

JOURNAL OF THE ASSEMBLY [June 2, 1981]

STATE OF WISCONSIN

# Assembly Journal

Eighty-Fifth Regular Session

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TUESDAY, June 2, 1981.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Representative Becker.

Representative Merkt 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, 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, 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 -- 96.

Absent -- Klicka -- 1.

Absent with leave -- Barczak -- 1.

Vacancies -- 47th District -- 1.

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AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 16** offered by Representative Leopold.

Assembly amendment 1 to **Assembly Bill 300** offered by committee on Excise and Fees.

Assembly amendment 2 to **Assembly Bill 300** offered by committee on Excise and Fees.

Assembly amendment 3 to **Assembly Bill 300** offered by committee on Excise and Fees.

Assembly amendment 1 to **Assembly Bill 309** offered by Representative Andrea.

Assembly substitute amendment 1 to **Assembly Bill 369** offered by Representatives Leopold and Schneiders.

Assembly amendment 1 to **Assembly Bill 461** offered by Representative Ellis.

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INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

**Assembly Bill 571**

Relating to the number of jurors comprising a jury.

By Representatives Robinson, Hasenohrl, Stitt, Becker, Schmidt, Plewa, Crawford, Potter and McEwen, co-sponsored by Senator Chilsen.

To committee on Judiciary.

**Assembly Bill 572**

Relating to fees for an operating license for a solid waste site or facility.

By Representatives Robertson, Porter, Quackenbush, Laatsch, Hopkins, Berndt, Matty, Schmidt, Schneiders, Radtke, Lewison and Conradt.

To committee on Environmental Resources.

**Assembly Bill 573**

Relating to assessment for private sewage system maintenance.

## JOURNAL OF THE ASSEMBLY [June 2, 1981]

By Representatives Munts, Rooney and McEwen, co-sponsored by Senators Maurer and Thompson.

To committee on Environmental Resources.

### **Assembly Bill 574**

Relating to restitution to merchant at retail value.

By Representatives Metz, Smith, Jackamonis, Shoemaker, Kincaid, Duren, Young, Crawford, Radtke, McEwen, Knox, Flintrop, Luckhardt, Plous, Ulichny, Kirby and Becker, co-sponsored by Senators Offner, Johnston and Lorman.

To committee on Criminal Justice and Public Safety.

### **Assembly Bill 575**

Relating to improper termination of private sector employes and making an appropriation.

By Representative Lee, by request of Phillip S. Fera.

To committee on Labor.

### **Assembly Bill 576**

Relating to mudguards on dump trucks and providing a penalty.

By Representatives Dilweg, Donoghue and Prosser.

To committee on Transportation.

### **Assembly Bill 577**

Relating to eliminating the income tax deduction for any medical expenses related to abortion.

By Representatives Czarnecki, Norquist, Kunicki, Holschbach, Medinger and Becker.

To Joint Survey Committee on Tax Exemptions.

### **Assembly Bill 578**

Relating to unclassified appointments by the county executive in populous counties.

By Representative Broydrick.

To committee on Urban Affairs and Housing.

### **Assembly Bill 579**

Relating to requalification for unemployment compensation benefits after failure to accept suitable work.

By Representatives Goodrich, Thompson, Hopkins, Robertson, Harer, Klicka, R. Travis, Lewison, Quackenbush, Conradt, Flintrop, Dilweg, Luckhardt, DeLong and Matty, co-sponsored by Senator Johnston.

To committee on Labor.

## JOURNAL OF THE ASSEMBLY [June 2, 1981]

### **Assembly Bill 580**

Relating to requalification for unemployment compensation benefits after voluntary termination of employment.

By Representatives Goodrich, Thompson, Hopkins, Harer, Klicka, Quackenbush, Flintrop, Luckhardt, DeLong and Matty, co-sponsored by Senator Johnston.

To committee on Labor.

### **Assembly Bill 581**

Relating to notification of proposed town highway changes.

By Representatives Goodrich, Thompson, Everson and Luckhardt.

To committee on Environmental Resources.

### **Assembly Bill 582**

Relating to reimbursing ambulance service providers for highway rescue calls and making an appropriation.

By Representatives Vanderperren, Swoboda, Conradt and Menos, co-sponsored by Senator Van Sistine.

To committee on Highways.

### **Assembly Bill 583**

Relating to compulsory motor vehicle insurance, granting rule-making authority and providing a penalty.

By Representatives Wood, Fischer, Flintrop, Norquist, Ladwig, Goodrich, Porter, Neubauer, Andrea, Plewa, Gerlach, Metz, Laatsch, Donoghue, Schmidt, Young, Duren and DeLong, co-sponsored by Senators Berger, Strohl and Lorge.

