

JOURNAL OF THE ASSEMBLY [May 14, 1981]

STATE OF WISCONSIN

# Assembly Journal

Eighty-Fifth Regular Session

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THURSDAY, May 14, 1981.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Wilfred Schuster of Saint Maria Goretti Catholic Church, 1613 Gilbert Road, Madison.

Representative McEwen 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 -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, 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, Stiitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wood, Young and Mr. Speaker -- 97.

Absent -- None.

Absent with leave -- Williams -- 1.

Vacancies -- 47th District -- 1.

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AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Joint Resolution 35** offered by Representative Jackamonis.

Assembly substitute amendment 1 to **Assembly Bill 91** offered by committee on Excise and Fees.

Assembly substitute amendment 1 to **Assembly Bill 215** offered by committee on Excise and Fees.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 215** offered by committee on Excise and Fees.

Assembly substitute amendment 1 to **Assembly Bill 226** offered by Representative Behnke.

Assembly amendment 1 to **Assembly Bill 322** offered by committee on Government Operations.

Assembly amendment 2 to **Assembly Bill 322** offered by committee on Government Operations.

Assembly substitute amendment 1 to **Assembly Bill 324** offered by committee on Urban Affairs and Housing.

Assembly amendment 1 to **Assembly Bill 353** offered by Joint Committee for Review of Administrative Rules.

Assembly substitute amendment 1 to **Assembly Bill 371** offered by committee on Labor.

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INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

**Assembly Joint Resolution 50**

Requesting the legislative council to study funding programs for handicapped persons and recommend a new method of funding to the legislature.

By Representatives Swoboda, Vanderperren, Loftus, Wagner, Schneider, Rogers, Goodrich, Dilweg and Helbach, co-sponsored by Senators Van Sistine and Hanaway.

To committee on Government Operations.

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**Assembly Bill 490**

Relating to nonresident violators compact, granting rule-making authority and providing a penalty.

By Representatives Tuczynski, Czarnezki, Norquist, Neubauer, D. Travis, Ladwig, Nelsen and Metz.

To committee on Transportation.

**Assembly Bill 491**

Relating to discontinuance of interim allowances to members of the legislature for postage and clerical assistance.

By Representatives Kirby, Fischer, Tuczynski, Kunicki, Gerlach, Broydrick, Czarnezki, Neubauer and Lee, co-sponsored by Senators Braun and Johnston.

To committee on Government Operations.

**Assembly Bill 492**

Relating to the use tax on boats and snowmobiles bought by nondomiciliaries outside this state at least 90 days before bringing them into this state.

By Representatives DeLong, Hopkins, Nelsen and Stitt.

To Joint Survey Committee on Tax Exemptions.

**Assembly Bill 493**

Relating to authorizing county registers of deeds to keep a parcel identifier index system.

By Representatives DeLong, R. Travis, Porter, McEwen and Wagner, co-sponsored by Senators Chilsen and Goyke.

To committee on Local Affairs.

**Assembly Bill 494**

Relating to the sale of beer or liquor to, and possession by, nonresidents and providing a penalty.

By Representatives Dorff, Wagner, Andrea, Roberts, Johnson, Stitt, Crawford, Ladwig, Rooney and DeLong, co-sponsored by Senators Maurer, Cullen and Johnston.

To committee on Excise and Fees.

**Assembly Bill 495**

Relating to revising the statutes pertaining to plumbing and fire protection systems and granting rule-making authority.

By Representatives Dorff and Looby, co-sponsored by Senator Maurer.

To committee on Labor.

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**Assembly Bill 496**

Relating to posting signs in restaurants to inform patrons and employes on aiding choking victims, making an appropriation and providing a penalty.

By Representative Dorff, co-sponsored by Senator Flynn.  
To committee on Health and Human Services.

**Assembly Bill 497**

Relating to permits for transporting vehicles by the drive-away method in saddle-mount combination.

By Representatives Dorff, Vanderperren, Andrea and Klicka.  
To committee on Highways.

**Assembly Bill 498**

Relating to restrictions on certain fermented malt beverage and intoxicating liquor licensees' contributions to trade associations and the sale of fermented malt beverages by brewers and bottlers.

