



# STATE OF WISCONSIN

# Senate Journal

## Ninety–Fourth Regular Session

10:00 A.M.

TUESDAY, February 8, 2000

The Senate met.

The Senate was called to order by Senator Fred Risser.

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

Senators Baumgart, Breske, Burke, Chvala, Clausing, Cowles, Darling, Decker, Drzewiecki, Ellis, Erpenbach, Farrow, Fitzgerald, George, Grobschmidt, Huelsman, Jauch, A. Lasee, Lazich, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Welch, Wirsch and Zien – 33.

Absent – None.

Absent with leave – None.

The Senate stood for a moment of silent meditation.

The Senate remained standing and Senator Roessler 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 365**

Relating to: executive participating employe status under the Wisconsin retirement system for certain court commissioners.

By Senators Erpenbach, George, Burke, Risser, Plache and Roessler; cosponsored by Representatives Townsend, Berceau, Schooff, Coggs, Skindrud, Pocan, Hebl and Kreuser.

To joint survey committee on **Retirement Systems**.

#### **Senate Bill 366**

Relating to: classifying state employes assigned as security officers at facilities owned, leased or operated by the University of Wisconsin Hospitals and Clinics Authority as protective occupation participants under the Wisconsin retirement system.

By Senators Erpenbach, Rude and Risser; cosponsored by Representatives Musser, Black, Ryba, Pocan, Turner, Boyle, Plouff and Berceau.

To joint survey committee on **Retirement Systems**.

#### **Senate Bill 367**

Relating to: classifying employes of the department of military affairs who perform security functions at weapons

facilities owned by the state as protective occupation participants under the Wisconsin retirement system.

By Senators Erpenbach, Rude, Grobschmidt and Risser; cosponsored by Representatives Musser, Black, Ryba, Pocan, Turner, Boyle and Berceau.

To joint survey committee on **Retirement Systems**.

#### **Senate Bill 368**

Relating to: classifying state correctional institution employes as protective occupation participants under the Wisconsin retirement system.

By Senators Drzewiecki, George, Roessler and Rosenzweig; cosponsored by Representatives Plouff, Kaufert, Ryba, Spillner, Albers, Gronemus, Boyle, Sykora, Kelso, Pettis and Musser.

To joint survey committee on **Retirement Systems**.

#### **Senate Bill 369**

Relating to: prohibiting certain insurance practices on the basis of domestic abuse, providing written reasons for coverage denial and prohibiting collective bargaining by the state with respect to the prohibitions.

By Senators Burke, Clausing, Cowles, Darling, Erpenbach, Grobschmidt, Moore, Plache, Robson, Roessler, Rosenzweig, Rude and Wirsch; cosponsored by Representatives Cullen, Wasserman, Balow, Berceau, Bock, Boyle, Carpenter, Kelso, J. Lehman, Miller, Musser, Pocan, Richards, Schneider, Travis, Turner, Young and Ziegelbauer.

To committee on **Insurance, Tourism, Transportation and Corrections**.

#### **Senate Bill 370**

Relating to: creating an individual income tax deduction for classroom teachers who use their own funds to purchase classroom educational supplies.

By Senators Plache and Roessler; cosponsored by Representatives Wieckert, J. Lehman, Turner, Ladwig, Stone, Handrick, Musser, Klusman, Suder, Walker, M. Lehman, Pettis, Kaufert and Sykora.

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

#### **Senate Bill 371**

Relating to: regulation of historic buildings, the historic building code, requiring a liberal interpretation of local regulations applicable to historic buildings and structures and making appropriations.

By Joint Legislative Council.

To committee on **Economic Development, Housing and Government Operations**.

**Senate Bill 372**

Relating to: creating an administrative rules task force and making an appropriation.

By Senators Welch, Darling and Schultz; cosponsored by Representatives Grothman, Suder, Albers, Spillner, Sykora, Jeskewitz, Seratti and Musser.

To committee on **Economic Development, Housing and Government Operations.**

**Senate Bill 373**

Relating to: allowing a change in the ownership of a municipal theater that is currently owned by a 1st class city.

By Senators Burke, Grobschmidt, Moore, Farrow, Rosenzweig, Darling and Roessler; cosponsored by Representatives Jensen, Bock, Colon, Richards, Albers, Riley, Freese and Underheim.

To committee on **Economic Development, Housing and Government Operations.**

**Senate Bill 374**

Relating to: requiring the department of public instruction to study funding options for Science World.

By Senators Burke, Darling, Erpenbach, Fitzgerald, Grobschmidt, Jauch, Plache, Risser, Rosenzweig, Shibilski and Welch; cosponsored by Representatives Black, Albers, Berceau, Hundertmark, Johnsrud, Kaufert, Klusman, La Fave, Miller, Musser, Olsen, Reynolds, Turner, Walker and Wasserman.

