

STATE OF WISCONSIN

Senate Journal

Eighty-Sixth Regular Session

TUESDAY, October 11, 1983

10:00 A.M.

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:

Present -- Senators Adelman, Chilsen, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 32.

Absent -- Senator Theno -- 1.

Absent with leave -- None.

The senate stood for a moment of silent prayer.

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

LEAVE OF ABSENCE

By request of Senator Harsdorf, with unanimous consent, Senator Theno was granted a leave of absence until 11:45 A.M.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 455

Relating to required health insurance coverage, income tax exemptions and providing penalties.

By Senator Offner; cosponsored by Representative Gerlach.

To Joint Survey committee on Tax Exemptions.

Senate Bill 456

Relating to the period covered by statements of economic interests filed by candidates for state public office (suggested as remedial legislation by the ethics board).

By committee on Law Revision.

To committee on Judiciary and Consumer Affairs.

Senate Bill 457

Relating to the use of contingency funds by the board of regents of the university of Wisconsin system and the

state fair park board (suggested as remedial legislation by the board of regents of the university of Wisconsin system).

By committee on Law Revision.

To committee on Higher Education and Economic Development.

COMMITTEE REPORTS

The committee on Senate Organization, acting under Senate Rule 20(1), reports and recommends:

To the Committee on Judiciary and Consumer Affairs, Senator Helbach as Vice-Chairperson.

To the Transportation Projects Commission, pursuant to Sec. 13.489, Senators Helbach, Moen and Kreul.

TIMOTHY F. CULLEN

Chair

The question was: Shall the committee report be adopted?

Adopted.

The committee on Senate Organization reports and recommends for introduction:

Senate Resolution 13

Relating to the committee on energy and environmental resources and the committee on tourism and revenue.

Introduction:

Ayes, 5 -- Senators Cullen, Risser, Offner, Harsdorf and Engeleiter;

Noes, 0 -- None.

Read and referred to committee on Senate Organization.

and recommends:

Senate Resolution 12

Relating to further consideration of matters pending in the senate.

Adoption:

Ayes, 5 -- Senators Cullen, Risser, Offner, Harsdorf and Engeleiter;

Noes, 0 -- None.

TIMOTHY F. CULLEN

Chair

JOURNAL OF THE SENATE [October 11, 1983]

The committee on Urban Affairs and Government Operations reports and recommends:

Senate Bill 378

Relating to authorizing counties, municipalities and school districts to use money transfer techniques for periodic disbursements.

Passage:

Ayes, 5 -- Senators Lee, Strohl, Van Sistine, Johnston and Davis;

Noes, 0 -- None.

Senate Bill 386

Relating to the fee for turning water off and on in relation to delinquent accounts in 1st class cities.

Passage:

Ayes, 5 -- Senators Lee, Strohl, Van Sistine, Johnston and Davis;

Noes, 0 -- None.

Senate Bill 387

Relating to the authority of county medical examiners and the establishment of certain county government fees by county boards.

Introduction and adoption of senate amendment 1:

Ayes, 5 -- Senators Lee, Strohl, Van Sistine, Johnston and Davis;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Lee, Strohl, Van Sistine, Johnston and Davis;

Noes, 0 -- None.

MORDECAI LEE
Chair

The joint committee for Review of Administrative Rules reports and recommends:

Senate Bill 425

Relating to a recodification of the administrative rule-making process.

Introduction and adoption of senate amendment 1:

Ayes, 10 -- Senators Otte, Norquist, Czarnecki, Chilsen and Kreul, Representatives Rogers, Brist, Crawford, Seery and Nelsen;

Noes, 0 -- None.

Passage as amended:

Ayes, 10 -- Senators Otte, Norquist, Czarnecki, Chilsen and Kreul, Representatives Rogers, Brist, Crawford, Seery and Nelsen;

Noes, 0 -- None.

CARL OTTE
Co-Chair

The committee on Energy and Environmental Resources reports and recommends:

Senate Bill 92

Relating to telephone service to the hearing impaired. Introduction and adoption of senate amendment 1 to senate substitute amendment 1:

Ayes, 5 -- Senators Strohl, Adelman, Lee, Ellis and

Noes, 0 -- None.

Introduction and adoption of senate substitute amendment 1 as amended:

Ayes, 5 -- Senators Strohl, Adelman, Lee, Ellis and Opitz;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Strohl, Adelman, Lee, Ellis and Opitz;

Noes, 0 -- None.

Senate Bill 311

Relating to waterfowl blind regulation and providing for and revising penalties.

