

JOURNAL OF THE ASSEMBLY [May 19, 1981]

STATE OF WISCONSIN

# Assembly Journal

Eighty-Fifth Regular Session

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TUESDAY, May 19, 1981.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend James Kuhn of Our Lady Queen of Peace Catholic Church, 405 South Owen Drive, Madison.

Representative Everson 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, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 98.

Absent -- None.

Absent with leave -- None.

Vacancies -- 47th District -- 1.

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AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 166** offered by committee on Judiciary.

Assembly amendment 1 to **Assembly Bill 286** offered by Representatives Ladwig, Rooney, Loftus, Neubauer and Broydrick.

Assembly substitute amendment 1 to **Assembly Bill 313** offered by Representative Bradley.

Assembly substitute amendment 1 to **Assembly Bill 347** offered by committee on Judiciary.

Assembly amendment 1 to **Assembly Bill 348** offered by committee on Judiciary.

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INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

**Assembly Joint Resolution 52**

Memorializing congress, the president, the U.S. department of energy and the U.S. nuclear regulatory commission to grant Wisconsin final decision-making authority on the siting of a regional or national radioactive waste depository in this state and to ensure that all actions taken by the U.S. department of energy with regard to siting a regional or national radioactive depository in this state shall be done in an open fashion with full access by representatives of state and local government and members of the public.

By Representatives Kincaid, Metz, Smith, Duren, Shoemaker, Crawford, Ulichny, Lee, Wagner and McEwen, co-sponsored by Senator Krueger.

To committee on State-Federal Relations.

**Assembly Bill 530**

Relating to various changes in the statutes pertaining to vocational, technical and adult education and granting rule-making authority.

By Joint Legislative Audit Committee.

To committee on Education.

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### **Assembly Bill 531**

Relating to allowing condemnees first right to acquire title to property if the condemnor abandons the project or no longer needs the property.

By Representative Potter.

To committee on Judiciary.

### **Assembly Bill 532**

Relating to imposition of sentences for criminal convictions.

By Representatives Behnke, Menos, Jackamonis, Robertson, Goodrich, Dorff, Hauke, Barczak, Porter and Harer, co-sponsored by Senators Berger and Kleczka.

To committee on Criminal Justice and Public Safety.

### **Assembly Bill 533**

Relating to the sale of cleaning agents and water conditioners containing phosphorus and providing a penalty.

By Representatives Munts, Knox, Flintrop, Crawford, Plous, Alberts, Jackamonis, Neubauer, Metz, Czarnezki, Coggs, Becker, Lee, Broydrick, Ulichny, Miller and Kunicki, co-sponsored by Senators Strohl, Lorman, George, Braun, Moody and Risser.

To committee on Environmental Resources.

### **Assembly Bill 534**

Relating to a sales tax exemption on furnishing lodging in certain mobile homes.

By Representatives Hasenohrl, Helbach and Hopkins.

To Joint Survey Committee on Tax Exemptions.

### **Assembly Bill 535**

Relating to transferring mass transit funding from the transportation fund to the general fund.

By Representatives Conradt, Vanderperren, Robertson, Matty, Tregoning, Hopkins, Byers, Shabaz, Ellis, DeLong, Berndt, Schmidt, Young, Luckhardt, Merkt, Laatsch, Murray, Everson, Harer and Lewison, co-sponsored by Senators Kreul, Opitz, Krueger, Chilsen, Bidwell and Lasec.

To Joint Committee on Finance.

### **Assembly Bill 536**

Relating to regulation of secondhand goods dealers.

By Representatives Crawford, Kirby, Plous, Quackenbush, Leopold, Williams, Becker, Schmidt, Prosser, Gerlach, Jackamonis, Metz and Neubauer, co-sponsored by Senators Braun, Berger, Johnston, Goyke and Moody.

To committee on Commerce and Consumer Affairs.

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### **Assembly Bill 537**

Relating to patients compensation panels.

By Representatives Hauke, Andrea, Ulichny, Dorff, Behnke, Menos, Swoboda, Potter, Wood, Johnson, Tesmer and Thompson.

To committee on Judiciary.