To committee on **Education.**

**Senate Bill 375**

Relating to: certain electronic mail solicitations, representations and chain letters, collection of certain information from visitors to Internet Web sites, a sales tax and use tax exemption for providing access to, or use of, the Internet and providing a penalty.

By Senator Darling, by request of Lieutenant Governor Scott McCallum.

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

**Senate Bill 376**

Relating to: restoring the school property tax rent credit.

By Senators Lazich, Drzewiecki, Farrow, Roessler, Darling, Rude, Rosenzweig, Welch, Fitzgerald, Panzer, A. Lasee, Zien and Huelsman; cosponsored by Representatives Jensen, Nass, Walker, Gunderson, Stone, Plale, Kelso, Ainsworth, Hoven, Urban, Hahn, Grothman, Ladwig, Leibham, Musser, Johnsrud, Goetsch, Sykora, Pettis, Ziegelbauer, Ryba, Kreuser, Steinbrink, Hasenohrl, Miller, La Fave and Boyle.

To committee on **Economic Development, Housing and Government Operations.**

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**REPORT OF COMMITTEES**

The committee on **Agriculture, Environmental Resources and Campaign Finance Reform** reports and recommends:

**Assembly Bill 210**

Relating to: the period of time during which sturgeon spearing licenses may not be issued.

Concurrence.

Ayes, 5 – Senators Clausing, Baumgart, Wirch, Schultz and A. Lasee.

Noes, 0 – None.

**Senate Bill 177**

Relating to: mercury emissions from certain sources, reporting mercury emissions, mercury in medical waste sent to incinerators, fish advisories, granting rule-making authority, making an appropriation and providing a penalty.

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

Ayes, 4 – Senators Clausing, Baumgart, Wirch and Schultz. Noes, 1 – Senator A. Lasee.

Senate substitute amendment 1 adoption.

Ayes, 4 – Senators Clausing, Baumgart, Wirch and Schultz. Noes, 1 – Senator A. Lasee.

Passage as amended.

Ayes, 4 – Senators Clausing, Baumgart, Wirch and Schultz. Noes, 1 – Senator A. Lasee.

**Senate Bill 287**

Relating to: registration of reductions in certain air emissions and granting rule-making authority.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Clausing, Baumgart, Wirch, Schultz and A. Lasee.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Clausing, Baumgart, Wirch, Schultz and A. Lasee.

Noes, 0 – None.

Alice Clausing  
Chairperson

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

**Senate Bill 357**

Relating to: an agreement between the state and tobacco product manufacturers; classification and elements of felony offenses and certain misdemeanor offenses; modification of a bifurcated sentence in certain cases; revocation of extended supervision; the creation of a sentencing commission and temporary sentencing guidelines; legislative procedure for criminal penalties bills; assistant district attorney positions for certain counties; releasing information from the sex offender registry to school district administrators and parents, guardians and legal custodians of children; achievement guarantee contracts; authorizing digital television conversion projects; funding for gaming law enforcement operations, general program operations of the state lottery, lottery retailer compensation, lottery vendor fees, the farmland tax relief credit, costs of administration, administration of the lottery and gaming credit; prescription drug assistance for elderly persons; funding for the badger care health care program; funding for food pantries; requiring insurance coverage of certain immunizations for children; creating an office of public intervenor in the department of justice; bonding authority under the Warren Knowles-Gaylord Nelson stewardship 2000 program; shared revenue payments to counties and municipalities, circuit court support payments, financial assistance for local recycling programs, community aids, youth aids; transferring certain consumer protection functions performed by the department of agriculture, trade and consumer protection to the department of justice; the composition of the board of agriculture, trade and consumer protection; distribution of national forest income payments

from the federal government; restoring the school property tax rent credit; granting bonding authority; granting rule-making authority; making appropriations; and providing penalties.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Burke, Decker, Moore, Shibilski and Plache.

Noes, 3 – Senators Jauch, Cowles and Darling.

Passage as amended.

Ayes, 6 – Senators Burke, Decker, Jauch, Moore, Shibilski and Plache.

Noes, 2 – Senators Cowles and Darling.

Brian Burke  
Senate Chairperson

## PETITIONS AND COMMUNICATIONS

### State of Wisconsin

February 7, 2000

The Honorable, The Senate:

Pursuant to Senate rule [20](#), I have appointed Senator Alberta Darling to the Joint Committee on Finance.