Passage:

Ayes, 5 -- Senators Strohl, Adelman, Lee, Ellis and Opitz;

Noes, 0 -- None.

Senate Bill 344

Relating to changes in public service commission orders (suggested as remedial legislation by the public service commission).

Introduction and adoption of senate amendment 1:

Ayes, 5 -- Senators Strohl, Adelman, Lee, Ellis and Opitz;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Strohl, Adelman, Lee, Ellis and Opitz;

Noes, 0 -- None.

JOE STROHL
Chair

The committee on Health, Education, Corrections and Human Services reports and recommends:

JOHN, HELEN K., of Marinette, as a member of the Cosmetology Examining Board, to serve for the term ending July 1, 1985.

Confirmation:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

SHOEMAKER, ROY T., of Iron River, as a member of the Nursing Home Administrators Examining Board, to serve for the term ending July 1, 1986.

Confirmation:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

GARVES, KENNETH, of LaCrosse, as a member of the Barbers Examining Board, to serve for the term ending July 1, 1985.

Confirmation:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

GREGORY, ROBERT, of Colfax, as a member of the Nursing Home Administrators Examining Board, to serve for the term ending July 1, 1985.

Confirmation:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

LAUTENSCHLAGER, PEGGY A., of Oshkosh, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1986.

Confirmation:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

SHAW, JAMES, of Lake Mills, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1985.

Confirmation:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

OKRAY, JOAN, of Janesville, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1986.

Confirmation:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

NEAS, DEBORAH A., of Milwaukee, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1985.

Confirmation:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

MOORE, HENRY, JR., of Milwaukee, as a member of the Barbers Examining Board, to serve for the term ending July 1, 1984.

Confirmation:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

ROBERTSON, CAROL, of Milwaukee, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1985.

Confirmation:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

STACY, KARLA R., of LaCrosse, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1986.

Confirmation:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

Assembly Bill 402

Relating to increasing the number of members on the council on blindness.

Introduction and adoption of senate amendment 1:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

Senate Bill 265

Relating to authorizing the Milwaukee board of school directors to retain a real estate agent.

Passage:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

Senate Bill 264

Relating to contracts and bidding requirements of the Milwaukee board of school directors.

Passage:

Ayes, 5 -- Senators Thompson, Lorman, Norquist, Davis and Moen;

Noes, 1 -- Senator Strohl.

Senate Bill 75

Relating to membership of a library board in a school district authorized to maintain public library facilities.

Passage:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

Assembly Bill 90

Relating to composition of the Milwaukee board of school directors.

Introduction and adoption of senate substitute amendment 1:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 6 -- Senators Thompson, Strohl, Norquist, Lorman, Davis and Moen;

Noes, 0 -- None.

CARL W. THOMPSON
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Legislative Council

October 5, 1983

To the Honorable the Senate:

I am pleased to transmit to you the following report to the 1983 Legislature on legislation introduced by the Legislative Council:

JOURNAL OF THE SENATE [October 11, 1983]

RL 83-28 -- Legislation Relating to Administrative Rules (Senate Bill 425)

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available, on request, in the Legislative Council offices, Room 147 North, State Capitol.

Sincerely,
BONNIE REESE
Executive Secretary

CALENDAR OF OCTOBER 11

By request of Senator Cullen, with unanimous consent, the appointments were considered enmasse.

BOGE, PATRICIA A., of La Crosse, as a member of the State Historical Society Board of Curators, to serve for the term ending July 1, 1984.

Read.

CHEATHAM, LINDA K., of Madison, as a member of the Accounting Examining Board, to serve for the term ending July 1, 1987.

Read.

FOX, CHARLES, of Baraboo, as a member of the State Historical Society Board of Curators, to serve for the term ending July 1, 1986.

Read.

GARVES, KENNETH, of LaCrosse, as a member of the Barbers Examining Board, to serve for the term ending July 1, 1985.

Read.

GREGORY, ROBERT, of Colfax, as a member of the Nursing Home Administrators Examining Board, to serve for the term ending July 1, 1985.

Read.

JOHN, HELEN K., of Marinette, as a member of the Cosmetology Examining Board, to serve for the term ending July 1, 1985.

Read.

KING, ELIZABETH, Ph. D., of Green Bay, as a member of the Judicial Commission, to serve for the term ending August 1, 1986.

Read.

LAUTENSCHLAGER, PEGGY A., of Oshkosh, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1986.

Read.

MOORE, HENRY, JR., of Milwaukee, as a member of the Barbers Examining Board, to serve for the term ending July 1, 1984.

Read.

