

STATE OF WISCONSIN

Senate Journal

Eighty-Eighth Regular Session

10:00 A.M.

TUESDAY, March 1, 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 BILLS

Read first time and referred:

**Senate Bill 535**

Relating to discontinuing the state forestation tax.

By Senators Norquist, Lee, Andrea, Te Winkle and Czarnezki; cosponsored by Representatives Krug, Schmidt and Barrett.

To committee on Transportation, Tourism and Conservation.

**Senate Bill 536**

Relating to the property tax exemption for waste treatment facilities.

By Senators Weeden and Cowles; cosponsored by Representatives Schmidt and Farrow.

To Joint Survey committee on Tax Exemptions.

**Senate Bill 537**

An act to direct expenditure of \$7,210.01 from moneys appropriated to the board of regents of the university of Wisconsin system for payment of a claim against the state made by Oliver Andrews.

By Senator George; cosponsored by Representative Schneider, by request of State Claims Board.

To joint committee on Finance.

COMMITTEE REPORTS

REPORT OF JOINT SURVEY COMMITTEE ON TAX EXEMPTIONS

Appendix to **Senate Bill 480**

Public Policy Involved

This Bill is good public policy if it is amended so that precious metal bullion is not exempt from the sales and use tax.

Referred to committee on Aging, Banking, Commercial Credit and Taxation.

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

**Senate Bill 538**

Relating to a nonsubstantive revision of the income tax and franchise tax laws.

By request of Department of Revenue.

Introduction:

Ayes, 7 -- Senators Feingold, Plewa, Jauch, Moen, Kreul, Buettner and Weeden;

Noes, 0 -- None..

Russell D. Feingold  
Chair

Read first time and referred to Aging, Banking, Commercial Credit and Taxation.

The committee on Education reports and recommends:

**Assembly Bill 690**

Relating to communications received by certain school staff members regarding pupil use of alcohol or other drugs.

Concurrence:

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

Noes, 0 -- None.

Joseph Czarnezki  
Chair

The committee on Judiciary and Consumer Affairs reports and recommends:

**Senate Joint Resolution 31**

Relating to the right to keep and bear arms (first consideration).

Introduction and adoption of Senate amendment 1:  
Ayes, 4 -- Senators Adelman, Feingold, Chvala and Lorman;

Noes, 2 -- Stitt and Buettner.

Adoption as amended:

Ayes, 5 -- Senators Adelman, Feingold, Chvala, Stitt and Buettner;

Noes, 1 -- Senator Lorman.

Lynn S. Adelman  
Chair

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

**Senate Joint Resolution 53**

Relating to the county office of surveyor (first consideration).

Adoption:

Ayes, 5 -- Senators Plewa, Ulichny, Van Sistine, Buettner and Cowles;

Noes, 0 -- None.

**Senate Bill 486**

Relating to housing discrimination involving animals assisting handicapped individuals.

Passage:

Ayes, 5 -- Senators Plewa, Ulichny, Van Sistine, Buettner and Cowles;

Noes, 0 -- None.

**Assembly Joint Resolution 76**

Requesting the legislative council to study the impact of changes in the state purchasing law made by 1983 Wisconsin Act 333 on private businesses in this state.

Concurrence:

Ayes, 5 -- Senators Plewa, Ulichny, Van Sistine, Buettner and Cowles;

Noes, 0 -- None.

**Assembly Bill 612**

Relating to the state trust fund loan payment statement deadline.

Concurrence:

Ayes, 5 -- Senators Plewa, Ulichny, Van Sistine, Buettner and Cowles;

Noes, 0 -- None.

**Assembly Bill 613**

Relating to reports that state agencies are required to submit to the legislature and the frequency of certain reports by the departments of administration and of industry, labor and human relations.

Concurrence:

Ayes, 5 -- Senators Plewa, Ulichny, Van Sistine, Buettner and Cowles;

Noes, 0 -- None.

**Assembly Bill 912**

Relating to the salary of the secretary of employe trust funds.

Concurrence:

Ayes, 5 -- Senators Plewa, Ulichny, Van Sistine, Buettner and Cowles;

Noes, 0 -- None.

John R. Plewa  
Chair

The joint committee on Finance reports and recommends:

**Senate Bill 440**

Relating to assuring financial responsibility for motor vehicle accidents, granting rule-making authority and providing a penalty.

Introduction and adoption of Senate amendment 2:

Ayes, 8 -- Senators George and Czarnezki and Representatives Schneider, Kunicki, Travis, M. Coggs, Bell and Holperin;

Noes, 6 -- Roshell, Chvala, Andrea, Stitt and Davis and Representative Panzer.

