



# STATE OF WISCONSIN

# Senate Journal

## Ninety—Second Regular Session

10:00 A.M.

THURSDAY, January 11, 1996

The Senate met.

The Senate was called to order by Senator Brian Rude.

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

Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausung, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 33.

Absent – None.

Absent with leave – None.

The Senate stood for the prayer which was offered by Senator Gary Drzewiecki.

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

### INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

#### Senate Bill 479

Relating to: allowing cities, villages and towns to issue Class “B” licenses to certain brewery employees.

By Senators Burke, Rosenzweig and Breske; cosponsored by Representatives Walker, Cullen, Riley and Grothman, by request of City of Milwaukee.

To committee on **Business, Economic Development and Urban Affairs**.

#### Senate Bill 480

Relating to: claiming the lottery tax credit.

By Senators Moen, Rude, Burke, Breske and Drzewiecki; cosponsored by Representatives Musser, Harsdorf, Dobyns, L. Young and Hasenohrl.

To committee on **State Government Operations and Corrections**.

#### Senate Bill 481

Relating to: prepayment fees for consumer credit transactions and for certain automobile loans.

By Senators Darling, Huelsman, Rosenzweig, C. Potter, Wineke, Shibilski, Panzer, Fitzgerald, Burke and Moore; cosponsored by Representatives Vrakas, Klusman, La Fave, Riley, Hoven, Gunderson, F. Lasee, Kaufert, Turner, Grothman and Plache.

To committee on **Education and Financial Institutions**.

### REPORT OF COMMITTEES

The joint committee on **Finance** reports and recommends:

#### Assembly Bill 441

Relating to: expanding requirements for a woman’s informed consent for performance or inducement of an abortion and for consent to a minor’s obtaining an abortion and providing a penalty.

Adoption of Senate substitute amendment 1.

Ayes, 11 – Senators Weeden, Schultz, Cowles, Petak, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf and Linton.

Noes, 4 – Senators Rosenzweig, George, Decker and Coggs.

Passage as amended.

Ayes, 10 – Senators Weeden, Schultz, Cowles, Petak, Brancel, Foti, Porter, Schneiders, Ourada and Harsdorf.

Noes, 5 – Senators Rosenzweig, George, Decker, Linton and Coggs.

#### Senate Bill 408

Relating to: bonding authority for the University of Wisconsin System instructional technology improvements and granting bonding authority.

Passage.

Ayes, 14 – Senators Weeden, Schultz, Cowles, Petak, Rosenzweig, Decker, Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Linton and Coggs.

Noes, 0 – None.

Timothy Weeden  
Senate Chairperson

The committee on **Human Resources, Labor, Tourism, Veterans and Military Affairs** reports and recommends:

#### Assembly Bill 40

Relating to: requiring the payment of interest on escrow accounts on veteran mortgage loans.

Concurrence.

Ayes, 5 – Senators Zien, A. Lasee, Fitzgerald, Breske and Decker.

Noes, 0 – None.

SPEROS, RICHARD “MOOSE”, of Madison, as Secretary of the Department of Tourism, to serve for the term ending at the pleasure of the Governor.

Confirmation.

Ayes, 5 – Senators Zien, A. Lasee, Fitzgerald, Breske and Decker.

Noes, 0 – None.

**Senate Bill 419**

Relating to: changing the name of the division of emergency government in the department of military affairs to the division of emergency management and changing references to local emergency government agencies and personnel to emergency management agencies and personnel.

Passage.

Ayes, 5 – Senators Zien, A. Lasee, Fitzgerald, Breske and Decker.

Noes, 0 – None.

David Zien  
Chairperson

**PETITIONS AND COMMUNICATIONS**

**State of Wisconsin**

**Committee on Senate Organization**

January 9, 1996

The Honorable, The Senate:

Pursuant to Senate Rule 20, I have made the following appointment to a Senate Standing Committee:

To the committee on Education and Financial Institutions, Senator Gary Drzewiecki.

Sincerely,

SENATOR MICHAEL ELLIS  
Chair

**State of Wisconsin**

January 9, 1996

The Honorable, The Senate:

This is to advise you that I am resigning from the Senate committee on Judiciary effective immediately.

Thank you for your consideration.