By Representatives Dorff, Behnke and Potter.  
To committee on Excise and Fees.

**Assembly Bill 499**

Relating to closing hours for the sale of fermented malt beverages and liquor.

By Representatives Dorff, Behnke and Smith.  
To committee on Excise and Fees.

**Assembly Bill 500**

Relating to changing the cigarette tax from an occupational tax to an excise tax and requiring collection of it on sales by Indians to non-Indians and providing a penalty.

By Representative Prosser.  
To committee on Revenue.

**Assembly Bill 501**

Relating to arrests by peace officers of suspected violators in cases of fresh-pursuit.

By Representatives Flintrop, Prosser, Jackamonis, Rutkowski, Robinson, McEssy, Knox, Kincaid, Shoemaker, Schmidt, Harer, Donoghue, Barczak, Goodrich, Otte, Porter, Stitt, Behnke, Everson, Bradley, Klicka, R. Travis and Hopkins, co-sponsored by Senators Goyke, Cullen, Risser and Johnston.

To committee on Criminal Justice and Public Safety.

**Assembly Bill 502**

Relating to the occupational tax on owners of domestic mink.

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By Representatives Robinson, Smith, Fischer, Panzer, Everson, Dilweg and Conradt, co-sponsored by Senators Kreul and Johnston, by request of Mink Health Advisory Council.

To committee on Revenue.

### **Assembly Bill 503**

Relating to civil arrest and imprisonment of persons for failure to pay debts.

By Representatives Coggs and Williams.

To committee on Judiciary.

### **Assembly Bill 504**

Relating to requiring preparation in human and intergroup relations for certification or licensure as a teacher.

By Representatives Coggs, Becker, Ulichny, Williams and Leopold, co-sponsored by Senator Braun.

To committee on Education.

### **Assembly Bill 505**

Relating to requiring minority group culture or history courses for teacher certification.

By Representatives Coggs, Broydrick, Becker, Ulichny, Williams, Clarenbach, Plous and Leopold.

To committee on Education.

### **Assembly Bill 506**

Relating to cabooses and equipment for them and providing penalties.

By Representatives Murray, Kincaid, Vanderperren, Behnke, Metz, Everson, Shoemaker, Hauke, Rooney, Andrea, Hephner, Otte, Smith, Swoboda, Menos, Leopold, Dorff, Broydrick, Barczak, Byers, Bradley, Ellis, McEssy, Potter, Porter, Looby and Schneider, co-sponsored by Senators Moody, Goyke, Van Sistine, Harnisch, Frank, Lorge, Theno, Strohl, Lasee and Cullen.

To committee on Transportation.

### **Assembly Bill 507**

Relating to prohibiting certain school staff members from disclosing communications made to them in the course of counseling pupils.

By Representatives Leopold, Flintrop, Barczak and Quackenbush, co-sponsored by Senators Moody and Cullen.

To committee on Education.

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**Assembly Bill 508**

Relating to the fiscal year to which tax receipts are credited and to the date of the transfer of moneys from the general fund into the shared revenue account.

By Representatives Shabaz and Thompson.

To Joint Committee on Finance.

**Assembly Bill 509**

Relating to excepting from implied warranty of merchantability and fitness for certain sales of livestock.

By Representatives Shoemaker, Vanderperren, R. Travis, Hephner, Laatsch, Hasenohrl, Lewison and Everson, co-sponsored by Senator Kreul.

To committee on Agriculture and Nutrition.

**Assembly Bill 510**

Relating to employment relations for members of the academic staff employed by the university of Wisconsin system, granting rule-making authority, providing penalties and making appropriations.

By Representatives Flintrop, Potter, Otte, Behnke, Schneider, D. Travis, Shoemaker, Gerlach, Dorff, Smith, Kincaid, Broydrick and Crawford, co-sponsored by Senators Moody, Van Sistine and Cullen.

To committee on Education.

**Assembly Bill 511**

Relating to use of rustic roads.

By Representatives Vanderperren, Swoboda, Murray, Smith and Holschbach, co-sponsored by Senator Van Sistine.

To committee on Highways.

