

STATE OF WISCONSIN

Senate Journal

Eighty-Eighth Regular Session

10:00 A.M.

TUESDAY, October 27, 1987

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

The senate stood for the prayer which was offered by Pastor Duane Anderson of Bethel Baptist Church, Janesville.

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

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

Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Leean, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 33.

Absent — None.

Absent with leave — None.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 49

Relating to urging General Secretary Gorbachev to restore civil and religious freedoms to Jews in the Soviet Union and permit Soviet Jews to emigrate.

By Senators Lee, Risser, Strohl, Engeleiter, Feingold, Davis, Czarnecki, Rude, Ulichny, Cowles, Te Winkle, Weeden, Buettner, Chilsen and Kreul; cosponsored by Representatives Fortis, Loftus, Notestein, Fergus, Potter, Porter, Carpenter, Merkt, Boyle, Panzer, Black, Schneiders, Young, Musser, Tesmer, Zweck, Berndt, Linton, Wood, Roberts, Robson and Neubauer.

Read and referred to committee on Senate Organization.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 413

Relating to driver education programs in schools.

By Senators Rude, Risser, Buettner, Roshell, Harsdorf, Lorman, Davis, Cowles, Leean, Lasee, Kincaid, Chilsen and Stitt; cosponsored by Representatives Vergeront, Welch, Roberts, Gronemus,

Johnsrud, Musser, Brandemuehl, Hamilton, Goetsch, York, Zeuske, Brancel, Huelsman, Schmidt, Turba, Ladwig, Walling and Tregoning.

To committee on Education.

COMMITTEE REPORTS

The joint committee on Finance reports and recommends:

Senate Bill 336

Relating to creating a state lottery, creating a lottery board, creating a lottery property tax credit, granting a property tax exemption for lottery computer terminals, granting rule-making authority, providing a penalty and making appropriations.

Introduction and adoption of senate substitute amendment 1:

Ayes, 7 -- Senators George, Roshell, Helbach and Andrea, Representatives Kunicki, Bell and Prosser;

Noes, 6 -- Senators Stitt and Davis, Representatives Schneider, Travis, Coggs and Panzer.

Passage as amended:

Ayes, 7 -- Senators George, Roshell, Helbach and Andrea, Representatives Kunicki, Bell and Prosser;

Noes, 6 -- Senators Stitt and Davis, Representatives Schneider, Travis, Coggs and Panzer.

Senate Bill 124

Relating to making various changes in the laws governing hazardous waste, granting rule-making authority, providing penalties and making an appropriation.

Adoption of senate substitute amendment 1:

Ayes, 11 -- Senators George, Roshell, Helbach, Stitt and Davis, Representatives Kunicki, Travis, Coggs, Bell, Prosser and Panzer;

Noes, 0 -- None.

Passage as amended:

Ayes, 12 -- Senators George, Roshell, Helbach, Andrea, Stitt and Davis, Representatives Kunicki, Travis, Coggs, Bell, Prosser and Panzer;

Noes, 0 -- None.

GARY R. GEORGE
Senate Chair

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The committee on Agriculture, Health and Human Services reports and recommends:

HEISER, TEE. of Woodville, as a member of the Psychology Examining Board, to serve for the term ending July 1, 1990.

Confirmation:

Ayes, 5 -- Senators Moen, Feingold, Te Winkle, Harsdorf and Lorman;

Noes, 0 -- None.

RODNEY C. MOEN

Chair

The committee on Transportation, Tourism and Conservation reports and recommends:

Senate Joint Resolution 34

Relating to imposing and enforcing temporary speed limits upon highways under repair or construction.

Adoption:

Ayes, 7 -- Senators Kincaid, Moen, Roshell, Andrea, Kreul, Rude and Weeden;

Noes, 0 -- None.

LLOYD H. KINCAID

Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of the Secretary of State

October 20, 1987

To the Honorable the Senate

I have the honor to transmit to you the following information pursuant to s. 13.685(7):

Sincerely,

DOUGLAS LAFOLLETTE

Secretary of State

NEWLY REGISTERED LOBBYISTS AND THEIR PRINCIPALS:

KRIEGER, GARY A., 121 S. Pinckney St., Madison, WI 53703 (608) 255-8891

1) WI Manufacturers & Commerce, Jim Haney, 501 E. Washington Ave., Madison, WI 53703 (608) 258-3400 (any function or activity of any branch, department or phase of federal, state or local government; agriculture, outdoors or environment; taxation, regulation of business, finance or insurance, or other topics pertaining to the general public health or welfare); 2) Printing Industries of WI, Jack T. Hayes, 13105 W. Bluemound Rd., Elm Grove, WI 53122 (414) 785-9090 (any function or activity of any branch, department or phase of federal, state or local government; agriculture, outdoors or environment; taxation; regulation of business, finance or insurance, or other topics pertaining to the general public health or welfare); 3) WI Paper Council, Thomas H. Schmidt, 111 E. Wisconsin Ave., Neenah, WI 54956 (414) 722-1500 (any function or activity of any branch, department or phase of federal, state or local government; agriculture, outdoors or environment; taxation; regulation of business, finance or insurance, or other topics pertaining to the general public health or welfare)

SICULA, Paul E., 212 W. Wisconsin Ave., Milwaukee, WI 53203 (414) 271-8100

1) Voluntary Assn. of Trial Judges of WI, 660 E. Mason St., Milwaukee, WI 53202 (414) 271-5900 (court system)

TERMINATION STATEMENTS

Thomas Coenen, McFarland, WI, Wisconsin Bakers Assn., Milwaukee, WI; terminated August 6, 1987.

