

STATE OF WISCONSIN

Senate Journal

Eighty-Eighth Regular Session

10:00 A.M.

THURSDAY, February 25, 1988

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 Reverend Paul Ray of Second Congregational Church in Beloit.

The senate remained standing and Senator Weeden 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, Kreul, Lasee, Lee, Lekan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 32.

Absent — Senator Senator Kincaid — 1.

Absent with leave — None.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 531

Relating to mandatory solid waste source separation and other recycling requirements, granting rule-making authority and making appropriations.

By Senators Adelman, Strohl and Chvala; cosponsored by Representative Black.

To committee on Urban Affairs, Energy, Environmental Resources and Elections.

Senate Bill 532

Relating to authorizing the department of natural resources to issue citations for certain violations of solid waste facility statutes and rules.

By Senators Strohl, Chvala and Adelman; cosponsored by Representatives Notestein and Black.

To committee on Urban Affairs, Energy, Environmental Resources and Elections.

Senate Bill 533

Relating to eligibility for exemption from nonresident tuition at the university of Wisconsin system.

By Senator Risser.

To committee on Education.

Senate Bill 534

Relating to eligibility for exemption from nonresident tuition at the university of Wisconsin system.

By Senator Risser.

To committee on Education.

COMMITTEE REPORTS

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

MCHENRY, VICTOR C., of Milwaukee, as a member of the Pharmacy Examining Board, to serve for the interim term ending July 1, 1990.

Confirmation:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

DOBROINSKI, NANCY J., of Minoqua, as a member of the Hearing Aid Dealers and Fitters Examining Board, to serve for the term ending July 1, 1991.

Confirmation:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

WALLACE, CHARLES, of Bayside, as a member of the Medical College of Wisconsin Board of Trustees, to serve for the interim term ending May 1, 1991.

Confirmation:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

BROWN RUSSELL M., of Milwaukee, as a member of the Cosmetology Examining Board, to serve for the interim term ending July 1, 1989.

Confirmation:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

MOYLAN, WILLIAM, of Hartland, as a member of the Prison Industries Board, to serve for the term ending May 1, 1990.

Confirmation:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Senate Bill 173

Relating to a property tax exemption for secondary containment structures.

Passage:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Senate Bill 481

Relating to regulating barbers, cosmetologists, aestheticians, electrologists and manicurists, abolishing the barbers examining board and the cosmetology examining board, creating the barbering and cosmetology examining board, granting rule-making authority and providing penalties.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Passage as amended:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Assembly Joint Resolution 59

Relating to memorializing congress to require pizza manufacturers to clearly label pizzas containing imitation cheese.

Concurrence:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Assembly Joint Resolution 74

Relating to urging Congress to pass S. 1353.

Concurrence:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Assembly Bill 60

Relating to directing the department of agriculture, trade and consumer protection to determine whether interest should accrue on amounts claimed for violations of the dairy plant security law.

Concurrence:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Assembly Bill 261

Relating to actions and judgments involving certain persons providing child care services.

Concurrence:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Assembly Bill 315

Relating to child abuse and neglect reports pertaining to Indian children.

Concurrence:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Assembly Bill 365

Relating to applying the laws regulating medical malpractice and the patients compensation fund to ambulatory surgery centers.

Concurrence:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Assembly Bill 446

Relating to the child abuse and neglect prevention board (suggested as remedial legislation by the child abuse and neglect prevention board).

Concurrence:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Rodney C. Moen
Chair

The committee on Education reports and recommends:

Assembly Joint Resolution 81

Relating to the Wisconsin Science Olympiad Tournament.

Concurrence:

Ayes, 8 -- Senators Czarnezki, Adelman, Helbach, Moen, Jauch, Harsdorf, Lorman and Rude;

Noes, 0 -- None.

Joseph Czarnezki
Chair

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

Senate Bill 345

Relating to waterfowl habitat management activities on public lands or waters.

Passage:

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

Noes, 0 -- None.

