

STATE OF WISCONSIN

Senate Journal

Eighty-Eighth Regular Session

10:00 A.M.

WEDNESDAY, March 2, 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 Pastor Charles Wolfe of Plymouth Congregational United Church of Christ in Madison.

The senate remained standing and Senator Rude 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, Leean, Lorman, Moen, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 31.

Absent — Senators Kincaid and Norquist — 2.

Absent with leave — None.

LEAVE OF ABSENCE

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

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

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 539

Relating to issuance of an occupational license or limited chauffeur's license to a habitual traffic offender.

By Senator Engeleiter; cosponsored by Representatives Schneiders, Musser, Farrow, Rosenzweig and Bolle.

To committee on Transportation, Tourism and Conservation.

Senate Bill 540

Relating to private pecuniary interest in public contracts.

By Senators Lasee, Kreul and Roshell; cosponsored by Representatives Brandemuehl and Schultz.

To committee on Judiciary and Consumer Affairs.

Senate Bill 541

Relating to meeting times and notice requirements for annual town meetings.

By Senator Lasee.

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

Senate Bill 542

Relating to allowing a charitable trust which owns a bank holding company to dispose of the stock of that bank holding company.

By Senators Jauch, Harsdorf, Helbach, Risser, Rude, Roshell, Moen, Andrea, Cowles, Lorman, Weeden, Van Sistine, Chilsen and Leean; cosponsored by Representatives Shoemaker, Linton, Boyle, Mark Lewis, Berndt, Paulson, Hubler, Hamilton, Fortis, Holperin, Fergus, Huelsman, Ladwig, Margaret Lewis, Schultz, Seery, Zweck, Barrett, Becker, Bolle, Gruszynski, Kunicki, Larson, Notestein, Porter, Potter, Schmidt, Wineke, Tregoning, Volk, Neubauer, Prosser, Roberts, Magnuson, Bell, Radtke, Young, Wood, Antaramian, Zeuske, Turba, Van Gorden, Deininger, Gronemus, Bock, Carpenter, Grobschmidt, Brandemuehl, Ott, S. Cogg, Robinson, Johnsrud, Underheim, Brancel, Merkt and Medinger.

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

Senate Bill 543

Relating to sexual assaults by employes of inpatient and state treatment facilities, escape by persons committed to the department of health and social services and release of information from mental health records to law enforcement agencies.

By Senators Buettner and Strohl; cosponsored by Representatives Travis and Schneiders.

To committee on Agriculture, Health and Human Services.

COMMITTEE REPORTS

The committee on Education reports and recommends:

Assembly Bill 795

Relating to the salaries of chancellors of the university of Wisconsin system.

Nonconcurrence:

Ayes, 5 -- Senators Moen, Jauch, Harsdorf, Lorman and Rude;

Noes, 3 -- Senators Czarnecki, Adelman and Helbach.

Joseph Czarnecki
Chair

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

Senate Bill 420

Relating to the establishment of a lien for state-incurred environmental clean-up costs under the environmental repair fund.

Introduction and adoption of Senate amendment 1:
Ayes, 7 -- Senators Lee, Chvala, Adelman, Norquist, Ellis, Harsdorf and Lasee;

Noes, 0 -- None.

Passage as amended:

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

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

Senate Bill 500

Relating to authorizing certain local units of government to issue obligations with variable rates and put options.

Passage:

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

Noes, 0 -- None.

Senate Bill 517

Relating to directing the department of natural resources to approve sewer and water connections for the railroad depot and the Dousman hotel and occupancy of the Dousman hotel on St. Feriole island in the city of Prairie du Chien.

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 78

Relating to the content of municipal budget summaries.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 499

Relating to creating a Yahara watershed management district, authorizing a tax 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, 7 -- Senators Lee, Chvala, Adelman, Norquist, Ellis, Harsdorf and Lasee;

Noes, 0 -- None.