STATE AGENCY CHANGES

Office of the Commissioner of Banking: delete Jennifer McKenzie; add John Torgerson and Leon Swerin (banking, consumer affairs)

Higher Educational Aids Board: delete Robert H. DeZonia and Lamont Jones; add Jon E. Litscher (education and state government)

RULING OF THE CHAIR

By request of Senator Strohl, with unanimous consent, the ruling of the chair was placed at the foot of the calendar.

SENATE CLEARINGHOUSE ORDERS

The committee on Housing, Government Operations and Cultural Affairs reports and recommends:

Senate Clearinghouse Rule 87-106

Relating to a transition policy for real estate broker and salesperson applicants.

No action taken.

JOHN PLEWA
Chair

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

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

Assembly Bill 205
Assembly Bill 354
Assembly Bill 517
Assembly Bill 532
Assembly Bill 567

Amended and concurred in as amended:

Senate Bill 5, assembly amendment 1

Concurred in:

Senate Bill 105

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 205

Relating to granting legal custody, periods of physical placement and visitation in an action affecting the family and making an appropriation.

By Legislative Council.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Assembly Bill 354

Relating to vehicles transporting peeled or unpeeled forest products, granting rule-making authority and providing penalties.

By Representatives Holperin, Linton, Volk, Boyle, Bolle, Hasenohrl, Porter, Larson, Tregoning, Van Gorden, Schultz, Welch and Paulson, cosponsored by Senators Roshell, Chilsen and Rude.

Read first time and referred to committee on Transportation, Tourism and Conservation.

Assembly Bill 517

Relating to procedure for county payment of certain court fees.

By Representative Rutkowski, cosponsored by Senator Adelman, by request of Director of State Courts.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Assembly Bill 532

Relating to exemptions from prior approval by the department of industry, labor and human relations of private sewage systems before the issuance of sanitary permits and granting rule-making authority.

By Joint Committee for Review of Administrative Rules.

Read first time and referred to committee on Urban Affairs, Energy, Environmental Resources and Elections.

Assembly Bill 567

Relating to special registration fees for certain vehicles.

By Representatives Vanderperren, Hasenohrl, Bradley, Volk, Mark Lewis, Van Gorden, Bolle, Musser and Boyle, cosponsored by Senators Kincaid, Rude and Kreul.

Read first time and referred to committee on Transportation, Tourism and Conservation.

CALENDAR OF OCTOBER 27, 1987

By request of Senator Strohl, with unanimous consent, **Senate Bill 355** was taken up at this time.

Senate Bill 355

Relating to allowing the Wisconsin credit union savings insurance corporation to pay dividends to its members.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 355

Read a third time and passed.

By request of Senator Strohl, with unanimous consent, **Assembly Bill 640** was taken up at this time.

Assembly Bill 640

Relating to presence of underage persons in centers for the performing arts which are licensed to sell alcohol beverages.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 640

Read a third time and concurred in.

By request of Senator Strohl, with unanimous consent, all action was ordered immediately messaged.

Senate Bill 274

Relating to various changes in the laws related to the authority of the board of commissioners of public lands and the state trust fund loan program (suggested as

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remedial legislation by the board of commissioners of public lands).

Read.

The question was: Concurrence of assembly amendment 1?

By request of Senator Lasee, with unanimous consent, the senate recessed until 11:53 A.M.

10:18 A.M.

RECESS

11:53 A.M.

The senate reconvened.

By request of Senator Strohl, with unanimous consent, the senate recessed until 2:00 P.M.

11:54 A.M.

RECESS

2:00 P.M.

The senate reconvened.

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the assembly agrees to a Committee on Conference on Senate Bill 7 and appoints Representatives Loftus, Hauke and Nelsen as conferees on its part.

CALENDAR OF OCTOBER 27, 1987

Senate Bill 274

Relating to various changes in the laws related to the authority of the board of commissioners of public lands and the state trust fund loan program (suggested as remedial legislation by the board of commissioners of public lands).

Read.

The question was: Concurrence of assembly amendment 1?

By request of Senator Strohl, with unanimous consent, **Senate Bill 274** was placed after **Senate Bill 380**.

Assembly Bill 43

Relating to transfer of unencumbered appropriation balances from one department to another in populous counties.

Read.

The question was: Shall the senate adhere to its position on senate amendment 1?

By request of Senator Lee, with unanimous consent, **Assembly Bill 43** was laid on the table.

Senate Joint Resolution 43

Relating to commending Senator William Proxmire on his many years of public service.

Read.

By request of Senator Lee, with unanimous consent, he was made a cosponsor of **Senate Joint Resolution 43**.

The question was: Shall the joint resolution be adopted.

Adopted.

Senate Bill 25

Relating to employment relations for members of the university of Wisconsin system academic staff.

Read a second time.

By request of Senator Helbach, with unanimous consent, **Senate Bill 25** was laid on the table.

Senate Bill 87

Relating to admissibility of evidence of compromise of a claim.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 87

Read a third time and passed.

Senate Bill 90

Relating to destruction or transfer of district attorney records.

Read a second time.

Senate amendment 1 offered by Senator Davis.

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

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 90

Read a third time and passed.

Senate Bill 121

Relating to a sales and use tax exemption for sales by parent-teacher organizations.

Read a second time.

By request of Senator George, with unanimous consent, **Senate Bill 121** was referred to the joint committee on Finance.

By request of Senator George, with unanimous consent, **Senate Bill 121** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 121

Read a third time and passed.

Senate Bill 246

Relating to admission of information from patients compensation panel proceedings.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Adopted.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 246

Read a third time and passed.

Senate Bill 376

Relating to matching federal funds for the purchase of a public television translator station.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 376

Read a third time and passed.

Senate Bill 379

Relating to municipal court procedure, temporary reserve municipal judges and providing penalties.

