

STATE OF WISCONSIN

Senate Journal

Ninety-First Regular Session

10:00 A.M.

Thursday, March 10, 1994

The Senate met.

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

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

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 785

Relating to the penalty for exceeding the school district revenue limits.

By Senators Zien and Andrea; cosponsored by Representatives Plombon, Kreibich and Seratti.

To committee on Education.

Senate Bill 786

Relating to the Wisconsin morning milk program and making an appropriation.

By Senator Clausing; cosponsored by Representative Stower.

To committee on Education.

Senate Bill 787

Relating to prohibiting certain health care providers from referring a patient to a health care entity in which the health care provider has a financial interest, granting rule-making authority and providing a penalty.

By Senators Burke, Chvala and Moen; cosponsored by Representatives Potter, Bell, Bock, Goetsch, Krug, Robson, Springer and R. Young.

To committee on Health, Human Services and Aging.

Senate Bill 788

Relating to requiring that certain containers for fermented malt beverages have identification tags and granting rule-making authority.

By Senator Drzewiecki; cosponsored by Representative Wood.

To committee on State Government Operations and Corrections.

Senate Bill 789

Relating to creating an exception to the nursing licensure requirements for certain persons.

By Senators Buettner, Breske, Rosenzweig, Moore, Rude and Lorman; cosponsored by Representatives R. Young, Stower, Musser, Wirsch, Lorge, Hanson, Baldwin and Underheim.

To committee on Health, Human Services and Aging.

Senate Bill 790

Relating to collection and disposal of used oil filters.

By Senators Burke, Clausing and Cowles; cosponsored by Representatives Cullen, Baldus, Bock, Boyle, Huber, Lorge and Notestein.

To committee on Environment and Energy.

Senate Bill 791

Relating to providing funds to a nonprofit corporation for a youth village program and making an appropriation.

By Senators Farrow, Panzer and Moore; cosponsored by Representatives Grobschmidt and Krug.

To committee on Judiciary and Insurance.

Senate Bill 792

Relating to the delegation of investment authority by a city, village, town, county, school district or other local unit of government.

By Senators Farrow and Lorman; cosponsored by Representatives Baldus, Foti, Schneiders, Duff, Urban and Lorge.

To committee on Financial Institutions and Cultural Affairs.

COMMITTEE REPORTS

The committee on Senate Organization reports and recommends:

Senate Joint Resolution 52

Relating to observing the week of April 24 to 30, 1994, as 'Victims' Rights Week'.

Adoption:

Ayes, 5 -- Senators Ellis, Rude, Farrow, Jauch and Risser;

Noes, 0 -- None.

Michael G. Ellis
Chair

The committee on State Government Operations and Corrections reports and recommends:

Senate Bill 404

Relating to disbursements and communications made by committees acting independently of candidates.

Passage:

Ayes, 4 -- Senators Drzewiecki, Lasee, Schultz and Moen;

Noes, 1 -- Senator Helbach.

Senate Bill 754

Relating to: the maximum term of imprisonment for Class B felonies; parole eligibility for persons convicted of certain crimes; eligibility for mandatory release on parole for persons convicted of certain crimes; persistent

serious felony offenders; minimum penalties for committing certain crimes with a dangerous weapon in certain places; and providing penalties.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Assembly Bill 461

Relating to the date by which the department of revenue is required to notify assessors of the manufacturing property it will assess.

Concurrence:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Assembly Bill 663

Relating to creating a grace period for payments of property tax instalments.

Introduction and adoption of Senate amendment 1:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Assembly Bill 917

Relating to statements of changes of directors or principal officers.

Concurrence:

Ayes, 5 -- Senators Drzewiecki, Lasee, Schultz, Moen and Helbach;

Noes, 0 -- None.

Gary Drzewiecki
Chair

The committee on Transportation, Agriculture, Local and Rural Affairs reports and recommends:

Senate Bill 726

Relating to requiring vehicle operators to reduce speed when passing certain authorized emergency vehicles and providing a penalty.

Passage:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Assembly Bill 5

Relating to special distinguishing registration plates for veterans of the Persian Gulf War.

Concurrence:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Assembly Bill 684

Relating to registration plates issued to collectors of special interest vehicles.

Concurrence:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Assembly Bill 785

Relating to local regulation of play vehicles on roadways.

