



STATE OF WISCONSIN

Senate Journal

Ninety–Fifth Regular Session

2:25 P.M.

THURSDAY, March 8, 2001

The Senate met.

The Senate was called to order by Senator Fred Risser.

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

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 77

Relating to: requiring the department of workforce development to submit to the governor, the joint committee on finance, the department of administration, and certain standing committees a statewide plan for providing employment and support services to low–income, noncustodial parents.

By Senators Rosenzweig, Robson, Roessler, George, Darling, Schultz and Burke; cosponsored by Representatives Jeskewitz, Riley, Ladwig, Bock, Powers, Krawczyk, Olsen, Staskunas, Musser, Albers, Berceau, Miller, Lassa, Townsend and Sykora.

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

Senate Bill 78

Relating to: the licensure of child welfare agencies and the classification of an educational institution as a private school.

By Senator Grobschmidt; cosponsored by Representative Plale, by request of Calvary Academy.

To committee on **Education**.

Senate Bill 79

Relating to: making an appropriation for the tuition, Wisconsin higher education, and Lawton minority undergraduate grant programs.

By Senators Grobschmidt, Moen, Shibilski, Risser, Roessler, M. Meyer, George, Baumgart and Decker; cosponsored by Representatives Black, Miller, Plouff, Shilling, Kreuser, Young, Carpenter, Schneider, Ryba, Bock, Pocan, Boyle, Turner, Balow, J. Lehman, Berceau, Huber, Richards, Hebl, Lassa and Morris–Tatum.

To committee on **Universities, Housing, and Government Operations**.

Senate Bill 80

Relating to: eliminating emergency detention under the fifth standard of dangerousness, eliminating termination of involuntary civil commitments under the fifth standard of dangerousness, permitting only petitions approved by the attorney general to be filed for involuntary civil commitment under the fifth standard of dangerousness, and providing access by the corporation counsel to court records and treatment

records of persons receiving services for mental illness, developmental disabilities, alcoholism or drug dependence.

By Senators Grobschmidt, Rosenzweig, Burke, Roessler, M. Meyer, Huelsman, Schultz, Darling, Harsdorf and Lazich; cosponsored by Representatives Rhoades, Bock, Huber, Krug, Ainsworth, Plouff, Miller, Olsen, Turner, J. Lehman, Urban, Riley, Wasserman, Kestell, Krawczyk, Lippert, Huebsch, Vrakas, Wade, Hundertmark, Musser, Gunderson, La Fave, Powers, Ott, Stone, Owens and Ladwig.

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

Senate Bill 81

Relating to: the private employer health care coverage program and making an appropriation.

By Senators Moen, Rosenzweig, Burke, Breske, Schultz, Erpenbach, George, Roessler, Decker, S. Fitzgerald, Plache, Risser and M. Meyer; cosponsored by Representatives Underheim, Schooff, Leibham, Balow, Schneider, Shilling, Ryba, Ladwig, Krug, Turner, Ott, Musser, Gronemus, Reynolds, Huber, Black, Berceau, Jeskewitz, Ward, Riley, Miller, Meyerhofer, Vrakas, Lassa, La Fave, Carpenter, Plouff, Townsend, Kreuser, Wasserman, Young, Hubler and Hahn.

To committee on **Health, Utilities, Veterans and Military Affairs**.

REPORT OF COMMITTEES

The committee on **Environmental Resources** reports and recommends:

BEHNKE, HERBERT F., of Shawano, as a member of the Natural Resources Board, to serve for the term ending May 1, 2007.

Confirmation.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

BROWN, SENN R., of Madison, as a member of the Kickapoo Reserve Management Board, to serve for the term ending May 1, 2003.

Confirmation.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

WADE, REPRESENTATIVE JOAN, of Mecan, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

WHITE, DONNA JEAN, of Cambria, as a member of the Snowmobile Recreation Council, to serve for the term ending July 1, 2003.

Confirmation.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Senate Bill 44

Relating to: the authority of the department of natural resources to regulate high capacity wells.

Introduction of Senate substitute amendment 1.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Senate substitute amendment 1 adoption.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Baumgart, Hansen, Wirch, Cowles and Schultz.

Noes, 0 – None.

Jim Baumgart
Chairperson

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

Senate Bill 29

Relating to: low-speed vehicles, granting rule-making authority, and providing a penalty.

Passage.

Ayes, 3 – Senators Breske, Baumgart and A. Lasee.

Noes, 2 – Senators Grobschmidt and Farrow.