Read a second time.

Senate amendment 1 offered by Senator Adelman, by request of Wisconsin Municipal Judges Association.

The question was: Adoption of senate amendment 1?

Adopted.

Senate amendment 2 offered by Senator Adelman, by request of the Director of State Courts.

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

Senate amendment 3 offered by Senator Rude.

The question was: Adoption of senate amendment 3?
Adopted.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 379

Read a third time and passed.

Senate Bill 380

Relating to changing the exemption from registration for common stock issued by a corporation.

Read a second time.

By request of Senator George, with unanimous consent, **Senate Bill 380** was referred to joint committee on Finance.

Senate Bill 274

Relating to various changes in the laws related to the authority of the board of commissioners of public lands and the state trust fund loan program (suggested as remedial legislation by the board of commissioners of public lands).

Read.

The question was: Concurrence of assembly amendment 1?

By request of Senator Strohl, with unanimous consent, **Senate Bill 274** was placed at the foot of the calendar.

By request of Senator Strohl, with unanimous consent, all action was ordered immediately messaged.

Assembly Joint Resolution 47

Relating to commending the Wisconsin Veterans Home on its 100th anniversary.

Read.

Concurred in.

Assembly Joint Resolution 67

Relating to proclaiming the month of October, 1987, as 'Learning Disabilities Month'.

Read.

Concurred in.

Assembly Bill 243

Relating to prohibiting the sale of certain beverage containers and providing a penalty.

Read a second time.

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

Senate amendment 2 offered by Senator Lasec.

The question was: Adoption of senate amendment 2?

Senator Lee moved rejection of senate amendment 2.

The question was: Rejection of senate amendment 2?

The ayes and noes were demanded and the vote was: ayes, 25; noes, 8; absent or not voting, 0; as follows:

Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles, Czarnecki, Davis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 25.

Noes — Senators Ellis, Kreul, Lasec, Lekan, Lorman, Rude, Stitt and Weeden — 8.

Absent or not voting — None.

So the motion prevailed.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 243

Read a third time and concurred in as amended.

Assembly Bill 328

Relating to the restrictions on the location of branch banks.

Read a second time.

Senate substitute amendment 1 offered by Senator Czarnezki.

By request of Senator George, with unanimous consent, he was made a cosponsor of **Assembly Bill 328**.

The question was: Adoption of senate substitute amendment 1?

Senator Lee moved rejection of senate substitute amendment 1.

The question was: Rejection of senate substitute amendment 1?

The motion prevailed.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 328

Read a third time and concurred in.

Assembly Bill 670

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Building Trades Negotiating Committee for the 1987-89 biennium, covering employes in the building trades crafts collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 670

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Leraan, Lorman, Moen, Norquist, Plewa, Risser, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 32.

Noes — None.

Absent or not voting — Senator Roshell.

So the bill was concurred in.

Assembly Bill 671

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 1987-89 biennium, covering employes in the clerical and related collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 671

Read a third time.

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

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Leraan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

So the bill was concurred in.

Assembly Bill 672

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 1987-89 biennium, covering employes in the blue collar and nonbuilding trades collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 672

Read a third time.

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

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Leraan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

So the bill was concurred in.

Assembly Bill 673

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate

affiliated locals, AFL-CIO, for the 1987-89 biennium, covering employes in the security and public safety collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 673

Read a third time.

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

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

So the bill was concurred in.

Assembly Bill 674

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 1987-89 biennium, covering employes in the technical collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 674

Read a third time.

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

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

So the bill was concurred in.

Assembly Bill 675

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Employees Union, AFSCME Council 24, and its appropriate affiliated locals, AFL-CIO, for the 1987-89 biennium, covering employes in the professional social services collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 675

Read a third time.

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

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Lekan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

So the bill was concurred in.

Senate Bill 274

Relating to various changes in the laws related to the authority of the board of commissioners of public lands and the state trust fund loan program (suggested as remedial legislation by the board of commissioners of public lands).

Read.

The question was: Concurrence of assembly amendment 1?

Concurred in.

The question was: Concurrence of assembly amendment 2?

Concurred in.

By request of Senator Strohl, with unanimous consent, all action was ordered immediately messaged.

By request of Senator Strohl, with unanimous consent, the rules were suspended and the Supplemental Calendar of October 27, 1987, was taken up at this time.

Senate Bill 265

Relating to establishing development zones and creating income and franchise tax benefits in respect to them, granting rule-making authority and making an appropriation.

Read a second time.

Senate amendment 1 to senate substitute amendment 1 offered by Senator Ulichny.

By request of Senator George, with unanimous consent, **Senate Bill 265** was referred to joint committee on Finance.

Senate Bill 293

Relating to increasing the number of circuit judges.

Read a second time.

By request of Senator Weeden, with unanimous consent, **Senate Bill 293** was placed after **Senate Bill 336**.

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Senate Bill 336

Relating to creating a state lottery, creating a lottery board, creating a lottery property tax credit, granting a property tax exemption for lottery computer terminals, granting rule-making authority, providing a penalty and making appropriations.

Read a second time.

Senate amendments 1, 2 and 3 to senate substitute amendment 1 offered by Senator Van Sistine.

The question was: Adoption of senate amendment 1 to senate substitute amendment 1?

Senator Adelman in the chair.

2:57 P.M.

The question was: Adoption of senate amendment 1 to senate substitute amendment 1?

Senator Davis moved rejection of senate amendment 1 to senate substitute amendment 1.

The question was: Rejection of senate amendment 1 to senate substitute amendment 1?

By request of Senator Van Sistine, with unanimous consent, senate amendment 1 to senate substitute amendment 1 was placed after senate amendment 11 to senate substitute amendment 1.