**Assembly Bill 512**

Relating to liability insurance for school busses with seating capacity for 37 or more passengers.

By Representatives Vanderperren and Smith.

To committee on Transportation.

**Assembly Bill 513**

Relating to exempting certain motor trucks from the requirement to stop at weigh stations.

By Representatives Vanderperren, Swoboda, Menos, Murray, Smith, Holschbach and Alberts, co-sponsored by Senator Van Sistine.

To committee on Highways.

**Assembly Bill 514**

Relating to modifications to the height of a vehicle and providing a penalty.

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By Representative Vanderperren.  
To committee on Highways.

### **Assembly Bill 515**

Relating to the purchase of certain mortgage loans by the department of veterans affairs.

By Representatives Robertson, Menos, Andrea, Quackenbush, Harer, Larson and Byers, co-sponsored by Senator Harnisch.  
To Joint Survey Committee on Debt Management.

### **Assembly Bill 516**

Relating to authorization to relocate a bank's principal office and to continue to operate the former principal office as a branch under certain circumstances.

By Representatives Broydrick, Rooney, Coggs, Plewa, Vanderperren, Becker, Rogers, Medinger, Lee, Metz, Fischer, Potter, Menos, Gerlach, Ulichny, Behnke, Kirby, Johnson, Leopold, D. Travis, Crawford, Plous, Ladwig, Czarnecki, Rutkowski, Munts and Helbach, co-sponsored by Senators George, Van Sistine and Strohl.

To committee on Consumer and Commercial Credit.

### **Assembly Bill 517**

Relating to contracts with Minnesota for confinement of Wisconsin prisoners and revising an appropriation.

By Representative D. Travis, by request of Department of Health and Social Services.

To committee on Criminal Justice and Public Safety.

### **Assembly Bill 518**

Relating to repealing the unfair sales act.

By Representatives Norquist, Nelsen, Panzer, Stitt, Hopkins and Becker, co-sponsored by Senators Moody, McCallum and Harnisch, by request of Wisconsin Consumers League.

To committee on Commerce and Consumer Affairs.

### **Assembly Bill 519**

Relating to the qualifications of directors of clinical treatment programs for community mental hygiene boards.

By Representatives Jackamonis, Kirby, Metz, Everson, Shoemaker, Thompson, Behnke and Rutkowski, co-sponsored by Senators Berger, Adelman, Braun and Engeleiter.

To committee on Local Affairs.

### **Assembly Bill 520**

Relating to offsetting debts owed to the state against income tax credits and refunds.

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By Representatives Jackamonis, Vanderperren, Loftus, Lee, Tuczynski, Otte, Leopold, Behnke, D. Travis, Ladwig, Prosser, Porter, Stitt, Wagner, Kirby, Roberts, Neubauer, Norquist, Kincaid, Knox, Robinson, Everson, Goodrich, Shoemaker, Schmidt, Helbach, Radtke, Laatsch and Schneiders, co-sponsored by Senators Offner, Berger, Adelman, Strohl, Lorman, Johnston, Engeleiter, Hanaway and Moody.

To committee on Revenue.

### **Assembly Bill 521**

Relating to increasing the income tax deduction for the business expenses of purchasing goods and services from sheltered workshops.

By Representatives Swoboda, Vanderperren, Wagner, Schneider, Rogers and Goodrich, co-sponsored by Senator Van Sistine.

To Joint Survey Committee on Tax Exemptions.

### **Assembly Bill 522**

Relating to a sales and use tax exemption for machinery and equipment used for slaughtering and processing meat.

By Representatives Hasenohrl, Quackenbush, Everson, Swoboda, Porter, Thompson, Matty, Panzer, Coggs, Schmidt, Hopkins and DeLong, co-sponsored by Senators Kreul and Goyke.

To Joint Survey Committee on Tax Exemptions.

### **Assembly Bill 523**

Relating to restrictions on the retail purchase of beer and providing a penalty.

By Representative Dorff, by request of Wisconsin Wholesale Beer Distributors.

To committee on Excise and Fees.

### **Assembly Bill 524**

Relating to liquor license quotas.

By Representative Dorff, by request of Tavern League of Wisconsin.

To committee on Excise and Fees.

