

JOURNAL OF THE ASSEMBLY [February 10, 1981]

STATE OF WISCONSIN

# Assembly Journal

Eighty-Fifth Regular Session

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TUESDAY, February 10, 1981.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Winn Allison of First Church of the Nazarene, 5011 Commercial Avenue, Madison.

Representative Schneiders led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Cogg, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 97.

Absent -- None.

Absent with leave -- Flintrop -- 1.

Vacancies -- 84th District -- 1.

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AMENDMENTS OFFERED

Assembly amendment 2 to **Assembly Joint Resolution 15** offered by Representative R. Travis.

Assembly amendment 1 to assembly amendment 2 to **Assembly Joint Resolution 15** offered by Representative R. Travis.

Assembly amendment 3 to **Assembly Joint Resolution 15** offered by Representative R. Travis.

Assembly amendment 4 to **Assembly Joint Resolution 15** offered by Representative R. Travis.

Assembly amendment 5 to **Assembly Joint Resolution 15** offered by Representative R. Travis.

Assembly amendment 1 to assembly amendment 5 to **Assembly Joint Resolution 15** offered by Representative R. Travis.

Assembly amendment 6 to **Assembly Joint Resolution 15** offered by Representatives Shabaz and Thompson.

Assembly amendment 7 to **Assembly Joint Resolution 15** offered by Representative R. Travis.

Assembly amendment 8 to **Assembly Joint Resolution 15** offered by Representative R. Travis.

Assembly amendment 9 to **Assembly Joint Resolution 15** offered by Representative R. Travis.

Assembly amendment 1 to assembly amendment 9 to **Assembly Joint Resolution 15** offered by Representative R. Travis.

Assembly amendment 10 to **Assembly Joint Resolution 15** offered by Representative R. Travis.

Assembly substitute amendment 1 to **Assembly Bill 2** offered by committee on Judiciary.

Assembly amendment 1 to **Assembly Bill 17** offered by Representative R. Travis.

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COMMITTEE REPORTS

The committee on Criminal Justice and Public Safety reports and recommends:

**Assembly Bill 41**

Relating to membership on the law enforcement standards board.

Passage: Ayes: (11) Noes: (2)

To committee on Rules.

DAVID TRAVIS  
Chairperson

The committee on Excise and Fees reports and recommends:

**Assembly Bill 6**

Relating to allowing a holder of both wholesale and retail liquor licenses originally issued before October 3, 1963, who changes from individual to corporate ownership of the businesses to retain both licenses.

Passage: Ayes: (10) Noes: (0)

To committee on Rules.

EUGENE DORFF  
Chairperson

The committee on Financial Institutions reports and recommends:

**Senate Bill 24**

Relating to the maximum guarantee of accounts in state-chartered credit unions and limiting membership of credit unions in central credit unions.

Concurrence: Ayes: (9) Noes: (1)

To committee on Rules.

CALVIN POTTER  
Chairperson

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LEAVES OF ABSENCE

Representative Loftus asked unanimous consent for a leave of absence for today's session for Representative Flintrop. Granted.

MOTIONS

Representative Robertson asked unanimous consent to be made a co-author of **Assembly Bill 29**. Granted.

Representative Radtke moved that **Assembly Resolution 4** be withdrawn from the committee on State Affairs and taken up at this time.

Representative Loftus moved that the motion to withdraw **Assembly Resolution 4** from the committee on State Affairs be laid on the table.

Representative Radtke asked unanimous consent to make a statement.

Representative Rogers objected.

Representative Shabaz moved that the rules be suspended to allow Representative Radtke to make a statement.

The question was: Shall the rules be suspended to allow Representative Radtke to make a statement?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Cogs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Williams, Wood, Young and Mr. Speaker -- 91.

Noes -- Holschbach, Looby, Rogers, Rooney and Wagner -- 5.

Absent or not voting -- Flintrop and Neubauer -- 2.

Motion carried.

Representative Neubauer asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

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Representative Prosser asked unanimous consent to make a statement.

Representative Rogers objected.

Representative Shabaz moved that the rules be suspended to allow Representative Prosser to make a statement.

The question was: Shall the rules be suspended to allow Representative Prosser to make a statement?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Cogg, Conradt, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Robinson, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Stitt, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 89.

Noes -- Crawford, Holschbach, Looby, Roberts, Rogers, Rooney, Smith and Swoboda -- 8.

Absent or not voting -- Flintrop -- 1.

Motion carried.

Representative Plewa asked unanimous consent to make a statement.

Representative Rogers objected.

Representative Gerlach moved that the rules be suspended to allow Representative Plewa to make a statement.

The question was: Shall the rules be suspended to allow Representative Plewa to make a statement?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barczak, Barry, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Metz, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Williams, Wood, Young and Mr. Speaker -- 90.

