



STATE OF WISCONSIN

Senate Journal

Ninety–Second Regular Session

11:00 A.M.

TUESDAY, April 4, 1995

The Senate met.

The Senate was called to order by Senator Brian Rude.

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, Fitzgerald, George, Huelsman, Jauch, A. Lasee, Leean, Moen, Moore, Panzer, Petak, Plewa, C. Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien – 32.

Absent – None.

Absent with leave – None.

The prayer this morning was offered by Pastor Brad Hunt of the Boscobel Assembly of God Church.

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

INTRODUCTION AND REFERENCE OF RESOLUTIONS AND JOINT RESOLUTIONS

Read and referred:

Senate Joint Resolution 21

Relating to: 4–year terms of office for, and the restriction on holding any other office by, sheriffs (first consideration).

By Senators Buettner, Drzewiecki, A. Lasee, Fitzgerald, Andrea, Breske, Burke, Darling, Huelsman, Leean, Moen, Panzer, C. Potter and Schultz; cosponsored by Representatives Krusick, Dobyns, Albers, Bock, Brandemuehl, Foti, Goetsch, Grothman, Gunderson, Hahn, Handrick, Hutchison, Hoven, Jensen, Ladwig, La Fave, Lehman, Linton, Musser, Olsen, Otte, Owens, Plombon, Reynolds, Ryba, Schneiders, Seratti, Springer, Turner, Urban, Vander Loop, Walker, Wasserman, L. Young and Zukowski.

To committee on **State Government Operations and Corrections**.

Senate Joint Resolution 22

Relating to: abolishing the constitutional grant of legislative immunity from arrest and civil process (first consideration).

By Senators Buettner, Darling and Andrea; cosponsored by Representatives Krusick, Dobyns, Ainsworth, Black, Boyle, Carpenter, Dueholm, Goetsch, Grobschmidt, Grothman, Hoven, Hubler, Lehman, Notestein, Walker and Ziegelbauer.

To committee on **Judiciary**.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 125

Relating to: the date for making application for absentee ballots and the procedure whereby overseas electors may obtain absentee ballots for elections.

By Senators Cowles and Drzewiecki; cosponsored by Representatives Duff, Dobyns, R. Potter, Hahn, Robson, Springer, Seratti, Huber and Albers.

To committee on **State Government Operations and Corrections**.

Senate Bill 126

Relating to: the creation of a lottery retailers council.

By Senators Moen and Burke; cosponsored by Representatives Gunderson and Ryba.

To committee on **Business, Economic Development and Urban Affairs**.

Senate Bill 127

Relating to: prohibiting the use of cigarettes and tobacco products on the premises of shopping malls and in the common areas of privately owned residential buildings, regulating smoking in restaurants and in private schools, colleges and universities, authorizing the department of health and social services to enforce smoking restrictions in restaurants, authorizing the board of regents of the University of Wisconsin System to prohibit the use of cigarettes and tobacco products on property that is subject to its jurisdiction and authorizing a person owning, leasing or renting a building to prohibit the use of cigarettes and tobacco products in the area of that building that is subject to that person's control.

By Senators Risser, Clausing and Rosenzweig; cosponsored by Representatives Underheim, Bock, Notestein, Plache, Baldwin, Urban, Black, Boyle, R. Young, Morris–Tatum, Wasserman, Coggs, Bell, Turner, L. Young and La Fave.

To committee on **State Government Operations and Corrections**.

Senate Bill 128

Relating to: the shining of wild animals on certain types of wild animal farms.

By Senator Cowles; cosponsored by Representative Johnsrud.

To committee on **Environment and Energy**.

REPORT OF COMMITTEES

The committee on **Senate Organization** reports and recommends:

In accordance with Joint Rule 81(2), it is moved that the Legislature extend the floor period convening on April 4, 1995, through April 8, 1995. The purpose of the extension is to consider any proposals pending before either house and scheduled pursuant to the rules of either the Senate or Assembly.

Ayes: (3) Senators Ellis, Rude and Farrow.

Noes: (1) Senator Jauch

Senator Michael Ellis, Chair

Committee on **Assembly Organization**:

Ayes: (5) Representatives Prosser, Green, Freese, Klusman and Jensen

Noes: (3) Representatives Kunicki, Schneider and Potter

Representative David Prosser, Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Senator Michael Ellis

March 30, 1995

To the Honorable the Senate:

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

To the **Environmental Education Board**; Senator Brian Burke;

To the **World Dairy Center Authority**; Senator Charles Chvala;

To the **Council on Alcohol and Other Drug Abuse**; Senator Robert Jauch.

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 Scott Fitzgerald

March 22, 1995

To the Honorable the Senate:

It is with much regret that I ask to be removed from the Migrant Labor Council.