Senate amendment 1 to senate amendment 2 to senate substitute amendment 1 offered by Senator Strohl.

By request of Senator Strohl, with unanimous consent, senate amendment 1 to senate amendment 2 to senate substitute amendment 1 was returned to the author.

Senate amendment 2 to senate amendment 2 to senate substitute amendment 1 offered by Senator Davis.

The question was: Adoption of senate amendment 2 to senate amendment 2 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 2 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 3 to senate substitute amendment 1?

By request of Senator George, with unanimous consent, senate amendment 3 to senate substitute amendment 1 was placed after senate amendment 12 to senate substitute amendment 1.

Senate amendment 4 to senate substitute amendment 1 offered by Senator Davis.

The question was: Adoption of senate amendment 4 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 4 to senate substitute amendment 1.

The question was: Rejection of senate amendment 4 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Feingold, George, Jauch, Kincaid, Kreul, Lee, Moen, Norquist, Plewa, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 16.

Noes — Senators Buettner, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Engeleiter, Harsdorf, Helbach, Lasee, Leean, Lorman, Risser, Rude, Stitt and Weeden — 17.

Absent or not voting — None.

So the motion did not prevail.

The question was: Adoption of senate amendment 4 to senate substitute amendment 1?

By request of Senator Roshell, with unanimous consent, the senate recessed until 5:00 P.M.

4:00 P.M.

RECESS

5:00 P.M.

The senate reconvened.

Senator Van Sistine moved that senate amendment 4 to senate substitute amendment 1 be laid on the table.

The question was: Shall senate amendment 4 to senate substitute amendment 1 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Feingold, George, Jauch, Kincaid, Kreul, Lee, Moen, Norquist, Plewa, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 16.

Noes — Senators Buettner, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Engeleiter, Harsdorf, Helbach, Lasee, Leean, Lorman, Risser, Rude, Stitt and Weeden — 17.

Absent or not voting — None.

So the motion did not prevail.

The question was: Adoption of senate amendment 4 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 19; absent or not voting, 0; as follows:

Ayes — Senators Buettner, Chilsen, Cowles, Davis, Ellis, Engeleiter, Harsdorf, Helbach, Leean, Lorman, Risser, Rude, Stitt and Weeden — 14.

Noes — Senators Adelman, Andrea, Chvala, Czarnecki, Feingold, George, Jauch, Kincaid, Kreul, Lasee, Lee, Moen, Norquist, Plewa, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 19.

Absent or not voting — None.

So the amendment failed to be adopted.

Senate amendments 5 and 6 to senate substitute amendment 1 offered by Senator Chilsen.

The question was: Adoption of senate amendment 5 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 5 to senate substitute amendment 1.

The question was: Rejection of senate amendment 5 to senate substitute amendment 1?

Senator Strohl moved that senate amendment 5 to senate substitute amendment 1 be laid on the table.

The question was: Shall senate amendment 5 to senate substitute amendment 1 be laid on the table?

The motion prevailed.

The question was: Adoption of senate amendment 6 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 6 to senate substitute amendment 1.

The question was: Rejection of senate amendment 6 to senate substitute amendment 1?

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

Ayes — Senators Adelman, Andrea, Chvala, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Helbach, Jauch, Kincaid, Lee, Lorman, Moen, Plewa, Risser, Roshell, Rude, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 24.

Noes — Senators Buettner, Chilsen, Cowles, Harsdorf, Kreul, Lasee, Leean and Stitt — 8.

Absent or not voting — Senator Norquist — 1.

So the motion prevailed.

Senate amendments 7, 8, 9, 10 and 11 to senate substitute amendment 1 offered by Senator Davis.

The question was: Adoption of senate amendment 7 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 7 to senate substitute amendment 1.

The question was: Rejection of senate amendment 7 to senate substitute amendment 1?

Senator Strohl moved that senate amendment 7 to senate substitute amendment 1 be laid on the table.

The question was: Shall senate amendment 7 to senate substitute amendment 1 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Chvala, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lee, Moen, Norquist,

Plewa, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 17.

Noes — Senators Adelman, Buettner, Chilsen, Cowles, Czarnezki, Davis, Ellis, Engeleiter, Harsdorf, Lasee, Leean, Lorman, Risser, Rude, Stitt and Weeden — 16.

Absent or not voting — None.

So the motion prevailed.

The question was: Adoption of senate amendment 8 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 8 to senate substitute amendment 1.

The question was: Rejection of senate amendment 8 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 9 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 9 to senate substitute amendment 1.

The question was: Rejection of senate amendment 9 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 27; noes, 6; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Buettner, Chvala, Czarnezki, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Moen, Norquist, Plewa, Risser, Roshell, Rude, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 27.

Noes — Senators Chilsen, Cowles, Davis, Leean, Lorman and Stitt — 6.

Absent or not voting — None.

So the motion prevailed.

The question was: Adoption of senate amendment 10 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 10 to senate substitute amendment 1.

The question was: Rejection of senate amendment 10 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Chvala, Czarnezki, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lee, Lorman, Moen, Norquist, Plewa, Roshell, Rude, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 22.

Noes — Senators Adelman, Buettner, Chilsen, Cowles, Davis, Ellis, Engeleiter, Lasee, Leean, Risser and Stitt — 11.

Absent or not voting — None.

So the motion prevailed.

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The question was: Adoption of senate amendment 11 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 11 to senate substitute amendment 1.

The question was: Rejection of senate amendment 11 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Chvala, Ellis, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 21.

Noes — Senators Adelman, Buettner, Chilsen, Cowles, Czarnezki, Davis, Lekan, Lorman, Rude, Stitt and Weeden — 11.

Absent or not voting — Senator Engeleiter — 1.