To committee on Insurance, Cooperatives and Risk Management.

### **Assembly Bill 584**

Relating to miscellaneous town mutual insurance law changes.

By Representatives Shoemaker, Berndt and Harer, co-sponsored by Senators Roshell and Harsdorf.

To committee on Insurance, Cooperatives and Risk Management.

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## ADMINISTRATIVE RULES

Read and referred:

### **Assembly Clearinghouse Rule 80-217**

Relating to the payments to a beneficiary upon the death of a disability annuitant.

JOURNAL OF THE ASSEMBLY [June 2, 1981]

Submitted by Department of Employe Trust Funds.  
To committee on Government Operations.  
Referred on May 29, 1981.

**Assembly Clearinghouse Rule 80-230**

Relating to approval of new sewage treatment facilities.  
Submitted by Department of Natural Resources.  
To committee on Environmental Resources.  
Referred on June 2, 1981.

**Assembly Clearinghouse Rule 80-231**

Relating to areawide water quality management plans.  
Submitted by Department of Natural Resources.  
To committee on Environmental Resources.  
Referred on June 2, 1981.

**Assembly Clearinghouse Rule 81-18**

Relating to permission to snag trout and salmon only in the streams tributary to Lake Michigan upstream to the first dam.  
Submitted by Department of Natural Resources.  
To committee on Tourism and Recreation.  
Referred on May 29, 1981.

**Assembly Clearinghouse Rule 81-59**

Relating to registration, certification and conduct.  
Submitted by Department of Regulation and Licensing.  
To committee on Commerce and Consumer Affairs.  
Referred on June 1, 1981.

**Assembly Clearinghouse Rule 81-64**

Relating to the prima facie credit life insurance premium rate standards.  
Submitted by Office of the Commissioner of Insurance.  
To committee on Insurance, Cooperatives and Risk Management.  
Referred on May 29, 1981.

**Assembly Clearinghouse Rule 81-75**

Relating to the Wisconsin drug formulary.  
Submitted by Department of Health and Social Services.  
To committee on Health and Human Services.  
Referred on May 29, 1981.

**Assembly Clearinghouse Rule 81-78**

Relating to additional authorized investments of insurers.  
Submitted by Office of the Commissioner of Insurance.

## JOURNAL OF THE ASSEMBLY [June 2, 1981]

To committee on Insurance, Cooperatives and Risk Management.

Referred on May 29, 1981.

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### COMMITTEE REPORTS

The committee on Elections reports and recommends:

#### **Assembly Bill 346**

Relating to the number of signatures required on nomination papers for party committeeman or committeewoman.

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

To committee on Rules.

**BILL BROYDRICK**

Chairperson

The Joint Committee on Finance reports and recommends:

#### **Assembly Bill 66**

Relating to state finances and appropriations, constituting the executive budget bill of the 1981 legislature, and making appropriations.

Introduction and adoption of assembly substitute amendment 1:

Ayes: (10) Noes: (3)

Passage: Ayes: (10) Noes: (3)

To calendar.

**JOHN NORQUIST**

Assembly Chairperson

The committee on Highways reports and recommends:

#### **Assembly Bill 224**

Relating to the definition and use of a farm trailer.

Passage: Ayes: (11) Noes: (0)

To Joint Committee on Finance.

#### **Assembly Bill 257**

Relating to permitting certain vehicles to be registered on a monthly basis.

Passage: Ayes: (11) Noes: (0)

To Joint Committee on Finance.

JOURNAL OF THE ASSEMBLY [June 2, 1981]

**Assembly Bill 265**

Relating to credit received upon registration of a replacement motor truck at 6,000 pounds or less.

Passage: Ayes: (11) Noes: (0)

To Joint Committee on Finance.

**Assembly Bill 421**

Relating to demerit points for traffic convictions.

Without recommendation

To calendar.

CLETUS VANDERPERREN

Chairperson

The committee on State-Federal Relations reports and recommends:

**Assembly Resolution 13**

Relating to urging congress to terminate United States military and financial assistance to the current government of El Salvador.

Adoption of assembly amendment 1:

Ayes: (5) Noes: (0)

Adoption: Ayes: (4) Noes: (1)

To calendar.

JOANNE DUREN

Chairperson

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GOVERNOR'S VETO MESSAGE

May 28, 1981

To the Honorable Members of the Assembly:

I have vetoed **Assembly Bill 320** because the binding arbitration law is unacceptable to me without a sunset provision.