Sincerely,

CHUCK CHVALA

Chair, Committee on Senate Organization

State of Wisconsin  
Legislative Audit Bureau

February 2, 2000

The Honorable, The Legislature:

We have completed an evaluation of the Milwaukee Parental Choice Program, as required by s. [119.23\(9\)](#), Wis. Stats. this program provides publicly funded private school tuition for low-income children in Milwaukee and was established in 1990. After the Wisconsin Supreme Court affirmed the constitutionality of religious schools' participation in 1998, and the United States Supreme Court allowed that decision to stand, Choice enrollment increased significantly. In the 1999-2000 school year, approximately 8,000 pupils are enrolled in 91 private schools, which will receive an estimated \$38.9 million in publicly funded tuition payments.

Some hopes for the program – most notably, that it would increase participating pupils' academic achievement – cannot be documented, largely because uniform testing is not required in participating schools. However, the program is serving low-income children and is serving a population whose ethnic composition is similar to that in Milwaukee Public Schools. Participating schools are located throughout the city and appear to be providing a variety of educational options. The application and admissions process has drawn criticism; we include alternatives to modify that process and to improve applicants' knowledge of program requirements.

Seventy-six of the 86 schools participating in the program in 1998-99 reported some form of independent quality review or performance measurement, such as accreditation by the Wisconsin Nonpublic School Accrediting Association or other organizations. All participating schools are required to meet statutory requirements intended to promote educational quality, such as a requirement to provide instruction in reading, language arts, mathematics, social studies, science, and health, and all schools have submitted information indicating compliance.

We appreciate the courtesy and cooperation extended to us by the Department of Public Instruction, Milwaukee Public Schools, the participating private schools, and the families that

responded to our survey concerning participation in the Choice program. The Department's response in Appendix VIII.

Sincerely,

JANICE MUELLER

State Auditor

State of Wisconsin  
Investment Board

January 28, 2000

The Honorable, The Legislature:

Section [25.17\(14r\)](#) of the Statutes required that the State of Wisconsin Investment Board (SWIB) submit a report to the Joint Committee on Audit, Joint Committee on Finance and the Chief Clerks of each House summarizing any change in the Board's investment policies, upon adoption of the change.

On January 13, 2000 the Board approved modifications to the Investment Policy Guidelines relating to the Patients Compensation Fund. Attached are the modified guidelines.

Please contact me if you have any questions about this report.

Sincerely,

PATRICIA LIPTON

Executive Director

State of Wisconsin  
Department of Administration

February 2, 2000

The Honorable, The Legislature:

With this letter, I am forwarding to you the Bureau of Justice Information Systems (BJIS) Fourth Annual Report. S. [13.172\(2\)](#) directs BJIS to report annually on its activities, and this report is submitted in fulfillment of that requirement.

The report describes the efforts of BJIS on behalf of Integrated Justice Information Sharing (IJIS) and District Attorney Information Technology (DA IT). Significant progress was made in these areas, and are described in detail in the report.

Multiple projects to improve the electronic sharing of information among justice agencies were undertaken in 1999. These include the beginning of an IJIS data dictionary with court, DA and CCH definitions and tables, a DOJ brief bank on line through a partnership with the Department of Justice, and much more. This is just the beginning of what could be possible in reducing redundant data entry and improving public safety gaps that currently exist.

Progress also occurred in several areas relating to district attorney information technology (DA IT). In 1999, BJIS worked hard installing and supporting 27 state standard local area networks (LANs) connected to county and state networks (WANs), training and supporting users in 27 LAN and 44 DA Net offices and piloting a DA case management system (PROTECT) which is now up and running in two counties.

In response to Executive Order 341 (Year 2000 Preparedness) were initiated in 1998. BJIS had established a Public Safety Functional Team to address state public safety agency Y2K preparedness. BJIS identified critical areas of Y2K action related to counties, interdependencies among public safety agencies and public communication about Y2K. Educating DA's about Y2K issues affecting their offices was completed as was ensuring Y2K compliance of all BJIS equipment and software installed in DA offices. We are happy to report that there were no public safety disruptions due to Y2K, due in large part to the hard work of the Public Safety Functional Team.

With the support of the legislature, BJIS can help improve public safety and bring efficiency to government by working to improve both the communication between agencies and by providing the basic infrastructure needed to be effective.

Sincerely,

JENNIFER REINERT  
Administrator, Division of Technology

**State of Wisconsin  
Department of Corrections**

January 31, 2000

The Honorable, The Legislature:

The following information is provided for your consideration and review pursuant to 301.03(6m) WI STATS. The figures below cover the period from January 1, 1999 to December 31, 1999.