### **Assembly Bill 538**

Relating to creditable service under the Wisconsin retirement fund for certain probationary employment periods.

By Representatives Conradt, Byers, McEssy, Matty, Bradley, Lewison and Rogers.

To Joint Survey Committee on Retirement Systems.

### **Assembly Bill 539**

Relating to a foreign person owning land, establishing reporting requirements, making an appropriation, granting rule-making authority and providing a penalty.

By Representatives Conradt, Byers, McEssy, Schmidt, Young, Luckhardt, Matty and Lewison.

To committee on Commerce and Consumer Affairs.

### **Assembly Bill 540**

Relating to authorizing designers of engineering systems to incorporate.

By committee on Commerce and Consumer Affairs, by request of Architects, Professional Engineers, Designers and Land Surveyors Examining Board.

To committee on Commerce and Consumer Affairs.

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## ADMINISTRATIVE RULES

Read and referred:

### **Assembly Clearinghouse Rule 81-81**

Relating to the plat review fee schedule.

Submitted by Department of Development.

To committee on Urban Affairs and Housing.

Referred on May 18, 1981.

### **Assembly Clearinghouse Rule 81-84**

Relating to worker's compensation insurance policies.

Submitted by Department of Industry, Labor and Human Relations.

To committee on Labor.

Referred on May 19, 1981.

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COMMITTEE REPORTS

The committee on Commerce and Consumer Affairs reports and recommends:

**Senate Bill 129**

Relating to changes in statutes regulating the take-over target companies.

Concurrence: Ayes: (7) Noes: (0)  
To calendar.

MIDGE MILLER  
Chairperson

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

**Assembly Bill 406**

Relating to an interstate corrections compact and making an appropriation.

Passage: Ayes: (11) Noes: (2)  
To calendar.

DAVID TRAVIS  
Chairperson

The committee on Excise and Fees reports and recommends:

**Assembly Bill 91**

Relating to authorizing brewers, bottlers and wholesalers of fermented malt beverages to furnish money or other things of value to private colleges and universities that hold a license for the retail sale of beer.

Adoption of assembly substitute amendment 1:  
Ayes: (10) Noes: (0)

Passage: Ayes: (8) Noes: (2)  
To committee on Rules.

**Assembly Bill 215**

Relating to restrictions applicable to the sale of alcoholic beverages at wholesale to university of Wisconsin system campuses.

Adoption of assembly amendment 1 to assembly substitute amendment 1: Ayes: (10) Noes: (0)

Adoption of assembly substitute amendment 1:  
Ayes: (10) Noes: (0)

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Passage: Ayes: (7) Noes: (3)  
To committee on Rules.

EUGENE DORFF  
Chairperson

The Joint Committee on Finance reports and recommends:

**Assembly Bill 36**

Relating to authorizing the department of natural resources to distribute free trees to schools for arbor day observance and increasing an appropriation.

Passage: Ayes: (11) Noes: (3)  
To committee on Rules.

JOHN NORQUIST  
Assembly Chairperson

The committee on Government Operations reports and recommends:

**Assembly Bill 298**

Relating to deferred compensation plans for public employes, granting rule-making authority and making an appropriation.

Adoption of assembly substitute amendment 1:  
Ayes: (6) Noes: (0)

Passage: Ayes: (5) Noes: (1)  
To Joint Committee on Finance.

**Assembly Bill 322**

Relating to public employe occupational safety and health and granting rule-making authority.

Adoption of assembly amendment 1:  
Ayes: (4) Noes: (2)

Adoption of assembly amendment 2:  
Ayes: (4) Noes: (2)

Passage: Ayes: (4) Noes: (2)  
To committee on Rules.

**Assembly Bill 373**

Relating to the procedure for legislative approval of state employe collective bargaining agreements.

Passage: Ayes: (6) Noes: (0)  
To committee on Rules.

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**Assembly Bill 374**

Relating to action by the joint committee on employment relations on position assignments to the executive salary groups.

Passage: Ayes: (5) Noes: (1)

To committee on Rules.

**Assembly Clearinghouse Rule 81-63**

Relating to residency requirements for classified state employees.