Introduction and adoption of Senate amendment 3:

Ayes, 13 -- Senators George, Roshell, Chvala, Andrea, Czarnezki and Stitt and

Representatives Schneider, Kunicki, Travis, M. Coggs, Bell, Holperin and Panzer;

Noes, 1 -- Davis.

Passage as amended:

Ayes, 13 -- Senators George, Chvala, Andrea, Czarnezki, Stitt and Davis and Representatives Schneider, Kunicki, Travis, M. Coggs, Bell, Holperin and Panzer;

Noes, 1 -- Senator Roshell.

**Senate Bill 456**

Relating to extending the agricultural production loan program administered by the Wisconsin housing and economic development authority.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 9 -- Senators George, Roshell, Chvala, Andrea and Czarnezki and Representatives Travis, Bell, Holperin and Panzer;

Noes, 5 -- Stitt and Davis and Representatives Schneider, Kunicki and M. Coggs.

Passage as amended:

Ayes, 9 -- Senators George, Roshell, Chvala, Andrea and Czarnezki and Representatives Travis, Bell, Holperin and Panzer;

Noes, 5 -- Senators Stitt and Davis Representatives Schneider, Kunicki and M. Coggs.

**Senate Bill 469**

Relating to eliminating private motor carrier permits and certain nonresident reciprocity permits, instalment payment of international registration plan fees, prorated registration fees, issuance of certain 72-hour trip permits, granting rule-making authority and making an appropriation.

Passage:

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

The committee on Labor, Business, Insurance, Veterans' and Military Affairs reports and recommends:

**Senate Joint Resolution 54**

Relating to authorizing promotional advertising of the Wisconsin state lottery and Wisconsin participation in a midwestern multistate regional lottery and removing from the gambling section of the constitution the prohibition of individual divorce grants by the legislature (first consideration).

Introduction and adoption of Senate amendment 1:

Ayes, 6 -- Senators Van Sistine, Roshell, Plewa, Te Winkle, Chilsen and Kreul;

Noes, 1 -- Leean.

Adoption as amended:

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Ayes, 6 -- Senators Vansistine, Roshell, Plewa, Te Winkle, Chilsen and Kreul;  
Noes, 1 -- Senator Leean.

Noes, 0 -- None.

Jerome Van Sistine  
Chair

**Senate Bill 458**

Relating to eligibility requirements for primary and secondary mortgage loans under the veterans housing loan program.

Passage:

Ayes, 7 -- Senators Vansistine, Roshell, Plewa, Te Winkle, Chilsen, Kreul and Leean;  
Noes, 0 -- None.

**Senate Bill 493**

Relating to the regulation of crane games and providing a penalty.

Introduction and adoption of Senate amendment 1:

Ayes, 7 -- Senators Van Sistine, Roshell, Plewa, Te Winkle, Chilsen, Kreul and Leean;  
Noes, 0 -- None.

Passage as amended:

Ayes, 7 -- Senators Van Sistine, Roshell, Plewa, Te Winkle, Chilsen, Kreul and Leean;  
Noes, 0 -- None.

**Assembly Joint Resolution 75**

Relating to urging the resumption of good-faith labor negotiations at the Patrick Cudahy Company in Milwaukee.

Concurrence:

Ayes, 7 -- Senators Van Sistine, Roshell, Plewa, Te Winkle, Chilsen, Kreul and Leean;  
Noes, 0 -- None.

**Assembly Bill 248**

Relating to a preferential rate for veterans for care and services at the university of Wisconsin hospital and clinics and making an appropriation.

Concurrence:

Ayes, 7 -- Senators Van Sistine, Roshell, Plewa, Te Winkle, Chilsen, Kreul and Leean;  
Noes, 0 -- None.

**Assembly Bill 324**

Relating to prohibiting honesty testing in employment.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 6 -- Senators Van Sistine, Roshell, Plewa, Te Winkle, Kreul and Leean;  
Noes, 1 -- Chilsen.

Concurrence as amended:

Ayes, 4 -- Senators Van Sistine, Roshell, Plewa and Te Winkle;  
Noes, 3 -- Senators Chilsen, Kreul and Leean.

**Assembly Bill 668**

Relating to the designation of officers to issue child labor permits.