Mordecai Lee
Chair

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

Assembly Bill 189

Relating to the preference categories for special deer hunting permits.

Concurrence:

Ayes, 4 -- Senators Kincaid, Andrea, Kreul and Rude;

Noes, 3 -- Senators Moen, Roshell and Weeden.

Lloyd Kincaid
Chair

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

Senate Bill 467

Relating to eliminating certain limits on deposits received by a mutual savings bank.

Passage:

Ayes, 8 -- Senators Feingold, Plewa, Czarnezki, Kincaid, Jauch, Kreul, Buettner and Weeden;

Noes, 0 -- None.

Russell D. Feingold
Chair

The joint committee on Finance reports and recommends:

Senate Bill 434

Relating to authorizing the department of natural resources to order or cause the abatement of certain nonpoint source water pollution.

Adoption of senate substitute amendment 1:

Ayes, 14 -- Senators George, Roshell, Chvala, Andrea, Czarnezki, Stitt and Davis and Representatives Schneider, Kunicki, Travis, M. Coggs, Bell, Holperin and Panzer;

Noes, 0 -- None.

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

Ayes, 14 -- Senators George, Roshell, Chvala, Andrea, Czarnezki, Stitt and Davis and Representatives Schneider, Kunicki, Travis, M. Coggs, Bell, Holperin and Panzer;

Noes, 0 -- None.

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

Ayes, 14 -- Senators George, Roshell, Chvala, Andrea, Czarnezki, Stitt and Davis and Representatives Schneider, Kunicki, Travis, M. Coggs, Bell, Holperin and Panzer;

Noes, 0 -- None.

Passage as amended:

Ayes, 14 -- Senators George, Roshell, Chvala, Andrea, Czarnezki, Stitt and Davis and Representatives Schneider, Kunicki, Travis, M. Coggs, Bell, Holperin and Panzer;

Noes, 0 -- None.

Gary R. George
Co-chair
Marlin Schneider
Co-chair

PETITIONS AND COMMUNICATIONS

Senate Petition 34

A petition by 120 residents of the State of Wisconsin in opposition to the Wisconsin mandatory seat belt law. By Senator Lorman.

Read and referred to committee on Judiciary and Consumer Affairs.

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

February 25, 1988

To the Honorable, the Senate:

Upon the request of WANDA PREISLER, I am withdrawing her nomination for appointment to the State Board of Vocational, Technical and Adult Education.

Respectfully,
TOMMY THOMPSON
Governor

State of Wisconsin
Office of the Governor

February 16, 1988

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ANNE LUBER of Milwaukee, as a member of the Prison Industries Board pursuant to the statute governing, to serve for the term ending May 1, 1991.

Respectfully,
TOMMY THOMPSON
Governor

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

State of Wisconsin
Office of the Governor

February 16, 1988

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint RALPH E. HOLMON of Madison, as a member of the Prison Industries Board pursuant to the statute governing, to serve for the term ending May 1, 1991.

Respectfully,
TOMMY THOMPSON
Governor

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

State of Wisconsin
Office of the Governor

February 16, 1988

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint STEPHEN BABLITCH of Madison, as a member of the Prison

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Industries Board pursuant to the statute governing, to serve for the term ending May 1, 1991.

Respectfully,
TOMMY THOMPSON
Governor

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

State of Wisconsin
Office of the Governor

February 8, 1988

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SUSAN F. BEHRENS of Beloit, as a member of the Medical Examining Board pursuant to the statute governing, to serve for the term ending May 1, 1992.

Respectfully,
TOMMY THOMPSON
Governor

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

State of Wisconsin
Office of the Governor

February 10, 1988

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint DR. MICHAEL P. MEHR of Marshfield, as a member of the Medical Examining Board pursuant to the statute governing, to serve for the term ending May 1, 1992.

Respectfully,
TOMMY THOMPSON
Governor

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

State of Wisconsin
Office of the Governor

February 17, 1988

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint PAUL SCHILLING of Milwaukee, as a member of the University of Wisconsin Board of Regents pursuant to the statute governing, to serve for the term ending May 1, 1995.

