

STATE OF WISCONSIN

Senate Journal

Eighty-Eighth Regular Session

10:00 A.M.

THURSDAY, February 18, 1988

The senate met.

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

By request of the Chair, with unanimous consent, the calling of the roll was dispensed with.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 55

Relating to removing the constitutional restriction limiting raffle games to licensed "local" organizations (first consideration).

By Senator Chilsen.

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

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 523

Relating to the time allowed for legislative committee review of administrative rules.

By Senators Moen, Plewa, Cowles, Kreul, Jauch, Van Sistine and Buettner; cosponsored by Representatives Antaramian, Barca, Mark Lewis, McEssy, Musser, Wood, Holschbach, Farrow, Notestein, Radtke, Johnsrud, Hamilton, Robson, Ladwig, Huelsman, Van Dreel, Vergeront, Neubauer, Schneiders, Underheim, Brandemuehl, Tregoning, Welch, Junkermann, Panzer, Bolle and Zeuske.

To joint committee for Review of Administrative Rules.

Senate Bill 524

Relating to suspension and revocation of operating privileges.

By Senators Rude and Buettner; cosponsored by Representatives Radtke, Tregoning, Brandemuehl, Panzer, Junkermann and Huelsman.

To committee on Transportation, Tourism and Conservation.

Senate Bill 525

Relating to the interstate acquisition of bank holding companies that own recently chartered banks.

By Senators Strohl, Andrea, George, Plewa, Rude, Jauch and Weeden; cosponsored by Representatives Fergus, Neubauer, Antaramian, Loftus, Barca, Fortis, Carpenter, Margaret Lewis, Lepak, Huelsman and Schultz.

To committee on Aging, Banking, Commercial Credit and Taxation.

Senate Bill 526

Relating to eliminating restrictions pertaining to the manufacture and sale of oleomargarine, frozen desserts and bread.

By Senators Davis, Czarnezki, Cowles, Lee and Buettner; cosponsored by Representatives Zweck, Becker, Prosser, Tregoning, Underheim, Foti and Brandemuehl.

To committee on Agriculture, Health and Human Services.

Senate Bill 527

Relating to establishing a grant program for drinking water grants to municipalities, granting rule-making authority, granting bonding authority and making appropriations.

By Senators Strohl, Adelman, Van Sistine, Buettner, Cowles and Harsdorf; cosponsored by Representatives Van Dreel, Ladwig and Neubauer.

To Joint Survey committee on Debt Management.

COMMITTEE REPORTS

The committee on Aging, Banking, Commercial Credit and Taxation reports and recommends:

Senate Bill 224

Relating to an income tax credit for federal retirement pay.

Passage:

Ayes, 8 -- Senators Feingold, Plewa, Czarnezki, Kincaid, Jauch, Kreul, Buettner and Weeden;
Noes, 0 -- None.

Russell D. Feingold
Chair

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

Senate Bill 335

Relating to a property tax exemption for certain charter fishing boats.

Passage:

Ayes, 6 -- Senators Kincaid, Moen, Roshell, Andrea, Kreul and Weeden;
Noes, -- None.

Assembly Bill 419

Relating to revising penalties for offenses related to endangered species of wild animals.

Concurrence:

Ayes, 5 -- Senators Kincaid, Moen, Andrea, Kreul and Weeden;

Noes, 2 -- Senators Roshell and Rude.

Senate Bill 472

Relating to reimbursing towns for the cost of providing fire and ambulance service on certain highways.

Introduction and adoption of Senate substitute amendment 1:

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

Noes, 0 -- None.

Passage as amended:

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

Noes, 0 -- None.

Lloyd Kincaid
Chair

The committee on Urban Affairs, Energy, Environmental Resources and Elections reports and recommends:

Senate Bill 36

Relating to supplemental appropriations from unanticipated revenues in populous counties.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 4 -- Senators Lee, Chvala, Adelman and Norquist;

Noes, 3 -- Ellis, Harsdorf and Lasee.

Passage as amended:

Ayes, 4 -- Senators Lee, Chvala, Adelman and Norquist;

Noes, 3 -- Senators Ellis, Harsdorf and Lasee.

Senate Bill 441

Relating to special elections, ballots, voting systems, nominations, canvassing, election officials, referenda, recall, registration and voting procedure, election notices, administration of elections, campaign financing, prohibited election practices and granting rule-making authority.