I have repeatedly stated my support for extension of the binding arbitration law. It has reduced strikes. However, there are those who argue that it has also created fiscal burdens and undercut local accountability. Somehow, we must balance the public policy of providing municipal and educational services without the interruptions that disrupt lives and communities with the public policy of insuring local control of school and municipal budgets and

JOURNAL OF THE ASSEMBLY [June 2, 1981]

the level of property taxation. We must balance the mechanism to eliminate public employe strikes with the mechanism to assure accountability for local tax levies. I am not convinced we can do that adequately yet.

The next few years will bear little resemblance to the past as massive economic change takes place as a result of the deep national recession and double digit inflation. Reductions in federal and state programs and aids will strongly impact on school and municipal budgets. I believe we need the experience of seeing this law operate under these different economic and fiscal conditions in order to review its full effectiveness and impact. A sunset provision provides the opportunity for periodic reevaluation.

Those who support binding arbitration have little to fear from a new sunset. Already opponents to original enactment in both parties have become supporters after seeing how the concept works in practice. If, in the difficult times we now face, the experience continues as it has, there will be no controversy in the future about continuing the law. If a few years more experience suggests the need for modification or change, we should not be afraid to look at it. A sunset offers that automatic option.

The issue can be resolved simply and quickly. I will sign legislation which continues the substance of the current law and which contains a responsible sunset provision. Proposals which accomplish this have already been introduced. I urge you to send me such a bill promptly.

Respectfully submitted,  
LEE SHERMAN DREYFUS  
Governor

To committee on Rules.

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

The assembly stood recessed.

10:20 A.M.

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RECESS

The assembly reconvened.

10:55 A.M.



JOURNAL OF THE ASSEMBLY [June 2, 1981]

LEAVES OF ABSENCE

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

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CALENDAR OF TUESDAY, JUNE 2, 1981

**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.

Assembly amendment 1 to **Senate Joint Resolution 27** offered by Representative Shabaz.

Representative Loftus moved rejection of assembly amendment 1 to **Senate Joint Resolution 27**.

The question was: Shall assembly amendment 1 to **Senate Joint Resolution 27** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Behnke, Broydrick, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, 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, Wagner, Williams, Wood and Mr. Speaker -  
- 55.

Noes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Fischer, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Shabaz, Stitt, Thompson, Travis, R., Tregoning, Vanderperren and Young -- 42.

Absent or not voting -- Barczak -- 1.

Motion carried.

JOURNAL OF THE ASSEMBLY [June 2, 1981]

Assembly amendment 2 to **Senate Joint Resolution 27** offered by Representative Shabaz.

The question was: Shall assembly amendment 2 to **Senate Joint Resolution 27** be adopted?

Motion carried.

The question was: Shall **Senate Joint Resolution 27** be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Behnke, Broydrick, Byers, Clarenbach, Coggs, Crawford, Czarnecki, Dilweg, Donoghue, Dorff, Duren, Everson, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, McEssy, McEwen, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Otte, Panzer, Plewa, Plous, Porter, Potter, Roberts, Robinson, Rooney, Rutkowski, Schmidt, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 66.

Noes -- Alberts, Berndt, Bradley, Conradt, DeLong, Ellis, Fischer, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Luckhardt, Matty, Merkt, Norquist, Paulson, Prosser, Quackenbush, Radtke, Robertson, Rogers, Schneider, Schneiders, Shabaz, Stitt, Thompson, Travis, R., Tregoning and Young -- 31.

Absent or not voting -- Barczak -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 27** be immediately messaged to the senate.

Representative Schneider objected.

Representative Loftus moved that the rules be suspended and that **Senate Joint Resolution 27** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Senate Joint Resolution 27** be immediately messaged to the senate?

The roll was taken.

The result follows:

JOURNAL OF THE ASSEMBLY [June 2, 1981]

Ayes -- Andrea, Becker, Behnke, Broydrick, Byers, Clarenbach, Cogs, Crawford, Czarnecki, Donoghue, Dorff, Duren, Everson, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Larson, Lee, Leopold, Loftus, Looby, McEwen, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rooney, Rutkowski, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 57.

Noes -- Alberts, Berndt, Bradley, Conradt, DeLong, Dilweg, Ellis, Fischer, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Lewison, Luckhardt, McEssy, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Schmidt, Schneider, Schneiders, Shabaz, Stitt, Thompson, Travis, R., Tregoning, Tuczynski and Young -- 40.

Absent or not voting -- Barczak -- 1.

Motion failed.

Representative Loftus moved reconsideration of the vote by which **Senate Joint Resolution 27** was concurred in. Entered.

**Assembly Bill 405**

Relating to the deadline for pretrial discovery in traffic cases.