Sincerely,

SENATOR GARY DRZEWIECKI

**State of Wisconsin  
Ethics Board**

January 9, 1995

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 that employ one or more individuals to affect state legislation or administrative rules, and notifying you of changes in the Ethics Board's records of licensed lobbyists and their employers. For each recently registered organization I have included the organization's description of the general area of legislative or administrative action that it attempts to influence and the name of each licensed lobbyist that the organization has authorized to act on its behalf.

**Organization recently registered:**

Below is the name of an organization recently registered with the Ethics Board as employing one or more individuals to affect state legislation or administrative rules.

**Citizens for the Right to Bone Marrow Transplant, Wisconsin**

Any and all areas of state legislation or administrative rules that affect the medical procedures involving transplants.

Goyke, Gary

**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:

**Golden Rule Insurance Co**  
Embrey, Brent

**Hospital Assn., Wisconsin**  
Hartin, Tim

**Medical Security, American**  
McGee-Polasky, Amy

**Termination of lobbying authorizations:**

The following individuals are no longer authorized to lobby on behalf of the organizations listed below, as of the dates indicated.

**Health Insurance Assn. of America**  
Sheedy, Amanda 1/4/96

**Medical Security, American**  
Wright, Luann 1/4/96

**Women Voters, League of**  
Dercks, Rosemarie 12/31/95

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**

**Department of Industry, Labor and Human Relations**

January 9, 1996

The Honorable, The Legislature:

The 1995 biennial budget established the Council on Workforce Excellence to oversee the planning, coordination, administration and implementation of many of the State's employment and education programs. Appointment to the Council are expected shortly.

In lieu of Workforce Excellence Council report for 1995, the Department is submitting the report of the Human Resource Investment Council, which is its predecessor.

Sincerely,

CAROL SKORNICKA  
Secretary

**State of Wisconsin**

**Department of Health and Social Services**

December 29, 1995

The Honorable, The Senate:

Section 46.03(26) of the statutes requires the Department of Health and Social Services to report annually on information system projects under development. The attached report is a summary of the departmental systems currently under development.

Sincerely,

JOE LEEAN  
Secretary

**State of Wisconsin  
Department of Health and Social Services**

January 2, 1996

The Honorable, The Senate:

1993 Wisconsin Act 251, Sections 146.53(2), 19(2)(a)3, 4, 5 and 5m, require the Department of Health and Social Services to submit to the chief clerk of each house of the Legislature the following five reports:

- the state emergency medical services plan;
- recommendation concerning the possible certification and training of emergency dispatchers;
- the financial needs of emergency medical services (EMS) providers;
- a report that explores the consolidation of state EMS agency functions; and
- recommendations concerning EMS training and certification requirements.

Since the subjects of these reports are closely related, the Department is submitting the five reports as one transmittal. Department staff is available if you have any questions or desire any additional information.

Sincerely,  
JOE LEEAN  
Secretary

**State of Wisconsin  
University of Wisconsin System**

January 5, 1996

The Honorable, The Legislature:

Section 20.923(5), Wis. Stats., requires that the Board of Regents assign specified titled positions to salary ranges in whatever manner the board determines. The board is required to file a report annually with the Governor and Legislature.

Sincerely,  
KATHARINE C. LYALL  
President

**EXECUTIVE COMMUNICATIONS**

Senator Moen, with unanimous consent, asked that the Senate recess until 11:44 A.M..

10:13 A.M.

**RECESS**

11:44 A.M.

The Senate reconvened.

Senator Rude in the chair.

Senator Ellis, with unanimous consent, asked that the appointments of Lorraine Blaubach, Frank Busalacchi, Michael Lehman, Ulice Payne and Robert Trunzo be taken up en masse.

BLAUBACH, LORRAINE M., of Thiensville, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 1997.

Read.

BUSALACCHI, FRANK, of Milwaukee, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 1997.

Read.

LEHMAN, MICHAEL, of Hartford, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 1999.

Read.

PAYNE, ULICE, JR., of Milwaukee, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 1999.

Read.

TRUNZO, ROBERT N., of Delafield, as a member of the Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 1999.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Adelman, Breske, Buettner, Burke, Chvala, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 30.

Noes – Senators Andrea, Clausing and George – 3.