### **Assembly Bill 525**

Relating to increasing the penalty for leaving the scene of an accident causing death or injury to a person.

By Representatives Andrea, Hauke, Vanderperren, Behnke, Dorff, Kincaid, Metz, Potter, Wood, Looby, Menos, Shoemaker, Johnson, Rogers, Swoboda, Otte, Barczak, Jackamonis, Schneider, Loftus, Gerlach, Medinger, Alberts, Ladwig, Harer, Quackenbush, Porter, Lewison, McEwen, Kirby, Broydrick, Wagner, Flintrop,



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Holschbach, Plewa, Tesmer, Ulichny and Hephner, co-sponsored by Senators Harnisch and Berger.

To committee on Judiciary.

**Assembly Bill 526**

Relating to suspension of a person's operating privilege and registration for failure to deposit security after a motor vehicle accident.

By Representatives Gerlach, Potter, Otte, Kirby, Everson, Becker, Metz, Alberts and Jackamonis, co-sponsored by Senators Frank, Berger, Offner and Johnston.

To committee on Highways.

**Assembly Bill 527**

Relating to free lunches and free malt beverages and liquor.

By Representatives Behnke, Dorff, Vanderperren, Looby and Neubauer, by request of Thomas T. George.

To committee on Excise and Fees.

**Assembly Bill 528**

Relating to the disciplinary authority of the optometry examining board.

By committee on Commerce and Consumer Affairs, by request of Optometry Examining Board.

To committee on Commerce and Consumer Affairs.

**Assembly Bill 529**

Relating to revising the regulation of nursing homes and granting rule-making authority.

By Joint Committee for Review of Administrative Rules.

To committee on Health and Human Services.

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ADMINISTRATIVE RULES

Read and referred:

**Assembly Clearinghouse Rule 80-167**

Relating to air emissions of particulate matter in primary and associated secondary nonattainment areas for total suspended particulate matter.

Submitted by Department of Natural Resources.

To committee on Environmental Resources.

Referred on May 14, 1981.

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COMMITTEE REPORTS

The committee on Commerce and Consumer Affairs reports and recommends:

**Assembly Bill 164**

Relating to the regulation of the purchase of articles composed of gold, silver, precious stones, copper, lead or brass and changing penalties.

Adoption of assembly amendment 1 to assembly amendment 1:

Ayes: (10) Noes: (0)

Adoption of assembly amendment 1:

Ayes: (10) Noes: (0)

Passage: Ayes: (9) Noes: (1)

To committee on Rules.

**Assembly Bill 198**

Relating to prohibiting the use of a driver's license as security and providing a penalty.

Adoption of assembly amendment 1:

Ayes: (10) Noes: (0)

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

To committee on Rules.

MIDGE MILLER

Chairperson

The Joint Committee for Review of Administrative Rules reports and recommends:

**Assembly Bill 327**

Relating to school bus insurance.

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

To committee on Rules.

**Assembly Bill 353**

Relating to emergency rules to allow farm vehicles to exceed weight limitations and granting rule-making authority.

Adoption of assembly amendment 1:

Ayes: (10) Noes: (0)

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Passage: Ayes: (10) Noes: (0)  
To Joint Committee on Finance.

WILLIAM ROGERS  
Assembly Chairperson

The committee on Labor reports and recommends:

**Assembly Bill 254**

Relating to the disciplinary procedure for fire fighters and police officers in 1st class cities.

Adoption of assembly amendment 1:  
Ayes: (9) Noes: (0)

Passage: Ayes: (9) Noes: (0)  
To committee on Rules.

**Assembly Bill 364**

Relating to prohibiting investment of public funds in stocks and obligations of labor law violators.

Passage: Ayes: (5) Noes: (4)  
To committee on Rules.

**Assembly Bill 234**

Relating to prohibiting counties, cities, villages, towns and public school districts from imposing residency requirements on certain employees.

Passage: Ayes: (5) Noes: (4)  
To committee on Rules.

ROBERT BEHNKE  
Chairperson

The committee on Urban Affairs and Housing reports and recommends:

**Assembly Bill 324**

Relating to the interest rate charged by counties and 1st class cities for overdue and delinquent real property taxes.