NEAS, DEBORAH A., of Milwaukee, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1985.

Read.

OKRAY, JOAN, of Janesville, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1986.

Read.

ROBERTSON, CAROL, of Milwaukee, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1985.

Read.

SHAW, JAMES, of Lake Mills, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1985.

Read.

SHOEMAKER, ROY T., of Iron River, as a member of the Nursing Home Administrators Examining Board, to serve for the term ending July 1, 1986.

Read.

SMITH, BOB, of Seymour, as a member of the State Historical Society Board of Curators, to serve for the term ending July 1, 1985.

Read.

STACY, KARLA R., of LaCrosse, as a member of the Council on Domestic Abuse, to serve for the term ending July 1, 1986.

Read.

The question was: Shall the appointments be confirmed?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 32.

Noes -- None.

Absent or not voting -- Senator Theno -- 1.

So the appointments were confirmed.

SENATE CLEARINGHOUSE ORDERS

Clearinghouse Rule 81-192

AN ORDER to create ch. HSS 245, relating to retention of public assistance case records and other public assistance records.

Submitted by Department of Health and Social Services.

Report received from agency, October 10, 1983.

Referred to committee on Health, Education, Corrections and Human Services, October 11, 1983.

Clearinghouse Rule 83-85

AN ORDER to create ch. ILHR 1, relating to Wisconsin environmental policy act procedures for actions by the department of industry, labor and human relations.

Submitted by Department of Industry, Labor and Human Relations.

Report received from agency, October 7, 1983.

Referred to committee on Energy and Environmental Resources, October 11, 1983.

Clearinghouse Rule 83-113

AN ORDER to amend HSS 54.01 (4) (c) and 57.04 (1), relating to child-placing agencies and group homes for children.

Submitted by Department of Health and Social Services.

Report received from agency, October 6, 1983.

Referred to committee on Health, Education, Corrections and Human Services, October 11, 1983.

The committee on Energy and Environmental Resources reports and recommends:

Clearinghouse Rule 83-54

AN ORDER to renumber ch. NR 117; and to create ch. NR 117, relating to Wisconsin's city and village shoreland-wetland protection program.

No action taken.

Clearinghouse Rule 83-157

AN ORDER to create a floodplain zoning ordinance for Green county, submitted to the legislature pursuant to s. 87.30 for review under s. 227.018.

No action taken.

JOE STROHL
Chair

MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

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

- Assembly Bill 20
- Assembly Bill 71
- Assembly Bill 147
- Assembly Bill 248
- Assembly Bill 306
- Assembly Bill 316
- Assembly Bill 338
- Assembly Bill 367
- Assembly Bill 397
- Assembly Bill 451
- Assembly Bill 459
- Assembly Bill 556

Adopted and asks concurrence in:

- Assembly Joint Resolution 64

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 20

An Act to authorize and direct expenditure of \$2,399.66 from the general fund for payment of a claim against the state made by Helen Yopek.

By Representative Roberts, co-sponsored by Senator Kleczka, by request of State Claims Board.

Read first time and referred to committee on Senate Organization.

Assembly Bill 71

Relating to implements of husbandry, creating penalties and granting rule-making authority.

By Representatives Vanderperren, Smith, Holschbach, Roberts, Lewis, Bradley, Van Gorden and Walling, co-sponsored by Senator Van Sistine.

Read first time and referred to committee on Transportation.

Assembly Bill 147

Relating to creating a child abuse and neglect prevention board and a children's trust fund, and making an appropriation.

By Representatives Bell, Sell, Medinger, S. Coggs, Ulichny, Seery, Becker, Rosenzweig and Plous, co-sponsored by Senators Adelman, Norquist, George and Otte.

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

Assembly Bill 248

Relating to personalized registration plates for motorcycles.

By Representatives Gerlach, Hasenohrl, Vanderperren, Van Gorden, Holschbach, Rude and Chvala.

Read first time and referred to committee on Transportation.

Assembly Bill 306

Relating to changes in county civil service laws.

By Representatives Meaux, Czarnecki and Ulichny, co-sponsored by Senators Lee, George and Johnston, by request of Milwaukee County.

Read first time and referred to committee on Urban Affairs and Government Operations.

Assembly Bill 316

Relating to interest rates on instalment payments for water and sewer hookups.

By Representative Shoemaker, co-sponsored by Senator Harsdorf, by request of League of Wisconsin Municipalities.

Read first time and referred to committee on Urban Affairs and Government Operations.

Assembly Bill 338

Relating to revising the uniform limited partnership act.

