

STATE OF WISCONSIN

Senate Journal

Ninetieth Regular Session

10:00 A.M.

Wednesday, July 3, 1991

The senate met.

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

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

Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnecki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Kreul, Lasee, Lecaen, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Stitt, Ulichny, Van Sistine and Weeden — 33.

Absent — None.

Absent with leave — None.

The Senate stood for a moment of silent meditation.

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

constructed by, leased to or primarily used by a professional major league baseball team.

Senator Barrett
Co-chair

Representative Fortis
Co-chair

The committee on Senate Organization reports and recommends:

Assembly Bill 484

Relating to imposing fiscal restraints on local units of government.

The bill is hereby declared to be an emergency appropriation bill recommended by the Committee on Senate Organization in accordance with the requirement of Section 16.47(2) of the Wisconsin Statutes.

Ayes, 5 -- Senators Risser, Helbach, Chvala, Ellis and Rude;

Noes, 0 -- None.

Fred A. Risser
Chair

COMMITTEE REPORTS

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

Senate Bill 242

Relating to providing that the Wisconsin housing and economic development authority may issue bonds and notes for loans to finance property to be used primarily as a sports and entertainment home stadium; providing a property tax exemption and sales tax exemptions related to certain stadiums; the administrative costs of the county sales tax; and an income and franchise tax exemption.

Passage:

Ayes, 2 -- Senators Burke and Adelman;

Noes, 2 -- Senators Chvala and Decker.

Without recommendation.

Brian Burke
Chair

REPORT OF JOINT SURVEY COMMITTEE ON TAX EXEMPTIONS

Appendix to Senate Bill 242

Public Policy Involved

This Bill is good public policy. However, it is recommended that the Bill be amended to delete the statutory language creating a sales tax exemption for leases of sky boxes and private luxury boxes and to more specifically limit the property tax exemption to property

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Department of Corrections

July 2, 1991

To the Honorable the Legislature:

The Department of Corrections has an emergency rule in effect which will expire on August 5, 1991 before it can be replaced by a permanent rule unless the effective period is extended. This emergency rule was previously extended for 60 days by the Committee on May 30, 1991. Pursuant to s. 227.14(2), Stats., I ask the Joint Committee to extend the effective period of the emergency rule creating s. HSS 30.05 (3) (am) for another 60 days.

This emergency rule establishes a new procedure for the parole consideration process by requiring inmates who have had a personal interview within the preceding twelve months to submit a written request for an additional interview if one is desired. The rule has reduced the number of interviews which need to be conducted. Without this rule every inmate eligible for parole consideration must receive an interview.

The Parole Commission has been reduced from six members to four, but the number of inmates in the correctional system has continued to increase. The increased number of participants in the Community Residential Confinement Program (currently there are

173 participants and the program will increase to 400) and the opening of the new facility in Racine will increase the number of interviews and the number of sites.

The Department of Corrections has promulgated a proposed permanent rule to deal with this problem. A public hearing was held on May 13, 1991. Promulgation of the permanent rule was delayed to measure the effectiveness of the emergency rule. The Parole Commission's experience with the emergency rule required changes in the permanent rule to make it more effective.

Extension of the emergency rule is needed to permit the Parole Commission to manage its caseload. A copy of the emergency rule order and the proposed order creating a permanent rule is attached. If you have any questions about our request to extend the effective period of the emergency rule, please contact Tom Van de Grift of the Department's Office of Legal Counsel at 267-7289.

Sincerely,
Patrick J. Fiedler
Secretary

Senator Helbach, with unanimous consent, asked that **Senate Bill 242** be withdrawn from committee on Senate Rules and taken up.

Senate Bill 242

Relating to providing that the Wisconsin housing and economic development authority may issue bonds and notes for loans to finance property to be used primarily as a sports and entertainment home stadium; providing a property tax exemption and sales tax exemptions related to certain stadiums; the administrative costs of the county sales tax; and an income and franchise tax exemption.

Read a second time.

Senate amendment 1 to **Senate Bill 242** offered by Senators Barrett, Burke and Czarnecki.

