



STATE OF WISCONSIN

Senate Journal

Ninety—Second Regular Session

10:00 A.M.

TUESDAY, March 19, 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, 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.

Absent – None.

Absent with leave – None.

The Senate stood for the prayer which was offered by Pastor Michael Wollman of the Kickapoo United Church in Soldiers Grove and Peace Lutheran Church in Readstown.

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 626

Relating to: codifying a presumption that property is taxable, requiring applications for property tax exemptions and specifying that claims that property is exempt may be made only as claims against a taxation district.

By Senators Weeden, Farrow, Fitzgerald, Grobschmidt and Wineke; cosponsored by Representatives Foti, Lehman, Urban, Bell and Vrakas.

To joint survey committee on **Tax Exemptions**.

Senate Bill 627

Relating to: dog licensing.

By Senator Decker.

To committee on **Transportation, Agriculture and Local Affairs**.

Senate Bill 628

Relating to: the bonding authority of the Wisconsin Housing and Economic Development Authority for economic development activities; loan guarantee programs funded by the Wisconsin development reserve fund; and the ratio of reserve

funding to guaranteed outstanding principal for the Wisconsin development reserve fund.

By Senators Petak and Fitzgerald; cosponsored by Representatives Ward, Riley, Kunicki, Green, Klusman and Jensen.

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

Senate Bill 629

Relating to: instructing or training persons to use weapons or techniques to cause civil disorders and providing a penalty.

By Senators Burke and Wineke; cosponsored by Representatives Bock, L. Young, Riley, Notestein and Black.

To committee on **Judiciary**.

Senate Bill 630

Relating to: the inclusion of certain cities, villages and towns within the boundary of the Milwaukee Metropolitan Sewerage District and the payment of capital cost arrearages to the district.

By Senators Rosenzweig and Burke; cosponsored by Representatives Walker, Bock, La Fave and Krug.

To committee on **Environment and Energy**.

Senate Bill 631

Relating to: bulletproof garments for state traffic patrol officers and motor vehicle inspectors.

By Senators Jauch, Drzewiecki, Andrea, C. Potter, Grobschmidt, Burke, Moen, Decker, Clausing, Chvala, Breske and Fitzgerald; cosponsored by Representatives Dobyns, Boyle, Musser, Wirsch, Hahn, Otte, Wasserman, Meyer, F. Lasee, Black, Ziegelbauer, Seratti, Ryba, Grothman, Baldus, Lorge, Turner, L. Young, Gronemus, Coggs, Robson and Foti.

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

Senate Bill 632

Relating to: eligibility for veterans programs; defining service in the Balkan area; exemption of veterans cemeteries from certain requirements; acquisition of home loan revenue bonds; delaying the expiration dates of operator's licenses and motor vehicle registration of certain active-duty U.S. armed forces personnel; extending eligibility and employer contributions toward premium payments for health insurance coverage under the state health insurance plan for certain state and authority employees who are serving in the Balkan area; creating an individual income tax exemption for pay received from the federal government by certain members of the armed forces participating in Operation Balkan Endeavor; abating the interest and penalties otherwise due on certain tax returns for

certain members of the military; exempting certain members of the armed forces participating in Operation Balkan Endeavor or a successor operation from interest otherwise due for filing income tax returns after April 15, 1996; and making an appropriation.

By Senators Zien and Fitzgerald; cosponsored by Representatives Musser and Baldus.

To committee on **Human Resources, Labor, Tourism, Veterans and Military Affairs.**

Senate Bill 633

Relating to: repeat offenders and persistent repeat offenders.

By Senator Huelsman; cosponsored by Representatives Green and Huber, by request of the Department of Justice.

To committee on **Judiciary.**

Senate Bill 634

Relating to: school district professional employee compensation and fringe benefits.

By Senators Rude and Moen; cosponsored by Representatives Huebsch, Johnsrud, Meyer, Lorge, Williams, Seratti, Musser, Schneiders, Goetsch, Turner, Ainsworth and Hahn.

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

Senate Bill 635

Relating to: the awarding of grants to area health education centers and making an appropriation.

By Senators Rude, Schultz, Jauch and Huelsman; cosponsored by Representative Ourada.

To committee on **Health, Human Services and Aging.**

REPORT OF COMMITTEES

The committee on **Education and Financial Institutions** reports and recommends:

Assembly Bill 103

Relating to: specifying that developmental delay is a handicapping condition that may qualify certain children for special education.

Introduction and adoption of Senate amendment 1.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

Concurrence as amended.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

Assembly Bill 834

Relating to: permissible loan origination fees in certain consumer credit transactions and excluding agricultural transactions from the Wisconsin consumer act.

Concurrence.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

JEFFRIS, THOMAS MOUAT, II, of Janesville, as a member of the State Historical Society Board of Curators, to serve for the term ending July 1, 1999

Confirmation.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

Senate Bill 417

Relating to: loan funds availability at real estate closings.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

Passage as amended.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

Senate Bill 547

Relating to: the registration and regulation of certain nonprofit corporations as mortgage bankers, loan originators or loan solicitors.

Introduction and adoption of Senate amendment 1.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

Passage as amended.

Ayes, 8 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Shibilski and Grobschmidt.
Noes, 1 – Senator Wineke.

Senate Bill 580

Relating to: the regulation of sales of franchises and granting rule-making authority.

Introduction and adoption of Senate amendment 1.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

Introduction and adoption of Senate amendment 2.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

Passage as amended.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

Senate Bill 589

Relating to: the leasing of motor vehicles, motor vehicle consumer leases, prelease agreements, financial responsibility for domestic rented or leased vehicles and providing a penalty.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

Passage as amended.

Ayes, 9 – Senators Darling, Huelsman, Petak, Welch, Drzewiecki, C. Potter, Wineke, Shibilski and Grobschmidt.
Noes, 0 – None.

Alberta Darling
Chairperson

The committee on **Environment and Energy** reports and recommends:

Assembly Bill 762

Relating to: collection of admission fees to state trails and Heritage Hill State Park.

Concurrence.

Ayes, 5 – Senators Cowles, Farrow, Panzer, Burke and Clausing.

Noes, 0 – None.

RADTKE, RANDALL J., of Madison, as Executive Secretary of the Wisconsin Conservation Corps Board, to serve for the term ending at the pleasure of the Governor

Confirmation.

Ayes, 5 – Senators Cowles, Farrow, Panzer, Burke and Clausing.

Noes, 0 – None.

Senate Bill 614

Relating to: regulation and supervision by the public service commission of a metropolitan sewerage district established by a 1st class city, the sale or lease of metropolitan sewerage district assets under certain circumstances, authorizing the dissolution of a metropolitan sewerage district, distribution of excess reserves of a district, granting rule-making authority, making an appropriation and providing penalties.

Introduction and adoption of Senate amendment 1.

Ayes, 3 – Senators Cowles, Farrow and Panzer.

Noes, 2 – Senators Burke and Clausing.