Concurrence:

Ayes, 7 -- Senators Van Sistine, Roshell, Plewa Te Winkle, Chilsen, Kreul and Leean;

PETITIONS AND COMMUNICATIONS

State of Wisconsin  
Office of the Secretary of State

February 11, 1988

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:

BROYDRICK, CYNTHIA, 817 N. Marshall, Milwaukee, WI 53202 (414) 224-9393

1) Ramada, Inc., Marshall Reynolds, 3838 E. Van Buren, Phoenix, AZ 85008 (602) 273-4590 (environmental regulation)

2) Miller Brewing Co., Michael Jones, 3939 W. Highland, Milwaukee, WI 53208 (414) 931-2000 (tort reform legislation)

3) CMC Real Estate Corp., Larry Adelson, 574 W. Jackson Blvd, Ste. 1510, Chicago IL 60606 (312) 294-0440 (legislative and administrative action affecting the sales and purchase of state property)

State of Wisconsin  
Office of the Secretary of State

February 24, 1988

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:

CHRNELICH, JOSEPH M., 1 S. Pinckney St., Ste. 313, Madison, WI 53703 (608) 258-9506

1) WI Amusement and Music Operators, Inc., Joe Phillips, 11801 W. Janesville Rd., Hales Corners, WI 53130 (414) 529-4704 (functions and activities of state and local government and units thereof; environment; taxation; regulation of business and finance; economic development; education)

CORAGGIO, PATRICK J., P.O. Box 151, Brookfield, WI 53005 (414) 781-4699

1) Labor Assn of WI, Inc., Patrick J. Coraggio, 2825 N. Mayfair Rd., Wauwatosa, WI 53222 (414) 258-3300 (any legislative and administrative action affecting public employees)

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HEPHNER, GERVAASE A., 14 S. Carroll St., Madison, WI 53703 (608) 257-3000

1) Sturgeons for Tomorrow, Bill Casper, Pres., Rt. 4, 8826 N. Gladstone Beach, Fond du Lac, WI 54935 (414) 921-1358 (any and all legislative and administrative areas concerning the safety and future of sturgeons and environmental issues)

JACOBSON, JOHN, 1930 Burnt Boat Dr., P.O. BOX 2385, Bismarck, ND 58502 (701)223-1660

1) National Assn of Fundraising Ticket Manufacturers, 1930 Burnt Boat Dr., P.O. BOX 2385, Bismarck, ND 58502 (701) 223-1660 (areas concerning charitable gaming)

MATTHEWS, JOHN A., 821 Williamson St., Madison, WI 53703 (608) 257-0491

1) Madison Teachers, Inc., Linda A. Doescher, Office Manager, 821 Williamson St., Madison, WI 53703 (608) 257-0491 (Counties, education, elections and ethics, insurance, state government, taxation, trustfunds, educational communications board, elections board, employee trust funds dept., Group Insurance Board, State Teachers Retirement Board, Wis Retirement Fund, Employee Relations, DILHR, DPI)

PERKINS, WILLIAM C., 1045 E. Dayton St., Madison, WI 53703 (608) 255-1558

1) WI Partnership for Housing Development, Attn: Sue Fieber-Exec. Ass't, 1045 E. Dayton St., Madison, WI 53703 (608) 255-1558 (real estate, housing, housing development, low income housing, low income individuals)

SUMM, BRYAN EUGENE, 733 Kottke Dr., Madison, WI 53719 (608) 276-9664

1) WI All Terrain Vehicle Assn, Attn: James J. Baxter, 6678 Pertzborn Rd., Dane, WI 53529 (608) 849-4054 (all-terrain vehicle legislation and regulation)

**TERMINATION OF LOBBYIST LICENSES:**

Michael Williamson, terminated on February 17, 1988 for: CITY OF MADISON

**SENATE CLEARINGHOUSE ORDERS**

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

**Senate Clearinghouse Rule 87-131**

Relating to procedure for complaints.  
No action taken.

**Senate Clearinghouse Rule 87-134**

Relating to political party expenses.  
No action taken.

**Senate Clearinghouse Rule 87-165**

Relating to conduit registration reporting requirements.  
No action taken.

**Senate Clearinghouse Rule 87-167**

Relating to the return of contributions to contributors.  
No action taken.

Mordecai Lee  
Chair

**Senate Clearinghouse Rule 87-171**

Relating to water quality based allocations of pollutant discharges to waters of the state.  
Submitted by Department of Natural Resources.  
Report received from agency, February 29, 1988.  
Referred to committee on Urban Affairs, Energy, Environmental Resources and Elections, March 1, 1988.

