

STATE OF WISCONSIN

Senate Journal

Ninety-First Regular Session

10:00 A.M.

Wednesday, March 23, 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, Leraan, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 32.

Absent — Senator Lasee — 1.

Absent with leave — None.

The Senate stood for a moment of silent meditation.

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

COMMITTEE REPORTS

The committee on Education reports and recommends:

Senate Bill 523

Relating to increasing the number of school districts in which charter schools may be established.

Introduction and adoption of Senate amendment 1:

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

Noes, 1 -- Senator Helbach.

Passage as amended:

Ayes, 4 -- Senators Lorman, Huelsman, Petak and Darling;

Noes, 3 -- Senators Helbach, Potter and Clausing.

Barbara Lorman
Chair

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

Senate Bill 565

Relating to credit union operation and authority and reorganizing the credit union chapter, granting rule-making authority and providing a penalty.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 3 -- Senators Darling, Lorman and Rosenzweig;

Noes, 2 -- Senators Potter and Wineke.

Passage as amended:

Ayes, 3 -- Senators Darling, Lorman and Rosenzweig;

Noes, 2 -- Senators Potter and Wineke.

Assembly Bill 1156

Relating to requiring the payment of interest on escrow accounts on veteran mortgage loans.

Concurrence:

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

Noes, 0 -- None.

Alberta Darling
Chair

The committee on Environment and Energy reports and recommends:

Assembly Bill 471

Relating to mining for minerals on lands owned by the state and under the jurisdiction of the department of natural resources, sale of lands by the department of natural resources and providing a penalty.

Introduction and adoption of Senate amendment 1:

Ayes, 3 -- Senators Cowles, Farrow and Panzer;

Noes, 2 -- Senators Burke and Clausing.

Concurrence as amended:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;

Noes, 0 -- None.

Robert Cowles
Chair

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

Assembly Bill 587

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

Concurrence:

Ayes, 4 -- Senators Zien, Drzewiecki, Breske and Decker;

Noes, 1 -- Senator Lasee.

David A. Zien
Chair

The committee on Judiciary and Insurance reports and recommends:

CULLEY, LYNDA S., of Superior, as a member of the Judicial Commission, to serve for the term ending August 1, 1997.

Confirmation:

Ayes, 7 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser, Adelman and Chvala;
Noes, 0 -- None.

KOMIVES, JOHN L., of Milwaukee, as a member of the Small Employer Insurance Board, to serve for the term ending May 1, 1997.

Confirmation:

Ayes, 7 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser, Adelman and Chvala;
Noes, 0 -- None.

Senate Bill 658

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

Passage:

Ayes, 7 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser, Adelman and Chvala;
Noes, 0 -- None.

Senate Bill 753

Relating to the requirement to file product liability insurance reports.

Passage:

Ayes, 4 -- Senators Huelsman, Petak, Darling and Drzewiecki;
Noes, 3 -- Senators Risser, Adelman and Chvala.

Assembly Bill 250

Relating to time limitations for prosecution of crimes against children and the reporting of child abuse or neglect.

Concurrence:

Ayes, 7 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser, Adelman and Chvala;
Noes, 0 -- None.

Assembly Bill 348

Relating to providing notice of a sex offender's address to law enforcement authorities.

Concurrence:

Ayes, 7 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser, Adelman and Chvala;
Noes, 0 -- None.

Assembly Bill 751

Relating to renting harmful material to children.

Concurrence:

Ayes, 7 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser, Adelman and Chvala;
Noes, 0 -- None.

Assembly Bill 1105

Relating to imposing a forfeiture against an employer that fails to withhold or send money under a child support or maintenance order and providing a penalty.

Concurrence:

Ayes, 7 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser, Adelman and Chvala;
Noes, 0 -- None.

Assembly Bill 1198

Relating to tribal law enforcement officers.

