



STATE OF WISCONSIN

Senate Journal

Ninety–Fourth Regular Session

10:00 A.M.

TUESDAY, March 14, 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, Wirch and Zien – 33.

Absent – None.

Absent with leave – None.

The Senate stood for a moment of silent meditation.

The Senate remained standing and Senator Panzer 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 465

Relating to: prohibiting charter schools, and private schools that participate in the Milwaukee parental choice program, from discriminating against pupils.

By Senator Grobschmidt; cosponsored by Representative Sinicki.

To committee on **Education**.

Senate Bill 466

Relating to: appointment of students to the board of regents of the University of Wisconsin System.

By Senator Grobschmidt; cosponsored by Representative Lassa.

To committee on **Education**.

Senate Bill 467

Relating to: maximum gross vehicle weight of motor trucks transporting exclusively milk.

By Senator Breske; cosponsored by Representative Brandemuehl.

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

Senate Bill 468

Relating to: requirements for enacting comprehensive plans, requirements for comprehensive subdivision ordinances, the applicability of traditional neighborhood development

ordinances, the timing of transportation planning grants and making an appropriation.

By Senator Burke; cosponsored by Representative Powers.

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

Senate Bill 469

Relating to: investment authority of the board of commissioners of public lands.

By Senator Burke; cosponsored by Representatives Cullen and Richards.

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

Senate Bill 470

Relating to: a sales tax and a use tax exemption for building materials sold to a builder for a local government construction project.

By Senators Darling and Huelsman; cosponsored by Representatives Vrakas, Grothman, Hoven, Musser, M. Lehman, Sykora, Spillner, Gunderson, Stone, Urban, Ladwig, Ryba, Hasenohrl, Meyerhofer and Kestell.

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

Senate Bill 471

Relating to: income continuation insurance coverage for state employees.

By Senators Risser, Roessler and Burke; cosponsored by Representatives Musser, Hahn and Miller.

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

Senate Bill 472

Relating to: the number of lots into which a parcel of land in an exclusive agricultural use district may be divided.

By Senators Burke, Risser and Baumgart; cosponsored by Representatives Urban, Berceau, Black, Goetsch, J. Lehman and Turner.

To committee on **Agriculture, Environmental Resources and Campaign Finance Reform**.

Senate Bill 473

Relating to: a state passenger rail plan, the creation of a passenger rail projects commission and passenger rail project selection.

By Senator Burke; cosponsored by Representative Bock.

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

REPORT OF COMMITTEES

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

Senate Bill 157

Relating to: the placement in the statutes of certain definitions concerning natural resources and public lands administration (suggested as remedial legislation by the board of commissioners of public lands).

Passage.

Ayes, 5 – Senators Clausing, Baumgart, Wirch, Schultz and A. Lasee.
Noes, 0 – None.

Senate Bill 443

Relating to: funding to repair a dam located in the village of Cazenovia and making an appropriation.

Passage.

Ayes, 5 – Senators Clausing, Baumgart, Wirch, Schultz and A. Lasee.
Noes, 0 – None.

Senate Bill 447

Relating to: wetlands mitigation and granting rule-making authority.

Passage.

Ayes, 5 – Senators Clausing, Baumgart, Wirch, Schultz and A. Lasee.
Noes, 0 – None.

Senate Bill 449

Relating to: assigning a judgment in a tax foreclosure action.

Passage.

Ayes, 5 – Senators Clausing, Baumgart, Wirch, Schultz and A. Lasee.
Noes, 0 – None.

Senate Bill 457

Relating to: excluding areas outside of this state in determining a service area for assessing the need for a proposed solid waste disposal facility or hazardous waste facility and the design capacity of such a facility.

Passage.

Ayes, 5 – Senators Clausing, Baumgart, Wirch, Schultz and A. Lasee.
Noes, 0 – None.

Alice Clausing
Chairperson

The committee on **Economic Development, Housing and Government Operations** reports and recommends:

Assembly Bill 585

Relating to: the American Indian study committee.

Concurrence.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

Senate Bill 276

Relating to: exempting from taxation a tax rebate for individuals.

Passage.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

Senate Bill 326

Relating to: the making of additional retirement contributions by participants in the Wisconsin retirement system; deferred compensation programs established by the deferred compensation board; purchase of forfeited creditable service under the Wisconsin retirement system; reimbursement of moneys paid by the department of employe trust funds as a result of misrepresentation, fraud or error; and creditable military service under the Wisconsin retirement system (suggested as remedial legislation by the department of employe trust funds).

Passage.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

Senate Bill 346

Relating to: the liability of married persons filing a joint income tax return, the payment of the alternate fuel tax and the tobacco products tax, reducing nondelinquent taxes, rounding dollar amounts to whole dollars on all tax returns, allowing a mathematical computation of sales and use taxes, items used exclusively for tax-exempt purposes, paying taxes with a credit card, extending the time for filing a tax withholding report, granting rule-making authority, making an appropriation and providing a penalty.

Introduction and adoption of Senate amendment 3.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

Senate Bill 423

Relating to: applying for the lottery and gaming property tax credit and making an appropriation.

Passage.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

Senate Bill 441

Relating to: publication of legal notices in a village, town or 4th class city.

Passage.

Ayes, 5 – Senators Wirch, Moore, Grobschmidt, Drzewiecki and Zien.
Noes, 0 – None.

Robert Wirch
Chairperson

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

Senate Bill 316

Relating to: the expenditure of community reinvestment funds by Wisconsin works agencies and requiring the department of workforce development to submit criteria for the use of community reinvestment funds to the joint committee on finance for approval.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Senate Bill 334

Relating to: investigations of compliance with prohibitions on the sale or gifting of cigarettes or tobacco products to minors.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Senate Bill 337

Relating to: occupational exposure of public employes to blood and other material potentially containing blood-borne pathogens and granting rule-making authority.

Passage.

Ayes, 4 – Senators Robson, Moore, Wirch and Roessler.

Noes, 1 – Senator Rosenzweig.

Senate Bill 339

Relating to: the disclosure of records relating to a substitute care parent.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Senate Bill 353

Relating to: funding for food pantries, granting rule-making authority and making an appropriation.