Concurrence:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Assembly Bill 970

Relating to subjects of farm mediation and arbitration and granting rule-making authority.

Concurrence:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Senate Bill 615

Relating to research concerning fertilizer use and water quality.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Senate Bill 685

Relating to the powers of certain towns.

Passage:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Assembly Bill 944

An act relating to providing funding for urban development in the city of La Crosse.

Concurrence:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Assembly Bill 719

Relating to service provided by urban mass transit systems.

Concurrence:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Assembly Bill 147

Relating to removing motor vehicle operating privilege revocation upon conviction of a traffic violation that causes a fatal accident.

Concurrence:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Assembly Bill 317

Relating to increasing forfeitures and fines for traffic law violations committed in highway construction and maintenance areas and providing a penalty.

Concurrence:

Ayes, 5 -- Senators Lasee, Drzewiecki, Zien, Andrea and Clausing;

Noes, 0 -- None.

Alan J. Lasee
Chair

The committee on Financial Institutions and Cultural Affairs reports and recommends:

BRAUN, RICHARD A., of Kewaunee, as a member of the Banking Review Board, to serve for the term ending May 1, 1999.

Confirmation:

Ayes, 5 -- Senators Darling, Lorman, Rosenzweig, Potter and Wineke;

Noes, 0 -- None.

MILNER, JOHN E., of Oconomowoc, as a member of the Credit Union Review Board, to serve for the term ending May 1, 1999.

Confirmation:

Ayes, 5 -- Senators Darling, Lorman, Rosenzweig, Potter and Wineke;

Noes, 0 -- None.

Assembly Bill 918

Relating to removal of certain references to lunatics in the statutes regarding bank trust powers (suggested as remedial legislation by the office of commissioner of banking).

Concurrence:

Ayes, 5 -- Senators Darling, Lorman, Rosenzweig, Potter and Wineke;

Noes, 0 -- None.

Assembly Bill 883

Relating to collateral repair expenses in consumer credit transactions, to licensed lenders and granting rule-making authority.

Concurrence:

Ayes, 5 -- Senators Darling, Lorman, Rosenzweig, Potter and Wineke;

Noes, 0 -- None.

Senate Bill 588

Relating to the fiduciary responsibilities of banks and trust companies.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 5 -- Senators Darling, Lorman, Rosenzweig, Potter and Wineke;

Noes, 0 -- None.

Passage as amended:

Ayes, 4 -- Senators Darling, Lorman, Rosenzweig and Potter;

Noes, 1 -- Senator Wineke.

Senate Bill 714

Relating to establishing a local government records program, creating a fee for the filing of birth and death certificates and marriage documents and making an appropriation.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 5 -- Senators Darling, Lorman, Rosenzweig, Potter and Wineke;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Darling, Lorman, Rosenzweig, Potter and Wineke;

Noes, 0 -- None.

Assembly Bill 1033

Relating to permissible investments of certain local units of government.

Concurrence:

Ayes, 5 -- Senators Darling, Lorman, Rosenzweig, Potter and Wineke;

Noes, 0 -- None.

Assembly Bill 796

Relating to the uniform commercial code statewide lien system and making appropriations.

Concurrence:

Ayes, 5 -- Senators Darling, Lorman, Rosenzweig, Potter and Wineke;

Noes, 0 -- None.

Alberta Darling
Chair

The committee on Environment and Energy reports and recommends:

BIERMAN, MARY E., of Three Lakes, as a member of the Land and Water Conservation Board, to serve for the interim term ending May 1, 1994, and for the full term ending May 1, 1996.

Confirmation:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;

Noes, 0 -- None.

Senate Bill 597

Relating to eligibility for and allocation of clean water fund financial hardship assistance.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;

Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;
Noes, 0 -- None.

Senate Bill 766

Relating to the definition of a snowmobile.

Passage:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;
Noes, 0 -- None.

Senate Bill 767

Relating to eligibility of nonprofit conservation organizations for grants for certain conservation purposes, technical assistance for nonprofit conservation organizations, creation of the Warren Knowles and Gaylord Nelson stewardship council, granting rule-making authority and making an appropriation.

Passage:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;
Noes, 0 -- None.