Concurrence:

Ayes, 7 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser, Adelman and Chvala;
Noes, 0 -- None.

Joanne B. Huelsman
Chair

The joint committee on Finance reports and recommends:

Senate Bill 721

Relating to creating a Kickapoo valley reserve and a Kickapoo valley governing board, providing an exemption from rule-making procedures, making appropriations, granting rule-making authority and providing a penalty.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 16 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Passage as amended:

Ayes, 13 -- Senators Leean, Weeden, Farrow, Schultz, Cowles and Panzer; Representatives Linton, Holperin, Coggs, Krug, Huber, Brancel and Foti;

Noes, 3 -- Senators George and Chvala; Representative Hubler.

Senate Bill 607

Relating to grants to cities to reduce violent crime and making an appropriation.

Introduction and adoption of Senate amendment 1:

Ayes, 10 -- Senators Leean, Weeden, Farrow, Schultz, Panzer, George and Chvala; Representatives Holperin, Coggs and Foti;

Noes, 6 -- Senator Cowles; Representatives Linton, Hubler, Krug, Huber and Brancel.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 12 -- Senators Leean, Schultz, Panzer, George and Chvala; Representatives Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 4 -- Senators Weeden, Farrow and Cowles; Representative Linton.

Passage as amended:

Ayes, 10 -- Senators Lecan, Farrow, Schultz, Panzer, George and Chvala; Representatives Linton, Holperin, Coggs and Foti;

Noes, 6 -- Senators Weeden and Cowles; Representative Hubler, Krug, Huber and Brancel.

Senate Bill 805

Relating to establishing 2 development opportunity zones, extending development zones income and franchise tax credits to development opportunity zones and making an appropriation.

Introduction and adoption of Senate amendment 1:

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Ayes, 16 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Cogg, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Introduction and adoption of Senate amendment 2:

Ayes, 12 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer and Chvala; Representatives Holperin, Hubler, Huber, Brancel and Foti;

Noes, 4 -- Senator George; Representatives Linton, Cogg and Krug.

Passage as amended:

Ayes, 11 -- Senators Leean, Weeden, Farrow, Schultz, Panzer and Chvala; Representatives Holperin, Cogg, Huber, Brancel and Foti;

Noes, 5 -- Senators Cowles and George; Representative Linton, Hubler and Krug.

Joseph Leean
Co-chair

Barbara J. Linton
Co-chair

The Chair, with unanimous consent, asked that the Senate return to the third order of business.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 815

Relating to the prohibition against underage persons entering or being on any premises operating under an alcohol beverage license.

By Senator George; cosponsored by Representative Riley, by request of Eagle's Auditorium, Inc., Milwaukee, Wisconsin.

To committee on Business, Economic Development and Urban Affairs.

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

March 18, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint WANDA ROEVER of Slinger, as a member of the Medical Examining Board pursuant to the statute governing, to serve for the term ending July 1, 1998.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Health, Human Services and Aging.

State of Wisconsin
Office of the Governor

March 17, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BONNIE M. CREIGHTON of Milwaukee, as a member of the Board of Nursing pursuant to the statute governing, to serve for the term ending July 1, 1998.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Health, Human Services and Aging.

State of Wisconsin
Office of the Governor

March 17, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint LORRAINE A. NOREM of Elkhorn, as a member of the Board of Nursing pursuant to the statute governing, to serve for the term ending July 1, 1998.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Health, Human Services and Aging.

State of Wisconsin
Office of the Governor

March 17, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint RUTH E. LINDGREN of Whitewater, as a member of the Board of Nursing pursuant to the statute governing, to serve for the term ending July 1, 1998.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Health, Human Services and Aging.

State of Wisconsin
Office of the Governor

March 17, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint LYNNE LECOUNT of DeForest, as a member of the Optometry Examining Board pursuant to the statute governing, to serve for the term ending July 1, 1998.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Health, Human Services and Aging.