Passage.

Ayes, 4 – Senators Robson, Moore, Wirch and Rosenzweig.

Noes, 1 – Senator Roessler.

Senate Bill 407

Relating to: the regulation of occupational therapists and occupational therapy assistants, creating an occupational therapists affiliated credentialing board, requiring the exercise of rule-making authority and providing a penalty.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Introduction and adoption of Senate amendment 2.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Senate Bill 413

Relating to: the sale of cigarettes that are not intended for sale in the United States and providing a penalty.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Introduction and adoption of Senate amendment 2.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Robson, Moore, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Senate Bill 418

Relating to: the placement of a child for adoption outside of the county where the child is located.

Passage.

Ayes, 4 – Senators Robson, Wirch, Roessler and Rosenzweig.

Noes, 0 – None.

Senate Bill 419

Relating to: providing a person who determines medical assistance eligibility with access to the records of an applicant for medical assistance and requiring the departments of health and family services and work force development to develop a plan to modify the client assistance for reemployment and economic data support system.

Passage.

Ayes, 4 – Senators Robson, Moore, Wirch and Rosenzweig.

Noes, 1 – Senator Roessler.

Judy Robson
Chairperson

The committee on **Insurance, Tourism, Transportation and Corrections** reports and recommends:

Senate Bill 439

Relating to: the regulation of snowmobile rail crossings.

Passage.

Ayes, 7 – Senators Breske, Grobschmidt, Baumgart, Shibilski, Schultz, A. Lasee and Zien.

Noes, 0 – None.

Roger Breske
Chairperson

The committee on **Judiciary and Consumer Affairs** reports and recommends:

Assembly Bill 111

Relating to: committing theft against certain persons and providing a penalty.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Concurrence as amended.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Assembly Bill 533

Relating to: authorizing the appointment of assistant district attorneys to provide restorative justice services; authorizing counties and the department of corrections to contract with religious organizations for the provision of services relating to delinquency and crime prevention and the rehabilitation of offenders; inmate rehabilitation; creating the office of government–sectarian facilitation; establishing a grant program for a neighborhood organization incubator; distributing funding for alcohol and other drug abuse services; and making appropriations.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 3 – Senators George, Risser and Clausing.

Noes, 2 – Senators Huelsman and Darling.

Concurrence as amended.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Assembly Bill 62

Relating to: changing the name of a minor.

Introduction and adoption of Senate amendment 1.

Ayes, 3 – Senators George, Risser and Clausing.

Noes, 2 – Senators Huelsman and Darling.

Introduction and adoption of Senate amendment 2.

Ayes, 3 – Senators George, Risser and Clausing.

Noes, 2 – Senators Huelsman and Darling.

Introduction and adoption of Senate amendment 3.

Ayes, 3 – Senators George, Risser and Clausing.

Noes, 2 – Senators Huelsman and Darling.

Concurrence as amended.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Assembly Bill 72

Relating to: the disclosure of juvenile records by a juvenile court or a municipal court.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Concurrence as amended.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Senate Bill 213

Relating to: inducing or causing self–mutilation by a child and providing a penalty.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Senate Bill 63

Relating to: requiring authorization for the use of nonoriginal manufacturer replacement parts in the repair of a motor vehicle.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Passage as amended.

Ayes, 4 – Senators George, Risser, Clausing and Darling.

Noes, 1 – Senator Huelsman.

Gary George
Chairperson

The committee on **Privacy, Electronic Commerce and Financial Institutions** reports and recommends:

Assembly Bill 267

Relating to: the use and regulation of electronic signatures, providing an exemption from emergency rule procedures and granting rule–making authority.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 5 – Senators Erpenbach, Jauch, Plache, Rude and Fitzgerald.

Noes, 0 – None.

Concurrence as amended.

Ayes, 5 – Senators Erpenbach, Jauch, Plache, Rude and Fitzgerald.

Noes, 0 – None.

Senate Bill 207

Relating to: the release of personally identifiable information by businesses and their employees and providing a penalty.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 3 – Senators Erpenbach, Jauch and Plache.

Noes, 2 – Senators Rude and Fitzgerald.

Passage as amended.

Ayes, 3 – Senators Erpenbach, Jauch and Plache.

Noes, 2 – Senators Rude and Fitzgerald.

Senate Bill 248

Relating to: requiring certain disclosures in advertising per–minute rates for long distance service and providing a penalty.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Erpenbach, Jauch, Plache, Rude and Fitzgerald.

Noes, 0 – None.

Passage as amended.

Ayes, 4 – Senators Erpenbach, Jauch, Plache and Rude.

Noes, 1 – Senator Fitzgerald.

Senate Bill 379

Relating to: prohibiting the investment board from making certain investments.

Passage.

Ayes, 3 – Senators Erpenbach, Jauch and Plache.
 Noes, 2 – Senators Rude and Fitzgerald.

Jon Erpenbach
 Chairperson

PETITIONS AND COMMUNICATIONS

**State of Wisconsin
 Claims Board**

March 8, 2000

The Honorable, The Senate:

Enclosed is the report of the State Claims Board covering the claims heard on February 17, 2000.

The amounts recommended for payment under \$5,000 on claims included in this report have, under the provisions of s. 16.007, Stats., been paid directly by the Board.

The Board is preparing the bill(s) on the recommended award(s) over \$5,000, if any, and will submit such to the Joint Finance Committee for legislative introduction.

This report is for the information of the Legislature. The Board would appreciate your acceptance and spreading of it upon the Journal to inform the members of the Legislature.

Sincerely,

EDWARD D. MAIN
 Secretary

STATE OF WISCONSIN CLAIMS BOARD

The following claim was considered and decided without a hearing:

<u>Claimant</u>	<u>Agency</u>	<u>Amount</u>
Paul C. Johnson	Corrections	\$799.63

The Board Finds:

Paul C. Johnson of Kenosha, Wisconsin claims \$799.63 for vehicle damage allegedly caused by former inmates of Kenosha Correctional Center, where the claimant is employed. In January 1999, the claimant returned to his vehicle to find all 4 tires slashed and a cinder block thrown through his front windshield and rear windows. An investigation revealed two suspects, who were former inmates against whom the claimant had taken disciplinary action. The claimant does not have insurance coverage for the damage. The Department of Corrections recommends payment of this claim on equitable grounds. The Board concludes the claim should be paid in the amount of \$799.63 based on equitable principles. The Board further concludes, under authority of s. 16.007(6m), Stats., payment should be made from the Department of Corrections appropriation s. 20.401(1)(a), Stats.

