

JOURNAL OF THE ASSEMBLY [May 28, 1982]

STATE OF WISCONSIN

# Assembly Journal

**Eighty-Fifth Regular Session**

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FRIDAY, May 28, 1982.

10:15 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Representative Otte.

Representative Loftus 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, 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, Meaux, Medinger, Menos, Merkt, Metz, Miller, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 97.

Absent -- None.

Absent with leave -- Munts -- 1.

Vacancies -- 47th District -- 1.

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COMMUNICATIONS

*Joint Petition for Extraordinary Session*

- (1) We, the undersigned members of the Wisconsin Legislature, petition for a convening of an extraordinary session of the Wisconsin Legislature.
- (2) Pursuant to Wisconsin Constitution Article IV, s. 11, the Legislature shall meet at the State Capitol immediately following the conclusion of Floor Period V as provided by 1981 Senate Joint Resolution 1.
- (3) The law upon which this petition is based is Joint Rule 81 (2) as amended by Enrolled 1981 Senate Joint Resolution 1 of January 5, 1981.
- (4) Pursuant to Wisconsin Constitution Article IV, s. 11 and Joint Rule 81 (2), the business specified in this petition for extraordinary session is the restriction of abortions in public hospitals.
- (5) Pursuant to Joint Rule 83 (5), the Legislature may consider the business specified in section (4) of this petition notwithstanding the adverse disposition of any prior proposed legislation.

Gus G. Menos  
Robert W. Harer  
Calvin Potter  
Tommy G. Thompson  
Joseph Andrea  
Tom Hauke  
Bernard Lewison  
John L. McEwen  
Gordon R. Bradley  
Cloyd Porter  
Alan Robertson  
Delmar E. DeLong  
Thomas B. Murray  
Robert S. Travis, Jr.  
Joseph E. Tregoning  
James F. Laatsch  
Donald Stitt  
George H. Klicka

Richard P. Matty  
John R. Plewa  
Vern Holschbach  
Wayne W. Wood  
Don Hasenohrl  
John Merkt  
John C. Schober  
Pat Smith  
Louise M. Tesmer  
Robert J. Larson  
June Jaronitzky  
Earl Schmidt  
R. Quackenbush  
David Prosser Jr.  
John Young  
David E. Paulson  
Mike Ellis  
Earl McEssy

JOURNAL OF THE ASSEMBLY [May 28, 1982]

Esther D. Luckhardt  
Carl Otte  
E. James Ladwig  
Lary J. Swoboda  
John Medinger  
Gervase A. Hephner  
Phillip James Tuczynski  
William Rogers

Cletus Vanderperren  
Joanne M. Duren  
Lloyd Kincaid  
Robert E. Behnke  
Ervin Conradt  
Francis Byers  
John M. Alberts

Received by Assembly Chief Clerk David R. Kedrowski at 3:30 P.M.  
on May 27, 1982.

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May 27, 1982

Edward Jackamonis

Assembly Speaker

211 West, State Capitol

Madison, WI 53702

Dear Mr. Speaker,

Earlier today, the Assembly adopted **Assembly Resolution 40**, calling on the Government Operations Committee to investigate alleged mismanagement in the state's Job Service office for Douglas, Washburn, and Sawyer counties.

Therefore, I resign from the Government Operations Committee to permit State Representative Patricia Spafford Smith, who represents Washburn and Sawyer counties, to be a member of the committee for this investigation.

Sincerely,

MORDECAI LEE

State Representative

31st Assembly District

JOURNAL OF THE ASSEMBLY [May 28, 1982]

SPEAKER'S APPOINTMENTS

May 28, 1982

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

Dear Dave:

I have, of this date, appointed Representative Pat Smith to the Assembly Committee on Government Operations to replace Representative Mordecai Lee who has resigned from the Committee.

ED JACKAMONIS  
Speaker

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

The assembly stood recessed.

10:17 A.M.

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RECESS

11:45 A.M.

The assembly reconvened.

Representative Loftus asked unanimous consent that the assembly stand recessed until 1:00 P.M. Granted.

The assembly stood recessed.

11:50 A.M.

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RECESS

1:10 P.M.

The assembly reconvened.

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JOURNAL OF THE ASSEMBLY [May 28, 1982]

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has passed notwithstanding the objections of the governor:

**Assembly Bill 816**  
**Assembly Bill 1086**

Representative Loftus asked unanimous consent that the assembly stand recessed until 2:00 P.M. Granted.

The assembly stood recessed.

1:12 P.M.

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RECESS

3:00 P.M.

The assembly reconvened.

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LEAVES OF ABSENCE

Representative DeLong asked unanimous consent for a leave of absence for today's session for Representative Paulson. Granted.

Representative Merkt introduced a privileged joint resolution.

**Assembly Joint Resolution 108**

Relating to providing for an extraordinary session of the legislature for the purpose of considering proposals relating to the restriction of abortions in public hospitals.

By Representatives Merkt and R. Travis.  
To committee on Health and Human Services.

Representative Merkt moved that the rules be suspended and that **Assembly Joint Resolution 108** be withdrawn from the committee on Health and Human Services and taken up at this time.

The question was: Shall the rules be suspended and **Assembly Joint Resolution 108** be withdrawn from the committee on Health and Human Services and taken up at this time?

The roll was taken.

The result follows:

JOURNAL OF THE ASSEMBLY [May 28, 1982]

Ayes -- Alberts, Andrea, Bradley, Byers, Conradt, DeLong, Duren, Ellis, Harer, Hasenohrl, Hauke, Hephner, Hopkins, Jaronitzky, Kincaid, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Murray, Otte, Porter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Rooney, Schmidt, Schneiders, Schober, Shoemaker, Smith, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Tuczynski, Vanderperren, Wood and Young -- 50.