I am an active member of the Army Reserve. That, coupled with my other committee assignments, I believe that I would not serve the committee with the dedication and commitment that it deserves.

I thank you in advance for your prompt attention in this matter.

Sincerely,
SENATOR SCOTT FITZGERALD
State of Wisconsin
Ethics Board

March 28, 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.

A. O. Smith Corporation

Subjects: Some of the areas are: An increase in taxes, property tax relief, government spending cuts, tort reform, any unrealistic environmental legislation, and health care cost containment

Smith, Roger

American Red Cross, North Central Tissue Services

Subjects: We seek to accomplish a technical amendment to the Wisconsin Uniform Anatomical Gift Act, to bring it into conformance with the Statutes of all other states regarding qualifications of individuals who procure tissues.

Christianson, Peter

EDS Electronic Data Systems Corp.

Subjects: Any matter affecting the company in any way by any state agency or the legislature. Any matter related to health and insurance policies.

Broydrick, Bill

Richard, JoAnna

HLR Service Corp.

Subjects: Issues affecting the pharmaceutical, diagnostics, laboratory, testing, vitamins, fine chemical or research.

Luria, Cheryl

March of Dimes Birth Defects Foundation

Subjects: Supports public policies and programs that help families have healthy babies. Health coverage for pregnant women and infants. Appropriate services with emphasis on prevention. Community based programs aimed at reducing infant death. WIC and other nutrition programs for pregnant women and children. Birth defects surveillance in WI.

Richardson, Amy

Marshfield Clinic

Subjects: Health, health care financing, insurance, taxation.

Farnsworth, Kathleen E.

Nycz, Gregory R.

Wenzel, Frederick J.

Milsolv Corporation

Subjects: Legislation and administrative rules that involve the use and labeling of motor fuels in particular reformulated gasoline (RFC); issues that affect the establishment of a fuel ethanol industry in Wisconsin; issues that affect hazardous waste recycling and disposal. In addition we will be talking to the WDNR about rules governing groundwater contamination, air emissions and with legislators as they develop laws dealing with these issues.

Stitt, Donald
Frohboese, Walter

School Districts, Coalition of

Subjects: School funding, tax distribution and school law.

Christianson, Peter

South Central United Educators

Subjects: The primary focus is the capital K-12 education system, including funding structure and educational standards. Issues related to SCUE's members' welfare including wages, hours and general working conditions.

West, Karen

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:

Fire Chiefs Assn., Wisconsin State

Graven, Mara

Plumbers Local 75

Solie, Denise

Power and Light Co, Wisconsin

Helbach, David

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.

Plumbers Local 75

Klauser, David 3/23/95

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**

March 30, 1995

The Honorable, The Legislature:

We have completed an evaluation of the Wisconsin Waterways Commission, as requested by the Joint Legislative Audit Committee. The Commission provides funding for local

government recreational boating projects on the Great Lakes and Wisconsin's inland waters.

Since fiscal year 1985-86, the Commission has provided \$12.3 million in grants for inland lake projects and \$12.9 million for Great Lakes projects, of which \$7.6 million was for harbor projects in Racine, Kenosha, and Sheboygan. Questions have been raised about the Commission's role in the development of these project's including whether funds were spent on ineligible costs and whether the Commission's participation contributed to an oversupply of boat slips along the Lake Michigan shoreline and, by extension, increased property taxes in some communities.

Despite questions concerning the eligibility of these harbor projects, we found that all funds approved by the Commission for these projects were spent on eligible expenses. Although construction of berths, or marinas, is not an eligible cost, some believe that by funding even eligible expenses in these projects, such as brak water construction the Commission encouraged marina development while there is an apparent interrelationship between Commission-supported activities and marina development, this interrelationship is contemplated in the statutes that specifically designate harbor and breakwater improvements, which are often a prelude to marina development, as eligible expenses.

Overall, we believe the Commission has reasonably interpreted the statutes in defining the scope of its project review. If the Legislature believes the Commission needs to take a more authoritative role in assessing the need for, and feasibility of, local projects, the Legislature could direct the Commission to: 1) require information in feasibility studies regarding local government liability and risk; 2) evaluate the quality of feasibility studies; 3) conduct its own independent feasibility studies. An expansion of the Commission's responsibilities would require additional staff resources. Further, because of the potential of increasing balances in the Commission's appropriation, the Legislature may also wish to review the Commission's funding level.

We appreciate the courtesy and cooperation extended to us by the commissioners, Department of Natural Resources staff, and local officials in Sheboygan, Racine and Kenosha. The Commission's response to the audit is Appendix IV.