The Board concludes:

Payment of the following amount to the following claimant is justified under s. 16.007, Stats:

Paul C. Johnson	\$799.63
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Dated at Madison, Wisconsin this 6th day of March 2000.

Alan Lee, Chair	Edward D. Main, Secretary
Representative of the	Representative of the
Attorney General	Secretary of Administration

Sheryl Albers	Lawrence A. Wiley
Assembly Finance Committee	Representative of the

Governor

**State of Wisconsin
 Ethics Board**

March 14, 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>

Baer, Arnold **Humane Society of the United States**
The

Moore, Thomas E **E.I. DuPont de Nemours & Co.**

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

EXECUTIVE COMMUNICATIONS

**State of Wisconsin
 Office of the Governor**

March 3, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint NICHOLAS, ALBERT O., of Hartland, as a member of the State of Wisconsin Investment Board, to serve for the interim term ending May 1, 2005.

Sincerely,

TOMMY G. THOMPSON
 Governor

Read and referred to committee on **Privacy, Electronic Commerce and Financial Institutions.**

**State of Wisconsin
 Office of the Governor**

March 3, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint PETERSEN, JOHN, of Madison, as a member of the Wisconsin Housing and Economic Development Authority, to serve for the term ending January 1, 2004.

Sincerely,

TOMMY G. THOMPSON
 Governor

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

**State of Wisconsin
 Office of the Governor**

March 3, 2000

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MOUW, EDWARD W., of Rhinelander, as a member of the Wisconsin Housing and

Economic Development Authority, to serve for the term ending January 1, 2004.

Sincerely,

TOMMY G. THOMPSON
Governor

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

Senator Robson, with unanimous consent, asked that the Senate recess until 1:12 P.M.

10:28 A.M.

RECESS

1:12 P.M.

The Senate reconvened.

Senator Risser in the chair.

Senator Chvala, with unanimous consent, asked that **Senate Bill 190** be considered for action at this time.

Senate Bill 190

Relating to: campaign financing, imposition of a lobbying expenditure tax, providing exemptions from emergency rule procedures, granting rule-making authority, making appropriations and providing penalties.

Read a second time.

Senate amendment 4 to **Senate Bill 190** offered by Senators Ellis, Panzer, Rude and Farrow.

Senate amendment 5 to **Senate Bill 190** offered by Senators Ellis, Panzer, Rude and Farrow.

Senate amendment 6 to **Senate Bill 190** offered by Senators Ellis, Panzer, Rude and Farrow.

Senate substitute amendment 1 to **Senate Bill 190** offered by Senators Ellis, Panzer, Rude and Farrow.

Senate substitute amendment 2 to **Senate Bill 190** offered by Senators Clausing and Burke.

Senator Chvala moved that Senate substitute amendment 1 to **Senate Bill 190** be laid on the table.

The question was: Shall Senate substitute amendment 1 to **Senate Bill 190** be laid on the table?

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

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Erpenbach, George, Grobschmidt, Jauch, Lazich, Moen, Moore, Plache, Risser, Robson, Shibilski and Wirch – 18.

Noes – Senators Cowles, Darling, Drzewiecki, Ellis, Farrow, Fitzgerald, Huelsman, A. Lasee, Panzer, Roessler, Rosenzweig, Rude, Schultz, Welch and Zien – 15.

Absent or not voting – None.

Tabled.

Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 190** offered by Senator Chvala.

Senator Chvala, with unanimous consent, asked that Senate amendment 1 to Senate substitute amendment 2 to **Senate Bill 190** be withdrawn and returned to author.

Senate amendment 2 to Senate substitute amendment 2 to **Senate Bill 190** offered by Senators Clausing and Chvala.

The question was: Adoption of Senate amendment 2 to Senate substitute amendment 2 to **Senate Bill 190**?

Adopted.

Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 190** offered by Senators Ellis, Panzer, Rude and Farrow.

Senate amendment 4 to Senate substitute amendment 2 to **Senate Bill 190** offered by Senators Ellis, Panzer, Rude and Farrow.

Senate amendment 5 to Senate substitute amendment 2 to **Senate Bill 190** offered by Senators Ellis, Panzer, Rude and Farrow.

Senator Chvala, with unanimous consent, asked that Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 190** be placed after Senate amendment 5 to Senate substitute amendment 2 to **Senate Bill 190**.

Senator Chvala moved that Senate amendment 4 to Senate substitute amendment 2 to **Senate Bill 190** be laid on the table.

The question was: Shall Senate amendment 4 to Senate substitute amendment 2 to **Senate Bill 190** 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.

The question was: Adoption of Senate amendment 5 to Senate substitute amendment 2 to **Senate Bill 190**?

Adopted.

Senate amendment 1 to Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 190** offered by Senator Burke.

The question was: Adoption of Senate amendment 1 Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 190**?

Adopted.

The question was: Adoption of Senate amendment 3 to Senate substitute amendment 2 to **Senate Bill 190**?

Adopted.

The question was: Adoption of Senate substitute amendment 2 to **Senate Bill 190**?

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.

Ordered to a third reading.

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

Senate Bill 190

Read a third time.

The ayes and noes were required 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.

Senator Wirch, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 244**.

Senator Roessler, with unanimous consent, asked to be added as a coauthor of **Senate Bill 316**.

Senator Rosenzweig, with unanimous consent, asked to be added as a coauthor of **Senate Bill 316**.

Senator Shibilski, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 351**.

Senator Darling, with unanimous consent, asked to be added as a coauthor of **Senate Bill 316**.

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

Senator Chvala, with unanimous consent, asked that the appointments be taken up en masse.

HOLT, MIKEL K., of Milwaukee, as a member of the Southeast Wisconsin Professional Baseball Park District Board, to serve for the term ending July 1, 2003.