Adoption of assembly substitute amendment 1:  
Ayes: (12) Noes: (0)

Passage: Ayes: (12) Noes: (0)  
To committee on Rules.

MORDECAI LEE  
Chairperson

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SPEAKER'S APPOINTMENTS

May 12, 1981

Mr. David Kedrowski  
Assembly Chief Clerk  
State Capitol, 329-West  
Madison, WI 53702

Dear Dave:

This is to inform you that I have, as of this date, made the following legislative appointments:

Representative Don Hasenohrl added to the Committee on Elections.

Representative Dick Shoemaker to the Committee on Local Affairs to replace Representative Wayne Wood who has resigned from the Committee.

Representative David Helbach to the Committee on Urban Affairs and Housing to replace Representative Wayne Wood who has resigned from the Committee.

ED JACKAMONIS  
Speaker

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MOTIONS

Representative Loftus asked unanimous consent that the rules be suspended to introduce and take up a joint resolution. Granted.

**Assembly Joint Resolution 51**

Relating to proclaiming May 15, 16 and 17, 1981, Syttende Mai Weekend.

By the entire membership of the assembly.

The question was: Shall **Assembly Joint Resolution 51** be adopted?

Motion carried.

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Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 51** be immediately messaged to the senate. Granted.

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

The assembly stood recessed.

10:15 A.M.

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RECESS

11:15 A.M.

The assembly reconvened.

Representative Loftus asked unanimous consent that **Assembly Bill 3** be taken from the table and taken up at this time.

Representative Shabaz objected.

Representative Loftus moved that **Assembly Bill 3** be taken from the table and taken up at this time.

Representative Leopold moved that the rules be suspended to allow him to make a statement.

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

The roll was taken.

The result follows:

Ayes -- Albers, Andrea, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conratt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, 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, 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, Wagner, Wood, Young and Mr. Speaker -- 92.

Noes -- Rogers, Rooney and Vanderperren -- 3.

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Absent or not voting -- Barczak, Porter and Williams -- 3.

Motion carried.

Representative Ulichny asked unanimous consent to make a statement.

Representative Rogers objected.

Representative Ulichny moved that the rules be suspended to allow her to make a statement.

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

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Broydrick, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Metz, Miller, 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, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wood, Young and Mr. Speaker -- 88.

Noes -- Bradley, Byers, Donoghue, Hasenohrl, Larson, Medinger, Rogers, Rooney and Thompson -- 9.

Absent or not voting -- Williams -- 1.

Motion carried.

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

The question was: Shall **Assembly Bill 3** be taken from the table and taken up at this time?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Behnke, Berndt, Broydrick, Clarenbach, Coggs, Crawford, Czarnezki, Duren, Everson, Fischer, Flintrop,

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Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kirby, Kunicki, Lee, Leopold, Loftus, Medinger, Menos, Metz, Miller, Munts, Neubauer, Norquist, Otte, Plewa, Plous, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Smith, Tesmer, Tuczynski, Ulichny, Wagner, Wood and Mr. Speaker -- 46.

Noes -- Alberts, Barczak, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Ellis, Goodrich, Harer, Hephner, Holschbach, Hopkins, Jaronitzky, Kincaid, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Looby, Luckhardt, McEssy, Matty, Merkt, Murray, Nelsen, Panzer, Paulson, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Shabaz, Shoemaker, Stitt, Swoboda, Thompson, Travis, D., Travis, R., Tregoning, Vanderperren and Young -- 50.

Absent or not voting -- McEwen and Williams -- 2.

Motion failed.

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

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### LEAVES OF ABSENCE

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

Representative Thompson asked unanimous consent for a leave of absence for the balance of today's session for Representative McEwen. Granted.

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### CALENDAR OF THURSDAY, MAY 14, 1981

#### **Assembly Joint Resolution 24**

Relating to expressing appreciation to Algeria for its help in releasing the American hostages held by Iran.

The question was: Shall **Assembly Joint Resolution 24** be adopted?

Motion carried.

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Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 24** be immediately messaged to the senate. Granted.

**Assembly Bill 125**

Relating to establishing a \$10 limit on the fee for a bartender's license.