Introduction and adoption of Senate amendment 3:
Ayes, 7 -- Senators Lee, Chvala, Adelman, Norquist, Ellis, Harsdorf and Lasee;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 6 -- Senators Lee, Chvala, Adelman, Norquist, Ellis and Harsdorf;

Noes, 1 -- Senator Lasee.

Mordecai Lee
Chair

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

Assembly Bill 129

Relating to consecutive monthly registration of certain motor trucks or truck tractors used to transport building construction materials.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 353

Relating to registration of antique motor vehicles.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 391

Relating to the duty to report an accident resulting in damage to government-owned property.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 739

Relating to operation of mopeds, motor bicycles and Type 1 motorcycles and granting rule-making authority.

Concurrence:

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

Noes, 0 -- None.

Lloyd Kincaid
Chair

PETITIONS AND COMMUNICATIONS

Supreme Court of Wisconsin

March 1, 1988

To the Honorable the Legislature

Enclosed is the annual report on the operation of the Medical Mediation Panels as required by section 655.68(4)(c), Stats. Additional copies of the report are

being printed. If you desire additional copies or if you have any questions, please do not hesitate to call me.

Sincerely,
RANDY F. SPROULE
Administrator
Medical Mediation Panels

State of Wisconsin
Wisconsin Housing and
Economic Development Authority

February 29, 1988

To the Honorable the Legislature

I am pleased to transmit to you the following report:
**CREDIT RELIEF OUTREACH PROGRAM
MONTHLY REPORT**

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available upon request from the Wisconsin Housing and Economic Development Authority (WHEDA), 1 South Pinckney, Suite 500, or by calling (608) 266-7884.

Sincerely,
RICHARD J. LONGABAUGH
Executive Director

CALENDAR OF MARCH 2, 1988

By request of Senator Strohl, with unanimous consent, the appointments were taken up en masse.

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

Read.

DOBROSKA, 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.

Read.

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

Read.

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

Read.

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.

Read.

The question was: Shall the appointments be confirmed?

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 2; as follows:

Ayes — Senators Adelman, Andrea, Buettner, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis,

Engeliter, Feingold, George, Harsdorf, Helbach, Jauch, Kreul, Lasee, Lee, Leean, Lorman, Moen, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 31.

Noes — None.

Absent or not voting — Senators Kincaid and Norquist — 2.

So the appointments were confirmed.

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 87-164

Relating to data to be used in apportioning the assessment for acid rain deposition activities among utilities.

Submitted by Public Service Commission.

Report received from agency, March 1, 1988.

Referred to committee on Urban Affairs, Energy, Environmental Resources and Elections, March 2, 1988.

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

Senate Clearinghouse Rule 87-75

Relating to laboratory certification and analytical procedures for effluent discharges from point sources.

No action taken.

Senate Clearinghouse Rule 87-142

Relating to the use of tributyl tin compounds.

No action taken.

Senate Clearinghouse Rule 87-151

Relating to the establishment of a volatile organic compound emission limitation for aerosol can filling facilities in the Counties of Kenosha, Milwaukee, Ozaukee, Racine, Washington and Waukesha.

No action taken.

Mordecai Lee
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 384

Assembly Bill 507

Assembly Bill 588

Assembly Bill 609

Assembly Bill 753

Assembly Bill 782

Assembly Bill 813

Assembly Bill 814

Assembly Bill 858

Assembly Bill 861

Concurred in:

Senate Bill 37
Senate Bill 149

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 384

Relating to long-term care insurance coverage for state employes and annuitants who were state employes and their spouses, children and parents.

By Legislative Council.

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

Assembly Bill 507

Relating to vehicle admission sticker requirements for certain vehicles transporting pupils.

By Representatives Johnsrud, Bolle, Brandemuehl, Goetsch, Van Dreel, Underheim, Musser, Farrow and Porter, cosponsored by Senators Rude, Kreul, Buettner, Lasee and Chilsen.

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

Assembly Bill 588

Relating to allegedly defamatory broadcasts or transmissions.

By Representatives Clarenbach, Shoemaker, Nelsen, Mark Lewis, Hubler, Wimmer, Roberts, Coleman and Merkt, cosponsored by Senators Feingold, Chilsen, Lee, Risser and Rude, by request of Wisconsin Broadcasters Association.