Senate amendment 2 to **Senate Bill 242** offered by Senators Barrett and Burke.

Senate amendment 1 to Senate amendment 2 to **Senate Bill 242** offered by Senator Chvala.

Senate amendment 3 to **Senate Bill 242** offered by Senators Barrett and Burke.

Senate amendment 4 to **Senate Bill 242** offered by Senators Barrett, Czarnecki and Burke.

Senate amendment 5 to **Senate Bill 242** offered by Senators Plewa, Barrett and Burke.

Senate amendment 6 to **Senate Bill 242** offered by Senators Burke, Barrett and Czarnecki.

Senate amendments 7 and 8 to **Senate Bill 242** offered by Senator Czarnecki.

Senate amendment 9 to **Senate Bill 242** offered by Senator Risser.

Senate amendment 10 to **Senate Bill 242** offered by Senator Stitt.

The question was: Adoption of Senate amendment 1?

Senator Helbach, with unanimous consent, asked that the Senate recess until 11:32 A.M..

10:14 A.M.

RECESS

11:32 A.M.

The Senate reconvened.

Senator George, with unanimous consent, asked that **Senate Bill 242** be referred to joint committee on Finance.

Senator Helbach, with unanimous consent, asked that the Senate recess until 1:10 P.M..

11:33 A.M.

RECESS

1:10 P.M.

The Senate reconvened.

SENATE CLEARINGHOUSE ORDERS

The committee on Education, Economic Development, Financial Institutions and Fiscal Policies reports and recommends:

Senate Clearinghouse Rule 91-50

Relating to the minority business recycling grant and loan program.

No action taken.

Senate Clearinghouse Rule 91-49

Relating to the recycling loan and rebate programs.

No action taken.

Barbara Ulichny
Chair

Senator Helbach, with unanimous consent, asked that **Assembly Bill 484** be withdrawn from committee on Senate Rules and taken up.

Assembly Bill 484

Relating to imposing fiscal restraints on local units of government.

Read a second time.

Senate amendment 1 to **Assembly Bill 484** offered by Senator Lcean.

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 Barrett, Breske, Burke, Chvala, Czarnezki, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Ulichny and Van Sistine — 16.

Noes — Senators Adelman, Andrea, Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Lasee, Llean, Lorman, Petak, Roshell, Rude, Stitt and Weeden — 16.

Absent or not voting — Senator Kreul — 1.

Rejection refused.

The question was: Adoption of Senate amendment 1?

Senator Chvala moved that Senate amendment 1 be laid on the table.

The question was: Shall Senate amendment 1 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Barrett, Breske, Burke, Chvala, Czarnezki, Decker, Feingold, Helbach, Jauch, Moen, Plewa, Potter, Risser, Ulichny and Van Sistine — 16.

Noes — Senators Adelman, Berndt, Buettner, Cowles, Ellis, Farrow, George, Huelsman, Kreul, Lasee, Llean, Lorman, Petak, Roshell, Rude, Stitt and Weeden — 17.

Absent or not voting — None.

Refused to lay on table.

The question was: Adoption of Senate amendment 1?

Senator Chvala, with unanimous consent, asked that the Senate recess until 2:04 P.M..

1:32 P.M.

RECESS

2:04 P.M.

The Senate reconvened.

Senate amendment 1 to Senate amendment 1 to **Assembly Bill 484** offered by Senators Chvala and Helbach.

The question was: Adoption of Senate amendment 1 to Senate amendment 1?

Adopted.

The question was: Adoption of Senate amendment 1?

Senator Chvala moved that Senate amendment 1 be laid on the table.

The question was: Shall Senate amendment 1 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Barrett, Breske, Burke, Chvala, Czarnezki, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Roshell, Ulichny and Van Sistine — 18.

Noes — Senators Adelman, Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Kreul, Lasee, Llean, Lorman, Petak, Rude, Stitt and Weeden — 15.

Absent or not voting — None.

Tabled.

Senate amendments 2 and 3 to **Assembly Bill 484** offered by Senator Weeden.

The question was: Adoption of Senate amendment 2?

Senator Chvala moved that Senate amendment 2 be laid on the table.

