STATE OF WISCONSIN Assembly Journal

Eighty-Sixth Regular Session

TUESDAY, October 25, 1983.

10:00 A.M.

The assembly met.

Speaker Loftus in the chair.

The prayer was offered by Reverend Cheryl Nutting of Madison Campus Ministry, 731 State Street, Madison.

Representative Plous 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, Bolle, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Huelsman, Jaronitzky, Jauch, Johnson, Kasten, Krusick, Kunicki, Larson, Lewis, Looby, Luckhardt, McEssy, Manske, Matty, Medinger, Menos, Merkt, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers. 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, Volk, Walling, Williams, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus -- 96.

Absent -- None.

Absent with leave -- Meaux and Rooney -- 2.

Vacancies -- 71st Assembly District -- 1.

AMENDMENTS OFFERED

Assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 150 offered by Representative Sell.

Assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 150 offered by Representative Sell.

Assembly substitute amendment 1 to Assembly Bill 161 offered by committee on Judiciary.

Assembly amendment 2 to Assembly Bill 562 offered by Representatives Looby and Andrea.

Assembly amendment 2 to Assembly Bill 611 offered by Representatives Young and T. Thompson.

Assembly amendment 3 to Assembly Bill 611 offered by Representatives R. Travis and Robinson.

Assembly substitute amendment 1 to Assembly Bill 797 offered by Representatives Hephner and Swoboda.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 83-101

Relating to the state soil erosion control program. Submitted by Department of Agriculture, Trade and

Consumer Protection.

To committee on Agriculture. Referred on October 24, 1983.

Assembly Clearinghouse Rule 83-121

Relating to limitation on property tax levies of towns, villages, cities and counties.

Submitted by Department of Revenue.

To committee on Revenue.

Referred on October 24, 1983.

Assembly Clearinghouse Rule 83-151

Relating to contracting for patients compensation fund services.

Submitted by Office of the Commissioner of Insurance.

To committee on Financial Institutions and Insurance.

Referred on October 24, 1983.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 72

Congratulating Lech Walesa on winning the 1983 Nobel Peace Prize.

By Representatives Plewa, Hasenohrl, Krusick, Kunicki, Rutkowski, Gerlach, Tesmer, Matty, M. Coggs, Ulichny, Holschbach, Potter, Chvala, Andrea, Lewis, Loftus, Neubauer, Smith, D. Travis, Munts, Wimmer, Manske, Coleman, Cowles, Goodrich, Van Gorden, Walling, Schneiders, Kasten, Schultz and Donoghue, co-sponsored by Senators Kleczka, Czarnezki, Lee, Kincaid, Helbach, Van Sistine, Norquist, Maurer and Lorman.

To calendar.

Assembly Bill 805

Relating to exempting raffle tickets from the sales tax.

By Representatives Porter, Radtke, Goetsch, Goodrich, T. Thompson, Andrea, Huelsman, Schober, Plewa, Schultz, Wimmer, Luckhardt, Buettner, Prosser, Bradley, Matty and Hephner, co-sponsored by Senators Lorman and Lasee.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 806

Relating to manhole work safety.

By Representatives Andrea, Lewis, Looby, Antaramian and Shoemaker, co-sponsored by Senator Moen.

To committee on Labor.

Assembly Bill 807

Relating to the base amount for calculating the sales and use tax.

By Representative Porter.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 808

Relating to grants and scholarship for science and mathematics education, granting rule-making authority and making an appropriation.

By Representatives T. Thompson, Coleman, Cowles, Stitt, Luckhardt, Foti, Goodrich, Zeuske and Rosenzweig.

To committee on Primary and Secondary Education.

Assembly Bill 809

Relating to requiring cabooses on trains and imposing a penalty.

By Representatives Jauch, Lewis, Metz, Smith, Shoemaker, McEssy, Larson, Looby, Antaramian, Swoboda, Holschbach and R. Thompson, co-sponsored by Senators Kincaid, McCallum, Roshell, Otte, Moen and Theno.

To committee on Transportation.

Assembly Bill 810

Relating to jury trials in actions to determine paternity.