Respectfully,
TOMMY THOMPSON
Governor

Read and referred to committee on Education.

State of Wisconsin
Office of the Governor

February 15, 1988

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint M. ANITA ANDEREGG of Fond du Lac, as a member of the

Personnel Board pursuant to the statute governing, to serve for the term ending July 1, 1993.

Respectfully,
TOMMY THOMPSON
Governor

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

CALENDAR OF FEBRUARY 25, 1988

STAUDENMAIER, MARY L., of Marinette, as a member of the Banking Review Board, to serve for the term ending May 1, 1992.

Read.

The question was: Shall the appointment be confirmed?

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 Czarnecki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Kreul, Lasee, Lee, Leean, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 32.

Noes — None.

Absent or not voting — Senator Kincaid — 1.

So the appointment was confirmed.

LEAVE OF ABSENCE

By request of Senator Strohl, with unanimous consent, Senator Kincaid was granted a leave of absence for today's session.

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 376
Assembly Bill 614
Assembly Bill 617
Assembly Bill 641
Assembly Bill 730
Assembly Bill 737
Assembly Bill 750
Assembly Bill 766
Assembly Bill 769
Assembly Bill 797
Assembly Bill 811
Assembly Bill 843
Assembly Bill 263
Assembly Bill 461
Assembly Bill 497

Assembly Bill 558
Assembly Bill 790
Assembly Bill 33
Assembly Bill 358
Assembly Bill 599
Assembly Bill 604
Assembly Bill 606
Assembly Bill 747

Adopted and asks concurrence in:

Assembly Joint Resolution 89

Concurred in:

Senate Joint Resolution 29

Assembly Bill 108, Senate amendment 1

Assembly Bill 387, Senate amendment 1

Assembly Bill 528, Senate substitute amendment 1

Senate Bill 387, Senate amendment 1 to assembly amendment 1
Senate amendment 1 to assembly amendment 2

Senate Bill 192

Nonconcurrent in:

Assembly Bill 108, Senate amendment 1

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 376

Relating to the purchase of client care and services by the department of health and social services and county departments that provide human services, reimbursement to counties for provision of certain inpatient services, the term of foster care licenses, disclosure of certain treatment records and granting rule-making authority.

By Representatives Rosenzweig, Nelsen, Prosser, Tregoning, Vergeront, Ourada, Brandemuehl, Schultz, Ladwig, Porter and Van Gorden.

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

Assembly Bill 614

Relating to payment of fees for licenses to sell alcohol beverages.

By Representatives Mark Lewis, Wimmer, Hasenohrl, Barca, Vergeront, Becker, Bolle, Gruszynski, Vanderperren, Ladwig, Neubauer, Musser, Boyle, Underheim, Carpenter, Roberts, Goetsch, Gronemus and Volk, cosponsored by Senators Van Sistine, Andrea, Rude and Lasee.

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

Assembly Bill 617

Relating to establishing innovative technology study grants for the purpose of evaluating potential impacts on groundwater quality and making an appropriation.

By Representatives Holperin and Boyle, cosponsored by Senators Jauch and Buettner.

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

Assembly Bill 641

Relating to identification cards issued by the department of transportation.

By Representatives Holschbach, Krusick, Zweck, Fortis, Bock, Bolle, Looby, Zeuske, Farrow, Williams, Volk, Barca, Notestein, Grobschmidt, Schneiders, Musser, Schmidt, Neubauer and Tregoning, cosponsored by Senators Moen, Kreul and Buettner.

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

Assembly Bill 730

Relating to the administration of an in-place pollutant and river clean-up program and making appropriations.

By Representatives Seery, Potter, Boyle, Van Dreef, Krug, Young, Robson, Fortis, Antaramian, Bell and Neubauer, cosponsored by Senators Cowles, Te Winkle and Buettner.

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

Assembly Bill 737

Relating to receipt of property by a juvenile from a person killed by the juvenile.

