the abandoned container statute, and for the remediation of soil contamination only, at certain solid waste facilities, hazardous waste facilities and wastewater sludge storage facilities, lagoons and storage and treatment structures.

No action taken.

Senate Clearinghouse Rule 93-166

Relating to trolling.

No action taken.

Robert Cowles
Chair

The committee on Judiciary and Insurance reports and recommends:

Senate Clearinghouse Rule 93-42

Relating to underwriting and marketing standards for small employer health insurance policies and eligibility for coverage under the health insurance risk sharing plan.

No action taken.

Senate Clearinghouse Rule 93-132

Relating to life insurance held by charitable organizations.

No action taken.

Senate Clearinghouse Rule 93-184

Relating to standardized remittance advice and explanation of benefits formats for use by health insurers.

No action taken.

Joanne B. Huelsman
Chair

The committee on Human Resources, Labor, Tourism, Veterans and Military Affairs reports and recommends:

Senate Clearinghouse Rule 93-173

Relating to divided insurance for designated carrier wrap-up construction projects.

No action taken.

Senate Clearinghouse Rule 93-79

Relating to design and construction of multifamily housing for accessibility for people with disabilities.

No action taken.

Senate Clearinghouse Rule 93-174

Relating to plan review of public swimming pools.

No action taken.

Senate Clearinghouse Rule 93-169

Relating to settlement and compromise of liabilities.

No action taken.

Senate Clearinghouse Rule 93-189

Relating to tramways, lifts and tows.

No action taken.

David A. Zien
Chair

The committee on State Government Operations and Corrections reports and recommends:

Senate Clearinghouse Rule 93-110

Relating to the operation of prison industries.

No action taken.

Gary Drzewiecki
Chair

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

Senate Clearinghouse Rule 93-153

Relating to guidelines for preparation of the uniform franchise offering circular.

No action taken.

Senate Clearinghouse Rule 93-126

Relating to bank-owned banks.

No action taken.

Senate Clearinghouse Rule 93-67

Relating to conversion from mutual to stock savings banks.

No action taken.

Senate Clearinghouse Rule 93-66

Relating to savings bank mutual holding companies.

No action taken.

Senate Clearinghouse Rule 93-65

Relating to regulating savings banks and specifying procedures for the bank review board.

No action taken.

Senate Clearinghouse Rule 93-31

Relating to the state historical markers program.

No action taken.

Senate Clearinghouse Rule 92-143

Relating to abbyak audits by mortgage bankers and loan solicitors, deposit of loan application fees by loan solicitors and prohibited conduct.

No action taken.

Senate Clearinghouse Rule 92-194

Relating to appeals.

No action taken.

Alberta Darling
Chair

SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS

CALENDAR OF TUESDAY, JANUARY 25, 1994

Senate Joint Resolution 31

Relating to urging the Congress and the President of the United States to consider approving the minting and distribution of a National Organ Donors' Medal honoring those who have donated organs for transplantation.

Read.

Adopted.

Senate Bill 26

Relating to various changes to the compulsory school attendance and truancy laws.

Read a second time.

The question was: Adoption of Senate substitute amendment 1?

Senator Leean, with unanimous consent, asked that **Senate Bill 26** be referred to the joint committee on Finance.

Senator Leean, with unanimous consent, asked that **Senate Bill 26** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

The question was: Adoption of Senate substitute amendment 1?

Senator Moore moved that **Senate Bill 26** be referred to joint committee on Finance.

The question was: Shall **Senate Bill 26** be referred to the joint committee on Finance?

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

Ayes — Senators Adelman, George and Moore — 3.

Noes — Senators Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 30.

Absent or not voting — None.

Referral refused.

The question was: Adoption of Senate substitute amendment 1?

Adopted.

Ordered to a third reading.

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

Senate Bill 26

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 5; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Ellis, Farrow, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Panzer, Petak, Plewa, Potter, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 28.

Noes — Senators Adelman, Drzewiecki, George, Moore and Risser — 5.

Absent or not voting — None.

Passed.

Senate Bill 84

Relating to damage on state-owned land.

Read a second time.

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

Ordered to a third reading.

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

Senate Bill 84

Read a third time and passed.

Senate Bill 111

Relating to authorizing the chairperson of a county board to appoint alternate members to a county board of adjustment.

Read a second time.

Ordered to a third reading.

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

Senate Bill 111

Read a third time and passed.

Senate Bill 228

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

Read a second time.

Ordered to a third reading.

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

Senate Bill 228

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, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 33.

Noes — None.

Absent or not voting — None.

Passed.

Senate Bill 368

Relating to parking reserved for vehicles used by physically disabled persons and providing a penalty.

Read a second time.

The question was: Adoption of Senate substitute amendment 1?

Adopted.

Ordered to a third reading.

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

Senate Bill 368

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, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Lekan, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 33.

Noes — None.

Absent or not voting — None.

Passed.

Senate Bill 414

Relating to the fees that registers in probate collect for filing a petition to begin a proceeding.

Read a second time.

The question was: Adoption of Senate amendment 1?

