

STATE OF WISCONSIN
Assembly Journal
Eighty-Sixth Regular Session

WEDNESDAY, February 9, 1983.

9:00 A.M.

The assembly met.

Speaker Loftus in the chair.

The prayer was offered by Representative Goodrich.

Representative T. Thompson 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 -- Andrea, Antaramian, Becker, Bell, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Czarnecki, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hasenohrl, Hauke, Helbach, Hephner, Holperin, Holschbach, Huelsman, Jaronitzky, Jauch, Johnson, Kasten, Kincaid, Kunicki, Larson, Lewis, Looby, Luckhardt, McEssy, Manske, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rooney, Rosenzweig, Rude, Rutkowski, Schneider, Schneiders, Schober, Schultz, Seery, Sell, Shoemaker, Smith, Stewart, Stitt, Stower, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, D., Travis, R., Tregoning, Turba, Ulichny, Vanderperren, Van Gorden, Walling, Williams, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus-- 98.

Absent -- None.

Absent with leave -- Bolle -- 1.

Vacancies -- None.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 17** offered by Representatives Holschbach, Andrea, Looby and Goodrich.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 82-214

Relating to an experimental spring season for chubs in northern Lake Michigan.

Submitted by Department of Natural Resources.

To committee on Tourism and Recreation.

Referred on February 9, 1983.

**INTRODUCTION AND REFERENCE
OF PROPOSALS**

Read first time and referred:

Assembly Bill 114

Relating to use of flashing red warning lights on school busses.

By Representative T. Thompson.

To committee on Transportation.

Assembly Bill 115

Relating to rights of child victims and witnesses of crimes.

By Representatives Ulichny, Prosser, Neubauer, Gilson, Rutkowski, Shoemaker, Stower, Metz, Johnson, D. Travis, Manske, Plous, Donoghue and Czarnecki, co-sponsored by Senators Bablitch, Offner, Adelman, Norquist, Hanaway and Lee.

To committee on Criminal Justice and Public Safety.

Assembly Bill 116

Relating to a property tax exemption for Camp Eagle Rest.

By Representatives Hauke, Hephner, Andrea, Menos, Holschbach, Becker, Gilson, Matty, Smith, Czarnecki, Rogers, Swoboda, Rooney, Tesmer, M. Coggs, Shoemaker and Meaux, co-sponsored by Senators Harsdorf and George.

To Joint Survey Committee on Tax Exemptions.

COMMITTEE REPORTS

The Joint Committee on Finance reports and recommends:

Assembly Bill 40

Relating to authorization of grants from the Wisconsin election campaign fund to finance special elections and making appropriations.

Adoption of assembly amendment 1:

Ayes: (14) Noes: (0)

Adoption of assembly amendment 2:
Ayes: (14) Noes: (0)

Adoption of assembly amendment 3:
Ayes: (12) Noes: (1)

Passage with emergency statement attached:
Ayes: (10) Noes: (4)
To committee on Rules.

Assembly Bill 104

Relating to state cash flow, authorization to incur financial obligations and issue operating notes, reallocation of state moneys, delayed state payments to local governments, state claim proration and payment schedules and making appropriations.

Adoption of assembly amendment 1:
Ayes: (14) Noes: (0)

Passage with emergency statement attached:
Ayes: (10) Noes: (4)
To calendar.

MARY LOU MUNTS
Chairperson

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 19

Passed and asks concurrence in:
Senate Bill 5

ACTION ON THE SENATE MESSAGE

Senate Bill 5

Relating to eliminating the requirement that operators' licenses be centrally issued.

By Senator Kleczka; co-sponsored by Representative Gerlach.
To committee on Rules.

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

The assembly stood recessed.

9:05 A.M.

RECESS

10:05 A.M.

The assembly reconvened.

CALENDAR OF WEDNESDAY, FEBRUARY 9

Assembly Resolution 8

Relating to the public service career of Thomas B. Murray.

Assembly substitute amendment 1 to **Assembly Resolution 8** offered by Representative Johnson.

The question was: Shall assembly substitute amendment 1 to **Assembly Resolution 8** be adopted?

Motion carried.

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Motion carried.

Assembly Joint Resolution 5

Providing for an advisory referendum on the question of locating a nuclear waste site in Wisconsin.

The question was: Shall assembly substitute amendment 1 to **Assembly Joint Resolution 5** be adopted?

Motion carried.

The question was: Shall **Assembly Joint Resolution 5** be adopted?

Motion carried.

Representative Johnson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 5** be immediately messaged to the senate. Granted.

Assembly Joint Resolution 6

Granting the use of the assembly and senate chambers on Saturday, March 5, 1983, for the 1983 Model Legislative Session of the Wisconsin Jaycees.

