

STATE OF WISCONSIN

Senate Journal

Ninety-First Regular Session

1:30 P.M.

Friday, July 16, 1993

The Senate met.

The Senate was called to order by Brian D. Rude, President of the Senate.

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

Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Leean, Lorman, Moen, Moore, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz Stitt, Weeden, Wineke and Zien — 33.

Absent — None.

Absent with leave — None.

The Senate stood for a moment of silent meditation.

The Senate remained standing and Senator Lecan 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 378

Relating to discontinuing the penalty for late filing of sales tax and use tax returns if the late filing is caused by the death of the person required to file.

By Senators Breske and Huelsman; cosponsored by Representatives Ryba, Musser, Wilder, Owens, La Fave, Hahn, Baldus, Ziegelbauer, Lorge, Goetsch, Roberts, Schneiders, Ott, Hasenohrl, Stower, Kaufert, Seratti, Boyle, Huber and Ourada.

To committee on State Government Operations and Corrections.

COMMITTEE REPORTS

The committee on Judiciary and Insurance reports and recommends:

Assembly Bill 592

Relating to human immunodeficiency virus infection and sexually transmitted diseases testing of juvenile sex offenders and disclosure of human immunodeficiency virus infection and sexually transmitted diseases test results to juvenile and adult sex offenders.

Concurrence:

Ayes, 7 -- Senators Huelsman, Stitt, Petak, Darling, Risser, Adelman and Chvala;

Noes, 0 -- None.

Joanne B. Huelsman
Chair

The committee on Business, Economic Development and Urban Affairs reports and recommends:

SCHMIDT, ANTHONY O., of Hartford, as a member of the Small Employer Insurance Board, to serve for the term ending May 1, 1996.

Confirmation:

Ayes, 5 -- Senators Petak, Buettner, Zien, Plewa and Moore;

Noes, 0 -- None.

THOMPSON, BERNARD, E., of Platteville, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, to serve for the term ending July 1, 1997.

Confirmation:

Ayes, 5 -- Senators Petak, Buettner, Zien, Plewa and Moore;

Noes, 0 -- None.

DAVIS, YVONNE J., of Milwaukee, as a member of the Barbering and Cosmetology Examining Board, to serve for the interim term ending July 1, 1996.

Confirmation:

Ayes, 5 -- Senators Petak, Buettner, Zien, Plewa and Moore;

Noes, 0 -- None.

DeVRIES, MARVIN, of Madison, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, to serve for the term ending July 1, 1997.

Confirmation:

Ayes, 5 -- Senators Petak, Buettner, Zien, Plewa and Moore;

Noes, 0 -- None.

FITZGIBBON, PENNY, of Florence, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, to serve for the term ending July 1, 1994.

Confirmation:

Ayes, 5 -- Senators Petak, Buettner, Zien, Plewa and Moore;

Noes, 0 -- None.

George Petak
Chair

EXECUTIVE COMMUNICATIONS

CALENDAR OF FRIDAY, JULY 16, 1993

Senator Ellis, with unanimous consent, asked that the appointments under the 6th order be taken up en masse.

DAVIS, YVONNE J., of Milwaukee, as a member of the Barbering and Cosmetology Examining Board, to serve for the interim term ending July 1, 1996.

Read.

DeVRIES, MARVIN, of Madison, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, to serve for the term ending July 1, 1997.

Read.

FITZGIBBON, PENNY, of Florence, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, to serve for the term ending July 1, 1994.

Read.

MADAY, THOMAS J., of Madison, as Commissioner of Credit Unions, to serve for the term ending at the pleasure of the Governor.

Read.

SCHMIDT, ANTHONY O., of Hartford, as a member of the Small Employer Insurance Board, to serve for the term ending May 1, 1996.

Read.

THOMPSON, BERNARD, E., of Platteville, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, to serve for the term ending July 1, 1997.

Read.

The question was: Confirmation?

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, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, George, Helbach, Huelsman, Jauch, Lasee, Lekan, Lorman, Moen, Moore, Petak, Plewa, Potter, Risser, Rosenzweig, Rude, Schultz, Stitt, Weeden, Wineke and Zien — 33.

Noes — None.

Absent or not voting — None.

Confirmed.

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 92-150

Relating to a public access policy for waterways, implementation of boating access provisions, abandonment of access and review of access in plats.

Submitted by Department of Natural Resources.

Report received from agency, July 14, 1993.

Referred to committee on Environment and Energy, July 16, 1993.

