



# STATE OF WISCONSIN

# Senate Journal

## Ninety–Second Regular Session

10:00 A.M.

TUESDAY, October 3, 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, Moen, Moore, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 32.

Absent – None.

Absent with leave – None.

The prayer this morning was offered by Pastor Carol Garman of Halfway Creek Lutheran Church in Holmen.

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

### INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

#### Senate Bill 359

Relating to: creating a new public assistance program for families with dependent children, modifying the sunset of the aid to families with dependent children program, modifying administration of the food stamp program, modifying the eligibility requirements of certain recipients of medical assistance, creating a program to provide payment to a relative, other than a parent, who is providing care and maintenance for a child, eliminating postsecondary education and vocational skills training from the job opportunities and basic skills program, applying the learnfare provisions statewide to certain individuals who are 6 to 19 years of age, eliminating child care funded under community aids, modifying eligibility requirements for low-income and at-risk child care, creating a tax exemption, making modifications to the job opportunities and basic skills program, making modifications to the food stamp employment and training program, consolidating state general purpose revenue appropriations for public assistance and local aid, providing an exemption from emergency rule procedures, providing an exemption from rule-making procedures, granting rule-making authority and making appropriations.

By Senators Buettner, Zien, Rosenzweig, Welch, Breske, Petak, Farrow, Fitzgerald, Panzer, Darling, A. Lasee, Drzewiecki and Andrea; cosponsored by Representatives Gard, Huebsch, Hutchison, Dobyms, Ladwig, Grothman, Lazich, Krusick, Ziegelbauer, Johnsrud, Kelso, Kaufert, R. Potter, Ainsworth, Hahn, Duff, Goetsch, Urban, Musser, Green, Ott, Hoven, Owens, Walker, F. Lasee, Olsen, Coleman, Nass, Seratti, Klusman, Freese, Handrick, Vrakas, Foti, Skindrud,

Lorge, Jensen, Brandemuehl, Ourada, Prosser, Ward, Powers, Gunderson, Underheim, Kreibich, Silbaugh, Lehman, Zukowski and Schneiders.

To committee on **Health, Human Services and Aging**.

#### Senate Bill 360

Relating to: exempting all transfers between spouses from the real estate transfer fee.

By Senators Decker, Moen, Burke and Breske; cosponsored by Representatives Ainsworth, Wilder, Ziegelbauer, Musser, Wasserman, Hasenohrl, Albers, Boyle, Gronemus and Hahn.

To joint survey committee on **Tax Exemptions**.

#### Senate Bill 361

Relating to: immunity for persons who report insurance fraud.

By Senators Schultz, Rosenzweig, Huelsman, Buettner, Darling, Fitzgerald, Welch, Zien and Breske; cosponsored by Representatives Albers, Freese, Silbaugh, Ourada, Seratti, Powers, Otte, Ainsworth, Lorge, Ladwig, Hahn, Dobyms, Kreibich, Johnsrud, Lehman, Ryba, Hanson and Cullen.

To committee on **Insurance**.

#### Senate Bill 362

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

By Senators Schultz, Rosenzweig, Huelsman, Darling, Fitzgerald, Welch, Zien and Breske; cosponsored by Representatives Albers, Seratti, Powers, Otte, Ainsworth, Schneiders, Ott, Lorge, Ladwig, Hahn, Dobyms, Kreibich, Johnsrud, Lehman, Grothman, Ryba, Hanson and Cullen.

To committee on **Insurance**.

#### Senate Bill 363

Relating to: absconding from parole and providing a penalty.

By Senators Moen, Burke, A. Lasee and Andrea; cosponsored by Representatives Plombon, R. Potter, F. Lasee, Schneiders, Kreibich, Ott, Baldus, Musser, Gronemus, Grobschmidt, Green, Seratti and Wilder.

To committee on **Judiciary**.

### REPORT OF COMMITTEES

The joint committee on **Finance** reports and recommends:

#### Senate Bill 266

Relating to: the Northern Great Lakes Regional Visitor Center.

Introduction and adoption of Senate amendment 1 to Senate substitute amendment 2.

Ayes, 16 – Senators Weeden, Schultz, Cowles, Panzer, Petak, Rosenzweig, George, Chvala, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton and Coggs.

Noes, 0 – None.

Adoption of Senate substitute amendment 2.

Ayes, 15 – Senators Weeden, Schultz, Panzer, Petak, Rosenzweig, George, Chvala, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton and Coggs.

Noes, 1 – Senator Cowles.

Passage as amended.

Ayes, 15 – Senators Weeden, Schultz, Panzer, Petak, Rosenzweig, George, Chvala, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton and Coggs.

Noes, 1 – Senator Cowles.

### Senate Bill 345

Relating to: eligibility for vapor recovery grants.

Adoption of Senate amendment 1.

Ayes, 16 – Senators Weeden, Schultz, Cowles, Panzer, Petak, Rosenzweig, George, Chvala, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton and Coggs.

Noes, 0 – None.