1. There were 41 inmates transferred involuntarily from a prison to a mental health institute under 51.20(13)(A)4. All but two inmates were committed for outpatient treatment. One inmate was committed upon release. Two inmates were committed to inpatient treatment and stayed an average of 87 days. One inmate transferred voluntarily from prison to a mental health institute and stayed for 12 days.
2. 4,097 inmates underwent voluntary treatment with psychotropic drugs and 41 inmates were treated with psychotropics on an involuntary basis. The types of medications used include antipsychotic drugs, antidepressant drugs, mood stabilizers, anti-parkinsonian medications, and medications for side effects.
3. Mental health services, both psychiatric and psychological, are available at all major institutions. Services include individual and group therapy, chemotherapy, psychiatric, psychological, and neuropsychological evaluation, crisis interventions, sex offender groups, domestic abuse groups, anger management groups, and cognitive intervention programs. Inmates who need more intensive mental health services are transferred to the Special Management Unit at Columbia Correction Institution, the Wisconsin Resource Center, or one of the Mental Health Institutes.

If you have any questions or need additional information, please let me know.

Sincerely,

JON E. LITSCHER  
Secretary

**State of Wisconsin  
Ethics Board**

February 8, 2000

The Honorable, The Senate:

The following lobbyists have been authorized to act on behalf of the organizations set opposite their names.

For more detailed information about these lobbyists and organizations and a complete list of organizations and people authorized to lobby the 1999 session of the legislature, visit the Ethics Board's web site at <http://ethics.state.wi.us>

- |                      |  |
|----------------------|--|
| Abramson, Betsy      | <b>Coalition of Wisconsin Aging Groups Inc</b>               |
| Dodge, Christopher   | <b>Midwest Equipment Dealers Association, Inc</b>            |
| Dunn, John           | <b>AT&amp;T Corporation</b>                                  |
| Hildebrandt, Kurt A. | <b>Air Wisconsin Airlines Corporation</b>                    |
| Hildebrandt, Kurt A. | <b>AT&amp;T Corporation</b>                                  |
| Hildebrandt, Kurt A. | <b>Wisconsin Coalition for Fair Competition</b>              |
| Hildebrandt, Kurt A. | <b>Wisconsin Association of Judicial Court Commissioners</b> |

Munyon, Marvin **Wisconsin Family Forum**

Reitan, Mark **Employers Health Cooperative**

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,

ROTH JUDD  
Director

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

**Senate Clearinghouse Rule 97-013**

Relating to inmate conduct, inmate discipline and procedures for the imposition of discipline.

Submitted by Department of Corrections.

Report received from Agency, February 7, 2000.

Referred to committee on **Insurance, Tourism, Transportation and Corrections**, February 8, 2000.

**Senate Clearinghouse Rule 99-043**

Relating to the harvest, possession and sale of native amphibians, lizards and snakes.

Submitted by Department of Natural Resources.

Report received from Agency, February 4, 2000.

Referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform**, February 8, 2000.

**Senate Clearinghouse Rule 99-124**

Relating to the use of land, water and facilities in the Kickapoo Valley Reserve.

Submitted by Department of Tourism.

Report received from Agency, February 7, 2000.

Referred to committee on **Insurance, Tourism, Transportation and Corrections**, February 8, 2000.

**Senate Clearinghouse Rule 99-149**

Relating to reexaminations.

Submitted by Department of Regulation and Licensing.

Report received from Agency, February 7, 2000.

Referred to committee on **Human Services and Aging**, February 8, 2000.

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The committee on **Agriculture, Environmental Resources and Campaign Finance Reform** reports and recommends:

**Senate Clearinghouse Rule 98-083**

Relating to private onsite wastewater treatment systems.

No action taken.

Alice Clausung  
Chairperson

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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 244**

**Assembly Bill 273**

**Assembly Bill 412**

**Assembly Bill 417**

**Assembly Bill 581**

**Assembly Bill 610**

**Assembly Bill 664**

Adopted and asks concurrence in:

**Assembly Joint Resolution 100**

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**MESSAGES FROM THE ASSEMBLY  
CONSIDERED**

**Assembly Bill 244**

Relating to: an education tax credit to corporations.

By Representatives Jensen, Rhoades, Plale, Petrowski, Albers, Spillner, Kaufert, Staskunas, Musser, Freese, Jeskewitz, Stone, Kelso, Ward, Kreibich, Sykora, Ziegelbauer, Reynolds, Suder, Olsen, Huebsch, Townsend, Owens, Porter, F. Lasee, Kestell, Hoven, Plouff, Johnsrud, Gundrum, Lassa, Seratti, Walker, Riley, Duff, Hutchison, Hundertmark, Vrakas, Montgomery, Pettis, Ott, Gunderson, Leibham and Ainsworth; cosponsored by Senators Darling, Rude, Welch, Zien and Drzewiecki.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

**Assembly Bill 273**

Relating to: legalizing the possession and transfer of antique slot machines used solely for display, restoration or preservation purposes.