MESSAGE FROM THE ASSEMBLY

By Thomas T. Melvin, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has adopted and asks concurrence in:

Assembly Joint Resolution 68

Assembly Joint Resolution 72

Assembly Joint Resolution 74

Assembly Joint Resolution 75

Concurred in:

Senate Bill 349

Assembly Bill 174, Senate substitute amendment 1

Assembly Bill 533, Senate substitute amendment 1

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Joint Resolution 68

Relating to the life and public service of Daniel Hanna.

By Representatives Carpenter, Grobschmidt and Krusick, cosponsored by Senator Plewa.

Read.

Considered as privileged and taken up.

Concurred in by unanimous rising vote.

Assembly Joint Resolution 74

Relating to the life and public service of Michael Early.

By Representative Roberts, cosponsored by Senator Clausing.

Read.

Considered as privileged and taken up.

Concurred in by unanimous rising vote.

Assembly Joint Resolution 72

Relating to observing September 26, 1993, as 'Wisconsin AIDS Walk and AIDS Awareness Day'.

By Representatives Carpenter, Baldwin, Panzer, Notestein, Morris-Tatum, Bock, Riley, Urban, Potter, Grobschmidt, Hanson, R. Young, Plache, L. Young, Beal, Klusman, Dobyns and Lorge, cosponsored by

Senators Rosenzweig, Chvala, Burke, Breske, Clausing, Buettner and Lorman.

Read and referred to committee on Senate Organization.

Senator Rosenzweig, with unanimous consent, asked that **Assembly Joint Resolution 72** be withdrawn from the committee on Senate Organization and taken up.

Assembly Joint Resolution 72

Relating to observing September 26, 1993, as 'Wisconsin AIDS Walk and AIDS Awareness Day'.

By Representatives Carpenter, Baldwin, Panzer, Notestein, Morris-Tatum, Bock, Riley, Urban, Potter, Grobschmidt, Hanson, R. Young, Plache, L. Young, Beal, Klusman, Dobyns and Lorge, cosponsored by Senators Rosenzweig, Chvala, Burke, Breske, Clausing, Buettner and Lorman.

Read.

Concurred in.

Assembly Joint Resolution 75

Relating to recognizing the centennial of Vilas County.

By Representatives Holperin and Prosser, cosponsored by Senator Breske.

Read and referred to committee on Senate Organization.

Senator Farrow, with unanimous consent, asked that **Assembly Joint Resolution 75** be withdrawn from the committee on Senate Organization and taken up.

Assembly Joint Resolution 75

Relating to recognizing the centennial of Vilas County.

By Representatives Holperin and Prosser, cosponsored by Senator Breske.

Read.

Concurred in.

CONSIDERATION OF MOTIONS AND RESOLUTIONS

Senator Ellis, with unanimous consent, asked that **Senate Resolution 8** be laid on the table.

SECOND READING AND AMENDMENTS OF ASSEMBLY JOINT RESOLUTIONS AND ASSEMBLY BILLS

Assembly Bill 592

Relating to human immunodeficiency virus infection and sexually transmitted diseases testing of juvenile sex offenders and disclosure of human immunodeficiency virus infection and sexually transmitted diseases test results to juvenile and adult sex offenders.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 592

Read a third time and concurred in.

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

Senator Ellis, with unanimous consent, asked 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 the Conference Committee Report on:

Senate Bill 44

The Chair, with unanimous consent, asked that the Committee on Conference Report on **Senate Bill 44** be taken up.

Senate Bill 44

An act relating to state finances and appropriations, constituting the executive budget act of the 1993 legislature, and making appropriations.

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

Read.

The question was: Shall the Committee on Conference Report on **Senate Bill 44** be concurred in?

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

Ayes — Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Huelsman, Lasee, Leraan, Lorman, Petak, Rosenzweig, Rude, Schultz, Stitt, Weeden and Zien — 17.

Noes — Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Helbach, Jauch, Moen, Moore, Plewa, Potter, Risser and Wineke — 16.

Absent or not voting — None.

Concurred in.

MOTIONS

Senator Helbach, with unanimous consent, asked that when the Senate adjourn today it do so in honor of Patty and Dan Clancy, the proud parents of Kevin Joseph Clancy who was born on July 11, 1993.

Senator Chvala, with unanimous consent, asked that when the Senate adjourn today it do so in honor of Dan Fields.

Senator Moen, with unanimous consent, asked that when the Senate adjourn today it do so in honor of Matt Helbach, the son of the Senator of the 24th, Senator David Helbach, on the occasion of his hole in one at the

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Sentry World Golf Course on Monday, July 12, on the 185 yard, par 3, 4th hole with a 5 iron.

Senator Decker, with unanimous consent, asked to have his name removed from **Senate Bill 359**

Senator Drzewiecki, with unanimous consent, asked to have his name removed from **Senate Bill 289**

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

ADJOURNMENT

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

4:11 P.M.