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

Assembly Bill 609

Relating to qualification requirements for an automatic joint survivor death benefit.

By Representatives Volk, Walling and Hamilton, cosponsored by Senators Jauch, Andrea and Lorman.

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

Assembly Bill 753

Relating to establishing and enforcing energy efficiency standards for certain appliances, granting rule-making authority, making an appropriation and providing penalties.

By Representatives Young, Seery, Black, Schmidt, Barrett, Bell, Boyle, Carpenter, Gruszynski, Neubauer, Notestein and Robson, cosponsored by Senators Lee, Strohl and Chvala.

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

Assembly Bill 782

Relating to escape and providing penalties.

By Representatives Krug, Gruszynski, Prosser, Tregoning, Becker, Panzer, Magnuson, Rosenzweig,

Robson, Schneiders, Carpenter, Brandemuehl, Volk, Goetsch, Mark Lewis and Underheim, cosponsored by Senators Helbach, Te Winkle, Buettner, Roshell, Lee and Lorman.

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

Assembly Bill 813

Relating to funding for Wisconsin conservation corps programs and making an appropriation.

By Representatives Holperin, Loftus, Gruszynski, Medinger, Hamilton, Becker, Young, Neubauer and Fortis, cosponsored by Senators Cowles and Jauch.

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

Assembly Bill 814

Relating to the wages paid to Wisconsin conservation corps enrollees.

By Representatives Holperin, Loftus, Gruszynski, Barca, Medinger, Neubauer, Becker, Bock, Barrett, Young, Wineke, Fortis, Hamilton, Linton and Rosenzweig, cosponsored by Senators Jauch and Moen.

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

Assembly Bill 858

Relating to civil liability of foster parents and agencies and claims by foster parents, authorizing the governing body of any municipality to levy taxes in order to accumulate a liability reserve fund, prohibiting damages in antitrust suits against municipalities, limiting municipal liability for motor vehicle accidents, limiting actions against municipalities for negligent inspections and the responsibilities of participants in recreational activities.

By Legislative Council.

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

Assembly Bill 861

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

By Representatives Robson, Neubauer, Barrett, Van Dreel, Wood, Becker and Boyle, cosponsored by Senators Feingold and Czarnecki.

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

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Senate Bill 275

Relating to railroad shop, terminal and other facility closings and removals, certain railroad work force reductions and creating a penalty.

Read a second time.

By request of Senator George, with unanimous consent, **Senate Bill 275** was referred to joint committee on finance.

Senate Bill 444

Relating to creating a racing board and regulating horse racing, dog racing and on-track pari-mutuel betting, granting rule-making authority, making appropriations and imposing penalties.

Read a second time.

By request of Senator Lasee, with unanimous consent, the senate recessed until 12:01 P.M.

10:25 A.M.

RECESS

12:01 P.M.

The senate reconvened.

Senator Adelman in the chair.

12:01 P.M.

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

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

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

The ayes and noes were demanded and the vote was: ayes, 18; noes, 12; absent or not voting, 3; as follows:

Ayes — Senators Andrea, Buettner, Czarnezki, Ellis, George, Jauch, Kreul, Lee, Lorman, Moen, Plewa, Roshell, Rude, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 18.

Noes — Senators Adelman, Chilsen, Chvala, Davis, Engeleiter, Feingold, Harsdorf, Helbach, Lasee, Leean, Risser and Stitt — 12.

Absent or not voting — Senators Cowles, Kincaid and Norquist — 3.

So the motion prevailed.

LEAVE OF ABSENCE

By request of Senator Engeleiter, with unanimous consent, Senator Cowles was granted a leave of absence for the balance of today's session.

Senate amendments 2, 3, 4, 5 and 6 to senate substitute amendment 1 offered by Senators Roshell and Andrea.

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?

Adopted.

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

Senator Davis moved rejection of senate amendment 4 to senate substitute amendment 1.