Passage as amended, without recommendation.

Ayes, 8 – Senators Schultz, Cowles, Panzer, Petak, Rosenzweig, Schneiders, Linton and Coggs.

Noes, 8 – Senators Weeden, George, Chvala, Brancel, Foti, Porter, Ourada and Harsdorf.

Timothy Weeden  
Senate Chairperson

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

### Senate Joint Resolution 38

Relating to: proclaiming October as Domestic Violence Awareness Month.

Adoption.

Ayes, 4 – Senators Ellis, Farrow, Jauch and Risser.

Noes, 0 – None.

Michael Ellis  
Chairperson

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

### Assembly Bill 264

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

Concurrence.

Ayes, 5 – Senators Drzewiecki, A. Lasee, Fitzgerald, Moen and Breske.

Noes, 0 – None.

MEIER, JAMES R., of Portage, as a member of the Wisconsin Employment Relations Commission, to serve for the term ending March 1, 2001.

Confirmation.

Ayes, 5 – Senators Drzewiecki, A. Lasee, Fitzgerald, Moen and Breske.

Noes, 0 – None.

MILLIS, DON M., of Sun Prairie, as a member of the Tax Appeals Commission, to serve for the term ending March 1, 2001.

Confirmation.

Ayes, 5 – Senators Drzewiecki, A. Lasee, Fitzgerald, Moen and Breske.

Noes, 0 – None.

### Senate Bill 1

Relating to: providing a penalty of either death or life imprisonment for the first-degree intentional homicide of a child younger than 16 years old, affecting parole eligibility and granting rule-making authority.

Introduction and adoption of Senate amendment 1.

Ayes, 4 – Senators Drzewiecki, A. Lasee, Fitzgerald and Breske.

Noes, 1 – Senator Moen.

Passage as amended.

Ayes, 4 – Senators Drzewiecki, A. Lasee, Fitzgerald and Breske.

Noes, 1 – Senator Moen.

### Senate Bill 177

Relating to: sale of certain products manufactured by state prisoners.

Passage.

Ayes, 5 – Senators Drzewiecki, A. Lasee, Fitzgerald, Moen and Breske.

Noes, 0 – None.

### Senate Bill 204

Relating to: by-products from prison industries recycling operations and prison industry interest payments.

Passage.

Ayes, 5 – Senators Drzewiecki, A. Lasee, Fitzgerald, Moen and Breske.

Noes, 0 – None.

### Senate Bill 85

Relating to: the regulation of firearms by cities, villages, towns and counties.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Drzewiecki, A. Lasee, Fitzgerald, Moen and Breske.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Drzewiecki, A. Lasee, Fitzgerald, Moen and Breske.

Noes, 0 – None.

Gary Drzewiecki  
Chairperson

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

### Senate Bill 356

Relating to: the exemption of certain farm-raised deer and venison from regulation by the department of natural resources, fencing of farm-raised deer, liability for damages caused by dogs, licensing of establishments that slaughter certain deer and the duties and authority of the department of agriculture, trade and consumer protection concerning domestic animals.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 5 – Senators A. Lasee, Drzewiecki, Zien, Andrea and Clausing.

Noes, 0 – None.

Introduction and adoption of Senate amendment 1 to Senate substitute amendment 1.

Ayes, 5 – Senators A. Lasee, Drzewiecki, Zien, Andrea and Clausing.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators A. Lasee, Drzewiecki, Zien, Andrea and Clausing.

Noes, 0 – None.

Alan Lasee  
Chairperson

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 scheduled to adjourn on October 5, 1995, to adjourn October 12, 1995.

Approved.

Ayes, 12 – Senators Ellis, Rude, Farrow, Jauch and Risser; Representatives Prosser, Freese, Jensen, Klusman, Green, Schneider and R. Potter.

Noes, 1 – Representative Kunicki.

Michael Ellis  
Senate Chairperson

### PETITIONS AND COMMUNICATIONS

#### Senate Petition 12

A petition by 218 residents of the State of Wisconsin in support of the Northern Great Lakes Regional Visitor Center.

By Senator Zien.

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

State of Wisconsin  
Department of Veterans Affairs

September 30, 1995

The Honorable, The Legislature:

In compliance with section 45.35(3d)(b), Wis. Stats., as created by 1989 Wisconsin Act 36, the Council on Veterans Programs and the Wisconsin Department of Veterans Affairs (WDVA) are jointly submitting the attached general summary report of the activities and membership over the past two years of the Council and the organizations represented on the Council. Organizations not yet reporting are the Navy Clubs of the USA and the American Legion.

The information contained in the report was compiled by WDVA staff and the Council Chair from materials submitted by the representative from each organization on the Council.