Sincerely,

DALE CATTANACH
State Auditor

**State of Wisconsin
Department of Public Instruction**

March 31, 1995

The Honorable, Legislature:

Enclosed please find a report of the need for school crime reporting as required by Section 21 of 1993 Wisconsin Act 334.

Should you have questions regarding this report, please contact me directly or Steve Fernan, Education Consultant, at 266-3889.

Sincerely,

JOHN T. BENSON
State Superintendent

EXECUTIVE COMMUNICATIONS

CALENDAR OF APRIL 4, 1995

Senator Moen asked unanimous consent that the Senate stand recessed for 1 hour and 48 minutes.

The senate stood recessed.

11:16 A.M.

RECESS

1:04 P.M.

The senate reconvened.

Senator Ellis, with unanimous consent, asked that all the appointments be taken up en masse.

BENNING, CYNTHIA A., of Fox Point, as a member of the Pharmacy Examining Board, to serve for the interim term ending July 1, 1998.

Read.

GROSSMAN, DR. RONALD E., of River Hills, as a member of the Medical Examining Board, to serve for the interim term ending July 1, 1996.

Read.

HUELSMAN, JOANNE B., of Madison, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1997.

Read.

KELL, SUSAN A., of Madison, as a member of the Examining Board of Social Workers, Marriage and Family Therapists, and Professional Counselors, to serve for the term ending July 1, 1998.

Read.

MALICK, CLARENCE W. "BUCK", of Hudson, as a member of the Minnesota-Wisconsin Boundary Area Commission, to serve for the interim term ending September 25, 1997.

Read.

SCHWARTZ, W. R., of Wauwatosa, as a member of the Medical Examining Board, to serve for the term ending July 1, 1998.

Read.

STOLPMAN, KATHLEEN F., of Madison, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1997

Read.

WALL, SCOT, of Cashton, as a member of the Rural Health Development Council, to serve for the interim term ending July 1, 1995.

Read.

WALL, SCOT, of Cashton, as a member of the Rural Health Development Council, to serve for the term ending July 1, 2000.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 0; as follows:

Ayes – Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Huelsman, Jauch, A. Lasee, Leean, Moen, Moore, Panzer, Petak, Plewa, C. Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Wineke and Zien – 32.

Noes – None.

Absent or not voting – None.

Confirmed.

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

Senate Clearinghouse Rule 94–116

Relating to Relating to energy conservation and heating, ventilating and air conditioning systems.

Submitted by Department of Industry, Labor and Human Relations.

Report received from Agency, March 29, 1995.

Referred to committee on **Human Resources, Labor, Tourism, Veterans and Military Affairs**, April 4, 1995.

Senate Clearinghouse Rule 95–036

Relating to definitions used in unemployment compensation rules.

Submitted by Department of Industry, Labor and Human Relations.

Report received from Agency, March 30, 1995.

Referred to committee on **Human Resources, Labor, Tourism, Veterans and Military Affairs**, April 4, 1995.

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

Senate Clearinghouse Rule 93–176

Relating to drainage districts.

No action taken.

Alan Lasee
Chairperson

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Joint Resolution 17

Relating to: proclaiming May 3, 1995, Trzeciego Maja Day.

Read.

Adopted.

Senator Ellis, with unanimous consent, asked that **Senate Bill 122** be taken up.

Senate Bill 122

Relating to: establishing a development opportunity zone.

Read a second time.

Senate amendment 1 to **Senate Bill 122** offered by Senator Adelman.

The question was: Adoption of Senate amendment 1 to **Senate Bill 122**?

Senator Zien moved rejection of Senate amendment 1 to **Senate Bill 122**.

The question was: Rejection of Senate amendment 1 to **Senate Bill 122**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 0; as follows:

Ayes – Senators Andrea, Buettner, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Leean, Moen, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien – 20.

Noes – Senators Adelman, Breske, Burke, Chvala, Clausing, George, Jauch, Moore, Plewa, C. Potter, Risser and Wineke – 12.

Absent or not voting – None.

Rejected.

Senate amendment 2 to **Senate Bill 122** offered by Senator Adelman.

The question was: Adoption of Senate amendment 2 to **Senate Bill 122**?

Senator Zien moved rejection of Senate amendment 2 to **Senate Bill 122**.

The question was: Rejection of Senate amendment 2 to **Senate Bill 122**?

Rejected.

Ordered to a third reading.

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

Senate Bill 122

Read a third time.

Senator Jauch, with unanimous consent, asked that **Senate Bill 122** be referred to a second reading.

Senator Ellis objected.

Senator Jauch moved that **Senate Bill 122** be referred to a second reading.

The question was: Shall **Senate Bill 122** be referred to a second reading?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 17; absent or not voting, 0; as follows:

Ayes – Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Jauch, Moen, Moore, Plewa, C. Potter, Risser and Wineke – 15.