So the motion prevailed.

The question was: Rejection of senate amendment 1 to senate substitute amendment 1?

By request of Senator Van Sistine, with unanimous consent, senate amendment 1 to senate substitute amendment 1 was returned to the author.

Senate amendment 12 to senate substitute amendment 1 offered by Senator Lekan.

The question was: Adoption of senate amendment 12 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 12 to senate substitute amendment 1.

The question was: Rejection of senate amendment 12 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chvala, Czarnezki, Ellis, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 22.

Noes — Senators Buettner, Chilsen, Cowles, Davis, Engeleiter, Harsdorf, Lekan, Lorman, Rude, Stitt and Weeden — 11.

Absent or not voting — None.

So the motion prevailed.

The question was: Adoption of senate amendment 3 to senate substitute amendment 1?

By request of Senator Van Sistine, with unanimous consent, senate amendment 3 to senate substitute amendment 1 was returned to the author.

Senate amendments 13, 14, 15 and 16 to senate substitute amendment 1 offered by Senator Risser.

The question was: Adoption of senate amendment 13 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 14 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 14 to senate substitute amendment 1.

The question was: Rejection of senate amendment 14 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 24; noes, 9; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chilsen, Chvala, Cowles, Davis, Ellis, Engeleiter, Feingold, George, Jauch, Kincaid, Kreul, Lee, Moen, Norquist, Plewa, Roshell, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 24.

Noes — Senators Buettner, Czarnezki, Harsdorf, Helbach, Lasee, Lekan, Lorman, Risser and Rude — 9.

Absent or not voting — None.

So the motion prevailed.

The question was: Adoption of senate amendment 15 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 15 to senate substitute amendment 1.

The question was: Rejection of senate amendment 15 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Chilsen, Chvala, Ellis, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lee, Moen, Norquist, Plewa, Roshell, Rude, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 21.

Noes — Senators Adelman, Buettner, Cowles, Czarnezki, Davis, Engeleiter, Harsdorf, Lasee, Lekan, Lorman, Risser and Stitt — 12.

Absent or not voting — None.

So the motion prevailed.

The question was: Adoption of senate amendment 16 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 16 to senate substitute amendment 1.

The question was: Rejection of senate amendment 16 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Chilsen, Czarnezki, Ellis, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lee, Moen, Norquist, Plewa, Roshell, Rude, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 22.

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Noes — Senators Adelman, Buettner, Chvala, Cowles, Davis, Engeleiter, Lasee, Leean, Lorman, Risser and Stitt — 11.

Absent or not voting — None.

So the motion prevailed.

Senate amendment 17 to senate substitute amendment 1 offered by Senators Van Sistine and Ellis.

The question was: Adoption of senate amendment 17 to senate substitute amendment 1?

Adopted.

Senate amendment 18 to senate substitute amendment 1 offered by Senator Davis.

The question was: Adoption of senate amendment 18 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 18 to senate substitute amendment 1.

The question was: Rejection of senate amendment 18 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Chvala, Czarnezki, Ellis, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 20.

Noes — Senators Adelman, Buettner, Chilsen, Cowles, Davis, Engeleiter, Harsdorf, Lasee, Leean, Lorman, Rude, Stitt and Weeden — 13.

Absent or not voting — None.

So the motion prevailed.

Senate amendment 19 to senate substitute amendment 1 offered by Senator Rude.

The question was: Adoption of senate amendment 19 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 19 to senate substitute amendment 1.

The question was: Rejection of senate amendment 19 to senate substitute amendment 1?

By request of Senator Van Sistine, with unanimous consent, he withdrew his motion for rejection of senate amendment 19 to senate substitute amendment 1.

The question was: Adoption of senate amendment 19 to senate substitute amendment 1?

Adopted.

Senate amendments 20 and 21 to senate substitute amendment 1 offered by Senator Risser.

The question was: Adoption of senate amendment 20 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 20 to senate substitute amendment 1.

The question was: Rejection of senate amendment 20 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 24; noes, 9; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Buettner, Chilsen, Chvala, Czarnezki, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Moen, Norquist, Plewa, Roshell, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 24.

Noes — Senators Adelman, Cowles, Davis, Ellis, Engeleiter, Leean, Lorman, Risser and Rude — 9.

Absent or not voting — None.

So the motion prevailed.

The question was: Adoption of senate amendment 21 to senate substitute amendment 1?

Senator Van Sistine moved rejection of senate amendment 21 to senate substitute amendment 1.

The question was: Rejection of senate amendment 21 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Chvala, Czarnezki, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Moen, Norquist, Plewa, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 22.

Noes — Senators Adelman, Buettner, Chilsen, Cowles, Davis, Ellis, Engeleiter, Leean, Lorman, Risser and Weeden — 11.

Absent or not voting — None.

So the motion prevailed.

The question was: Adoption of senate substitute amendment 1?

Adopted.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 336

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 7; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles, Czarnezki, Ellis, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Moen, Norquist, Plewa, Roshell, Rude, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 26.

Noes — Senators Davis, Engeleiter, Harsdorf, Leean, Lorman, Risser and Stitt — 7.

Absent or not voting — None.

So the bill passed.

Senate Bill 293

Relating to increasing the number of circuit judges.
Read a second time.

Senate amendment 1 to senate substitute amendment 1 offered by Senator Weeden.

The question was: Adoption of senate amendment 1 to senate substitute amendment 1?

The president of the senate in the chair.

7:23 P.M.

By request of Senator Strohl, with unanimous consent, **Senate Bill 293** was placed after **Assembly Bill 150**.

Assembly Bill 150

Relating to law enforcement agency policies on the use of force and citizen complaint procedures.