Sincerely,

RAYMOND G. BOLAND  
Secretary, Department of Veterans Affairs

MARVIN J. FREEDMAN  
Chairman, Council on Veterans Programs

State of Wisconsin  
Office of the Commissioner of Insurance

August 1995

The Honorable, The Legislature:

Pursuant to section 153.35(2), Wis. Stats., we are please to submit to the Governor and to the Legislature the *Guide to Wisconsin Hospitals, Fiscal Year 1994*, which provides summary and detailed information about fiscal data, utilization, and staffing at Wisconsin hospitals. This report, prepared by the Office of Health Care Information, sets forth comparisons among hospitals of increases or decreases in gross revenues, net revenues, revenues and expenditures.

Sincerely,

JOSEPHINE W. MUSSER  
Commissioner of Insurance

TRUDY A. KARLSON, PH.D  
Director, Office of Health Care Information

### EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor

September 19, 1995

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BOYLE, PATRICK G., of Madison, as a member of the University of Wisconsin Hospitals and Clinics Authority, to serve for the term ending July 1, 1998.

Sincerely,

TOMMY G. THOMPSON  
Governor

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

Office of the Governor

September 19, 1995

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint GUNDERSEN, JEROME H., of La Crosse, as a member of the University of Wisconsin Hospitals and Clinics Authority, to serve for the term ending July 1, 1997.

Sincerely,

TOMMY G. THOMPSON  
Governor

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

Office of the Governor

September 19, 1995

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint PELISEK, FRANK J., of River Hills, as a member of the University of Wisconsin Hospitals and Clinics Authority, to serve for the term ending July 1, 1999.

Sincerely,

TOMMY G. THOMPSON  
Governor

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

Senator Moen, with unanimous consent, asked that the Senate recess until 11:28 A.M.

9:22 A.M.

### RECESS

11:28 A.M.

The Senate reconvened.

Senator A. Lasee in the chair.

Senator Ellis, with unanimous consent, asked that the Senate recess until 11:31 A.M.

11:29 A.M.

### RECESS

11:31 A.M.

The Senate reconvened.

Senator A. Lasee in the chair.

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**CALENDAR OF OCTOBER 3, 1995**

EASTMAN, DANIEL J., of Mequon, as a member of the Public Service Commission, to serve for the term ending March 1, 2001.

Read.

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

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

Noes – None.

Absent or not voting – Senators Andrea and Moore – 2.

Confirmed.

MARKOS, DENNIS A., of Portage, as a member of the State Fair Park Board, to serve for the interim term ending May 1, 1999.

Read.

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 1; as follows:

Ayes – Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Huelsman, Jauch, A. Lasee, Moen, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 31.

Noes – None.

Absent or not voting – Senator Moore – 1.

Confirmed.

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**IN THE CHAIR**

11:43 A.M.

Senator Rude in the chair.

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

**Senate Clearinghouse Rule 92–215**

Relating to standards for determination of general relief benefit discontinuation for 31 to 60 days.

Submitted by Department of Health and Social Services.

Withdrawn by Agency, September 28, 1995.

**Senate Clearinghouse Rule 94–114**

Relating to start-up and expansion grants for family and group day care centers, employers, head start agencies and school boards.

Submitted by Department of Health and Social Services.

Withdrawn by Agency, September 28, 1995.

**Senate Clearinghouse Rule 95–088**

Relating to deadlines for requesting cancellation of applications for retirement annuities, disability annuities and lump sum payments other than separation benefits and to disclosure of beneficiary designations and other individual personal information.

Submitted by Department of Employee Trust Funds.

Report received from Agency, September 28, 1995.

Referred to committee on **Human Resources, Labor, Tourism, Veterans and Military Affairs**, October 3, 1995.

**Senate Clearinghouse Rule 95–148**

Relating to active fresh perishable fruit or vegetable processing seasons.

Submitted by Department of Industry, Labor and Human Relations.

Report received from Agency, September 29, 1995.

Referred to committee on **Human Resources, Labor, Tourism, Veterans and Military Affairs**, October 3, 1995.

**Senate Clearinghouse Rule 95–151**

Relating to the business development program.

Submitted by Department of Development.

Report received from Agency, October 2, 1995.

Referred to committee on **Business, Economic Development and Urban Affairs**, October 3, 1995.

**Senate Clearinghouse Rule 95–152**

Relating to the health care provider loan assistance program.

Submitted by Department of Development.

Report received from Agency, October 2, 1995.

Referred to committee on **Business, Economic Development and Urban Affairs**, October 3, 1995.

**Senate Clearinghouse Rule 95–159**

Relating to the Wisconsin development zone program.

Submitted by Department of Development.

Report received from Agency, October 2, 1995.

Referred to committee on **Business, Economic Development and Urban Affairs**, October 3, 1995.

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**MESSAGES FROM THE ASSEMBLY**

By Charles Sanders, chief clerk.