By Representatives Krusick, Tesmer, Goetsch, Robson, Schneiders, Krug, Brandemuehl, Carpenter, Roberts, Neubauer, Bradley, Fergus, Hamilton, Vergeront, Zweck, McEssy, Vanderperren, Van Dreef, Huelsman, Underheim, Gard and Musser, cosponsored by Senators Lee, Buettner, Kreul, Chvala, Lorman, Roshell, Rude, Cowles, Weeden, Kincaid and Lasee.

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

Assembly Bill 750

Relating to ambulance service in 1st class cities.

By Representatives Barrett, Williams, Notestein, Becker, Kunicki, Bock and Fortis, cosponsored by Senators Lee and Plewa, by request of City of Milwaukee.

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

Assembly Bill 766

Relating to training for constables.

By Representative Travis, cosponsored by Senator Feingold.

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

Assembly Bill 769

Relating to refusal by prisoners of appropriate care or treatment.

By Representatives Magnuson, Barca, Gruszynski, Krusick, Tesmer, Robson, Schneiders, Hamilton,

Vanderperren, Volk, Lepak, Schober, Zeuske, Deininger, Underheim, Tregoning, Musser, Porter, Vergeront, Johnsrud, Goetsch, Walling, Brandemuehl, Ladwig and Gard, cosponsored by Senators Andrea, Roshell, Buettner, Chilsen, Leean, Kreul, Lorman and Weeden.

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

Assembly Bill 797

Relating to specifying the content of labels for certain rice labeled as wild rice.

By Representatives Linton, Mark Lewis, Boyle, Gruszynski, Zweck, Barrett, Bock, Van Dreel, Krug, Medinger, Thompson, Neubauer, Zeuske and Panzer, cosponsored by Senators Jauch, Kreul and Van Sistine.

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

Assembly Bill 811

Relating to disclosure of insurance coverage for persons who rent or lease an aircraft and providing a penalty.

By Representative Rutkowski, cosponsored by Senator Van Sistine.

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

Assembly Bill 843

Relating to candidacy for elective office of law enforcement officers employed by certain local governments.

By Representatives Hamilton, Van Dreel, Bolle, Goetsch, Looby, Shoemaker, Musser and Fortis, cosponsored by Senators Andrea and Roshell.

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

Assembly Bill 263

Relating to various changes in the laws governing municipal borrowing.

By Representative Robinson, cosponsored by Senator Risser.

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

Assembly Bill 461

Relating to the registration of certain trailers used for hire or rental.

By Representatives Vanderperren, Hasenohrl, Boyle, Van Gorden, McEssy, Bradley and Volk, cosponsored by Senators Van Sistine and Kreul.

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

Assembly Bill 497

Relating to the foreclosure of a warehouse keeper's lien.

By Representatives Magnuson, Barca, Vanderperren, Prosser, Holschbach, Looby, Byers, Merkt and Bradley,

cosponsored by Senators Andrea, Van Sistine, Chvala, Lorman, Roshell and Kreul.

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

Assembly Bill 558

Relating to preparation and distribution of a booklet explaining alcohol beverages laws.

By Representatives Roberts, Ladwig, Radtke, Vanderperren, Carpenter, Zeuske, Gruszynski, Schneiders, Holperin, Gronemus, Robson, Boyle, Turba, Barca, Ourada, Medinger, Mark Lewis and Holschbach, cosponsored by Senators Andrea, Kreul, Moen and Plewa.

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

Assembly Bill 790

Relating to the release of peace officers' records on the use of alcohol and other drugs by pupils to public school districts.

By Representatives Potter and Krusick, cosponsored by Senator Te Winkle.

Read first time and referred to committee on Education.

Assembly Bill 33

Relating to allowing applicants for fishing licenses and boat registrations to make voluntary contributions for lake research and making an appropriation.

By Representatives Holperin, Potter, Barca, Shoemaker, Magnuson, Medinger, Roberts, Notestein, Carpenter, Boyle, Gruszynski, Musser, Porter, Cowles, Berndt and Schultz, cosponsored by Senators Davis, Harsdorf and Norquist.