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State of Wisconsin
Office of the Governor

March 17, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JOHN L. MALCHINE of Wind Lake, as a member of the Board of Agriculture, Trade and Consumer Protection pursuant to the statute governing, to serve for the term ending May 1, 1999.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Transportation, Agriculture, Local and Rural Affairs.

State of Wisconsin
Office of the Governor

March 17, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint LANCE BANGEN of Wauwatosa, as a member of the Pharmacy Examining Board pursuant to the statute governing, to serve for the term ending July 1, 1998.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Health, Human Services and Aging.

State of Wisconsin
Office of the Governor

March 17, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DOUGLAS KNIGHT of Eau Claire, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and Professional Counselors pursuant to the statute governing, to serve for the term ending July 1, 1998.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Health, Human Services and Aging.

State of Wisconsin
Office of the Governor

March 17, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint LYNN GAUGER of Greenfield, as a member of the Examining Board of Social Workers, Marriage and Family Therapists and

Professional Counselors pursuant to the statute governing, to serve for the term ending July 1, 1998.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Health, Human Services and Aging.

State of Wisconsin
Office of the Governor

March 17, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HAROLD E. CRAIG of West Salem, as a member of the Minnesota/Wisconsin Boundary Area Commission pursuant to the statute governing, to serve for the term ending September 25, 1999.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Environment and Energy.

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 94-20

Relating to motor carrier safety regulations.
Submitted by Department of Transportation.
Report received from agency, March 21, 1994.
Referred to committee on Transportation, Agriculture, Local and Rural Affairs, March 23, 1994.

Senate Clearinghouse Rule 94-21

Relating to motor carrier safety requirements for transportation of hazardous materials.
Submitted by Department of Transportation.
Report received from agency, March 21, 1994.
Referred to committee on Transportation, Agriculture, Local and Rural Affairs, March 23, 1994.

Senate Clearinghouse Rule 94-22

Relating to motor carrier safety requirements for intrastate transportation of hazardous materials.
Submitted by Department of Transportation.
Report received from agency, March 21, 1994.
Referred to committee on Transportation, Agriculture, Local and Rural Affairs, March 23, 1994.

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 135

Passed and asks concurrence in:

Assembly Bill 325

Assembly Bill 601

Assembly Bill 860
Assembly Bill 1009
Assembly Bill 1020
Assembly Bill 1102

Concurred in:

Assembly Bill 21, Senate amendment 2
Assembly Bill 612, Senate amendment 1
Assembly Bill 732, Senate amendment 1
Senate Joint Resolution 54
Senate Joint Resolution 57

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Joint Resolution 135

Relating to proclaiming 'Take our Daughters to Work Day'.

By Representatives R. Young and Notestein, cosponsored by Senators Moore, Darling and Farrow.

Read and referred to committee on Senate Organization.

Assembly Bill 325

Relating to the summer externship program for students enrolled in the university of Wisconsin medical school and the medical college of Wisconsin and making an appropriation.

By Representatives Carpenter, L. Young, Notestein, Meyer, Baldus, Gard, Hahn, Urban, Lorge, Bock, Springer, Boyle, Huber, Stower, Potter, Riley, Freese and Musser, cosponsored by Senators Rosenzweig, Moen, Breske and Burke.

Read first time and referred to committee on Education.

Assembly Bill 601

Relating to special distinguishing registration plates and granting rule-making authority.

By Representatives Lehman and Hasenohrl, cosponsored by Senator Weeden.

Read first time and referred to committee on Transportation, Agriculture, Local and Rural Affairs.

Assembly Bill 860

Relating to registration of persons who test certain plumbing devices and granting rule-making authority.

By Representative Vrakas.

Read first time and referred to committee on Human Resources, Labor, Tourism, Veterans and Military Affairs.

Assembly Bill 1009

Relating to pulsating or flashing headlamps on privately owned motor vehicles being used by deputy state fire marshals, fire department personnel or volunteer fire fighters.