Introduction of Senate amendment 2.

Ayes, 5 – Senators Cowles, Farrow, Panzer, Burke and Clausing.

Noes, 0 – None.

Introduction and adoption of Senate amendment 1 to Senate amendment 2.

Ayes, 5 – Senators Cowles, Farrow, Panzer, Burke and Clausing.

Noes, 0 – None.

Senate amendment 2 adoption.

Ayes, 5 – Senators Cowles, Farrow, Panzer, Burke and Clausing.

Noes, 0 – None.

Introduction and adoption of Senate amendment 3.

Ayes, 3 – Senators Cowles, Farrow and Panzer.

Noes, 2 – Senators Burke and Clausing.

Introduction and adoption of Senate amendment 4.

Ayes, 3 – Senators Cowles, Farrow and Panzer.

Noes, 2 – Senators Burke and Clausing.

Introduction and adoption of Senate amendment 5.

Ayes, 3 – Senators Cowles, Farrow and Panzer.

Noes, 2 – Senators Burke and Clausing.

Passage as amended.

Ayes, 3 – Senators Cowles, Farrow and Panzer.

Noes, 2 – Senators Burke and Clausing.

Senate Bill 622

Relating to: renumbering and reorganizing the environmental statutes.

Passage.

Ayes, 5 – Senators Cowles, Farrow, Panzer, Burke and Clausing.

Noes, 0 – None.

Robert Cowles

Chairperson

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

Senate Bill 563

Relating to: the purchase of goods, care and services for certain probationers, parolees and other offenders; the general program operations of the department of corrections; intergovernmental corrections agreements; the establishment and operation of state prison industries; youth service rates; and making an appropriation.

Introduction and adoption of Senate substitute amendment 1.

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

Noes, 3 – Senators Decker, Linton and Coggs.

Passage as amended.

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

Noes, 3 – Senators Decker, Linton and Coggs.

Timothy Weeden

Senate Chairperson

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

Senate Bill 420

Relating to: joint legal custody, a custodial parent moving with, or removing, a child after divorce, enforcement of physical placement orders, the fee for a custody study and providing a penalty.

Introduction and adoption of Senate amendment 1.

Ayes, 7 – Senators Buettner, Rosenzweig, Zien, Welch, Moen, Breske and Moore.

Noes, 0 – None.

Introduction and adoption of Senate amendment 2.

Ayes, 7 – Senators Buettner, Rosenzweig, Zien, Welch, Moen, Breske and Moore.

Noes, 0 – None.

Introduction and adoption of Senate amendment 3.

Ayes, 7 – Senators Buettner, Rosenzweig, Zien, Welch, Moen, Breske and Moore.

Noes, 0 – None.

Passage as amended.

Ayes, 7 – Senators Buettner, Rosenzweig, Zien, Welch, Moen, Breske and Moore.

Noes, 0 – None.

Senate Bill 591

Relating to: independent living centers.

Passage.

Ayes, 7 – Senators Buettner, Rosenzweig, Zien, Welch, Moen, Breske and Moore.

Noes, 0 – None.

Carol Buettner

Chairperson

The joint committee on **Information Policy** reports and recommends:

Senate Bill 395

Relating to: duties of the joint committee on information policy, creation of a legislative information policy and privacy bureau and making appropriations.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 5 – Senators Panzer, C. Potter, Nass, Brancel and Hanson.

Noes, 1 – Senator Schneider.

Passage as amended.

Ayes, 6 – Senators Panzer, C. Potter, Nass, Brancel, Schneider and Hanson.

Noes, 0 – None.

Senate Bill 396

Relating to: information technology resource planning and sharing by state agencies.

Passage.

Ayes, 6 – Senators Panzer, C. Potter, Nass, Brancel, Schneider and Hanson.

Noes, 0 – None.

Mary Panzer
Senate Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin

Department of Health and Social Services

March 13, 1996

The Honorable, The Senate:

1995 Wisconsin Act 27, Section 9126, (27g) requires the Department of Health and Social Services to submit a proposal to the Governor and the Legislature by April 1, 1996 to transfer the duty and authority to provide child welfare services in Milwaukee County from the county to the Department. The attached document summarizes the Department's proposal, as well as the implementation plan for a transfer of duty and authority for Milwaukee child welfare services to the Department no later than January 1, 1998.

This proposal is the result of collaborative efforts among the Department, the Milwaukee community, and the Milwaukee Child Welfare Project Steering Committee. The list of members of the Steering Committee, who advised the Department and guided the decision making process, is attached.

Sincerely,

JOE LEEAN
Secretary

**State of Wisconsin
Legislative Audit Bureau**

March 14, 1996

The Honorable, The Legislature:

We have completed an audit of the State Fair Parks Board, to help meet our audit requirements under s. 13.94, Wis. Stats. The State Fair Park Board is responsible for operations of the Wisconsin State Fair and numerous other events held at the fairgrounds, as well as management of the 190 acres and 79 facilities that constitute the fairgrounds. In fiscal year (FY) 1994-95, State Fair Park's operating budget totaled \$11.1 million in program revenues.

Although State Fair Park has been financially self-supporting since 1935, we found its financial condition is deteriorating. While revenues have exceeded operating expenditures in each of the past five years, expenditures have increased at a greater rate. In addition, the balance in the capital improvement fund is declining, and State Fair Park is limited in its ability to fund debt for the construction or major renovation of facilities.

State Fair Park's declining financial position has been caused by several factors, including a decline in attendance at the State Fair and a significant drop in automobile racing revenues. Although several options exist for the agency to enhance its revenues, it is difficult to determine which of these options will be most cost effective because State Fair Park lacks the detailed financial information necessary to make appropriate management decisions.

There is also uncertainty about State Fair Park's future relationship with the Pettit National Ice Center, located on the fairgrounds. The Pettit National Ice Center, Inc., a private, nonprofit corporation that leases the facility, was expected to provide full funding for the facility's operations as well as for debt service on state bonds that financed its construction. However, the corporation has struggled financially since the Pettit Center opened in December 1992. We estimate State Fair Park has paid \$361,052 in support of the Pettit Center to date, but this amount would increase if the corporation were unable to uphold the terms of the lease or chose to exercise its option to not pay rent during the summer months.

In addition to questions about the Pettit Center, there are a number of unresolved concerns about buildings on the fairgrounds. While a 1993 study by the Department of Administration identified \$29.2 million in remodeling, repair, and renovation needs, State Fair Park also has plans to construct a new youth dormitory at a total cost of \$13.0 million and to renovate the existing coliseum at a total cost of \$11.3 million. Given State Fair Park's current financial status, it is not certain how these projects will be funded.

We believe State Fair Park could take a number of steps to improve its operations. However, there are also several issues that require legislative consideration. In the short term, for example, the Legislature will need to decide whether to increase general purpose revenue-supported bonding in order to complete construction of the youth dormitory. Long-term considerations include how to finance the proposed coliseum renovation and whether general-purpose revenue will need to be provided in support of State Fair Park's operations.