The question was: Shall Senate amendment 2 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Barrett, Breske, Burke, Chvala, Czarnezki, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Rude, Ulichny and Van Sistine — 18.

Noes — Senators Adelman, Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Kreul, Lasee, Llean, Lorman, Petak, Roshell, Stitt and Weeden — 15.

Absent or not voting — None.

Tabled.

The question was: Adoption of Senate amendment 3?

Senator Weeden, with unanimous consent, asked that Senate amendment 3 be returned to the author.

Senate amendment 4 to **Assembly Bill 484** offered by Senator Plewa.

The question was: Adoption of Senate amendment 4?

Senator Roshell, with unanimous consent, asked that the Senate recess until 2:38 P.M..

2:21 P.M.

RECESS

2:38 P.M.

The Senate reconvened.

Senator Helbach, with unanimous consent, asked that the Senate recess until 5:02 P.M..

2:42 P.M.

RECESS

AMENDMENTS OFFERED

Senate amendment 11 to Senate Bill 242 offered by Senators Cowles and Stitt.

Senate amendment 12 to Senate Bill 242 offered by Senators Burke and Farrow.

5:02 P.M.

The Senate reconvened.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that the Senate return to the eighth order of business.

Senator Lasee, with unanimous consent, asked that he be removed as a co-sponsor of Assembly Bill 220.

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 68

Assembly Joint Resolution 70

Assembly Joint Resolution 73

Passed and asks concurrence in:

Assembly Bill 85

Assembly Bill 86

Assembly Bill 64

Assembly Bill 65

Assembly Bill 486

Assembly Bill 487

Amended and concurred in as amended:

Assembly Bill 120, Assembly amendment 2 to Senate amendment 1.

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Joint Resolution 68

Relating to state regulation of the insurance industry.

By Representatives Lorge and Schultz, cosponsored by Senators Van Sistine and Rude.

Read and referred to committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

Assembly Joint Resolution 70

Relating to designating the Fox River-Lake Winnebago national heritage corridor.

By Representatives Van Dreel, Lautenschlager, Vander Loop, Hinkfuss and Vanderperren, cosponsored by Senator Van Sistine.

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

Assembly Joint Resolution 73

Relating to requesting congressional action on low milk prices.

By Representatives Swoboda, Clarenbach, Carpenter, Zweck, Roberts, Lehman, Porter, Grobschmidt, Robson, Huber, Hahn, Rohan, Medinger, Schwartz, Hisrich, Baldus, Musser, Vanderperren, Hamilton, Lautenschlager, Van Dreel, Bock, Stower, Bolle and Urban, cosponsored by Senators Van Sistine, Chvala, Jauch, Andrea, Potter, Roshell and Breske.

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

Assembly Bill 85

Relating to prohibiting the sale, delivery or possession of firearm silencers and providing a penalty.

By Representatives Antaramian, Carpenter, Reynolds, Porter, Wineke, Turner, Hasenohrl, Boyle, Travis, Schneiders, Medinger and Bock, cosponsored by Senators Burke, Barrett and Huelsman.

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

Assembly Bill 86

Relating to conversion of a weapon to provide full-automatic fire and providing a penalty.

By Representatives Antaramian, Turner, Ainsworth, Bock, Boyle, Travis, Wineke, Carpenter and Reynolds, cosponsored by Senators Barrett, Burke and Buettner.

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

Assembly Bill 64

Relating to reimbursement of members of the legislature for attendance at certain meetings.

By Representative Schneider.

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

Assembly Bill 65

Relating to preventing burglar alarm installation companies from hiring unpardoned felons or allowing them access to certain records and providing a penalty.

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By Representatives Wood, Vanderperren, Stower, Baldus, Gronemus, Wimmer, Urban, Van Dreel, Turner, Porter, Goetsch, Silbaugh, Underheim, Lehman, Schneiders, Zien and Hamilton.

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

Assembly Bill 486

Relating to national guard involvement in drug interdiction and counter-drug activities.

