

STATE OF WISCONSIN

Senate Journal

Eighty-Eighth Regular Session

10:00 A.M.

THURSDAY, June 30, 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 Dr. Lee W. Baker of the First Church of the Nazarene, Madison.

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

MOTION CALLING EXTRAORDINARY SESSION

In accordance with Joint Rule 81 (2), it was moved that the Legislature expand the purpose of Floorperiod VI and meet in Extraordinary Session commencing at 10:00 A.M. on Thursday, June 30, 1988 for the purpose of taking action on joint resolutions to amend the Wisconsin Constitution as it relates to the veto procedure for appropriation bills; and to address drought relief and related issues.

Adoption by committee on Senate Organization:

Ayes, 4 ;  
Noes, 1 .

Adoption by committee on Assembly Organization:

Part I - Constitutional Amendment

Ayes, 4 ;  
Noes, 3 .

Part II - Drought Relief

Ayes, 7 ;  
Noes, 0 .

State of Wisconsin

Joint Committee on Legislative Organization

*Motion Reconvening the May 1988 Extraordinary Session for Veto Review*

That, in accordance with 1987 Assembly Joint Resolution 120, the May 1988 Extraordinary Session is reconvened commencing at 10:00 A.M., on Thursday, June 30, 1988, to run concurrently with the June 1988 Extraordinary Session, solely for the purpose of taking action on the following gubernatorial veto:

Senate Bill 598

Relating to the homestead credit, farmland preservation credit, school property tax credit, vocational, technical and adult education incentive

grants and making an appropriation. (Partial vetoes by the Governor pending.)

Approved:

Ayes, 6 -- Senators Risser, Strohl and Van Sistine and Representatives Loftus, Hauke and Medinger;

Noes, 4 -- Senators Engeleiter and Ellis, and Representatives Nelsen and Tregoning.

Fred A. Risser  
Co-chair

Tom Loftus  
Co-chair

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

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

Absent — None.

Absent with leave — None.

By request of Senator Strohl, with unanimous consent, the senate recessed until 11:12 A.M..

10:39 A.M.

RECESS

11:12 A.M.

The senate reconvened.

COMMITTEE REPORTS

The committee on Senate Organization reports and recommends:

Senate Joint Resolution 71

Relating to the veto procedure for appropriation bills (first consideration).

Introduction:

Ayes, 3 -- Senators Risser, Strohl and Van Sistine;  
Noes, 1 -- Senator Ellis.

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

Senate Joint Resolution 72

Relating to the veto procedure for appropriation bills (first consideration).

Introduction:

Ayes, 3 -- Senators Risser, Strohl and Van Sistine;  
Noes, 1 -- Senator Ellis.

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

**Senate Joint Resolution 73**

Relating to opposing an increase in the diversion of  
water from Lake Michigan to the Illinois river.

By request of Senator Strohl and Representative  
Barca.

Introduction:

Ayes, 5 -- Senators Risser, Strohl, Van Sistine,  
Engeleiter and Ellis;

Noes, 0 -- None.

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

**Senate Joint Resolution 74**

Relating to memorializing congress to assess the  
impact of the drought in considering whether to permit  
the U.S. secretary of agriculture to implement a milk  
price-support reduction in 1989.

By request of Senators Engeleiter, Lasee, Strohl,  
Cowles, Chvala, Chilsen, Moen, Harsdorf, Buettner,  
Stitt, Lorman and Rude and Representatives Nelsen,  
Gard, Johnsrud, Lepak, Zeuske, Deininger, Ourada,  
Schultz, Ott, Paulson, Berndt, Coleman, Larson,  
Rosenzweig, Margaret Lewis, Goetsch, Vergeront,  
Musser, Schneiders, Van Gorden, York, Huelsman,  
McEssy, Tregoning and Farrow.

Introduction:

Ayes, 5 -- Senators Risser, Strohl, Van Sistine,  
Engeleiter and Ellis;

Noes, 0 -- None.

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

**Senate Joint Resolution 75**

Relating to the veto procedure for appropriation bills  
(first consideration).

By request of Senator Adelman.

Introduction:

Ayes, 3 -- Senators Risser, Strohl and Van Sistine;  
Noes, 2 -- Senators Engeleiter and Ellis.

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

**Senate Bill 601**

Relating to a farmers' drought property tax credit  
and making an appropriation.

By request of Senator Van Sistine.

Introduction:

Ayes, 5 -- Senators Risser, Strohl, Van Sistine,  
Engeleiter and Ellis;

Noes, 0 -- None.