Absent or not voting – None.

Confirmed.

Senator Ellis, with unanimous consent, asked that the appointment of Craig Leipold.

LEIPOLD, CRAIG L., of Racine, as a member of the Wisconsin Professional Baseball Park District 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, 18; noes, 15; absent or not voting, 0; as follows:

Ayes – Senators Adelman, Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden, Welch and Zien – 18.

Noes – Senators Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Grobschmidt, Jauch, Moen, Moore, C. Potter, Risser, Shibilski and Wineke – 15.

Absent or not voting – None.

Confirmed.

Senator Ellis, with unanimous consent, asked that the appointments of Nancy Gerrard, Richard Hinsman, Robert Holmes, and Bill Smith be taken up en masse.

GERRARD, NANCY A., of La Crosse, as a member of the Real Estate Board, to serve for the term ending July 1, 1999.

Read.

HINSMAN, RICHARD E., of Racine, as a member of the Real Estate Board, to serve for the term ending July 1, 1999.

Read.

HOLMES, ROBERT W., of Tomah, as a member of the Savings and Loan Review Board, to serve for the term ending May 1, 1999.

Read.

SMITH, BILL G., of Madison, as a member of the Prison Industries Board, to serve for the term ending May 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, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 33.

Noes – None.

Absent or not voting – None.

Confirmed.

Senator Ellis, with unanimous consent, asked that the appointment of Richard Speros be taken up.

SPEROS, RICHARD "MOOSE", of Madison, as Secretary of the Department of Tourism, to serve for the term ending at the pleasure of the Governor.

Read.

The question was: Confirmation?

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

Ayes – Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 32.

Noes – None.

Absent or not voting – Senator Petak – 1.

Confirmed.

Senator Ellis, with unanimous consent, asked that the appointment of Patricia Struck be taken up.

STRUCK, PATRICIA D., of Madison, as Commissioner of Securities, to serve for the term ending July 1, 1996.

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, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 33.

Noes – None.

Absent or not voting – None.

Confirmed.

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### REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

#### **Senate Clearinghouse Rule 95–200**

Relating to child restraint standards.

Submitted by Department of Transportation.

Report received from Agency, January 9, 1996.

Referred to committee on **Transportation, Agriculture and Local Affairs**, January 11, 1996.

Senator Petak, with unanimous consent, asked that the journal show he would have voted aye on the appointment of Richard Speros.

Senator Buettner, with unanimous consent, asked to be added as a coauthor of **Senate Bill 404**.

Senator Farrow, with unanimous consent, asked to be added as a coauthor of **Senate Bill 382**.

Senator A. Lasee, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 584**.

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### MESSAGES FROM THE ASSEMBLY

By Charles Sanders, chief clerk.

Mr. President:

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

**Assembly Bill 151**

**Assembly Bill 181**

**Assembly Bill 188**

**Assembly Bill 261**

**Assembly Bill 378**

**Assembly Bill 440**

**Assembly Bill 459**

**Assembly Bill 481**

**Assembly Bill 525**

**Assembly Bill 526**

**Assembly Bill 530**

**Assembly Bill 550**

**Assembly Bill 553**

**Assembly Bill 560**

**Assembly Bill 584**

**Assembly Bill 593**

**Assembly Bill 603**

**Assembly Bill 608**

**Assembly Bill 624**

**Assembly Bill 685**

**Assembly Bill 687**

Adopted and asks concurrence in:

**Assembly Joint Resolution 69**

**Assembly Joint Resolution 70**

**Assembly Joint Resolution 71**

Concurred in:

**Senate Bill 18**

**Senate Bill 181**

**Senate Bill 239**

**Senate Bill 241**

**Senate Bill 344**

**Senate Bill 361**

**Senate Bill 362**

Senate amendment 1 to **Assembly Bill 83**

Senate amendment 1 to **Assembly Bill 88**

Senate amendment 1 to **Assembly Bill 229**

Senate amendment 1 to **Assembly Bill 391**

**MESSAGES FROM THE ASSEMBLY  
CONSIDERED**

**Assembly Bill 151**

Relating to: weight and length limitations for vehicles and combinations of vehicles transporting potatoes.