By Representatives Kreuser, Freese, Musser, Ainsworth, Steinbrink, Staskunas, Sykora, Grothman, Gronemus, Skindrud and Seratti; cosponsored by Senator Schultz.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

**Assembly Bill 412**

Relating to: modifying the definition of a parent of a child with a disability and granting rule-making authority.

By Representatives Jeskewitz, Kedzie, Jensen, Rhoades, Plale, Albers, Huebsch, Stone, J. Lehman, Musser, Owens, Gronemus, Hahn, Goetsch, Suder, Kelso, Townsend, Reynolds, Pohan, Klusman, Turner, Schneider, Bock, Plouff, Staskunas, Brandemuehl, Petrowski, Kreibich, Meyer, Lassa, Hundertmark and Gunderson; cosponsored by Senators Grobschmidt, Rosenzweig, Panzer, Huelsman, Farrow, Erpenbach, Clausing and Darling.

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

**Assembly Bill 417**

Relating to: requiring state departments and independent agencies to monitor federal programs and identify goals for state capture of federal resources under those programs.

By Joint Legislative Council.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

**Assembly Bill 581**

Relating to: the appointment of municipal temporary reserve judges.

By Representatives Jeskewitz, Duff, Musser, Goetsch, Owens, Plouff, Gunderson, M. Lehman, Kedzie and Seratti; cosponsored by Senators Darling, Huelsman, Farrow and Panzer.

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

**Assembly Bill 610**

Relating to: including relatives by adoption on the same basis as relatives by blood in certain definitions and references in the statutes.

By Representatives Hundertmark, Ward, Plale, Kestell, Musser, Rhoades, Ryba, Nass, Pettis, Albers, F. Lasee, Ainsworth, Owens, Ladwig, Goetsch, Olsen, Kelso, Balow, Sykora, Jeskewitz, Underheim and Waukau; cosponsored by Senators Grobschmidt, Wirch, Plache, Huelsman, Lazich, Rosenzweig and Darling.

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

**Assembly Bill 664**

Relating to: providing information to a firearms dealer when purchasing a handgun and providing a penalty.

By Representatives Gundrum, Gunderson, Jensen, Stone, Carpenter, Pettis, Vrakas, Schooff, Kestell, Ladwig, Walker, Rhoades, Huebsch, Olsen, Kreibich, Ainsworth, Nass, Hundertmark, Spillner, Porter, Albers, Ward, Sykora, Kaufert and Urban; cosponsored by Senators Drzewiecki, Darling and Schultz.

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

**Assembly Joint Resolution 100**

Relating to: celebrating March 1, 2000, as St. David's Day.

By Representatives Owens, Coggs, Gronemus, Hahn, Ladwig, Plale, Plouff, Rhoades, Spillner, Suder, Vrakas, Walker and Urban; cosponsored by Senators Roessler, Grobschmidt, Huelsman, Rosenzweig, Wirch and Schultz.

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

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

Senator Farrow, with unanimous consent, asked to be withdrawn as a coauthor of **Senate Bill 198**.

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Senator Robson, with unanimous consent, asked that the Senate recess until 12:50 P.M..

10:36 A.M.

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**RECESS**

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12:50 P.M.

The Senate reconvened.  
 Senator Risser in the chair.

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**Senate Bill 117**

Relating to: bulk transfers of inventory.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 117**

Read a third time and passed.

**Senate Bill 177**

Relating to: mercury emissions from certain sources, reporting mercury emissions, mercury in medical waste sent to incinerators, fish advisories, granting rule-making authority, making an appropriation and providing a penalty.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 177** be referred to the Joint Committee on **Finance**.

**Senate Bill 199**

Relating to: a child care worker loan repayment assistance program; a child care career education scholarship program; early childhood councils; requiring recipients of child care funding to have received training in child development and safety; training and network development for special needs child care providers; eligibility for child care funding; health care for low-income child care workers; creating tax credits for employers who provide child care; creating a nonrefundable individual income tax credit for certain expenses related to child or dependent care; granting rule-making authority; and making appropriations.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 199** be referred to the Joint Committee on **Finance**.

**Senate Bill 202**

Relating to: jurisdiction in divorces.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 202**

Read a third time and passed.

**Senate Bill 250**

Relating to: an annual report of the racial or ethnic background, gender and salary of each senior level management employe in this state and providing penalties.

Read a second time.

Ordered to a third reading.

Senator Chvala, 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 coauthor of **Senate Bill 250**.

**Senate Bill 250**

Read a third time.

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Jauch, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 17.

Noes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 16.

Absent or not voting – None.

Passed.

