



STATE OF WISCONSIN

Senate Journal

Ninety–Third Regular Session

10:00 A.M.

THURSDAY, March 13, 1997

The Senate met.

The Senate was called to order by Senator Fred Risser.

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

INTRODUCTION AND REFERENCE OF RESOLUTIONS AND JOINT RESOLUTIONS

Senate Joint Resolution 17

Relating to: 4–year terms of office for district attorneys (2nd consideration).

By Senators Burke, Huelsman, Breske, Buettner, Clausing, Darling, Drzewiecki, Farrow, Fitzgerald, George, A. Lasee, Panzer, C. Potter, Risser, Rosenzweig, Rude, Schultz, Shibilski, Weeden and Welch; cosponsored by Representatives Foti, Kunicki, Lazich, Ainsworth, Bock, Boyle, Brandemuehl, Coggs, Dobyms, Duff, Goetsch, Green, Gronemus, Grothman, Gunderson, Handrick, Hanson, Hasenohrl, Hoven, Huebsch, Hutchison, Jensen, Jeskewitz, Johnsrud, Kedzie, Kelso, Klusman, Kreibich, Krusick, Ladwig, F. Lasee, M. Lehman, Murat, Nass, Olsen, Ott, Otte, Ourada, Owens, Plale, Porter, Powers, Ryba, Schafer, Seratti, Springer, Staskunas, Sykora, Turner, Underheim, Vander Loop, Vrakas, Walker and L. Young.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 114

Relating to: death benefits to dependents of certain volunteer clergy and making an appropriation.

By Senators Drzewiecki, Panzer, Schultz and Buettner; cosponsored by Representatives Gard, Turner, Lorge, Musser and Ott.

To committee on **Labor, Transportation and Financial Institutions**.

Senate Bill 115

Relating to: exempting from income taxation the pension benefits of certain national guard technicians and interest and penalty waivers for certain payments made to national guard technicians.

By Senators Moen, Wineke, Decker, Rude, Welch, Schultz, Grobschmidt and Plache; cosponsored by Representatives Musser, Dobyms, Gronemus, Vander Loop, Springer, Riley,

Plale, Schneider, Grothman, Kreuser, Lazich, Lorge, Ward, Seratti, Powers and Owens.

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

Senate Bill 116

Relating to: an individual income tax exemption for payments for medical care insurance.

By Senators Moen and Rosenzweig; cosponsored by Representatives Ladwig, Ryba, Goetsch, F. Lasee, Grothman and Turner.

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

Senate Bill 117

Relating to: interest and penalty waivers for certain payments made to national guard technicians.

By Senators Moen, Schultz, Rude, Breske, Chvala, Clausing, Welch, Wineke, Fitzgerald, Decker, Grobschmidt and Plache; cosponsored by Representatives Musser, Johnsrud, F. Lasee, Hasenohrl, Lorge, Albers, Hahn, Boyle, La Fave, Kaufert, Kreuser, Ladwig, Plale, Lazich, Gronemus, Gunderson, Ryba, Nass and Schneider.

To committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Senate Bill 118

Relating to: minimum sentences for certain sex offenses.

By Senators Darling, Drzewiecki, Cowles, Huelsman, Panzer, Buettner, A. Lasee and Zien; cosponsored by Representatives Walker, Lazich, Porter, Otte, F. Lasee, Ainsworth, Owens, Hutchison, Wasserman, Albers, Kreibich, Gard, Ladwig, Musser, Robson, Duff, Hasenohrl, Urban, Vrakas, Ott, Kelso, Green, Kaufert, Riley, Kedzie, Schafer, Freese, Gronemus, Staskunas, Seratti and Brandemuehl.

To committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Senate Bill 119

Relating to: hours of labor and one day of rest in 7 for persons employed in the manufacture of butter, cheese or other dairy products from nonperishable milk, in the distribution of nonperishable milk or cream or in canning or freezing nonperishable agricultural commodities and granting rule–making authority.

By Senators Drzewiecki and Plache; cosponsored by Representatives F. Lasee, Ryba and Vander Loop.

To committee on **Labor, Transportation and Financial Institutions**.

Senate Bill 120

Relating to: adjusting a school district's revenue limit upon the transfer of services.

By Senators Moen, C. Potter, Grobschmidt, Buettner, Jauch, Decker and Huelsman; cosponsored by Representatives Olsen, Musser, Turner, Gronemus, Boyle, Brandemuehl, R. Young, M. Lehman, Murat, Huber, Reynolds, Ott, Kreibich, Sykora, Robson, Plale, Duff, Albers and Kedzie.

To committee on **Education**.

Senate Bill 121

Relating to: interest payments under a restitution order.