Senator Lekan, with unanimous consent, asked that **Senate Bill 414** be referred to the joint committee on Finance.

Senator Lekan, with unanimous consent, asked that **Senate Bill 414** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

The question was: Adoption of Senate amendment 1?

Adopted.

Ordered to a third reading.

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

Senate Bill 414

Read a third time and passed.

Senate Bill 425

Relating to a study on shoreline protection measures and making an appropriation.

Read a second time.

The question was: Adoption of Senate amendment 1?

Senator Lekan, with unanimous consent, asked that **Senate Bill 425** be referred to joint committee on Finance.

Senate Bill 428

Relating to the possession of wild animals, their carcasses or parts of wild animals during certain times of the year.

Read a second time.

Ordered to a third reading.

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

Senate Bill 428

Read a third time and passed.

Senate Bill 447

Relating to permanent semitrailer registration of certain leased semitrailers.

Read a second time.

Senator Lekan, with unanimous consent, asked that **Senate Bill 447** be referred to the joint committee on Finance.

Senator Lekan, with unanimous consent, asked that **Senate Bill 447** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

Ordered to a third reading.

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

Senate Bill 447

Read a third time and passed.

Senate Bill 490

Relating to permitting a court to order a party in a civil action to submit to a vocational examination.

Read a second time.

Ordered to a third reading.

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

Senate Bill 490

Read a third time and passed.

SECOND READING AND AMENDMENTS
OF ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS

Assembly Bill 22

Relating to authorizing the use of computer-generated forms in probate proceedings.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 22

Read a third time and concurred in.

Assembly Bill 90

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

Read a second time.

Ordered to a third reading.

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

Assembly Bill 90

Read a third time and concurred in.

Senator Drzewiecki, with unanimous consent, asked that he be listed as a co-sponsor of **Assembly Bill 90**.

Assembly Bill 137

Relating to designating and marking a certain highway route as the 'POW/MIA Memorial Highway'.

Read a second time.

Senator Leean, with unanimous consent, asked that **Assembly Bill 137** be referred to the joint committee on Finance.

Senator Leean, with unanimous consent, asked that **Assembly Bill 137** be withdrawn from the joint committee on Finance and taken up.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 137

Read a third time and concurred in.

Assembly Bill 154

Relating to registration fees for trailers used in the transportation of liquid dairy products.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 154

Read a third time and concurred in.

Assembly Bill 210

Relating to battery to a vehicle operator, driver or passenger and providing a penalty.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 210

Read a third time and concurred in.

Assembly Bill 440

Relating to gas safety forfeitures and providing a penalty.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 440

Read a third time and concurred in.

Assembly Bill 537

Relating to the transfer of ownership of motor vehicles, vehicle mileage disclosure requirements, vehicle titles and registrations, granting rule-making authority and providing penalties.

Read a second time.

Senate amendment 1 to **Assembly Bill 537** offered by Senator Helbach.

The question was: Adoption of Senate amendment 1?

Senate amendment 1 to Senate amendment 1 to **Assembly Bill 537** offered by Senator Helbach.

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

Adopted.

The question was: Adoption of Senate amendment 1?

Adopted.

Ordered to a third reading.

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

Assembly Bill 537

Read a third time and concurred in as amended.

Senator Ellis, with unanimous consent, asked that the Senate return to the eighth order of business.

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has adopted and asks concurrence in:

Assembly Joint Resolution 111

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Joint Resolution 111

Relating to the lives and public service of the members of the Wisconsin Air National Guard who recently died in the line of duty.

By Representative Nass.

Read.

Senator Farrow, with unanimous consent, asked that **Assembly Joint Resolution 111** be taken up.

Assembly Joint Resolution 111

Relating to the lives and public service of the members of the Wisconsin Air National Guard who recently died in the line of duty.

Read.

JOURNAL OF THE SENATE [January 25, 1994]

Senator Plewa, with unanimous consent, asked that all Senators be listed as co-sponsors of **Assembly Joint Resolution 111**.

Concurred in by unanimous rising vote.

MOTIONS

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

Senator Cowles, with unanimous consent, asked that his name be withdrawn as a co-sponsor of **Assembly Bill 852**.

Senator Decker, with unanimous consent, asked that when the Senate adjourn today it do so in honor of the Athens championship wrestling team which is ranked number two in the nation.

Senator Chvala, with unanimous consent, asked that when the Senate adjourn today it do so in memory of Tim Schnese of Stoughton.

Senator Ellis, with unanimous consent, asked that when the Senate adjourn today it do so in honor of John Matthews who will be stepping down as the Republican Caucus Director to take a job on the Governor's staff.

Senator Chvala objected.

Senator Ellis moved that when the Senate adjourn today it do so in honor of John Matthews.

The question was: Shall the Senate adjourn in honor of John Matthews?

So the motion prevailed.

Senator Ellis, with unanimous consent, asked that the Senate adjourn until 4:30 P.M. Thursday, January 27.

12:07 P.M.

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 574** offered by Senators Rosenzweig and Helbach.