Noes – Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, LEEAN, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien – 17.

Absent or not voting – None.

Refused to refer to a second reading.

The question was: Shall **Senate Bill 122** be passed?

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 0; as follows:

Ayes – Senators Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Huelsman, Jauch, A. Lasee, LEEAN, Moen, Moore, Panzer, Petak, Plewa, C. Potter, Risser, Rosenzweig, Rude, Schultz, Weeden and Zien – 30.

Noes – Senators Adelman and Wineke – 2.

Absent or not voting – None.

Passed.

Senator Ellis, with unanimous consent, asked that all action be immediately messaged to the Assembly.

Senate Bill 111

Relating to: adjustment of the date of the 1996 spring primary and election and presidential preference primary and certain other dates for election procedures.

Read a second time.

Senate amendment 1 to **Senate Bill 111** offered by Senator Drzewiecki.

The question was: Adoption of Senate amendment 1 to **Senate Bill 111**?

CHAIR

Senator Lasee in the Chair

2:26 P.M.

The question was: Adoption of Senate amendment 1 to **Senate Bill 111**?

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 111

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, LEEAN, Panzer, Petak, Plewa, Rosenzweig, Rude, Schultz, Weeden and Zien – 18.

Noes – Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Jauch, Moen, Moore, C. Potter, Risser and Wineke – 14.

Absent or not voting – None.

Passed.

Senator Ellis, with unanimous consent, asked that all action be immediately messaged to the Assembly.

SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

Assembly Bill 39

Relating to: statement of fertilizer and commercial feed fees on invoices.

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 39

Read a third time and concurred in.

SPECIAL ORDER

Assembly Bill 21

Relating to: requesting federal waivers under the aid to families with dependent children and job opportunities and basic skills programs; limiting increases in aid to families with dependent children for families that have certain additional children; job orientation and job search requirements, participation requirements and sanctions under the job opportunities and basic skills program; establishing a program for publication of delinquent child support obligors; providing exemptions from emergency rule-making procedures; granting rule-making authority; and making appropriations.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 21**?

Senator Chvala, with unanimous consent, asked that Senate amendment 1 be withdrawn and returned to the author.

The question was: Adoption of Senate amendment 3 to **Assembly Bill 21**?

Adopted.

Senate amendment 4 to **Assembly Bill 21** offered by Senators Chvala, Burke, Andrea, Wineke, Decker, Plewa, George, Jauch, Moen, Risser, C. Potter, Clausing, Breske, Moore and Adelman.

The question was: Adoption of Senate amendment 4 to **Assembly Bill 21**?

Senator Buettner moved rejection of Senate amendment 4 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 4 to **Assembly Bill 21**?

CHAIR

Senator Rude in the Chair

3:21 P.M.

The question was: Rejection of Senate amendment 4 to **Assembly Bill 21**?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Leean, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien – 17.

Noes – Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Jauch, Moen, Moore, Plewa, C. Potter, Risser and Wineke – 15.

Absent or not voting – None.

Rejected.

Senate amendment 5 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 5 to **Assembly Bill 21**?

Senator Buettner moved rejection of Senate amendment 5 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 5 to **Assembly Bill 21**?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Breske, Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Leean, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien – 18.

Noes – Senators Adelman, Andrea, Burke, Chvala, Clausing, Decker, George, Jauch, Moen, Moore, Plewa, C. Potter, Risser and Wineke – 14.

Absent or not voting – None.

Rejected.

Senate amendment 6 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 6 to **Assembly Bill 21**?

Senator Buettner moved rejection of Senate amendment 6 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 6 to **Assembly Bill 21**?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 0; as follows:

Ayes – Senators Breske, Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Leean, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien – 18.

Noes – Senators Adelman, Andrea, Burke, Chvala, Clausing, Decker, George, Jauch, Moen, Moore, Plewa, C. Potter, Risser and Wineke – 14.

Absent or not voting – None.

Rejected.

Senate amendment 7 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 7 to **Assembly Bill 21**?

Senator Buettner moved rejection of Senate amendment 7 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 7 to **Assembly Bill 21**?

Rejected.

Senate amendment 8 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 8 to **Assembly Bill 21**?

Senator George moved nonconcurrency in **Assembly Bill 21**.

The question was: Shall **Assembly Bill 21** be nonconcurrent in?

The ayes and noes were demanded and the vote was: ayes, 8; noes, 24; absent or not voting, 0; as follows:

Ayes – Senators Burke, Clausing, George, Jauch, Moore, Plewa, Risser and Wineke – 8.