State of Wisconsin  
Revisor of Statutes Bureau

March 1, 1988

Donald J. Schneider  
Senate Chief Clerk  
Dear Mr. Schneider:

The following rules have been published and are effective:

Clearinghouse Rule 86-135 effective March 1, 1988.  
Clearinghouse Rule 86-213 effective March 1, 1988.  
Clearinghouse Rule 87- 62 effective March 1, 1988.  
Clearinghouse Rule 87- 74 effective March 1, 1988.  
Clearinghouse Rule 87- 85 effective March 1, 1988.  
Clearinghouse Rule 87-108 effective March 1, 1988.  
Clearinghouse Rule 87-111 effective March 1, 1988.  
Clearinghouse Rule 87-117 effective March 1, 1988.  
Clearinghouse Rule 87-120 effective March 1, 1988.  
Clearinghouse Rule 87-122 effective March 1, 1988.  
Clearinghouse Rule 87-124 effective March 1, 1988.  
Clearinghouse Rule 87-135 effective March 1, 1988.  
Clearinghouse Rule 87-141 effective March 1, 1988.  
Clearinghouse Rule 87-155 effective March 1, 1988.

Sincerely,  
GARY L. PAULSON  
Assistant Revisor

**MESSAGE FROM THE ASSEMBLY**

By Thomas T. Melvin, chief clerk.

Mr. President:

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

**Assembly Joint Resolution 96**

Passed and asks concurrence in:

Assembly Bill 92  
Assembly Bill 247  
Assembly Bill 748  
Assembly Bill 99  
Assembly Bill 292  
Assembly Bill 720

Amended and concurred in as amended:

- Senate Bill 315, Assembly amendments 1, 2, 3 and 5
- Senate Bill 337, Assembly amendments 1 and 2
- Senate Bill 364, Assembly substitute amendment 1
- Senate Bill 163, Assembly substitute amendment 1

Concurred in:

- Senate Bill 327
- Assembly Bill 11, Senate amendment 1
- Assembly Bill 12, Senate amendment 1

Nonconcurring in:

- Assembly Bill 281, Senate amendment 1

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MESSAGE FROM THE ASSEMBLY  
CONSIDERED

**Assembly Joint Resolution 96**

Relating to congratulating Dan Jansen.

By Representatives Bell, Hauke, Bock, Krusick and Tesmer, cosponsored by Senator Czarnezki.

Read and referred to committee on Senate Organization.

**Assembly Bill 92**

Relating to costs incurred by a town in laying a highway to provide access to certain real estate.

By Representatives Holperin, Linton, Thompson and Huelsman, cosponsored by Senator Kincaid.

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

**Assembly Bill 247**

Relating to employer testing of employes for the presence of controlled substances and granting rule-making authority.

By Representatives Rosenzweig, Kunicki, Prosser, Grobschmidt, Robinson, Merkt, Schneiders, Carpenter, Becker, Ourada, Williams, Vergeront, Farrow, Buettner, Porter and Zeuske, cosponsored by Senators Rude, Jauch and Andrea.

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

**Assembly Bill 748**

Relating to unauthorized use of vehicles, fraudulent claims, junk and salvage vehicles, vehicle identification numbers, vehicle titles, requiring rule making, making an appropriation and providing penalties.

By Representative Rutkowski, cosponsored by Senator Czarnezki.

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

**Assembly Bill 99**

Relating to the collection and publication of information about hazardous chemical substances, granting rule-making authority and providing penalties.

By Representatives Clarenbach, Wineke, Bell, Becker, Magnuson, Black, Barrett, Grobschmidt, Bock, Fortis, Notestein, Van Dreel, Barca, Seery, Neubauer, Looby, Hamilton, Zweck, Young, Carpenter, Williams, Roberts, Volk, Krug, Travis, Kunicki, M. Coggs, Boyle and Linton, cosponsored by Senators Czarnezki, Feingold, Jauch, Plewa, Andrea, Norquist, Strohl and Ulichny.

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

**Assembly Bill 292**

Relating to licensure, qualifications, place of practice and supervision of dental hygienists.

By Representatives Becker, Lepak, Robinson, Notestein and Fortis, cosponsored by Senators Norquist, Czarnezki and Strohl.

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

**Assembly Bill 720**

Relating to various changes in the laws regulating fireworks, granting rule-making authority and making an appropriation.

By Representatives Shoemaker, Thompson, Gronemus, Hasenohrl, Paulson, Musser, Welch, Bradley and Gruszynski, cosponsored by Senators Van Sistine, Roshell, Helbach, Andrea and Kreul.

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

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AMENDMENTS OFFERED

Senate amendment 1 to Assembly Bill 443 by Senator Czarnezki.

Upon motion of the Chair the senate adjourned until 10:00 A.M. Wednesday, March 2.

10:01 A.M.

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CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

**Senate Bill 364**

Assembly Amendment 2.

1. Page 1, line 7: delete "and".

**Senate Bill 531**

1. Page 2, line 1: on lines 1 and 2, substitute "(13)" for "(11)".
2. Page 2, line 5: on lines 5 and 6, substitute "(f)" for "(e)".
3. Page 3, line 18: substitute "(f)" for "(e)".