Senate Bill 768

Relating to: the definition of a snowmobile; the width of snowmobiles; changes in penalties for snowmobile violations; failing to obey a law enforcement officer's request to stop a snowmobile; local ordinances relating to snowmobile regulation; the use of the natural resources citation for certain snowmobile or all-terrain vehicle violations; aids for snowmobile trails, facilities and areas; funding for the purchase by the department of natural resources of snowmobiles and trailers to carry snowmobiles; and providing a penalty.

Passage:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;
Noes, 0 -- None.

Senate Bill 772

Relating to state and local zoning regulation of certain antennae and satellite dishes.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 4 -- Senators Cowles, Farrow, Panzer and Clausing;

Noes, 1 -- Senator Burke.

Passage as amended:

Ayes, 4 -- Senators Cowles, Farrow, Panzer and Clausing;

Noes, 1 -- Senator Burke.

Senate Bill 784

Relating to hazardous materials transportation registration fees, hazardous materials emergency response teams and making appropriations.

Passage:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;
Noes, 0 -- None.

Assembly Bill 856

Relating to toll-free telecommunications services and providing penalties.

Concurrence:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;

Noes, 0 -- None.

Assembly Bill 872

Relating to renewable energy technologies.

Concurrence:

Ayes, 5 -- Senators Cowles, Farrow, Panzer, Burke and Clausing;

Noes, 0 -- None.

Robert Cowles
Chair

The committee on Judiciary and Insurance reports and recommends:

Senate Bill 781

Relating to persistent serious felony offenders and providing penalties.

Passage:

Ayes, 5 -- Senators Huelsman, Petak, Darling, Drzewiecki and Chvala;

Noes, 2 -- Senators Risser and Adelman.

Senate Bill 707

Relating to granting visitation rights to grandparents under certain circumstances.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 6 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser and Chvala;

Noes, 1 -- Senator Adelman.

Passage as amended:

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

Noes, 0 -- None.

Senate Bill 317

Relating to prohibiting certain disclosures of credit card numbers and providing a penalty.

Introduction and adoption of Senate substitute amendment 2:

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

Noes, 0 -- None.

Passage as amended:

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

Noes, 0 -- None.

Senate Bill 730

Relating to a right to cancel dating services contracts.

Passage:

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

Noes, 0 -- None.

Senate Bill 756

Relating to actuarial opinions for life insurance reserves under standard valuation law and granting rule-making authority.

Passage:

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

Noes, 0 -- None.

Assembly Bill 211

Relating to expanding who may be served a copy of a summons to obtain personal jurisdiction over a defendant.

Concurrence:

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

Noes, 0 -- None.

Assembly Bill 649

Relating to expanding the premises where certain offenses related to reckless driving, driving while under the influence of an intoxicant or controlled substance and the duties of a person involved in an accident apply.

Concurrence:

Ayes, 6 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser and Chvala;

Noes, 1 -- Senator Adelman.

Assembly Bill 713

Relating to the Wisconsin basic will with trust.

Concurrence:

Ayes, 6 -- Senators Huelsman, Petak, Darling, Drzewiecki, Adelman and Chvala;

Noes, 1 -- Senator Risser.

Assembly Bill 714

Relating to eligibility as a reserve judge.

Concurrence:

Ayes, 6 -- Senators Huelsman, Petak, Darling, Drzewiecki, Risser and Chvala;

Noes, 1 -- Senator Adelman.

Assembly Bill 960

Relating to premium rates for credit life insurance and credit accident and sickness insurance.

Concurrence:

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

Noes, 0 -- None.

Joanne B. Huelsman
Chair

The committee on Health, Human Services and Aging reports and recommends:

Senate Bill 775

Relating to the requirements for persons applying for a certificate as a respiratory care practitioner.

Passage:

Ayes, 7 -- Senators Buettner, Lorman, Rude, Rosenzweig, Moen, Breske and Moore;

Noes, 0 -- None.

Assembly Bill 167

Relating to the regulation of dietitians and nutritionists, creating an examining board of dietitians, the applicability to dietitians of laws relating to the confidentiality of and access to patient health care records and reporting a patient's use of controlled substances to other health care professionals, granting rule-making authority and providing a penalty.

Introduction and adoption of Senate substitute amendment 1:

Ayes, 6 -- Senators Buettner, Lorman, Rude, Rosenzweig, Moen and Breske;

Noes, 1 -- Senator Moore.

