

STATE OF WISCONSIN

Senate Journal

Eighty-Ninth Regular Session

Thursday, February 15, 1990

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:

Senators Adelman, Andrea, Barrett, Berndt, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Farrow, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasee, Lekan, Lorman, Moen, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, 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 Farrow led the senate in the pledge of allegiance to the flag of the United States of America.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 77

Providing for an advisory referendum on the question of informational labeling of milk produced from cows administered synthetic bovine somatotropin, and of dairy products manufactured from such milk.

By Senators Feingold, Burke, Jauch, George, Chvala and Adelman; cosponsored by Representatives Gruszynski, Fortis, Baldus, Gronemus, Grobschmidt, Hamilton, Medinger, Young, Notestein, Hubler, Barca, Carpenter, M. Coggs, Hasenohrl, Wineke, Thompson, Seery, Rohan, Robson, Bock and Fergus.

To committee on Agriculture, Corrections, Health and Human Services.

INTRODUCTION OF BILLS

Read first time and referred:

Senator Strohl, with unanimous consent, asked that **Senate Bill 395** be withdrawn from committee on Judiciary and Consumer Affairs and be referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs.

Senator Strohl, with unanimous consent, asked that **Senate Bill 435** be withdrawn from committee on Senate Organization and be referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs.

Senator Strohl, with unanimous consent, asked that **Assembly Bill 38** be withdrawn from committee on Senate Organization and be referred to committee on Education, Economic Development, Financial Institutions and Fiscal Policies.

Senate Bill 455

Relating to the authority of a metropolitan sewerage district established by a 1st class city, the authority of certain local governmental units to issue evidences of indebtedness and requesting a study.

By Senators George, Burke, Czarnecki, Barrett and Plewa; cosponsored by Representatives Bell, Loftus, Grobschmidt, Bock, Krug, Notestein, Moore, Kunicki, Krusick, S. Coggs, Seery, Fortis, R. Potter, M. Coggs and Gruszynski.

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

Senate Bill 456

Relating to creating an integrated pest management program in the university of Wisconsin system and making an appropriation.

By Senators Helbach, Strohl, Moen, Weeden, Chvala, Chilsen, Te Winkle, Lasee, Stitt, Berndt, Lekan, Roshell, Van Sistine, Czarnecki, Rude, Feingold, Burke, Kreul and Jauch; cosponsored by Representatives Gruszynski, Black, Ourada, Welch and Seery.

To committee on Educational Financing, Higher Education and Tourism.

Senate Bill 457

Relating to excluding motor vehicle rebates from the base used to calculate the sales tax.

By Senator Adelman; cosponsored by Representative Rutkowski.

To Joint Survey committee on Tax Exemptions.

Senate Bill 458

Relating to commitment, conditional release and discharge of persons acquitted of criminal charges by reason of mental disease or defect.

By Senators Adelman, Buettner, Chilsen, Risser, Weeden, Lorman and Burke; cosponsored by Representatives Rutkowski, Holschbach, Porter, Wimmer, Schneiders, Rosenzweig, Huelsman, Panzer and Brandemuehl, by request of Judicial Council.

To committee on Judiciary and Consumer Affairs.

Senate Bill 459

Relating to community residential confinement.

By Senators Moen, Lorman, Kreul and Helbach; cosponsored by Representatives Travis, Rosenzweig, Panzer, Ourada, M. Coggs, Schmidt and Stower.

To committee on Agriculture, Corrections, Health and Human Services.

Senate Bill 460

Relating to mutual savings and loan holding companies.

By Senators Ulichny and Farrow; cosponsored by Representative Fortis, by request of Office of the Commissioner of Savings and Loan.

To committee on Education, Economic Development, Financial Institutions and Fiscal Policies.

Senate Bill 461

Relating to training teachers and developing curricula for primary and secondary education in geography and making an appropriation.

By Senators Roshell, Burke, Moen, Kreul, Farrow, Buettner and Te Winkle; cosponsored by Representatives Lahn, C. Potter, Grobschmidt, Roberts, Young, Barca, Hamilton, Bolle, Loucks, Lorge, Welch, Klusman, Van Gorden, Musser, Deininger, Zien, Brandemuehl, Schneiders, Coleman, Gard and Ott.

To committee on Education, Economic Development, Financial Institutions and Fiscal Policies.

Senate Bill 462

Relating to technical and minor policy changes to the alcohol beverage laws and providing penalties.

By Senator Van Sistine; cosponsored by Representative Roberts, by request of Department of Revenue Secretary Mark Bugher.

To committee on Labor, Business, Insurance, Veterans' and Military Affairs.

COMMITTEE REPORTS

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

BABLITCH, STEPHEN E., of Madison, as Secretary of the Department of Corrections, to serve for the term ending at the pleasure of the Governor.

Confirmation:

Ayes, 7 -- Senators Moen, Te Winkle, Feingold, Jauch, Barrett, Lorman and Weeden;

Noes, 0 -- None.

Assembly Bill 532

Relating to changing statutory references from national bureau of standards to national institute of standards and technology (suggested as remedial legislation by the department of agriculture, trade and consumer protection).

Concurrence:

Ayes, 7 -- Senators Moen, Te Winkle, Feingold, Jauch, Barrett, Lorman and Weeden;

Noes, 0 -- None.

