



# STATE OF WISCONSIN

# Senate Journal

## Ninety–Second Regular Session

10:00 A.M.

FRIDAY, February 17, 1995

The Senate met.

The Senate was called to order by Senator Joseph Leean.

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

### INTRODUCTION AND REFERENCE OF RESOLUTIONS AND JOINT RESOLUTIONS

Read first time and referred:

#### Senate Joint Resolution 11

Relating to: the right to keep and bear arms (first consideration).

By Senators Breske, Decker, Zien, Moen, Andrea, A. Lasee, Petak, Buettner and Clausing; cosponsored by Representatives Musser, Ryba, Baldus, Dobyns, Ziegelbauer, Turner, Harsdorf, Baumgart, Linton, Grobschmidt, Lehman, Ourada, Gunderson, Wood, Albers, Gronemus, Handrick, Otte, Lorge, Kaufert, Seratti, Hasenohrl and Hahn.

To committee on **Judiciary**.

### REPORT OF COMMITTEES

The committee on **Judiciary** reports and recommends:

#### Senate Bill 45

Relating to: liability of shareholders to corporate employees.

Passage.

Ayes, 4 – Senators Huelsman, Petak, Drzewiecki and Darling.

Noes, 3 – Senators Risser, Adelman and Burke.

#### Senate Bill 54

Relating to: sexual assault of a child and providing a penalty.

Passage.

Ayes, 7 – Senators Huelsman, Petak, Drzewiecki, Darling, Risser, Adelman and Burke.

Noes, 0 – None.

#### Senate Bill 55

Relating to: granting visitation rights to grandparents under certain circumstances and who may bring a paternity action.

Passage.

Ayes, 7 – Senators Huelsman, Petak, Drzewiecki, Darling, Risser, Adelman and Burke.

Noes, 0 – None.

#### Senate Bill 6

Relating to: stacking of motor vehicle insurance coverage and drive–other–car exclusions under motor vehicle policies.

Introduction and adoption of Senate amendment 1.

Ayes, 7 – Senators Huelsman, Petak, Drzewiecki, Darling, Risser, Adelman and Burke.

Noes, 0 – None.

Passage as amended.

Ayes, 4 – Senators Huelsman, Petak, Drzewiecki and Darling.

Noes, 3 – Senators Risser, Adelman and Burke.

Joanne Huelsman  
Chairperson

### PETITIONS AND COMMUNICATIONS

State of Wisconsin  
Senator Michael Ellis

February 17, 1995

To the Honorable the Senate:

Pursuant to Senate Rule 20, I have made the following appointments to Committees:

To the Administrative Value and Efficiency, Commission for the Study of: Senator Farrow;

To the Council on Alcohol and Other Drug Abuse: Senator Buettner;

To the Building Commission: Senators Buettner and Rude;

To the Child Abuse and Neglect Prevention Board: Senator Darling;

To the Child Labor, Council on: Senator Buettner;

To the Claims Board: Senator Leean (ex officio);

To the Disability Board: Senator Rude (ex officio), Senator Jauch (ex officio);

To the Domestic Abuse, Council on: Public Member Beth Schnorr (term expires 1997);

To the Education Commission of the States: Senator Darling;

To the Educational Communications Board: Senator Darling;

To the Elections Board: Public Member Kit Sorenson (term expires May 1995);

To the Environmental Education Board: Senator Cowles;

To the Forward Wisconsin: Senator Rude;

To the Highway Safety, Council on: Senator Lasee;

To the Historical Society of Wisconsin, Board of Curators: Senator Rude (ex officio);

- To the **Hunger, Board on:** Senators
- To the **Information Technology, Council on:** Senator Drzewiecki;
- To the **Joint Legislative Council:** Senators Ellis (ex officio), Rude (ex officio), Leraan (ex officio), Lasee (ex officio), Farrow, Drzewiecki, Zien;
- To the **Judicial Council:** Senator Huelsman (ex officio);
- To the **Low-Level Radioactive Waste Council:** Senator Farrow;
- To the **Migrant Labor Council:** Senator Fitzgerald;
- To the **Minnesota-Wisconsin Boundary Area Commission, Legislative Advisory committee to:** Senators Rude, Schultz;
- To the **Mississippi River Parkway Commission:** Senator Schultz;
- To the **Radiation Protection Council:** Senator Drzewiecki;
- To the **Radioactive Waste Review Board:** Senator Drzewiecki; Public Member Niles Holmgren;
- To the **Retirement Research Committee:** Senators Weeden (ex officio), Fitzgerald (ex officio), Andrea (ex officio);
- To the **Rural Economic Development Board:** Senator Fitzgerald;
- To the **Rustic Roads Board:** Senator Lasee (ex officio);
- To the **Sentencing Commission:** Public Member Len Kachinsky (term expires March 1997);
- To the **State Capitol and Executive Residence Board:** Senators Lasee, Rude;
- To the **State Supported Programs Study and Advisory Committee:** Senators Leraan, Schultz, Rude;
- To the **Submerged Cultural Resources Council:** Senator Darling;
- To the **Tourism, Council on:** Senator Zien;
- To the **Traffic Law Enforcement, Council on:** Senator Buettner;
- To the **Transportation Projects Commission:** Senator Huelsman, Lasee, Zien;
- To the **Uniform State Laws, Commission on:** Senator Huelsman;
- To the **Wisconsin Housing and Economic Development Authority:** Senator Petak;
- To the **Wisconsin Sesquicentennial Commission:** Senator Farrow;
- To the **Women's Council:** Senators Darling, Petak;
- To the **World Dairy Center Authority:** Senator Schultz.