We appreciate the courtesy and cooperation extended to us by the State Fair Park Board and its staff and by representatives of the Pettit National Ice Center, Inc. A response from State Fair Park Board's Executive Director is the appendix.

Sincerely,
DALE CATTANACH
State Auditor

**State of Wisconsin
The University of Wisconsin**

March 11, 1996

The Honorable, The Legislature:

At its meeting March 8, 1996, the Board of Regents accepted the attached report for submission to the chief clerk of each house of the legislature for distribution to the appropriate standing committees under s.13.172(3).

Section 36.11(22)(b), Wis. Stats., requires the Board of Regents to submit a report to the chief clerk of each house of the Legislature annually on the methods each UW System institution used to disseminate information to students on sexual assault and sexual harassment.

The law requires UW System institutions to incorporate into their orientation programs for newly entering students oral and

written information on sexual assault and sexual harassment, including information on: 1) sexual assault by acquaintances of the victims; 2) the legal definitions and penalties for sexual assault; 3) generally available national, state, and campus statistics on sexual assault; 4) the rights of victims; and 5) protective behaviors including methods of recognizing and avoiding sexual assault and sexual harassment. In addition, each institution must annually supply to all students enrolled in the institution printed material that includes information on all of these topics.

This law was enacted in April 1990 and this is the fifth report to be compiled for the Legislature since its enactment.

If you need additional information regarding this report please contact Mark A. Schemmel at 262-5504.

Sincerely,

KATHARINE C. LYALL
President

Referred to committee on **Education and Financial Institutions.**

EXECUTIVE COMMUNICATIONS

State of Wisconsin Office of the Governor

March 12, 1996

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BUTZ, JOHN F., of De Pere, as a member of the Fox River Management Commission, to serve for the interim term ending March 1, 1998

Sincerely,

TOMMY G. THOMPSON
Governor

Read and referred to committee on **Environment and Energy.**

State of Wisconsin Office of the Governor

March 12, 1996

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MILLER, RON, of Little Chute, as a member of the Fox River Management Commission, to serve for the interim term ending March 1, 1998

Sincerely,

TOMMY G. THOMPSON
Governor

Read and referred to committee on **Environment and Energy.**

State of Wisconsin Office of the Governor

March 12, 1996

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint VAN DE HEY, JANE L., of Neenah, as a member of the Board of Nusing, to serve for the term ending July 1, 2000

Sincerely,

TOMMY G. THOMPSON
Governor

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

Senator Moen, with unanimous consent, asked that the Senate recess until 12:43 P.M.

11:13 A.M.

RECESS

12:43 P.M.

The Senate reconvened.

Senator Rude in the chair.

MULLALLY, ROBERT R., of Onalaska, as a member of the Minnesota-Wisconsin Boundary Area Commission, to serve for the interim term ending September 25, 1996 and for the full term ending September 25, 2001.

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 Farrow, with unanimous consent, would like to welcome to the Wisconsin Senate and introduce Simon McDonald the First Secretary-Chancery of the British Embassy – Washington DC.

Senator Buettner, with unanimous consent, asked to be added as a coauthor of **Senate Bill 628.**

Senator Burke, with unanimous consent, asked to be withdrawn as a coauthor of **Senate Bill 546.**

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

Senate Clearinghouse Rule 95-227

Relating to supervision fee charged to probationers and parolees.

Submitted by Department of Corrections.

Report received from Agency, March 19, 1996.

Referred to committee on **State Government Operations and Corrections**, March 19, 1996.

Senate Clearinghouse Rule 95-234

Relating to contract administration fees and subscription service.

Submitted by Department of Administration.

Report received from Agency, March 15, 1996.

Referred to joint committee on **Information Policy**, March 19, 1996.

Senate Clearinghouse Rule 96-004

Relating to medical standards for driver licensing.

Submitted by Department of Transportation.

Report received from Agency, March 15, 1996.

Referred to committee on **Transportation, Agriculture and Local Affairs**, March 19, 1996.

Senate Clearinghouse Rule 96–010

Relating to creating a network of providers for the health insurance risk-sharing plan who will provide services at a discount greater than that which is already mandated by statute.

Submitted by Office of the Commissioner of Insurance.

Report received from Agency, March 14, 1996.

Referred to committee on **Insurance**, March 19, 1996.

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

Senate Clearinghouse Rule 95–173

Relating to expiration and renewal of temporary camp or locum tenens licenses.

No action taken.

Senate Clearinghouse Rule 95–213

Relating to the community development block grant portion of the Wisconsin development fund.

No action taken.

Scott Fitzgerald
Chairperson

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

Senate Clearinghouse Rule 95–220

Relating to prior review of projects to demonstrate the worth of new nursing home designs.

No action taken.

Carol Buettner
Chairperson

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

Senate Clearinghouse Rule 95–231

Relating to boilers and pressure vessels.

No action taken.

David Zien
Chairperson

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

Senate Clearinghouse Rule 95–202

Relating to compensation of nonresident members of professional athletic teams.

No action taken.

Gary Drzewiecki
Chairperson

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 385

Assembly Bill 510

Assembly Bill 523

Assembly Bill 622

Assembly Bill 625

Assembly Bill 756

Assembly Bill 765

Assembly Bill 775

Assembly Bill 821

Assembly Bill 846

Assembly Bill 847

Assembly Bill 849

Assembly Bill 866

Assembly Bill 869

Assembly Bill 930

Assembly Bill 954

Assembly Bill 960

Adopted and asks concurrence in:

Assembly Joint Resolution 87

Concurred in:

Senate Bill 271

Senate Bill 292

Senate Bill 293

Senate Bill 433

Senate amendments 4 and 28 to **Assembly Bill 441**

Senate amendment 1 to **Assembly Bill 585**

Amended and concurred in:

Assembly Bill 441 adopted Assembly amendment 2 to Assembly amendment 2 and Assembly amendment 2 to Senate amendment 1

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 385

Relating to: the performance of services for the victim by a child as restitution for the child's act.

By Representatives Green, Krusick, Huebsch, Harsdorf, Lazich, Hoven, Goetsch, Coleman, Schneiders, Johnsrud, Ryba, Albers, Wirsch, Ott, Ainsworth, Jensen, Zukowski, Klusman, Skindrud, Lehman, Freese, Musser, Baumgart, F. Lasee, Springer, Hahn, Kreibich, Baldwin and Vrakas; cosponsored by Senators Fitzgerald, Andrea, Rude, Darling, Weeden, Buettner, Petak, Farrow, Cowles, Huelsman, A. Lasee and Rosenzweig.

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

Assembly Bill 510

Relating to: standards for pier construction of new manufactured homes and granting rule-making authority

By Representatives Vrakas, Green, Hasenohrl, Kaufert, Silbaugh, Kelso, Bell, Riley, Brancel, Lehman, Seratti, Ott, Goetsch, Linton, Brandemuehl and Ward; cosponsored by Senators Panzer, Petak, Buettner, Darling, Plewa, Rude, Schultz, Wineke and Chvala.