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

By request of Senator Roshell, with unanimous consent, senate amendment 4 to senate substitute amendment 1 was returned to the author.

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

Senator Risser moved rejection of senate amendment 5 to senate substitute amendment 1.

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

The ayes and noes were demanded and the vote was: ayes, 21; noes, 9; absent or not voting, 3; as follows:

Ayes — Senators Adelman, Buettner, Chilsen, Chvala, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Harsdorf, Lasee, Lee, Leean, Lorman, Moen, Risser, Rude, Stitt, Strohl and Weeden — 21.

Noes — Senators Andrea, Helbach, Jauch, Kreul, Plewa, Roshell, Te Winkle, Ulichny and Van Sistine — 9.

Absent or not voting — Senators Cowles, Kincaid and Norquist — 3.

So the motion prevailed.

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

Senator Risser moved rejection of senate amendment 6 to senate substitute amendment 1.

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

By request of Senator Roshell, with unanimous consent, senate amendment 6 to senate substitute amendment 1 to **Senate Bill 444** was placed after senate amendment 20 to senate substitute amendment 1.

Senate amendment 7, 8 and 9 to senate substitute amendment 1 offered by Senator Roshell.

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

Senator Risser moved rejection of senate amendment 7 to senate substitute amendment 1.

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

The ayes and noes were demanded and the vote was: ayes, 19; noes, 11; absent or not voting, 3; as follows:

Ayes — Senators Adelman, Andrea, Chvala, Czarnezki, Davis, Engeleiter, Feingold, Harsdorf, Helbach, Jauch, Kreul, Lasee, Leean, Moen, Plewa, Risser, Rude, Ulichny and Weeden — 19.

Noes — Senators Buettner, Chilsen, Ellis, George, Lee, Lorman, Roshell, Stitt, Strohl, Te Winkle and Van Sistine — 11.

Absent or not voting — Senators Cowles, Kincaid and Norquist — 3.

so the motion prevailed.

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

Senator Andrea 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 ayes and noes were demanded and the vote was: ayes, 13; noes, 16; absent or not voting, 4; as follows:

Ayes — Senators Adelman, Andrea, Chvala, Czarnezki, Feingold, George, Helbach, Jauch, Moen, Plewa, Risser, Strohl and Te Winkle — 13.

Noes — Senators Buettner, Davis, Ellis, Engeleiter, Harsdorf, Kreul, Lasee, Lee, Leman, Lorman, Roshell, Rude, Stitt, Ulichny, Van Sistine and Weeden — 16.

Absent or not voting — Senators Chilsen, Cowles, Kincaid and Norquist — 4.

So the motion did not prevail.

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

Adopted.

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

Adopted.

Senate amendment 10, 11 and 12 to senate substitute amendment 1 offered by Senator Davis.

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

Adopted.

By request of Senator Strohl, with unanimous consent, the senate recessed until 3:02 P.M.

1:31 P.M.

RECESS

3:02 P.M.

The senate reconvened.

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

Senator Roshell 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 motion did not prevail.

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

Adopted.

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

Adopted.

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

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

By request of Senator Risser, with unanimous consent, senate amendment 13 to senate substitute amendment 1 was placed after senate amendment 22 to senate substitute amendment 1.

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

Adopted.

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

Senator Roshell moved rejection of senate amendment 15 to senate substitute amendment 1.

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

By request of Senator Andrea, with unanimous consent, senate amendment 15 to senate substitute amendment 1 was placed after senate amendment 23 to senate substitute amendment 1.

Senate amendments 16 and 17 to senate substitute amendment 1 offered by Senator Davis.

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

By request of Senator Davis, with unanimous consent, senate amendment 17 to senate substitute amendment 1 was considered for action at this time.

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

Senator Roshell moved rejection of senate amendment 17 to senate substitute amendment 1.

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

The ayes and noes were demanded and the vote was: ayes, 17; noes, 13; absent or not voting, 3; as follows:

Ayes — Senators Andrea, Ellis, George, Harsdorf, Jauch, Kreul, Lasee, Lee, Moen, Plewa, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 17.