By Senators Jauch, Huelsman, Breske, Wirsch, Panzer, Darling, Schultz, Buettner and Welch; cosponsored by Representatives Boyle, Urban, Albers, Huber, Plale, Green, Ryba, Lazich, Gronemus, Grothman, Musser, F. Lasee, Ziegelbauer and Seratti.

To committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Senate Bill 122

Relating to: exposing a child to harmful descriptions or narrations and providing a penalty.

By Senators C. Potter, Huelsman, Drzewiecki, Buettner, A. Lasee, Welch, Rosenzweig and Clausing; cosponsored by Representatives Otte, Dobyns, F. Lasee, Ziegelbauer, Baumgart, Gard, Wasserman, Musser, Hahn, Brandemuehl, Vrakas, Boyle, Ladwig, Ryba, Freese, Albers, Kelso, Lazich, Owens, Plale and Gronemus.

To committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

REPORT OF COMMITTEES

The committee on **Judiciary, Campaign Finance Reform and Consumer Affairs** reports and recommends:

BERKOS, DANIEL M., of Mauston, as a member of the Public Defender Board, to serve for the term ending May 1, 1999.

Confirmation.

Ayes, 5 – Senators Adelman, Risser, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

CONDOS, SPYRO G., of Lake Geneva, as a member of the Judicial Commission, to serve for the interim term ending August 1, 1998.

Confirmation.

Ayes, 5 – Senators Adelman, Risser, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

HOGAN, JOHN, of Rhinelander, as a member of the Public Defender Board, to serve for the term ending May 1, 1999.

Confirmation.

Ayes, 5 – Senators Adelman, Risser, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

HUEBSCH, DAVID R., of Onalaska, as a member of the Judicial Commission, to serve for the term ending August 1, 1999.

Confirmation.

Ayes, 5 – Senators Adelman, Risser, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

IBARRA, DAGOBERTO, of Milwaukee, as a member of the Public Defender Board, to serve for the term ending May 1, 1998.

Confirmation.

Ayes, 5 – Senators Adelman, Risser, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

MORGAN, JAMES R., of Madison, as a member of the Ethics Board, to serve for the term ending May 1, 2001.

Confirmation.

Ayes, 5 – Senators Adelman, Risser, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

PAPKE, ROBERT H., of Sturgeon Bay, as a member of the Judicial Commission, to serve for the term ending August 1, 1999.

Confirmation.

Ayes, 5 – Senators Adelman, Risser, Clausing, Huelsman and Drzewiecki.

Noes, 0 – None.

Lynn Adelman
Chairperson

PETITIONS AND COMMUNICATIONS

Statement of Position

March 13, 1997

Senator Lasee would like the journal to show had he be present he would have voted aye on the following items:

Final passage of **Senate Bill 113**.

Confirmation of the following appointments:

Robert C. Blessington,
Rebecca A. Dodson,
Dr. Ronald E. Grossman,
Virginia S. Heinemann,
Cornelia G. Hempe,
Mark A. Ladd,
Mikki Patterson,
Gerald L. Wilkie

Adoption of Senate amendment 1 to Senate amendment 1 to **Senate Bill 3**.

Rejection of Senate amendment 3 to Senate amendment 2 to **Senate Bill 3**.

Adoption of Senate amendment 1 to **Senate Bill 3**.

Final passage of **Senate Bill 3**.

Final passage of **Assembly Bill 61**.

Senator Lasee would like the journal to show had he be present he would have voted noe on the following items:

Rejection of Senate amendment 1 to **Senate Bill 3**.

Adoption of Senate amendment 3 to Senate amendment 1 to **Senate Bill 3**.

**State of Wisconsin
Legislative Audit Bureau**

March 12, 1997

The Honorable, The Senate:

We have completed an audit of the Unemployment Reserve Fund in the Department of Workforce Development for fiscal years 1994-95 and 1995-96. We were able to provide an unqualified opinion on the fund's financial statements.

Copies of the audit report have been distributed to members of the Joint Legislative Audit Committee and those required by law to receive them. If you are interested in receiving a copy of this report, please contact our office and request report number 97-3.

Sincerely,

DALE CATTANACH
State Auditor

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

Senate Clearinghouse Rule 97-004

Relating to the annual allocation of volume cap.

Submitted by Department of Commerce.

Report received from Agency, March 11, 1997.

Referred to committee on **Economic Development,
Housing and Government Operations**, March 13, 1997.

The committee on **Judiciary, Campaign Finance Reform
and Consumer Affairs** reports and recommends:

Senate Clearinghouse Rule 96-038

Relating to the DNA data bank.

No action taken.

Lynn Adelman
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 29

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 29

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

By Representatives Skindrud, Goetsch, Otte and Porter.

Read first time and referred to committee on **Insurance,
Tourism and Rural Affairs**.

ADJOURNMENT

Senator Risser, with unanimous consent, asked that the Senate adjourn until Tuesday, March 18 at 10:00 A.M.

Adjourned.

10:01 A.M.