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

Assembly Bill 523

Relating to: transfer of ownership in a vehicle.

By Representatives Schneider, Freese, Boyle and Olsen; cosponsored by Senators Burke and Huelsman.

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

Assembly Bill 622

Relating to: requiring a parent to provide medical and genetic information in certain actions affecting the family.

By Representatives Black, Underheim, Ward, Ryba, Boyle, Williams, Plache and Notestein; cosponsored by Senator Risser.

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

Assembly Bill 625

Relating to: special distinguishing registration plates payments to authorized special groups, granting rule-making authority and making appropriations.

By Representatives Lehman, Wood, Plache, Otte, Goetsch, Powers, Ziegelbauer, Plombon, Ott, Wilder, Baldus, Ainsworth and La Fave; cosponsored by Senators Buettner and Moen.

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

Assembly Bill 756

Relating to: personalization of special license plates that grant certain parking privileges to the physically disabled.

By Representatives Handrick, Seratti, Coleman, Ainsworth, Musser, Zukowski, Baldus, Grothman, Hutchison and Huebsch; cosponsored by Senators Breske, Moen and Schultz.

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

Assembly Bill 765

Relating to: clarifying the required grade point average for academic excellence higher education scholarships (suggested as remedial legislation by the higher educational aids board).

By Law Revision Committee .

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

Assembly Bill 775

Relating to: reporting of nontaxable income; extensions for filing corporate income tax and franchise tax returns; denying a tax deduction to certain corporations for wages paid to an entertainer or entertainment corporation if withholding requirements are not met; requiring certain persons who have liability for the use tax to register with the department of revenue; withholding for income taxes; the date on which a delinquency determination for withholding, sales taxes or use taxes becomes due; allowing the department of revenue to use sampling to determine the liability for certain taxes; depositing tax assessments with the department of revenue; information returns; and determining when late and extended tax returns are considered filed.

By Representatives Lehman and Bell, by request of The Department of Revenue.

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

Assembly Bill 821

Relating to: applications for vehicle registration and titling; notification to county clerks of expected highway improvements for 6-year periods; the period of motor vehicle operating privilege suspension imposed by the department of transportation; operator's license, identification card and driving record files maintained by the department of transportation; motor vehicle operating privilege suspension

for nonpayment of a forfeiture, penalty assessment and jail assessment or noncompliance with a community service work order; motor vehicle operating privilege suspensions by the secretary of transportation; notification of creation of a security interest in a vehicle; distribution of suspension, revocation and disqualification lists and records of convictions by nonresidents; immobilization of a motor vehicle; requests to cancel a minor's operator's license; and special registration plates and identification cards that grant certain parking privileges to the physically disabled (suggested as remedial legislation by the department of transportation).

By Law Revision Committee .

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

Assembly Bill 846

Relating to: motor vehicles subject to emission limitations and emission inspection.

By Representatives Jensen, Duff, Otte, Kreuser and Hoven; cosponsored by Senator Andrea.

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

Assembly Bill 847

Relating to: changing the name of the division of emergency government in the department of military affairs, changing references to local emergency government agencies and changing the composition and terms of the state emergency response board.

By Representatives Musser, Powers, Harsdorf, Boyle, Baldus, Ott, Lehman, Turner, Freese, Vrakas, Kaufert, Gronemus, Olsen, Schneiders, Ward and Huber; cosponsored by Senators Moen and Breske.

Read first time and referred to committee on **Human Resources, Labor, Tourism, Veterans and Military Affairs**.

Assembly Bill 849

Relating to: the method of reviewing and establishing revised operator's license examination standards and granting rule-making authority.

By Representative Brandemuehl; cosponsored by Senator A. Lasee.

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

Assembly Bill 866

Relating to: including property tax refunds made due to errors in the listing submitted to the department of revenue; deleting the prohibition on refunding or rescinding a property tax if the property is exempt from taxation; the statute of limitations for motor vehicle fuel, alcohol beverage and cigarette taxes; the date by which a county treasurer is required to furnish completed tax roll settlement sheets to the department of revenue; the settlement of the state's share of property taxes in taxation districts that allow multiple payments of those taxes; the deadline for settlement of property taxes in certain taxation districts; claims for property tax refunds; the length of time that certain motor vehicle fuel tax and aviation fuel tax records must be kept; outdated references to an assessment; and correcting obsolete phrasing for the tobacco products tax (suggested as remedial legislation by the department of revenue).

By Law Revision Committee .

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

Assembly Bill 869

Relating to: fees concerning pesticides, fertilizers and soil and plant additives.

By Representatives Green, Ott, Gard, Kaufert, Gronemus, Springer, F. Lasee and Klusman; cosponsored by Senators Cowles, Drzewiecki, Andrea and Breske.

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

Assembly Bill 930

Relating to: the maximum permissible length of a semitrailer designed to transport livestock.

By Representatives Brandemuehl, Ryba, Musser, Silbaugh, Lehman, Hasenohrl, Hahn and Zukowski; cosponsored by Senators Fitzgerald, A. Lasee and Drzewiecki.

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

Assembly Bill 954

Relating to: the leasing of motor vehicles, motor vehicle consumer leases, prelease agreements, financial responsibility for domestic rented or leased vehicles and providing a penalty.

By Representatives Freese, Green, Gunderson, Kaufert, F. Lasee, Meyer, Travis, Vrakas, Albers, Ainsworth, Foti, Gard, Hutchison, Jensen, Kreibich, Kreuser, Ladwig, Lehman, Nass, Olsen, Otte and Seratti; cosponsored by Senators Rude, Shibilski, Darling, Grobschmidt, Huelsman, Petak, C. Potter, Welch, Wineke, Breske, Clausing, Cowles, Drzewiecki, Farrow, George, Risser, Schultz and Zien.

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

Assembly Bill 960

Relating to: permitting the operation of certain vehicles or combinations of vehicles exceeding weight or width limitations.

By Representative Brandemuehl; cosponsored by Senator A. Lasee.

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

Assembly Joint Resolution 87

Relating to: proclaiming May 17, 18 and 19, 1996, "Syttende Mai Weekend".

By Representatives Silbaugh, Huebsch, Musser, Klusman, Seratti, Hanson, Skindrud, Gronemus, Hahn, Krug, Coleman, Brandemuehl, Boyle, Urban, Baldus, Owens, Lorge, Zukowski, Wirch, Grothman, Baldwin, Dobyns, Gunderson, Murat, R. Young and Olsen; cosponsored by Senators Rude, Chvala, Moen, Clausing, Huelsman, C. Potter and Breske.

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

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.

The question was: Shall Assembly substitute amendment 1 to **Senate Bill 419** be concurred in?

Concurred in.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Bill 354

Relating to: removal of a child from a foster home or treatment foster home.

Read a second time.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 354** offered by Senator Fitzgerald.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 354**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 354**?

Adopted.