Rodney C. Moen
Chair

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

Assembly Bill 264

Relating to regulation of employment agencies.

Concurrence:

Ayes, 7 -- Senators Van Sistine, Roshell, Kincaid, Plewa, Te Winkle, Rude and Farrow;

Noes, 0 -- None.

Jerome Van Sistine
Chair

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

Senate Bill 407

Relating to requiring the strategic planning council to report annually to the appropriate legislative committees.

Passage:

Ayes, 8 -- Senators Ulichny, Adelman, Czarnecki, Helbach, Jauch, Barrett, Chilsen and Lorman;

Noes, 0 -- None.

Senate Bill 434

Relating to establishing a program of grants for clinics to provide school-based health services for adolescents, requesting a legislative audit of the clinics and making an appropriation.

Passage:

Ayes, 5 -- Senators Ulichny, Adelman, Czarnecki, Helbach, Jauch and Barrett

Noes, 2 -- Senators Chilsen and Lorman.

Assembly Bill 561

Relating to the confidentiality of pupil health care records.

Concurrence:

Ayes, 8 -- Senators Ulichny, Adelman, Czarnecki, Helbach, Jauch, Barrett, Chilsen and Lorman;

Noes, 0 -- None.

Barbara Ulichny
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Office of the Secretary of State

February 14, 1990

To the Honorable the Senate

I have the honor to transmit to you the following information pursuant to s. 13.685(7).

If you have any questions concerning this transmittal, please contact (608) 266-5503.

NEWLY REGISTERED LOBBYISTS AND THEIR PRINCIPALS:

Norman Anderson, 25 W. Main St., Madison, WI 53703 (608) 255-7277

1) Distilled Spirits Council of United States
Richard A. Crisp, Dir., State Government Relations

1250 Eye St., NW Ste. 900, Washington, DC 20005 (202) 628-3908

Subjects: Any legislation affecting the distilled spirits industry

Dismas Becker, 7 N. Pinckney St., Madison, WI 53703 (608) 255-3405

1533 N. 23rd St., Milwaukee, WI 53205 (414) 933-6044

1) Academic Staff Public Representation Organization (ASPRO) UW-Madison, 264 Bascom Hall, Madison, WI 53706 (608) 263-2985

Subjects: To educate and to represent U.W. Academic Staff interests to legislators, the State Executive, University Regents and the general public

2) WI Assn. for Counseling and Development Peg Olson/Deborah Lau, 4426 Indian Tr., Green Bay, WI 54313 (414) 497-8761

Subjects: Any areas related to counseling, psychology, human services, or education

Shannon E. Bradbury, 16 N. Carroll St., Ste. 300, Madison, WI 53703 (608) 251-3322

1) Citizens Utility Board Melanie G. Ramey, Exec. Dir., 16 N. Carroll St., Ste. 300, Madison, WI 53703 (608) 251-3322

Subjects: All matters and issues related to energy and the regulation of public utilities

Bill Broydrick, 600 E. Mason, Milwaukee, WI 53202 (414) 224-9393

1) Ad Hoc WI Cellular Carrier's Assn. John Cusack, %Ameritech Mobile Communications of WI, Inc. 1515 Woodfield Rd., Schaumburg, IL 60173 (708) 706-7626

Subjects: Repealing provisional exemption of cellular mobile radio telecommunications

Cynthia Broydrick, 600 E. Mason, Milwaukee, WI 53202 (414) 224-9393

1) Ad Hoc WI Cellular Carrier's Assn. John Cusack, %Ameritech Mobile Communications of WI, Inc. 1515 Woodfield Rd., Schaumburg, IL 60173 (708) 706-7626

Subjects: Repealing provisional exemption of cellular mobile radio telecommunications

Peter C. Christianson, 411 E. Wisconsin Ave., Ste. 2500, Milwaukee, WI 53202 (414) 277-5745

1) Quarles and Brady James Urdan, 411 E. Wisconsin Ave., Ste. 2500 Milwaukee, WI 53202 (414) 277-5000

Subjects: Senate Bill 348 and related matters

Anthony H. Driessen, 411 E. Wisconsin Ave., Milwaukee, WI 53202 (414) 277-5000

1) National Assn. of Securities Dealers, Inc. Frank J. Wilson, Exec. VP. 1735 K St., NW, Washington, DC 20006 (202) 728-8000

Subjects: Revisions to Wisconsin securities laws

Maira Fitzgerald, 600 E. Mason, Milwaukee, WI 53202 (414) 224-9393

1) Banc One WI Corp. Dr. Leila Fraser, 111 E. Wisconsin Ave., Milwaukee, WI 53202 (414) 765-3206
Subjects: Any matter affecting the company in any way by any state agency, or the legislature

2) Milwaukee Metropolitan Sewerage District Mike McCabe/Wallace White, 260 W. Secoth, Milwaukee, WI 53201 (414) 272-5100

Subjects: Any matter affecting the company in any way by any state agency, or the legislature

3) Motorcycle Industry Council Mel Stahl, 1235 Jefferson Davis Hwy., Arlington, VA 22202 (703) 521-0444

Subjects: Any matter affecting the company in any way by any state agency, or the legislature

4) Northland Cranberries John Swendrowski, 251 Oak St., Wisconsin Rapids, WI 54494 (715) 424-4444