By Representatives Ourada, Ainsworth, Albers, Seratti, Zukowski, Springer, Gronemus, Hubler and Murat; cosponsored by Senators Schultz and Breske.

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

**Assembly Bill 181**

Relating to: raising the age of those persons who may not drive or operate an all-terrain vehicle, motor vehicle or snowmobile with any alcohol in their blood to under 21 years.

By Representatives Foti, Brandemuehl, Cullen, Duff, Goetsch, Grothman, La Fave, Lehman, Olsen, Owens, Schneiders, Underheim, Urban, Vrakas, Ward, Ziegelbauer, Hanson and Klusman; cosponsored by Senators Farrow, Burke, Darling and Rosenzweig.

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

**Assembly Bill 188**

Relating to: crimes against children and persons responsible for a child.

By Representatives Riley, Reynolds, Schneiders, Wasserman, Wilder and Wood; cosponsored by Senators Zien and Decker.

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

**Assembly Bill 261**

Relating to: the definition of "meeting" under the open meetings law.

By Representatives F. Lasee, Gunderson, Olsen, Ainsworth, Zukowski, Musser, Lehman, Hahn, Goetsch, Reynolds, Handrick, Schneiders, Grothman, Albers, Silbaugh, Owens, Green and Jensen; cosponsored by Senators A. Lasee, Rude, Breske, Leean and Farrow.

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

**Assembly Bill 378**

Relating to: the investment of public library endowment funds.

By Representatives R. Potter, R. Young, Baldus, Grobschmidt, Robson, Notestein, Krug, Plombon, Wasserman, Goetsch, Silbaugh, Schneiders, Huber, Underheim, Duff, Rutkowski, Walker and Ott; cosponsored by Senators Farrow, Burke, Huelsman, Schultz and Darling.

Read first time and referred to committee on **Education and Financial Institutions**.

**Assembly Bill 440**

Relating to: granting professional counselor certificates to certain persons.

By Representatives Silbaugh, Ainsworth, Albers and Lorge; cosponsored by Senator Chvala.

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

**Assembly Bill 459**

Relating to: the membership of a county library board.

By Representatives Grothman, Ainsworth, Brandemuehl, Duff, Hahn, F. Lasee, Lehman, Nass, Olsen, Schneiders, Seratti, Silbaugh, Skindrud and Ziegelbauer; cosponsored by Senators Panzer and Schultz, by request of Washington County Library Board.

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

**Assembly Bill 481**

Relating to: load weight limits on trucks registered with the department of transportation as special interest, reconstructed, replica, street modified or homemade vehicles.

By Representatives Schneider, Gronemus, Hahn, Lehman and Ryba.

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

**Assembly Bill 525**

Relating to: displaying a vehicle for sale upon a highway.

By Law Revision Committee .

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

**Assembly Bill 526**

Relating to: signatures and authentication requirements for orders under the forest croplands program and the woodland tax law program.

By Representatives Johnsrud, Freese, Porter, Seratti, Kreibich, Hahn, Dobyms, Gard, Huebsch, Zukowski, Goetsch, Musser, Silbaugh, Ourada, Otte, Skindrud, Springer, F. Lasee and Ainsworth; cosponsored by Senators Rude, Schultz and Zien.

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

**Assembly Bill 530**

Relating to: private pecuniary interest in public contracts.

By Representatives Brandemuehl, Lehman, Albers, Hahn, Linton, Grothman, Ott and Owens; cosponsored by Senators Schultz, Rude, Darling and Drzewiecki.

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

**Assembly Bill 550**

Relating to: committing a robbery or burglary with an oleoresin of capsicum container.

By Representatives Dobyms, Huber, Albers, Baldus, Brandemuehl, Freese, Goetsch, Green, Grobschmidt, Hahn, Hasenohrl, Kreibich, Krusick, Ladwig, F. Lasee, Musser, Olsen, Ott, Otte, Porter, Ryba, Schneiders, Seratti, Urban, Vrakas, Walker, Wasserman, Ziegelbauer and Zukowski; cosponsored by Senators Zien, Fitzgerald, Buettner, Breske, Darling, Drzewiecki, Farrow, Huelsman, A. Lasee and Rude.

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

**Assembly Bill 553**

Relating to: authorizing specific information signs on a certain portion of USH 14.

