

STATE OF WISCONSIN

Senate Journal

Ninety-First Regular Session

10:00 A.M.

TUESDAY, February 23, 1993

The Senate met.

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

The Chair, with unanimous consent, asked that the proper entries be made in the journal.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 14

Relating to designating March as Women's History Month.

By Senator Farrow; cosponsored by Representative Notestein, by request of Wisconsin Women's Council.

To committee on Senate Organization.

Senate Joint Resolution 15

Relating to 4-year terms of office for sheriffs (first consideration).

By Senators Buettner, Andrea, Burke, Farrow, Huelsman, Lasee, Lorman, Petak and Schultz; cosponsored by Representatives Krusick, Ainsworth, Klusman, Dobyms, Zien, Vergeront, Urban, Swoboda, Springer, Schneiders, Porter, Owens, Ourada, Musser, Lehman, La Fave, Ladwig, Hahn, Goetsch, Foti, Deininger, Brandemuehl, Bock and Albers.

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

Senate Joint Resolution 16

Relating to 4-year terms of office for certain county officers (first consideration).

By Senators Buettner, Andrea, Burke, Farrow, Huelsman, Lasee, Lorman, Petak and Schultz; cosponsored by Representatives Krusick, Ainsworth, Dobyms, Albers, Brandemuehl, Deininger, Foti, Goetsch, Hahn, Harsdorf, Jensen, Klusman, La Fave, Lehman, Musser, Ourada, Owens, Porter, Schneiders, Springer, Swoboda, Urban and Vergeront.

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

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 65

Relating to classifying state probation and parole officers as protective occupation participants for the purposes of the Wisconsin retirement system.

By Senators Potter, Breske, Chvala, Burke, Cowles, Schultz, Buettner and George; cosponsored by Representatives Ziegelbauer, Baldus, Holperin, Boyle,

Bolle, Otte, Musser, Dobyms, Robson, Goetsch, Turner, Lorge, La Fave, Schneiders, Ryba and Swoboda.

To Joint Survey committee on Retirement Systems.

Senate Bill 66

Relating to changes in the law enforcement officers' bill of rights and the applicability of collective bargaining dispute and disciplinary procedures affecting certain local governmental employes.

By Senators Andrea, Breske, Burke, Chvala, Decker, Potter, Risser and Rude; cosponsored by Representatives Wineke, Barca, Black, Boyle, Carpenter, Foti, Hanson, Hasenohrl, Holperin, Johnsrud, Kaufert, La Fave, Lorge, Meyer, Musser, Porter, Potter, Roberts, Springer, Stower, Swoboda, Turner, Underheim, Urban and Welch.

To committee on Labor, Revenue and Economic Development.

Senate Bill 67

Relating to changing requirements concerning publication of notice and conduct of public hearings for proposed hospital rate changes.

By Senators Moen, Rude, Chvala, Lorman, Breske, Farrow, Cowles and Petak; cosponsored by Representatives Robson, Turner, Carpenter, Roberts, Ourada, Boyle, Bock, Ainsworth, Holperin, Potter, Urban, La Fave, Hahn, Rosenzweig and Ryba.

To committee on Health Care, Human Services and Corrections.

Senate Bill 68

Relating to defining physician's assistants as health care providers for certain purposes and changing the term "physician's assistant" to "physician assistant".

By Senators Moen, Burke, Rude, Chvala, Lorman, Breske, Farrow, Cowles and Petak; cosponsored by Representatives Robson, Roberts, Turner, Carpenter, Ourada, Boyle, Bock, Holperin, Potter, Urban, Hahn, Schneiders, Ainsworth, La Fave, Rosenzweig and Ryba.

To committee on Health Care, Human Services and Corrections.

Senate Bill 69

Relating to battery to school district officers or employes and providing penalties.

By Senators Petak, Breske, Darling, Buettner, Weeden, Farrow, Drzewiecki, Rude, Lecan, Cowles and Huelsman; cosponsored by Representatives Silbaugh, Barca, Rosenzweig, Vergeront, Vrakas, Porter, Underheim, Brandemuehl, Klusman, Brancel, Ladwig, Ott, Hahn, Goetsch, Musser, Urban, Schneiders, Kaufert, Green, Harsdorf, Lorge, Prosser, Deininger, Welch, Zien, Lehman, Duff, Ourada, Lazich, Seratti, Roberts, Swoboda, Turner, Gruszynski, Foti and Panzer.