Subjects: Any matter affecting the company in any way by any state agency, or the legislature

5) WI Speech, Language, Hearing Assn. Alma Peters, 1516 W. Mequon Rd., Mequon, WI 53092 (414) 241-4240

Subjects: Any matter affecting the company in any way by any state agency, or the legislature

6) Assn. of Milwaukee County State Prosecutors Jon Reddin, 821 W. State St., Milwaukee, WI 53233 (414) 278-4645

Subjects: Any matter affecting the company in any way by any state agency, or the legislature

7) Concerned Auto Recyclers Ed Segersin, 1749 S. Broadway, Green Bay, WI 54303 (414) 437-4877

Subjects: Any matter affecting the company in any way by any state agency, or the legislature

8) Milwaukee Area Technical College Dr. Rus Slicker, 700 W. State, Milwaukee, WI 53233 (414) 278-6320

Subjects: Any matter Affecting the company in any way by any state agency, or the legislature

9) Milwaukee County Deputy Sheriff's Assn. Robert L. Hillman, 821 W. State, Milwaukee, WI 53233 (414) 278-5137

Subjects: Any matter affecting the company in any way by any state agency, or the legislature

10) Waste Management of WI, Inc. Bill Katzman, 2 Park Plaza, 10850 W. Park Pl., Milwaukee, WI 53224 (414) 359-1110

Subjects: Any matter affecting the company in any way by any state agency, or the legislature

11) Ameritech Mobile Communications John Cusack, 1515 Woodfield Rd., Schaumburg, IL 60173 (312) 490-7626

Subjects: Any matter affecting the company in any way by any state agency, or the legislature

12) Aurora Health Care, Inc. Ed Howe, 3000 W. Montana Ave., Milwaukee, WI 53215 (414) 647-3000

Subjects: Any matter affecting the company in any way by any state agency, or the legislature

13) Ad Hoc WI Cellular Carrier's Assn. John Cusack, %Ameritech Mobile Communications, 1515 Woodfield Rd., Schaumburg, IL 60173

JOURNAL OF THE SENATE [February 15, 1990]

Subjects: Repealing provisional exemption of cellular mobile radio telecommunications; any matter affecting the company in any way by any state agency, or the legislature

John N. Forde, 25 W. Main, #702, Madison, WI 53703 (608) 251-5909

1) Metropolitan Milwaukee Assn. of Commerce Timothy Sheehy, 756 N. Milwaukee St., Milwaukee, WI 53202 (414) 273-3000

Subjects: Issues of interest to metro Milwaukee business community

Conrad G. Goodkind, 411 E. Wisconsin Ave., Milwaukee, WI 53202 (414) 277-5000

1) National Assn. of Securities Dealers, Inc. Frank J. Wilson, Exec. VP., 1735 K St., NW, Washington, DC 20006 (202) 728-8000

Subjects: Revisions to Wisconsin securities laws

Joseph A. Kachelski, 1717 W. Broadway, Madison, WI 53708 (608) 221-4711

1) WI Physicians Service Insurance Corp. William T. Bathke, 1717 W. Broadway, Madison, WI 53708 (608) 221-4711

Subjects: Consumer affairs, counties and municipalities, health, industry, insurance, social services, state government, trade and commerce, taxation, department of administration, department of employe trust funds, group insurance board, department of health and social services, department of industry, labor and human relations, labor and industry review commission, commissioner of insurance, office of secretary of state

Debra J. Kraft, N85 W17007 Lee Pl., Menomonee Falls, WI 53051 (414) 255-2383

1) Pewaukee, Town of Brent J. Redford, Town Chairman, W240 N3065 Pewaukee Rd., Pewaukee, WI 53072 (414) 691-0770

Subjects: All laws and regulations dealing with townships and village government including annexation boundary lines

Richard J. Lewandowski, 2 E. Mifflin St., Ste. 600, Madison, WI 53703 (608) 255-8891

1) WI potato and Vegetable Growers Assn. Dean A. Zulger, 700 5th Ave., Antigo, WI 54409 (715) 623-7683

Subjects: Any function or activity of any branch, department or phase of federal, state or local government; agriculture; outdoors or environment; taxation; regulation of business, finance or insurance, or other topics pertaining to the general public health or welfare

Elynn Mc Kenzie, 330 E. Kilbourn, #550, Milwaukee, WI 53202 (414) 273-4680

1) Chicago Milwaukee Corp. Lawrence S. Adelson, 547 W. Jackson Blvd., #1510 Chicago, IL 60606 (312) 822-0400

Subjects: Real estate/development concerns

Barry Mc Nulty, 16 N. Carroll St., Madison, WI 53703 (608) 255-0566

1) Ad Hoc WI Cellular Carrier's Assn. John Cusack, %Ameritech Mobile Communications of WI, Inc. 1515 Woodfield Rd., Schaumburg, IL 60173 (708) 706-7626

Subjects: Repealing provisional exemption of cellular mobile radio telecommunications

Brian L. Mitchell, 660 E. Mason St., Milwaukee, WI 53202 (414) 271-5900

1) Dawson, Inc. Milt Dawson, Pres., 2771 N. Sherman, Milwaukee, WI 53210 (414) 871-7144

Subjects: All matters affecting client's business including taxation, the environment and solid waste regulations