Read.

KRUGER, DAVID W., of McFarland, as a member of the Wisconsin Housing and Economic Development Authority, to serve for the interim term ending January 1, 2003.

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 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, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Confirmed.

Senator Robson, with unanimous consent, asked that the Senate recess until 5:19 P.M.

4:01 P.M.

RECESS

5:19 P.M.

The Senate reconvened.

Senator Risser in the chair.

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

Senator Rude, with unanimous consent, asked to be added as a coauthor of **Senate Bill 439**.

REFERRALS AND RECEIPT OF COMMITTEE REPORTS CONCERNING PROPOSED ADMINISTRATIVE RULES

Senate Clearinghouse Rule 99–153

Relating to the review of complaints alleging violations of the rights of crime victims.

Submitted by Department of Justice.

Report received from Agency, March 13, 2000.

Referred to committee on **Judiciary and Consumer Affairs**, March 14, 2000.

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

Senate Clearinghouse Rule 99–043

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

No action taken.

Senate Clearinghouse Rule 99–095

Relating to disposal of pollutants, injection prohibition.

No action taken.

Alice Clausing
Chairperson

The committee on **Health, Utilities, Veterans and Military Affairs** reports and recommends:

Senate Clearinghouse Rule 99–125

Relating to the scheduling of certain drugs under ch.961, Stats., the unifor.

No action taken.

Rodney Moen
Chairperson

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

Senate Clearinghouse Rule 99–149

Relating to reexaminations.

No action taken.

Judy Robson
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 114

Assembly Bill 177

Assembly Bill 327

Assembly Bill 423

Assembly Bill 456

Assembly Bill 488

Assembly Bill 587

Assembly Bill 633

Assembly Bill 693

Assembly Bill 694

Assembly Bill 703

Assembly Bill 704

Assembly Bill 708

Assembly Bill 735

Assembly Bill 776

Assembly Bill 803

Assembly Bill 804

Assembly Bill 806

Adopted and asks concurrence in:

Assembly Joint Resolution 107

Assembly Joint Resolution 108

Concurred in:

Senate Bill 99

Senate Bill 155

Senate Bill 172

Senate Bill 241

Senate Bill 268

Senate Bill 358

Senate amendment 1 to **Assembly Bill 583**

Senate amendment 3 to **Assembly Bill 700**

Nonconcurred in:

Senate amendments 1, 2 and 4 to **Assembly Bill 700**

Amended and concurred in as amended:

Senate Bill 450 Assembly substitute amendment 1 adopted

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 114

Relating to: tuition remission for children and surviving spouses of emergency medical services personnel killed in the line of duty.

By Representatives Freese, Handrick, Balow, Gronemus, Gunderson, Hasenohrl, F. Lasee, Lassa, J. Lehman, Musser, Plale, Powers, Ryba, Spillner, Sykora and Turner; cosponsored by Senators Erpenbach, Schultz, Darling, Moen, Wirch and Zien.

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

Assembly Bill 177

Relating to: the razing of a historic building following preparation of a historic record of the building by the state historical society.

By Representatives La Fave, Sykora, Stone, Sinicki, Albers, Miller, Musser, Sherman, F. Lasee and Hasenohrl; cosponsored by Senators Robson, Huelsman, Darling and Farrow.

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

Assembly Bill 327

Relating to: requiring motor vehicle owners to include their birth dates on applications for motor vehicle registration.

By Representatives Riley, Stone, Hasenohrl, La Fave, Albers, Brandemuehl, Bock, Ryba, Staskunas, Goetsch, Musser, Ainsworth, Wasserman, Hahn, Turner and Boyle; cosponsored by Senators Burke, Schultz, Panzer and Huelsman.

Read first time and referred to committee on **Insurance, Tourism, Transportation and Corrections**.

Assembly Bill 423

Relating to: regulating fishing tournaments and granting rule-making authority.

By Representatives Johnsrud, Sykora, Albers, Kreibich, Hutchison, Hahn, Gronemus and Gunderson; cosponsored by Senators Rude, Cowles, Farrow, Schultz and Baumgart.

Read first time and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform**.

Assembly Bill 456

Relating to: creating an individual income tax subtract modification for amounts spent on medical insurance premiums by certain individuals.

By Representatives Hahn, Kestell, Rhoades, Ladwig, Hundertmark, Reynolds, Pettis, Lassa, Kelso, Waukau, Skindrud, Freese, Sykora, Hasenohrl, Urban, Stone, Musser, Plouff, F. Lasee, Kedzie, Plale, Owens, Gunderson, Seratti, Klusman, Goetsch, Olsen, Colon, Ainsworth, Petrowski, Nass, Staskunas, Ryba, Brandemuehl, Jeskewitz, Underheim, Huebsch, Meyerhofer and Jensen; cosponsored by Senators Drzewiecki, Wirch, Darling, Plache, Huelsman, Lazich, Schultz, Roessler and Welch.

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

Assembly Bill 488

Relating to: fishing with a bow and arrow near a roadway.

By Representatives Wood, Gundrum, Meyer, Sykora, Gunderson, Musser, Pettis, Ryba and Brandemuehl.

Read first time and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform**.

Assembly Bill 587

Relating to: eligibility of second cousins for payments under the kinship care and long-term kinship care programs.

By Joint Legislative Council.

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

Assembly Bill 633

Relating to: the involuntary commitment of prisoners for mental health treatment.

By Representatives Urban, Underheim, Bock, Vrakas, Turner, Olsen, Ryba, F. Lasee, Kreuser, Sykora, Gronemus, Skindrud, Plouff, Spillner, Kestell, Hundertmark and Owens; cosponsored by Senators George, Huelsman, Roessler, Rosenzweig and Darling.

Read first time and referred to committee on **Insurance, Tourism, Transportation and Corrections**.

Assembly Bill 693

Relating to: discrimination on the basis of disability in the licensing of driving school instructors.

By Representatives Handrick, Spillner, Hebl, Kedzie, Klusman, Miller, Pettis, Stone, Suder, Sykora and Young; cosponsored by Senators Panzer and Schultz.