Introduction and adoption of Senate amendment 1:

Ayes, 7 -- Senators Lee, Chvala, Adelman, Norquist, Ellis, Harsdorf and Lasee;

Noes, 0 -- None.

Introduction and adoption of Senate amendment 2:

Ayes, 5 -- Senators Lee, Chvala, Adelman, Norquist and Ellis;

Noes, 2 -- Harsdorf and Lasee.

Introduction and adoption of Senate amendment 3:

Ayes, 7 -- Senators Lee, Chvala, Adelman, Norquist, Ellis, Harsdorf and Lasee;

Noes, 0 -- None.

Passage as amended:

Ayes, 7 -- Senators Lee, Chvala, Adelman, Norquist, Ellis, Harsdorf and Lasee;

Noes, 0 -- None.

Senate Bill 479

Relating to charges for water used for fire protection services in cities, villages and towns.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 7 -- Senators Lee, Chvala, Adelman, Norquist, Ellis, Harsdorf and Lasee;

Noes, 0 -- None.

Passage as amended:

Ayes, 7 -- Senators Lee, Chvala, Adelman, Norquist, Ellis, Harsdorf and Lasee;

Noes, 0 -- None.

Assembly Bill 351

Relating to drainage district borrowing and advertising for bids.

Concurrence:

Ayes, 7 -- Senators Lee, Chvala, Adelman, Norquist, Ellis, Harsdorf and Lasee;

Noes, 0 -- None.

Job-Ride: A Stripper Oil Overcharge Funded Program.

Adoption:

Ayes, 7 -- Senators Lee, Chvala, Adelman, Norquist, Ellis, Harsdorf and Lasee;

Noes, 0 -- None.

Mordecai Lee
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Senator Joseph J. Czarnecki

February 11, 1988

To the Honorable the Legislature

This is to inform you that I hereby resign as a member of the Aging, Banking, Commercial Credit and Taxation Committee, effective immediately.

Joseph J. Czarnecki
State Senator
8th Senate District

State of Wisconsin
Senator John Norquist

February 11, 1988

To the Honorable the Legislature

I am requesting a leave of absence from the Joint Committee on Finance, effective immediately and continuing until April 6, 1988.

It is my understanding there is a precedent for a senator taking a temporary leave from the committee. I ask similar consideration since the press of other obligations in Milwaukee will make it difficult if not impossible for me to give the new budget bill the time and attention I believe it deserves.

John Norquist
State Senator
3rd Senate District

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

January 22, 1988

To the Honorable, the Senate:

This letter transmits my recommendation for a Stripper oil overcharge program (Job-Ride). Wisconsin Statute 14.065 entitles the Senate Resources and Elections Committee and the Assembly Environmental Resources and Utilities Committee to 30 days to review and comment on this program before the Joint Committee on Finance can act on my recommendation. However, if these are able to complete their review prior to January 27, 1988, the Joint Committee on Finance can approve this program at their January 27th meeting.

This program provides \$100,000 to implement the Job-Ride program. The primary beneficiaries of this program would be low-income, minority unemployed or underemployed job seekers residing in Milwaukee's inner-city. Vans would be purchased to transport these citizens to jobs in the outlying areas. An attachment explains this program in greater detail.

The Job-Ride program merits legislative approval, because it responds in a creative new way to a growing major concern that our minority population has been cut off from needed mainstream job opportunities. This priority job creation program can be immediately funded in addition to the programs I previously recommended in the Stripper II plan because Wisconsin has received this amount of additional Stripper monies.

I urge you to approve this program. I am absolutely committed to it as one effective way to help Wisconsin's unemployed and working poor gain access to new and better job opportunities.

Sincerely,
TOMMY THOMPSON
Governor

Referred to committee on Urban Affairs, Energy
Environmental Resources and Elections.

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 87-3

Relating to establishing standards for the certification of motor vehicle manufacturer's informal dispute resolution procedures.

Submitted by Department of Transportation.

Report received from agency, February 16, 1988.

Referred to committee on Judiciary and Consumer Affairs, February 18, 1988.

Senate Clearinghouse Rule 87-76

Relating to driver licensing of persons with chemical abuse or dependency problems.

Submitted by Department of Transportation.

Report received from agency, February 17, 1988.

Referred to committee on Transportation, Tourism and Conservation, February 18, 1988.

Senate Clearinghouse Rule 87-85

Relating to the medical assistance program.

Submitted by Department of Health and Social Services.

Portion objected to withdrawn by agency, February 12, 1988.