To committee on Judiciary and Consumer Affairs.

Ott, Hahn, Goetsch, Musser, Urban, Schneiders, Kaufert, Green, Harsdorf, Lorge, Prosser, Deininger, Welch, Zien, Lehman, Duff, Ourada, Lazich, Seratti, Roberts, Swoboda, Turner, Gruszynski, Foti and Panzer.

To committee on Judiciary and Consumer Affairs.

Senate Bill 70

Relating to the sale of calves at livestock markets and by livestock dealers and the identification of slaughter calves.

By Senator Lasee; cosponsored by Representatives Ott and Klusman.

To committee on Transportation, Agriculture, Tourism and Veterans Affairs.

Senate Bill 71

Relating to unemployment compensation hearings by telephone conference.

By Senators Leean, Jauch, Buettner, Lasee, Schultz, Breske, Petak, Cowles, Farrow, Lorman and Huelsman; cosponsored by Representatives Holperin, Vergeront, Zien, Boyle, Bolle, Barca, Ott, Ourada, Porter, Gard, Hahn, Reynolds, Green, Musser and Goetsch.

To committee on Labor, Revenue and Economic Development.

Senate Bill 72

Relating to oleoresin of capsicum and providing a penalty.

By Senators Leean, Drzewiecki, Buettner and Lasee; cosponsored by Representatives Baldus, Gard, Zien, Silbaugh, Musser, Johnsrud, Bolle, Vergeront, Goetsch, Baumgart, Kaufert, Rosenzweig and Brandemuehl.

To committee on Judiciary and Consumer Affairs.

Senate Bill 73

An act to direct expenditure of \$8,659.33 from the general fund for payment of a claim against the state made by Tom Kuenster.

By Senator George; cosponsored by Representative Linton, by request of the State Claims Board.

To joint committee on Finance.

Senate Bill 74

Relating to the service of process in the supplementary examination of a judgment debtor.

By Senators Adelman and Darling; cosponsored by Representative Rutkowski, by request of the Judicial Council.

To committee on Judiciary and Consumer Affairs.

COMMITTEE REPORTS

The committee on Senate Organization reports and recommends:

Senate Joint Resolution 11

Relating to proclaiming May 14, 15 and 16, 1993, Syttende Mai Weekend.

Adoption:

Ayes, 6 -- Senators Risser, Helbach, Chvala, Ellis, Rude and Farrow;

Noes, 0 -- None.

Fred A. Risser
Chair

The committee on Aging and Rural Affairs reports and recommends:

LEHRMANN, EUGENE, of Tomah, as a member of the Board on Aging and Long Term Care, to serve for the term ending May 1, 1997.

Confirmation:

Ayes, 6 -- Senators Clausing, Drzewiecki, Burke, Moen, Buettner and Lasee;

Noes, 0 -- None.

HOWARD, LINDA S. of Waukesha, as a member of the Board on Aging and Long Term Care, to serve for the term ending May 1, 1997.

Confirmation:

Ayes, 6 -- Senators Clausing, Drzewiecki, Burke, Moen, Buettner and Lasee;

Noes, 0 -- None.

STROZINSKY, RUTH ANN, of Tomah, as a member of the Board on Aging and Long Term Care, to serve for the term ending May 1, 1997.

Confirmation:

Ayes, 6 -- Senators Clausing, Drzewiecki, Burke, Moen, Buettner and Lasee;

Noes, 0 -- None.

Alice Clausing
Chair

The committee on Transportation, Agriculture, Tourism and Veterans Affairs reports and recommends:

Assembly Bill 37

Relating to extending the agricultural production loan guarantee program.

Concurrence:

Ayes, 6 -- Senators Breske, Lasee, Moen, Andrea, Drzewiecki and Schultz;

Noes, 0 -- None.

Roger Breske
Chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Legislative Audit Bureau

January 15, 1993

To the Honorable the Legislature:

This is the biennial report of the operations and performance of the Legislative Audit Bureau for the period January 1, 1991, to December 31, 1992, as required by s. 13.94(1)(j), Wis. Stats.