By Representatives Skindrud and Hahn.

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

**Assembly Bill 560**

Relating to: payment for the cost of transcribing a preliminary hearing transcript.

By Representatives Ott, Prosser, Kaufert, Green, Lehman, Goetsch, Powers, Ward, Kelso, Dobyms, Harsdorf, Ainsworth, Olsen, Wilder, Otte, Schneiders, Hahn, Owens, F. Lasee, Hanson, Gunderson, Huber and Ladwig; cosponsored by Senators Buettner, Cowles and Huelsman, by request of Outagamie County Board of Supervisors.

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

**Assembly Bill 584**

Relating to: the regulation of floodproofed residential basements under floodplain zoning ordinances.

By Representatives Ainsworth, Johnsrud, Zukowski, Owens, Albers, Brandemuehl and Grothman.

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

**Assembly Bill 593**

Relating to: eviction of tenants of a criminal gang house.

By Representatives La Fave, Goetsch, Plache, Dobyms, Krusick, Kaufert, Krug, F. Lasee, Ryba, Hahn, Baldus, Notestein, Turner, Ainsworth, Grothman, Robson, Olsen, Gronemus, Black, Wasserman, Ott, Boyle and Gard; cosponsored by Senators Rosenzweig, Burke, Darling, A. Lasee, Breske, Cowles, Andrea and Buettner.

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

**Assembly Bill 603**

Relating to: public comments and action on public comments at meetings of governmental bodies.

By Representatives Ourada, Ainsworth, Albers, Boyle, Duff, Goetsch, Gunderson, Hahn, Hanson, Ladwig, Musser, Olsen, Owens, Plache, Schneiders, Springer, Wirch, Ott, Seratti and Grothman.

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

**Assembly Bill 608**

Relating to: disclosure of information on marriage documents to law enforcement officers performing investigations.

By Representatives Underheim, Owens, Goetsch, Hahn, Kelso, Wood, Silbaugh, Musser, Kaufert, Olsen, Gard, Ladwig, Ott and Vrakas; cosponsored by Senators Buettner, Ellis and Breske.

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

**Assembly Bill 624**

Relating to: prisoner payments for postsecondary educational costs, granting rule-making authority and making an appropriation.

By Representatives Lazich, Kreibich, Albers, Hahn, Owens, Skindrud, Lehman, Walker, Duff, Ainsworth, Olsen, Grothman, Ryba, Ladwig, Urban, Seratti and Zukowski; cosponsored by Senators Fitzgerald, A. Lasee, Welch, Zien and Andrea.

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

**Assembly Bill 685**

Relating to: amending various provisions of the statutes for the purpose of correcting errors (Revisor's Correction Bill).

By Law Revision Committee .

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

**Assembly Bill 687**

Relating to: transferring the controlled substances board from the department of health and family services to the department of regulation and licensing.

By Representatives Otte, Grothman, Huber, Green, Prosser, Baldwin, Goetsch, Owens, Kunicki and Cullen; cosponsored by Senators Buettner, Huelsman, Zien and A. Lasee.

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

**Assembly Joint Resolution 69**

Relating to: the life and public service of Michael R. Baribeau.

By Representatives Hubler and Reynolds; cosponsored by Senators Jauch and Decker.

Read and referred to committee on **Senate Organization**.

**Assembly Joint Resolution 70**

Relating to: commending Major General Jerald Slack upon his retirement.

By Representative Nass.

Read and referred to committee on **Senate Organization**.

**Assembly Joint Resolution 71**

Relating to: commending Arthur L. Srb on the occasion of his retirement from the Capitol press corps.

By Representatives Prosser, Jensen, Klusman, Green, Vrakas, Ladwig, Freese, Kunicki, Schneider and R. Potter; cosponsored by Senators Ellis, Rude, A. Lasee, Chvala, Risser and Moen.

Read and referred to committee on **Senate Organization**.

Senator Farrow, with unanimous consent, asked that **Assembly Joint Resolution 69** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Joint Resolution 69**

Relating to: the life and public service of Michael R. Baribeau.

Read.

Senator Jauch, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 69**.

The question was: Shall **Assembly Joint Resolution 69** be concurred in?

Concurred in.