By Representatives Kreibich, Zukowski, Baldus, Duff, Skindrud, Goetsch, Freese, Ladwig, Musser, Coleman, Dobyns, Seratti and Boyle, cosponsored by Senators Zien, Moen, Darling and Buettner.

Read first time and referred to committee on Transportation, Agriculture, Local and Rural Affairs.

Assembly Bill 1020

Relating to the sale of timber on state land.

By Representatives Green and Deininger, cosponsored by Senators Burke and Huelsman.

Read first time and referred to committee on Environment and Energy.

Assembly Bill 1102

Relating to providing coverage under the state group health insurance program for the surviving spouse of a state employe or retired state employe.

By Representatives Hubler, Kreuser, Baldus, Baldwin, Boyle, Gard, Goetsch, Gronemus, Hasenohrl, Huber, Lorge, Notestein, Ott, Otte, Plache, Plombon, Robson, Schneiders, Travis and Ziegelbauer, cosponsored by Senators Jauch, Helbach, Drzewiecki, Rosenzweig, Zien and Darling.

Read first time and referred to committee on Judiciary and Insurance.

SPECIAL ORDER

Senate Bill 781

Relating to persistent serious felony offenders and providing penalties.

Read a second time.

LEAVE OF ABSENCE

Senator Ellis, with unanimous consent, asked that Senator Lasee be granted a leave of absence until 4:31 P.M..

The question was: Rejection of Senate amendment 18?

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

Ayes — Senators Andrea, Breske, Buettner, Chvala, Clausung, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Helbach, Huelsman, Jauch, Llean, Lorman, Moen, Panzer, Petak, Plewa, Potter, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 27.

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

Absent or not voting — Senator Lasee — 1.

Rejected.

The question was: Adoption of Senate amendment 19?

Senator Moen, with unanimous consent, asked that the Senate recess until 12:27 P.M..

11:04 P.M.

RECESS

12:27 P.M.

The Senate reconvened.

The question was: Adoption of Senate amendment 19?

Senator Rosenzweig moved rejection of Senate amendment 19.

The question was: Rejection of Senate amendment 19?

Rejected.

The question was: Adoption of Senate amendment 20?

Senator Rosenzweig moved rejection of Senate amendment 20.

The question was: Rejection of Senate amendment 20?

Rejected.

Senator George, with unanimous consent, asked that **Senate Bill 781** be referred to committee on Senate Organization.

Senator Rosenzweig objected.

Senator George moved that **Senate Bill 781** be placed at the foot of the days calendar.

The question was: Shall **Senate Bill 781** be placed at the foot of the days calendar?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Llean, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 16.

Absent or not voting — Senator Lasee — 1.

Motion refused.

The question was: Adoption of Senate amendment 21?

Adopted.

The question was: Adoption of Senate amendment 22?

Senator Rosenzweig moved rejection of Senate amendment 22.

The question was: Rejection of Senate amendment 22?

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

Ayes — Senators Andrea, Breske, Buettner, Chvala, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Helbach, Huelsman, Llean, Lorman, Moen, Panzer, Petak, Plewa, Potter, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 25.

Noes — Senators Adelman, Burke, Clausing, George, Jauch, Moore and Risser — 7.

Absent or not voting — Senator Lasee — 1.

Rejected.

Senate amendments 23, 24, 25, 26, 27, 28, 29, 30, 31, 32 and 33 to **Senate Bill 781** offered by Senator Adelman.

The question was: Adoption of Senate amendment 23?

Senator Schultz moved rejection of Senate amendment 23.

The question was: Rejection of Senate amendment 23?

The ayes and noes were demanded and the vote was: ayes, 24; noes, 8; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Breske, Buettner, Chvala, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Helbach, Huelsman, Llean, Lorman, Moen, Panzer, Petak, Plewa, Potter, Rosenzweig, Rude, Schultz, Weeden and Zien — 24.