The Legislative Audit Bureau is a nonpartisan service agency of the Wisconsin Legislature and is responsible

for conducting financial and program evaluation audits to assist the Legislature in its oversight of executive branch agencies. The Bureau's reports are received and reviewed by the Joint Legislative Audit Committee, whose 1991-92 members included:

Senator Burke, Co-Chair	Representative Krug, Co-Chair
Senator George	Representative Barca
Senator Roshell	Representative Linton
Senator Lasee	Representative Vergeront
Senator Farrow	Representative Gard

During 1991 and 1992, the Audit Bureau completed audits and evaluations of a wide range of programs and issues affecting state and local government. This report includes a description of the Bureau and its responsibilities, and a summary of our work during this period.

Sincerely,
Dale Cattanach
State Auditor

STATE OF WISCONSIN
ETHICS BOARD

February 16, 1993

To the Honorable the Senate:

At the direction of s. 13.685(7), Wisconsin Statutes, I am furnishing you with the names of organizations recently registered with the Ethics Board as employing one or more individuals to affect state legislation or administrative rules. For each organization I have noted the general area of legislative or administrative action which the organization has described as the object of its lobbying activity and the name of each licensed lobbyist that the organization has authorized to act on its behalf.

Alliance of Cities, Inc., Wisconsin

Subjects: Intergovernmental payments, property taxes, public employee bargaining, environment, highways, courts and state taxes.

Huck, Edward
Sumi, Gail

Ambulance Service Assoc.

Subjects: Matters affecting clients' business, including health care regulations and reimbursement, taxation, insurance, and related issues.

Mitchell, Brian
Jablonski, Ann

A. O. Smith Corporation Budget & taxes, environmental issues, health care reforms, civil rights issues, tort reform, educational reforms

Smith, Roger S.

Apartment Assoc., Wisconsin

Subjects: All matters pertaining to the ownership and management of apartments.

Gerlach, Chet

Barry Healthcare Services, Inc.

Subjects: Health care, small business.

Swandby, Janet

Dairy Products Assoc., Inc., Wisconsin

Subjects: Any legislation or administrative rules pertinent to the dairy industry.

Legreid, Brad

Farmers Organization, National Legislation and administrative rules affecting agricultural producers, the agricultural industry, rural development or related areas.

Zimmerman, Paul

Dummer, Michael

Krings, Jerome

Hamilton Test Systems

Subjects: Ozone regulation and clean air act issues.

Cook, Sharon

Mitchell, Brian

High Speed Rail Assoc., Wisconsin

Subjects: All administrative or legislative proposals that would affect the development and financing of a high speed rail system in Wisconsin.

Goyke, Gary

Laborers' District Council, Wisconsin

Subjects: Any areas affecting workers, such as prevailing wage, workers' compensation or right to strike.

Ryan, Michael

Fisher, Thomas

Parisi, Joseph

Madison, City of--Office of the Mayor

Subjects: Any and all matters related to municipal governance.

O'Keefe, James

Milwaukee Public Museum, Inc.

Subjects: All areas of legislation that may affect the Milwaukee Public Museum.

McNulty, Barry

Motorcycle Industry Council

Subjects: Distribution, retail sales and use of motorcycles, all terrain vehicles and allied products.

Broydrick, Bill

Hurtgen, Robert

Pharmacists Association, Wisconsin

Subjects: Pharmacy and healthcare related issues.

Decker, Christopher

Driessen, Anthony

Theo, Peter

Propane Gas Assoc., Wisconsin

Subjects: All areas related to the use and sale of propane.

Gerlach, Chet

School Counselors Association, Wisconsin

Subjects: All areas that impact on school counselors.

Gerlach, Chet

St. Francis, City of

Subjects: All areas relating to the development of the former Lakeside Power Plant.

Gerlach, Chet

Superamerica, A Subsidiary of Ashland Oil, Inc.

Subjects: Matters affecting trade and commerce.

Cook, Sharon

Mitchell, Brian

Timber Producers Association.

Subjects: All administrative rules, and all areas relating to the harvesting, transportation and production of wood products.