Mr. President:

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

**Assembly Bill 115**

**Assembly Bill 164**

**Assembly Bill 195**

**Assembly Bill 229**

**Assembly Bill 299**

**Assembly Bill 325**

**Assembly Bill 331**

**Assembly Bill 399**

**Assembly Bill 416**

**Assembly Bill 429**

**Assembly Bill 430**

**Assembly Bill 441**

**Assembly Bill 520**

**Assembly Bill 540**

Adopted and asks concurrence in:

**Assembly Joint Resolution 19**

**Assembly Joint Resolution 58**

Amended and concurred in as amended:

**Senate Bill 113** Assembly amendment 1

**Senate Bill 144** Assembly amendments 1, 2, 1 to 3, 3 and 4

Concurred in:

**Senate Joint Resolution 32**

**MESSAGES FROM THE ASSEMBLY  
CONSIDERED**

**Assembly Bill 115**

Relating to: the placement, possession, transportation, loading or discharge of a firearm by certain private security persons.

By Representatives Skindrud, Prosser, Jensen, Goetsch, Duff, Gard, Grothman, Gunderson, Hahn, Handrick, Kreibich, Ladwig, Musser, Nass, Owens, Schneiders, Seratti, Silbaugh, Ward and Zukowski.

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

**Assembly Bill 164**

Relating to: creating an exception to the nursing licensure requirements for certain persons.

By Representatives R. Young, Underheim, Baldus, Lazich, Bock, Dobyns, Morris-Tatum, Brandemuehl, Boyle, Hahn, Hanson, Musser, Notestein, Schneiders, La Fave, Seratti, Ziegelbauer, Urban, Wood, Turner, Ryba, Plombon, Olsen and Lehman; cosponsored by Senators Buettner, Rosenzweig, Rude and Huelsman.

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

**Assembly Bill 195**

Relating to: creating a sales tax and use tax exemption for bottled water.

By Representatives Silbaugh, Ladwig, Brancel, Goetsch, Brandemuehl, Ainsworth, Plache, Turner, Grothman, Skindrud, Owens, Lazich, Powers, Hahn, Gunderson, Handrick and Plombon; cosponsored by Senators Petak, Panzer, Farrow, A. Lasee and Zien.

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

**Assembly Bill 229**

Relating to: arrests in domestic abuse incidents.

By Representatives Underheim, Owens, Kreibich, Ziegelbauer, Brandemuehl, Turner, Albers, Musser, Boyle, Silbaugh, Riley, Seratti, Ward, Hasenohrl and Gunderson; cosponsored by Senators Darling, Buettner and Clausing.

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

**Assembly Bill 299**

Relating to: qualifications of chiropractors who provide independent evaluations for insurers, procedures for conducting independent evaluations for insurers and granting rule-making authority.

By Representatives Urban, Klusman, Kunicki, Robson, Carpenter, Johnsrud, Bock, Handrick, Plombon, Zukowski, Wirch, Kreibich, Dobyns, Goetsch, Ryba, Silbaugh, Lorge, Hahn, Hoven, Gard, Seratti, Foti, Brandemuehl, Ott, Lehman, Reynolds, Owens, Baldus, La Fave, Ladwig, Porter, Skindrud, Musser, Grothman, Powers, Gronemus, Olsen, Cullen, Boyle and Travis; cosponsored by Senators Farrow, Schultz, Moen, A. Lasee, Jauch, Petak, Wineke, Zien, Decker, George, Breske and Burke.

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

**Assembly Bill 325**

Relating to: health care professional service corporations.

By Representatives Albers, F. Lasee, Baldus and Goetsch.

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

**Assembly Bill 331**

Relating to: handgun transfer records.

By Representatives Goetsch, Ziegelbauer, Jensen, Krusick, Owens, Kaufert, Lehman, Brandemuehl, Gard, Ladwig, Porter, Freese, Silbaugh, Schneiders, Urban, Robson, Ainsworth, Hahn, F. Lasee, Duff, Musser, Boyle, Seratti, Albers and Baldus; cosponsored by Senators Schultz, Buettner, Rosenzweig and Darling.

**Assembly Bill 399**

Relating to: declarations to physicians.

By Representatives Huber, Klusman, Meyer, Zukowski, Kunicki, Goetsch, Olsen, Wasserman, Cullen, Notestein, Schneiders, Carpenter, La Fave, Robson, Krug, Ainsworth, Gronemus, R. Young, Hanson, Springer, Ryba, Wirch, Bock, Boyle and Murat; cosponsored by Senators Rosenzweig, Rude, Huelsman, Moen, Plewa, Burke, Breske, Decker, Darling, Chvala, Shibiiski and Panzer.

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

**Assembly Bill 416**

Relating to: group health insurance market reform, including preexisting condition exclusions and limitations, guaranteed acceptance, portability and contract termination and renewability; and collective bargaining of certain health care coverage requirements.

By Representatives Underheim, Ourada, Urban, F. Lasee, Ziegelbauer, Wasserman, Johnsrud, Kelso, Huber, Handrick, Springer, Gard, Ladwig, Baldus, Zukowski, Silbaugh, Hahn, Boyle, Albers, Otte, Ainsworth, Ott and Freese; cosponsored by Senators Rosenzweig, Rude and Buettner.

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

**Assembly Bill 429**

Relating to: the calibration of audiometric equipment, statutory references to hearing aid dealers and fitters and granting rule-making authority.