By Representatives Goetsch, Wimmer, Jaronitzky, Young, R. Thompson and D. Travis, co-sponsored by Senator Lorman.

To committee on Judiciary.

Assembly Bill 811

Relating to legal services for multicounty community services boards.

By Representatives Robinson, Donoghue and Kasten, co-sponsored by Senator Chilsen.

To committee on Health and Human Services.

Assembly Bill 812

Relating to the establishment of school district programs for school age mothers, granting rule-making authority and making an appropriation.

By Representatives Potter, Plous and Goodrich, cosponsored by Senators Thompson and Lorman.

To committee on Primary and Secondary Education.

Assembly Bill 813

Relating to limiting this state's jurisdiction to tax foreign corporations.

By Representatives Young, Coleman, Byers, Radtke, Stewart, Rosenzweig, Stitt, Nelsen, Huelsman, Schneiders, Foti, Wimmer, Cowles, Matty, Panzer and Schober, co-sponsored by Senator Engeleiter.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 814

Relating to exempting the current building program of vocational, technical and adult education district 4 from the referendum requirement and from the limitation on the use of reserve funds.

By Representatives R. Thompson and T. Thompson. To committee on Higher and Vocational Education.

COMMITTEE REPORTS

The committee on Commerce and Consumer Affairs reports and recommends:

Assembly Bill 512

Relating to educational requirements for barber apprentices and granting rule-making authority.

Adoption of assembly amendment 1: Ayes: (9) Noes: (0)

Passage: Ayes: (9) Noes: (0) To calendar.

Assembly Bill 543

Relating to the duties and changing the name of the funeral directors and embalmers examining board, and the licensing of funeral directors and embalmers.

Passage: Ayes: (9) Noes: (0) To Joint Committee on Finance.

> LOIS PLOUS Chairperson

The committee on Environmental Resources reports and recommends:

Assembly Bill 706

Relating to the financial assistance program for septic tank replacement and rehabilitation.

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

499

Adoption of assembly amendment 2: Ayes: (9) Noes: (0)

Passage: Ayes: (9) Noes: (0) To calendar.

JEFF NEUBAUER Chairperson

The committee on Financial Institutions and Insurance reports and recommends:

Assembly Joint Resolution 57

Relating to requesting the legislative council to study compulsory motor vehicle insurance.

Adoption: Ayes: (10) Noes: (0) To committee on Rules.

Assembly Bill 616

Relating to changing incorrect cross-references to school benefit insurance plans and eliminating duplicative health insurance provisions (suggested as remedial legislation by the commissioner of insurance).

Passage: Ayes: (10) Noes: (0) To committee on Rules.

THOMAS HAUKE Chairperson

The committee on Health and Human Services reports and recommends:

Assembly Bill 604

Relating to authorizing cities and counties to be designated as agents of the department of health and social services and the department of agriculture, trade and consumer protection for inspecting and issuing permits and licenses to certain establishments, authorizing city and county regulation of those establishments, authorizing the department of health and social services and cities and counties to issue temporary orders and final decisions and orders regarding immediate health dangers, providing for a study, granting rule-making authority and providing penalties.

Adoption of assembly amendment 1: Ayes: (12) Noes: (0)

Passage: Ayes: (12) Noes: (0) To Joint Committee on Finance.

> WALTER KUNICKI Chairperson

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 182 Senate Bill 427 Receded from its position on:

Senate amendment 2 to Assembly Bill 98

Concurred in as amended:

Assembly amendment 1 to senate amendment 3 to Assembly Bill 98 (senate amendment 2 to assembly amendment 1 to senate amendment 3 adopted)

ACTION ON THE SENATE MESSAGE

Senate Bill 182

Relating to extending the redemption period in certain mortgage foreclosures.

By Senators Cullen, Kleczka, Norquist, Otte and Chilsen; co-sponsored by Representatives Johnson, Smith, Andrea, Rogers, Wood, Seery and Gilson.

To committee on Consumer and Commercial Credit.

Senate Bill 427

Relating to grant distribution from the Wisconsin election campaign fund.