Senate Bill 70

Relating to: requiring law enforcement officers to report traffic violations and accidents involving any foreign diplomat to the federal department of state.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Breske, Grobschmidt, Baumgart, A. Lasee and Farrow.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Breske, Grobschmidt, Baumgart, A. Lasee and Farrow.

Noes, 0 – None.

Roger Breske
Chairperson

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

HEISER, TEE, of Woodville, as a member of the Judicial Commission, to serve for the term ending August 1, 2002.

Confirmation.

Ayes, 5 – Senators George, Risser, Wirch, Huelsman and S. Fitzgerald.

Noes, 0 – None.

HOGAN, JOHN J., of Hazelhurst, as a member of the Public Defender Board, to serve for the term ending May 1, 2002.

Confirmation.

Ayes, 5 – Senators George, Risser, Wirch, Huelsman and S. Fitzgerald.

Noes, 0 – None.

LECLEIR, CLIFFORD F., of La Crosse, as a member of the Judicial Commission, to serve for the term ending August 1, 2002.

Confirmation.

Ayes, 5 – Senators George, Risser, Wirch, Huelsman and S. Fitzgerald.

Noes, 0 – None.

Senate Bill 28

Relating to: relinquishing custody of a newborn child and granting rule-making authority.

Introduction and adoption of Senate substitute amendment 1.

Ayes, 5 – Senators George, Risser, Wirch, Huelsman and S. Fitzgerald.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators George, Risser, Wirch, Huelsman and S. Fitzgerald.

Noes, 0 – None.

Gary George
Chairperson

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

TENUTA, RALPH J., of Kenosha, as a member of the Banking Review Board, to serve for the term ending May 1, 2005.

Confirmation.

Ayes, 5 – Senators Erpenbach, Jauch, Plache, Huelsman and S. Fitzgerald.

Noes, 0 – None.

Senate Bill 35

Relating to: transferring toll-free calls to pay-per-call services or international numbers, creating certain disclosure and reporting requirements, and providing a penalty.

Introduction and adoption of Senate amendment 1.

Ayes, 5 – Senators Erpenbach, Jauch, Plache, Huelsman and S. Fitzgerald.

Noes, 0 – None.

Passage as amended.

Ayes, 5 – Senators Erpenbach, Jauch, Plache, Huelsman and S. Fitzgerald.

Noes, 0 – None.

Senate Joint Resolution 21

Relating to: urging the Wisconsin congressional delegation to work to enact legislation that would remove social security numbers from hunting and fishing license applications.

Adoption.

Ayes, 5 – Senators Erpenbach, Jauch, Plache, Huelsman and S. Fitzgerald.

Noes, 0 – None.

Jon Erpenbach
Chairperson

The committee on **Senate Organization** reports and recommends:

Assembly Joint Resolution 39

Relating to: the life and community service of Leo Frigo.

Concurrence.

Ayes, 5 – Senators Chvala, Risser, Moen, Panzer and Farrow.
 Noes, 0 – None.

Assembly Joint Resolution 43

Relating to: the life and public service of Blair L. Testin.
 Concurrence.

Ayes, 5 – Senators Chvala, Risser, Moen, Panzer and Farrow.
 Noes, 0 – None.

Senate Bill 63

Relating to: division of municipalities into wards; redistricting of supervisory and aldermanic districts; election districts in 1st class city school systems; recording of certain municipal annexations; the effective date of certain annexation and detachment actions; and making an appropriation.

Introduction of Senate substitute amendment 1.

Ayes, 5 – Senators Chvala, Risser, Moen, Panzer and Farrow.
 Noes, 0 – None.

Senate substitute amendment 1 adoption.

Ayes, 3 – Senators Chvala, Risser and Moen.
 Noes, 2 – Senators Panzer and Farrow.

Passage as amended.

Ayes, 3 – Senators Chvala, Risser and Moen.
 Noes, 2 – Senators Panzer and Farrow.

Senate Joint Resolution 26

Relating to: proclaiming April as Child Abuse Prevention Month.

Adoption.

Ayes, 5 – Senators Chvala, Risser, Moen, Panzer and Farrow.
 Noes, 0 – None.

Senate Joint Resolution 27

Relating to: proclaiming the month of May as “Community Action Month” in the state of Wisconsin.

Adoption.

Ayes, 5 – Senators Chvala, Risser, Moen, Panzer and Farrow.
 Noes, 0 – None.