Read a second time.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 150

Read a third time and concurred in.

By request of Senator Strohl, with unanimous consent, all action was ordered immediately messaged.

By request of Senator Lasee, with unanimous consent, the senate recessed until 9:50 P.M.

7:30 P.M.

RECESS

9:50 P.M.

The senate reconvened.

By request of Senator Strohl, with unanimous consent, the Senate returned to the eighth order of business.

- Assembly Bill 469**
- Assembly Bill 636**
- Assembly Bill 660**
- Assembly Bill 678**
- Assembly Bill 224**
- Assembly Bill 427**
- Assembly Bill 448**
- Assembly Bill 492**
- Assembly Bill 580**
- Assembly Bill 585**
- Assembly Bill 711**
- Assembly Bill 712**
- Assembly Bill 713**

Adopted and asks concurrence in:

- Assembly Joint Resolution 42**
- Assembly Joint Resolution 61**

Concurred in:

- Assembly Bill 136**, senate amendment 1
- Assembly Bill 470**, senate amendment 1
- Senate Bill 355**

**MESSAGE FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 469

Relating to increasing the number of circuit judges.

By Representatives Rutkowski, Becker, Hubler, Schober, Bell, Tesmer, Prosser, Notestein, Wimmer, Krug, Mark Lewis, Holperin, Schmidt, Grobschmidt, Wood, Margaret Lewis, Bradley, Deininger, Farrow, Huelsman, Lepak, Merkt, Ott, Vergeront, Byers and Zeuske, cosponsored by Senators Adelman, Kincaid, Davis, Moen, Jauch, Kreul, Lcean, Buettner and Weeden.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Assembly Bill 636

Relating to nursing home announced and unannounced inspections; access to certain medical records; nursing home minimum staffing; nursing home residents' rights; studies of nursing home staffing and employe wage payment; granting rule-making authority; and providing a penalty.

By Representatives Krusick, Loftus, Robinson, Barrett, Antaramian, Barca, Becker, Bell, Berndt, Black, Bock, Bolle, Carpenter, M. Coggs, Fortis, Foti, Grobschmidt, Gruszynski, Hauke, Holperin, Holschbach, Kunicki, Margaret Lewis, Magnuson, Neubauer, Notestein, Panzer, Radtke, Robson, Rosenzweig, Seery, Shoemaker, Tesmer, Vanderperren, Van Dreel, Young, Zeuske and Zweck, cosponsored by Senators Strohl, Andrea, Buettner, Chvala, Czarnecki, Davis, Lee, Norquist, Van Sistine, Risser and Feingold.

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

Assembly Bill 660

Relating to certification by the department of health and social services of instructional programs for nurse's assistants, regulating employment of nurse's assistants, granting rule-making authority and providing a penalty.

By Representatives Krusick, Robinson, Robson, Barrett and Grobschmidt, cosponsored by Senator Strohl.

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

Assembly Bill 678

Relating to testing for the presence of an antibody to the virus that causes acquired immunodeficiency syndrome and providing a penalty.

By Representatives Robinson, Van Dreel, Bock, Medinger, Barrett, Carpenter, Young, Black, Zweck, Robson, Rosenzweig, Ourada, Johnsrud, York, Van Gorden and Schmidt, cosponsored by Senators Strohl, Moen, Jauch and Cowles.

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

Assembly Bill 224

Relating to arrest, battery, domestic abuse and providing penalties.

By Representatives Krug, Boyle, Shoemaker, Antaramian, Barrett, Becker, Bell, Bock, Bolle, Byers, Carpenter, Fortis, Foti, Hamilton, Hasenohrl, Hauke, Krusick, Kunicki, Linton, Magnuson, Musser, Neubauer, Notestein, Porter, Radtke, Schmidt, Schneider, Schneiders, Tesmer, Travis, Tregoning, Van Dree and Zweck, cosponsored by Senators Engeleiter, Moen, Czarnezki, Jauch, Norquist, Risser and Strohl.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Assembly Bill 427

Relating to establishing a state main street program, creating a council on main street programs and making an appropriation.

By Representatives Magnuson, Zeuske, Barca, Wineke, Gruszynski, Young, Grobschmidt, Robinson, Notestein, M. Coggs, Boyle, Hasenohrl, Rosenzweig, Deininger, Ourada, Welch and Schneiders, cosponsored by Senators Ulichny, Andrea, Rude, Plewa, Risser, Van Sistine and Buettner.

Read first time and referred to committee on Economic Development, Financial Institutions and Fiscal Policies.

Assembly Bill 448

Relating to confidentiality of dairy plant milk producer lists.

By Representatives Gronemus, Swoboda, Turba, Tregoning, Hasenohrl, Van Gorden, Roberts, Volk and Hubler, cosponsored by Senators Kreul, Chilsen, Rude and Lasec.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Assembly Bill 492

Relating to application of collective bargaining agreements concerning disciplinary procedure to employes of certain counties and 1st class cities.

By Representatives Carpenter, Grobschmidt, Gruszynski, Boyle, Clarenbach and Robson, cosponsored by Senator Norquist.

Read first time and referred to committee on Labor, Business, Insurance, Veterans and Military Affairs.

Assembly Bill 580

Relating to the deposit of cash or securities as proof of financial responsibility for the future.

By Representatives Vanderperren, Hasenohrl, Volk, Mark Lewis, Musser, Hubler, Boyle, McEssy, Bradley, Brandemuehl, Van Gorden and Bolle, cosponsored by Senator Kincaid.

Read first time and referred to committee on Transportation, Tourism and Conservation.

Assembly Bill 585

Relating to motor vehicle emissions inspections.