The question was: Shall assembly amendment 1 to **Assembly Bill 125** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 125** be adopted?

Motion carried.

Representative Barczak moved indefinite postponement of **Assembly Bill 125**.

The question was: Shall **Assembly Bill 125** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Barczak, Byers, Crawford, Czarnezki, Dilweg, Donoghue, Duren, Ellis, Everson, Flintrop, Gerlach, Goodrich, Harer, Helbach, Hopkins, Jaronitzky, Klicka, Knox, Larson, Lee, Loftus, Luckhardt, Merkt, Miller, Munts, Nelsen, Norquist, Panzer, Paulson, Plous, Quackenbush, Radtke, Robertson, Robinson, Rutkowski, Schneider, Schneiders, Shabaz, Stitt, Tesmer, Thompson, Tregoning, Ulichny, Wagner, Wood, Young and Mr. Speaker -- 47.

Noes -- Alberts, Andrea, Becker, Behnke, Berndt, Bradley, Broydrick, Clarenbach, Coggs, Conradt, DeLong, Dorff, Fischer, Hasenohrl, Hauke, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Laatsch, Ladwig, Leopold, Lewison, Looby, McEssy, Matty, Medinger, Menos, Metz, Murray, Neubauer, Otte, Plewa, Porter, Potter, Prosser, Roberts, Rogers, Rooney, Schmidt, Shoemaker, Smith, Swoboda, Travis, D., Travis, R., Tuczynski and Vanderperren -- 49.

Absent or not voting -- McEwen and Williams -- 2.

Motion failed.



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The question was: Shall **Assembly Bill 125** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Behnke, Bradley, Broydrick, Clarenbach, Coggs, Conradt, DeLong, Dorff, Fischer, Hasenohrl, Hauke, Hephner, Holschbach, Johnson, Kincaid, Kirby, Larson, Lewison, McEssy, Matty, Medinger, Menos, Metz, Porter, Rooney, Shoemaker, Swoboda, Travis, D., Tuczynski and Vanderperren -- 32.

Noes -- Barczak, Becker, Berndt, Byers, Crawford, Czarnezki, Dilweg, Donoghue, Duren, Ellis, Everson, Flintrop, Gerlach, Goodrich, Harer, Helbach, Hopkins, Jaronitzky, Klicka, Knox, Kunicki, Laatsch, Ladwig, Lee, Leopold, Loftus, Looby, Luckhardt, Merkt, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Smith, Stitt, Tesmer, Thompson, Travis, R., Tregoning, Ulichny, Wagner, Wood, Young and Mr. Speaker -- 64.

Absent or not voting -- McEwen and Williams -- 2.

Motion failed.

**Assembly Bill 230**

Relating to the computation of a school district's controllable cost in the 1980-81 school year.

The question was: Shall **Assembly Bill 230** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 230** be given a third reading. Granted.

The question was: **Assembly Bill 230** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford,

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Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 91.

Noes -- Hopkins, Lee, Norquist, Stitt and Young -- 5.

Absent or not voting -- McEwen and Williams -- 2.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 230** be immediately messaged to the senate. Granted.

**Assembly Bill 244**

Relating to the governing body of a public inland lake protection and rehabilitation district.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 244** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 244** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 244** be given a third reading. Granted.

The question was: **Assembly Bill 244** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Cogs, Conradt, Crawford,

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Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, 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, 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, Wood, Young and Mr. Speaker -- 96.

Noes -- None.

Absent or not voting -- McEwen and Williams -- 2.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 244** be immediately messaged to the senate. Granted.

**Assembly Bill 76**

Relating to damages in wrongful death actions.

The question was: Shall **Assembly Bill 76** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 76** be given a third reading. Granted.

The question was: **Assembly Bill 76** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conratt, Crawford, Czarnezki, DeLong, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Knox, Kunicki, Laatsch, Larson, Lee, Leopold, Loftus, Looby, McEssy, Matty, Medinger, Menos, Metz, Miller, Munts,

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Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Potter, Prosser, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wood, Young and Mr. Speaker -- 83.