Noes – Senators Adelman, Andrea, Breske, Buettner, Chvala, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Leean, Moen, Panzer, Petak, C. Potter, Rosenzweig, Rude, Schultz, Weeden and Zien – 24.

Absent or not voting – None.

Refused nonconcurrency.

Senator George moved that **Assembly Bill 21** be referred to the committee on **Health, Human Services and Aging**.

The question was: Shall **Assembly Bill 21** be referred to the committee on **Health, Human Services and Aging**?

The ayes and noes were demanded and the vote was: ayes, 7; noes, 25; absent or not voting, 0; as follows:

Ayes – Senators Burke, Clausing, George, Jauch, Moore, Risser and Wineke – 7.

Noes – Senators Adelman, Andrea, Breske, Buettner, Chvala, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Leean, Moen, Panzer, Petak, Plewa, C. Potter, Rosenzweig, Rude, Schultz, Weeden and Zien – 25.

Absent or not voting – None.

Referral Refused.

Senator Buettner moved rejection of Senate amendment 8 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 8 to **Assembly Bill 21**?

Rejected.

Senate amendment 9 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 9 to **Assembly Bill 21**?

Senator Buettner moved rejection of Senate amendment 9 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 9 to **Assembly Bill 21**?

The ayes and noes were demanded and the vote was: ayes, 25; noes, 7; absent or not voting, 0; as follows:

Ayes – Senators Adelman, Andrea, Breske, Buettner, Chvala, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow,

Fitzgerald, Huelsman, A. Lasee, Leean, Moen, Panzer, Petak, Plewa, C. Potter, Rosenzweig, Rude, Schultz, Weeden and Zien – 25.

Noes – Senators Burke, Clausing, George, Jauch, Moore, Risser and Wineke – 7.

Absent or not voting – None.

Rejected.

Senate amendment 10 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 10 to **Assembly Bill 21**?

Senator Buettner moved rejection of Senate amendment 10 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 10 to **Assembly Bill 21**?

CHAIR

Senator Petak in the Chair

4:38 P.M.

The question was: Rejection of Senate amendment 10 to **Assembly Bill 21**?

The ayes and noes were demanded and the vote was: ayes, 23; noes, 9; absent or not voting, 0; as follows:

Ayes – Senators Andrea, Breske, Buettner, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Leean, Moen, Panzer, Petak, Plewa, C. Potter, Rosenzweig, Rude, Schultz, Weeden and Zien – 23.

Noes – Senators Adelman, Burke, Chvala, Clausing, George, Jauch, Moore, Risser and Wineke – 9.

Absent or not voting – None.

Rejected.

Senate amendment 11 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 11 to **Assembly Bill 21**?

Senator Buettner moved rejection of Senate amendment 11 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 11 to **Assembly Bill 21**?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 12; absent or not voting, 0; as follows:

Ayes – Senators Andrea, Breske, Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Leean, Moen, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden and Zien – 20.

Noes – Senators Adelman, Burke, Chvala, Clausing, Decker, George, Jauch, Moore, Plewa, C. Potter, Risser and Wineke – 12.

Absent or not voting – None.

Rejected.

Senate amendment 12 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 12 to **Assembly Bill 21**?

Senator Moore, with unanimous consent, asked that Senate amendment 12 be withdrawn and returned to the author.

Senate amendment 13 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 13 to **Assembly Bill 21**?

Senator Moore, with unanimous consent, asked that Senate amendment 13 be laid on the table.

Senate amendment 14 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 14 to **Assembly Bill 21**?

Senator Moore, with unanimous consent, asked that Senate amendment 14 be withdrawn and returned to the author.

Senate amendment 15 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 15 to **Assembly Bill 21**?

Senator Buettner moved rejection of Senate amendment 15 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 15 to **Assembly Bill 21**?

Senate amendment 16 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 16 to **Assembly Bill 21**?

Senator Buettner moved rejection of Senate amendment 16 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 16 to **Assembly Bill 21**?

Senator Moore, with unanimous consent, asked that the vote on Senate amendment 15 be expunged.

Senator Weeden objected.

Senator Ellis, with unanimous consent, asked that the Senate stand informal for 2 minutes.

The senate stood informal.

5:18 P.M.

STANDING INFORMAL

5:20 P.M.

The senate reconvened.

Senator Rude in the chair.

Senator Ellis, with unanimous consent, asked that the vote on Senate amendment 15 be expunged.

The question was: Rejection of Senate amendment 15 to **Assembly Bill 21**?

Rejected.

The question was: Rejection of Senate amendment 16 to **Assembly Bill 21**?

Rejected.

Senate amendment 17 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 17 to **Assembly Bill 21**?

Senator Buettner moved rejection of Senate amendment 17 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 17 to **Assembly Bill 21**?

Rejected.