Senator Andrea, with unanimous consent, asked to be added as a coauthor of **Senate Bill 526**.

Senator Andrea, with unanimous consent, asked to be added as a coauthor of **Senate Bill 544**.

Senators Zien, Welch and Rude, with unanimous consent, asked to be made coauthors of **Senate Bill 631**.

Senator Welch, with unanimous consent, asked to be added as a coauthor of **Senate Bill 557**.

Ordered to a third reading.

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

Senate Bill 354

Read a third time and passed.

Senate Bill 387

Relating to: the financial responsibility of persons who perform on one-family and 2-family dwellings work for which a building permit is required.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 387**?

Adopted.

Ordered to a third reading.

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

Senate Bill 387

Read a third time and passed.

Senate Bill 418

Relating to: the role of state agencies in emergencies resulting from enemy action or natural or man-made disasters.

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.

Senate Bill 418

Read a third time and passed.

Senate Bill 423

Relating to: state payment of the property taxes on certain residences of disabled veterans and making an appropriation.

Read a second time.

Senator Weeden, with unanimous consent, asked that **Senate Bill 423** be referred to the Joint Committee on **Finance**.

Senate Bill 490

Relating to: transfers of estates by affidavit.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 490**?

Adopted.

Senate amendment 2 to **Senate Bill 490** offered by Senator Risser.

The question was: Adoption of Senate amendment 2 to **Senate Bill 490**?

Senator Huelsman moved rejection of Senate amendment 2 to **Senate Bill 490**.

The question was: Rejection of Senate amendment 2 to **Senate Bill 490**?

Rejected.

Ordered to a third reading.

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

Senate Bill 490

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 28; noes, 4; absent or not voting, 1; as follows:

Ayes – Senators Breske, Buettner, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Petak, C. Potter, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 28.

Noes – Senators Adelman, Burke, George and Risser – 4.

Absent or not voting – Senator Andrea – 1.

Passed.

Senate Bill 492

Relating to: wearing a bulletproof vest while committing a felony and providing a penalty.

Read a second time.

Ordered to a third reading.

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

Senate Bill 492

Read a third time and passed.

Senate Bill 498

Relating to: subcontractor and supplier claims against private and public construction project payment bonds and defense of actions by prime contractors on construction liens.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 498**?

Adopted.

Ordered to a third reading.

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

Senate Bill 498

Read a third time and passed.

Senate Bill 500

Relating to: the ability of municipalities to fix, by ordinance, the limits of service provided by certain municipal utilities.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 500**?

Adopted.

Ordered to a third reading.

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

Senate Bill 500

Read a third time and passed.

Senate Bill 523

Relating to: suspending Huber law privileges for a breach of discipline or other violation of jail regulations.

Read a second time.

Senate amendment 1 to **Senate Bill 523** offered by Senator Fitzgerald.

The question was: Adoption of Senate amendment 1 to **Senate Bill 523**?

Senate amendment 1 to Senate amendment 1 to **Senate Bill 523** offered by Senators Moen and Fitzgerald.

The question was: Adoption of Senate amendment 1 to Senate amendment 1 to **Senate Bill 523**?

Senator Adelman, with unanimous consent, asked that Senate amendment 1 to **Senate Bill 523** be laid on the table.

Senator Fitzgerald objected.

IN THE CHAIR

2:06 P.M.

Senator Drzewiecki in the chair.

Senator Adelman moved rejection of Senate amendment 1 to **Senate Bill 523**.

The question was: Rejection of Senate amendment 1 to **Senate Bill 523**?

Rejection refused.

The question was: Adoption of Senate amendment 1 to Senate amendment 1 to **Senate Bill 523**?

Adopted.

Senator Adelman moved that **Senate Bill 523** be referred to the committee on **Judiciary**.

The question was: Shall **Senate Bill 523** be referred to the committee on **Judiciary**?

The ayes and noes were demanded and the vote was: ayes, 9; noes, 24; absent or not voting, 0; as follows:

Ayes – Senators Adelman, Burke, Chvala, Clausing, Decker, George, Jauch, Risser and Wineke – 9.

Noes – Senators Andrea, Breske, Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Moen, Moore, Panzer, Petak, C. Potter, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 24.

Absent or not voting – None.

Referral Refused.

The question was: Adoption of Senate amendment 1 to **Senate Bill 523**?

Adopted.

Senate amendment 2 to **Senate Bill 523** offered by Senator Adelman.

The question was: Adoption of Senate amendment 2 to **Senate Bill 523**?

Senator Fitzgerald moved rejection of Senate amendment 2 to **Senate Bill 523**.

The question was: Rejection of Senate amendment 2 to **Senate Bill 523**?

Rejected.

Ordered to a third reading.

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

Senate Bill 523

Read a third time.

The ayes and noes were demanded 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, Jauch, A. Lasee, Moen, Moore, Panzer, Petak, C. Potter, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 30.

Noes – Senators Adelman, George and Risser – 3.

Absent or not voting – None.

Passed.

Senate Bill 526

Relating to: delivering articles to, or receiving articles from, inmates of a jail 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.

Senate Bill 526

Read a third time and passed.

Senate Bill 541

Relating to: the maximum speed limit applicable to motor vehicles traveling on certain state trunk highways.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 541**?

Adopted.

Senate amendment 2 to **Senate Bill 541** offered by Senator Jauch.

The question was: Adoption of Senate amendment 2 to **Senate Bill 541**?

POINT OF ORDER

Senator Lasee raised the point of order that Senate amendment 2 to **Senate Bill 541** is not germane.

The Chair ruled the point well taken.

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

Ayes – Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden, Welch and Zien – 17.

Noes – Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Grobschmidt, Jauch, Moen, Moore, C. Potter, Risser, Shibilski and Wineke – 16.

Absent or not voting – None.

Senate amendment 3 to **Senate Bill 541** offered by Senators Zien and Welch.

The question was: Adoption of Senate amendment 3 to **Senate Bill 541**?

Senator A. Lasee moved rejection of Senate amendment 3 to **Senate Bill 541**.

The question was: Rejection of Senate amendment 3 to **Senate Bill 541**?

Rejected.

Ordered to a third reading.

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

Senate Bill 541

Read a third time and passed.

Senate Bill 543

Relating to: the tax on car line companies.

Read a second time.

Senator Weeden, with unanimous consent, asked that **Senate Bill 543** be referred to the Joint Committee on **Finance**.

Senate Bill 551

Relating to: the furnishing of alcohol beverages by brewers, intoxicating liquor manufacturers or alcohol beverage wholesalers to persons attending certain business meetings of certain trade associations.

Read a second time.

Senator Andrea, with unanimous consent, asked that the journal show he would have voted aye on the passage of **Senate Bill 490**.

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

The question was: Adoption of Senate amendment 1 to **Senate Bill 551**?

Adopted.

Senate amendment 2 to **Senate Bill 551** offered by Senator Fitzgerald.

The question was: Adoption of Senate amendment 2 to **Senate Bill 551**?