With regards to members of the minority party, the appointments reflect recommendations of that caucus.

Sincerely,

Michael Ellis, Chair  
Committee on Senate Organization

**State of Wisconsin  
Senator David Helbach**

February 16, 1995

The Honorable, The Senate:

I hereby submit my resignation as State Senator from the 24th District, effective 5:00 p.m. February 17, 1995.

It has been an honor and a pleasure to represent the people of the 24th Senate District. Serving in the Legislature, representing Central Wisconsin, has been the most exciting and rewarding non-family experience of my life.

The Legislative institution is vital to our way of government. It is the one place where people have a voice in our democracy.

I appreciate the support you and all members of the senate have given me during my tenure in the senate.

Sincerely,

SENATOR DAVID HELBACH

**State of Wisconsin  
Ethics Board**

February 14, 1995

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 that employ one or more individuals to affect state legislation or administrative rules, and notifying you of changes in the Ethics Board's records of licensed lobbyists and their employers. For each recently registered organization I have included the organization's description of the general area of legislative or administrative action that it attempts to influence and the name of each licensed lobbyist that the organization has authorized to act on its behalf.

**Organizations recently registered:**

Below are the names of organizations recently registered with the Ethics Board as employing one or more individuals to affect state legislation or administrative rules.

**ACT Medical Record Services, Inc**

Subjects: Any legislation or administrative rule which may relate to the medical record administration profession or service industry.

Coenen, Tom

Swandby, Janet

**Domestic Violence, Wisconsin Coalition Against**

Subjects: Our organization is interested in any legislation and/or administrative rules in the area of family, civil and criminal law that impacts the lives of victims of domestic violence, their children and programs that serve them.

Krenek, Kathleen

**Engineers, Wisconsin Society of Professional**

Subjects: WSPE particularly concentrates on areas that involve professional engineers but also deal with the public's health, safety, and welfare — these areas include licensure of engineers, continuing education of engineers, licensure of other professions, DNR activities, State budget, etc.

Brey, Karen

Vaughan, Michael

**Heart Assn of Wisconsin, American**

Subjects: The AHA tracks legislation pertaining to cardiovascular/stroke wellness and disease, including the areas of: tobacco control, nutrition, health issues, emergency medical services and non-profit issues pertinent to the association's well-being.

Krueger, Shawn

**Lake States Lumber Assn**

Subjects: All areas impacting on the forest products industry including initiatives related to property owner rights, taxation and use of state forests.

Gerlach, Chet

**Plastic Container Recovery, National Association for**

Subjects: All legislative and regulatory matters affecting the plastic container industry.

Mitchell, Brian

**School Bus Assn, Wisconsin**

Subjects: Safety—seat belts on school busses. Equipment. Insurance—personal items.

Christian, Robert

**Sixteenth Street Community Health Center**

Subjects: Legislation relating to health care.

Bartkowski, John J.

Mueller, Carl

Remsik, Jeffrey

**Sprint Communications Co Limited Partnership**

Subjects: All areas affecting Telecommunications especially matters relating to the Gross Receipts Tax and the telecommunications superhighway.

Gerlach, Chet

**Utility Tax Assn, Wisconsin**

Subjects: Provisions related to chapters 74 distribution of shared revenue aids.

Harnisch, Thomas

**Work for Wisconsin**

Subjects: Employment policy, welfare reform, economic development, transportation, child care, health care and taxation.

McAlister, Jeff

**Organization’s authorization of additional lobbyists:**

The following organization previously registered with the Ethics Board as an employer of lobbyists has authorized to act on its behalf additional licensed lobbyists:

**Education Assn Council, Wisconsin**

Stout, Katie

Barker, Leigh

**Organization’s modification or amendment of records:**

The organization listed below has withdrawn its registration to lobby and authorization of identified lobbyists:

Remove:

**Ashley Furniture Industries, Inc**

Gerrard, Bill

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

**REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES**

The Committee on **Environment and Energy** reports and recommends:

**Senate Clearinghouse Rule 94–031**

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

No action taken.

**Senate Clearinghouse Rule 94–083**

Relating to prevention of significant deterioration and associated particulate matter increments.

No action taken.

**Senate Clearinghouse Rule 94–100**

Relating to the well compensation program.

No action taken.

**Clearinghouse Rule 94–111**

Relating to intervenor compensation.