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 390
Assembly Bill 414
Assembly Bill 597
Assembly Bill 626
Assembly Bill 693
Assembly Bill 727
Assembly Bill 828
Assembly Bill 910
Assembly Bill 911
Assembly Bill 913
Assembly Bill 176
Assembly Bill 621
Assembly Bill 736
Assembly Bill 742

Concurred in:

Senate Bill 161
Senate Bill 272
Senate Bill 425
Assembly Bill 299, Senate amendments 1 and 2

Amended and concurred in as amended:

Senate Bill 124, Assembly amendment 1

Nonconcurrent in:

Assembly Bill 299, Senate amendments 3, 4 and 5

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 390

Relating to prohibiting cigarette and tobacco products sales to and purchase by certain persons, distribution of cigarettes and tobacco products for nominal or no consideration, cigarette vending machine locations, increasing cigarette and tobacco products taxes, providing funds for health programs, making an appropriation and providing a penalty.

By Representatives Neubauer, Rosenzweig, Bell, Paulson, Hasenohrl, Young, Gruszynski, Vergeront, Robinson, Notestein, Magnuson, Boyle and Fortis, cosponsored by Senators Risser, Lorman, Czarnecki, Buettner, Lee and Chvala.

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

Assembly Bill 414

Relating to creating an exemption from registration for certain foreign private issuers' securities.

By Legislative Council.

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

Assembly Bill 597

Relating to criminal responsibility.

By Representatives Rutkowski, Hauke, Holschbach, Becker, Porter, Radtke, Schneiders, Walling, Wimmer, Travis, Rosenzweig and Tesmer, cosponsored by Senators Rude, Chilsen, Risser and Engeleiter, by request of Judicial Council and State Bar.

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

Assembly Bill 626

Relating to minority group members of the Wisconsin housing and economic development authority.

By Representatives M. Coggs, Notestein, Young, Van Dreel and Volk, cosponsored by Senator Lee.

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

Assembly Bill 693

Relating to satisfaction of judgments by the attorney general.

By Representatives Rutkowski, Van Dreel, Tesmer, Schober, Huelsman, Wimmer and Schmidt, cosponsored by Senators Adelman, Lee and Lorman, by request of Attorney General Don Hanaway.

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

Assembly Bill 727

Relating to statements by crime victims and family members of homicide victims.

By Representatives Tesmer, Hauke, Grobschmidt, Thompson, Krusick, Barca, Vanderperren, Krug, Holschbach, Gronemus, Williams, Potter, Schmidt, Goetsch and Schneiders, cosponsored by Senators Andrea, Plewa and Roshell.

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

Assembly Bill 828

Relating to disabled adult family homes, granting rule-making authority and providing penalties.

By Representatives Barrett, Nelsen, Barca, Seery, Robinson, Radtke, Black, Merkt, Grobschmidt, Prosser, Fergus, Schneiders, Bolle, Vergeront, Becker, Farrow, Volk, Notestein, Bell and Tregoning, cosponsored by Senators Lee, Lorman, Van Sistine, Buettner and Stitt.

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

Assembly Bill 910

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Attorneys

Association, Inc., for the 1987-89 biennium, covering employes in the professional legal 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 911

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin Science Professionals, AFT, Local 3732, for the 1987-89 biennium, covering employes in the professional science 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 913

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 research, statistics and analysis 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 176

Relating to cable television services, satellite cable programming and providing penalties.

By Representatives Schneider, Clarenbach, Panzer and Roberts, cosponsored by Senators Moen, Andrea and Rude.

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

Assembly Bill 621

Relating to public information concerning the purpose and effect of designations to the Wisconsin election campaign fund and making an appropriation.

By Representatives Potter, Carpenter, Barrett, Black, Bock, Seery, Neubauer, Travis, Radtke, Notestein and Van Dreel, cosponsored by Senator Te Winkle.

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

Assembly Bill 736

Relating to the form for a garnishee summons.

By Representative Holperin.

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

Assembly Bill 742

Relating to the use tax exemption for nonresidents' boats berthed in boundary waters.

By Representatives Fergus and Neubauer, cosponsored by Senators Strohl and Andrea.

JOURNAL OF THE SENATE [February 18, 1988]

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

Upon motion of the Chair the senate adjourned until 10:00 A.M. Tuesday, February 23.

10:01 A.M.

AMENDMENTS OFFERED

Senate amendment 2 to **Senate Bill 261** offered by Senator Chvala.