By Representatives Underheim, Kaufert, Olsen, Urban, Robson, Goetsch, Baldus, Albers and Grothman; cosponsored by Senator Schultz.

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

**Assembly Bill 430**

Relating to: the requirements for persons applying for a certificate as a respiratory care practitioner.

By Representatives Underheim, Lehman, Olsen, Goetsch, Urban, Baldus, Albers, Robson, Ott and Grothman; cosponsored by Senators Rude, Buettner and Schultz.

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

**Assembly Bill 441**

Relating to: expanding requirements for a woman's informed consent for performance or inducement of an abortion and for consent to a minor's obtaining an abortion and providing a penalty.

By Representatives Grothman, Grobschmidt, Ladwig, Walker, Albers, Ryba, Duff, Vander Loop, Ourada, Hoven, Schneiders, Musser, Silbaugh, Lehman, Nass, Huebsch, Green, Hutchison, Dobyns, Gard, Lazich, Urban, Ward, Zukowski,

Owens, Kreibich, F. Lasee, Seratti, Johnsrud, Goetsch, Ainsworth, Lorge, Gunderson, Coleman, Hahn, Olsen, Wood, Otte, Freese, Brandemuehl, Ott, Porter, Handrick, Kelso and Powers; cosponsored by Senators Drzewiecki, Petak, Buettner, Andrea, Cowles, Rude, Fitzgerald, Breske, A. Lasee, Zien, Farrow, Schultz, Weeden and Leean.

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

Senator Risser, with unanimous consent, asked that **Assembly Bill 441** be withdrawn from **Health, Human Services and Aging** and referred to **Judiciary**.

Senator Buettner objected.

**Assembly Bill 520**

Relating to: regulating rural medical centers, granting rule-making authority, making an appropriation and providing penalties.

By Representatives Freese, Handrick, Ainsworth, Albers, Baldus, Brancel, Brandemuehl, Duff, Gard, Goetsch, Green, Gunderson, Hahn, Huebsch, Johnsrud, Kreibich, Lehman, Musser, Olsen, Ott, Ourada, Owens, Seratti, Urban and Harsdorf; cosponsored by Senators Schultz, Rosenzweig, Rude, Drzewiecki and Clausing.

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

**Assembly Bill 540**

Relating to: granting the department of veterans affairs increased bond refunding authority.

By Representatives Musser, Foti, Coleman, Freese, Brandemuehl, Baumgart, Zukowski, F. Lasee, Hasenohrl, Grobschmidt, Dobyns, Seratti, Ryba, Turner, Baldus, Wirsch, Gronemus, Hahn, Nass, Plombon, Owens, Goetsch, Urban, Duff and Riley; cosponsored by Senators Zien, Fitzgerald, Rude, Schultz, Clausing, Moen, C. Potter and Breske.

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

**Assembly Joint Resolution 19**

Relating to: recognition of the Wisconsin Buck and Bear Club.

By Representatives Bell, Gunderson, Baldus, Boyle, Hahn, Kreibich, Kreuser, Linton, Plombon, Turner, L. Young, Johnsrud and Grobschmidt; cosponsored by Senators Drzewiecki, Burke and Chvala, by request of Wisconsin Buck and Bear Club.

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

**Assembly Joint Resolution 58**

Relating to: commending Gaylord Nelson on his receipt of a national medal of freedom.

By Representatives Linton, Boyle, Dueholm, Travis, Black, R. Potter, Baldwin, Notestein, Plombon, Reynolds, Hubler, Hasenohrl, Kunicki, Rutkowski, Bock, Turner, Baldus, Meyer, Wood, Krug, Wilder, Wirsch, Cullen, Robson, Bell, Ziegelbauer, Riley, R. Young, Carpenter, Morris-Tatum, Schneider, Wasserman, Vander Loop, Kreuser, Krusick, Murat, L. Young, Lorge, Brancel, Albers, Kelso, Olsen, Hutchison, Kreibich, Klusman, Owens, Gard, Hahn, Silbaugh, Harsdorf, Ourada, Otte, Zukowski, Gunderson, Jensen, Huber and Plache; cosponsored by Senators Clausing, Andrea, Moen, Jauch, Breske, Decker, Rude and Darling.

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

**CALENDAR OF OCTOBER 3, 1995**

**Senate Bill 55**

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

Read.

The question was: Shall Assembly substitute amendment 1 to **Senate Bill 55** be concurred in?

Concurred in.

**Senate Bill 98**

Relating to: appointment of successor guardian.

Read.

The question was: Shall Assembly substitute amendment 1 to **Senate Bill 98** be concurred in?

Concurred in.

**SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS**

**Senate Joint Resolution 27**

Relating to: 4-year terms of office for certain county officers (first consideration).

Read a second time.

Senator Farrow, with unanimous consent, asked that **Senate Joint Resolution 27** be placed at the foot of the 11th order of business on the calendar of October 3, 1995.