Noes — Senators Adelman, Burke, Clausing, George, Jauch, Moore, Risser and Wineke — 8.

Absent or not voting — Senator Lasee — 1.

Rejected.

Senator George moved that **Senate Bill 781** be referred to the joint committee on Finance.

The question was: Shall **Senate Bill 781** be referred to the joint committee on Finance?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 19; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Burke, Chvala, Clausing, George, Helbach, Jauch, Moen, Moore, Plewa, Risser and Wineke — 13.

Noes — Senators Breske, Buettner, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Huelsman, Llean, Lorman, Panzer, Petak, Potter, Rosenzweig, Rude, Schultz, Weeden and Zien — 19.

Absent or not voting — Senator Lasee — 1.

Referral refused.

The question was: Adoption of Senate amendment 24?

Senator Rosenzweig moved rejection of Senate amendment 24.

The question was: Rejection of Senate amendment 24?

The ayes and noes were demanded and the vote was: ayes, 24; noes, 8; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Breske, Buettner, Chvala, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Helbach, Huelsman, Jauch, Leean, Moen, Panzer, Petak, Plewa, Potter, Rosenzweig, Rude, Schultz, Weeden and Zien — 24.

Noes — Senators Adelman, Burke, Clausing, George, Lorman, Moore, Risser and Wineke — 8.

Absent or not voting — Senator Lasee — 1.

Rejected.

Senator George raised the point of order that **Senate Bill 781** does not have a reliable fiscal estimate pursuant to Joint Rule 43 and 49.

The Chair rules the point not well taken.

Senator George appeals the ruling of the Chair.

The question was: Shall the decision of the Chair stand as the judgment of the Senate?

The ayes and noes were required and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Leean, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 16.

Noes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Absent or not voting — Senator Lasee — 1.

The decision of the Chair does not stand as the judgment of the Senate.

The Chair asks the Chief Clerk to request from the Reference Bureau a supplemental fiscal estimate to be prepared pursuant to Joint Rule 23.

The question was: Adoption of Senate amendment 25?

Senator Rosenzweig moved rejection of Senate amendment 25.

The question was: Rejection of Senate amendment 25?

Rejected.

The question was: Adoption of Senate amendment 26?

Senator Adelman, with unanimous consent, asked that Senate amendments 26, 27, 28, 29, 30, 31 and 32 be returned to the author.

The question was: Adoption of Senate amendment 33?

Adopted.

Senator Risser moved that the vote by which Senate amendment 5 to **Senate Bill 781** was rejected be reconsidered.

The question was: Shall the vote by which Senate amendment 5 to **Senate Bill 781** was rejected be reconsidered?

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

Ayes — Senators Adelman, Burke, Chvala, Clausing, George, Jauch, Moen, Moore, Risser and Wineke — 10.

Noes — Senators Andrea, Breske, Buettner, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Helbach, Huelsman, Leean, Lorman, Panzer, Petak, Plewa, Potter, Rosenzweig, Rude, Schultz, Weeden and Zien — 22.

Absent or not voting — Senator Lasee — 1.

Reconsideration refused.

Ordered to a third reading.

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

Senate Bill 781

Read a third time.

Senator Jauch, with unanimous consent, asked that the Senate recess until 2:23 P.M..

1:59 P.M.

RECESS

2:23 P.M.

The Senate reconvened.

The question was: Passage of **Senate Bill 781**?

The ayes and noes were demanded and the vote was: ayes, 29; noes, 3; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Helbach, Huelsman, Jauch, Leean, Lorman, Moen, Panzer, Petak, Plewa, Potter, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 29.

Noes — Senators George, Moore and Risser — 3.

Absent or not voting — Senator Lasee — 1.

Passed.

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

Senate Bill 771

Relating to representations in connection with the sale of dairy products, bovine somatotropin and granting rule-making authority.

Read a second time.