Reveiw period waived.

Ayes, 5 – Senators Cowles, Panzer, Farrow, Burke and Clausing.

Noes, 0 – None.

**Clearinghouse Rule 94–065**

Relating to relating to the control of acid rain emissions.

Reveiw period waived.

Ayes, 5 – Senators Cowles, Panzer, Farrow, Burke and Clausing.

Noes, 0 – None.

**Clearinghouse Rule 94–098**

Relating to a clean fuel fleet program to reduce organic compound and oxides of nitrogen emissions from fleet vehicles.

Reveiw period waived.

Ayes, 5 – Senators Cowles, Panzer, Farrow, Burke and Clausing.

Noes, 0 – None.

**Clearinghouse Rule 94–102**

Relating to snowmobile rail crossings.

Reveiw period waived.

Ayes, 5 – Senators Cowles, Panzer, Farrow, Burke and Clausing.

Noes, 0 – None.

**Clearinghouse Rule 94–142**

Relating to sport fishing for trout and salmon on Lake Michigan and Green Bay.

Reveiw period waived.

Ayes, 5 – Senators Cowles, Panzer, Farrow, Burke and Clausing.

Noes, 0 – None.

Robert Cowles  
Chairperson

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

**Senate Clearinghouse Rule 94-030**

relating to uniform requirements for the design and construction of multifamily dwellings.

No action taken.

David Zien  
Chairperson

The Committee on **State Government Operations and Corrections** reports and recommends:

**Senate Clearinghouse Rule 94-152**

relating to forms required of corporations, information returns and wage statements, forms required of persons other than corporations and federal forms required to be attached to Wisconsin returns of persons other than corporations.

No action taken.

Gary Drzewiecki  
Chairperson

The Committee on **Transportation, Agriculture and Local Affairs** reports and recommends:

**Senate Clearinghouse Rule 94-066**

relating to small cities community development block grants for housing.

No action taken.

**Senate Clearinghouse Rule 94-156**

relating to atrazine use restrictions.

No action taken.

**Senate Clearinghouse Rule 94-191**

relating to allowing the operation of double bottoms and certain other vehicles on certain specified highways.

No action taken.

**Senate Clearinghouse Rule 94-198**

relating to transportation of explosives by motor vehicle.

No action taken.

Alan Lasee  
Chairperson

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**MESSAGES 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 7**

Adopted and asks concurrence in:

**Assembly Joint Resolution 12**

**Assembly Joint Resolution 15**

**Assembly Joint Resolution 23**

Concurred in:

**Senate Joint Resolution 3**

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**MESSAGES FROM THE ASSEMBLY  
CONSIDERED**

**Assembly Bill 7**

Relating to: a limitation upon state appropriations and expenditures from general purpose revenue.

By Representatives Foti, Powers, Vrakas, Hoven, Olsen, Ainsworth, Freese, Duff, Handrick, Johnsrud, Jensen, Kreibich, Kaufert, Harsdorf, Musser, Owens, Silbaugh, Seratti, Kelso, Green, Coleman, Ourada, Klusman, Brancel, Underheim, Walker, Ward, Zukowski, Schneiders, Prosser, Porter, Albers and Goetsch.

Read first time and referred to Joint committee on **Finance**.

**Assembly Joint Resolution 12**

Relating to: removing from the constitution unnecessary references to the masculine gender (2nd consideration).

By Representatives Johnsrud, Baldwin, Albers, Ott, Duff, Krug, R. Young, Black, Hanson, Freese, Hahn, Bell, R. Potter, Baldus, La Fave, Musser, Bock, Schneiders, Huber, Springer, Riley, Wilder, Goetsch, Boyle, Notestein, Lorge, Olsen and Lehman; cosponsored by Senators Rude, Cowles, Clausing and C. Potter.

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

**Assembly Joint Resolution 15**

Relating to: permitting a judge to assume a nonjudicial office of public trust after vacating the judicial office during that term of office (2nd consideration).

By Representatives Jensen, Baldwin, Ainsworth, Baldus, Bock, Coleman, Dobyns, Duff, Freese, Goetsch, Green, Grothman, Hahn, Hanson, Huber, Huebsch, Johnsrud, Klusman, Ladwig, La Fave, Lehman, Kaufert, Murat, Musser, Plache, Ryba, Schneiders, Morris-Tatum, Vrakas, Walker, Ward, Wasserman, Ziegelbauer, Zukowski and Seratti; cosponsored by Senators Huelsman, Risser, Burke, Cowles, Rosenzweig, Schultz and Weeden.

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

**Assembly Joint Resolution 23**

Relating to: the life and public service of Raymond C. Bice.

By Representatives Meyer and Huebsch; cosponsored by Senator Rude.

Read and referred to committee on **Senate Organization**.

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**ADJOURNMENT**

Senator Leean, with unanimous consent, asked that the Senate adjourn until Tuesday, February 21, 10:00 A.M..

Adjourned.

10:01 A.M.