Michael R. Murphy, 330 E. Kilbourn, Ste. 700, Milwaukee, WI 53202 (414) 276-4280

1) Dawson, Inc. Milt Dawson, Pres., 2771 N. Sherman, Milwaukee, WI 53210 (414) 871-7144

Subjects: All matters affecting client's business, including taxation, the environment, and solid waste regulations

M. Alice O'Connor, 22 N. Carroll St., Ste. 202, Madison, WI 53703 (608) 251-3232

1) The Tobacco Institute George Minshew, 1875 I St., NW, Washington, DC 20006 (800) 424-9876

Subjects: Those issues affecting the tobacco industry

Graig Peterson, 330 E. Kilbourn, #550, Milwaukee, WI 53202 (414) 273-4680

1) Chicago Milwaukee Corp. Lawrence S. Adelson, 547 W. Jackson Blvd., #510 Chicago, IL 60606 (312) 822-0400

Subjects: Real estate/development concerns

Melanie G. Ramey, 16 N. Carroll St., Ste. 300, Madison, WI 53703 (608) 251-3322

1) Citizens Utility Board Melanie G. Ramey, Exec. Dir., 16 N. Carroll St., Ste. 300, Madison, WI 53703 (608) 251-3322

Subjects: All matters and issues related to energy and the regulation of public utilities

Jo Anna Richard, 16 N. Carroll, Madison, WI 53703 (608) 255-0566

1) Ad Hoc WI Cellular Carrier's Assn. John Cusack, %Ameritech Mobile Communications of WI, Inc. 1515 Woodfield Rd., Schaumburg, IL 60173 (708) 706-7626

Subjects: Repealing of provisional exemption of cellular mobile radio telecommunications

Charles S. Van Sickle, 25 W. Main St., Madison, WI 53703 (608) 255-7277

1) WI Electric Cooperative Assn. Leroy Rose, Gen. Mgr., 2981 Yarmouth Greenway Dr., Madison, WI 53701 (608) 273-0420

Subjects: All matters relating to cooperatives, corporations, utilities, taxation, insurance, non-profit organizations, environment

Lance M. Walter, 122 State St. Center, Madison, WI 53703 (608) 263-3422

1) United Council of UW Student Governments, Inc. Jim Smith, Pres., 122 State St. Center, Ste. 500, Madison, WI 53703 (608) 263-3422
Subjects: Higher educational issues

James W. Wimmer, Jr., 22 N. Carroll St., Ste. 200, Madison, WI 53703 (608) 256-5223

1) The Joseph Entertainment Group, Inc. Joseph Balestrieri, 620 N. Broadway, Ste. 201, Milwaukee, WI 53202 (414) 276-3300

Subjects: Any function or activity of any branch, department or phase of federal, state or local government; agriculture, outdoors or environment; taxation; regulation of business, finance or insurance, or other topics pertaining to the general public health or welfare

Jeffrey L. Wiswell, Tenny Plaza, Ste. 622, 3 S. Pinckney St., Madison, WI 53703 (608) 258-8090

1) Animal Health Institute Betsy Holler, 119 Oronco St., Alexandria, VA 22314-2058 (703) 684-0011
Subjects: All areas related to agriculture

Daniel Wisniewski, 7 N. Pinckney, Ste. 110, Madison, WI 53703 (608) 255-5788

1) WI Indian Gaming Assn. Gordon Thunder, P.O. Box 9, Lac du Flambeau, WI 54538 (715) 588-3324
Subjects: Gaming, lottery

TERMINATION OF LOBBYIST LICENSES:

Roland Olenchek terminated as of February 6, 1990 for Board of School Directors of the City of Milwaukee.

Jeffrey J. Remsik terminated as of February 9, 1990 for The Nature Conservancy.

PRINCIPALS STRICKEN FROM RECORD:

Gateway foods, Inc. as of February 7, 1990
Froedtert Memorial Lutheran Hospital as of February 1, 1990

WICOR, Inc. as of February 2, 1990
WI State Charter Fishing Assn., Inc. as of February 9, 1990

PRINCIPALS DEFUNCT:

Blubb Institute for Middle East Affairs as of February 8, 1990

AMENDMENT TO PRINCIPAL INFORMATION:

Principal: WI Assn. for Counseling and Development
New Address: 4426 Indian Tr., Green Bay, WI 54313
New Telephone Number: (414) 497-8761
Date: February 8, 1990
Lobbyist: Dismass Becker

AMENDMENT TO LOBBYIST INFORMATION:

Lobbyist: Ed Blume
New Address: 16 N. Carroll St., Ste. 200, Madison, WI 53703
New Telephone Number: (608) 255-3840

Principals: WI Assn. of Life and Health Insurers, American Managed Care

DECEASED:

Lawrence Tepper as of February 7, 1990 for Amalgamated Transit Union

Sincerely,
DOUGLAS LAFOUILLETTE
Secretary of State

State of Wisconsin
Wisconsin Employment Relations Commission

February 14, 1990

To the Honorable the Legislature:

Pursuant to Section 111.71(4), Wis. Stats., we respectfully submit the Annual Study of the Arbitration Law under s. 111.70(4)(cm) for fiscal year 1988-89.

A. HENRY HEMPE
Chairman
HERMAN TOROSIAN
Commissioner
WILLIAM K. STRYCKER
Commissioner

EXECUTIVE COMMUNICATIONS

CALENDAR OF FEBRUARY 15, 1990

Senator Strohl, with unanimous consent, asked that all the appointments be taken up en masse.