By Senators Cullen, Lee, Offner and Norquist; cosponsored by Representatives D. Travis, Crawford and Smith.

To committee on Elections.

Assembly Bill 98

Relating to making various changes concerning the community development finance authority.

By Representative Becker, co-sponsored by Senator George.

To calendar.

COMMUNICATIONS

State of Wisconsin Department of State Madison

To Whom It May Concern:

Dear Sir: Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

Bill or Res. No. Act No. Publication date Assembly Bill 323------34 -----October 24, 1983

> DOUGLAS La FOLLETTE Secretary of State

The chief clerk reports the following proposals correctly enrolled:

Assembly Joint Resolution 30 Assembly Joint Resolution 41 Assembly Joint Resolution 64 Assembly Joint Resolution 69 Assembly Joint Resolution 71 Assembly Bill 20 Assembly Bill 66 Assembly Bill 124 Assembly Bill 261 Assembly Bill 402 Assembly Bill 470

JOANNE M. DUREN Chief Clerk

LEAVES OF ABSENCE

Representative Johnson asked unanimous consent for a leave of absence for today's session for Representatives Meaux and Rooney. Granted.

Representative Kunicki asked unanimous consent that the assembly stand recessed for twenty minutes. Granted.

The assembly stood recessed.

10:20 A.M.

11:20 A.M.

RECESS

The assembly reconvened.

MOTIONS

Representative T. Thompson asked unanimous consent that the rules be suspended and that Assembly Bill 763 be withdrawn from the Joint Survey Committee on Tax Exemptions and placed on the calendar of Thursday, October 27.

The speaker ruled the motion out of order under section 13.52 (6) of the Wisconsin Statutes.

CALENDAR OF FRIDAY, OCTOBER 21

Assembly Bill 451

Relating to creating an export loan program and making an appropriation.

The question was: Shall senate amendment 1 to Assembly Bill 451 be concurred in?

Motion carried.

The question was: Shall senate amendment 7 to Assembly Bill 451 be concurred in?

Motion carried.

Representative Johnson asked unanimous consent that the rules be suspended and that the assembly's action on Assembly Bill 451 be immediately messaged to the senate. Granted.

Assembly Joint Resolution 70

Requesting, admonishing and encouraging all persons and institutions in this state to refrain from further contacts with representatives of the Soviet Union until the Kremlin leaders apologize and make proper reparations for the murder of 269 children, women and men and the criminal destruction of Korean Air Lines flight KAL-007.

Assembly substitute amendment 1 to Assembly Joint Resolution 70 offered by Representatives Loftus and Johnson.

Representative Johnson asked unanimous consent that Assembly Joint Resolution 70 be referred to the committee on Rules. Granted.

Assembly Bill 513

Relating to authorizing adult patients to direct the withholding or withdrawal of life-sustaining procedures if the patient becomes terminally ill and providing a penalty.

The question was: Shall the vote by which Assembly Bill 513 was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Andrea, Bolle, Bradley, Brist, Buettner, Byers, Coleman, Cowles, Foti, Goetsch, Hephner, Holschbach, Jaronitzky, Kasten, Krusick, Larson, Lewis, Looby, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Rogers, Rutkowski, Schneiders, Schober, Schultz, Smith, Stewart, Stitt, Swoboda, Thompson, R., Thompson, T., Tregoning, Turba, Van Gorden, Walling, Wimmer, Wood, Young and Zeuske -- 49.

Noes -- Antaramian, Becker, Bell, Chvala, Clarenbach, Coggs, M., Coggs, S., Crawford, Donoghue, Gerlach, Gilson, Goodrich, Gronemus, Hasenohrl, Hauke, Holperin, Huelsman, Jauch, Johnson, Kunicki, Manske, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plous, Roberts, Robinson, Rosenzweig, Rude, Schneider, Seery, Sell, Shoemaker, Stower, Tesmer, Travis, D., Travis, R., Ulichny, Vanderperren, Volk, Williams, Wineke and Speaker Loftus -- 47.

Absent or not voting -- Meaux and Rooney -- 2.