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

Assembly Bill 694

Relating to: bonding authority of the Wisconsin health and educational facilities authority.

By Representatives Duff, Gard, Porter, Ward, Kaufert and Albers; cosponsored by Senators Moen, Burke, Moore and Plache.

Read first time and referred to committee on **Health, Utilities, Veterans and Military Affairs**.

Assembly Bill 703

Relating to: storage and handling of anhydrous ammonia, creating an exemption from civil liability and providing a penalty.

By Representatives Ott, Freese, Hasenohrl, Spillner, Kreibich, Olsen and Rhoades; cosponsored by Senators Clausing, Erpenbach and Burke.

Read first time and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform**.

Assembly Bill 704

Relating to: possession and disposal of waste produced by the illegal manufacture of the controlled substance methamphetamine, possession of paraphernalia used in the manufacture of the controlled substance methamphetamine and providing penalties.

By Representatives Freese, Rhoades, Ainsworth, Balow, Brandemuehl, Gronemus, Gunderson, Hasenohrl, Huesch, Kedzie, Kestell, Kreibich, Ladwig, M. Lehman, Montgomery, Musser, Ott, Pettis, Seratti, Stone, Suder, Sykora, Urban and Vrakas; cosponsored by Senators Clausing, Schultz, Baumgart, Burke, Darling, Moen, Plache, Roessler and Rosenzweig.

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

Assembly Bill 708

Relating to: applicability of the local governmental unit negotiation and cost-recovery process for contaminated property.

By Representatives Jensen, Vrakas, Pettis, Kelso, Stone, Gundrum, Kedzie, Ladwig, Owens, Duff, Hoven, Olsen, Walker, Staskunas, Musser, Kreibich, Sykora, Spillner, Albers, Porter, Turner and Kreuser; cosponsored by Senators Wirch, Huelsman and Schultz.

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

Assembly Bill 735

Relating to: single sales factor apportionment of income for corporate income tax and franchise tax purposes and granting rule-making authority.

By Representatives M. Lehman, Jensen, Ziegelbauer, Gard, Plache, Vrakas, Grothman, Riley, Goetsch, Ainsworth, Albers, Duff, Hoven, Hahn, Jeskewitz, Kaufert, Kelso, Klusman, Kreibich, F. Lasee, Musser, Owens, Stone, Suder, Sykora and Walker; cosponsored by Senators Shibilski, Panzer,

Grobschmidt, Rude, Farrow, Darling, Huelsman, Roessler, Welch, Zien and Breske.

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

Assembly Bill 776

Relating to: the qualifications for membership on the natural resources board and natural resources board member conflicts of interest.

By Representatives Freese, Albers, Musser, Stone, Spillner, Gunderson, Johnsrud and Grothman; cosponsored by Senators Shibilski, Breske, Huelsman and Schultz.

Read first time and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform**.

Assembly Bill 803

Relating to: zoning ordinances regulating nonconforming structures that are located in certain areas designated for protection by the department of natural resources along the Lower St. Croix River.

By Representatives Rhoades, Johnsrud and Kreibich; cosponsored by Senator Clausing.

Read first time and referred to committee on **Agriculture, Environmental Resources and Campaign Finance Reform**.

Assembly Bill 804

Relating to: distribution of national forest income payments from the federal government and making appropriations.

By Representatives Seratti, Handrick and Gard; cosponsored by Senators Jauch and Breske.

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

Assembly Bill 806

Relating to: conducting lead investigations, lead-bearing paint hazard control, requirements for certification of lead-free or lead-safe status for dwellings and premises, immunity from liability for lead poisoning or lead exposure, a state residential lead liability fund, granting rule-making authority, requiring the exercise of rule-making authority and making appropriations.

By Representatives Sykora and Coggs; cosponsored by Senator Jauch.

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

Assembly Joint Resolution 107

Relating to: memorializing Congress to pass "The Senior Citizen's Freedom to Work Act" (H.R.) 5, eliminating the Social Security earnings limit.

By Representatives Hundertmark, Townsend, Montgomery, Musser, Jensen, Stone, Kelso, Hutchison, Olsen, Ziegelbauer, Sykora, Rhoades, Urban, Turner, Ladwig, Miller, Porter, Goetsch, Spillner, Leibham, Skindrud, Owens and Schooff; cosponsored by Senators Roessler, Lazich, Rosenzweig and Darling.

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

Assembly Joint Resolution 108

Relating to: commending J. Jean Rogers for her public service in the Wisconsin Department of Workforce Development.

By Representative Jensen.

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

Senator Chvala, with unanimous consent, asked that **Senate Bill 450** be placed at the foot of the calendar of March 14, 2000.

Senator Farrow, with unanimous consent, asked to be added as a coauthor of **Senate Bill 349**.

Senator Welch, with unanimous consent, asked to be added as a coauthor of **Senate Bill 414**.

SECOND READING AND AMENDMENTS OF SENATE JOINT RESOLUTIONS AND SENATE BILLS

Senate Bill 8

Relating to: hours of sales by intoxicating liquor wholesalers.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 8**?

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 8

Read a third time and passed.

Senate Bill 87

Relating to: the use of bicycle helmets and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 87**?

Adopted.

Senate amendment 2 to **Senate Bill 87** offered by Senator Moen.

The question was: Adoption of Senate amendment 2 to **Senate Bill 87**?

Adopted.

Ordered to a third reading.

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

THE CHAIR

5:28 P.M.

Senator George in the chair.

Senate Bill 87

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, Cowles, George, Jauch, Moen, Moore, Plache, Risser, Robson, Roessler, Rosenzweig, Rude, Schultz and Wirch – 17.

Noes – Senators Clausing, Darling, Decker, Drzewiecki, Ellis, Erpenbach, Farrow, Fitzgerald, Grobschmidt, Huelsman, A. Lasee, Lazich, Panzer, Shibilski, Welch and Zien – 16.

Absent or not voting – None.

Passed.

Senate Bill 100

Relating to: an affirmative defense that mitigates certain commercial gambling offenses.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 100**?

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 100

Read a third time and passed.

Senate Bill 122

Relating to: an agreement between the state and tobacco product manufacturers.