HILGENBERG, TERRY N., SR., of Shawano, as a member of the Real Estate Examining Board, to serve for the interim term ending July 1, 1991.

HUMLEKER, MARGARET, of Fond du Lac, as a member of the Historical Society Board of Curators, to serve for the term ending July 1, 1992.

IDSO, MARY C., of Chippewa Falls, as a member of the Real Estate Examining Board, to serve for the term ending July 1, 1993.

MCCULLOUGH, WILLIAM 'CLINT', of Madison, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, to serve for the interim term ending July 1, 1991.

PAVIS, JANE R., of Madison, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, to serve for the term ending July 1, 1993.

POJA, MICHAEL G., of Milwaukee, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, to serve for the term ending July 1, 1990.

SHELLINGER, JACQUELINE D., of Elm Grove, as a member of the Lottery Board, to serve for the interim term ending May 1, 1990.

SCHELLINGER, JACQUELINE D., of Elm Grove, as a member of the Lottery Board, to serve for the term ending May 1, 1995.

ULLRICH, PETER F., of Milwaukee, as a member of the Deferred Compensation Board, to serve for the term ending July 1, 1990.

ULLRICH, PETER F., of Cochrane, as a member of the Deferred Compensation Board, to serve for the term ending July 1, 1994.

Read.

The question was: Confirmation of the appointments?

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, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Farrow, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasee, Lekan, Lorman, Moen, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

Confirmed.

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 89-191

Relating to exempting war risks coverage contained in aircraft insurance policies from portions of the midterm cancellation statute.

Submitted by Office of the Commissioner of Insurance.

Report received from agency, February 14, 1990.

Referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs, February 15, 1990.

Senate Clearinghouse Rule 89-190

Relating to multiple employes trust and association health care benefit plans.

Submitted by Office of the Commissioner of Insurance.

Report received from agency, February 13, 1990.

Referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs, February 15, 1990.

Senate Clearinghouse Rule 89-202

Relating to flameproofing of Christmas trees.

Submitted by Department of Industry, Labor and Human Relations.

Report received from agency, February 14, 1990.

Referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs, February 15, 1990.

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

Senate Clearinghouse Rule 89-187

Relating to community-based economic development.

No action taken.

Barbara Ulichny
Chair

The committee on Housing, Government Operations and Cultural Affairs reports and recommends:

Senate Clearinghouse Rule 89-111

Relating to applications for certification as an engineer-in-training and the duration of the principles and practice of engineering examination.

No action taken.

John R. Plewa
Chair

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

Senate Clearinghouse Rule 89-64

Relating to Wisconsin pollutant discharge elimination system regulations.

No action taken.

Senate Clearinghouse Rule 89-65

Relating to effluent limitations and pretreatment standards for the pharmaceutical manufacturing industry.

No action taken.

Senate Clearinghouse Rule 89-66

Relating to effluent limitations and pretreatment standards for the electrical and electronic components industry.

No action taken.

Senate Clearinghouse Rule 89-67

Relating to effluent limitations and pretreatment standards for the inorganic chemicals manufacturing industry.

No action taken.

Senate Clearinghouse Rule 89-68

Relating to effluent limitations and pretreatment standards for the nonferrous metals forming and metal powders industry.

No action taken.

Senate Clearinghouse Rule 89-69

Relating to effluent limitations and pretreatment standards for the nonferrous metals manufacturing industry.

No action taken.

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 has adopted and asks concurrence in:

Assembly Joint Resolution 112
Assembly Joint Resolution 120

Passed and asks concurrence in:

Assembly Bill 254
Assembly Bill 410
Assembly Bill 598
Assembly Bill 681
Assembly Bill 705
Assembly Bill 775

Concurred in:

Assembly Bill 351, Senate amendment 1
Assembly Bill 557, Senate amendment 1
Senate Bill 220

Amended and concurred in as amended:

Senate Bill 64, Assembly amendments 1 and 2
Senate Bill 142, Assembly amendment 3
Senate Bill 241, Assembly amendment 1 to assembly substitute amendment 1 and assembly substitute amendment 1

Nonconcurrent in:

Assembly Bill 220, Senate amendment 1

The Assembly requested a Committee of Conference on **Assembly Bill 220**.

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Joint Resolution 112

Relating to the service of Major General Raymond A. Matera.

By Representatives Bolle, Thompson, Schneider, Van Gorden, Baldus, Musser and Zien, cosponsored by Senators Van Sistine, Plewa, Kincaid, Te Winkle, Roshell, Rude and Farrow.

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

Assembly Joint Resolution 120

Relating to the release of Nelson Mandela.

By Representative M. Coggs.

Read and referred to committee on Senate Organization.

Assembly Bill 254

Relating to motor vehicle accidents and providing penalties.

By Representatives Walling, Van Dreel, Volk, Underheim, Prosser, Brancel and Klusman, cosponsored by Senators Lorman and Weeden.

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

Assembly Bill 410

Relating to allowing 1st class cities to ban the distribution of free cigarettes, with any business purpose, on the streets and other pedestrian areas of 1st class cities.