**Senate Joint Resolution 38**

Relating to: proclaiming October as Domestic Violence Awareness Month.

Read.

Senator Clausing, with unanimous consent, asked to be added as a coauthor of **Senate Joint Resolution 38**.

Senator Clausing, with unanimous consent, asked to be added as a coauthor of **Senate Joint Resolution 27**.

Senator Clausing, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 445**.

Senator Huelsman, with unanimous consent, asked that all members of the Senate be made coauthors of **Senate Joint Resolution 38**.

The question was: Shall **Senate Joint Resolution 38** be adopted?

Adopted.

**Senate Bill 121**

Relating to: issuing bonds to finance certain child care centers.

Read a second time.

Senator Weeden, with unanimous consent, asked that **Senate Bill 121** be referred to the Joint Committee on **Finance**.

Senator Weeden, with unanimous consent, asked that **Senate Bill 121** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 121**?

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 121**

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 0; absent or not voting, 3; as follows:

Ayes – Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Huelsman, Jauch, A. Lasee, Moen, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Weeden, Welch and Zien – 29.

Noes – None.

Absent or not voting – Senators Moore, Shibilski and Wineke – 3.

Passed.

**Senate Bill 206**

Relating to: public service commission oversight of rates charged by the Milwaukee Metropolitan Sewerage District.

Read a second time.

Senator Weeden, with unanimous consent asked that **Senate Bill 206** be referred to the Joint Committee on **Finance**.

**Senate Bill 223**

Relating to: the adoption of a nonmarital child, the readoption of a foreign adoptive child, county adoption services and the state adoption center.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 223**?

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 223**

Read a third time and passed.

**Senate Bill 224**

Relating to: permanency plan review panel annual reports.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 224**

Read a third time and passed.

**Senate Bill 239**

Relating to: a report on the statewide immunization program.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 239**?

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 239**

Read a third time and passed.

**Senate Bill 241**

Relating to: immunity for certain mental health evaluations, diagnoses and determinations.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 241**

Senator Adelman, with unanimous consent, asked that **Senate Bill 241** be referred to the committee on **Health, Human Services and Aging**.

Senator Buettner objected.

Senator Adelman moved that **Senate Bill 241** be referred to the committee on **Health, Human Services and Aging**.

The question was: Shall **Senate Bill 241** be referred to the committee on **Health, Human Services and Aging**?

The ayes and noes were demanded and the vote was: ayes, 11; noes, 20; absent or not voting, 1; as follows:

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

Noes – Senators Andrea, Breske, Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Panzer, Petak, C. Potter, Rosenzweig, Rude, Schultz, Weeden, Welch and Zien – 20.

Absent or not voting – Senator Moore – 1.

Referral Refused.

The question was: Shall **Senate Bill 241** pass?

Passed.

**Senate Bill 279**

Relating to: University of Wisconsin System investments.

Read a second time.

Senate amendment 1 to **Senate Bill 279** offered by Senator Adelman.

The question was: Adoption of Senate amendment 1 to **Senate Bill 279**?

Senator Shibilski, with unanimous consent, asked that the journal show had he been present he would have voted aye on passage of **Senate Bill 121**.

Senator Darling moved rejection of Senate amendment 1 to **Senate Bill 279**.

The question was: Rejection of Senate amendment 1 to **Senate Bill 279**?

POINT OF ORDER

Senator Welch raised the point of order that Senate amendment 1 to **Senate Bill 279** is not germane.

The Chair ruled the point well taken.

Senator Wineke, with unanimous consent, asked that the journal show had he been present he would have voted aye on passage of **Senate Bill 121**.

Ordered to a third reading.

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

**Senate Bill 279**

Read a third time and passed.

**Senate Bill 290**

Relating to: children-at-risk programs operated by the Milwaukee Public Schools.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 290**?

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 290**

Read a third time and passed.

**Senate Bill 309**

Relating to: regulating rural medical centers, granting rule-making authority, making an appropriation and providing penalties.

Read a second time.

Senator Schultz, with unanimous consent, asked that **Assembly Bill 520** be withdrawn from **Health, Human Services and Aging** and taken up.

Senator Risser objected.

Senator Jauch, with unanimous consent, asked that **Senate Bill 309** be placed at the foot of the calendar of October 3, 1995.

**Senate Bill 356**

Relating to: the exemption of certain farm-raised deer and venison from regulation by the department of natural resources, fencing of farm-raised deer, liability for damages caused by dogs, licensing of establishments that slaughter certain deer and the duties and authority of the department of agriculture, trade and consumer protection concerning domestic animals.

Read a second time.

Senator A. Lasee, with unanimous consent, asked that Senate amendment 1 to Senate substitute amendment 1 be withdrawn and returned to author.

Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 356** offered by Senator A. Lasee.

The question was: Adoption of Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 356**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 356**?

Adopted.

Ordered to a third reading.

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

Senator Rude, with unanimous consent, asked that the Senate recess until 12:59 P.M.

12:58 P.M.