Adoption Refused.

Senator Huelsman moved the vote by which Senate amendment 2 was refused adoption be reconsidered.

The question was: Shall the vote by which Senate amendment 2 was refused adoption be reconsidered?

Reconsidered.

The question was: Adoption of Senate amendment 2 to **Senate Bill 551**?

Adopted.

Ordered to a third reading.

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

Senate Bill 551

Read a third time and passed.

Senate Bill 553

Relating to: plumbing apprenticeships.

Read a second time.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 553** offered by Senator Fitzgerald.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 553**?

Senator Farrow, with unanimous consent, asked that **Senate Bill 553** be referred to the committee on **Senate Organization**.

Senator Chvala objected.

Senator Farrow moved that **Senate Bill 553** be referred to the committee on **Senate Organization**.

The question was: Shall **Senate Bill 553** be referred to the committee on **Senate Organization**?

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

Ayes – Senators Buettner, Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden, Welch and Zien – 17.

Noes – Senators Adelman, Andrea, Breske, Burke, Chvala, Clausing, Decker, George, Grobschmidt, Jauch, Moen, Moore, C. Potter, Risser, Shibilski and Wineke – 16.

Absent or not voting – None.

Referred.

Senate Bill 557

Relating to: property tax bills.

Read a second time.

Senate amendment 1 to **Senate Bill 557** offered by Senator Wineke.

The question was: Adoption of Senate amendment 1 to **Senate Bill 557**?

Senator Weeden moved rejection of Senate amendment 1 to **Senate Bill 557**.

IN THE CHAIR

2:57 P.M.

Senator Lasee in the chair.

The question was: Rejection of Senate amendment 1 to **Senate Bill 557**?

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

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

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

Absent or not voting – None.

Rejected.

Ordered to a third reading.

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

Senate Bill 557

Read a third time and passed.

Senate Bill 559

Relating to: the maximum permissible length of a semitrailer designed to transport livestock.

Read a second time.

Senator Ellis, with unanimous consent, asked that the Senate Stand Informal for 1 minute.

3:14 P.M.

STOOD INFORMAL

3:15 P.M.

The Senate reconvened.

Senator Lasee in the chair.

Senator Ellis, with unanimous consent, asked that **Senate Bill 559** be placed at the foot of the calendar of March 19, 1996.

Senate Bill 561

Relating to: limiting the liability of trustees, directors, officers and volunteers of religious organizations.

Read a second time.

Senate amendment 1 to **Senate Bill 561** offered by Senator Huelsman.

The question was: Adoption of Senate amendment 1 to **Senate Bill 561**?

Adopted.

Senate amendment 2 to **Senate Bill 561** offered by Senator Huelsman.

The question was: Adoption of Senate amendment 2 to **Senate Bill 561**?

Senator Huelsman, with unanimous consent, asked that Senate amendment 2 to **Senate Bill 561** be laid on the table.

Senate amendment 3 to **Senate Bill 561** offered by Senator Huelsman.

The question was: Adoption of Senate amendment 3 to **Senate Bill 561**?

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 561

Read a third time and passed.

Senate Bill 562

Relating to: reimbursement by the public defender board to private attorneys and private investigators and making an appropriation.

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.

Senate Bill 562

Read a third time.

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

Ayes – Senators Adelman, Andrea, 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, Wineke and Zien – 32.

Noes – Senator Welch – 1.

Absent or not voting – None.

Passed.

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

Senate Bill 563

Relating to: the purchase of goods, care and services for certain probationers, parolees and other offenders; the general program operations of the department of corrections; intergovernmental corrections agreements; the establishment and operation of state prison industries; youth service rates; and making an appropriation.

Read a second time.

Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 563** offered by Senators Risser, Moore, Jauch, Clausing, Wineke, Breske, Burke, Chvala and Moen.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 563**?

Senator Risser, with unanimous consent, asked that Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 563** be laid on the table.

Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 563** offered by Senators Risser, Grobschmidt, Andrea, C. Potter, Moore, Jauch, Clausing, Wineke, Breske, Burke, Chvala and Moen.

The question was: Adoption of Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 563**?

IN THE CHAIR

3:21 P.M.

Senator Rude in the chair.

The question was: Adoption of Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 563**?

Senator Fitzgerald moved rejection of Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 563**.

IN THE CHAIR

3:49 P.M.

Senator Lasee in the chair.

The question was: Rejection of Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 563**?

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

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

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

Absent or not voting – None.

Rejected.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 563**?

Adopted.

Ordered to a third reading.

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

Senator George moved indefinite postponement of **Senate Bill 563**.

The question was: Shall **Senate Bill 563** be indefinitely postponed?

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

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

Absent or not voting – None.

Refused indefinite postponement.

Senate Bill 563

Read a third time.

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

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

Noes – Senators Adelman, Andrea, Burke, Clausing, Decker, George, Jauch, Moore, C. Potter, Risser and Wineke – 11.

Absent or not voting – None.

Passed.

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

Senate Bill 568

Relating to: creating a state promotions board and giving that board exclusive authority over the commercial use of certain state symbols and representations designed by the state or that are affixed to state property, providing grants to statewide organizations representing counties for promotion of international trade, business and economic development and making an appropriation.

Read a second time.

IN THE CHAIR

4:43 P.M.

Senator Petak in the chair.

Senator Weeden, with unanimous consent, asked that **Senate Bill 568** be referred to the Joint Committee on **Finance**.

Senate Bill 573

Relating to: the definition of alcohol concentration.

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.

Senate Bill 573

Read a third time and passed.

Senate Bill 602

Relating to: contracts providing for the confinement of prisoners of this state in another state.

Read a second time.

Senate amendment 1 to **Senate Bill 602** offered by Senator Weeden.

The question was: Adoption of Senate amendment 1 to **Senate Bill 602**?

Senator Ellis, with unanimous consent, asked that **Senate Bill 602** be referred to committee on **Senate Organization**.

Referred.

Senate Bill 614

Relating to: regulation and supervision by the public service commission of a metropolitan sewerage district established by a 1st class city, the sale or lease of metropolitan sewerage district assets under certain circumstances, authorizing the dissolution of a metropolitan sewerage district, distribution of excess reserves of a district, granting rule-making authority, making an appropriation and providing penalties.

Read a second time.

Senator Weeden, with unanimous consent, asked that **Senate Bill 614** be referred to the Joint Committee on **Finance**.

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

Assembly Joint Resolution 77

Relating to: proclaiming "River Cleanup Week".

Concurred in.

Assembly Bill 134

Relating to: restitution for graffiti vandalism.

Read a second time.

Senate amendment 1 to **Assembly Bill 134** offered by Senators Grobschmidt, Huelsman, Burke, Andrea, C. Potter, Moen and Farrow.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 134**?

Adopted.

Ordered to a third reading.

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

Assembly Bill 134

Read a third time and concurred in as amended.

Assembly Bill 151

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

Read a second time.

Ordered to a third reading.