Noes -- Dilweg, Goodrich, Klicka, Ladwig, Lewison, Luckhardt, Merkt, Nelsen, Porter, Quackenbush, Robertson, Schmidt and Shabaz -- 13.

Absent or not voting -- McEwen and Williams -- 2.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 76** be immediately messaged to the senate. Granted.

**Assembly Bill 85**

Relating to the maximum recovery level for tort actions against local governmental entities and agencies.

Assembly amendment 3 to **Assembly Bill 85** offered by Representatives Thompson and Prosser.

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POINT OF ORDER

Representative Hauke rose to the point of order that assembly amendment 3 to **Assembly Bill 85** was not germane under Assembly Rule 54 (1).

The speaker ruled the point of order well taken.

The question was: Shall **Assembly Bill 85** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Broydrick, Byers, Clarenbach, Coggs, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Johnson, Kincaid, Kirby, Knox, Kunicki, Ladwig, Larson, Lee, Leopold, Loftus, Looby, Luckhardt, McEssy, Matty, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer,

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Norquist, Otte, Panzer, Paulson, Plous, Potter, Prosser, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schneider, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 77.

Noes -- Bradley, Conradt, Ellis, Harer, Hopkins, Klicka, Laatsch, Lewison, Merkt, Nelsen, Porter, Quackenbush, Robinson, Rooney, Schmidt, Schneiders, Shabaz and Young -- 18.

Absent or not voting -- McEwen, Plewa and Williams -- 3.

Motion carried.

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

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 85** be given a third reading. Granted.

The question was: **Assembly Bill 85** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Goodrich, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Johnson, Kincaid, Kirby, Knox, Kunicki, Lee, Leopold, Loftus, Looby, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Potter, Prosser, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schneider, Shoemaker, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 74.

Noes -- Alberts, Conradt, Ellis, Harer, Hasenohrl, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, Nelsen, Porter, Quackenbush, Robinson, Rooney, Schmidt, Schneiders, Shabaz, Smith and Young -- 22.

Absent or not voting -- McEwen and Williams -- 2.

Motion carried.

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Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 85** be immediately messaged to the senate. Granted.

Representative Loftus asked unanimous consent that the rules be suspended to introduce and take up a joint resolution. Granted.

### **Assembly Resolution 15**

Relating to the recovery of Pope John Paul II.

By the entire membership of the assembly.

The question was: Shall **Assembly Resolution 15** be adopted?

Motion carried.

Representative Hephner asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Murray. Granted.

Representative Loftus asked unanimous consent that the assembly adjourn in honor of assistant sergeant-at-arms John Taylor who is leaving the assembly staff. Granted.

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## LEGISLATIVE REFERENCE BUREAU CORRECTIONS

### **Assembly Bill 63**

Page 2, line 1: delete the 2nd "before".

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## VISITORS

During today's session, the following visitors honored the assembly by their presence, and were welcomed by the presiding officer and the members:

Sarah Blom, Gladys Nichols and Ruby Muskavitch from Shiocton, guests of Representative Conradt.

James Wood from Janesville, guest of Representative Wood.

Mary Sullivan, Karen van Geffen, Thomas Dittrich, Molly Ortwein, Christopher Marshall, Marc Lapinski and Paula Ferber Da Fonseca, guests of Representative Alberts.

Don and Penny Sabin from West Bend, guests of Representative Panzer.

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Richard Walters from Milwaukee, guest of Representative Plous.

Students from Oshkosh West High School accompanied by teacher Ron LaPoint, guests of Representative Flintrop.

Fifth and sixth grade students from Kendall Elementary School accompanied by teachers Tom Hodgson and Sue Ann Thompson, guests of Representatives Quackenbush and Thompson.

Laurie Hartz and Cathy Morelli, guests of Representative Donoghue.

Fourth grade students from Fairview South School in Brookfield accompanied by teacher Mrs. Lenius, guests of Representative Young.

Students from Saint Peter School in Port Washington, guests of Representative Stitt.

Fifth and sixth grade students from Holy Name School in Sheboygan accompanied by teacher Lynn Litzer and chaperones Fred Schmidt and Elaine Wagner, guests of Representatives Otte and Potter.

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Representative Loftus moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, May 19.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

12:10 P.M.