By Representatives Vanderperren, Hasenohrl, Volk, Mark Lewis, Musser, McEssy, Bradley, Brandemuehl, Van Gorden and Bolle, cosponsored by Senator Kincaid.

Read first time and referred to committee on Transportation, Tourism and Conservation.

Assembly Bill 711

Relating to sick leave conversion for certain state employes, pay increase limitations for state employes and payment in case of injury suffered during hazardous state employment.

By Joint Committee on Employment Relations.

Read first time and referred to committee on Senate Rules.

Assembly Bill 712

An act to ratify the agreement negotiated between the state of Wisconsin and the State of Wisconsin Education Professionals, AFT, WFT, Local 3271, AFL-CIO, for the 1987-89 biennium, covering employes in the professional education collective bargaining unit, and authorizing an expenditure of funds.

By Joint Committee on Employment Relations.

Read first time and referred to committee on Senate Rules.

Assembly Bill 713

An act to ratify the agreement negotiated between the state of Wisconsin and the District 1199W/United Professionals for Quality Health Care, for the 1987-89 biennium, covering employes in the professional patient care collective bargaining unit, and authorizing an expenditure of funds.

By Joint Committee on Employment Relations.

Read first time and referred to committee on Senate Rules.

Assembly Joint Resolution 42

Relating to memorializing the congress and President of the United States to enact a moratorium on nuclear testing.

By Representatives Clarenbach, Medinger, M. Coggs, Fortis, Magnuson, Notestein, Gruszynski, Becker, Young, Seery, Krug, Barrett, Carpenter, Williams, Bock, S. Coggs, Black, Neubauer, Mark Lewis and Van Dree, cosponsored by Senators Norquist, Plewa and Ulichny.

Read and referred to committee on Housing, Government Operations and Cultural Affairs.

Assembly Joint Resolution 61

Relating to designating April 24 to 30, 1988, as 'Wisconsin Science Week'.

By Representatives Young, Black, Magnuson, Potter and Travis, cosponsored by Senators Czarnezki and Risser.

Read and referred to committee on Education.

By request of Senator Adelman, with unanimous consent, the rules were suspended and **Assembly Bill 469** was withdrawn from committee on Judiciary and Consumer Affairs and taken up at this time.

Assembly Bill 469

Relating to increasing the number of circuit judges.

Read a second time.

Senate amendment 1 offered by Senator Kincaid.

The question was: Adoption of senate amendment 1?

Senator Adelman moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Buettner, Chvala, Cowles, Czarnecki, Davis, Engeleiter, Jauch, Lee, Leean, Lorman, Moen, Norquist, Plewa, Risser and Weeden — 16.

Noes — Senators Andrea, Chilsen, Ellis, Feingold, George, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 17.

Absent or not voting — None.

So the motion did not prevail.

The question was: Adoption of senate amendment 1?

Senator Adelman moved that senate amendment 1 be laid on the table.

The question was: Shall senate amendment 1 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Buettner, Chvala, Cowles, Czarnecki, Davis, Engeleiter, Feingold, Helbach, Jauch, Lee, Leean, Lorman, Moen, Norquist, Plewa, Risser, Stitt, Te Winkle and Weeden — 20.

Noes — Senators Andrea, Chilsen, Ellis, George, Harsdorf, Kincaid, Kreul, Lasee, Roshell, Rude, Strohl, Ulichny and Van Sistine — 13.

Absent or not voting — None.

So the motion prevailed.

Ordered to a third reading.

By request of Senator Strohl, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 469

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 1; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kincaid, Kreul, Lasee, Lee, Leean, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 32.

Noes — Senator Rude — 1.

Absent or not voting — None.

So the bill was concurred in.

Senate Bill 293

Relating to increasing the number of circuit judges.
Read a second time.

By request of Senator Adelman, with unanimous consent, **Senate Bill 293** was laid on the table.

RULING OF THE CHAIR

On Wednesday, October 21, 1987, the senator from the 19th, Senator Ellis, raised the point of order that a motion to appeal the decision of the Chair takes precedence over the motion to table a proposal.

The senator from the 21st, Senator Strohl, had the floor after the Chair had ruled on a pending point of order in relating to Assembly Bill 462. The senator from the 21st asked unanimous consent that the bill be laid on the table. An objection was heard. The senator was then going to move to lay the bill on the table, when he yielded to the senator from the 11th, Senator Davis, who then appealed the ruling of the Chair. The senator from the 21st then moved to table the bill.

Section 230, (7) of Mason's Manual of Legislative Procedure reads as follows: "When an appeal has been taken from a decision of the presiding officer, no new business is in order until the appeal has been disposed of.

The motion to appeal is an incidental question relating to the general procedural nature of the senate. Therefore, it takes precedence over any main motion relating to the matter under consideration.

Therefore, it is the opinion of the Chair that the motion to appeal the decision of the Chair takes precedence over the motion to table, and the point of order raised by the senator from the 19th is well taken.

FRED A. RISSER

President of the Senate

The question was: Shall the decision of the chair stand as the judgment of the senate?

The ayes and noes were required and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chvala, Czarnecki, Feingold, George, Helbach, Jauch, Kincaid, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 19.

Noes — Senators Buettner, Chilsen, Cowles, Davis, Ellis, Engeleiter, Harsdorf, Kreul, Lasee, Leean, Lorman, Rude, Stitt and Weeden — 14.

Absent or not voting — None.

So the decision of the chair shall stand as the judgment of the senate.

Assembly Bill 462

Relating to the Wisconsin retirement system, allowing retired public employes to purchase state group health insurance coverage, fixed retirement investment trusts, transferring funds and making an appropriation.

The question was: Shall the bill be concurred in?

Senator Strohl asked unanimous consent that the bill be referred to a second reading.

Senator Chilsen objected.