Charles Chvala
 Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin
 Office of the Secretary of State

To the Honorable, the Senate:

<u>Bill, Joint Resolution or Resolution Number</u>	<u>Act Number or Enrolled Number</u>	<u>Publication Date</u>
2001 Senate Joint Resolution 20	Enrolled Joint Resolution, 8	N/A
2001 Senate Joint Resolution 18	Enrolled Joint Resolution, 9	N/A

Sincerely,
 DOUGLAS LA FOLLETTE
 Secretary of State

**State of Wisconsin
 Department of Employment Relations**

March 2001

The Honorable, The Senate:

The following reports for fiscal year 2000 are submitted to you according to various state statutes. Please advise the members of the Wisconsin Senate of their availability.

The Affirmative Action report for Wisconsin State Government, pursuant to s. 230.04(9)(e), Wis. Stats., summarizes the progress in diversity for minorities, women and employees with disabilities.

The Veterans Employment Report, pursuant to s. 230.04(9)(em), Wis. Stats., summarizes veteran new hires and on-board statistics for state agencies and units of the UW System.

The W-2 Hiring Report, pursuant to s. 230.04(13)(e), Wis. Stats., summarizes agencies efforts to employ W-2 recipients and the number of persons receiving aid, employed by each agency.

The Written Hiring Reasons Report, covering July 1, 1998, through June 30, 2000, pursuant to s.230.25(1p) and 230.27(2k), Wis. Stats., summarizes the hiring reasons for certain hiring transactions made by state agencies and units of the UW System.

Additional copies may be obtained from the Department of Employment Relations, Division of Affirmative Action, 345 W. Washington Ave., Madison, WI 53703. Please contact Clair Dehnert of the Division of Affirmative Action, at 267-1005, if you have any questions or need additional information regarding these reports.

Sincerely,

GREGORY C. JONES
 Administrator

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

Senate Clearinghouse Rule 00–171

Relating to immunization of students.

Submitted by Department of Health and Family Services.

Report received from Agency, March 6, 2001.

Referred to committee on **Health, Utilities, Veterans and Military Affairs**, March 8, 2001.

Senate Clearinghouse Rule 01–005

Relating to the annual adjustment of thresholds for application of prevailing wage rates.

Submitted by Department of Workforce Development .

Report received from Agency, March 7, 2001.

Referred to committee on **Labor and Agriculture**, March 8, 2001.

The committee on **Labor and Agriculture** reports and recommends:

Senate Clearinghouse Rule 00–108

Relating to the state directory of new hires.

No action taken.

Senate Clearinghouse Rule 00–145

Relating to importing bovine animals, goats or cervids from a state designated by USDA as a tuberculosis “non–modified accredited” state.

No action taken.

Senate Clearinghouse Rule 00-146

Relating to reimbursement of John's disease testing costs.

No action taken.

David Hansen
Chairperson

MESSAGES FROM THE ASSEMBLY

By John A. Scocos, chief clerk.

Mr. President:

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

Assembly Bill 2

Adopted and asks concurrence in:

Assembly Joint Resolution 13

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 2

Relating to: scheduling of referenda by local governments.

By Representatives Skindrud, Jensen, Walker, Ward, Ainsworth, Bies, Freese, Gunderson, Hahn, Hoven, Huebsch, Jeskewitz, Krawczyk, Ladwig, F. Lasee, Leibham,

McCormick, D. Meyer, Nass, Rhoades, Stone, Urban, Vrakas, Albers and Friske; cosponsored by Senator Welch.

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

Assembly Joint Resolution 13

Relating to: 4-year terms of office for certain county officers (first consideration).

By Representatives Krawczyk, Foti, Krusick, McCormick, Starzyk, Friske, Ainsworth, Duff, Gunderson, Hahn, Huebsch, Grothman, Johnsrud, Jeskewitz, Kedzie, Kestell, F. Lasee, Ladwig, M. Lehman, Montgomery, Musser, Olsen, Owens, Powers, Pettis, Skindrud, Steinbrink, Townsend, Turner, Vrakas, Urban, Wade, Walker and Williams; cosponsored by Senators Risser, Harsdorf, S. Fitzgerald, Breske, Darling, Farrow, Huelsman, A. Lasee, Roessler, Schultz and Welch.

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

ADJOURNMENT

Senator Risser, with unanimous consent, asked that the Senate adjourn until Tuesday, March 13, at 10:00 A.M..

Adjourned.

2:26 P.M.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Joint Resolution 17** offered by Senator Risser.