By Representatives Bock, Plache, Gruszynski, Young, Barrett, Notestein, Grobschmidt, Robson, Lautenschlager, Volk, Boyle, Fortis, Brandemuehl, Zien, Hamilton and Krug, cosponsored by Senators Adelman, Czarnecki, Lee, Ulichny and Andrea.

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

Assembly Bill 598

Relating to making covert surveillance an unfair labor practice and forbidding disciplinary action against state employees based on covert surveillance.

By Representatives Carpenter, Clarenbach, M. Coggs, Plache, Lorge, Robson, Rohan, Seery and Boyle, cosponsored by Senators Te Winkle and Andrea.

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

Assembly Bill 681

Relating to evaluations of preschool to grade 5 programs.

By Representatives Notestein, R. Potter, Plache, Moore, Rohan, Robson, Gruszynski and Fortis, cosponsored by Senators Czarnecki, Burke and Van Sistine.

Read first time and referred to committee on Education, Economic Development, Financial Institutions and Fiscal Policies.

Assembly Bill 705

Relating to public inland lake protection and rehabilitation districts, town sanitary districts and granting rule-making authority.

By Representatives C. Potter, Holperin, Roberts, Boyle, Brancel, Clarenbach, Linton, Porter, Stower and Welch, cosponsored by Senators Jauch, George, Kreul, Chvala and Helbach.

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

Assembly Bill 775

Relating to special distinguishing registration plates for first responders.

By Representatives Stower, Vanderperren, Van Gorden, Lorge, Lewis, Schultz, Bolle, Baldus, Boyle and Gronemus, cosponsored by Senators Moen, Lasec and Buettner.

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

SECOND READING AND AMENDMENTS
OF SENATE JOINT RESOLUTIONS AND
SENATE BILLS

CALENDAR OF FEBRUARY 15, 1990

Senate Bill 235

Relating to garnishment of earnings of public officers and employes.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Senator George, with unanimous consent, asked that **Senate Bill 235** be referred to joint committee on Finance.

Senate Bill 276

Relating to criminal records of individuals associated with partnerships, associations or corporations that are lottery retailers or vendors (suggested as remedial legislation by the lottery board).

Read a second time.

Ordered to a third reading.

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

Senate Bill 276

Read a third time and passed.

Senator George, with unanimous consent, asked that **Senate Bill 235** be withdrawn from joint committee on Finance and taken up.

Senate Bill 235

Relating to garnishment of earnings of public officers and employes.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Adopted.

Ordered to a third reading.

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

Senate Bill 235

Read a third time and passed.

Senate Bill 322

Relating to certain name changes on birth certificates after acknowledgement of paternity.

Read a second time.

Ordered to a third reading.

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

Senate Bill 322

Read a third time and passed.

Senator Andrea, with unanimous consent, asked that he be made a cosponsor of **Assembly Bill 450**.

Senate Bill 342

Relating to state procurements from work centers for the severely handicapped, creating a state use board, granting rule-making authority and making an appropriation.

Read a second time.

The question was: Adoption of senate amendment 1?

Senator George, with unanimous consent, asked that **Senate Bill 342** be referred to joint committee on Finance.

Senate Bill 381

Relating to renewals and cancellations of insurance policies, making certain changes to the laws governing the health insurance risk sharing plan, medical malpractice insurance, various other changes to the insurance laws and granting rule-making authority.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Senator George, with unanimous consent, asked that **Senate Bill 381** be referred to joint committee on Finance.

Senator George, with unanimous consent, asked that **Senate Bill 381** be withdrawn from joint committee on Finance and taken up.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Adopted.

Senator Adelman, with unanimous consent, asked that **Senate Bill 381** be placed at the foot of the calendar.

Senate Bill 382

Relating to ozone-depleting refrigerant, granting rule-making authority, providing penalties and making appropriations.

Read a second time.

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 382** offered by Senator Cowles.

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

Senator George, with unanimous consent, asked that **Senate Bill 382** be referred to joint committee on Finance.

Senate Bill 388

Relating to summary probate procedures.

Read a second time.

Ordered to a third reading.

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

Senate Bill 388

Read a third time and passed.

Senate Bill 403

Relating to an income tax designation for the arts and making appropriations.

Read a second time.

Senator George, with unanimous consent, asked that **Senate Bill 403** be referred to joint committee on Finance.

Senate Bill 405

Relating to creating a private cause of action for certain civil rights violations.

Read a second time.

The question was: Adoption of senate amendment 1?

Senator Strohl, with unanimous consent, asked that **Senate Bill 405** be placed at the foot of the calendar.

SECOND READING AND AMENDMENTS
OF ASSEMBLY JOINT RESOLUTIONS AND
ASSEMBLY BILLS

Assembly Joint Resolution 106

Relating to designating April 22 to 28, 1990, as 'Wisconsin Science and Technology Education Week'.

Read.

Concurred in.

Assembly Joint Resolution 116

Relating to commending Dan Brandenstein on his mission as Commander of the space shuttle, Columbia.

Read.

Concurred in.

Assembly Bill 159

Relating to reckless driving and providing penalties.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 159

Read a third time and concurred in.

Assembly Bill 277

Relating to changes to laws governing coverage under the patients compensation fund and the health care liability insurance plan, various changes to laws regulating medical malpractice insurance and the applicability of certain insurance laws to the laws governing the patients compensation fund, medical malpractice insurance and continuing care contracts.