Senator Strohl moved that the bill be referred to a second reading.

Senator Chilsen moved that the bill be made a Special Order of Business on January 26, 1988.

The question was: Shall **Assembly Bill 462** be made a Special Order of Business on January 26, 1988?

The ayes and noes were required and the vote was: ayes, 14; noes, 19; absent or not voting, 0; as follows:

Ayes — Senators Buettner, Chilsen, Cowles, Davis, Ellis, Engeleiter, Harsdorf, Kreul, Lasee, Leean, Lorman, Rude, Stitt and Weeden — 14.

Noes — Senators Adelman, Andrea, Chvala, Czarnezki, Feingold, George, Helbach, Jauch, Kincaid, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 19.

Absent or not voting — None.

Less than two-thirds having voted in the affirmative, the motion did not prevail.

Senator Chilsen moved that **Assembly Bill 462** be laid on the table.

The question was: Shall the bill be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 18; absent or not voting, 0; as follows:

Ayes — Senators Buettner, Chilsen, Cowles, Davis, Ellis, Engeleiter, Harsdorf, Kreul, Lasee, Leean, Lorman, Rude, Stitt, Ulichny and Weeden — 15.

Noes — Senators Adelman, Andrea, Chvala, Czarnezki, Feingold, George, Helbach, Jauch, Kincaid, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle and Van Sistine — 18.

Absent or not voting — None.

So the motion did not prevail.

Senator Chilsen moved that the bill be referred to Joint Survey Committee on Retirement Systems.

The question was: Shall the bill be referred to Joint Survey Committee on Retirement Systems?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 18; absent or not voting, 0; as follows:

Ayes — Senators Buettner, Chilsen, Cowles, Davis, Ellis, Engeleiter, Harsdorf, Kreul, Lasee, Leean, Lorman, Rude, Stitt, Ulichny and Weeden — 15.

Noes — Senators Adelman, Andrea, Chvala, Czarnezki, Feingold, George, Helbach, Jauch, Kincaid, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle and Van Sistine — 18.

Absent or not voting — None.

So the motion did not prevail.

The question was: Shall the bill be referred to a second reading?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chvala, Czarnezki, Feingold, George, Helbach, Jauch, Kincaid, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 20.

Noes — Senators Buettner, Chilsen, Cowles, Davis, Ellis, Engeleiter, Harsdorf, Kreul, Lasee, Leean, Lorman, Rude and Stitt — 13.

Absent or not voting — None.

So the motion prevailed.

Read a second time.

Senate amendment 4 offered by Senators Jauch and Strohl.

The question was: Adoption of senate amendment 4? Adopted.

Senate amendment 5 offered by Senator Lorman.

The question was: Adoption of senate amendment 5?

Senator Andrea moved rejection of senate amendment 5.

The question was: Rejection of senate amendment 5?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Buettner, Chvala, Czarnezki, Feingold, George, Helbach, Jauch, Kincaid, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 20.

Noes — Senators Chilsen, Cowles, Davis, Ellis, Engeleiter, Harsdorf, Kreul, Lasee, Leean, Lorman, Rude, Stitt and Weeden — 13.

Absent or not voting — None.

So the motion prevailed.

Ordered to a third reading.

Senator Strohl asked unanimous consent that the rules be suspended and the bill be considered for final action at this time.

Senator Engeleiter objected.

Senator Strohl moved that the rules be suspended and the bill be considered for final action at this time.

The question was: Shall the rules be suspended and the bill be considered for final action at this time?

The ayes and noes were required and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Chvala, Czarnezki, Feingold, George, Helbach, Jauch, Kincaid, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 19.

Noes — Senators Buettner, Chilsen, Cowles, Davis, Ellis, Engeleiter, Harsdorf, Kreul, Lasee, Leean, Lorman, Rude, Stitt and Weeden — 14.

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Absent or not voting — None.

Less than two-thirds having voted in the affirmative, the motion did not prevail.

By request of Senator Strohl, with unanimous consent, all action was ordered immediately messaged.

By request of Senator Kreul, with unanimous consent, the senate adjourned in honor of the 55th birthday of the Senator from the 23rd, Senator Roshell.

By request of Senator Harsdorf, with unanimous consent, the senate adjourned in honor the Minnesota Twins winning the World Series.

By request of Senator Van Sistine, with unanimous consent, the senate adjourned in honor of the lottery, and the A Team victory of the Green Bay Packers and their predicted entry into the playoffs.

By request of Senator Chvala, with unanimous consent, the senate adjourned in honor of the Milwaukee Brewers predicted winning of the 1988 World Series.

AMENDMENTS OFFERED

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 293** by Senator Weeden.

Upon motion of Senator Strohl the senate adjourned until 10:00 A.M. Wednesday, October 28.

11:12 P.M.

GUESTS

During today's session, the following visitors honored the senate with their presence:

Marina Schneider of Hamburg, Germany, guest of Senator Risser.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 259

1. Page 43, line 19: after "(23)" insert "of the statutes, as created by this act".

Assembly Bill 205

In engrossing, the following corrections were made:

Assembly Amendment 3 to Assembly Amendment 1

(1) Page 1, line 2: on lines 2 and 4, substitute "767.328" for "767.329".

(2) Page 1, line 5: substitute "767.328" for "767.329".

Assembly Amendment 1

(1) Page 1, line 20: substitute "SECTION 8d." for "SECTION 8m."

Assembly Amendment 12

(1) Page 1, line 4: substitute "46w." for "46s."

Assembly Bill 299, assembly amendment 5 to assembly substitute amendment 1

In engrossing, the following corrections were made:

1. Page 1, line 5: substitute "20e." for "21e."

2. Page 2, line 1: substitute "38x." for "38m."