By Representatives Brist, Plous and Williams, co-sponsored by Senators Risser and Adelman, by request of Commission on Uniform State Laws and Secretary of State Douglas La Follette.

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

Assembly Bill 367

Relating to return of a public utility's interest in property taken for an abandoned project.

By Representatives Gilson, Brist, M. Coggs, Hasenohrl, Vanderperren, Holperin, Stower, Bolle, Plous, Gronemus, Lewis, Shoemaker, Crawford, Andrea, Gerlach, Robinson, S. Coggs, Williams, Smith, Metz, Antaramian, Bell, Sell, Medinger, Ulichny, Seery, Chvala and Holschbach, co-sponsored by Senators Strohl, Offner and Czarnezki.

Read first time and referred to committee on Energy and Environmental Resources.

Assembly Bill 397

Relating to the employment of school district administrators, school district business managers and school principals.

By Representatives Chvala, Goodrich, Radtke, Holperin, D. Travis, Stewart, Moyer, Donoghue, Gilson and Metz, co-sponsored by Senators Strohl, Hanaway, Van Sistine, Feingold, Otte, Lorman, Kincaid and Lee.

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

Assembly Bill 451

Relating to creating an export loan program and making an appropriation.

By Representatives Plous, T. Thompson, Antaramian, Clarenbach, Gronemus, Sell, Rosenzweig, Buettner, Holschbach, Bell, Donoghue, Smith, Shoemaker, Seery, Williams, Stower, M. Coggs, Bolle, Holperin, Ulichny, Gilson, Hasenohrl, Roberts, Rutkowski, Meaux, Helbach, Vanderperren, Foti, Rude, Radtke, Young and Panzer, co-sponsored by Senators Maurer, Hanaway, Czarnezki, Cullen, Offner, Kreul, Feingold, Van Sistine, Lorge, Chilsen, Johnston and George.

Read first time and referred to committee on Higher Education and Economic Development.

Assembly Bill 459

Relating to regulating and licensing grease processors.

By Representatives Loftus and Byers, co-sponsored by Senator Thompson.

Read first time and referred to committee on Agriculture and Rural Affairs.

Assembly Bill 556

Relating to bookkeeping and audit requirements for group homes.

By Representatives Johnson, Wood, Manske, Smith, Holperin, Bell, M. Coggs, Stewart, Robinson, Jauch, Gerlach, Plous and Becker, co-sponsored by Senator Cullen.

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

Assembly Joint Resolution 64

Relating to commending Harvey Kuenn for his contributions to baseball in this state.

By Representative Krusick, co-sponsored by Senator Norquist.

Read and referred to committee on Senate Organization.

CALENDAR OF OCTOBER 11

Senate Joint Resolution 35

Requesting that the governor of Wisconsin consider the appointment of older citizens to state boards and commissions in equal proportion to their percentage of the population.

Read.

Adopted.

Senate Bill 17

Relating to prohibiting the department of industry, labor and human relations from fixing and collecting fees for inspecting amusement attractions.

Read a second time.

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

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 17

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarnezki, Davis, Ellis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Opitz, Otte, Risser, Roshell, Strohl, Thompson and Van Sistine -- 32.

Noes -- None.

Absent or not voting -- Senator Theno -- 1.

So the bill passed.

Senate Bill 68

Relating to a personal property tax exemption for logging equipment.

Read a second time.

By request of Senator Cullen, with unanimous consent, **Senate Bill 68** was placed at the foot of the calendar.

Senate Bill 80

Relating to regulating smoking in public conveyances and specified places, granting rule-making authority and providing a penalty.

Read a second time.

Senator George in the chair.

10:27 A.M.

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

Senate amendments 2, 3, 4, 5 and 6 offered by
Senator Opitz.

Senate amendment 7 offered by Senator Hanaway.

The question was: Adoption of senate amendment 2?

Senator Risser moved rejection of senate amendment
2.

The question was: Rejection of senate amendment 2?

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

Ayes -- Senators Adelman, Chilsen, Cullen,
Czarnezki, Davis, Ellis, Engeleiter, Feingold, George,
Hanaway, Helbach, Johnston, Kleczka, Lee, Lorge,
Lorman, McCallum, Maurer, Moen, Norquist, Offner,
Otte, Risser, Strohl, Thompson and Van Sistine -- 26.

Noes -- Senators Harsdorf, Kincaid, Kreul, Lasee,
Opitz and Roshell -- 6.

Absent or not voting -- Senator Theno -- 1.

So the motion prevailed.

The question was: Adoption of senate amendment 3?