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**RECESS**

12:59 P.M.

The Senate reconvened.

Senator Rude in the chair.

**Senate Bill 356**

Read a third time and passed.

**Senate Joint Resolution 27**

Relating to: 4-year terms of office for certain county officers (first consideration).

Read a second time.

Senate amendment 1 to **Senate Joint Resolution 27** offered by Senator Fitzgerald.

The question was: Adoption of Senate amendment 1 to **Senate Joint Resolution 27**?

Senate amendment 1 to Senate amendment 1 to **Senate Joint Resolution 27** offered by Senator Fitzgerald.

The question was: Adoption of Senate amendment 1 to Senate amendment 1 to **Senate Joint Resolution 27**?

Senator George, with unanimous consent, asked that all action except on **Senate Bill 290** be messaged to the Assembly.

The question was: Adoption of Senate amendment 1 to Senate amendment 1 to **Senate Joint Resolution 27**?

Adopted.

The question was: Adoption of Senate amendment 1 to **Senate Joint Resolution 27**?

Adopted.

Senate amendment 2 to **Senate Joint Resolution 27** offered by Senator Buettner.

The question was: Adoption of Senate amendment 2 to **Senate Joint Resolution 27**?

Adopted.

Senate amendment 3 to **Senate Joint Resolution 27** offered by Senator Buettner.

The question was: Adoption of Senate amendment 3 to **Senate Joint Resolution 27**?

Adopted.

Ordered to a third reading.

Senator Buettner, with unanimous consent, asked that the joint resolution be considered for final action at this time.

**Senate Joint Resolution 27**

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 5; absent or not voting, 0; as follows:

Ayes – Senators Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Farrow, Fitzgerald, Huelsman, A. Lasee, Moen, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 27.

Noes – Senators Adelman, Ellis, George, Jauch and Moore – 5.

Absent or not voting – None.

Adopted.

Senator Ellis, with unanimous consent, asked that all action except on **Senate Bill 290** be messaged to the Assembly.

Senator Ellis, with unanimous consent, asked that the vote by which **Senate Bill 290** passed be reconsidered.

**Senate Bill 290**

Relating to: children-at-risk programs operated by the Milwaukee Public Schools.

Read a third time.

Senator Darling, with unanimous consent, asked that **Senate Bill 290** be referred to committee on **Senate Organization**.

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**SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS**

**Assembly Bill 445**

Relating to: the operation of snowmobiles on the roadways of highways for the purposes of personal access.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 445**

Read a third time and concurred in.



**Senate Bill 309**

Relating to: regulating rural medical centers, granting rule-making authority, making an appropriation and providing penalties.

Read a second time.

Senator Drzewiecki, with unanimous consent, asked to be added as a coauthor of **Senate Bill 309**.

Senator Zien, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 445**.

Senator Welch, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 445**.

Senator Risser, with unanimous consent, asked that **Assembly Bill 520** be withdrawn from the committee on **Health, Human Services and Aging** and taken up at this time.

**Assembly Bill 520**

Relating to: regulating rural medical centers, granting rule-making authority, making an appropriation and providing penalties.

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 520**

Read a third time.

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, Moen, Moore, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 32.

Noes – None.

Absent or not voting – None.

Concurred in.

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

**Senate Bill 309**

Relating to: regulating rural medical centers, granting rule-making authority, making an appropriation and providing penalties.

Read a second time.

Senator Ellis, with unanimous consent, asked that **Senate Bill 309** be referred to committee on **Senate Organization**.

**ADJOURNMENT**

Senator Ellis, with unanimous consent, asked that the Senate adjourn until Thursday, October 5 at 9 A.M..

Adjourned.

1:35 P.M

**SENATE ENROLLED PROPOSALS**

The Chief Clerk records:

**Senate Bill 112**

**Senate Bill 132**

**Senate Bill 151**

Report correctly enrolled on October 2, 1995.

**LEGISLATIVE REFERENCE BUREAU  
CORRECTIONS**

**Corrections In:  
ASSEMBLY SUBSTITUTE AMENDMENT 1,  
To 1995 ASSEMBLY BILL 441**

Prepared by the Legislative Reference Bureau  
(September 19, 1995)

1. Page 10, line 5: delete “each subdivision paragraph of”.

NOTE: This change corrects a cross-reference.

2. Page 16, line 15: delete “Violated” and substitute “A violation of”.

NOTE: This change corrects grammar.

**Corrections In:  
1995 SENATE JOINT RESOLUTION 37**

Prepared by the Legislative Reference Bureau  
(September 27, 1995)

1. Page 1, line 3: delete “, in Wauwatosa”.

**MOTIONS UNDER SENATE RULE 98  
FOR THE MONTH OF SEPTEMBER 1995**

A certificate of commendation by Senator Panzer for Todd Walter Witek on the occasion of earning and attaining the rank of Eagle Scout Award.

A certificate of congratulation by Senator Shibilski for Elizabeth Muhvic on being selected as a nominee for the 1995 Presidential Awards for Excellence in Science and Mathematics Teaching.