Read a second time.

Senate substitute amendment 1 to **Assembly Bill 277** offered by Senator Helbach.

The question was: Adoption of senate substitute amendment 1?

Senator Strohl raised the point of order that the substitute amendment 1 to **Assembly Bill 277** was not germane.

The Chair ruled the point well taken.

Senator Chilsen appealed the ruling of the Chair.

The question was: Shall the ruling of the Chair stand as the judgment of the Senate?

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, Burke, Chvala, Cowles, Czarnecki, Feingold, George, Helbach, Jauch, Kincaid, Moen, Plewa, Risser, Roshell, Strohl, Te Winkle, Ulichny and Van Sistine -- 20.

Noes — Senators Berndt, Buettner, Chilsen, Davis, Ellis, Farrow, Kreul, Lasee, Lecan, Lorman, Rude, Stitt and Weeden — 13.

Absent or not voting -- None.

The ruling of the Chair stands as the judgment of the Senate.

Ordered to a third reading.

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

Assembly Bill 277

Read a third time.

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

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

Noes — Senator Ulichny — 1.

Absent or not voting — None.

Concurred in.

Assembly Bill 417

Relating to nutritional improvement programs for the elderly at university of Wisconsin centers and institutions, private institutions of higher education, vocational, technical and adult education districts and school districts, granting rule-making authority and making an appropriation.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 417

Read a third time.

Senator George, with unanimous consent, asked that **Assembly Bill 417** be referred to joint committee on Finance.

Senator George, with unanimous consent, asked that **Assembly Bill 417** be withdrawn from joint committee on Finance and taken up.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 417

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, Buettner, Burke, Chilsen, Chvala, Cowles, Czarnecki, Davis, Ellis, Farrow, Feingold, George, Helbach, Jauch, Kincaid, Kreul, Lasee, Leraan, Lorman, Moen, Plewa, Risher, Roshell, Rude, Stitt, Strohl, Te Winkle, Ulichny, Van Sistine and Weeden — 33.

Noes — None.

Absent or not voting — None.

Concurred in.

Senate Bill 381

Relating to renewals and cancellations of insurance policies, making certain changes to the laws governing the health insurance risk sharing plan, medical malpractice insurance, various other changes to the insurance laws and granting rule-making authority.

Read a second time.

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 381** offered by Senator Adelman.

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

Senator Van Sistine moved rejection of senate amendment 1 to senate substitute amendment 1.

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

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

Ayes — Senators Andrea, Berndt, Buettner, Chilsen, Ellis, Farrow, George, Jauch, Kincaid, Kreul, Lasee, Leraan, Lorman, Moen, Plewa, Roshell, Rude, Ulichny and Van Sistine — 19.

Noes — Senators Adelman, Barrett, Burke, Chvala, Cowles, Czarnecki, Davis, Feingold, Helbach, Risher, Stitt, Strohl, Te Winkle and Weeden — 14.

Absent or not voting — None.

Rejected.

The question was: Adoption of senate substitute amendment 1?

Senator Adelman moved that **Senate Bill 381** be referred to committee on Labor, Business, Insurance, Veterans' and Military Affairs.

The question was: Shall **Senate Bill 381** be referred to the committee on Labor, Business, Insurance, Veterans' and Military Affairs?

Senator Adelman, with unanimous consent, asked that his motion for referral be withdrawn, the record be expunged on rejection of senate amendment 1 to senate substitute amendment 1 and senate amendment 1 to senate substitute amendment 1 be adopted.

Senator Chilsen objected.

Senator Adelman, with unanimous consent, asked that his motion for referral be withdrawn.

Senator Adelman, with unanimous consent, asked that the record be expunged on rejection of senate amendment 1 to senate substitute amendment 1.

Senator Chilsen objected.

Senator Van Sistine moved reconsideration of the vote by which the Senate rejected senate amendment 1 to senate substitute amendment 1 to **Senate Bill 381**.

The question was: Shall the Senate reconsider the vote by which the Senate rejected senate amendment 1 to senate substitute amendment 1 to **Senate Bill 381**?

Reconsidered.

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

Rejection refused.

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 rules be suspended and that the bill be considered for final action at this time.

Senate Bill 381

Read a third time and passed.

Senate Bill 405

Relating to creating a private cause of action for certain civil rights violations.

Read a second time.

The question was: Adoption of senate amendment 1?

Senator Roshell, with unanimous consent, asked that the senate recess until 12:00 P.M..

11:09 A.M.

RECESS

12:00 P.M.

The senate reconvened.

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

Senate amendment 2 to **Senate Bill 405** offered by Senator Chilsen.

The question was: Adoption of senate amendment 2?

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

Ayes — Senators Adelman, Andrea, Barrett, Burke, Chvala, Czarneski, Feingold, George, Helbach, Jauch, Moen, Plewa, Risser, Strohl, Te Winkle and Van Sistine — 16.

Noes — Senators Berndt, Buettner, Chilsen, Cowles, Davis, Ellis, Farrow, Kincaid, Kreul, Lasec, Lecan, Lorman, Roshell, Rude, Stitt and Weeden — 16.

Absent or not voting — Senator Ulichny — 1.

Rejection refused.

Senator Strohl, with unanimous consent, asked that Senator Ulichny be granted a leave of absence for the balance of today's session.