Senator Risser 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, 24; noes, 8; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen,
Czarnezki, Davis, Feingold, George, Helbach, Johnston,
Kincaid, Kleczka, Lee, Lorge, Lorman, McCallum,
Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl,
Thompson and Van Sistine -- 24.

Noes -- Senators Ellis, Engeleiter, Hanaway,
Harsdorf, Kreul, Lasee, Opitz and Roshell -- 8.

Absent or not voting -- Senator Theno -- 1.

So the motion prevailed.

The question was: Adoption of senate amendment 4?

Senator Risser moved rejection of senate amendment
4.

The question was: Rejection of senate amendment 4?

The ayes and noes were demanded and the vote was:
ayes, 26; noes, 5; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen,
Czarnezki, Davis, Engeleiter, Feingold, George,
Hanaway, Helbach, Johnston, Kincaid, Kleczka, Lee,
Lorge, Lorman, McCallum, Maurer, Moen, Norquist,

Offner, Otte, Risser, Strohl, Thompson and Van Sistine -
- 26.

Noes -- Senators Harsdorf, Kreul, Lasee, Opitz and
Roshell -- 5.

Absent or not voting -- Senators Ellis and Theno -- 2.

So the motion prevailed.

The question was: Adoption of senate amendment 5?

Senator Risser moved rejection of senate amendment
5.

The question was: Rejection of senate amendment 5?
The motion prevailed.

The question was: Adoption of senate amendment 6?

Senator Risser moved rejection of senate amendment
6.

The question was: Rejection of senate amendment 6?
The motion prevailed.

The question was: Adoption of senate amendment 7?

Senator Risser moved rejection of senate amendment
7?

The question was: Rejection of senate amendment 7?
The motion prevailed.

Senate amendment 8 offered by Senators Roshell and
Van Sistine.

The question was: Adoption of senate amendment 8?

Senator Risser moved rejection of senate amendment
8.

The question was: Rejection of senate amendment 8?

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

Ayes -- Senators Adelman, Czarnezki, Davis,
Engeleiter, Feingold, George, Hanaway, Helbach,
Johnston, Kincaid, Kleczka, Lee, Lorge, Lorman,
McCallum, Maurer, Moen, Norquist, Offner, Otte,
Risser, Strohl and Thompson -- 23.

Noes -- Senators Chilsen, Cullen, Ellis, Harsdorf,
Kreul, Lasee, Opitz, Roshell and Van Sistine -- 9.

Absent or not voting -- Senator Theno -- 1.

So the motion prevailed.

Senate amendment 9 offered by Senator Chilsen.

The question was: Adoption of senate amendment 9?

Senator Risser moved rejection of senate amendment
9.

The question was: Rejection of senate amendment 9?

The ayes and noes were demanded and the vote was:
ayes, 15; noes, 17; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Czarnezki, Feingold,
George, Helbach, Lee, Lorge, McCallum, Maurer,

Moen, Norquist, Otte, Risser, Strohl and Thompson -- 15.

Noes -- Senators Chilsen, Cullen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lorman, Offner, Opitz, Roshell and Van Sistine -- 17.

Absent or not voting -- Senator Theno -- 1.

So the motion did not prevail.

The question was: Adoption of senate amendment 9? Adopted.

Senate amendment 10 offered by Senator Lorman.

The question was: Adoption of senate amendment 10? .

Senator Risser moved rejection of senate amendment 10.

The question was: Rejection of senate amendment 10?

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

Ayes -- Senators Adelman, Cullen, Czarnezki, Davis, Engeleiter, Feingold, George, Harsdorf, Helbach, Johnston, Kincaid, Kleczka, Lee, Lorge, McCallum, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl and Thompson -- 23.

Noes -- Senators Chilsen, Ellis, Hanaway, Kreul, Lasee, Lorman, Opitz, Roshell and Van Sistine -- 9.

Absent or not voting -- Senator Theno -- 1.

So the motion prevailed.

Senator Van Sistine moved that **Senate Bill 80** be referred to committee on Labor, Business, Veterans Affairs and Insurance.

The question was: Shall the bill be referred to committee on Labor, Business, Veterans Affairs and Insurance?

The ayes and noes were demanded and the vote was: ayes, 10; noes, 22; absent or not voting, 1; as follows:

Ayes -- Senators Cullen, Ellis, Engeleiter, Feingold, Helbach, Lasee, Opitz, Roshell, Thompson and Van Sistine -- 10.

Noes -- Senators Adelman, Chilsen, Czarnezki, Davis, George, Hanaway, Harsdorf, Johnston, Kincaid, Kleczka, Kreul, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Otte, Risser and Strohl -- 22.