Senator Farrow, with unanimous consent, asked that **Assembly Joint Resolution 70** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Joint Resolution 70**

Relating to: commending Major General Jerald Slack upon his retirement.

Read.

Senator Risser, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 70**.

The question was: Shall **Assembly Joint Resolution 70** be concurred in?

Concurred in.

Senator Farrow, with unanimous consent, asked that **Assembly Joint Resolution 71** be withdrawn from the committee on **Senate Organization** and taken up at this time.

**Assembly Joint Resolution 71**

Relating to: commending Arthur L. Srb on the occasion of his retirement from the Capitol press corps.

Read.

Senator Risser, with unanimous consent, asked that all members of the Senate be added as cosponsors of **Assembly Joint Resolution 71**.

The question was: Shall **Assembly Joint Resolution 71** be concurred in?

Concurred in.

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**SECOND READING AND AMENDMENTS  
OF SENATE JOINT RESOLUTIONS AND  
SENATE BILLS**

**Senate Bill 256**

Relating to: annuities for eleemosynary institutions.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 256**

Read a third time and passed.

**Senate Bill 285**

Relating to: exemptions from certain state procurement procedures and waiver of state purchasing requirements to permit purchases through contracts established by other governmental entities or certain consortia with 3rd parties.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 285**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 285**

Read a third time and passed.

**Senate Bill 313**

Relating to: interest payments under a restitution order.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 313**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 313**

Read a third time and passed.

**Senate Bill 379**

Relating to: regulation of performing rights societies.

Read a second time.

Senator Weeden, with unanimous consent, asked that **Senate Bill 379** be referred to the Joint Committee on **Finance**.

**Senate Bill 382**

Relating to: making victims of the crime of stalking eligible for crime victim compensation awards.

Read a second time.

Ordered to a third reading.

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

Senator Drzewiecki, with unanimous consent, asked to be added as a coauthor of **Senate Bill 382**.

**Senate Bill 382**

Read a third time and passed.

**Senate Bill 391**

Relating to: the effective date of acts affecting crimes.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 391**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 391**

Read a third time and passed.

**Senate Bill 404**

Relating to: homicide by intoxicated use of a vehicle and providing a penalty.

Read a second time.

Senate substitute amendment 1 to **Senate Bill 404** offered by Senator Adelman.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 404**?

**POINT OF ORDER**

Senator Huelsman raised the point of order that Senate substitute amendment 1 to **Senate Bill 404** is not germane.

The Chair ruled the point well taken.

Senator Adelman appealed the decision of the Chair.

The question was: Shall the decision of the Chair stand as the judgement of the Senate?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 11; absent or not voting, 0; as follows:

Ayes – Senators Andrea, Breske, Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Panzer, Petak, C. Potter, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 22.

Noes – Senators Adelman, Burke, Chvala, Clausing, Decker, George, Jauch, Moen, Moore, Risser and Wineke – 11.

Absent or not voting – None.

Decision of the Chair stands as the judgement of the Senate.

Senator George, with unanimous consent, asked that the vote by which **Senate Bill 285** was passed be reconsidered.

Senator George, with unanimous consent, asked that the motion for reconsideration of the vote by which **Senate Bill 285** was passed be laid on the table.

Senate amendment 1 to **Senate Bill 404** offered by Senator Clausing.

The question was: Adoption of Senate amendment 1 to **Senate Bill 404**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 404**

Read a third time and passed.

**Senate Bill 437**

Relating to: criminal slander of title, simulating legal process and falsely assuming to act as a public officer, public employe or utility employe and providing a penalty.

Read a second time.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 437** offered by Senator Adelman.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 437**?

POINT OF ORDER

Senator Huelsman raised the point of order that Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 437** is not germane.

The Chair ruled the point well taken.

Senator Moore, with unanimous consent, asked to be added as a coauthor of **Senate Bill 437**.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 437**?

Adopted.

Ordered to a third reading.

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

**Senate Bill 437**

Read a third time and passed.

**Senate Bill 441**

Relating to: inspection of certain snowmobile trails by the department of natural resources.

Read a second time.

Ordered to a third reading.

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

Senator Clausing, with unanimous consent, asked to be added as a coauthor of **Senate Bill 441**.