Concurrence as amended:

Ayes, 6 -- Senators Buettner, Lorman, Rude, Rosenzweig, Moen and Breske;

Noes, 1 -- Senator Moore.

Assembly Bill 403

Relating to the public inspection of reports on public assistance recipients.

Concurrence:

Ayes, 7 -- Senators Buettner, Lorman, Rude, Rosenzweig, Moen, Breske and Moore;

Noes, 0 -- None.

Assembly Bill 406

Relating to penalties, sanctions and licensure for certain agencies and facilities licensed by the department of health and social services, granting rule-making authority and providing penalties.

Concurrence:

Ayes, 7 -- Senators Buettner, Lorman, Rude, Rosenzweig, Moen, Breske and Moore;

Noes, 0 -- None.

Assembly Bill 470

Relating to the membership of the child abuse and neglect prevention board.

Concurrence:

Ayes, 7 -- Senators Buettner, Lorman, Rude, Rosenzweig, Moen, Breske and Moore;

Noes, 0 -- None.

Assembly Bill 540

Relating to the prevention of lead poisoning and lead exposure, providing for a study, granting rule-making authority, making appropriations and providing penalties.

Concurrence:

Ayes, 7 -- Senators Buettner, Lorman, Rude, Rosenzweig, Moen, Breske and Moore;

Noes, 0 -- None.

Assembly Bill 824

Relating to medical assistance coverage of certain persons who are working and who are disabled.

Concurrence:

Ayes, 7 -- Senators Buettner, Lorman, Rude, Rosenzweig, Moen, Breske and Moore;

Noes, 0 -- None.

Carol A. Buettner
Chair

The joint committee on Finance reports and recommends:

Senate Bill 407

Relating to the amount of the farmland preservation credit available for land subject to a farmland preservation agreement or a transition area agreement or initial farmland preservation agreement that is not in an area subject to certain restrictive agricultural zoning ordinances.

Introduction and adoption of Senate amendment 1:
Ayes, 16 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Introduction and adoption of Senate amendment 2:
Ayes, 14 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug and Huber;

Noes, 2 -- Representatives Brancel and Foti.

Passage as amended:

Ayes, 12 -- Senators Leean, Weeden, Farrow, Schultz, and Panzer; Representatives Linton, Holperin, Hubler, Krug, Huber, Brancel and Foti;

Noes, 4 -- Senators Cowles, George and Chvala; Representative Coggs.

Senate Bill 462

Relating to creating a grant program for investigation and remedial action for municipally owned property that is contaminated by environmental pollution, permitting the use of tax incremental financing for environmental remediation, designating certain officers, agents or employees as peace officers for inspection purposes, creating a lien for municipal costs of property inspection, modifying property tax procedures, limiting municipal liability for damages caused by the release of a hazardous substance, limiting the liability of lenders related to hazardous substances, limiting the liability of purchasers of certain property for existing hazardous substances, creating a cause of action for the cost of remedial action for environmentally contaminated land, imposing liability for the cost of remedial action for certain environmentally contaminated land owned by a political subdivision, creating a lien for state-incurred remedial action costs, granting rule-making authority and making appropriations.

Introduction of Senate substitute amendment 2:

Ayes, 16 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Introduction and adoption of Senate amendment 1 to Senate substitute amendment 2:

Ayes, 16 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Adoption of Senate substitute amendment 2:

Ayes, 16 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Passage as amended:

Ayes, 16 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Senate Bill 627

Relating to discontinuing property tax exemptions and income and franchise tax exemptions for organizations that offer health maintenance organization plans or limited service health organization plans and to discontinuing the unemployment compensation exemption for cooperative sickness care associations.

Passage:

Ayes, 15 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Brancel and Foti;

Noes, 1 -- Representative Huber.

Senate Bill 669

Relating to various changes in the unemployment compensation law, provision of personal assistance services to handicapped persons and granting rule-making authority.

Passage:

Ayes, 15 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Senate Bill 572

Relating to foster homes and treatment foster homes, granting rule-making authority and making an appropriation.