Absent or not voting -- Senator Theno -- 1.

So the motion did not prevail.

The question was: Shall **Senate Bill 80** be ordered to a third reading?

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 80

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 27; noes, 5; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarnezki, Davis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Johnston, Kleczka, Kreul, Lasee, Lee, Lorge, Lorman, McCallum, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl and Thompson -- 27.

Noes -- Senators Ellis, Kincaid, Opitz, Roshell and Van Sistine -- 5.

Absent or not voting -- Senator Theno -- 1.

So the bill passed.

Senate Bill 106

Relating to appointment of additional members to a regional planning commission which includes a 1st class city.

Read a second time.

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

Senator Maurer asked unanimous consent that **Senate Bill 106** be referred to committee on Energy and Environmental Resources.

Senator Norquist objected.

Senator Maurer moved that **Senate Bill 106** be referred to committee on Energy and Environmental Resources.

The question was: Shall **Senate Bill 106** be referred to committee on Energy and Environmental Resources?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 13; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Kincaid, Kreul, Lasee, Lorge, McCallum, Maurer, Moen, Opitz, Roshell, Strohl and Van Sistine -- 19.

Noes -- Senators Czarnezki, Feingold, George, Helbach, Johnston, Kleczka, Lee, Lorman, Norquist, Offner, Otte, Risser and Thompson -- 13.

Absent or not voting -- Senator Theno -- 1.

So the motion prevailed.

Senate Bill 116

Relating to expanding the prohibition against discrimination in employment.

Read a second time.

The president of the senate in the chair.

11:44 A.M.

Senate amendment 1 to senate substitute amendment 1 offered by Senator Otte.

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

Adopted.

The question was: Adoption of senate substitute amendment 1?

Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 116

Read a third time and passed.

Senate Bill 119

Relating to miscellaneous changes affecting insurers.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 119

Read a third time and passed.

Senate Bill 120

Relating to miscellaneous changes affecting the insurance security fund.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 120

Read a third time and passed.

Senate Bill 136

Relating to occupational licenses for members of volunteer fire departments and ambulance services.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

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

The question was: Adoption of senate amendment 1 to senate substitute amendment 2?

Adopted.

The question was: Adoption of senate substitute amendment 2?

Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 136

Read a third time and passed.

Senate Bill 177

Relating to bounties for rattlesnakes.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 177

Read a third time.

Senator Lee moved that **Senate Bill 177** be referred to committee on Energy and Environmental Resources.

The question was: Shall the bill be referred to committee on Energy and Environmental Resources?

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

Ayes -- Senators Adelman, Czarnecki, Davis, Ellis, Engeleiter, George, Harsdorf, Kleczka, Lee, McCallum, Maurer, Norquist, Otte and Strohl -- 14.

Noes -- Senators Chilsen, Cullen, Feingold, Hanaway, Helbach, Johnston, Kincaid, Kreul, Lasee, Lorge, Lorman, Moen, Offner, Opitz, Risser, Roshell, Theno, Thompson and Van Sistine -- 19.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Shall the bill pass?

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

Ayes -- Senators Chilsen, Cullen, Feingold, Hanaway, Helbach, Johnston, Kreul, Lasee, Lorge, McCallum, Moen, Offner, Opitz, Risser, Roshell, Thompson and Van Sistine -- 17.

Noes -- Senators Adelman, Czarnecki, Davis, Ellis, Engeleiter, George, Harsdorf, Kincaid, Kleczka, Lee, Lorman, Maurer, Norquist, Otte, Strohl and Theno -- 16.

Absent or not voting -- None.

So the bill passed.

STATEMENT OF POSITION

Pursuant to Senate Rule 74, I wish to be recorded as voting in favor of the following measure as enumerated below:

Senate Bill 80

DANIEL THENO

By request of Senator Cullen, with unanimous consent, the senate recessed until 2:00 P.M.

12:15 P.M.

RECESS

2:00 P.M.

The senate reconvened.

Senate Bill 277

Relating to authorizing residents of nursing homes and community-based residential facilities to keep pets.

Read a second time.

The question was: Adoption of senate amendment 1?

By request of Senator Czarnecki, with unanimous consent, senate amendment 1 was laid on the table.

Senate amendment 2 offered by Senators Engleiter and Chilsen.

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

Senator Chilsen moved that **Senate Bill 277** be indefinitely postponed.

The question was: Shall the bill be indefinitely postponed?

Senator Strohl moved that **Senate Bill 277** be referred to committee on Health, Education, Corrections and Human Services.