Gerlach, Chet

Time Insurance Company

Subjects: All matters that affect the insurance industry.

Preston, Jane

Christianson, Peter

Tourism Attractions, Assoc. of Wisconsin

Subjects: All areas related to tourism attractions.

Gerlach, Chet

United Gaming, Inc.

Subjects: all legislation affecting parimutuel and gaming industry and regulation of such industry.

Chnelich, Joseph

McCoshen, Carol

Urban Transit Assoc., Wisconsin

Subjects: All administrative rules and legislative proposals which could affect mass transit.

Goyke, Gary

Visiting Nurse Assoc.

Subjects: Home health care, nursing

Driessen, Anthony

Mayer, Mary Jane

Also available from the Wisconsin Ethics Board are reports identifying the amount and value of time state agencies have spent to affect legislative action and reports of expenditures for lobbying activities filed by the organizations that employ lobbyists.

Sincerely,

R. Roth Judd

Executive Director

SENATE CLEARINGHOUSE ORDERS

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

Senate Clearinghouse Rule 92-75

Relating to hunting, trapping and firearm possession regulations.

No action taken.

Senate Clearinghouse Rule 92-76

Relating to incorporation of revisions and additions to the federal new source performance standards.

No action taken.

Senate Clearinghouse Rule 92-166

Relating to alternative energy systems.

No action taken.

Senate Clearinghouse Rule 92-47

Relating to the recovery of ozone-depleting refrigerants from salvaged or dismantled refrigeration equipment.

No action taken.

Senate Clearinghouse Rule 92-114

Relating to endangered and threatened plants.

No action taken.

Senate Clearinghouse Rule 92-115

Relating to growing trees and shrubs.

No action taken.

Senate Clearinghouse Rule 92-151

Relating to the provision of grant assistance under the stage 2 vapor recovery program.

No action taken.

Senate Clearinghouse Rule 92-142

Relating to atrazine use restrictions.

No action taken.

Brian Burke

Chair

Senate Clearinghouse Rule 92-119

Relating to learning assistance programs.

Submitted by Department of Public Instruction.

Report received from agency, February 18, 1993.

Referred to committee on Education, February 23, 1993.

Senate Clearinghouse Rule 92-120

Relating to management restructuring programs.

Submitted by Department of Public Instruction.

Report received from agency, February 18, 1993.

Referred to committee on Education, February 23, 1993.

Clearinghouse Rule 92-121

Relating to grants for elementary mathematics and science programs.

Submitted by Department of Public Instruction.

Report received from agency, February 18, 1993.

Referred to committee on Education, February 23, 1993.

Clearinghouse Rule 92-122

Relating to grants for staff development.

Submitted by Department of Public Instruction.

Report received from agency, February 18, 1993.

Referred to committee on Education, February 23, 1993.

Clearinghouse Rule 92-123

Relating to grants for collaborative projects.

Submitted by Department of Public Instruction.

Report received from agency, February 18, 1993.

Referred to committee on Education, February 23, 1993.

Clearinghouse Rule 92-156

Relating to screening of newborns for congenital and metabolic disorders.

Submitted by Department of Health and Social Services.

Report received from agency, February 19, 1993.

Referred to committee on Health Care, Human Services and Corrections, February 23, 1993.

Clearinghouse Rule 92-172

Relating to the retention of licensure application files by the board, definitions of unprofessional conduct, the

requirement that doctors of chiropractic use a professional title and continuing education requirements for renewal of a credential to practice chiropractic.

Submitted by Department of Regulation and Licensing.

Report received from agency, February 19, 1993.

Referred to committee on Health Care, Human Services and Corrections, February 23, 1993.

Clearinghouse Rule 92-209

Relating to manufactured homes.

Submitted by Department of Industry, Labor and Human Relations.

Report received from agency, February 19, 1993.

Referred to committee on Labor, Revenue and Economic Development, February 23, 1993.

CHIEF CLERK'S REPORT

The chief clerk records:

Senate Joint Resolution 2 .

Senate Joint Resolution 3 .

Correctly enrolled and deposited in the Office of the Secretary of State February 22, 1993.

Senator Risser, with unanimous consent, asked that the Senate adjourn until 10:00 A.M. Thursday, February 25.

10:01 A.M.