By Representatives Schneider, Roberts, Swoboda, Bolle, Lautenschlager, Baldus, Hauke, Vander Loop, Schwartz, Boyle, Huber, Loucks, Reynolds, Hisrich, Hough, Wood, Gruszynski, Hamilton, Kunicki, Carpenter, Van Gorden, Coleman, Deininger, Prosser, Schneiders, Turba, Ladwig, Brandemuehl, Vergeront, Silbaugh, Wimmer, Ourada, Rosenzweig, Stower and Welch, cosponsored by Senators Helbach and Breske, by request of Governor Tommy G. Thompson.

Read first time and referred to committee on Tourism, Commerce, Labor, Veterans' and Military Affairs.

Assembly Bill 487

An act to ratify the agreement negotiated between the state of Wisconsin and the Teaching Assistants' Association, AFT, Local 3220, AFL-CIO, for the 1991-93 biennium, covering employes in the program, project and teaching assistants of the university of Wisconsin-Madison and university of Wisconsin-Extension collective bargaining unit, and authorizing an expenditure of funds.

By Joint Committee on Employment Relations.

Read first time and referred to committee on Senate Rules.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 120** be withdrawn from committee on Senate Rules and taken up.

Assembly Bill 120

Relating to notifying the department of public instruction if a school district employe licensed by the department engages in conduct that endangers any pupil.

Read.

The question was: Concurrence of Assembly amendment 2 to Senate amendment 1?

Concurred in.

Assembly Bill 484

Relating to imposing fiscal restraints on local units of government.

Read a second time.

The question was: Adoption of Senate amendment 4?

Senator Helbach, with unanimous consent, asked that the Senate stand informal for 3 minutes.

5:09 P.M.

5:12 P.M.

The Senate reconvened.

The question was: Adoption of Senate amendment 4?

Senator Helbach, with unanimous consent, asked that all action be ordered immediately messaged.

Senator Roshell, with unanimous consent, asked that the Senate recess until 5:35 P.M..

5:13 P.M.

RECESS

5:35 P.M.

The Senate reconvened.

The question was: Adoption of Senate amendment 4?

Senator Roshell moved that **Assembly Bill 484** be laid on the table.

The question was: Shall **Assembly Bill 484** be laid on the table?

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

Ayes — Senators Andrea, Breske, Burke, Farrow, Feingold, George, Huelsman, Kreul, Lasee, Leean, Plewa, Roshell, Stitt, and Van Sistine — 14.

Noes — Senators Adelman, Berndt, Buettner, Chvala, Cowles, Czarnecki, Decker, Ellis, Helbach, Jauch, Lorman, Moen, Petak, Potter, Risser, Rude, Ulichny and Weeden — 14.

Absent or not voting — Senator Barrett — 1.

Refused to lay on table.

The question was: Adoption of Senate amendment 4?

Senator Helbach, with unanimous consent, asked that the Senate recess until 9:50 P.M..

5:40 P.M.

RECESS

9:50 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 passed and asks concurrence in:

Assembly Bill 485

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 485

Relating to providing that the Wisconsin housing and economic development authority may issue bonds and notes for loans to finance construction, renovation and development of property to be used primarily as a sports and entertainment home stadium; providing a property tax exemption and sales tax exemptions related to certain stadiums; the administrative costs of the county sales tax; and an income and franchise tax exemption.

By Representatives Kunicki and Prosser.

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

Senator Helbach, with unanimous consent, asked that the Senate recess until 10:10 P.M..

9:53 P.M.

RECESS

10:10 P.M.

The Senate reconvened.

Assembly Bill 484

Relating to imposing fiscal restraints on local units of government.

Read a second time.

Senator Adelman, with unanimous consent, asked that he be excused from voting on Senate amendment 4 under Senate Rule 73.

The question was: Adoption of Senate amendment 4?

Senator Chvala moved that Senate amendment 4 be laid on the table.

The question was: Shall Senate amendment 4 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 11; noes, 21; absent or not voting, 1; as follows:

Ayes — Senators Berndt, Breske, Chvala, Decker, Helbach, Jauch, Moen, Potter, Risser, Rude and Weeden — 11.