Read a second time.

Senate amendment 1 to Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 122** offered by Senator Rosenzweig.

The question was: Adoption of Senate amendment 1 to Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 122**?

Adopted.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 122**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 122**?

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 122

Read a third time and passed.

Senate Bill 157

Relating to: the placement in the statutes of certain definitions concerning natural resources and public lands administration (suggested as remedial legislation by the board of commissioners of public lands).

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 157

Read a third time and passed.

Senate Bill 213

Relating to: inducing or causing self-mutilation by a child and providing a penalty.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 213**?

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 213

Read a third time and passed.

Senate Bill 248

Relating to: requiring certain disclosures in advertising per-minute rates for long distance service and providing a penalty.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 248**?

Adopted.

Senate amendment 2 to **Senate Bill 248** offered by Senator Lazich.

Senator Lazich, with unanimous consent, asked that Senate amendment 2 to **Senate Bill 248** be withdrawn and returned to author.

Ordered to a third reading.

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

Senate Bill 248

Read a third time and passed.

Senate Bill 276

Relating to: exempting from taxation a tax rebate for individuals.

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 276

Read a third time and passed.

Senate Bill 314

Relating to: the involuntary commitment of prisoners for mental health treatment.

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 314

Read a third time and passed.

Senate Bill 316

Relating to: the expenditure of community reinvestment funds by Wisconsin works agencies and requiring the department of workforce development to submit criteria for the use of community reinvestment funds to the joint committee on finance for approval.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 316**?

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 316

Read a third time and passed.

Senate Bill 320

Relating to: the priority of a wage claim lien.

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 320

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 23; noes, 10; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Decker, Drzewiecki, Ellis, Erpenbach, George, Grobshmidt, Jauch, A. Lasee, Moen, Moore, Plache, Risser, Robson, Roessler, Rude, Shibilski, Wirch and Zien – 23.

Noes – Senators Cowles, Darling, Farrow, Fitzgerald, Huelsman, Lazich, Panzer, Rosenzweig, Schultz and Welch – 10.

Absent or not voting – None.

Passed.

Senate Bill 334

Relating to: investigations of compliance with prohibitions on the sale or gifting of cigarettes or tobacco products to minors.

Read a second time.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 334**?

Adopted.

Ordered to a third reading.

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

Senator Burke, with unanimous consent, asked that **Senate Bill 334** be placed at the foot of the 11th order of business on the calendar of March 14, 2000.

Senate Bill 337

Relating to: occupational exposure of public employes to blood and other material potentially containing blood-borne pathogens and granting rule-making authority.

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 337

Read a third time and passed.

Senate Bill 349

Relating to: motorists approaching certain authorized emergency vehicles stopped near a highway and providing a penalty.

Read a second time.

Senator Baumgart, with unanimous consent, asked that Senate amendment 1 to **Senate Bill 349** be placed on the table.

Senator Burke objected.

Senator Baumgart moved rejection of Senate amendment 1 to **Senate Bill 349**.

The question was: Rejection of Senate amendment 1 to **Senate Bill 349**?

Rejection refused.

The question was: Adoption of Senate amendment 1 to **Senate Bill 349**?

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 349

Read a third time and passed.

Senate Bill 354

Relating to: collection of data concerning motor vehicle stops, law enforcement training standards and granting rule-making authority.

Read a second time.

Senate amendment 1 to **Senate Bill 354** offered by Senator Moore.

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

Adopted.

Senate amendment 2 to **Senate Bill 354** offered by Senators Zien and Welch.

Senator Zien, with unanimous consent, asked that Senate amendment 2 to **Senate Bill 354** be laid on the table.

Senate amendment 3 to **Senate Bill 354** offered by Senator Shibilski.

The question was: Adoption of Senate amendment 3 to **Senate Bill 354**?

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 354

Read a third time and passed.

Senate Bill 396

Relating to: venue for a delinquency proceeding involving an American Indian juvenile who is alleged to have committed a delinquent act while under the supervision of the department of corrections under an order of a tribal court and an agreement between the department of corrections and the governing body of an American Indian tribe or band.

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 396

Read a third time and passed.

Senate Bill 400

Relating to: providing health insurance coverage for certain local government employees and officers who have terminated local government employment.

Read a second time.

Senate amendment 1 to **Senate Bill 400** offered by Senator Baumgart.

The question was: Adoption of Senate amendment 1 to **Senate Bill 400**?

Adopted.

Ordered to a third reading.

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

Senate Bill 400

Read a third time and passed.

Senate Bill 404

Relating to: sexually violent person commitment proceedings, escape from custody by a person who is subject to a sexually violent person commitment proceeding, sentencing of persons who have prior convictions for certain crimes, requiring persons who commit certain offenses to register as a sex offender and providing penalties.

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.

Senate Bill 404

Read a third time and passed.

Senate Bill 414

Relating to: establishing an additional criterion for approval of a high-capacity well.

Read a second time.

The question was: Adoption of Senate amendment 1 to **Senate Bill 414**?

Adopted.

Senate amendment 2 to **Senate Bill 414** offered by Senators Welch and Roessler.

The question was: Adoption of Senate amendment 2 to **Senate Bill 414**?

Adopted.

Ordered to a third reading.

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

Senate Bill 414

Read a third time and passed.

Senate Bill 423

Relating to: applying for the lottery and gaming property tax credit and making an appropriation.

Read a second time.

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

Senate Bill 425

Relating to: authorizing the department of justice to prosecute violations of certain laws regulating firearms.

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 425

Read a third time and passed.

Senate Bill 432

Relating to: creating a grant program to improve local roads for job preservation, granting bonding authority and making appropriations.

Read a second time.

Senate substitute amendment 1 to **Senate Bill 432** offered by Senators Cowles and Farrow.

Senator Robson moved rejection of Senate substitute amendment 1 to **Senate Bill 432**.

The question was: Rejection of Senate substitute amendment 1 to **Senate Bill 432**?

The ayes and noes were demanded and the vote was: ayes, 26; noes, 7; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausung, Darling, Decker, Erpenbach, George, Grobschmidt, Huelsman, Jauch, Lazich, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Schultz, Shibilski, Welch, Wirch and Zien – 26.