Objection: Ayes: (6) Noes: (0)

To Joint Committee for Review of Administrative Rules.

DAVID CLARENBACH

Chairperson

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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 concurred in:

**Assembly Joint Resolution 51**

Adopted and asks concurrence in:

**Senate Joint Resolution 26**

**Senate Joint Resolution 27**

Passed and asks concurrence in:

**Senate Bill 77**

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ACTION ON THE SENATE MESSAGE

**Senate Joint Resolution 26**

Relating to the life and public service of General of the Army, Douglas MacArthur.

By Senators Van Sistine, Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Engeleiter, Flynn, Frank, George, Goyke, Hanaway, Harnisch, Harsdorf, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Lorman, McCallum, Maurer, Moody, Offner, Opitz, Risser, Roshell, Strohl, Theno and Thompson.

To committee on Veterans and Military Affairs.

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**Senate Joint Resolution 27**

Calling on President Reagan and all members of Wisconsin's Congressional delegation to ensure that the state retains its "hold harmless" status for supplemental security income payments.

By Senators Cullen, Bablitch, Berger, Strohl, Flynn, Chilsen, Maurer, Roshell, George, Goyke, Krueger, Frank, Moody, Adelman, Thompson and Risser; co-sponsored by Representatives Loftus, Helbach, Johnson and D. Travis.

To committee on Rules.

**Senate Bill 77**

Relating to removing the requirements of U.S. citizenship and good moral character from certain employment and licensure statutes.

By Senator Braun; co-sponsored by Representative Norquist.

To committee on State Affairs.

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COMMUNICATIONS

The chief clerk reports the following proposal correctly enrolled:

**Assembly Joint Resolution 7**

Correctly enrolled.

DAVID KEDROWSKI  
Chief Clerk

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May 13, 1981

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

Dear Dave:

I am pleased to transmit to you the following reports to the 1981 Legislature on legislation introduced by the Legislative Council:

RL 81-10    Legislation Relating to Environmental Health  
                  (Assembly Bill 322)

RL 81-12    Legislation Relating to Privacy of Personal  
                  Records (Assembly Bill 403)

RL 81-14    Legislation Relating to Environmental Health

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(Assembly Bill 323)

RL 81-16    Legislation Relating to School Bus Laws  
(Assembly Bill 387)

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available, on request, in the Legislative Council offices, Room 147 North, State Capitol.

Thank you.

Sincerely,  
BONNIE REESE  
Executive Secretary

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Notice of Intent to Apply for Grants

Notice of Intent received from Apprenticeship Division, Department of Industry, Labor and Human Relations to apply for Federal Assistance for Reporting on Apprenticeship's Activities.

Comments due by May 20, 1981.

To committee on Labor.

Notice of Intent received from Wisconsin Council on Criminal Justice to apply for Federal Assistance for Cuba/Haitian Security and Safety Program.

Comments due by May 20, 1981.

To committee on Criminal Justice and Public Safety.

Notice of Intent received from Division of Planning and Budget, Department of Transportation to apply for Federal Assistance for State Rail Plan.

Comments due by June 1, 1981.

To committee on Transportation.

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State of Wisconsin  
Department of Natural Resources  
Madison

May 11, 1981

Honorable Edward G. Jackamonis  
Speaker of the Assembly  
Room 211 West, Capitol

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Honorable Fred Risser  
President of the Senate  
Room 235 South, Capitol

Gentlemen:

Re: Clearinghouse Rule No. 81-1  
Waste Load Allocations - Ch. NR 212, Wis. Adm. Code

On April 9, 1981 and April 28, 1981, Clearinghouse Rule No. 81-1 was transmitted to you for forwarding to the appropriate standing committees. During that same period, Department staff continued discussions with several industrial dischargers to reach an agreement regarding the appropriate value to be placed in proposed NR 212.60 (2)(e)(2), NR 212.60 (2)(f)(2) and NR 212.60 (2)(h)(2). As a result of those discussions, the Department wishes to notify the appropriate standing committees that the previous values of 102.3% and 117.3%, as currently stated in the above cited subsections of NR 212, should be replaced with the values of 119.3% and 131.8%, respectively.

