

JOURNAL OF THE ASSEMBLY [January 21, 1982]

STATE OF WISCONSIN

Assembly Journal

Eighty-Fifth Regular Session

THURSDAY, January 21, 1982.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Karen Millner-Adams of First United Methodist Church, 203 Wisconsin Avenue, Madison.

Representative Knox 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, Byers, Clarenbach, Coggs, Conradt, Crawford, 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, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 94.

Absent -- None.

Absent with leave -- Bradley, Hopkins and Nelsen -- 3.

Vacancies -- 47th District and 83rd District -- 2.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 162** offered by committee on Local Affairs.

Assembly substitute amendment 1 to **Assembly Bill 210** offered by committee on Local Affairs.

Assembly substitute amendment 1 to **Assembly Bill 728** offered by committee on Education.

Assembly amendment 1 to **Assembly Bill 729** offered by Representatives Gerlach and Vanderperren.

Assembly amendment 1 to **Assembly Bill 770** offered by committee on Local Affairs.

Assembly amendment 3 to **Assembly Bill 825** offered by Representatives Prosser, Becker and Donoghue.

Assembly amendment 1 to **Assembly Bill 880** offered by Representative Prosser.

Assembly substitute amendment 1 to **Senate Bill 683** offered by Representatives Ellis and Prosser.

Assembly substitute amendment 2 to **Senate Bill 683** offered by Representative D. Travis.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 991

Relating to designating interstate highway 90 as the Amvets highway.

By Representatives Schneider, Gerlach, Menos, Hasenohrl, Helbach, Tesmer, McEwen, Matty, Robinson, Plewa, Vanderperren and Murray, co-sponsored by Senators Van Sistine, Risser, Harnisch, Goyke, Thompson and Bidwell.

To committee on Veterans and Military Affairs.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 81-215

Relating to confidentiality of vocational rehabilitation client records, confidentiality of personal facts obtained in health program administration, certification of clinical and milk/water laboratories, definition of fetal death, maintenance and operation of public swimming pools, public health protection in recreational and educational camps, public health protection in hotels and other lodgings for tourists and transients and certification of public health nurses.

Submitted by Department of Health and Social Services.

To committee on Health and Human Services.

Referred on January 21, 1982.

Assembly Clearinghouse Rule 81-229

Relating to corporation and partnership licensure and intermediary-broker marketing and licensure.

Submitted by Office of the Commissioner of Insurance.

To committee on Insurance, Cooperatives and Risk Management.

Referred on January 21, 1982.

COMMITTEE REPORTS

The committee on Education reports and recommends:

Assembly Bill 727

Relating to the modification of provisions pertaining to renewal of teacher contracts and teacher tenure by collective bargaining agreements.

Adoption of assembly substitute amendment 1:

Ayes: (12) Noes: (1)

Passage: Ayes: (7) Noes: (6)

To committee on Rules.

Assembly Bill 813

Relating to creating an exception to the confidentiality of pupil records for directory data.

Adoption of assembly amendment 1:

Ayes: (13) Noes: (0)

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Passage: Ayes: (13) Noes: (0)
To committee on Rules.

RICHARD FLINTROP
Chairperson

The Joint Committee on Finance reports and recommends:

Assembly Bill 71

Relating to increasing the number of bingo occasions an organization may conduct, raising the limit on the amount which may be awarded as a prize in certain circumstances and miscellaneous other changes in laws regulating bingo games.

Adoption of assembly amendment 1:
Ayes: (12) Noes: (2)

Adoption of assembly amendment 2:
Ayes: (8) Noes: (5)

Without recommendation (Assembly Rule 19)
To committee on Rules.

Assembly Bill 141

Relating to nonresident alien and business ownership of land, creating reporting requirements and creating and clarifying penalties.

Adoption of assembly amendment 1 to assembly substitute amendment 1: Ayes: (11) Noes: (2)

Adoption of assembly substitute amendment 1:
Ayes: (13) Noes: (0)

Passage: Ayes: (10) Noes: (3)
To committee on Rules.

Assembly Bill 323

Relating to creating an occupational disease surveillance system.

Adoption of assembly amendment 1 to assembly substitute amendment 1: Ayes: (9) Noes: (4)

Adoption of assembly substitute amendment 1:
Ayes: (11) Noes: (2)

Passage: Ayes: (10) Noes: (3)
To committee on Rules.