Senator Clausing, with unanimous consent, asked to be added as a cosponsor of **Assembly Joint Resolution 37**.

Senator Moore, with unanimous consent, asked to be added as a coauthor of **Senate Bill 382**.

Senator Farrow, with unanimous consent, asked to be added as a cosponsor of **Assembly Joint Resolution 37**.

**Senate Bill 441**

Read a third time and passed.

Senator Ellis, with unanimous consent, asked that all action be immediately messaged to the Assembly.

**SECOND READING AND AMENDMENTS  
OF ASSEMBLY JOINT RESOLUTIONS AND  
ASSEMBLY BILLS**

**Assembly Joint Resolution 37**

Relating to: 4-year terms of office for, and the restriction on holding any other office by, sheriffs (first consideration).

Read a second time.

Senator Risser, with unanimous consent, asked that **Assembly Joint Resolution 37** be referred to the committee on **Judiciary**.

Senator Buettner objected.

Senator Risser, with unanimous consent, asked that **Assembly Joint Resolution 37** be referred to the committee on **State Government Operations and Corrections**.

Senator Buettner objected.

Ordered to a third reading.

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

**Assembly Joint Resolution 37**

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 3; absent or not voting, 0; as follows:

Ayes – Senators Andrea, Breske, Buettner, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Moen, Moore, Panzer, Petak, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 30.

Noes – Senators Adelman, George and Jauch – 3.

Absent or not voting – None.

Concurred in.

**Assembly Bill 32**

Relating to: charging back personal property taxes.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 32**?

Adopted.

Ordered to a third reading.

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

**Assembly Bill 32**

Read a third time and concurred in as amended.

**Assembly Bill 43**

Relating to: injury caused by a dog and providing a penalty.

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 43**

Read a third time and concurred in.

**Assembly Bill 185**

Relating to: eliminating certain public service commission hearings.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 185**?

Adopted.

Ordered to a third reading.

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

**Assembly Bill 185**

Read a third time and concurred in as amended.

**Assembly Bill 451**

Relating to: harvesting of geese at the Necedah refuge.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 451**

Read a third time and concurred in.



**Assembly Bill 552**

Relating to: granting civil immunity for responses to an oil discharge.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 552**

Read a third time and concurred in.

**Assembly Bill 580**

Relating to: prohibiting the department of industry, labor and human relations from promulgating a rule requiring the provision of unisex toilet rooms in any building.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 580**

Read a third time and concurred in.

Senator Moore, with unanimous consent, asked that the motion to reconsider the vote by which **Senate Bill 285** passed be taken from the table and taken up.

The question was: Shall the vote by which **Senate Bill 285** passed be reconsidered?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 18; absent or not voting, 0; as follows:

Ayes – Senators Adelman, Andrea, Burke, Chvala, Clausing, Decker, George, Grobschmidt, Jauch, Moen, Moore, C. Potter, Risser, Shibilski and Wineke – 15.

Noes – Senators Breske, Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden, Welch and Zien – 18.

Absent or not voting – None.

Refused to reconsider vote by which **Senate Bill 285** passed.

Senator Ellis, with unanimous consent, asked that all action be immediately messaged to the Assembly.

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**ANNOUNCEMENTS, ADJOURNMENT  
HONORS AND REMARKS UNDER SPECIAL  
PRIVILEGE**

Senator Rude, with the consent of the Majority Leader and Minority Leader, introduced and welcomed Mr. Patrick Gichohi of Kenya, Assistant Principal Clerk in the Kenyan National Assembly and Mr. Charles Matengu of Namibia, a staff person for the National Council of Namibia, both of whom are here as interns in the National Conference of State Legislatures' Staff Training Program in Anglophone Africa. Mr. Matengu and Mr. Gichohi will be in Wisconsin for seven weeks working with the Clerk's office, committee staff and Legislative service agencies.

Senator Farrow, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Senate Sergeant-at-Arms Jon Hochkammer who is celebrating his 40th Birthday today.

Senator Fitzgerald, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Army Reserves and the National Guard and their families.

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**ADJOURNMENT**

Senator Ellis, with unanimous consent, asked that the Senate adjourn until Tuesday, January 16 at 10:00 A.M..

Adjourned.

2:31 P.M.