Sincerely,  
C. D. BESADNY  
Secretary

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

The assembly stood recessed.

10:15 A.M.

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RECESS

10:50 A.M.

The assembly reconvened.

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CALENDAR OF TUESDAY, MAY 19, 1981

**Assembly Bill 295**

Relating to obtaining criminal identification data.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 295** be adopted?

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Motion carried.

The question was: Shall **Assembly Bill 295** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 295** be given a third reading. Granted.

The question was: **Assembly Bill 295** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Behnke, Berndt, Bradley, Byers, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, 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, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Young and Mr. Speaker -- 90.

Noes -- Becker, Broydrick, Clarenbach, Coggs, Fischer, Leopold, Thompson and Wood -- 8.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 295** be immediately messaged to the senate. Granted.

**Assembly Bill 87**

Relating to including as an authorized emergency vehicle privately owned vehicles used by paramedics or ambulance attendants.

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Representative Shabaz moved that **Assembly Bill 87** be referred to the Joint Committee on Finance.

The question was: Shall **Assembly Bill 87** be referred to the Joint Committee on Finance?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Becker, Berndt, Bradley, Byers, Clarenbach, Cogs, Conradt, Dilweg, Donoghue, Dorff, Ellis, Goodrich, Harer, Jaronitzky, Klicka, Ladwig, Larson, Lewison, Loftus, Luckhardt, McEssy, McEwen, Matty, Merkt, Miller, Munts, Murray, Nelsen, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Shabaz, Stitt, Thompson, Tuczynski, Williams and Young -- 44.

Noes -- Barczak, Behnke, Broydrick, Crawford, Czarnezki, DeLong, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Johnson, Kincaid, Kirby, Knox, Kunicki, Laatsch, Lee, Leopold, Looby, Medinger, Menos, Metz, Neubauer, Norquist, Otte, Panzer, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Travis, R., Tregoning, Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 53.

Absent or not voting -- Plewa -- 1.

Motion failed.

Representative Murray moved that **Assembly Bill 87** be referred to the committee on Criminal Justice and Public Safety.

The question was: Shall **Assembly Bill 87** be referred to the committee on Criminal Justice and Public Safety?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Becker, Berndt, Broydrick, Byers, Clarenbach, Conradt, Crawford, Dilweg, Donoghue, Dorff, Ellis, Fischer, Goodrich, Harer, Holschbach, Jaronitzky, Kirby, Klicka, Kunicki, Ladwig, Larson, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Metz, Miller, Munts, Murray, Nelsen, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson,

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Schmidt, Schneiders, Shabaz, Smith, Stitt, Thompson, Tuczynski, Williams and Young -- 51.

Noes -- Barczak, Behnke, Coggs, Czarnezki, DeLong, Duren, Everson, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Knox, Laatsch, Lee, Medinger, Menos, Merkt, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Swoboda, Tesmer, Travis, D., Travis, R., Tregoning, Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 45.

Absent or not voting -- Bradley and Kincaid -- 2.

Motion carried.

Representative Crawford asked unanimous consent to withdraw the point of order which he raised on assembly substitute amendment 1 to **Assembly Bill 112** on Tuesday, May 12. Granted.

### **Assembly Bill 112**

Relating to declaring agricultural uses not to be nuisances.

Representative Loftus asked unanimous consent that **Assembly Bill 112** be placed at the foot of the twelfth order of business on today's calendar. Granted.

### **Assembly Bill 341**

Relating to imposition of consecutive sentences.

The question was: Shall **Assembly Bill 341** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 341** be given a third reading. Granted.

The question was: **Assembly Bill 341** 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, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl,

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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 -- 98.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 341** be immediately messaged to the senate. Granted.

**Assembly Bill 236**

Relating to the first level of certification of department of revenue assessment personnel and to temporary certification of assessment personnel.

The question was: Shall **Assembly Bill 236** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 236** be given a third reading. Granted.

The question was: **Assembly Bill 236** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Barczak, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conrardt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson,

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Lee, Leopold, Lewison, Loftus, Looby, 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, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams and Young -- 93.