Introduction and adoption of Senate amendment 1:

Ayes, 15 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Passage as amended:

Ayes, 15 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Senate Bill 699

Relating to: the forms on which certain tax refund or credit claims may be made; sales tax, income tax and franchise tax records; notice required for continuous tax levies; service of notice on corporate taxpayers by publication; the statute of limitations for bringing a real estate transfer fee claim against a dissolved corporation; copies of affidavits used to transfer property; generally referencing the homestead tax credit maximum income limitation for medicare assignment; action by the department of revenue on certain claims for refunds; notices of the assessed value of utilities; authorizing the department of revenue to enter into contracts to collect delinquent taxes from residents of this state; the minimum license fee for telephone companies; and making an appropriation.

Passage:

Ayes, 15 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Senate Bill 651

Relating to grants for property development in state parks and state forests.

Passage:

Ayes, 16 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Senate Bill 748

Relating to authorizing the Wisconsin health and educational facilities authority to provide financing services with respect to certain facilities providing health education and preventive services.

Introduction and adoption of Senate amendment 1:

Ayes, 16 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber, Brancel and Foti;

Noes, 0 -- None.

Passage as amended:

Ayes, 15 -- Senators Leean, Weeden, Farrow, Schultz, Cowles, Panzer, George and Chvala; Representatives Linton, Holperin, Hubler, Coggs, Krug, Huber and Foti;

Noes, 1 -- Representative Brancel.

Joseph Leean
Co-chair

Barbara J. Linton
Co-chair

PETITIONS AND COMMUNICATIONS

State of Wisconsin

Ethics Board

March 8, 1994

To the Honorable the Senate:

At the direction of s. 13.685(7), Wisconsin Statutes, I am furnishing you with the following changes in the Ethics Board's records of licensed lobbyists and their employers.

Organization's authorization of additional lobbyists: The following organizations previously registered with the Ethics Board as employers of lobbyists have authorized to act on their behalf these additional licensed lobbyists:

Businesses, Inc., Wisconsin Independent

Dohm, Thomas

Philip Morris U.S.A.

Sicula, Paul

Wisconsin Bell, Inc.

Haase, Bronson

Organization's termination of lobbyists: Each of the following organizations previously registered with the Ethics Board as the employer of a lobbyist has withdrawn, on the date indicated, its authorization for the lobbyist identified to act on the organization's behalf.

Employer Health Care Alliance Cooperative

Essie, Patrick 3/2/94

Tobacco Institute, The

Sicula, Paul 3/3/94

Organization's cessation of lobbying activity: Each of the following organizations previously registered with the Ethics Board as the employer of a lobbyist indicates a cessation of all lobbying activity effective on the date shown.

Lazard Freres and Co. 3/4/94

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

State of Wisconsin
Ethics Board

March 8, 1994

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.

Michels Pipeline Construction, Inc.

Subjects: Wisconsin Administrative Code, in particular Tax 11.86; section 77.52(2)(a)20, Stats., and its application to seeding, sodding and spreading soil over backfilled utility line trenches.

Schmukler, Eli

United Auto Workers (UAW)

Subjects: Any and all areas affecting or associated with the health and general welfare of the members of the UAW, including, but not limited to education, collective bargaining, workers compensation, unemployment compensation, health care and other areas of concern.

Sparks, Kelly

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

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor

March 1, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint HAROLD FLATER of Holcombe, as a member of the Snowmobile Recreation Council pursuant to the statute governing, to serve for the term ending July 1, 1997.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Environment and Energy.

State of Wisconsin
Office of the Governor

March 1, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JOE KAPUSTA of Antigo, as a member of the Snowmobile Recreation Council pursuant to the statute governing, to serve for the term ending July 1, 1997.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Environment and Energy.

State of Wisconsin
Office of the Governor

March 1, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint JAMES SAARI of Hurley, as a member of the Snowmobile Recreation Council pursuant to the statute governing, to serve for the term ending July 1, 1997.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Environment and Energy.

State of Wisconsin
Office of the Governor

March 4, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint RONALD R. BAST of Richfield, as a member of the Auctioneer Board pursuant to the statute governing, to serve for the term ending May 1, 1998.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Business, Economic Development and Urban Affairs.

State of Wisconsin
Office of the Governor

March 4, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ROBERT BRANDAU of Wilton, as a member of the Auctioneer Board pursuant to the statute governing, to serve for the term ending May 1, 1998.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Business, Economic Development and Urban Affairs.

State of Wisconsin
Office of the Governor

March 4, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint RICHARD O. LUST of Verona, as a member of the Auctioneer Board pursuant to the statute governing, to serve for the term ending May 1, 2000.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Business, Economic Development and Urban Affairs.