JOHN NORQUIST
Assembly Chairperson

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The committee on Health and Human Services reports and recommends:

Assembly Bill 365

Relating to membership of bodies that set hospital rates.

Adoption of assembly substitute amendment 1:

Ayes: (13) Noes: (1)

Passage: Ayes: (12) Noes: (2)

To committee on Rules.

DISMAS BECKER
Chairperson

The committee on Revenue reports and recommends:

Assembly Bill 657

Relating to taxation of mobile homes.

Adoption of assembly substitute amendment 2:

Ayes: (6) Noes: (1)

Passage: Ayes: (6) Noes: (1)

To Joint Committee on Finance.

MARLIN SCHNEIDER
Chairperson

COMMUNICATIONS

January 21, 1982

Speaker Ed Jackamonis
State Capitol - 211 West
Madison, WI 53702

Dear Ed:

This is to inform you that effective immediately, I am resigning from the Assembly Judiciary Committee.

To fill the vacancy created by my resignation, I hereby request that Representative Donald Stitt be appointed to that Committee.

Thank you for your attention to this notice.

Very truly yours,
TOMMY THOMPSON
Republican Floor Leader

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SPEAKER'S APPOINTMENTS

January 21, 1982

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

Dear Dave:

On the recommendation of Representative Tommy Thompson, I have, as of this date, appointed Representative Donald Stitt to the Assembly Committee on Judiciary to replace Representative Thompson, who has resigned from the Committee.

ED JACKAMONIS
Speaker

January 21, 1982

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

Dear Dave:

I have, as of this date, appointed Representative Tom Meaux to the Assembly Committees on Consumer and Commercial Credit; Local Affairs; and Labor.

ED JACKAMONIS
Speaker

LEAVES OF ABSENCE

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

Representative DeLong asked unanimous consent for a leave of absence for today's session for Representatives Bradley, Hopkins and Nelsen. Granted.

Representative Loftus asked unanimous consent that the assembly stand recessed until 2:30 P.M. Granted.

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The assembly stood recessed.

10:40 A.M.

RECESS

2:55 P.M.

The assembly reconvened.

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

The assembly stood recessed.

3:00 P.M.

RECESS

5:15 P.M.

The assembly reconvened.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 683** be withdrawn from the committee on Reapportionment and taken up at this time.

Representative Thompson objected.

Representative Loftus moved that the rules be suspended and that **Senate Bill 683** be withdrawn from the committee on Reapportionment and taken up at this time.

Representative Thompson asked unanimous consent that the assembly stand recessed for five minutes. Granted.

The assembly stood recessed.

5:25 P.M.

RECESS

6:00 P.M.

The assembly reconvened.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 683** be withdrawn from the committee on Reapportionment and placed on the calendar. Granted.

Senate Bill 683

Relating to congressional districts.

Assembly amendment 1 to assembly substitute amendment 2 to **Senate Bill 683** offered by Representatives Hephner, Potter, Otte, Jackamonis, Vanderperren, Rogers, Norquist, Fischer, Swoboda, Loftus, Flintrop, Robinson, Schneider, Hasenohrl and Metz.

Representative Goodrich moved rejection of assembly amendment 1 to assembly substitute amendment 2 to **Senate Bill 683**.

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to **Senate Bill 683** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Barczak, Berndt, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Hauke, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 38.

Noes -- Andrea, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Helbach, Hephner, Holschbach, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -
- 55.

Absent or not voting -- Bradley, Hopkins, Johnson and Nelsen --
4.

Motion failed.

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to **Senate Bill 683** be adopted?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 57.

Noes -- Alberts, Berndt, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 36.

Absent or not voting -- Bradley, Hopkins, Johnson and Nelsen -- 4.

Motion carried.

Assembly amendment 2 to assembly substitute amendment 2 to **Senate Bill 683** offered by Representatives Rogers, Hauke, Barczak, Dorff, Tesmer, Tuczynski and Menos.

Representative Loftus moved rejection of assembly amendment 2 to assembly substitute amendment 2 to **Senate Bill 683**.

The question was: Shall assembly amendment 2 to assembly substitute amendment 2 to **Senate Bill 683** be rejected?

The roll was taken.

The result follows:

Ayes -- Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Holschbach, Kirby, Kunicki, Lee, Leopold, Loftus, Meaux, Medinger, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Travis, D., Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker - - 47.