The question was: Shall **Assembly Joint Resolution 6** be adopted?

Motion carried.

Representative Johnson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 6** be immediately messaged to the senate. Granted.

Assembly Joint Resolution 7

Granting the use of the legislative chambers on February 19 and 20, 1983, to the 1983 Model Legislature of the College Republicans and Young Democrats.

The question was: Shall **Assembly Joint Resolution 7** be adopted?

Motion carried.

Representative Johnson asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 7** be immediately messaged to the senate. Granted.

LEAVES OF ABSENCE

Representative Johnson asked unanimous consent for a leave of absence for today's session for Representative Bolle and for the balance of today's session for Representative Tesmer. Granted.

Assembly Bill 31

Relating to revising the interest penalty that counties and cities may impose for delinquent property taxes.

The question was: Shall assembly amendment 1 to **Assembly Bill 31** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 31** offered by Representatives Hephner, R. Travis, Stower and Tregoning.

Representative Rooney moved rejection of assembly amendment 2 to **Assembly Bill 31**.

The question was: Shall assembly amendment 2 to **Assembly Bill 31** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Bell, Chvala, Clarenbach, Coggs, S., Coleman, Crawford, Czarnecki, Gerlach, Gilson, Goetsch, Goodrich, Hauke, Holperin, Huelsman, Jauch, Johnson, Kasten, Kunicki, Lewis, Looby, Manske, Meaux, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Plewa, Plous, Potter, Roberts, Robinson, Rooney, Rosenzweig, Rutkowski, Schneider, Schneiders, Schober, Seery, Sell, Shoemaker, Thompson, R., Travis, D., Ulichny, Vanderperren, Williams, Wimmer, Wineke, Wood, Young and Speaker Loftus -- 54.

Noes -- Antaramian, Bradley, Brist, Buettner, Byers, Cowles, Donoghue, Foti, Gronemus, Hasenohrl, Helbach, Hephner, Holschbach, Jaronitzky, Kincaid, Larson, McEssy, Matty, Medinger, Menos, Merkt, Panzer, Porter, Prosser, Quackenbush, Radtke, Rogers, Rude, Schultz, Smith, Stewart, Stitt, Stower, Swoboda, Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Walling and Zeuske -- 41.

Absent or not voting -- Bolle, Coggs, M., Luckhardt and Tesmer -- 4.

Motion carried.

Representative Hephner moved that **Assembly Bill 31** be re-referred to the committee on Local Affairs.

The question was: Shall **Assembly Bill 31** be re-referred to the committee on Local Affairs?

The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Coggs, M., Gronemus, Hasenohrl, Hephner, Jaronitzky, Luckhardt, Medinger, Merkt, Rogers, Rude, Schneider, Schultz, Stower and Travis, R. -- 16.

Noes -- Andrea, Antaramian, Becker, Bell, Brist, Buettner, Chvala, Clarenbach, Coggs, S., Coleman, Cowles, Crawford, Czarnecki, Donoghue, Foti, Gerlach, Gilson, Goodrich, Hauke, Helbach, Holperin, Holschbach, Huelsman, Jauch, Johnson, Kasten, Kincaid, Kunicki, Larson, Lewis, Looby, McEssy, Manske, Matty, Meaux, Menos, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rooney, Rosenzweig, Rutkowski, Schneiders, Seery, Sell, Shoemaker, Smith, Stewart, Stitt, Swoboda, Thompson, R., Thompson, T., Travis, D., Tregoning, Turba, Ulichny, Vanderperren, Van Gorden, Walling, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus -- 78.

Absent or not voting -- Bolle, Goetsch, Schober, Tesmer and Williams -- 5.

Motion failed.

The question was: Shall **Assembly Bill 31** be ordered engrossed and read a third time?

Motion carried.

Representative Johnson asked unanimous consent that the rules be suspended and that **Assembly Bill 31** be given a third reading. Granted.

The question was: **Assembly Bill 31** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes -- Andrea, Antaramian, Becker, Bell, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Czarnecki, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hauke, Helbach, Holperin, Holschbach, Huelsman, Jauch, Johnson, Kasten, Kincaid, Kunicki, Larson, Lewis, Looby, Luckhardt, McEssy, Manske, Matty, Meaux, Menos, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rooney, Rosenzweig, Rude, Rutkowski, Schneiders, Schober, Seery, Sell, Shoemaker, Smith, Stewart, Stitt, Stower, Swoboda, Thompson, R., Thompson, T., Travis, D., Tregoning, Turba, Ulichny, Vanderperren, Van Gorden, Walling, Williams, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus -- 88.

Noes -- Hasenohrl, Hephner, Jaronitzky, Medinger, Merkt, Rogers, Schneider, Schultz and Travis, R. -- 9.