Noes -- Andrea, Dorff, Neubauer, Wood and Mr. Speaker -- 5.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 236** be immediately messaged to the senate. Granted.

**Assembly Bill 297**

Relating to illegal possession of prescription drugs with intent to manufacture or deliver and providing a penalty.

The question was: Shall **Assembly Bill 297** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 297** be given a third reading. Granted.

The question was: **Assembly Bill 297** 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, 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, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts,

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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 -- 98.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 297** be immediately messaged to the senate. Granted.

**Assembly Bill 198**

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

Assembly amendment 1 to assembly amendment 1 to **Assembly Bill 198** offered by Representatives Miller and Coggs.

The question was: Shall assembly amendment 1 to assembly amendment 1 to **Assembly Bill 198** be adopted?

Motion carried.

The question was: Shall assembly amendment 1 to **Assembly Bill 198** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 198** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 198** be given a third reading. Granted.

The question was: **Assembly Bill 198** 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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Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Johnson, Kincaid, Kirby, 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, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 94.

Noes -- Hopkins, Schneider and Travis, D. -- 3.

Absent or not voting -- Klicka -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 198** be immediately messaged to the senate. Granted.

**Assembly Bill 327**

Relating to school bus insurance.

The question was: Shall **Assembly Bill 327** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 327** be given a third reading. Granted.

The question was: **Assembly Bill 327** 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, 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,

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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 -- 98.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 327** be immediately messaged to the senate. Granted.

**Assembly Bill 112**

Relating to declaring agricultural uses not to be nuisances.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 112** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 112** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Behnke, Berndt, Bradley, Byers, Conratt, DeLong, Dilweg, Donoghue, Duren, Ellis, Everson, Fischer, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Merkt, Murray, Nelsen, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Wagner, Williams and Young -- 76.

Noes -- Becker, Broydrick, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Flintrop, Kirby, Kunicki, Lee, Leopold, Menos,

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Metz, Miller, Munts, Neubauer, Plous, Rutkowski, Wood and Mr. Speaker -- 21.

Absent or not voting -- Vanderperren -- 1.

Motion carried.

Representative Vanderperren 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 112** be given a third reading. Granted.

The question was: **Assembly Bill 112** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Conradt, Czarnezki, DeLong, Dilweg, Donoghue, Duren, Ellis, Everson, Fischer, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Merkt, Murray, Nelsen, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Vanderperren, Wagner, Williams and Young -- 79.

Noes -- Broydrick, Coggs, Crawford, Dorff, Flintrop, Kunicki, Lee, Leopold, Menos, Metz, Miller, Munts, Neubauer, Plous, Rutkowski, Tuczynski, Ulichny, Wood and Mr. Speaker -- 19.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 112** be immediately messaged to the senate. Granted.

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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 passed and asks concurrence in:

**Senate Bill 78**  
**Senate Bill 124**  
**Senate Bill 218**  
**Senate Bill 223**  
**Senate Bill 268**  
**Senate Bill 408**

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ACTION ON THE SENATE MESSAGE

**Senate Bill 78**

Relating to correcting errors and making minor substantive changes in various mining statutes.

By Legislative Council.

To committee on Environmental Resources.

**Senate Bill 124**

Relating to clarifying the permit and licensing requirement for contract motor carriers, correcting a reference to a section of the interstate commerce act which has been renumbered, waiver of fees of \$2 or less due under the international registration plan, exemption from state motor vehicle operator's license requirements for residents of certain foreign countries, the removal of an inaccurate reference, the renewal fee for an operator's license after discharge from the armed services, and removing a reference to a date in a section relating to reflectors at the entrance to a private road or driveway (suggested as remedial legislation by the department of transportation).

By Law Revision Committee, pursuant to section 13.83 (1)(c), Wis. Stats.

To committee on Highways.

**Senate Bill 218**

Relating to acceptance of certifications of disability by insurers.

By Senators Berger, Kreul, Cullen, Van Sistine, Thompson, Goyke, Flynn, Roshell, Moody and Kleczka; co-sponsored by Representatives Shoemaker, Coggs, Kincaid, Hasenohrl, Matty, Byers, Tregoning, Conradt, Menos, Schneider, Looby and D. Travis.

