

STATE OF WISCONSIN

Senate Journal

Eighty-Ninth Regular Session

4:00 P.M.

Monday, June 19, 1989

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, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasec, Lee, Lecan, Lorman, Moen, Plewa, Risser, Roshell, Rude, Shoemaker, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 32.

Absent — None.

Absent with leave — None.

The senate stood for the prayer which was offered by Reverend Mary Salsbury of the First United Methodist Church of Madison.

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

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 237

Relating to creating a presumption that a motor vehicle located on a highway has been operated by its owner and to ensuring that vehicle identification numbers are readable.

By Senators Burke, Lee, Moen and Lorman; cosponsored by Representatives Baldus, Hamilton, Stower, Schneiders, Johnsrud, Zeuske and Zien.

To committee on Judiciary and Consumer Affairs.

COMMITTEE REPORTS

The committee on Judiciary and Consumer Affairs reports and recommends:

Senate Bill 21

Relating to increasing the penalties for failure to render aid in a boating accident.

Passage:

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

Noes, 0 -- None.

Senate Bill 41

Relating to notice to potential claimants and recovery of claims against estates.

Introduction and adoption of Senate amendment 1:

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

Noes, 0 -- None.

Introduction and adoption of Senate amendment 2:

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

Noes, 0 -- None.

Passage as amended:

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

Noes, 0 -- None.

Senate Bill 44

Relating to admissibility of evidence of compromise of a claim.

Passage:

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

Noes, 0 -- None.

Senate Bill 90

Relating to using the 'best interest of the child' standard for children who are abused or neglected.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 4 -- Senators Adelman, Feingold, Chvala and Buettner;

Noes, 1 -- Senator Stitt.

Passage as amended:

Ayes, 4 -- Senators Adelman, Feingold, Chvala and Buettner;

Noes, 1 -- Senator Stitt.

Senate Bill 103

Relating to service of summons and complaint on defendant.

Passage:

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

Noes, 0 -- None.

Senate Bill 202

Relating to placing a partnership, association or corporation on probation after a criminal conviction.

Passage:

Ayes, 4 -- Senators Adelman, Feingold, Chvala and Buettner;

Noes, 1 -- Senator Stitt.

Senate Bill 203

Relating to creating an additional court of appeals judgeship.

Passage:

Ayes, 5 -- Senators Adelman, Feingold, Chvala,
Stitt and Buettner;
Noes, 0 -- None.

Lynn S. Adelman
Chair

premium 100% earned, and using proceeds from one
property or casualty insurance policy to pay for the
premium of another policy.

No action taken.

Jerome Van Sistine
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Legislative Council

June 16, 1989

To the Honorable the Legislature:

I am pleased to transmit to you the following report
to the 1989 Legislature on legislation introduced by the
Legislative Council:

RL 89-7 -- Legislation on Surcharged on Fines and
Forfeitures (1989 Senate Joint
Resolution 34 and Senate Bill 193)

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

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

June 16, 1989

To the Honorable, the Senate:

I am pleased to nominate and with the advice and
consent of the Senate, do appoint GERALD
WHITBURN of Middleton, as Secretary, Department
of Industry, Labor and Human Relations pursuant to
the statute governing, to serve for the term ending at the
pleasure of the Governor.

Respectfully,
TOMMY THOMPSON
Governor

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

SENATE CLEARINGHOUSE ORDERS

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

Senate Clearinghouse Rule 88-91

Relating to coordination of benefits provisions in
group and blanket disability insurance policies.

No action taken.

Senate Clearinghouse Rule 88-207

Relating to minimum accelerated earned premiums,
when property and casualty insurers may not consider

CALENDAR OF JUNE 19, 1989

Senate Bill 31

An act relating to state finances and appropriations,
constituting the general executive budget bill of the 1989
legislature, and making appropriations.

By joint committee on Finance, by request of
Governor Tommy G. Thompson.

Read a second time.

Senate amendment 1 to senate substitute amendment
1 to **Senate Bill 31** offered by Senators Strohl, Risser,
Helbach, George, Roshell, Ellis and Rude.

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

By request of Senator Strohl, with unanimous
consent, senate amendment 1 to senate substitute
amendment 1 was placed after senate amendment 3 to
senate substitute amendment 1.

Senate amendment 2 and 3 to senate substitute
amendment 1 to **Senate Bill 31** offered by Senator
Chilsen.

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

Senator Strohl moved that senate amendment 2 to
senate substitute amendment 1 be laid on the table.

The question was: Shall senate amendment 2 to
senate substitute amendment 1 be laid on the table?

Tabled.

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

Senator Strohl moved that senate amendment 3 to
senate substitute amendment 1 be laid on the table.

The question was: Shall senate amendment 3 to
senate substitute amendment 1 be laid on the table?

Tabled.

By request of Senator Strohl, with unanimous
consent, senate amendment 1 to senate substitute
amendment 1 was placed after senate amendment 4 to
senate substitute amendment 1.

Senate amendment 4 to senate substitute amendment
1 to **Senate Bill 31** offered by Senator Lasce.

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

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Senator Strohl moved that senate amendment 4 to senate substitute amendment 1 be laid on the table.

The question was: Shall senate amendment 4 to senate substitute amendment 1 be laid on the table?

Tabled.

Senator Strohl, with unanimous consent, asked that the senate recess until 5:31 P.M..

4:37 P.M.

RECESS

5:31 P.M.

The senate reconvened.

Senate amendment 1 to senate amendment 1 to senate substitute amendment 1 to **Senate Bill 31** offered by Senators Strohl and Ellis.

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.

The question was: Adoption of senate substitute amendment 1?

Adopted.

Ordered to a third reading.

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

Senate Bill 31

Read a third time.

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

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

Noes — None.

Absent or not voting — None.

So the bill was passed.

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

Senator Strohl, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Tuesday, June 20.
6:28 P.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 174** offered by Senator Feingold.