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

Assembly Bill 358

Relating to imposing liability for violations of traffic regulations upon the owner of a vehicle and providing penalties.

By Representatives Krusick, Musser, Grobschmidt, Young, Linton, Schultz and Schneiders, cosponsored by Senators Norquist, Chilsen and Czarnecki, by request of Milwaukee Police Supervisors Organization.

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

Assembly Bill 599

Relating to providing penalty increases for crimes committed with the intent to intimidate certain victims.

By Representatives Clarenbach, M. Cogg, Berndt, Deininger, Robinson, Becker, Medinger, Magnuson, Fergus, Carpenter, Notestein, Bell, Barrett, Boyle, Bock and Williams, cosponsored by Senators George and Risser.

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

Assembly Bill 604

Relating to barber shop premises and doors.

By Representative Tregoning, cosponsored by Senator Kreul.

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

Assembly Bill 606

Relating to modifying the listings of renewal fees for occupations and other entities regulated by the department of regulation and licensing; changing the authorization to practice for registered nurses and nurse-midwives to licensure; deleting requirements to biennially report listings of persons licensed by the dental or medical examining boards; requirements for temporary permits for practical nurses; eliminating certain requirements for accredited schools for licensed practical nurses; eliminating certain requirements for office signs of licensed chiropractors; eliminating requirements for certain signatures on certain licenses or certificates of registration; and eliminating required provision of real estate study manuals by the real estate board (suggested as remedial legislation by the department of regulation and licensing).

By Law Revision Committee.

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

Assembly Bill 747

Relating to assisting or permitting an escape and providing a penalty.

By Representatives Rutkowski, Van Dreel, Barrett, Prosser, Bell, Schneiders, Fortis, Grobschmidt, Goetsch, Vanderperren, Merkt, Robson, Porter, Underheim and Musser, cosponsored by Senators Roshell, Lee, Lorman, Buettner and Weeden.

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

Assembly Joint Resolution 89

Relating to the outstanding public service and dedication of Mayor Lawrence Kelly.

By Representative Grobschmidt, cosponsored by Senator Plewa.

Read and referred to committee on Senate Organization.

CALENDAR OF FEBRUARY 25, 1988

Senate Bill 443

Relating to requiring the office of the commissioner of insurance to prepare social and financial impact reports for bills mandating insurance coverage of health care treatments or services.

Read.

The question was: Concurrence in assembly substitute amendment 1?

Concurred in.

Assembly Bill 654

Relating to state aid to counties, school districts and cooperative educational service agencies for handicapped education and transportation, school age

parent programs and day care programs for student parents.

Read.

The question was: Shall the Senate adhere to its position?

Senator Andrea moved that the Senate recede from its position.

The question was: Shall the Senate recede from its position?

By request of Senator George, with unanimous consent, **Assembly Bill 654** was placed at the foot of the calendar.

Senate Bill 320

Relating to exclusive sales of fermented malt beverages by wholesalers.

Read a second time.

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 320

Read a third time and passed.

Senate Bill 335

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

Read a second time.

By request of Senator George, with unanimous consent, **Senate Bill 335** was referred to the joint committee on Finance.

By request of Senator George, with unanimous consent, **Senate Bill 335** 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 335

Read a third time and passed.

Senate Bill 434

Relating to authorizing the department of natural resources to order or cause the abatement of certain nonpoint source water pollution.

Read a second time.

The question was: Adoption of senate amendment 1 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 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 434

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Helbach, Jauch, Lee, Leraan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 30.

Noes — Senators Kreul and Lasee — 2.

Absent or not voting — Senator Kincaid — 1.

So the bill passed.

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.

Read a second time.

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

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

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

Senate amendment 4 offered by Senator Adelman.

The question was: Adoption of senate amendment 4?

By request of Senator Davis, with unanimous consent, **Senate Bill 441** was placed at the foot of the calendar.

Senate Bill 453

Relating to arrests by peace officers.