The question was: Shall the bill be referred to committee on Health, Education, Corrections and Human Services?

The motion prevailed.

Senate Bill 304

Relating to transportation of pupils and other persons in school busses or other vehicles and transportation of elderly or handicapped persons in human service vehicles and providing penalties.

Read a second time.

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

Ordered to a third reading.

By request of Senator Chilsen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 304

Read a third time and passed.

Senate Bill 305

Relating to enforcement of handicapped parking provisions and providing a penalty.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

By request of Senator Otte, with unanimous consent, senate substitute amendments 1 and 2 were laid on the table.

The question was: Adoption of senate amendment 1 to senate substitute amendment 3?

Adopted.

Senate amendment 2 to senate substitute amendment 3 offered by Senator Otte.

The question was: Adoption of senate amendment 2 to senate substitute amendment 3?

Adopted.

The question was: Adoption of senate substitute amendment 3?

Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 305

Read a third time and passed.

Senate Bill 345

Relating to the time period during which citizens of a jurisdiction may file a petition requesting a public hearing before a mediator-arbitrator (suggested as remedial legislation by the employment relations commission).

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 345

Read a third time.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 345** was referred to joint committee on Finance.

Senate Bill 349

Relating to various matters concerning the department of industry, labor and human relations (suggested as remedial legislation by the department of industry, labor and human relations).

Read a second time.

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

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 349

Read a third time and passed.

Senate Bill 418

Relating to determining when motor fuel is received for purposes of the motor fuel tax.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 418

Read a third time and passed.

Assembly Joint Resolution 16

Relating to condemning the federal government's interference with the regulation of energy efficiency standards for home appliances.

Read.

Concurred in.

Assembly Joint Resolution 30

Memorializing congress to support the Voluntary Incentive Program as presented by the Midwest Dairy Industry.

Read.

Senate amendment 1 offered by Senator Opitz.

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

The question was: Concurrence?

Concurred in as amended.

Assembly Joint Resolution 41

Relating to condemning the imposition by the United States Department of Agriculture of a 50-cent per hundredweight assessment on milk.

Read.

Senate amendment 1 to senate substitute amendment 1 offered by Senator Harsdorf.

Senate amendment 1 to senate amendment 1 to senate substitute amendment 1 offered by Senator Moen.

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

Adopted.

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

Adopted.

Senate amendment 2 to senate substitute amendment 1 offered by Senator Moen.

The question was: Adoption of senate amendment 2 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate substitute amendment 1?

Adopted.

The question was: Concurrence?

Concurred in as amended.

Assembly Joint Resolution 55

Declaring June 1, 1983, Sheboygan Brat Day in Madison and thanking the Brat Day coordinators, cohosts and other contributors for their fine efforts.

Read.

Concurred in.

Assembly Bill 93

Relating to requiring public schools to instruct pupils on the relationship between highway safety and the use of drugs.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Senator Strohl moved rejection of senate substitute amendment 1.

The question was: Rejection of senate substitute amendment 1?

Senator Chilsen raised the point of order that senate substitute amendment 1 was not germane.

The chair took the point of order under advisement.

Assembly Bill 129

Relating to motor-driven cycle parking.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 129

Read a third time and concurred in.

Assembly Bill 194

Relating to the penalties for possessing unstamped cigarettes and imposing a penalty.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 194

Read a third time and concurred in.

Assembly Bill 210

Relating to photographs on official identification cards.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 210

Read a third time and concurred in.

Assembly Bill 246

Relating to equipment and services provided to fermented malt beverage retailers by wholesalers or brewers.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 246

Read a third time and concurred in.

Assembly Bill 261

Relating to increasing penalties for violations of animal health laws.

Read a second time.

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

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 261

Read a third time and concurred in as amended.

Assembly Bill 286

Relating to wine menus.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 286

Read a third time and concurred in.

Assembly Bill 298

Relating to ownership of land by nonresident aliens and providing penalties.

Read a second time.

Senate amendment 1 offered by Senator Harsdorf.

The question was: Adoption of senate amendment 1?

By request of Senator Moen, with unanimous consent, **Assembly Bill 298** was referred to committee on Agriculture and Rural Affairs.

Senate Bill 68

Relating to a personal property tax exemption for logging equipment.

Read a second time.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 68** was referred to joint committee on Finance.

RULING OF THE CHAIR

Earlier today, the Senator from the 29th District, Senator Chilsen, raised the point of order that senate substitute amendment 1 to Assembly Bill 93 was not germane.