The question was: Shall **Assembly Bill 405** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 405** be given a third reading. Granted.

The question was: **Assembly Bill 405** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

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

JOURNAL OF THE ASSEMBLY [June 2, 1981]

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, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 95.

Noes -- Prosser and Travis, R. -- 2.

Absent or not voting -- Barczak -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 405** be immediately messaged to the senate. Granted.

**Assembly Bill 345**

Relating to requests by assessors to view property.

The question was: Shall **Assembly Bill 345** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 345** be given a third reading. Granted.

The question was: **Assembly Bill 345** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, 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,

JOURNAL OF THE ASSEMBLY [June 2, 1981]

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 -- 96.

Noes -- Robertson -- 1.

Absent or not voting -- Barczak -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 345** be immediately messaged to the senate. Granted.

**Assembly Bill 324**

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

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 324** offered by Representative Donoghue.

Assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 324** offered by Representative Donoghue.

The question was: Shall assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 324** be adopted?

Motion carried.

Representative Leopold moved rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 324**.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 324** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Behnke, Broydrick, Clarenbach, Conradt, Crawford, Czarnecki, Dorff, Duren, Ellis, Fischer, Flintrop, Gerlach, Goodrich, Hauke, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Ladwig, Lee, Leopold, Loftus, Looby, Medinger, Metz, Miller, Munts, Neubauer, Norquist, Otte, Panzer, Plewa, Potter, Prosser, Radtke, Roberts, Robertson, Robinson, Rooney, Rutkowski, Schneider, Schneiders, Shoemaker, Smith,

JOURNAL OF THE ASSEMBLY [June 2, 1981]

Stitt, Travis, D., Tregoning, Tuczynski, Wagner, Williams and Wood -- 55.

Noes -- Becker, Berndt, Bradley, Byers, Coggs, DeLong, Dilweg, Donoghue, Everson, Harer, Hasenohrl, Helbach, Hephner, Hopkins, Jaronitzky, Klicka, Laatsch, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Murray, Nelsen, Paulson, Plous, Porter, Quackenbush, Rogers, Schmidt, Shabaz, Swoboda, Tesmer, Thompson, Travis, R., Ulichny, Vanderperren, Young and Mr. Speaker -- 42.

Absent or not voting -- Barczak -- 1.

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 324** offered by Representative Becker.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 324** be adopted?

Motion carried.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 324** offered by Representative Hopkins.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 324** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 324** be adopted?

Motion carried.

Representative Shabaz moved that **Assembly Bill 324** be referred to the committee on Revenue.

The question was: Shall **Assembly Bill 324** be referred to the committee on Revenue?

The roll was taken.

The result follows:

Ayes -- Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Flintrop, Goodrich, Harer, Hasenohrl, Helbach, Hephner, Hopkins, Jaronitzky, Klicka, Laatsch, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Murray, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson,

JOURNAL OF THE ASSEMBLY [June 2, 1981]

Rogers, Schmidt, Schneider, Schneiders, Shabaz, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Wagner and Young -- 45.

Noes -- Alberts, Andrea, Becker, Behnke, Broydrick, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Gerlach, Hauke, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Ladwig, Larson, Lee, Leopold, Loftus, Looby, Medinger, Metz, Miller, Munts, Nelsen, Neubauer, Norquist, Otte, Plous, Potter, Roberts, Robinson, Rooney, Rutkowski, Shoemaker, Smith, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Williams, Wood and Mr. Speaker -- 51.

Absent or not voting -- Barczak and Plewa -- 2.

Motion failed.

Representative Hopkins moved that **Assembly Bill 324** be referred to the committee on Local Affairs.

The question was: Shall **Assembly Bill 324** be referred to the committee on Local Affairs?

The roll was taken.

The result follows:

Ayes -- Behnke, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hasenohrl, Helbach, Hephner, Hopkins, Jaronitzky, Klicka, Laatsch, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Murray, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Schmidt, Schneider, Schneiders, Shabaz, Swoboda, Thompson, Travis, R., Tregoning, Vanderperren and Young -- 45.

Noes -- Alberts, Andrea, Becker, Broydrick, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hauke, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Ladwig, Lee, Leopold, Loftus, Looby, Medinger, Metz, Munts, Nelsen, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rooney, Rutkowski, Shoemaker, Smith, Stitt, Tesmer, Travis, D., Tuczynski, Ulichny, Wagner, Williams, Wood and Mr. Speaker -- 51.

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

Motion failed.

Representative Miller asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

JOURNAL OF THE ASSEMBLY [June 2, 1981]

Representative Shabaz moved that **Assembly Bill 324** be laid on the table.