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To committee on Insurance, Cooperatives and Risk Management.

### **Senate Bill 223**

Relating to the definition of sexual contact.

By Senators Bablitch, Offner, Moody, Frank, Hanaway, Goyke, George and Risser; co-sponsored by Representatives Ulichny, Wagner, Loftus, Andrea, Flintrop, Leopold, D. Travis, Munts, Gerlach, Clarenbach, Metz, Nelsen, Jackamonis, Prosser, Plous, Donoghue, Tesmer, Thompson and Becker.

To committee on Criminal Justice and Public Safety.

### **Senate Bill 268**

Relating to the term of appointment of the adjutant general, the titles and tenure of the deputy and assistant adjutants general and creation of the positions of chief surgeon for army and chief surgeon for air.

By Senators Van Sistine, Goyke, Cullen, Chilsen, Kreul, Theno, McCallum, Krueger and Roshell; co-sponsored by Representatives Miller, Thompson, McEwen, R. Travis, Johnson, Kincaid and Vanderperren.

To committee on Veterans and Military Affairs.

### **Senate Bill 408**

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 Joint Committee on Finance.

To calendar.

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## LEGISLATIVE REFERENCE BUREAU CORRECTIONS

### **Assembly Joint Resolution 45**

1. Page 2, line 23: delete "(b)".
2. Page 2, line 25: substitute "than" for "then".

### **Assembly Bill 300**

1. Page 19, line 27: delete "does all of the following".
2. Page 36, line 27: substitute "a" for "the".
3. Page 36, line 28: substitute "car" for "cars".
4. Page 42, lines 6 and 28: substitute "permittee" for "permittee".
5. Page 43, line 16: substitute "permittee" for "permittee".
6. Page 70, line 12: substitute "permittee" for "permittee".

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7. Page 73, line 16: substitute "association" for "associations"; and "society" for "societies".
8. Page 73, line 26: substitute "the" for "this".
9. Page 84, line 22: substitute "permittee" for "permitee".
10. Page 85, line 1: substitute "permittee" for "permitee".
11. Page 95, line 13: delete "the".
12. Page 96, line 19: substitute "premises" for "premise".
13. Page 97, lines 19 and 24: substitute "of a" for "of the".
14. Page 103, line 17: after "as" insert "a beverage and is used or sold for use as".
15. Page 113, lines 24 and 25: delete ". Qualified" and substitute "qualified".

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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:

Ron Bonacci from Ashland, Ray Kyle from Cable, Jack Nelson from Mason, Dorothy Babineau from Red Cliff Tribal Council, Maurice Bressette from Red Cliff Tribal Council and Kay Lammer from Hurley, guests of Representative Jaronitzky.

Students from Winnebago Lutheran Academy in Fond du Lac, guests of Representative McEssy.

Students from Middleton Christian School, guests of Representative Miller.

Joseph and Dorothy LaCapro from Medford, guests of Representative Larson.

Matilda Zukowski from Gilman, guest of Representative Larson.

Thaymer Diamond and Mary Minano from Hayward, guests of Representative Smith.

Father David Malsch from Superior, guest of Representative Murray.

Students from Stockbridge High School, guests of Representative Hephner.

Louis and Ann Merz from Milwaukee, guests of Representative Broydrick.

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Marian Ziesmer from Omro, guest of Representative Bradley.

Students from Gibraltar High School in Fish Creek, guests of Representative Swoboda.

Roger Schumacher from Madison and Vivian Schumacher and Sandra Brown from Eugene, Oregon, guests of Representative Everson.

Sixth and seventh grade students from Saint Stephen Lutheran School in Beaver Dam accompanied by teacher Mr. Pingel, guests of Representative Radtke.

Dave Rhode from Kewaskum, guest of Representative Hephner.

Marge Dodge from Lake Nebagamon and Mae Johnson from Rockmont, guests of Representative Murray.

Egon and Maria Fleschner from Milwaukee, guests of Representative Plewa.

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

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

11:40 A.M.