Noes -- Barczak, Becker, Behnke, Berndt, Clarenbach, Coggs, Crawford, Czarnecki, Dilweg, Donoghue, Everson, Fischer, Flintrop, Gerlach, Goodrich, Helbach, Holschbach, Johnson, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Metz, Miller, Nelsen, Neubauer, Norquist, Panzer, Plewa, Plous, Potter, Roberts, Robinson, Rutkowski, Schneider, Tesmer, Travis, D., Ulichny, Wagner, Williams and Mr. Speaker -- 44.

Absent or not voting -- Dorff, Knox, Munts and Paulson -- 4.

Motion failed.

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

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SPECIAL ORDER OF BUSINESS AT 10:00 A.M.  
ON FRIDAY, MAY 28, 1982

**Senate Bill 835**

Relating to transcript fees for court reporters.

The question was: Shall **Senate Bill 835** be ordered to a third reading?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 835** be given a third reading. Granted.

The question was: **Senate Bill 835** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

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

JOURNAL OF THE ASSEMBLY [May 28, 1982]

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, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 95.

Noes -- None.

Absent or not voting -- Dorff, Munts and Paulson -- 3.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 835** be immediately messaged to the senate. Granted.

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SPECIAL ORDER OF BUSINESS AT 10:01 A.M.  
ON FRIDAY, MAY 28, 1982

**Senate Bill 836**

Relating to correcting references. (Revisor's Correction Bill).

The question was: Shall **Senate Bill 836** be ordered to a third reading?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 836** be given a third reading. Granted.

The question was: **Senate Bill 836** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Duren, Ellis, Everson, Fischer, Flintrop,

JOURNAL OF THE ASSEMBLY [May 28, 1982]

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, Meaux, Medinger, Menos, Merkt, Metz, Miller, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 95.

Noes -- None.

Absent or not voting -- Dorff, Munts and Paulson -- 3.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 836** be immediately messaged to the senate. Granted.

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SPECIAL ORDER OF BUSINESS AT 10:02 A.M.  
ON FRIDAY, MAY 28, 1982

**Senate Bill 837**

An act to repeal, renumber, renumber and amend, amend, create and revise various provisions of the statutes and session laws for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of agencies, correcting references, renumbering for better location and arrangement, eliminating duplications and unnecessary or obsolete provisions, reconciling conflicts and repelling unintended repeals. (Revisor's Correction Bill).

The question was: Shall **Senate Bill 837** be ordered to a third reading?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 837** be given a third reading. Granted.

The question was: **Senate Bill 837** having been read three times, shall the bill be concurred in?



## JOURNAL OF THE ASSEMBLY [May 28, 1982]

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, 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, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 95.

Noes -- None.

Absent or not voting -- Dorff, Munts and Paulson -- 3.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 837** be immediately messaged to the senate. Granted.

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### LEAVES OF ABSENCE

Representative Loftus asked unanimous consent for a leave of absence for today's session for Representatives Dorff and Munts. Granted.

Representative Thompson moved that the rules be suspended and that **Assembly Joint Resolution 108** be withdrawn from the committee on Health and Human Services and taken up at this time.

The question was: Shall the rules be suspended and **Assembly Joint Resolution 108** be withdrawn from the committee on Health and Human Services and taken up at this time?

The roll was taken.

The result follows:

JOURNAL OF THE ASSEMBLY [May 28, 1982]

Ayes -- Alberts, Andrea, Barczak, Behnke, Bradley, Byers, Conrad, DeLong, Duren, Ellis, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Kincaid, Klicka, Knox, Laatsch, Ladwig, Larson, Leopold, Lewison, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Murray, Otte, Panzer, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Schmidt, Schober, Shoemaker, Smith, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Tuczynski, Vanderperren, Wagner, Wood and Young -- 58.

Noes -- Becker, Berndt, Clarenbach, Coggs, Crawford, Czarnecki, Dilweg, Donoghue, Everson, Fischer, Flintrop, Gerlach, Goodrich, Johnson, Kirby, Kunicki, Lee, Loftus, Looby, Meaux, Metz, Miller, Nelsen, Neubauer, Norquist, Plous, Roberts, Robinson, Rooney, Rutkowski, Schneider, Schneiders, Tesmer, Travis, D., Ulichny, Williams and Mr. Speaker -- 37.

Absent or not voting -- Dorff, Munts and Paulson -- 3.

Motion failed.

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

Representative Rooney asked unanimous consent that the assembly stand recessed for twenty-five minutes. Granted.

The assembly stood recessed.

3:15 P.M.

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RECESS

5:35 P.M.

The assembly reconvened.

The following motion was adopted by the committee on Assembly Organization during the recess: "move that in accordance with Joint Rule 81 (2) the floorperiod V, as established by 1981 Enrolled Senate Joint Resolution 1, to review vetoes or partial vetoes, to act on pending nominations for appointments requiring Senate confirmation and to act on revisor's bills introduced as authorized under the Joint Rules, is extended to June 11, 1982 or the day of final adjournment of floorperiod V by both houses, whichever is earlier, and that there shall be an interim committee work period from the Monday following final adjournment of floorperiod V until December 31, 1982".

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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:

Fourth, fifth and sixth grade students from Benjamin Franklin School in Milwaukee accompanied by teachers Dorlee Rohlfing, Marian Catania, Laverne Smith and Janet Troupe, guests of Representative Meaux.

Bill and Nancy Bowne and Eve Mersch from Woodruff, guests of Representative Donoghue.

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Representative Loftus moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, June 1.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

5:55 P.M.