The original bill would expand the current requirement to provide instruction on prevention of accidents and highway safety, to include the relationship of alcohol and controlled substances and highway safety. The substitute amendment would eliminate the current law on requiring instruction on prevention of accidents and highway safety. The point of order is well taken, and the substitute amendment is not germane.

Assembly Bill 93

Relating to requiring public schools to instruct pupils on the relationship between highway safety and the use of drugs.

Read a second time.

The question was: Adoption of senate amendment 1?

Senator Strohl 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, 18; noes, 15; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Chilsen, Cullen, Czarnecki, Feingold, George, Helbach, Kincaid, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kleczka, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 15.

Absent or not voting -- None.

So the motion prevailed.

Senate amendment 2 offered by Senator Harsdorf.

The question was: Adoption of senate amendment 2?

By request of Senator Harsdorf, with unanimous consent, senate amendment 2 was placed after senate amendment 3.

Senate amendment 3 offered by Senator Harsdorf.

The question was: Adoption of senate amendment 3?

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

Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 16.

Noes -- Senators Davis, Ellis, Engeleiter, George, Hanaway, Harsdorf, Johnston, Kincaid, Kleczka, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz and Theno -- 16.

Absent or not voting -- Senator Roshell -- 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, 16; noes, 17; absent or not voting, 0; as follows:

Ayes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kleczka, Kreul, Lasee, Lorge, Lorman, McCallum, Opitz, Roshell and Theno -- 16.

Noes -- Senators Adelman, Cullen, Czarnecki, Feingold, George, Helbach, Kincaid, Lee, Maurer, Moen, Norquist, Offner, Otte, Risser, Strohl, Thompson and Van Sistine -- 17.

Absent or not voting -- None.

So the motion did not prevail.

Senator Strohl raised the point of order that senate amendment 2 was not germane.

The chair ruled the point of order well taken.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 93

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Cullen, Czarnezki, Feingold, George, Helbach, Kincaid, Lee, Maurer, Moen, Norquist, Otte, Risser, Strohl, Thompson and Van Sistine -- 16.

Noes -- Senators Chilsen, Davis, Ellis, Engeleiter, Hanaway, Harsdorf, Johnston, Kleczka, Kreul, Lasee, Lorge, Lorman, McCallum, Offner, Opitz, Roshell and Theno -- 17.

Absent or not voting -- None.

So the bill failed to be concurred in.

Senator Offner moved reconsideration of the vote by which **Assembly Bill 93** failed to be concurred in.

By request of Senator Offner, with unanimous consent, the motion for reconsideration of the vote by which **Assembly Bill 93** failed to be concurred in was laid on the table.

By request of Senator Lorge, with unanimous consent, the following letter was spread upon the journal congratulating Donald J. Schneider on his appointment as President of the American Society of Legislative Clerks and Secretaries.

State of Wisconsin
State Senate
Gerald D. Lorge

October 10, 1983

Dear Mr. Schneider:

I would like to congratulate you on being chosen as President of the American Society of Legislative Clerks and Secretaries for the group's annual meeting in Portland, Maine.

Being a former resident of Montello, which is in my new district, you have achieved an accomplishment

which will be highly regarded by the people of our area for a long time. We are all proud to have an exceptional resident of our area achieve national prominence.

I have always been happy with your performance here in Wisconsin as our Senate Chief Clerk, and have the highest confidence in your future duties as President of the American Society of Legislative Clerks and Secretaries. Being Chief Clerk of Wisconsin's State Senate, many people have relied on you on a daily basis. This is a task that will draw all your talents for the new position you have undertaken which again will revolve around the people you work with. This is the key to success in new positions one entails.

With all the day-to-day duties you have bestowed on the Senate employees of the Capitol for the last seven years, you truly deserve this change-of-pace position that will provide you a lifetime of self accomplishment.

With my kindest and best wishes to you, and your new position, I am

Sincerely yours,
GERALD D. LORGE
State Senator, 14th District

Senator Cullen asked unanimous consent that all action be ordered immediately messaged.

Senator Kleczka objected.

By request of Senator Cullen, with unanimous consent, all action was ordered immediately messaged with the exception of **Senate Bill 177**.

AMENDMENTS OFFERED

Senate amendment 2 to **Senate Bill 106** by Senator Kleczka.

Senate amendment 2 to **Senate Bill 387** by Senator Lee, by request of the Department of Health and Social Services.

Senate amendment 1 to **Senate Bill 390** by Senator Kreul.

Upon motion of Senator Cullen the senate adjourned until 10:00 A.M. Thursday, October 13.

3:43 P.M.