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

Assembly Bill 151

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 32; noes, 1; 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, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch, Wineke and Zien – 32.

Noes – Senator Risser – 1.

Absent or not voting – None.

Concurred in.

Assembly Bill 395

Relating to: exempting from vehicle registration certain vehicles owned by a technical college district board and used for educational purposes.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 395

Read a third time and concurred in.

Assembly Bill 406

Relating to: the membership of the veterinary examining board and changing the term "animal technician" to "veterinary technician".

Read a second time.

Ordered to a third reading.

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

Assembly Bill 406

Read a third time and concurred in.

Assembly Bill 511

Relating to: the disclosure by a social services agency of information about an individual in the care or legal custody of the social services agency.

Read a second time.

Ordered to a third reading.

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

Senator Moore, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 511**.

Assembly Bill 511

Read a third time and concurred in.

Assembly Bill 528

Relating to: setting fires and providing a penalty.

Read a second time.

Senator Welch, with unanimous consent, asked that Senate amendment 1 to **Assembly Bill 528** be laid on the table.

The question was: Adoption of Senate amendment 2 to **Assembly Bill 528**?

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 528

Read a third time and concurred in as amended.

Assembly Bill 532

Relating to: temporary licenses for aestheticians, electrologists and manicurists.

Read a second time.

Ordered to a third reading.

Senator Drzewiecki, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 532**.

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

Assembly Bill 532

Read a third time and concurred in.

Assembly Bill 534

Relating to: permitting the use of a green light on fire department command post vehicles.

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 534

Read a third time and concurred in.

Assembly Bill 550

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

Read a second time.

Ordered to a third reading.

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

Assembly Bill 550

Read a third time and concurred in.

Assembly Bill 570

Relating to: retention of special motor vehicle registration plates related to the armed services.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 570

Read a third time and concurred in.

Assembly Bill 571

Relating to: creating a lien against vessels to satisfy child support arrearages.

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 571

Read a third time and concurred in.

Assembly Bill 590

Relating to: the lower Wisconsin state riverway concerning performance standards for structures and mobile homes, cutting and harvesting of timber, permit procedures of the counties in the riverway and of the lower Wisconsin state riverway board, reports by the department of natural resources, recreational trails and mining and quarrying activities; providing an exemption from emergency rule procedures; and granting rule-making authority.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 590**?

Adopted.

Ordered to a third reading.

IN THE CHAIR

5:11 P.M.

Senator Rude in the chair.

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

Assembly Bill 590

Read a third time.

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, Jauch, A. Lasee, Moen, Panzer, Petak, Rosenzweig, Rude, Schultz, Weeden, Welch and Zien – 22.

Noes – Senators Adelman, Burke, Chvala, Clausing, Decker, George, Moore, C. Potter, Risser, Shibilski and Wineke – 11.

Absent or not voting – None.

Concurred in as amended.

Assembly Bill 595

Relating to: the requirement that financial institutions publish annual statements of conditions.

Read a second time.

Senate amendment 1 to **Assembly Bill 595** offered by Senator Darling.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 595**?

Adopted.

Senator Moore, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 595**.

Ordered to a third reading.

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

Assembly Bill 595

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 25; noes, 8; absent or not voting, 0; as follows:

Ayes – Senators Andrea, Breske, Buettner, Chvala, Cowles, Darling, Drzewiecki, Ellis, Farrow, Grobschmidt, Huelsman, Jauch, A. Lasee, Moen, Moore, Panzer, Petak, C. Potter, Rosenzweig, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 25.

Noes – Senators Adelman, Burke, Clausing, Decker, Fitzgerald, George, Risser and Wineke – 8.

Absent or not voting – None.

Concurred in as amended.

Assembly Bill 608

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

Read a second time.

Senator Adelman moved that **Assembly Bill 608** be referred to the committee on **Judiciary**.

The question was: Shall **Assembly Bill 608** be referred to the committee on **Judiciary**?

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, Breske, Burke, Chvala, Clausing, Decker, George, Grobschmidt, Jauch, Moen, Moore, Risser, Shibilski and Wineke – 15.

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

Absent or not voting – None.

Referral Refused.

Ordered to a third reading.

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

Assembly Bill 608

Read a third time.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 608** be referred to committee on **Senate Organization**.

Referred.

Assembly Bill 658

Relating to: do-not-resuscitate orders in certain hospital and nonhospital situations, granting rule-making authority and providing a penalty.

Read a second time.

Senate amendment 1 to **Assembly Bill 658** offered by Senator Drzewiecki.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 658**?

Senator Huelsman moved rejection of Senate amendment 1 to **Assembly Bill 658**.

The question was: Rejection of Senate amendment 1 to **Assembly Bill 658**?

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

Ayes – Senators Adelman, Andrea, Breske, Buettner, Burke, Chvala, Clausing, Darling, Decker, Grobschmidt, Huelsman, Jauch, Moen, Moore, Panzer, C. Potter, Risser, Rosenzweig and Wineke – 19.

Noes – Senators Cowles, Drzewiecki, Ellis, Farrow, Fitzgerald, George, A. Lasee, Petak, Rude, Schultz, Shibilski, Weeden, Welch and Zien – 14.

Absent or not voting – None.

Rejected.

Ordered to a third reading.

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

Assembly Bill 658

Read a third time and concurred in.

Assembly Bill 707

Relating to: criminal damage to certain property.

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 707

Read a third time and concurred in.

Assembly Bill 728

Relating to: water and sewer rate increases by certain municipally owned utilities, providing an exemption from rule-making procedures and granting rule-making authority.

Read a second time.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 728** be referred to the Joint Committee on **Finance**.

Senator Ellis, with unanimous consent, asked that **Assembly Bill 930** be withdrawn from the committee on **Transportation, Agriculture and Local Affairs** and taken up at this time.

Assembly Bill 930

Relating to: the maximum permissible length of a semitrailer designed to transport livestock.

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 930

Read a third time and concurred in.

Senator Ellis, with unanimous consent, asked that **Senate Bill 559** be referred to committee on **Senate Organization**.

Referred.

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

The Chair with unanimous consent, asked that the Senate return to the third order of business.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 636

Relating to: the development zone program, development zones tax credits and making an appropriation.

By Senators Petak, Schultz, Rude, Welch, Zien and Rosenzweig; cosponsored by Representatives Albers, Brandemuehl and Freese, by request of Governor Tommy G. Thompson.

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

Senate Bill 637

Relating to: various changes in the laws regulating state printing; legislative document production and distribution; production, maintenance, distribution and sale of WisLaw; production, maintenance, distribution and sale of the Blue Book and other publications of the legislative reference bureau in computer-readable format; retitling of the Wisconsin Statutes; copyrighting of editorial material in the Wisconsin Statutes and Annotations, WisLaw and the Blue Book; computer data bases containing the Wisconsin Statutes and Annotations and the Blue Book; the price of the Wisconsin Statutes and Annotations; information concerning corrections to the Wisconsin Statutes and WisLaw; and access to certain public records in electronic format and computer data bases used to produce such records.