Senate amendment 7 to **Senate Bill 771** offered by Senators Clausing, Lasee and Schultz.

Senate amendments 8, 9, 10, 11 and 12 to **Senate Bill 771** offered by Senator Wineke.

The question was: Adoption of Senate substitute amendment 1?

Senator Schultz, with unanimous consent, asked that Senate substitute amendment 1 be placed after Senate amendment 10 to **Senate Bill 771**.

The question was: Adoption of Senate amendment 1?

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

The question was: Adoption of Senate amendment 2?
Adopted.

The question was: Adoption of Senate amendment 3?

Senator Wineke moved rejection of Senate amendment 3.

The question was: Rejection of Senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Petak, Plewa, Potter, Risser, Schultz, Wineke and Zien — 19.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lecan, Lorman, Panzer, Rosenzweig, Rude and Weeden — 13.

Absent or not voting — Senator Lasee — 1.

Rejected.

The question was: Adoption of Senate amendment 4?

Senator Schultz moved rejection of Senate amendment 4.

The question was: Rejection of Senate amendment 4?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lekan, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 16.

Noes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Absent or not voting — Senator Lasee — 1.

Rejection refused.

The question was: Adoption of Senate amendment 4?

Senator Ellis, with unanimous consent, asked that the Senate recess until 4:31 P.M..

3:53 P.M.

RECESS

4:31 P.M.

The Senate reconvened.

Senator Ellis, with unanimous consent, asked that **Senate Bill 607** be made a special order at 10:02 A.M., Thursday, March 24.

Senator Ellis, with unanimous consent, asked that **Senate Bill 805** be made a special order at 10:04 A.M., Thursday, March 24.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 1055** be made a special order at 10:06 A.M., Thursday, March 24.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 582** be made a special order at 10:07 A.M., Thursday, March 24.

The question was: Adoption of Senate amendment 4?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 16.

Absent or not voting — Senator Lekan — 1.

Adoption refused.

The question was: Adoption of Senate amendment 5?

Senator Schultz raised the point of order that Senate amendment 5 to **Senate Bill 771** was not germane.

The Chair rules the point well taken.

The question was: Adoption of Senate amendment 6?

Senator Schultz, with unanimous consent, asked that Senate amendment 6 to **Senate Bill 771** be placed after Senate amendment 11.

The question was: Adoption of Senate amendment 7?
Adopted.

The question was: Adoption of Senate amendment 8?

Senator Schultz moved rejection of Senate amendment 8.

The question was: Rejection of Senate amendment 8?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 16.

Noes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Absent or not voting — Senator Leean — 1.

Rejection refused.

The question was: Adoption of Senate amendment 8?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 16.

Absent or not voting — Senator Leean — 1.

Adoption refused.

The question was: Adoption of Senate amendment 9?

Senator Ellis, with unanimous consent, asked that **Assembly Bill 690** be made a special order at 10:00 A.M., Thursday, March 24.

The question was: Adoption of Senate amendment 9?

Senator Schultz moved rejection of Senate amendment 9.

The question was: Rejection of Senate amendment 9?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 16.

Noes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Absent or not voting — Senator Leean — 1.

Rejection refused.

The question was: Adoption of Senate amendment 9?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 16.

Absent or not voting — Senator Leean — 1.

Adoption refused.

The question was: Adoption of Senate amendment 10?

Adopted.

The question was: Adoption of Senate substitute amendment 1?

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

The question was: Adoption of Senate amendment 6?

Senator Schultz, with unanimous consent, asked that Senate amendment 6 be placed after Senate amendment 12 to **Senate Bill 771**.

The question was: Adoption of Senate amendment 11?

Senator Schultz raised the point of order that Senate amendment 11 was not germane to **Senate Bill 771**.

The Chair rules the point well taken.

Senator Wineke appeals the ruling of the Chair.

The question was: Shall the decision of the Chair stand as the judgment of the Senate?