**Senate Bill 268**

Relating to: restoration and reinstatement rights of classified employes appointed to unclassified positions; leaves of absence from state employment to seek partisan political office; compensation and employment rights of assistant district attorneys; the salary of the position of Wisconsin veterans museum superintendent; authority of the administrator of the division of merit recruitment and selection in the department of employment relations to appoint local examiners; and solicitation of recommendations for positions in the classified service of the state (suggested as remedial legislation by the department of employment relations).

Read a second time.

Ordered to a third reading.

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

**Senate Bill 268**

Read a third time and passed.

**Senate Bill 270**

Relating to: the possession of barbed hooks while fishing.

Read a second time.

Senator Chvala, with unanimous consent, asked that **Senate Bill 270** be laid on the table.

**Senate Bill 274**

Relating to: credit union membership, powers and operation; the application of agriculture, trade and consumer protection statutes to credit unions and providing a penalty.

Read a second time.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 551** be withdrawn and taken up at this time.

**Assembly Bill 551**

Relating to: priority of claims for distribution in insurance liquidations, the insurance security fund, conforming the mutual insurance holding company provisions to changes made in the nonstock corporation provisions, the certified capital investment credit for insurers and miscellaneous changes to insurance statutes.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 551**

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that **Assembly Joint Resolution 100** be withdrawn and taken up at this time.

**Assembly Joint Resolution 100**

Relating to: celebrating March 1, 2000, as St. David's Day.

Read.

Concurred in.

Senator Chvala, with unanimous consent, asked that **Senate Bill 274** be placed after **Senate Bill 357** on the calendar of February 8, 2000.

Senator Chvala, with unanimous consent, asked that **Senate Bill 325** be placed after **Senate Bill 274** on the calendar of February 8, 2000.

### **Senate Bill 287**

Relating to: registration of reductions in certain air emissions and granting rule-making authority.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 287**?

Adopted.

Ordered to a third reading.

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

### **Senate Bill 287**

Read a third time and passed.

### **Senate Bill 315**

Relating to: child abuse and neglect prevention and making appropriations.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 315** be referred to the Joint Committee on **Finance**.

### **Senate Bill 357**

Relating to: an agreement between the state and tobacco product manufacturers; classification and elements of felony offenses and certain misdemeanor offenses; modification of a bifurcated sentence in certain cases; revocation of extended supervision; the creation of a sentencing commission and temporary sentencing guidelines; legislative procedure for criminal penalties bills; assistant district attorney positions for certain counties; releasing information from the sex offender registry to school district administrators and parents, guardians and legal custodians of children; achievement guarantee contracts; authorizing digital television conversion projects; funding for gaming law enforcement operations, general program operations of the state lottery, lottery retailer compensation, lottery vendor fees, the farmland tax relief credit, costs of administration, administration of the lottery and gaming credit; prescription drug assistance for elderly persons; funding for the badger care health care program; funding for food pantries; requiring insurance coverage of certain immunizations for children; creating an office of public intervenor in the department of justice; bonding authority under the Warren Knowles-Gaylord Nelson stewardship 2000 program; shared revenue payments to counties and municipalities, circuit court support payments, financial assistance for local recycling programs, community aids, youth aids; transferring certain consumer protection functions performed by the department of agriculture, trade and consumer protection to the department of justice; the composition of the board of agriculture, trade and consumer protection; distribution of national forest income payments from the federal government; restoring the school property tax rent credit; granting bonding authority; granting rule-making authority; making appropriations; and providing penalties.

Read a second time.

Senate amendment 2 to **Senate Bill 357** offered by Senators Breske, Decker and Jauch.

Senate amendment 3 to **Senate Bill 357** offered by Senators Burke and Chvala.

Senate amendment 4 to **Senate Bill 357** offered by Senator Moore.

Senate amendment 5 to **Senate Bill 357** offered by Senators George and Chvala.

Senate substitute amendment 1 to **Senate Bill 357** offered by Senators Lazich, Drzewiecki, Panzer, Rude and Farrow.

Senator Panzer moved that **Senate Bill 357** be referred to the joint committee on **Finance**.

The question was: Shall **Senate Bill 357** be referred to the joint committee on **Finance**?

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

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 16.

Noes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Jauch, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 17.

Absent or not voting – None.

Referral refused.

Senator Chvala moved that Senate substitute amendment 1 to **Senate Bill 357** be laid on the table.

The question was: Shall Senate substitute amendment 1 to **Senate Bill 357** be laid on the table?

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Jauch, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 17.

Noes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 16.

Absent or not voting – None.

Tabled.

Senator Chvala, with unanimous consent, asked that Senate amendment 1 to **Senate Bill 357** be laid on the table.

The question was: Adoption of Senate amendment 2 to **Senate Bill 357**?