Noes – Senators Cowles, Drzewiecki, Ellis, Farrow, Fitzgerald, A. Lasee and Rude – 7.

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 432

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 7; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Darling, Decker, Erpenbach, George, Grobschmidt, Huelsman, Jauch, Moen, Moore, Panzer, Plache, Risser, Robson, Roessler, Rosenzweig, Rude, Schultz, Shibilski, Welch, Wirch and Zien – 26.

Noes – Senators Cowles, Drzewiecki, Ellis, Farrow, Fitzgerald, A. Lasee and Lazich – 7.

Absent or not voting – None.

Passed.

Senate Bill 443

Relating to: funding to repair a dam located in the village of Cazenovia and making an appropriation.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 443** be referred to the Joint Committee on **Finance**.

Senate Bill 439

Relating to: the regulation of snowmobile rail crossings.

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 439

Read a third time and passed.

Senate Bill 449

Relating to: assigning a judgment in a tax foreclosure action.

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 449

Read a third time and passed.

Senate Bill 457

Relating to: excluding areas outside of this state in determining a service area for assessing the need for a proposed solid waste disposal facility or hazardous waste facility and the design capacity of such a facility.

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 457

Read a third time and passed.

THE CHAIR

6:28 P.M.

Senator Risser in the chair.

Senate Bill 334

Relating to: investigations of compliance with prohibitions on the sale or gifting of cigarettes or tobacco products to minors.

Read a third time and passed.

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

Assembly Bill 54

Relating to: issuing dealer registration plates to motor vehicle salvage pools.

Read a second time.

Senator Chvala, with unanimous consent, asked that **Assembly Bill 54** be placed after **Assembly Bill 197** on the calendar of March 14, 2000.

Assembly Bill 56

Relating to: motor carriers and the single-state insurance registration system and providing a penalty.

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 56

Read a third time and concurred in.

Assembly Bill 57

Relating to: eligibility to operate commercial motor vehicles and the transport of hazardous materials.

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 57

Read a third time and concurred in.

Assembly Bill 58

Relating to: administrative action against motor vehicle auction dealer's licenses.

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 58

Read a third time and concurred in.

Assembly Bill 59

Relating to: motor vehicle registration expiration dates.

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 59

Read a third time and concurred in.

Assembly Bill 100

Relating to: criminal liability of school personnel for corporal punishment.

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 100

Read a third time and concurred in.

Assembly Bill 137

Relating to: older security interests in motor vehicles.

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 137

Read a third time and concurred in.

Assembly Bill 178

Relating to: personal liability for razing costs.

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 178

Read a third time and concurred in.

Assembly Bill 197

Relating to: registration of vehicles operated exclusively by a nonprofit organization as a blood bank vehicle.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 197** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 197** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

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 197

Read a third time and concurred in.

Assembly Bill 54

Relating to: issuing dealer registration plates to motor vehicle salvage pools.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 54** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 54** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

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 54

Read a third time and concurred in.

Assembly Bill 273

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

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 273

Read a third time and concurred in.

Assembly Bill 351

Relating to: dogs running at large.

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 351

Read a third time and concurred in.

Assembly Bill 367

Relating to: school district open enrollment and tuition waivers and payments.

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 367

Read a third time and concurred in.

Assembly Bill 385

Relating to: time limits on the service of process on the commissioner of insurance (suggested as remedial legislation by the office of the commissioner of insurance).

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 385

Read a third time and concurred in.

Assembly Bill 391

Relating to: disposable earning exempt from garnishment.

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 391

Read a third time and concurred in.

Assembly Bill 412

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

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 412

Read a third time and concurred in.

Assembly Bill 431

Relating to: confidentiality of documents reviewed by notary publics.

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 431

Read a third time and concurred in.

Assembly Bill 432

Relating to: auditing University of Wisconsin System and technical college system courses by persons who are 60 years of age or older.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 432** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Assembly Bill 432** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

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 432

Senator Grobschmidt, with unanimous consent, asked to be added as a cosponsor of **Assembly Bill 432**.

Read a third time and concurred in.

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

Assembly Bill 447

Relating to: the conditional early reinstatement to school of a pupil who has been expelled from school.

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 447

Read a third time and concurred in.

Assembly Bill 533

Relating to: authorizing the appointment of assistant district attorneys to provide restorative justice services; authorizing counties and the department of corrections to contract with religious organizations for the provision of services relating to delinquency and crime prevention and the rehabilitation of offenders; inmate rehabilitation; creating the office of government-sectarian facilitation; establishing a grant program for a neighborhood organization incubator; distributing funding for alcohol and other drug abuse services; and making appropriations.

Read a second time.

Senator Burke, with unanimous consent, asked that **Assembly Bill 533** be referred to the Joint Committee on **Finance**.

Assembly Bill 585

Relating to: the American Indian study committee.

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 585

Read a third time and concurred in.

Assembly Bill 614

Relating to: unauthorized duplication of a recording, unauthorized recording of a performance, failure to disclose manufacturer of a recording, unauthorized use of a recording device in a movie theater and providing a penalty.

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 614

Read a third time and concurred in.

Senator Chvala, with unanimous consent, asked that the Senate return to the fourth order of business.

REPORT OF COMMITTEES

The committee on **Judiciary and Consumer Affairs** reports and recommends:

Senate Bill 125

Relating to: operating a motor vehicle while under the influence of an intoxicant or drugs, or both; installation of an ignition interlock device in cases involving intoxicated operation of a motor vehicle; seizure of motor vehicles for offenses related to driving while under the influence of an intoxicant; the prohibited alcohol concentration related to operating a motor vehicle while under the influence of an intoxicant; creating a safe-ride grant program; certain alcohol beverage offenses committed by persons under the legal drinking age; making an appropriation; and providing penalties.

Introduction of Senate substitute amendment 1.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

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

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

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

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Introduction and adoption of Senate amendment 3 to Senate substitute amendment 1.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Introduction and adoption of Senate amendment 4 to Senate substitute amendment 1.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Introduction and adoption of Senate amendment 5 to Senate substitute amendment 1.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Senate substitute amendment 1 adoption.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators George, Risser, Clausing, Huelsman and Darling.