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

Fred A. Risser  
Chair

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the assembly is  
organized and ready to proceed to the business of the  
June 1988 Extraordinary Session..

By request of the Chair, with unanimous consent, the  
Senate returned to the fourth order of business.

By request of the Chair, with unanimous consent, the  
senate recessed until 1:57 P.M..

11:14 A.M.

RECESS

1:57 P.M.

The senate reconvened.

COMMITTEE REPORTS

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

**Senate Bill 601**

Relating to a farmers' drought property tax credit  
and making an appropriation.

Passage:

Ayes, 5 -- Senators Feingold, Plewa, Kincaid,  
Jauch and Moen;

Noes, 3 -- Senators Kreul, Buettner and Weeden.

Russell D. Feingold  
Chair

By request of Senator Strohl, with unanimous  
consent, **Senate Bill 601** was withdrawn from the  
committee on Senate Rules and referred to the joint  
committee on Finance.

EXECUTIVE COMMUNICATIONS

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**Senate Bill 598**

Relating to the homestead credit, farmland  
preservation credit, school property tax credit,  
vocational, technical and adult education incentive  
grants and making an appropriation.

Read.

By request of Senator Strohl, with unanimous  
consent, the vetoed portion of **Senate Bill 598** was  
divided into two parts:

Division I, farmland preservation credit: Sections 13  
to 19, 26 to 28 and 30.

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Division II, homestead credit: Sections 4 to 12 and 22 to 25.

The question was: Shall Division I (sections 13 to 19, 26 to 28 and 30) pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 17; noes, 15; absent or not voting, 0; as follows:

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

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

Absent or not voting — None.

Less than two-thirds having voted in the affirmative, the senate refused to pass the vetoed part of the bill not withstanding the objections of the Governor.

The question was: Shall Division II (sections 4 to 12 and 22 to 25) pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 17; noes, 15; absent or not voting, 0; as follows:

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

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

Absent or not voting — None.

Less than two-thirds having voted in the affirmative, the senate refused to pass the vetoed part of the bill not withstanding the objections of the Governor.

By request of the Chair, with unanimous consent, the Senate returned to the fourth order of business.

COMMITTEE REPORTS

The committee on Judiciary and Consumer Affairs reports and recommends:

**Senate Joint Resolution 71**

Relating to the veto procedure for appropriation bills (first consideration).

Adoption:

Ayes, 3 -- Senators Adelman, Feingold and Chvala; Noes, 3 -- Senators Lorman, Stitt and Buettner.

Without recommendation.

**Senate Joint Resolution 72**

Relating to the veto procedure for appropriation bills (first consideration).

Rejection:

Ayes, 6 -- Senators Adelman, Feingold, Chvala, Lorman, Stitt and Buettner;

Noes, 0 -- None.

**Senate Joint Resolution 75**

Relating to the veto procedure for appropriation bills (first consideration).

Adoption:

Ayes, 3 -- Senators Adelman, Feingold and Chvala; Noes, 3 -- Senators Lorman, Stitt and Buettner.

Without recommendation.

Lynn S. Adelman  
Chair

By request of Senator Strohl, with unanimous consent, the senate recessed until 2:40 P.M..

2:37 P.M.

RECESS

2:40 P.M.

The senate reconvened.

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

**Senate Joint Resolution 73**

Relating to opposing an increase in the diversion of water from Lake Michigan to the Illinois river.

Adoption:

Ayes, 6 -- Senators Lee, Chvala, Adelman, Strohl, Ellis and Lasee;

Noes, 1 -- Senator Harsdorf.

Mordecai Lee  
Chair

By request of Senator Roshell, with unanimous consent, the senate recessed until 4:57 P.M..

3:32 P.M.

RECESS

4:57 P.M.

The senate reconvened.

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

**Senate Joint Resolution 74**

Relating to memorializing congress to assess the impact of the drought in considering whether to permit the U.S. secretary of agriculture to implement a milk price-support reduction in 1989.

Introduction and adoption of Senate substitute amendment 1:

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

Noes, 0 -- None.

Adoption as amended:

Ayes, 7 -- Senators Moen, Jauch, Feingold, Te Winkle, Harsdorf, Lorman and Rude;  
Noes, 0 -- None.

Rodney C. Moen  
Chair

The joint committee on Finance reports and recommends:

**Senate Bill 601**

Relating to a farmers' drought property tax credit and making an appropriation.