Noes -- Becker, Looby, Medinger, Rogers, Rooney and Wagner -- 6.

Absent or not voting -- Flintrop and Miller -- 2.

Motion carried.

The question was: Shall the motion to withdraw **Assembly Resolution 4** from the committee on State Affairs be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, Dilweg, Dorff, Duren, Ellis, Everson, Fischer, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, McEssy, Matty, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 64.

Noes -- Berndt, Bradley, Byers, DeLong, Donoghue, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEwen, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Shabaz, Stitt, Thompson, Travis, R. and Tregoning -- 33.

Absent or not voting -- Flintrop -- 1.

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Motion carried.

Representative Rooney asked unanimous consent that the assembly stand recessed for ten minutes. Granted.

The assembly stood recessed.

11:20 A.M.

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RECESS

11:55 A.M.

The assembly reconvened.

Representative Schneider asked unanimous consent that **Assembly Joint Resolution 15** be taken from the calendar of Monday, February 9 and made a special order of business at 9:00 A.M. on Thursday, February 12.

Representative Loftus objected.

Representative Loftus asked unanimous that **Assembly Joint Resolution 15** be taken from the calendar of Monday, February 9 and made a special order of business at 10:00 A.M. on Thursday, February 12. Granted.

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CALENDAR OF MONDAY, FEBRUARY 9, 1981

**Assembly Joint Resolution 13**

Relating to removing obsolete provisions of the constitution regarding corporations and banking (2nd consideration).

The question was: Shall **Assembly Joint Resolution 13** be ordered to a third reading?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 13** be given a third reading. Granted.

The question was: **Assembly Joint Resolution 13** having been read three times, shall the joint resolution be adopted?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 97.

Noes -- None.

Absent or not voting -- Flintrop -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 13** be immediately messaged to the senate. Granted.

**Senate Joint Resolution 5**

To amend section 3 of article XI of the constitution, relating to indebtedness for sewage collection or treatment systems in counties, cities or sewerage districts over 150,000 population (2nd consideration).

The question was: Shall **Senate Joint Resolution 5** be ordered to a third reading?

The roll was taken.

The result follows:

Ayes -- Becker, Behnke, Broydrick, Byers, Clarenbach, Coggs, Crawford, Czarnezki, Donoghue, Duren, Everson, Fischer, Gerlach, Hasenohrl, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Medinger, Metz, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Potter, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Shoemaker, Swoboda, Travis, D., Tuczynski, Ulichny, Vanderperren, Williams, Wood and Mr. Speaker -- 52.



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Noes -- Andrea, Barczak, Barry, Berndt, Bradley, Conradt, DeLong, Dilweg, Dorff, Ellis, Goodrich, Harer, Hauke, Helbach, Hephner, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Miller, Paulson, Porter, Prosser, Quackenbush, Robertson, Schmidt, Shabaz, Smith, Stitt, Tesmer, Thompson, Travis, R., Tregoning, Wagner and Young -- 45.

Absent or not voting -- Flintrop -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 5** be given a third reading.

Representative Shabaz objected.

Representative Loftus moved that the rules be suspended and that **Senate Joint Resolution 5** be given a third reading.

The question was: Shall the rules be suspended and **Senate Joint Resolution 5** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Cogg, Crawford, Czarnecki, Donoghue, Duren, Everson, Fischer, Gerlach, Hasenohrl, Hauke, Helbach, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Smith, Swoboda, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 58.

Noes -- Barczak, Berndt, Conradt, DeLong, Dilweg, Dorff, Ellis, Goodrich, Harer, Hephner, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Shabaz, Stitt, Tesmer, Thompson, Travis, R., Tregoning and Young -- 37.

Absent or not voting -- Flintrop, Larson and Shoemaker -- 3.

Motion failed.

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Representative Loftus moved reconsideration of the vote by which **Senate Joint Resolution 5** was ordered to a third reading. Entered.

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MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has adopted and asks concurrence in:

**Senate Joint Resolution 2**

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ACTION ON THE SENATE MESSAGE

**Senate Joint Resolution 2**

To amend section 12 of article XIII; and to create section 12 (4) (a) to (c) of article XIII of the constitution, relating to primaries in recall elections (2nd consideration).

By Senators Braun, Van Sistine, Adelman, Goyke, Risser, Thompson, Strohl, Offner and Johnston; co-sponsored by Representatives Hauke, Potter, Helbach, Prosser, Neubauer, Kirby, Leopold, D. Travis and Lee.

To calendar.

Representative Loftus introduced a privileged resolution.

**Assembly Resolution 8**

Relating to assembly committees.

By Representatives Jackamonis, Loftus, Gerlach, Tesmer and Rooney.

To calendar.

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Representative Loftus moved that the assembly stand adjourned until 10:00 A.M. on Thursday, February 12.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

12:15 P.M.