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Cowles, Decker, Drzewiecki, Ellis, Erpenbach, George, Grobschmidt, Jauch, A. Lasee, Moen, Moore, Plache, Risser, Robson, Rude, Schultz, Shibilski, Welch, Wirch and Zien – 25.

Noes – Senators Darling, Farrow, Fitzgerald, Huelsman, Lazich, Panzer, Roessler and Rosenzweig – 8.

Absent or not voting – None.

Adopted.

The question was: Adoption of Senate amendment 3 to **Senate Bill 357**?

Adopted.

Senator Moore, with unanimous consent, asked that Senate amendment 4 to **Senate Bill 357** be withdrawn and returned to author.

The question was: Adoption of Senate amendment 5 to **Senate Bill 357?**

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Jauch, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 17.

Noes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 16.

Absent or not voting – None.

Adopted.

The question was: Shall **Senate Bill 357** be ordered to a third reading?

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Jauch, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 17.

Noes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 16.

Absent or not voting – None.

Ordered to a third reading.

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

Senator Panzer objected.

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

Senator Panzer objected.

Senator Chvala, with unanimous consent, asked that the Senate recess until 6:40 P.M.

5:15 P.M.

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**RECESS**

6:40 P.M.

The Senate reconvened.

Senator Risser in the chair.

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**Senate Bill 274**

Relating to: credit union membership, powers and operation; the application of agriculture, trade and consumer protection statutes to credit unions and providing a penalty.

Read a second time.

Senate amendment 4 to **Senate Bill 274** offered by Senator Rude.

Senate amendment 5 to **Senate Bill 274** offered by Senator Fitzgerald.

Senate substitute amendment 1 to **Senate Bill 274** offered by Senator Moore.

Senator Erpenbach moved rejection of Senate substitute amendment 1 to **Senate Bill 274**.

The question was: Rejection of Senate substitute amendment 1 to **Senate Bill 274?**

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Cowles, Decker, Drzewiecki, Ellis, Erpenbach, Grobschmidt, Jauch, A. Lasee, Moen, Plache, Risser, Robson, Roessler, Schultz, Shibilski, Wirch and Zien – 22.

Noes – Senators Darling, Farrow, Fitzgerald, George, Huelsman, Lazich, Moore, Panzer, Rosenzweig, Rude and Welch – 11.

Absent or not voting – None.

Rejected.

The question was: Adoption of Senate amendment 1 to **Senate Bill 274?**

Adopted.

The question was: Adoption of Senate amendment 2 to **Senate Bill 274?**

Adopted.

The question was: Adoption of Senate amendment 3 to **Senate Bill 274?**

Adopted.

Senator Erpenbach moved rejection of Senate amendment 4 to **Senate Bill 274**.

The question was: Rejection of Senate amendment 4 to **Senate Bill 274?**

Rejected.

The question was: Adoption of Senate amendment 5 to **Senate Bill 274?**

Senator Erpenbach moved rejection of Senate amendment 5 to **Senate Bill 274**.

The question was: Rejection of Senate amendment 5 to **Senate Bill 274?**

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Cowles, Decker, Drzewiecki, Ellis, Erpenbach, George, Grobschmidt, Jauch, A. Lasee, Moen, Moore, Plache, Risser, Robson, Roessler, Rude, Schultz, Shibilski, Wirch and Zien – 25.

Noes – Senators Darling, Farrow, Fitzgerald, Huelsman, Lazich, Panzer, Rosenzweig and Welch – 8.

Absent or not voting – None.

Rejected.

Ordered to a third reading.

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

**Senate Bill 274**

Read a third time.

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Cowles, Decker, Drzewiecki, Ellis, Erpenbach, George, Grobschmidt, Jauch, A. Lasee, Moen, Moore, Plache, Risser, Robson, Roessler, Rude, Shibilski, Wirch and Zien – 24.

Noes – Senators Darling, Farrow, Fitzgerald, Huelsman, Lazich, Panzer, Rosenzweig, Schultz and Welch – 9.

Absent or not voting – None.

Passed.

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



**Senate Bill 325**

Relating to: automatic teller machine fees and requiring the exercise of rule making—authority.

Read a second time.

Senate substitute amendment 1 to **Senate Bill 325** offered by Senators Lazich, Darling, Drzewiecki, Rude, Farrow, Panzer, Huelsman and Zien.

Senator Lazich, with unanimous consent, asked that Senate substitute amendment 1 to **Senate Bill 325** be withdrawn and returned to author.

Senator Welch moved that **Senate Bill 325** be referred to the committee on **Privacy, Electronic Commerce and Financial Institutions**.

The question was: Shall **Senate Bill 325** be referred to the committee on **Privacy, Electronic Commerce and Financial Institutions**?