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 453

Read a third time and passed.

Senate Bill 457

Relating to various changes in the workers compensation laws.

Read a second time.

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

The question was: Adoption of senate amendment 2?

Senator Van Sistine moved rejection of senate amendment 2.

The question was: Rejection of senate amendment 2? Rejected.

The question was: Adoption of senate amendment 3?

Senator Van Sistine moved rejection of senate amendment 3.

The question was: Rejection of senate amendment 3? Rejected.

The question was: Adoption of senate amendment 4?

Senator Van Sistine moved rejection of senate amendment 4.

The question was: Rejection of senate amendment 4? Rejected.

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 457

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, Kreul, Lasee, Lee, Leraan, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 32.

Noes — None.

Absent or not voting — Senator Kincaid — 1.

So the bill passed.

Senate Bill 459

Relating to leasing of the Olympic ice rink.

Read a second time.

Senate amendment 1 to senate substitute amendment 1 offered by Senators Czarnezki and Lee.

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

Adopted.

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 459

Read a third time and passed.

Senate Bill 479

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

Read a second time.

The question was: Adoption of senate substitute amendment 1?

By request of Senator George, with unanimous consent, **Senate Bill 479** was referred to joint committee on Finance.

Assembly Bill 24

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

Read a second time.

By request of Senator Lasee, with unanimous consent, the senate recessed until 11:57 A.M.

10:51 A.M.

RECESS

11:57 A.M.

The senate reconvened.

Assembly Bill 24

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

Read a second time.

Senate amendment 1 offered by Senators Engeleiter and Stitt.

The question was: Adoption of senate amendment 1?

Senator Helbach 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, 16; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Chvala, Czarnezki, Feingold, Helbach, Jauch, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 16.

Noes — Senators Buettner, Chilsen, Cowles, Davis, Ellis, Engeleiter, George, Harsdorf, Kreul, Lasee, Lee, Lorman, Rude, Stitt and Weeden — 16.

Absent or not voting — Senator Kincaid — 1.

So the motion did not prevail.

The question was: Adoption of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

Ayes — Senators Buettner, Chilsen, Cowles, Davis, Ellis, Engeleiter, George, Harsdorf, Kreul, Lasee, Lee, Lorman, Rude, Stitt and Weeden — 16.

Noes — Senators Adelman, Andrea, Chvala, Czarnezki, Feingold, Helbach, Jauch, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 16.

Absent or not voting — Senator Kincaid — 1.

So the motion did not prevail.

Senate amendments 2 and 3 offered by Senator Stitt.

The question was: Adoption of senate amendment 2?

Senator Helbach 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, 18; noes, 14; absent or not voting, 1; as follows:

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

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

Absent or not voting — Senator Kincaid — 1.

So the motion prevailed.

The question was: Adoption of senate amendment 3?

Senator Helbach moved rejection of senate amendment 3.

The question was: Rejection of senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

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

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

Absent or not voting — Senator Kincaid — 1.

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 24

Read a third time.

The ayes and noes were required and the vote was: ayes, 23; noes, 9; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Chvala, Czarnezki, Ellis, Feingold, George, Harsdorf, Helbach, Jauch, Kreul, Lee, Lorman, Moen, Norquist, Plewa,

Risser, Roshell, Rude, Strohl, Te Winkle, Ulichny and Van Sistine — 23.

Noes — Senators Buettner, Chilsen, Cowles, Davis, Engeleiter, Lasee, Leean, Stitt and Weeden — 9.

Absent or not voting — Senator Kincaid — 1.

So the bill was concurred in.

Assembly Bill 282

Relating to special registration plates for retired members of the national guard.

Read a second time.

By request of Senator George, with unanimous consent, **Assembly Bill 282** was referred to the joint committee on Finance.

By request of Senator George, with unanimous consent, **Assembly Bill 282** 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.

Assembly Bill 282

Read a third time and concurred in.

Assembly Bill 351

Relating to drainage district borrowing and advertising for bids.