Noes — Senators Andrea, Barrett, Buettner, Burke, Cowles, Czarnecki, Ellis, Farrow, Feingold, George, Huelsman, Kreul, Lasee, Lecan, Lorman, Petak, Plewa, Roshell, Stitt, Ulichny and Van Sistine — 21.

Absent or not voting — Senator Adelman — 1.

Refused to lay on table.

The question was: Adoption of Senate amendment 4?

Adopted.

Senate amendment 5 to **Assembly Bill 484** offered by Senator Helbach.

Senate amendment 1 to Senate amendment 5 to **Assembly Bill 484** offered by Senators Helbach and Chvala.

The question was: Adoption of Senate amendment 1 to Senate amendment 5?

Adopted.

The question was: Adoption of Senate amendment 5?

Adopted.

Senate amendment 6 to **Assembly Bill 484** offered by Senators Potter, Burke, Andrea and Breske.

The question was: Adoption of Senate amendment 6?

Adopted.

Senate amendment 7 to **Assembly Bill 484** offered by Senators Rude and Berndt.

The question was: Adoption of Senate amendment 7?

Adopted.

Senate amendment 8 to **Assembly Bill 484** offered by Senator Farrow.

The question was: Adoption of Senate amendment 8?

Senator Chvala moved that Senate amendment 8 be laid on the table.

The question was: Shall Senate amendment 8 be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Barrett, Berndt, Breske, Burke, Chvala, Czarnezki, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Rude, Ulichny and Van Sistine — 19.

Noes — Senators Adelman, Buettner, Cowles, Ellis, Farrow, Huelsman, Kreul, Lasee, Lekan, Lorman, Petak, Roshell, Stitt and Weeden — 14.

Absent or not voting — None.

Tabled.

Ordered to a third reading.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that the bill be considered for final action at this time.

Assembly Bill 484

Read a third time.

The ayes and noes were required and the vote was: ayes, 23; noes, 10; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnezki, Decker, Feingold, Helbach, Jauch, Lasee, Moen, Petak, Plewa, Potter, Risser, Rude, Ulichny, Van Sistine and Weeden — 23.

Noes — Senators Andrea, Ellis, Farrow, George, Huelsman, Kreul, Lekan, Lorman, Roshell and Stitt — 10.

Absent or not voting — None.

Concurred in as amended.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 486** be withdrawn from committee on Tourism, Commerce, Labor, Veterans' and Military Affairs and taken up.

Assembly Bill 486

Relating to national guard involvement in drug interdiction and counter-drug activities.

Read a second time.

Senator George, with unanimous consent, asked that **Assembly Bill 486** be placed after action on **Assembly Bill 91**.

Senator Helbach, with unanimous consent, asked that all action be ordered immediately messaged.

Senator Helbach, with unanimous consent, asked that **Assembly Bill 487** be withdrawn from committee on Senate Rules and taken up.

Assembly Bill 487

An act to ratify the agreement negotiated between the state of Wisconsin and the Teaching Assistants' Association, AFT, Local 3220, AFL-CIO, for the 1991-93 biennium, covering employes in the program, project and teaching assistants of the university of Wisconsin-Madison and university of Wisconsin-Extension collective bargaining unit, and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

Senator Helbach, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 487

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnezki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Kreul, Lasee, Lekan, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Stitt, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

Concurred in.

Senator George, with unanimous consent, asked that **Assembly Bill 486** be referred to joint committee on Finance.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that the Senate return to the fourth order of business.

COMMITTEE REPORTS

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

Assembly Bill 485

Relating to providing that the Wisconsin housing and economic development authority may issue bonds and notes for loans to finance construction, renovation and development of property to be used primarily as a sports and entertainment home stadium; providing a property tax exemption and sales tax exemptions related to certain stadiums; the administrative costs of the county sales tax; and an income and franchise tax exemption.

Concurrence:

Ayes, 3 -- Senators Burke, Adelman and Stitt;

Noes, 3 -- Senators Chvala, Decker and Cowles.

Without recommendation.

Brian Burke
Chair

Senator Helbach, with unanimous consent, asked that the Senate stand informal for 12 minutes.

10:43 P.M.

The Senate reconvened.

10:55 P.M.