The question was: Adoption of senate amendment 2?

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

Ayes — Senators Berndt, Buettner, Chilsen, Cowles, Davis, Ellis, Farrow, Kreul, Lasec, Lecan, Lorman, Roshell, Rude, Stitt and Weeden — 15.

Noes — Senators Adelman, Andrea, Barrett, Burke, Chvala, Czarneski, Feingold, George, Helbach, Jauch, Kincaid, Moen, Plewa, Risser, Strohl, Te Winkle and Van Sistine — 17.

Absent or not voting — Senator Ulichny — 1.

Adoption refused.

Senate amendment 3 to **Senate Bill 405** offered by Senator Weeden.

The question was: Adoption of senate amendment 3?

Senator Feingold 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:

Ayes — Senators Adelman, Andrea, Barrett, Burke, Chvala, Czarneski, Feingold, George, Helbach, Jauch, Moen, Plewa, Risser, Strohl, Te Winkle and Van Sistine — 16.

Noes — Senators Berndt, Buettner, Chilsen, Cowles, Davis, Ellis, Farrow, Kincaid, Kreul, Lasec, Lecan, Lorman, Roshell, Rude, Stitt and Weeden — 16.

Absent or not voting — Senator Ulichny — 1.

Rejection refused.

The question was: Adoption of senate amendment 3?

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

Ayes — Senators Berndt, Buettner, Chilsen, Cowles, Davis, Ellis, Farrow, Kreul, Lasec, Lecan, Lorman, Roshell, Rude, Stitt and Weeden — 15.

Noes — Senators Adelman, Andrea, Barrett, Burke, Chvala, Czarneski, Feingold, George, Helbach, Jauch, Kincaid, Moen, Plewa, Risser, Strohl, Te Winkle and Van Sistine — 17.

Absent or not voting — Senator Ulichny — 1.

Adoption refused.

Ordered to a third reading.

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

Senate Bill 405

Read a third time.

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

Ayes — Senators Adelman, Andrea, Barrett, Burke, Chvala, Czarneczki, Feingold, George, Helbach, Jauch, Kincaid, Lorman, Moen, Plewa, Risser, Strohl, Te Winkle and Van Sistine — 18.

Noes — Senators Berndt, Buettner, Chilsen, Cowles, Davis, Ellis, Farrow, Kreul, Lasee, Leean, Roshell, Rude, Stitt and Weeden — 14.

Absent or not voting — Senator Ulichny — 1.

Passed.

Senator Strohl, 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 adopted and asks concurrence in:

Assembly Joint Resolution 121

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Joint Resolution 121

Relating to commending Kiwanis International on its 75th anniversary.

By Representative Underheim.

Read and referred to committee on Senate Organization.

Senator Strohl, with unanimous consent, asked that **Assembly Joint Resolution 121** be withdrawn committee on Senate Organization and taken up.

Assembly Joint Resolution 121

Relating to commending Kiwanis International on its 75th anniversary.

Read.

Concurred in.

MOTIONS

Senator Lasee moved to withdraw **Assembly Bill 38** from committee on Education, Economic Development, Financial Institutions and Fiscal Policies and referred to committee on Senate Rules.

The question was: Shall the rules be suspended and **Assembly Bill 38** be withdrawn from the committee on Education, Economic Development, Financial Institutions and Fiscal Policies and referred to the committee on Senate Rules?

Senator Lasee, with unanimous consent, asked to withdraw his motion.

Senator Lasee moved to withdraw **Assembly Bill 38** from committee on Education, Economic Development, Financial Institutions and Fiscal Policies and take up.

The question was: Shall the rules be suspended and **Assembly Bill 38** be withdrawn from the committee on Education, Economic Development, Financial Institutions and Fiscal Policies and taken up?

Senator Lasee, with unanimous consent, asked to withdraw his motion.

Senator Chilsen moved to withdraw **Assembly Bill 38** from committee on Education, Economic Development, Financial Institutions and Fiscal Policies and take up.

The question was: Shall the rules be suspended and **Assembly Bill 38** be withdrawn from the committee on Education, Economic Development, Financial Institutions and Fiscal Policies and taken up?

Senator Strohl moved to adjourn.

The question was: Shall the Senate adjourn?

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

Ayes — Senators Adelman, Barrett, Burke, Chvala, Czarneczki, Davis, Feingold, George, Helbach, Jauch, Lorman, Moen, Risser, Strohl, Te Winkle and Van Sistine — 16.

Noes — Senators Andrea, Berndt, Buettner, Chilsen, Cowles, Ellis, Farrow, Kincaid, Kreul, Lasee, Leean, Plewa, Roshell, Rude, Stitt and Weeden — 16.

Absent or not voting — Senator Ulichny — 1.

Adjournment refused.

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

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Senator Strohl, with unanimous consent, asked that the senate recess.

Senator Chilsen objected.

Senator Strohl, with unanimous consent, asked that the senate recess until 4:02 P.M.

1:01 P.M.

RECESS

4:02 P.M.

The senate reconvened.

ADJOURNMENT

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

4:03 P.M.

AMENDMENTS OFFERED

Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 382** offered by Senators Lasec and Cowles.

Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 382** offered by Senator Cowles.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 113

1. Page 1, line: substitute "are" for "is".

Senate Bill 373

1. Page 1, line 5: delete "a".