Motion carried.

Assembly amendment 12 to assembly substitute amendment 1 to Assembly Bill 513 offered by Representatives Medinger and Turba.

Representative Kunicki requested the following division of assembly amendment 12 to assembly substitute amendment 1 to Assembly Bill 513. Granted.

Part 1: Lines 1 through 4.

Part 2: Lines 5 through 8.

501

The question was: Shall part 1 of assembly amendment 12 to assembly substitute amendment 1 to Assembly Bill 513 be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Antaramian, Becker, Bell, Bolle, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Huelsman, Jaronitzky, Jauch, Johnson, Kasten, Krusick, Kunicki, Larson, Lewis, Looby, Luckhardt, McEssy, Manske, Matty, Medinger, Menos, Merkt, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Plewa, Plous, Porter, Potter, Prosser, Panzer, Quackenbush, Radtke, Roberts, Robinson, Rogers, 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, Volk, Walling, Williams, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus -- 96.

Noes -- None.

Absent or not voting -- Meaux and Rooney -- 2.

Motion carried.

Representative Kunicki moved rejection of part 2 of assembly amendment 12 to assembly substitute amendment 1 to Assembly Bill 513.

The question was: Shall part 2 of assembly amendment 12 to assembly substitute amendment 1 to Assembly Bill 513 be rejected?

The roll was taken.

The result follows:

Ayes -- Antaramian, Becker, Bell, Chvala, Clarenbach, Coggs, M., Coggs, S., Crawford, Gilson, Goetsch, Goodrich, Gronemus, Holperin, Huelsman, Jauch, Johnson, Kunicki, Lewis, Manske, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plous, Roberts, Robinson, Rosenzweig, Rude, Schneiders, Seery, Sell, Stower, Travis, D., Ulichny, Vanderperren, Williams, Zeuske and Speaker Loftus -- 41.

Noes -- Andrea, Bolle, Bradley, Brist, Buettner, Byers, Coleman, Cowles, Donoghue, Foti, Gerlach, Hasenohrl, Hauke, Hephner, Holschbach, Jaronitzky, Kasten, Krusick, Larson, Looby, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Rogers, Rutkowski, Schneider, Schober, Schultz, Shoemaker, Smith, Stewart, Stitt, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Volk, Walling, Wimmer, Wineke, Wood and Young -- 55. Motion failed.

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

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

Representative Donoghue moved that part 2 of assembly amendment 12 to assembly substitute amendment 1 to Assembly Bill 513 be laid on the table.

Representative Donoghue asked unanimous consent to withdraw her motion. Granted.

Assembly amendment 1 to part 2 of assembly amendment 12 to assembly substitute amendment 1 to Assembly Bill 513 offered by Representatives Chvala and Wimmer.

Representative Merkt moved rejection of assembly amendment 1 to part 2 of assembly amendment 12 to assembly substitute amendment 1 to Assembly Bill 513.

The question was: Shall assembly amendment 1 to part 2 of assembly amendment 12 to assembly substitute amendment 1 to Assembly Bill 513 be rejected?

The roll was taken.

The result follows:

Ayes - Bolle, Bradley, Brist, Byers, Coleman, Cowles, Hephner, Holschbach, Kasten, Krusick, Larson, Looby, Luckhardt, McEssy, Medinger, Menos, Merkt, Plewa, Potter, Prosser, Quackenbush, Radtke, Rogers, Rutkowski, Shoemaker, Smith, Stewart, Swoboda, Tesmer, Thompson, T., Tregoning, Turba, Wood and Young - 34.

Noes -- Andrea, Antaramian, Becker, Bell, Buettner, Chvala, Clarenbach, Coggs, M., Coggs, S., Crawford, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hasenohrl, Hauke, Holperin, Huelsman, Jaronitzky, Jauch, Johnson, Kunicki, Lewis, Manske, Matty, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plous, Porter, Roberts, Robinson, Rosenzweig, Rude, Schneider, Schneiders, Schober, Schultz, Sell, Stitt, Stower, Thompson, R., Travis, D., Travis, R., Ulichny, Vanderperren, Van Gorden, Volk, Walling, Williams, Wimmer, Wineke, Zeuske and Speaker Loftus -- 61.