Noes -- Alberts, Andrea, Barczak, Berndt, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Ellis, Goodrich, Harer, Hauke, Jaronitzky, Kincaid, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Looby, Luckhardt, McEssy, McEwen, Matty, Menos,

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Merkt, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Schmidt, Schneiders, Stitt, Tesmer, Thompson, Travis, R., Tregoning, Tuczynski and Young -- 46.

Absent or not voting -- Bradley, Hopkins, Johnson and Nelsen -- 4.

Motion carried.

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

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

Assembly amendment 3 to assembly substitute amendment 2 to **Senate Bill 683** offered by Representative Radtke.

Representative Loftus moved rejection of assembly amendment 3 to assembly substitute amendment 2 to **Senate Bill 683**.

The question was: Shall assembly amendment 3 to assembly substitute amendment 2 to **Senate Bill 683** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Holschbach, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 53.

Noes -- Alberts, Barczak, Berndt, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Everson, Goodrich, Harer, Hauke, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 40.

Absent or not voting -- Bradley, Hopkins, Johnson and Nelsen -- 4.

Motion carried.

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Representative Hauke moved that **Senate Bill 683** be laid on the table.

CALL OF THE ASSEMBLY

Representative Hauke requested a call of the assembly. There were sufficient seconds.

The sergeant-at-arms was directed to close the doors and the chief clerk to call the roll.

The chief clerk called the roll.

Members absent with leave - Bradley, Hopkins, Johnson and Nelsen.

Members absent without leave - Ellis, Klicka, Looby, McEssy and Matty.

Representative Loftus asked unanimous consent that the call of the assembly be lifted. Granted.

The question was: Shall **Senate Bill 683** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Berndt, Byers, Conradt, Dilweg, Donoghue, Goodrich, Harer, Hauke, Jaronitzky, Knox, Laatsch, Ladwig, Larson, Leopold, Lewison, Luckhardt, Menos, Merkt, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning, Tuczynski and Young -- 36.

Noes -- Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, DeLong, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Holschbach, Kincaid, Kirby, Kunicki, Lee, Loftus, Looby, McEwen, Meaux, Medinger, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 52.

Absent or not voting -- Bradley, Ellis, Hopkins, Johnson, Klicka, McEssy, Matty, Nelsen and Robinson -- 9.

Motion failed.

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The question was: Shall assembly substitute amendment 2 to **Senate Bill 683** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Holschbach, Kincaid, Kirby, Kunicki, Lee, Loftus, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker - - 54.

Noes -- Alberts, Berndt, Byers, Conradt, DeLong, Dilweg, Donoghue, Goodrich, Harer, Hauke, Jaronitzky, Knox, Laatsch, Ladwig, Larson, Leopold, Lewison, Luckhardt, McEwen, Merkt, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 34.

Absent or not voting -- Bradley, Ellis, Hopkins, Johnson, Klicka, Looby, McEssy, Matty and Nelsen -- 9.

Motion carried.

The question was: Shall **Senate Bill 683** be ordered to a third reading?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 683** be given a third reading. Granted.

Representative Thompson moved nonconcurrency in **Senate Bill 683**.

The question was: Shall **Senate Bill 683** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Alberts, Barczak, Berndt, Byers, Conradt, DeLong, Dilweg, Donoghue, Goodrich, Harer, Hauke, Jaronitzky, Knox, Laatsch, Ladwig, Larson, Leopold, Lewison, Luckhardt, McEwen, Merkt, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke,

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Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 35.

Noes -- Andrea, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Holschbach, Kincaid, Kirby, Kunicki, Lee, Loftus, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -
- 53.

Absent or not voting -- Bradley, Ellis, Hopkins, Johnson, Klicka, Looby, McEssy, Matty and Nelsen -- 9.

Motion failed.

The question was: **Senate Bill 683** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Holschbach, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 55.

Noes -- Alberts, Berndt, Byers, Conradt, DeLong, Dilweg, Donoghue, Goodrich, Harer, Hauke, Jaronitzky, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEwen, Merkt, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 33.

Absent or not voting -- Bradley, Ellis, Hopkins, Johnson, Klicka, Looby, McEssy, Matty and Nelsen -- 9.

Motion carried.

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Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 683** be immediately messaged to the senate. Granted.

LEAVES OF ABSENCE

Representative DeLong asked unanimous consent for a leave of absence for this afternoon's session for Representatives Ellis, Klicka, McEssy and Matty. Granted.

Representative Loftus moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, January 26.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

6:45 P.M.