Noes — Senators Adelman, Buettner, Chilsen, Chvala, Czarnezki, Davis, Engeleiter, Feingold, Helbach, Leman, Lorman, Risser and Weeden — 13.

Absent or not voting — Senators Cowles, Kincaid and Norquist — 3.

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So the motion prevailed.

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

Senator Roshell 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, 18; noes, 12; absent or not voting, 3; as follows:

Ayes — Senators Andrea, Buettner, Ellis, George, Harsdorf, Jauch, Kreul, Lasee, Llean, Lorman, Moen, Plewa, Roshell, Stitt, Strohl, Te Winkle, Ulichny and Van Sistine — 18.

Noes — Senators Adelman, Chilsen, Chvala, Czarnezki, Davis, Engeleiter, Feingold, Helbach, Lee, Risser, Rude and Weeden — 12.

Absent or not voting — Senators Cowles, Kincaid and Norquist — 3.

So the motion prevailed.

Senate amendment 18 to senate substitute amendment 1 offered by Senators Lee, Stitt, Czarnezki, Rude and Risser.

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

Senator Roshell 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, 13; noes, 17; absent or not voting, 3; as follows:

Ayes — Senators Andrea, Buettner, Chilsen, Chvala, Ellis, Jauch, Kreul, Plewa, Roshell, Strohl, Ulichny, Van Sistine and Weeden — 13.

Noes — Senators Adelman, Czarnezki, Davis, Engeleiter, Feingold, George, Harsdorf, Helbach, Lasee, Lee, Llean, Lorman, Moen, Risser, Rude, Stitt and Te Winkle — 17.

Absent or not voting — Senators Cowles, Kincaid and Norquist — 3.

So the motion did not prevail.

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

Senator Andrea moved that senate amendment 18 to senate substitute amendment 1 be laid on the table.

The question was: Shall senate amendment 18 to senate substitute amendment 1 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 17; absent or not voting, 3; as follows:

Ayes — Senators Andrea, Buettner, Chilsen, Ellis, Jauch, Kreul, Plewa, Roshell, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 13.

Noes — Senators Adelman, Chvala, Czarnezki, Davis, Engeleiter, Feingold, George, Harsdorf, Helbach, Lasee, Lee, Llean, Lorman, Moen, Risser, Rude and Stitt — 17.

Absent or not voting — Senators Cowles, Kincaid and Norquist — 3.

So the motion did not prevail.

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

Adopted.

Senate amendment 19 to senate substitute amendment 1 offered by Senators Strohl, Roshell, Andrea, Engeleiter and Rude.

The question was: Adoption of senate amendment 19 to senate substitute amendment 1 to Senate Bill 444?

Adopted.

Senate amendment 20 to senate substitute amendment 1 offered by Senators Davis and Harsdorf.

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

Senator Lee 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 motion prevailed.

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

By request of Senator Roshell, with unanimous consent, senate amendment 6 was placed after senate amendment 21.

Senate amendment 21 to senate substitute amendment 1 offered by Senators Te Winkle, Roshell and Lasee.

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

Adopted.

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

By request of Senator Roshell, with unanimous consent, senate amendment 6 to senate substitute amendment 1 was returned to the author.

Senate amendment 22 to senate substitute amendment 1 offered by Senators Roshell, Van Sistine and Andrea.

The question was: Adoption of senate amendment 22 to senate substitute amendment 1?

Adopted.

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

By request of Senator Risser, with unanimous consent, senate amendment 13 to senate substitute amendment 1 was laid on the table.

Senate amendment 23 to senate substitute amendment 1 offered by Senator Davis.

The question was: Adoption of senate amendment 23 to senate substitute amendment 1?

Adopted.

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

The ayes and noes were demanded and the vote was: ayes, 14; noes, 16; absent or not voting, 3; as follows:

Ayes — Senators Andrea, Chilsen, George, Helbach, Jauch, Kreul, Lasee, Lee, Moen, Plewa, Roshell, Te Winkle, Ulichny and Van Sistine — 14.