The question was: Shall **Assembly Bill 324** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Behnke, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Helbach, Hephner, Hopkins, Jaronitzky, Klicka, Laatsch, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Murray, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Schmidt, Schneider, Schneiders, Shabaz, Swoboda, Thompson, Travis, R., Tregoning and Young -- 41.

Noes -- Alberts, Andrea, Becker, Broydrick, Clarenbach, Cogs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Ladwig, Lee, Leopold, Loftus, Looby, Medinger, Menos, Metz, Miller, Munts, Nelsen, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Potter, Roberts, Robinson, Rooney, Rutkowski, Shoemaker, Stitt, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker - - 55.

Absent or not voting -- Barczak and Smith -- 2.

Motion failed.

Representative Smith asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

The question was: Shall **Assembly Bill 324** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Becker, Behnke, Broydrick, Clarenbach, Cogs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hauke, Holschbach, Johnson, Kirby, Knox, Kunicki, Ladwig, Lee, Leopold, Loftus, Looby, Medinger, Menos, Metz, Miller, Munts, Nelsen, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Potter, Roberts, Robinson, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Travis, D.,



JOURNAL OF THE ASSEMBLY [June 2, 1981]

Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 58.

Noes -- Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hasenohrl, Helbach, Hephner, Hopkins, Jaronitzky, Kincaid, Klicka, Laatsch, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Murray, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Schmidt, Schneiders, Shabaz, Thompson, Travis, R. and Young -- 39.

Absent or not voting -- Barczak -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 324** be given a third reading.

Representative R. Travis objected.

Representative Loftus moved that the rules be suspended and that **Assembly Bill 324** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 324** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Becker, Behnke, Broydrick, Clarenbach, Cogg, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hauke, Helbach, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Ladwig, Lee, Leopold, Loftus, Looby, Medinger, Menos, Metz, Miller, Munts, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 56.

Noes -- Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hasenohrl, Hephner, Hopkins, Jaronitzky, Klicka, Laatsch, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Murray, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Schmidt, Schneiders, Shabaz, Stitt, Thompson, Travis, R., Tregoning and Young -- 41.

Absent or not voting -- Barczak -- 1.

Motion failed.

## JOURNAL OF THE ASSEMBLY [June 2, 1981]

Representative Loftus moved reconsideration of the vote by which **Assembly Bill 324** was ordered to a third reading. Entered.

### **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.

The question was: Shall **Assembly Bill 36** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Metz, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Radtke, Roberts, Robertson, Robinson, Rogers, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 87.

Noes -- Gerlach, Laatsch, Looby, Merkt, Quackenbush, Rooney, Shabaz, Tesmer and Travis, D. -- 9.

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

Motion carried.

Representative Miller 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 36** be given a third reading. Granted.

The question was: **Assembly Bill 36** having been read three times, shall the bill pass?

JOURNAL OF THE ASSEMBLY [June 2, 1981]

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, 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, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Radtke, Roberts, Robertson, Robinson, Rogers, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 89.

Noes -- Gerlach, Looby, Norquist, Quackenbush, Rooney, Shabaz, Tesmer and Travis, D. -- 8.

Absent or not voting -- Barczak -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 36** be immediately messaged to the senate. Granted.

### **Senate Bill 1**

Relating to eliminating the budget review process.

The question was: Shall **Senate Bill 1** be ordered to a third reading?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 1** be given a third reading. Granted.

The question was: **Senate Bill 1** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Conradt, Crawford, Czarnezki, DeLong, Dilweg,

## JOURNAL OF THE ASSEMBLY [June 2, 1981]

Donoghue, Dorff, Everson, Fischer, 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, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rooney, Rutkowski, Schmidt, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 86.

Noes -- Broydrick, Coggs, Duren, Ellis, Flintrop, Leopold, Medinger, Plewa, Rogers, Schneider and Ulichny -- 11.

Absent or not voting -- Barczak -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 1** be immediately messaged to the senate. Granted.

Representative Kincaid asked unanimous consent that the assembly adjourn in memory of Mr. Leo J. Pesch, Sr., publisher and editor of the *Peshtigo Times* for the past 50 years, who died this morning. Granted.

Representative Neubauer asked unanimous consent to be made a co-author of **Assembly Bill 488**. Granted.

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### LEGISLATIVE REFERENCE BUREAU CORRECTIONS

#### **Assembly Bill 185**

Page 2, line 12: substitute "118.23" for "118.123".

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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:

Sixth grade students from Williams Bay School accompanied by Mrs. Bernier and Mr. Lloyd, guests of Representative Porter.

JOURNAL OF THE ASSEMBLY [June 2, 1981]

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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.

12:25 P.M.