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

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 16.

Noes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Jauch, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 17.

Absent or not voting – None.

Referral Refused.

Senate substitute amendment 2 to **Senate Bill 325** offered by Senators Lazich, Darling, Drzewiecki, Rude, Farrow, Panzer, Huelsman and Zien.

Senator Robson moved rejection of Senate substitute amendment 2 to **Senate Bill 325**.

The question was: Rejection of Senate substitute amendment 2 to **Senate Bill 325**?

Rejected.

Ordered to a third reading.

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

**Senate Bill 325**

Read a third time.

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Jauch, Moen, Moore, Plache, Risser, Robson and Wirch – 16.

Noes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Welch and Zien – 17.

Absent or not voting – None.

Refused passage.

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

**Assembly Joint Resolution 95**

Relating to: the life and public service of Representative Francis J. Lallensack.

Read.

Senator A. Lasee, with unanimous consent, asked to be added as a cosponsor of **Assembly Joint Resolution 95**.

Concurred in by unanimous rising vote.

**Assembly Bill 44**

Relating to: the joint committee on information policy.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 44**

Read a third time and concurred in.

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

**Assembly Bill 55**

Relating to: misuse of a distinctive dealer registration plate by a motor vehicle dealer, distributor, transporter or manufacturer.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 55**

Read a third time and concurred in.

**Assembly Bill 92**

Relating to: the unauthorized release of animals, immunity from liability and providing a penalty.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 92**

Read a third time and concurred in.

**Assembly Bill 99**

Relating to: sex offender registration requirements for persons who are on probation, parole or extended supervision and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Assembly Bill 99**?

Adopted.

Ordered to a third reading.

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

**Assembly Bill 99**

Read a third time and concurred in as amended.

**Assembly Bill 211**

Relating to: contributions to crime prevention organizations.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 211**

Read a third time and concurred in.

**Assembly Bill 561**

Relating to: the possession of barbed hooks while fishing.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 561**

Read a third time and concurred in.

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

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**MOTIONS MAY BE OFFERED**

Senator Wech moved to suspend the rules to withdraw **Senate Bill 273** from committee on **Agriculture, Environmental Resources and Campaign Finance Reform** and make a Special Order of Business on the calendar of February 10, 2000.

**Senate Bill 273**

Relating to: prohibiting the denial, revocation, suspension, withholding or restriction of approvals issued under chapter 29 of the statutes based on the failure of the approval applicants or approval holders to provide social security numbers.

The question was: Shall the rules be suspend and **Senate Bill 273** be withdrawn from committee the on **Agriculture, Environmental Resources and Campaign Finance Reform** and made a Special Order of Business on the calendar of February 10, 2000 at 10:00 A.M.?

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

Ayes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Lazich, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 16.

Noes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Jauch, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 17.

Absent or not voting – None.

Refused to withdraw.

Senator George, with unanimous consent, asked that **Assembly Joint Resolution 64** be withdrawn from the committee on **Judiciary and Consumer Affairs** and referred to the committee on **Economic Development, Housing and Government Operations**.

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

Senator Rude, with unanimous consent, asked that when the Senate adjourn, it do so in honor of his wife Karen's 44th birthday.

Senator Rude, with unanimous consent, asked that when the Senate adjourn, it do so in honor and memory of Bill Farnum former mayor of Pau C who passed away recently.

Senator Panzer, with unanimous consent, asked that when the Senate adjourn, it do so in honor of her grandson Shashir Ananton Gaonkar.

Senator Panzer, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Ozakee County Home School Association.

Senator Baumgart, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Aldo Leopold.

Senator Darling, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Robert R. Barrow who is recovering from a serious illness.

Senator Grobschmidt, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Donald Staddard of South Milwaukee, President of First Credit Union and a retired teacher from South Milwaukee High School.

Senator Moore, with unanimous consent, asked that when the Senate adjourn, it do so in honor and memory of Bernice Rose, first African American woman to serve on the Milwaukee County Board, who passed away in her Glendale home February 4, 2000.

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**ADJOURNMENT**

Senator Chvala, with unanimous consent, asked that the Senate adjourn until Wednesday, February 9 at 12:01 A.M..

Adjourned.

8:40 P.M.

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**SENATE ENROLLED PROPOSALS**

The Chief Clerk records:

**Senate Bill 176**

Report correctly enrolled on February 4, 2000.

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**LEGISLATIVE REFERENCE BUREAU  
CORRECTIONS**

**CORRECTIONS IN:**

**1999 SENATE BILL 330**

Prepared by the Legislative Reference Bureau  
(February 4, 2000)

1. Page 2, line 11: delete "misdemeaner" and substitute "misdemeanor".