A certificate of congratulation by Senator Jauch for the Rice Lake Airport Commission and the Citizens of the Rice Lake Area for the perseverance and support of this state-of-the art airport.

A certificate of congratulation by Senator Potter for Holy Name Parish on the occasion of its 150th Anniversary and for its many contributions to its membership, Sheboygan area and the State of Wisconsin.

A certificate of congratulation by Senator Shibilski for Leonard and Loretta Vakoc on the occasion of celebrating their 50th Wedding Anniversary.

A certificate of congratulation by Senator Rosenzweig for John Bojar on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Rosenzweig for Oscar Koebel on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Rosenzweig for Chris Rappel on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Drzewiecki for Al Johnson on the occasion of his retirement as Director of the Port of Green Bay and his years of outstanding service to the Green Bay community.

A certificate of congratulation by Senator Chvala for Bill and Jody Reese on the occasion of celebrating their 30th Wedding Anniversary.

A certificate of congratulation by Senator Moen for Shawn Smets on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Fitzgerald for Kirk Olson on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Clausing for Bob Baker on the occasion of his long and outstanding career in the surveying of Burnett County.

A certificate of congratulation by Senator Wineke for Craig J. Karlen on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Jauch for Frank Giesen on the occasion of being selected Superior–Douglas County Citizen of the Year.

A certificate of commendation by Senator Drzewiecki for Dr. Steve Koch for his outstanding service to the Pulaski community as the Superintendent of Pulaski School Systems.

A certificate of congratulation by Senator Schultz for The Town of Cutler on the occasion of the Centennial celebration on September 16, 1995.

A certificate of congratulation by Senator Schultz for Lancaster Memorial Hospital for 40 years of outstanding medical service.

A certificate of commendation by Senator Huelsman for Jerime LeBlanc on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Huelsman for Joshua LeBlanc on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Huelsman for Michael LeBlanc on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Rude for the statehood of Hessian and the celebration of the 50th Anniversary.

A certificate of commendation by Senator Decker for Josh Zimick on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Decker for Local 224 for their 60 years of dedicated service in representing the rights of paperworks.

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

A certificate of congratulation by Senator Buettner for the Omro Area Community on creating the Omro Area Community Center.

A certificate of commendation by Senator Panzer for Nancy Eberhardt for being installed as President of the Women's Auxiliary.

A certificate of commendation by Senator Panzer for Nathaniel Sattler on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Fitzgerald for Benjamin Albert Zeier on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of congratulation by Senator Buettner for Garney and Mytle Darland on the occasion of their 60th Wedding Anniversary.

A certificate of commendation by Senator Lasee for Bill and Catherine Rohr on the occasion of their wildlife habitat practices.

A certificate of commendation by Senator Lasee for Jim and Mary Salentine on the occasion of their initiatives they have shown in practicing conservation procedures.

A certificate of commendation by Senator Lasee for Marvin and Donna Kinnard on the occasion of their sound water quality management.

A certificate of commendation by Senator Lasee for Lyle and June Cherney on the occasion of their forestry management practices.

A certificate of congratulation by Senator Adelman for Jeanne Branzolewski on the occasion of her service and dedication to the Town of Norway.

A certificate of congratulation by Senator Adelman for St. Joseph Parish on the occasion of its 150th Anniversary.

A certificate of congratulation by Senator Farrow for Richard Hynson and the Bel Canto Chorus of Milwaukee on its 65th Anniversary.

A certificate of congratulation by Senator George for Mr. Richard Moore on the occasion of his retirement after 56 years of service as owner and operator of the Handsome Barber Shop.

A certificate of commendation by Senator Rude for Joann Gilberg on the occasion of retiring as the La Crosse County Treasurer.

A certificate of commendation by Senator Panzer for Bryan J. Zimdars on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Rude for Mr. Wilson H. Thien for his participation in the ACYPL delegation.

A certificate of commendation by Senator Rude for Mr. Yun Kuang Kuo for his participation in the ACYPL delegation.

A certificate of commendation by Senator Rude for Mr. Victor Chin for his participation in the ACYPL delegation.

A certificate of commendation by Senator Rude for Mr. Chii–Day Chung for his participation in the ACYPL delegation.

A certificate of commendation by Senator Rude for Mr. Shangren Lee for his participation in the ACYPL delegation.

A certificate of commendation by Senator Rude for Mr. Li–Chung Shao for his participation in the ACYPL delegation.

A certificate of commendation by Senator Rude for Mr. David Yao for his participation in the ACYPL delegation.

A certificate of commendation by Senator Rude for Mr. Wen-Chang Liao for his participation in the ACYPL delegation.

A certificate of commendation by Senator Decker for Jeffery Goetsch on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Welch for Scott Romeis on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Petak for David Wentzell on the occasion of earning and attaining the rank of Eagle Scout.

A certificate of commendation by Senator Petak for Timothy J. Lowman on the occasion of earning and attaining the rank of Eagle Scout.