Noes, 0 – None.

Gary George
Chairperson

Senator Chvala, with unanimous consent, asked that **Senate Bill 125** be withdrawn and taken up at this time.

Senate Bill 125

Relating to: operating a motor vehicle while under the influence of an intoxicant or drugs, or both; installation of an ignition interlock device in cases involving intoxicated operation of a motor vehicle; seizure of motor vehicles for offenses related to driving while under the influence of an intoxicant; the prohibited alcohol concentration related to operating a motor vehicle while under the influence of an intoxicant; creating a safe-ride grant program; certain alcohol beverage offenses committed by persons under the legal drinking age; making an appropriation; and providing penalties.

Read a second time.

Senator Burke, with unanimous consent, asked that **Senate Bill 125** be referred to the Joint Committee on **Finance**.

Senator Burke, with unanimous consent, asked that the rules be suspended and that **Senate Bill 125** be withdrawn from the Joint Committee on **Finance** and taken up at this time.

Read a second time.

The question was: Adoption of Senate amendment 1 to Senate substitute amendment 1 to **Senate Bill 125**?

Adopted.

The question was: Adoption of Senate amendment 2 to Senate substitute amendment 1 to **Senate Bill 125**?

Adopted.

The question was: Adoption of Senate amendment 3 to Senate substitute amendment 1 to **Senate Bill 125**?

Adopted.

The question was: Adoption of Senate amendment 4 to Senate substitute amendment 1 to **Senate Bill 125**?

Adopted.

The question was: Adoption of Senate amendment 5 to Senate substitute amendment 1 to **Senate Bill 125**?

Adopted.

The question was: Adoption of Senate substitute amendment 1 to **Senate Bill 125**?

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 125

Read a third time.

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes – 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, Wirch and Zien – 33.

Noes – None.

Absent or not voting – None.

Passed.

Senate Bill 450

Relating to: distribution of national forest income payments from the federal government and making appropriations.

Read.

Senate amendment 1 to Assembly substitute amendment 1 to **Senate Bill 450** offered by Senator Baumgart.

Senator Baumgart moved nonconcurrency in Assembly substitute amendment 1 to **Senate Bill 450**.

The question was: Shall Assembly substitute amendment 1 to **Senate Bill 450** be nonconcurrent in?

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes – Senators Baumgart, Breske, Burke, Chvala, Clausing, Cowles, Drzewiecki, Ellis, Erpenbach, Farrow, George, Grobschmidt, A. Lasee, Moen, Moore, Plache, Robson, Roessler, Shibilski and Wirch – 20.

Noes – Senators Darling, Decker, Fitzgerald, Huelsman, Jauch, Lazich, Panzer, Risser, Rosenzweig, Rude, Schultz, Welch and Zien – 13.

Absent or not voting – None.

Nonconcurrent in.

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

MOTIONS MAY BE OFFERED

Senator Fitzgerald moved the rules be suspended and **Assembly Bill 535** be withdrawn from committee on **Judiciary and Consumer Affairs** and taken up.

Assembly Bill 535

Relating to: immunity in cases involving wrongful birth and wrongful life.

Read.

The question was: Shall the rules be suspended and **Assembly Bill 535** be withdrawn from committee on **Judiciary and Consumer Affairs** and taken up?

The ayes and noes were required 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 suspend the rules.

ANNOUNCEMENTS, ADJOURNMENT HONORS AND REMARKS UNDER SPECIAL PRIVILEGE

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the North Fond du Lac girls basketball team and their coach Gary Kuehl on winning the Division 3 state championship.

Senator Burke, with unanimous consent, asked that when the Senate adjourn, it do so in honor of St Pius XI boys and girls basketball teams on winning the Division 1 Championships for catholic schools.

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

Senator Erpenbach, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the birth of Andre Laundrie Hermes, born March 8, 2000 and his parents Julie Laundrie and Ron Hermes.

Senator Robson, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Janesville Parkers High School Girls Basketball team on winning the WIAA Division 1 championship.

Senators Lazich and Huelsman, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Waukesha County Catholic Memorial High School on their first place in the Academic Decathlon.

Senators Lazich and Huelsman, with unanimous consent, asked that when the Senate adjourn, it do so in honor of Waukesha West High School on their second place in the Academic Decathlon.

Senators Lazich and Huelsman, with unanimous consent, asked that when the Senate adjourn, it do so in honor of New Berlin High School on their third place in the Academic Decathlon.

Senator Shibilski, with unanimous consent, asked that when the Senate adjourn, it do so in honor of the Amherst Girls Basketball team on their second place win at the WIAA Basketball tournaments.

Senators Rude, Rosenzweig and Erpenbach, with unanimous consent, asked that when the Senate adjourn, it do so in honor of and with get well wishes for Gloria Timmer, Executive Director of the National Association of State Budget Officers in Washington DC.

Senator Roessler, with unanimous consent, asked that when the Senate adjourn, it do so in honor and memory of Virginia Boyke, an outstanding person and community leader. She was awarded the National Dairywoman of the Year by the World Dairy Expo. in 1986, was a past chairperson of the State June Dairy Month and served on many other boards and committees. She was also a friend.

ADJOURNMENT

Senator Chvala, with unanimous consent, asked that the Senate adjourn until Thursday, March 16 at 10:00 A.M..

Adjourned.

7:12 P.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 63** offered by Senator Farrow.

SENATE ENROLLED PROPOSALS

The Chief Clerk records:

Senate Bill 146

Senate Bill 163

Report correctly enrolled on March 10, 2000.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

CORRECTIONS IN:

1999 SENATE BILL 439

Prepared by the Legislative Reference Bureau
(March 10, 2000)

1. Page 5, line 24: delete “(e)” and substitute “(d)”.
2. Page 10, line 8: delete “or”.

CORRECTIONS IN:

**ASSEMBLY AMENDMENT 1,
TO 1999 ASSEMBLY BILL 684**

Prepared by the Legislative Reference Bureau
(March 13, 2000)

In engrossing, the following correction was made:

1. Page 4, line 5: delete “, s.” and substitute “s.”.