Absent or not voting -- Bolle and Tesmer -- 2.

Motion carried.

Representative Johnson asked unanimous consent that the rules be suspended and that **Assembly Bill 31** be immediately messaged to the senate. Granted.

Assembly Bill 36

Relating to payment of judgments against sheriffs and deputy sheriffs.

The question was: Shall assembly amendment 1 to **Assembly Bill 36** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Antaramian, Becker, Bell, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Crawford, Czarnecki, Donoghue, Gerlach, Gilson, Goetsch, Gronemus, Hasenohrl, Hauke, Helbach, Holperin, Holschbach, Huelsman, Jauch, Johnson, Kincaid, Kunicki, Larson, Lewis, Looby, Manske, Meaux, Medinger, Menos, Metz, Miller, Munts, Nelsen, Neubauer, Plewa, Plous, Potter, Prosser, Roberts, Robinson, Rogers, Rooney, Rosenzweig, Rutkowski, Schneider, Schneiders, Schober, Schultz, Seery, Sell, Shoemaker, Smith, Stower, Travis, D., Ulichny, Vanderperren, Walling, Williams, Wineke, Wood, Young, Zeuske and Speaker Loftus -- 65.

Noes -- Bradley, Brist, Coleman, Cowles, Foti, Goodrich, Hephner, Jaronitzky, Kasten, Luckhardt, McEssy, Matty, Merkt, Moyer, Panzer, Porter, Quackenbush, Radtke, Rude, Schneiders, Schober, Schultz, Stewart, Stitt, Swoboda, Thompson, R., Thompson, T., Travis, R., Tregoning, Turba, Van Gorden and Wimmer -- 32.

Absent or not voting -- Bolle and Tesmer -- 2.

Motion carried.

Assembly amendment 2 to **Assembly Bill 36** offered by Representative T. Thompson.

Representative T. Thompson asked unanimous consent that assembly amendment 2 to **Assembly Bill 36** be withdrawn and returned to the author. Granted.

Assembly amendment 3 to **Assembly Bill 36** offered by Representatives T. Thompson and Schneider.

The question was: Shall assembly amendment 3 to **Assembly Bill 36** be adopted?

Motion carried.

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

Motion carried.

Representative Johnson 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 be passed?

The roll was taken.

The result follows:

Ayes -- Andrea, Antaramian, Becker, Bell, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, S., Coleman, Cowles, Crawford, Czarnecki, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hasenohrl, Hauke, Helbach, Holperin, Holschbach, Huelsman, Jaronitzky, Jauch, Johnson, Kasten, Kincaid, Kunicki, Larson, Lewis, Looby, McEssy, Manske, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rooney, Rosenzweig, Rude, Rutkowski, Schneider, Schneiders, Schober, Schultz, Seery, Sell, Shoemaker, Smith, Stewart, Stitt, Stower, Swoboda, Thompson, R., Thompson, T., Travis, D., Travis, R., Tregoning, Turba, Ulichny, Vanderperren, Van Gorden, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus -- 92.

Noes -- Coggs, M., Hephner, Luckhardt, Walling and Williams -- 5.

Absent or not voting -- Bolle and Tesmer -- 2.

Motion carried.

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

Representative Johnson asked unanimous consent that the rules be suspended and that **Assembly Bill 104** be taken from the calendar of Friday, February 11 and placed on the calendar of Thursday, February 10. Granted.

Representative R. Travis asked unanimous consent that the assembly adjourn in honor of Blanche Kelso Bruce. Granted.

Representative R. Travis asked unanimous consent that the following statement read by him be printed in the journal. Granted.

"Blanche Kelso Bruce, born March 1, 1841 in Prince Edward County, Virginia was raised as a slave. He attended Oberlin College in Ohio after the Civil War and later became a farmer in Mississippi. Between 1872 and 1875, Mr. Bruce served on the Mississippi Levee Board, as Sheriff and Tax Collector of Bolivar County, Mississippi. He was elected to serve in the United States Senate in 1875; serving from March 4, 1875 to March 3, 1881, as a Republican.

Mr. Bruce was appointed to serve as Register of the Treasury by President Garfield on March 19, 1881. He served as Recorder of Deeds for the District of Columbia from 1891 to 1893 and was again appointed Register of the Treasury in 1897, where he served until his death on March 17, 1898.

Blanche Kelso Bruce was the first Black man elected to serve a full term in the United States Senate. Despite his humble beginnings, in an environment that was not

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conducive to his political growth and development, he managed to serve his country and his party well. His record in government indicated that he was an extremely competent and capable representative of the people he served.

I ask that this body join me in saluting Mr. Blanche Kelso Bruce."

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

Representative Johnson moved that the assembly stand adjourned until 10:00 A.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

10:43 A.M.