Senate amendment 18 to **Assembly Bill 21** offered by Senator Moore.

The question was: Adoption of Senate amendment 18 to **Assembly Bill 21**?

Senator Buettner moved rejection of Senate amendment 18 to **Assembly Bill 21**.

The question was: Rejection of Senate amendment 18 to **Assembly Bill 21**?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 0; as follows:

Ayes – Senators Andrea, Breske, Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Leean, Panzer, Petak, Plewa, C. Potter, Rosenzweig, Rude, Schultz, Weeden and Zien – 21.

Noes – Senators Adelman, Burke, Chvala, Clausing, Decker, George, Jauch, Moen, Moore, Risser and Wineke – 11.

Absent or not voting – None.

Rejected.

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

MESSAGES FROM THE ASSEMBLY

By Charles Sanders, assistant chief clerk.

Mr. President:

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

Assembly Bill 145

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 145

Relating to: grants to emergency response teams, creating immunity from civil liability for local agencies that sponsor regional or county emergency response teams and making an appropriation.

By Representatives Ourada, Johnsrud, Ainsworth, Baumgart, Ott, Black, Gunderson, Baldus, Boyle, Duff, Gard, Goetsch, Grobshmidt, Hahn, Harsdorf, Kreibich, Lehman, Musser, Owens, Plombon, Porter, Reynolds, Ryba, Schneider, Seratti, Silbaugh, Turner, Underheim, Wilder, Wirch, Zukowski, Handrick and Kreuser; cosponsored by Senators Cowles, Farrow, Andrea, Buettner, Drzewiecki, Fitzgerald, Huelsman, Jauch, A. Lasee, Moen, C. Potter, Rude, Schultz, Zien and Panzer.

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

ANNOUNCEMENTS, ADJOURNMENT HONORS AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Ellis, with unanimous consent, asked that all action be immediately messaged to the Assembly.

Senator Andrea, with unanimous consent, asked that when the Senate adjourns today it do so in honor of Steve Longo who has left the Sergeant's Staff.

Senator Moore, with unanimous consent, asked that when the Senate adjourns today it do so in honor of Rufus King High School Generals Boy's Basketball WIAA Division I Championship win.

Senator Moore, with unanimous consent, asked that when the Senate adjourns today it do so in honor of Rufus King High School Chess Club who won the WIAA Championship.

Senator Buettner, with unanimous consent, asked that when the Senate adjourns today it do so in honor of the Oakfield High School Boys Basketball team who came in second in their division of the WIAA basketball tournament.

Senator Panzer, with unanimous consent, asked that when the Senate adjourns today it do so in honor of the Oostburg Dutchmen Basketball team who won first place in their division of the WIAA Championships.

ADJOURNMENT

Senator Ellis, with unanimous consent, asked that the Senate adjourn until Wednesday, April 5 at 12:00 P.M..

Adjourned.

5:55 P.M.

AMENDMENTS OFFERED

Senate amendment 19 to **Assembly Bill 21** offered by Senator Moore.

Senate amendment 20 to **Assembly Bill 21** offered by Senator Moore.

Senate amendment 21 to **Assembly Bill 21** offered by Senator Moore.

Senate amendment 22 to **Assembly Bill 21** offered by Senator Moore.

Senate amendment 23 to **Assembly Bill 21** offered by Senator Moore.

Senate amendment 24 to **Assembly Bill 21** offered by Senator Moore.

Senate amendment 25 to **Assembly Bill 21** offered by Senator Moore.

Senate amendment 26 to **Assembly Bill 21** offered by Senator Moore.

Senate amendment 27 to **Assembly Bill 21** offered by Senator Moore.

Senate amendment 28 to **Assembly Bill 21** offered by Senator Wineke.

Senate amendment 29 to **Assembly Bill 21** offered by Senator Adelman.

Senate amendment 30 to **Assembly Bill 21** offered by Senator Adelman.

Senate amendment 31 to **Assembly Bill 21** offered by Senator Risser.

Senate amendment 1 to **Assembly Bill 159** offered by Senator C. Potter.

Motions Under Senate Rule 98 for the Month of March 1995

A certificate of commendation by Senator Risser for Reverend James C. Wright for his many years of dedicated service and express deepest sympathy to his wife and family upon his death on February 23, 1995.

A certificate of congratulation by Senator Andrea for Marylyn C. Mayer on being chosen as the 1995 Wisconsin Restaurant Association Southeast Chapter's Restaurateur of the Year.

A certificate of commendation by Senator Darling for Bryan Farkas on the occasion of attaining the rank of Eagle Scout.

A certificate of congratulation by Senator George for Jennivie (Spears) Wilson Worthy on the occasion of celebrating her 100th Birthday.