State of Wisconsin
Office of the Governor

March 4, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint ROBERT J. MASSART of Green Bay, as a member of the Auctioneer Board pursuant to the statute governing, to serve for the term ending May 1, 2000.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Business, Economic Development and Urban Affairs.

State of Wisconsin
Office of the Governor

March 4, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MARIE SKIC of Merrill, as a member of the Auctioneer Board pursuant to the statute governing, to serve for the term ending May 1, 1999.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Business, Economic Development and Urban Affairs.

State of Wisconsin
Office of the Governor

March 4, 1994

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MARK SHAIN of Willard, as a member of the Auctioneer Board pursuant to the statute governing, to serve for the term ending May 1, 1999.

Respectfully,
Tommy Thompson
Governor

Read and referred to committee on Business, Economic Development and Urban Affairs.

SENATE CLEARINGHOUSE ORDERS

Senate Clearinghouse Rule 94-2

Relating to the community based economic development program.

Submitted by Department of Development.

Report received from agency, March 8, 1994.

Referred to committee on Business, Economic Development and Urban Affairs, March 10, 1994.

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 97
Assembly Joint Resolution 101
Assembly Joint Resolution 102

Passed and asks concurrence in:

Assembly Bill 156
Assembly Bill 222
Assembly Bill 378
Assembly Bill 518
Assembly Bill 677
Assembly Bill 708
Assembly Bill 741
Assembly Bill 837
Assembly Bill 847
Assembly Bill 902
Assembly Bill 957
Assembly Bill 977
Assembly Bill 981
Assembly Bill 982
Assembly Bill 983
Assembly Bill 1001
Assembly Bill 1012
Assembly Bill 1034
Assembly Bill 1036
Assembly Bill 1043
Assembly Bill 1056
Assembly Bill 1058
Assembly Bill 1071
Assembly Bill 1083
Assembly Bill 1099
Assembly Bill 1147
Assembly Bill 1162

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Joint Resolution 97

Relating to requesting the members of this state's congressional delegation to work for the restoration of passenger rail service to Dane county and the Fox river valley.

By Representatives Black, Hinkfuss, Baldwin, Grobschmidt, Hanson, Swoboda, Turner, Morris-Tatum, Coggs, L. Young, Riley, Cullen, Bock, La Fave, R. Young, Urban, Underheim, Notestein, Green and Boyle, cosponsored by Senators Chvala, Burke, Risser and Moore.

Read and referred to committee on Transportation, Agriculture, Local and Rural Affairs.

Assembly Joint Resolution 101

Relating to memorializing Congress to appropriate funds to permit more flexible use of substance abuse and mental health services administration funds.

By Legislative Council.

Read and referred to committee on Health, Human Services and Aging.

Assembly Joint Resolution 102

Relating to requesting the department of health and social services to apply for a federal waiver to include persons with mental illness in community integration programs under the medical assistance program.

By Legislative Council.

Read and referred to committee on Health, Human Services and Aging.

Assembly Bill 156

Relating to information that may be added to a county real estate tract index system by a register of deeds.

By Representatives Swoboda, Ryba, Huber, Boyle, Hanson, Bolle, Ott, Goetsch and Lorge, cosponsored by Senators Huelsman and Petak.

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

Assembly Bill 222

Relating to obscenity ordinances enacted by a city, village, town or county.

By Representatives Bell, Duff, Morris-Tatum, Robson, Bolle, Turner, Baldus, Holperin, Lehman, Schneiders, Lorge, Coleman, Otte, Rosenzweig, Ryba and Albers, cosponsored by Senators Huelsman, Buettner and Petak.

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

Assembly Bill 378

Relating to the period during which a public employe may appeal to the employe trust funds board for a review of an employer determination that the employe is not a protective occupation participant under the Wisconsin retirement system.

By Representatives Kunicki, Travis, Prosser and Linton, cosponsored by Senators Ellis, Rude, Helbach and Leean, by request of Governor Tommy G. Thompson.

Read first time and referred to committee on State Government Operations and Corrections.

Assembly Bill 518

Relating to the purchase of prior noncreditable service under the Wisconsin retirement system.

By Representative Grobschmidt, cosponsored by Senator Potter.

Read first time and referred to committee on State Government Operations and Corrections.