Absent or not voting -- Meaux, Rooney and Seery -- 3.

Motion failed.

The question was: Shall assembly amendment 1 to part 2 of assembly amendment 12 to assembly substitute amendment 1 to Assembly Bill 513 be adopted?

Absent or not voting -- Meaux and Rooney -- 2.

Motion carried.

The question was: Shall part 2 of assembly amendment 12 to assembly substitute amendment 1 to Assembly Bill 513 be adopted?

Motion carried.

The question was: Shall **Assembly Bill 513** be ordered engrossed and read a third time?

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, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hasenohrl, Hauke, Holperin, Huelsman, Jauch, Johnson, Kasten, Krusick, Kunicki, Lewis, Looby. Manske, Matty, Medinger, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rosenzweig, Rude, Rutkowski, Schneider. Schneiders, Schober, Schultz, Seery, Sell, Shoemaker, Smith, Stewart, Stitt, Stower, Tesmer, Thompson, R., Thompson, T., Travis, D., Travis, R., Tregoning, Turba, Ulichny, Vanderperren, Van Gorden, Volk, Walling, Williams, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus -- 85.

Noes -- Bolle, Hephner, Holschbach, Jaronitzky, Larson, Luckhardt, McEssy, Menos, Merkt, Plewa and Swoboda -- 11.

Absent or not voting -- Meaux and Rooney -- 2.

Motion carried.

Representative Johnson asked unanimous consent that the rules be suspended and that Assembly Bill 513 be given a third reading. Granted.

The question was: Assembly Bill 513 having been read three times, shall the bill be passed?

Motion carried.

Representative Johnson asked unanimous consent that the rules be suspended and that Assembly Bill 513 be immediately messaged to the senate. Granted.

Representative Lewis withdrew his point of order on assembly substitute amendment 3 to Assembly Bill 689.

Assembly Bill 689

Relating to exempting public highway rights-of-way from adverse possession claims.

Representative T. Thompson asked unanimous consent that assembly substitute amendment 3 to Assembly Bill 689 be laid on the table. Granted.

Assembly amendment 1 to assembly substitute amendment 2 to Assembly Bill 689 offered by Representatives T. Thompson and Schober. Representative Lewis moved rejection of assembly amendment 1 to assembly substitute amendment 2 to Assembly Bill 689.

Representative Johnson asked unanimous consent that Assembly Bill 689 be placed after Assembly Bill 703 on the calendar of Monday, October 24. Granted.

Assembly Bill 714

Relating to foreclosure of mortgages by advertisement.

The question was: Shall Assembly Bill 714 be ordered engrossed and read a third time?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 714 be given a third reading. Granted.

The question was: Assembly Bill 714 having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes -- Andrea, Antaramian, Becker, Bell, Bolle, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Huelsman, Jaronitzky, Jauch, Johnson, Kasten, Krusick, Kunicki, Larson, Lewis, Looby, Luckhardt, McEssy, Manske, Matty, Medinger, Menos, Merkt, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, 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, Volk, Williams, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus -- 95.

Noes -- Walling -- 1.

Absent or not voting -- Meaux and Rooney -- 2.

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 714 be immediately messaged to the senate. Granted.

Assembly Bill 268

Relating to vaccination against brucellosis.

Representative Tregoning asked unanimous consent that Assembly Bill 268 be placed at the head of the twelfth order of business on the calendar of Monday, October 24. Granted.

Assembly Bill 738

Relating to October 1983 local transportation aids payments.

The question was: Shall Assembly Bill 738 be ordered engrossed and read a third time?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 738 be given a third reading. Granted.

The question was: Assembly Bill 738 having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes -- Andrea, Antaramian, Becker, Bell, Bolle, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Huelsman, Jaronitzky, Jauch, Johnson, Kasten, Krusick, Kunicki, Larson, Lewis, Looby, Luckhardt, McEssy, Manske, Matty, Medinger, Menos, Merkt, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, 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, Volk, Walling, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus -- 95.