COMMITTEE OF CONFERENCE

on
Assembly Bill 91

The members of the Committee of Conference on Assembly Bill 91 report and recommend, that, by the adoption of this report:

The members of the Committee of Conference on 1991 Assembly Bill 91 report and recommend, That, by the adoption of this report:

1. Prior Senate action. The Senate recedes from its position on Senate amendment 1.
2. Action on conference report. The Senate and the Assembly adopt and concur in Conference amendment 1 (LRBb2191/2), which is attached to and made a part of this report.

Senator Helbach	Representative Kunicki
Senator Risser	Representative Travis
Senator George	Representative Linton
State of Wisconsin	
Legislative Reference Bureau	

July 3, 1991

To the Honorable the Legislature:

In your final decisions concerning inclusion or exclusion of issues in the conference report on the budget, your committee decided to include the Legislative Council committee draft on "privacy" in the conference report, excluding those parts of the proposal described as: Item-3, caller ID; Item-4, library records; and Item-5, telecommunication records. The purpose of the exclusions was to reduce the delay in drafting the remainder of the report.

Subsequently, Representative Schneider asked to have the 3 excluded items again included, and Senator Adelman said tht his 1991 LRB-0074/1, "relating to tape recorded telephone communications and providing a penalty" could be used to cover Item-5 of the exclusions.

I have since learned that the Adelman draft does not cover Item-5 of the council committee draft. In compliance with the specific directive by President Risser and Speaker Kunicki, to terminate drafting on the "privacy" issue as soon as we could complete drafting of the "tax package" component of Conference amendment 1 (LRBb2191/2) to 1991 Assembly Bill 91, we did not include Items-3, 4 or 5 of the Legislative Council committee draft in the conference amendment.

Sincerely
DR. H. RUPERT THEOBALD

Chief

Senator Helbach, with unanimous consent, asked that Assembly Bill 91 be withdrawn from committee on Senate Rules and taken up.

Assembly Bill 91

An act relating to state finances and appropriations, constituting the executive budget act of the 1991 legislature, and making appropriations.

Read.

The question was: Adoption of the Conference Committee Report?

The ayes and noes were required and the vote was: ayes, 17; noes, 16; absent or not voting, 0; as follows:

Ayes — Senators Andrea, Barrett, Breske, Burke, Chvala, Czarnezki, Decker, Feingold, George, Helbach, Jauch, Moen, Plewa, Potter, Risser, Roshell, and Van Sistine — 17.

Noes — Senators Adelman, Berndt, Buettner, Cowles, Ellis, Farrow, Huelsman, Kreul, Lasee, Lecaan, Lorman, Petak, Rude, Stitt, Ulichny and Weeden — 16.

Absent or not voting — None.

Adopted.

Senator Helbach, with unanimous consent, asked that all action be ordered immediately messaged.

Senator Helbach, with unanimous consent, asked that Assembly Bill 485 be withdrawn from committee on Senate Rules and taken up.

Assembly Bill 485

Relating to providing that the Wisconsin housing and economic development authority may issue bonds and notes for loans to finance construction, renovation and development of property to be used primarily as a sports and entertainment home stadium; providing a property tax exemption and sales tax exemptions related to certain stadiums; the administrative costs of the county sales tax; and an income and franchise tax exemption.

Read a second time.

Senate amendment 1 to Assembly Bill 485 offered by Senators Barrett and Burke.

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

Senate amendment 2 to Assembly Bill 485 offered by Senator George.

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

Senate amendment 1 to Senate amendment 2 to Assembly Bill 485 offered by Senator George.

The question was: Adoption of Senate amendment 1 to Senate amendment 2? Adopted.

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Senate amendment 3 to **Assembly Bill 485** offered by Senators Plewa and Barrett.

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.

Senate amendment 4 to **Assembly Bill 485** offered by Senators Stitt and Cowles.

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

Ordered to a third reading.

Senator Helbach, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 485

Read a third time.

The ayes and noes were required and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Breske, Buettner, Burke, Czarnecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Kreul, Petak, Rude, Stitt, Ulichny, Van Sistine and Weeden — 20.