Assembly Bill 677

Relating to acquisition of equipment for the cutting and removing of nuisance aquatic plants in Sturgeon bay on Lake Michigan.

By Representatives Swoboda, Boyle and Hasenohrl.

Read first time and referred to committee on Senate Organization.

Assembly Bill 708

Relating to legislative review of administrative rules.

By Representatives Swoboda, Baldwin, Ainsworth, Lazich, Lorge, Ourada, Albers, Zukowski, Dobyns, Porter, Huber, Hahn, R. Young, Plombon, Musser, Ryba, Green, L. Young, Duff, Ladwig, Boyle, Vrakas, Schneiders, Foti, Brandemuehl, Seratti, Kreibich and Panzer, cosponsored by Senators Breske, Darling, Petak, Rosenzweig and Zien.

Read first time and referred to committee on State Government Operations and Corrections.

Assembly Bill 741

Relating to political fund raising on land or in buildings, offices or rooms owned or occupied by this state.

By Representatives Black, Plombon, Bell, Notestein, Plache, R. Young, Morris-Tatum, L. Young, Huber, Boyle, La Fave, Potter, Meyer and Bock, cosponsored by Senators Wineke and Moen.

Read first time and referred to committee on State Government Operations and Corrections.

Assembly Bill 837

Relating to permitting the opportunity to obtain hospital staff privileges to certain certified psychologists.

By Representatives Krusick, Grobschmidt, Notestein, Robson and Silbaugh, cosponsored by Senators Breske, Farrow and Moore.

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

Assembly Bill 847

Relating to discontinuing the property tax exemption for nuclear shelters.

By Representatives Meyer, Bell, Ryba, Goetsch, Lehman, Holperin, Musser, Duff, Boyle, Potter, R. Young, Underheim, Plombon, Hasenohrl, Bock, Krug, Hahn, Baldus, Baldwin, Springer, Wilder, Plache, Hanson, Stower, Vergeront, Reynolds, Harsdorf, Robson and Huber, cosponsored by Senators Wineke, Clausing, Moen, Risser and Schultz.

Read first time and referred to committee on State Government Operations and Corrections.

Assembly Bill 902

Relating to the approval of aerobic private sewage systems and granting rule-making authority.

By Representatives Linton, Holperin, Hasenohrl, Reynolds, Goetsch, Wood, Johnsrud, Musser, Roberts,

Baldus, Ourada, Porter, Ott, Lorge, Zukowski, Otte, Boyle, Harsdorf, Swoboda, Brancel, Ainsworth, Riley, Seratti, Plombon, Klusman, Robson, Gronemus and Hubler, cosponsored by Senators Cowles, Petak, Farrow, Leean, Jauch, Weeden, Lasee, Rude and Wineke.

Read first time and referred to committee on Environment and Energy.

Assembly Bill 957

Relating to recording deaths on birth certificates.

By Representatives Krusick, Boyle, Dobyms, Grobschmidt, Notestein and Schneiders, cosponsored by Senators Buettner and Burke.

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

Assembly Bill 977

Relating to physical examinations for enrollees of the Wisconsin conservation corps (suggested as remedial legislation by the Wisconsin conservation corps).

By Law Revision Committee.

Read first time and referred to committee on Environment and Energy.

Assembly Bill 981

Relating to requiring sexual harassment policies and procedures in the workplace.

By Joint Legislative Council.

Read first time and referred to committee on State Government Operations and Corrections.

Assembly Bill 982

Relating to the definition of sexual harassment and sexual harassment prohibited under the fair employment law.

By Joint Legislative Council.

Read first time and referred to committee on State Government Operations and Corrections.

Assembly Bill 983

Relating to access to reports of sexual harassment under the public records law, reports relating to student discrimination filed by the university of Wisconsin board of regents and the state board of vocational, technical and adult education, the liability of an employer for sexual harassment by a nonemployee, authorizing and encouraging conciliation in fair employment law cases, requiring the department of industry, labor and human relations and the personnel commission to comply with various time limitations for resolving complaints relating to employment discrimination, pupil discrimination curricula, teacher licensure requirements and granting rule-making authority.

By Joint Legislative Council.

Read first time and referred to committee on State Government Operations and Corrections.

Assembly Bill 1001

Relating to permitting the transportation of raw forest products from sawmills and factories in vehicles or vehicle combinations exceeding weight limitations.