Noes — Senators Adelman, Buettner, Chvala, Czarnecki, Davis, Ellis, Engeleiter, Feingold, Harsdorf, Leean, Lorman, Risser, Rude, Stitt, Strohl and Weeden — 16.

Absent or not voting — Senators Cowles, Kincaid and Norquist — 3.

So the motion did not prevail.

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

The ayes and noes were demanded and the vote was: ayes, 16; noes, 14; absent or not voting, 3; as follows:

Ayes — Senators Adelman, Buettner, Chvala, Czarnecki, Davis, Engeleiter, Feingold, Harsdorf, Lasee, Leean, Lorman, Risser, Rude, Stitt, Strohl and Weeden — 16.

Noes — Senators Andrea, Chilsen, Ellis, George, Helbach, Jauch, Kreul, Lee, Moen, Plewa, Roshell, Te Winkle, Ulichny and Van Sistine — 14.

Absent or not voting — Senator Cowles, Kincaid and Norquist — 3.

So the amendment was adopted.

Senate amendment 24 to senate substitute amendment 1 offered by Senator Roshell.

The question was: Adoption of senate amendment 24 to senate substitute amendment 1?

Adopted.

Senate amendment 25 to senate substitute amendment 1 offered by Senators Strohl, Engeleiter and Roshell.

The question was: Adoption of senate amendment 25 to senate substitute amendment 1?

Adopted.

Senate amendment 26 to senate substitute amendment 1 offered by Senator Stitt.

The question was: Adoption of senate amendment 26 to senate substitute amendment 1?

By request of Senator Stitt, with unanimous consent, senate amendment 26 to senate substitute amendment 1 was laid on the table.

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 444

Read a third time.

The ayes and noes were required and the vote was: ayes, 17; noes, 13; absent or not voting, 3; as follows:

Ayes — Senators Andrea, Buettner, Ellis, Engeleiter, George, Helbach, Jauch, Kreul, Lasee, Lee, Plewa, Roshell, Rude, Stitt, Strohl, Van Sistine and Weeden — 17.

Noes — Senators Adelman, Chilsen, Chvala, Czarnecki, Davis, Feingold, Harsdorf, Leean, Lorman, Moen, Risser, Te Winkle and Ulichny — 13.

Absent or not voting — Senators Cowles, Kincaid and Norquist — 3.

So the bill passed.

MOTIONS

Senator Lasee moved that **Senate Bill 449** be withdrawn from committee on Judiciary and Consumer Affairs and be referred to committee on Senate Rules.

The question was: Shall **Senate Bill 449** be withdrawn from committee on Judiciary and Consumer Affairs and referred to committee on Senate Rules?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 16; absent or not voting, 5; as follows:

Ayes — Senators Buettner, Chilsen, Davis, Engeleiter, Harsdorf, Kreul, Lasee, Leean, Lorman, Rude, Stitt and Weeden — 12.

Noes — Senators Adelman, Andrea, Chvala, Czarnecki, Feingold, George, Helbach, Jauch, Lee, Moen, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 16.

Absent or not voting — Senators Cowles, Ellis, Kincaid, Norquist and Plewa — 5.

So the motion did not prevail.

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

By request of Senator Rude, with unanimous consent, the senate adjourned in memory of Esther Domke, who died February 24, 1988. She served as La Crosse County Clerk from 1927 to 1973.

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By request of Senator Strohl, with unanimous consent, the senate adjourned in honor of Senator Feingold's 35th birthday.

Upon motion of Senator Strohl the senate adjourned until 10:00 A.M. Thursday, March 3.

4:56 P.M.

By request of Senator Czarnecki, with unanimous consent, the senate adjourned in memory of Harvey Kuenn, who died February 28, 1988. He was manager of the Milwaukee Brewers in 1982 when they won the American League pennant.

AMENDMENTS OFFERED

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 481** by Senator Czarnecki.

Senate substitute amendment 1 to **Senate Bill 484** by Senator Leean.