A certificate of commendation by Senator Darling for Brian Riddle on the occasion of attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Weeden for The Beloit Youth Hockey Association for its 25 years of service to the youth of Beloit and extend their best wishes to participants in the W.A.H.A. PeeWee State Tournament.

A certificate of commendation by Senator Ellis for Grant Guyette on the occasion of attaining the rank of Eagle Scout.

A certificate of commendation by Senator Farrow for Bryan Farkas on the occasion of attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Adelman for Tom Manley on the occasion of being honored at the Citizens' Recognition Dinner for his dedication and service to the community of East Troy.

A certificate of congratulation by Senator Adelman for Leona Doubek on the occasion of being honored at the Citizens' Recognition Dinner for her dedication to the East Troy Schools and involvement in community organizations.

A certificate of congratulation by Senator Potter for Robert Lauer on being named the Wisconsin Restaurant Association Eastern Shore Chapter Outstanding Restaurateur of the Year 1995.

A certificate of congratulation by Senator Clausing for Rick J. Helgemo on the occasion of attaining the rank of Eagle Scout.

A certificate of commendation by Senator Schultz for Piper Jaffray Companies for enriching and investing in the great State of Wisconsin.

A certificate of congratulation by Senator Risser for Bonnie and Joe Meyer on the occasion of receiving the 1995 Outstanding Restaurateur of the Year Award.

A certificate of congratulation by Senator Risser for Woodland Montessori School on the occasion of the 25th Anniversary.

A certificate of commendation by Senator Fitzgerald for Peter and Cindy McFarland on the occasion of being named one of four National Outstanding Young Farmers of 1994.

A certificate of commendation by Senator Ellis for Timothy M. Clark on the occasion of attaining the rank of Eagle Scout.

A certificate of commendation by Senator Ellis for Jeremy P. Klitzke on the occasion of attaining the rank of the Eagle Scout.

A certificate of congratulation by Senator Adelman for Russell Gale on the occasion of being honored at the Citizens' Recognition Dinner for his dedication and active involvement in the community of East Troy.

A certificate of congratulation by Senator Fitzgerald for Bernie Schultz on his accomplishments and his dedicated service for 13 years to the City of Oconomowoc in the position of Public Works Director and City Engineer.

A certificate of congratulation by Senator Drzewiecki for the Pulaski Tri-County Fire Department on the occasion of receiving the Pulaski Area Chamber of Commerce Community Service Award.

A certificate of commendation by Senator Panzer for Sergeant Eugene J. Trombley for his dedication for the past 36 years and outstanding service to the State of Wisconsin.

A certificate of congratulation by Senator Burke for the Pius XI High School Girls Basketball Team for winning their thirteenth Wisconsin Independent Schools Athletic Association.

A certificate of commendation by Senator Panzer for Steven Farrell on the occasion of attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Cowles for Angelo G. Sherville on the occasion of attaining the rank of Eagle Scout.

A certificate of commendation by Senator Lasee for Norbert Daul on the occasion of celebrating his 90th Birthday.

A certificate of condolence by Senator George for the family of Tommie L. Kidd and celebrate with them his life on earth.

A certificate of congratulation by Senator Plewa for Helen Gerlach on the occasion of her 85th Birthday and wish her health and happiness in the years ahead.

A certificate of congratulation by Senator Panzer for The Oostburg Flying Dutchman High School Basketball Team for winning the 1995 W.I.A.A Division Three State Championship.

A certificate of congratulation by Senator Leean for Jeff and Jane Wimmer owners of the Jimmy's Del Bar in Lake Delton and being the Wisconsin Restaurant Association South Central Chapter's Outstanding Restaurateurs of the Year.

A certificate of commendation by Senator Lasee for Norbert Daul for his exemplary service to his community and on the occasion of his 90th Birthday.

A certificate of congratulation by Senator Panzer for Peter Rogers on his third W.I.A.A State Wrestling Championship.

A certificate of congratulations by Senator Schultz for the St. Patrick's Grade School on the occasion of its 100th Anniversary.

A certificate of commendation by Senator Moen for Eleanor "Tiny" Gile for her 15 years of dedicated and exceptional service as Executive Director of the Black River Falls Chamber of Commerce.

A certificate of commendation by Senator Petak for Mike Corona on his dedicated years of service to his union career for the people of Southeastern Wisconsin.

A certificate of congratulation by Senator Drzewiecki for Jim Brawner on the occasion of earning the Pulaski Area Chamber of Commerce Community Award for his exemplary community service.

A certificate of commendation by Senator Ellis for Bobby Hinds on the occasion of being inducted into the Kenosha Public Schools' Hall of Fame.