By Representatives Linton, Gronemus, Holperin, Musser, Ainsworth, Stower, Plombon, Baldus and Lorge cosponsored by Senators Breske, Cowles and Schultz.

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

Assembly Bill 1012

Relating to '911' emergency services from cellular telephones.

By Representatives Schneider, Baumgart, Notestein, Hasenohrl, Musser, Lorge, Schneiders, Bock, Ryba, Hanson, Lehman, Ott, Freese, Turner, Williams, Silbaugh and Riley, cosponsored by Senators Darling, Burke and Buettner.

Read first time and referred to committee on Environment and Energy.

Assembly Bill 1034

Relating to granting visitation rights during the pendency of a paternity proceeding.

By Representatives Huber, Ott, Plombon, Lehman, Hahn, Silbaugh, Ziegelbauer and Reynolds, cosponsored by Senators Breske, Panzer and Cowles.

Read first time and referred to committee on Judiciary and Insurance.

Assembly Bill 1036

Relating to exempting lottery operation vendors from the conflict of interest prohibitions under the racing and pari-mutuel wagering law.

By Representatives Kunicki, Kreuser and Freese, cosponsored by Senators Ellis, Andrea and Petak.

Read first time and referred to committee on Senate Organization.

Assembly Bill 1043

Relating to the holding period for unclaimed funds in a public treasury.

By Representatives La Fave, Potter, Bock, L. Young, Notestein, Baldus, Riley, Duff, Turner, Ziegelbauer, Hinkfuss and Plache, cosponsored by Senators Moore, Burke, Plewa, Buettner, Farrow, Huelsman and Rosenzweig.

Read first time and referred to committee on State Government Operations and Corrections.

Assembly Bill 1056

Relating to burning yard waste and providing an exemption from rule-making procedures.

By Representatives Black, Stower, Otte, Porter, Baldus, Brandemuehl, Bock, Musser, Wilder, Springer, Schneiders, Hahn, Holperin, Duff, Seratti, Kaufert, Goetsch, Huber, Boyle, Lorge, Gronemus, Reynolds, Johnsrud, Zukowski, Harsdorf, Silbaugh and Hasenohrl, cosponsored by Senators Clausung, Moen, Jauch, Lorman, Wineke, Moore, Darling, Buettner and Leean.

Read first time and referred to committee on Environment and Energy.

Assembly Bill 1058

Relating to zoning of shorelands by counties, zoning of wetlands in shorelands by cities and villages and providing a penalty.

By Representatives Black, Baumgart, Baldwin, R. Young, Plache, Notestein, Stower, Riley and Hinkfuss, cosponsored by Senators Burke, Clausing and Risser.

Read first time and referred to committee on Environment and Energy.

Assembly Bill 1071

Relating to transporting loads of tie logs, tie slabs and veneer logs in vehicles that exceed vehicle width limitations.

By Representatives Reynolds, Seratti, Hasenohrl, Springer, Ryba, Holperin, Johnsrud, Boyle, Kreuser, Hahn, Silbaugh, Plombon, Kaufert, Lorge, Ott, Baldus, Brandemuehl, Musser, Gronemus, Ourada, Linton, Ainsworth, Gard and Owens, cosponsored by Senators Lasee, Decker, Breske, Schultz, Clausing, Andrea, Jauch, Drzewiecki and Buettner.

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

Assembly Bill 1083

Relating to introducing, stocking and planting fish, spawn and other wild animals (suggested as remedial legislation by the department of natural resources).

By Law Revision Committee.

Read first time and referred to committee on Environment and Energy.

Assembly Bill 1099

Relating to intergovernmental cooperation agreements and units of government responsible for recycling.

By Joint Legislative Council.

Read first time and referred to committee on State Government Operations and Corrections.

Assembly Bill 1147

Relating to judicial review of orders of school district reorganization.

By Representatives Grobschmidt and Ott, sponsored by Senator Potter.

Read first time and referred to committee on Education.

Assembly Bill 1162

Relating to expanding the primary health care program statewide; increasing the cigarette tax rate; creating the health security fund; funding the primary health care program from the health security fund; and making an appropriation.

By Representatives Robson, Urban and Bock.

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

Senator Rude, with unanimous consent, asked that the Senate adjourn until 9:00 A.M. Tuesday, March 15.
10:01 A.M.