Introduction and adoption of Senate amendment 1:

Ayes, 11 -- Senators George, Roshell, Helbach, Andrea, Czarnezki, Stitt and Davis and Representatives Schneider, Travis, Bell and Holperin;

Noes, 1 -- Senator Representative Kunicki.

Passage as amended:

Ayes, 10 -- Senators George, Roshell, Helbach, Chvala, Andrea and Czarnezki and Representatives Schneider, Travis, Bell and Holperin;

Noes, 3 -- Senators Stitt and Davis and Representative Kunicki.

Gary R. George  
Co-chair

Marlin Schneider  
Co-chair

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**Senate Joint Resolution 71**

Relating to the veto procedure for appropriation bills (first consideration).

Read a second time.

Senate amendment 1 offered by Senator Davis.

The question was: adoption of senate amendment 1?

Senator Strohl moved rejection of senate amendment 1.

The question was: rejection of senate amendment 1?

So the motion prevailed.

Ordered to a third reading.

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

**Senate Joint Resolution 71**

Read a third time.

The ayes and noes were required and the vote was: ayes, 18; noes, 14; absent or not voting, 0; as follows:

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

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

Absent or not voting — None.

Adopted.

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

**Senate Joint Resolution 73**

Relating to opposing an increase in the diversion of water from Lake Michigan to the Illinois river.

Read.

Adopted.

**Senate Joint Resolution 74**

Relating to memorializing congress to assess the impact of the drought in considering whether to permit the U.S. secretary of agriculture to implement a milk price-support reduction in 1989.

Read.

The question was: Adoption of senate substitute amendment 1?

Adopted.

The question was: Adoption of the joint resolution?

Adopted.

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

**Senate Bill 601**

Relating to a farmers' drought property tax credit and making an appropriation.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

Senate amendment 2 offered by Senator Kreul.

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?

So the motion prevailed.

Senate amendment 3 offered by Senator Rude.

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?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 18; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Chvala, Feingold, George, Jauch, Kincaid, Moen, Plewa, Risser, Roshell, Strohl, Te Winkle and Van Sistine — 17.

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

Absent or not voting — Senator Helbach — 1.

So the motion did not prevail.

The question was: Adoption of senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Buettner, Chilsen, Cowles, Czarnezki, Davis, Ellis, Engeleiter, Harsdorf, Kreul, Lasee, Lee, Leean, Lorman, Rude, Stitt and Weeden — 17.

Noes — Senators Andrea, Chvala, Feingold, George, Jauch, Kincaid, Moen, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine — 17.

Absent or not voting — Senator Helbach — 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 601**

Read a third time.

The ayes and noes were required and the vote was: ayes, 24; noes, 7; absent or not voting, 1; as follows:

Ayes — Senators Andrea, Buettner, Chilsen, Chvala, Ellis, Engeleiter, Feingold, George, Harsdorf, Jauch, Kincaid, Lasee, Leean, Lorman, Moen, Plewa, Risser, Roshell, Rude, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 24.

Noes — Senators Adelman, Cowles, Czarnezki, Davis, Kreul, Lee and Stitt — 7.

Absent or not voting — Senator Helbach — 1.

So the bill was passed.

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

By request of Senator Strohl, with unanimous consent, the senate recessed until 6:38 P.M..

6:07 P.M.

RECESS

6:38 P.M.

The senate reconvened.

By request of the Chair, with unanimous consent, the senate returned to the fourth order of business.

**COMMITTEE REPORTS**

The committee on Senate Organization reports and recommends:

**Senate Joint Resolution 76**

Relating to the final adjournment of the June 1988 extraordinary session.

Introduction:

Ayes, 5 -- Senators Risser, Strohl, Van Sistine, Engeleiter and Ellis;

Noes, 0 -- None..

Fred A. Risser  
Chair

Considered privileged and taken up.

Adopted.

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

By request of Senator Strohl, with unanimous consent, the senate recessed until 10:19 P.M..

6:39 P.M.

RECESS

10:19 P.M.

The senate reconvened.

**MESSAGE FROM THE ASSEMBLY**

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the assembly has concurred in:

**Senate Joint Resolution 71**  
**Senate Joint Resolution 73**  
**Senate Joint Resolution 74**  
**Senate Joint Resolution 76**  
**Senate Bill 601**

By request of Senator Strohl the Senate adjourned in honor of Senator Te Winkle's birthday.

Upon the motion of Senator Strohl the senate adjourned pursuant to **Senate Joint Resolution 76.**

10:20 P.M.