A certificate of commendation by Senator Decker for The Park Falls High School Girls Basketball Team on winning the W.I.A.A Division 3 State Championship.

A certificate of commendation by Senator Moore for The Friendship Baptist Church on the occasion of its 50th Anniversary.

A certificate of congratulation by Senator Adelman for Mark Unold on the occasion of attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Adelman for Michael J. Marianek on the occasion of attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Burke for Fred Meinholz on the occasion of his retirement from the Milwaukee Metropolitan Sewerage District after 38 years of dedicated service.

A certificate of commendation by Senator Decker for Jason Boynton on the occasion of attaining the rank of Eagle Scout.

A certificate of commendation by Senator Decker for Tony Stange on the occasion of attaining the rank of Eagle Scout.

A certificate of commendation by Senator Ellis for William Wagner Lager on the occasion of attaining the rank of Eagle Scout.

A certificate of commendation by Senator Clausing for the Prairie View Elementary School Staff and Parents organization as they are recognized as recipients of the Pierce County Conservation Education Award.

A certificate of commendation by Senator Clausing for Richard and Jeanette Clifford and family for being recognized as recipients of the Pierce County Soil and Water Conservation Award.

A certificate of commendation by Senator Clausing for Mike and Linda Rhiel for being recognized as recipients of the Pierce County Soil and Water Conservation Award.

A certificate of commendation by Senator Clausing for Lechler Farms; Inc. for being recognized as recipients of the Pierce County Outstanding Conservation Farm Award.

A certificate of commendation by Senator Farrow for Michael Warren on the occasion of attaining the rank of Eagle Scout.

A certificate of commendation by Senator Petak for Naomi Corridon on the occasion of earning the Girl Scout Gold Award.

A certificate of commendation by Senator Petak for Rosemary Pennefeather on the occasion of earning the Girl Scout Gold Award.

A certificate of congratulation by Senator Rude for Sylvia Bay on the occasion of celebrating her 90th Birthday.

A certificate of congratulation by Senator Panzer for Coach John Chekouras of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Joe Chekouras as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Joel Beard as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Dale Bruss as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Bill Dermody as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Scott Helms as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Dave Hermann as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Joe Jacobson as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Damien Johnson as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Dan Johnson as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Josh Johnson as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Marques Jones as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Kevin Kincaid as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Kedren Nash as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Kwame Taylor as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Lawrence Sturkie as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Brandon Watkins as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Alex Wenzel as a member of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Alan Buss as a Assistant Coach of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Scott Nettesheim as a Assistant Coach of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Tim Brown as a Assistant Coach of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Steve O'Brien the Assistant Coach of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Bill Lemke is the Trainer of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Mark Rybakowicz is an Assistant Trainer of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Joel Bradley is a Manager of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Ted McGourthey is a Manager of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Samantha Ernest is a Manager of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Jeremy Conn is a Manager of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of congratulation by Senator Panzer for Ryan Rudominer of the Homestead High School Varsity Basketball Team on their outstanding season.

A certificate of commendation by Senator Buettner for James Coughlin on his many years of exceptional leadership and community and personal commitment to the residents of Winneconne.

A certificate of commendation by Senator Lasee for Chadwick Wotachek on the occasion of earning the rank of Eagle Scout.

A certificate of congratulation by Senator Adelman for Christopher Ovans on the occasion of earning the rank of Eagle Scout.

A certificate of congratulation by Senator Leraan for Lloyd Everson on Winning the Best of the Class for Cheddar in the 1995 United States Championship Cheese Contest.

A certificate of commendation by Senator Farrow for Salvatore Maglio on the occasion of his 6 years of distinguished service to the Hamilton School Board.

A certificate of commendation by Senator Buettner for Rebekah DuBois for her outstanding efforts and her community involvement and her achievement is receiving this esteemed honor from the Girl Scouts.

A certificate of commendation by Senator Buettner for Stacey Fries for her outstanding efforts and her community involvement and her achievement is receiving this esteemed honor from the Girl Scouts.

A certificate of commendation by Senator Buettner for Stacey Fries for her outstanding efforts and her community involvement and her achievement is receiving this esteemed honor from the Girl Scouts.

A certificate of commendation by Senator Buettner for Tom Wisner on the occasion of leaving the International Paper in Fond du Lac and taking on a new job and wish him well.

A certificate of commendation by Senator Buettner for the University of Wisconsin–Oshkosh Women’s Basketball Team which completed their season with a 28–3 record and Coach Kathi Bennett.

A certificate of commendation by Senator Buettner for the Oakfield Boy’s Basketball Team which completed their season with a 23–4 record and Coach Mike Urban.

A certificate of condolences by Senator George for the family of Angie Virginia Blalock and rejoice and celebrate of her commitment to a better life on earth.