By Senators Rude and Panzer; cosponsored by Representatives Prosser and Nass.

To joint committee on **Information Policy**.

Senate Bill 638

Relating to: position authorizations for the office of the commissioner of railroads.

By Senators Rude and Schultz; cosponsored by Representatives Brancel and Prosser.

To joint committee on **Finance**.

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 721

Assembly Bill 779

Assembly Bill 814

Assembly Bill 830

Assembly Bill 831

Assembly Bill 832

Assembly Bill 848

Assembly Bill 850

Assembly Bill 918

Assembly Bill 923

Assembly Bill 934

Assembly Bill 961

Adopted and asks concurrence in:

Assembly Joint Resolution 89

Concurred in:

Senate Bill 256

Senate Bill 325

Senate Bill 440

Senate Bill 529

Amended and concurred in as amended:

Senate Bill 270 Assembly amendment 1 to Assembly amendment 1, Assembly amendment 1, Assembly amendment 4, Assembly amendment 5 adopted

MESSAGES FROM THE ASSEMBLY CONSIDERED

Assembly Bill 721

Relating to: discovery in criminal cases.

By Representatives Huber, Klusman, Murat, Green, Goetsch, Grobschmidt, Ladwig, Duff, Springer, Dobyns, Freese, Hanson, Walker, Schneiders, Plache, F. Lasee, Brandemuehl, Ainsworth, Olsen, Gunderson, Otte, Lehman, Nass, Lazich and Powers; cosponsored by Senators Burke, Darling, Buettner and Decker.

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

Assembly Bill 779

Relating to: various changes in the provisions regarding police relief associations.

By Representatives Krusick, Boyle, Freese, Goetsch, Gunderson, La Fave, F. Lasee, Lehman, Lorge, Kreuser, Jensen, Musser and Schneiders; cosponsored by Senators Grobschmidt and Buettner.

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

Assembly Bill 814

Relating to: exemption of certain wards established by cities from minimum population requirements.

By Representatives Schneider and Walker; cosponsored by Senator Shibilski, by request of The City of Wisconsin Rapids.

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

Assembly Bill 830

Relating to: permissible finance charges and other charges for open-end credit plans under the Wisconsin consumer act.

By Representatives Kaufert, Meyer, Hanson, Huebsch, Brancel, Freese, Johnsrud, Murat, Olsen, Travis, Green, Jensen, Hoven, Ziegelbauer, Baldus and Albers; cosponsored by Senators Schultz, Andrea, Burke, Petak, Drzewiecki, Shibilski, Welch, Grobschmidt, Darling and Jauch.

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

Assembly Bill 831

Relating to: venue in certain habeas corpus actions.

By Law Revision Committee .

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

Assembly Bill 832

Relating to: commitment to jail for failure to pay a fine, costs and applicable assessments.

By Law Revision Committee .

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

Assembly Bill 848

Relating to: annual or consecutive month permits for vehicles or combinations of vehicles transporting loads near the Wisconsin-Michigan border.

By Representatives Gard and Seratti; cosponsored by Senator Drzewiecki.

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

Assembly Bill 850

Relating to: priority of future advances under mortgages.

By Representatives Kaufert, Hoven and Travis; cosponsored by Senators Welch and Wineke.

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

Assembly Bill 918

Relating to: reporting by principals with respect to certain lobbying activities, voluntary registration by certain persons with the ethics board, compilation and use of certain information provided to the ethics board, making an appropriation and providing a penalty.

By Representatives Green and R. Potter; cosponsored by Senators Petak and Moen, by request of Ethics Board of Wisconsin.

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

Assembly Bill 923

Relating to: business corporation law and limited liability company law revisions, creating a real estate transfer fee exemption for certain business entity transfers, extending the other state tax credit to members of a limited liability company, permitting a limited liability company to obtain a real estate brokers license, repealing provisions for bringing legal actions and for filing injunctions against corporations or limited liability companies, the liability of service corporations and their shareholders, directors, officers and employees and making an appropriation.

By Representatives Albers, Porter, Baldus, Green, La Fave, Vrakas, Foti and Grothman; cosponsored by Senators Petak, Huelsman, Fitzgerald, Rude, Buettner, Cowles, Farrow, Burke, Darling, George, Panzer and Grobschmidt.

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

Assembly Bill 934

Relating to: reimbursement by the public defender board to private attorneys and private investigators and making an appropriation.

By Representative Brancel; cosponsored by Senator Weeden.

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

Assembly Bill 961

Relating to: application of the code of ethics for local public officials and public access to records of the identities of final candidates for certain local governmental positions.

By Representatives Travis, Goetsch, Baldwin, Hanson, Ainsworth, Notestein, Murat, Ziegelbauer and Boyle; cosponsored by Senators Adelman, Schultz, Moen and Burke.

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

Assembly Joint Resolution 89

Relating to: the life and public service of Eugene Taylor.

By Representatives Dueholm, Hubler and Boyle; cosponsored by Senators Clausing and Jauch.

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

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

Senator Moore, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Rufus King Generals Boys Basketball Team.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Vincent High School Division 1 WIAA Men's Champs and the Whitefish Bay High School Division II Men's Basketball Champs.

Senator Fitzgerald, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Randolph Boy's Basketball Team as 1st time State champs.

Senator Shibilski, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Auburndale Apaches Men's Basketball Team

ADJOURNMENT

Senator Ellis, with unanimous consent, asked that the Senate adjourn until Thursday, March 21 at 10:00 A.M..

Adjourned.

6:01 P.M.

AMENDMENTS OFFERED

Senate amendment 3 to **Senate Bill 177** offered by Senators Cowles and Drzewiecki.

Senate amendment 3 to **Senate Bill 568** offered by Senator Wineke.

Senate substitute amendment 1 to **Senate Bill 597** offered by Senator Drzewiecki.

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 76

Senate Bill 340

Report correctly enrolled on March 15, 1996.

CHIEF CLERK'S REPORT

The Chief Clerk records:

Senate Bill 18

Senate Bill 72

Presented to the Governor on March 19, 1996.

**LEGISLATIVE REFERENCE BUREAU
CORRECTIONS**

Corrections In:

1995 Senate BILL 446

Prepared by the Legislative Reference Bureau
(March 13, 1996)

1. Page 2, line 14: delete "940.19," and substitute "940.19".

Corrections In:

1995 Senate BILL 614

Prepared by the Legislative Reference Bureau
(March 17, 1996)

1. Page 10, line 24: strike the space after "service".
2. Page 10, line 25: delete "proposed to," and substitute "propose to".
3. Page 51, line 16: after "commission" insert "of jurisdiction".

GUESTS

From Oconto High School the Sophomore Government Class: Pete Gabrielson, Elaine Pulver, Sue Seidel, Russ Young, Don Jeske, Nansi Casper, Patty Notz, Clyde Nelson, patty Gabrielson, and Jean Delforge.