The ayes and noes were required and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 16.

Noes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Absent or not voting — Senator Leean — 1.

The decision of the Chair stands as the judgment of the Senate.

The question was: Adoption of Senate amendment 12?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Noes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Lorman, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien — 16.

Absent or not voting — Senator Leean — 1.

Adoption refused.

The question was: Adoption of Senate amendment 6?

Senator Schultz, with unanimous consent, asked that Senate amendment 6 be laid on the table.

Senator Schultz, with unanimous consent, asked that Senate substitute amendment 1 be withdrawn from the table and taken up.

The question was: Adoption of Senate substitute amendment 1?

Adopted.

Ordered to a third reading.

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

Senate Bill 771

Read a third time and passed.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 1147** be taken up.

Assembly Bill 1147

Relating to judicial review of orders of school district reorganization.

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 1147

Read a third time and concurred in.

Senator Jauch, with unanimous consent, asked that **Assembly Bill 558** be taken up.

Assembly Bill 558

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

Read a second time.

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

The question was: Adoption of Senate amendment 2? Adopted.

Ordered to a third reading.

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

Assembly Bill 558

Read a third time.

Senator Moore, with unanimous consent, asked that she be listed as co-sponsor of **Assembly Bill 558**.

The ayes and noes were required and the vote was: ayes, 31; noes, 1; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Lorman, Moen, Moore, Panzer, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien — 31.

Noes — Senator Cowles — 1.

Absent or not voting — Senator Leean — 1.

Concurred in as amended.

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

Senator Ellis moved that the Senate adjourn until 10:00 A.M. Thursday, March 24.

Senator Jauch, with unanimous consent, asked that the Senate stand informal for 1 minute.

5:51 P.M.

5:52 P.M.

The Senate reconvened.

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The question was: Shall the Senate adjourn until 10:00 A.M. Thursday, March 24?

Adjourned.

5:53 P.M.

AMENDMENTS OFFERED

Senate amendment 1 to Senate amendment 2 to **Senate Bill 570** offered by Senator Potter.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 607** offered by Senator Moore.

Senate amendment 2 to **Senate Bill 607** offered by Senator Moore.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 664** offered by Senator Adelman.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 701** offered by Senator Burke.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 721** offered by Senator Chvala.

Senate amendment 1 to **Senate Bill 803** offered by Senator Jauch.

Senate amendment 1 to **Assembly Bill 218** offered by Senator Potter.

Senate amendment 2 to **Assembly Bill 298** offered by Senator Moore.

Senate amendment 1 to **Assembly Bill 406** offered by Senator Buettner.

Senate amendments 3 and 4 to **Assembly Bill 498** offered by Senator Adelman.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 87

Assembly amendment 1

In enrolling, the following correction was made:

1. Page 1, line 10: substitute "DATES" for "DATE".

Senate Bill 805

1. Page 2, line 1: after "SECTION 1" insert a period.

Senate Bill 810

1. Page 26, line 6: delete "the".

Senate Bill 810

1. Page 17, line 3: substitute "(4g) or" for "(4g) or".

2. Page 20, line 7: substitute "Type 1" for "Type I".

3. Page 21, line 2: substitute "Type 1" for "Type I".

4. Page 29, line 1: delete "ISSUES. (a)" and substitute: "ISSUES. (a)".

5. Page 29, line 10: substitute "highly structured" for "highly-structured".

6. Page 31, line 26: substitute "UNIVERSITY OF WISCONSIN-MADISON" for "UW-MADISON".

7. Page 32, line 7: substitute "subsection" for "SECTION".

8. Page 32, line 20: substitute "sections" for "section".

9. Page 33, line 9: substitute "UNIVERSITY OF WISCONSIN-MADISON" for "UW-MADISON".

Assembly Bill 1238

Assembly amendment 1

1. Page 1, line 19: before "is" insert: ", as created by 1993 Wisconsin Act (this act)".