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 351

Read a third time and concurred in.

Assembly Bill 619

Relating to integrating recent changes in federal law concerning age requirements for annuity benefits for certain participants in the Wisconsin retirement system and recent changes in federal law concerning social security coverage for part-time employees.

Read a second time.

Senate amendment 1 offered by Senators Jauch and Strohl.

The question was: Adoption of senate amendment 1?

Senator Davis moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?
The motion did not prevail.

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

Senate amendment 2 offered by Senator Davis.

The question was: Adoption of senate amendment 2?

Senator Jauch 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, 17; noes, 15; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Chvala, Czarnecki, Feingold, George, Helbach, Jauch, Lee, Moen, Norquist, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 17.

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

Absent or not voting — Senator Kincaid — 1.

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 619

Read a third time.

The ayes and noes were required and the vote was: ayes, 20; noes, 12; absent or not voting, 1; as follows:

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

Noes — Senators Adelman, Chilsen, Cowles, Davis, Engeleiter, Harsdorf, Lasee, Leean, Lorman, Rude, Stitt and Weeden — 12.

Absent or not voting — Senator Kincaid — 1.

So the bill was concurred in as amended.

Assembly Bill 654

Relating to state aid to counties, school districts and cooperative educational service agencies for handicapped education and transportation, school age parent programs and day care programs for student parents.

Read.

The question was: Shall the Senate recede from its position?

The ayes and noes were demanded and the vote was: ayes, 26; noes, 6; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Feingold, Harsdorf, Helbach, Kreul, Lasee, Leean, Lorman, Norquist, Plewa, Risser, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 26.

Noes — Senators Engeleiter, George, Jauch, Lee, Moen and Roshell — 6.

Absent or not voting — Senator Kincaid — 1.

So the Senate receded from its position.

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.

Read a second time.

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

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

Adopted.

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

Senate amendment 5 offered by Senator Lee.

The question was: Adoption of Senate amendment 5?

Adopted.

Senate amendment 6 offered by Senator Stitt.

The question was: Adoption of senate amendment 6?

Senator Lee moved rejection of senate amendment 6.

The question was: Rejection of senate amendment 6?

The ayes and noes were demanded and the vote was: ayes, 7; noes, 25; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Czarnezki, Feingold, George, Lee, Te Winkle and Ulichny — 7.

Noes — Senators Andrea, Buettner, Chilsen, Chvala, Cowles, Davis, Ellis, Engeleiter, Harsdorf, Helbach, Jauch, Kreul, Lasee, Leean, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Van sistine and Weeden — 25.

Absent or not voting — Senator Kincaid — 1.

So the motion did not prevail.

The question was: Adoption of senate amendment 6?

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

Ayes — Senators Andrea, Buettner, Chilsen, Chvala, Cowles, Davis, Engeleiter, Harsdorf, Helbach, Jauch,

Kreul, Lasee, Leean, Lorman, Moen, Norquist, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Van Sistine and Weeden — 24.

Noes — Senators Adelman, Czarnezki, Ellis, Feingold, George, Lee, Te Winkle and Ulichny — 8.

Absent or not voting — Senator Kincaid — 1.

So the amendment was 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 441

Read a third time and passed.

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

MOTIONS

By request of Senator Stitt, with unanimous consent, the Senate adjourned in memory of Harris G. Allen, who passed away on February 21, 1988.

By request of Senator Van Sistine, with unanimous consent, **Senate Bill 488** was withdrawn from committee on Urban Affairs, Energy, Environmental Resources and Elections and referred to committee on Labor, Business, Insurance, Veterans and Military Affairs.

AMENDMENTS OFFERED

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 444** by Senators Risser, Chilsen and Feingold.

Senate amendment 4 to **Senate Bill 444** by Senators Risser, Chilsen and Feingold.

Senate amendment 1 to **Senate Bill 465** by Senator Risser.

Upon motion of Senator Strohl the senate adjourned until 10:00 A.M. Tuesday, March 1.

1:54 P.M.