Noes — Senators Berndt, Chvala, Cowles, Decker, Feingold, Lasee, Lorman, Moen, Plewa, Potter, Risser and Roshell — 13.

Absent or not voting — None.

Concurred in as amended.

Senator George, with unanimous consent, asked that **Assembly Bill 486** be withdrawn from joint committee on Finance and taken up.

State of Wisconsin
Office of the Governor

July 3, 1991

To the Honorable, the Senate:

I respectfully request that the Legislature act on **Assembly Bill 486** pursuant to Wisconsin Statutes 16.47(2). I am recommending that this bill be immediately considered and passed by the Legislature.

Thank you for your consideration of this urgent legislation.

Respectfully,
TOMMY G. THOMPSON
Governor

Assembly Bill 486

Relating to national guard involvement in drug interdiction and counter-drug activities.

Read a second time.

Ordered to a third reading.

Senator Helbach, with unanimous consent, asked that the bill be considered for final action at this time.

Assembly Bill 486

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes — Senators Adelman, Andrea, Barrett, Berndt, Breske, Buettner, Burke, Chvala, Cowles, Czarnecki, Decker, Ellis, Farrow, Feingold, George, Helbach, Huelsman, Jauch, Kreul, Lasee, Lorman, Moen, Petak, Plewa, Potter, Risser, Roshell, Rude, Stitt, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

Concurred in.

Senator Helbach, with unanimous consent, asked that all action be ordered immediately messaged.

Senator Helbach, with unanimous consent, asked that the rules be suspended and that the Senate return to the eighth order of business.

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has nonconcurred in:

Assembly Bill 484, Senate amendments 4 and 6

Concurred in:

Assembly Bill 484, Senate Amendment 7

Amended and concurred in as amended:

Assembly Bill 484, Assembly amendment 1 to Senate amendment 5

Senator Helbach, with unanimous consent, asked that **Assembly Bill 484** be withdrawn from committee on Senate Rules and taken up.

Assembly Bill 484

Relating to imposing fiscal restraints on local units of government.

Read.

The question was: Shall the Senate adhere to its position on Senate amendment 4?

The Senate failed to adhere to its position.

The question was: Concurrence in Assembly amendment 1 to Senate amendment 5?

Concurred in.

The question was: Shall the Senate adhere to its position on Senate amendment 6?

The Senate adheres to its position.

Senator Helbach, with unanimous consent, asked that all action be ordered immediately messaged.

ANNOUNCEMENTS

Senator Rude, with unanimous consent, asked that when the Senate adjourn it do so in honor of Senator Kreul who will be serving his last session day today.

Senator Burke, with unanimous consent, asked that when the Senate adjourn it do so in honor of Jake Bullock who has served on the Senate Sergeants Staff and will be leaving to further his education.

Senator Jauch, with unanimous consent, asked that when the Senate adjourn it do so in honor of Jim Cirilli Jr. for composing a poem expressing his humanitarian feelings for the underprivileged.

Senator Farrow, with unanimous consent, asked that when the Senate adjourn it do so in honor of Independence Day.

Senator Helbach, with unanimous consent, asked that when the Senate adjourn it do so in honor of Sandra and Dennis Nelson who are expecting a new born at any minute.

Senator Helbach, with unanimous consent, asked that the Senate recess until 1:42 A.M.

12:20 A.M.

RECESS

1:42 A.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:

Assembly Bill 485, Senate amendments 1, 2 and 4
Assembly Bill 91, Committee on Conference Report

Adhered to its position on **Assembly Bill 484** and requests a committee on conference and appoints Representatives Bell, Grobschmidt and Welch as conferees on its part.

Senator Helbach, with unanimous consent, asked that the Senate appoint conferees on its part for **Assembly Bill 484**.

The Chair appoints Senators Potter, Burke and Weeden as conferees on its part.

The question was: Confirmation of the conferees?

Confirmed.

Senator Helbach, with unanimous consent, asked that all action be ordered immediately messaged.

Senator Helbach, with unanimous consent, asked that the Senate adjourn pursuant to **Senate Joint Resolution 1**.

1:53 A.M.