Noes -- None.

Absent or not voting -- Meaux, Rooney and Williams -- 3.

Motion carried.

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

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 738 be immediately messaged to the senate. Granted.

Senate Bill 321

Relating to vehicle length and width limits, granting rule-making authority and making appropriations.

Representative Johnson asked unanimous consent that the assembly stand recessed until 1:30 P.M. Granted.

The assembly stood recessed.

12:15 P.M.

RECESS

1:40 P.M.

The assembly reconvened.

Representative Johnson asked unanimous consent for a quorum call. Granted.

A quorum was present.

The question was: Shall Senate Bill 321 be ordered to a third reading?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Senate Bill 321 be given a third reading. Granted.

The question was: Senate Bill 321 having been read three times, shall the bill be concurred in?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Senate Bill 321 be immediately messaged to the senate. Granted.

CALENDAR OF MONDAY, OCTOBER 24

Assembly Bill 298

Relating to ownership of land by nonresident aliens and providing penalties.

Representative Vanderperren moved nonconcurrence in senate amendment 1 to Assembly Bill 298.

The question was: Shall senate amendment 1 to Assembly Bill 298 be nonconcurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Bell, Bradley, Brist, Chvala, Clarenbach, Coggs, S., Crawford, Gerlach, Gilson, Gronemus, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Jauch, Johnson, Krusick, Kunicki, Lewis, Looby, Medinger, Menos, Metz, Miller, Moyer, Munts, Neubauer, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rutkowski, Schneider, Seery, Sell, Shoemaker, Smith, Stower, Swoboda, Tesmer, Thompson, R., Travis, D., Ulichny, Vanderperren, Volk, Williams, Wineke, Wood and Speaker Loftus -- 54.

Noes -- Antaramian, Bolle, Buettner, Byers, Coggs, M., Coleman, Cowles, Donoghue, Foti, Goetsch, Goodrich, Huelsman, Jaronitzky, Kasten, Larson, Luckhardt, McEssy, Manske, Matty, Merkt, Nelsen, Panzer, Porter, Prosser, Quackenbush, Radtke, Rosenzweig, Rude, Schneiders, Schober, Schultz, Stewart, Stitt, Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Walling, Wimmer, Young and Zeuske -- 42. Absent or not voting - Meaux and Rooney -- 2.

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 298 be immediately messaged to the senate. Granted.

Assembly Bill 296

Relating to reporting of child abuse and neglect, and providing a penalty.

The question was: Shall the vote by which Assembly Bill 296 was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Buettner, Cowles, Donoghue, Goetsch, Goodrich, Huelsman, Larson, Matty, Nelsen, Porter, Rude, Schneiders, Stitt, Thompson, T., Van Gorden, Walling, Wimmer, Wood, Young and Zeuske -- 20.

Noes – Andrea, Antaramian, Becker, Bell, Bolle, Bradley, Brist, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Crawford, Foti, Gerlach, Gilson, Gronemus, Hasenohrl, Hauke, Hephner, Holperin, Jaronitzky, Jauch, Johnson, Kasten, Krusick, Kunicki, Lewis, Looby, Luckhardt, McEssy, Manske, Medinger, Menos, Merkt, Metz, Miller, Moyer, Munts, Neubauer, Panzer, Plewa, Plous, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rosenzweig, Rutkowski, Schneider, Schober, Schultz, Seery, Sell, Shoemaker, Smith, Stewart, Stower, Swoboda, Tesmer, Thompson, R., Travis, D., Travis, R., Tregoning, Turba, Ulichny, Vanderperren, Volk, Williams, Wineke and Speaker Loftus – 75.

Absent or not voting - Holschbach, Meaux and Rooney - 3.

Motion failed.

The question was: Assembly Bill 296 having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes -- Andrea, Antaramian, Becker, Bell, Bolle, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Huelsman, Jaronitzky, Jauch, Johnson, Kasten, Krusick, Kunicki, Larson, Lewis, Looby, Luckhardt, McEssy, Manske, Matty, Medinger, Menos, Merkt, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, 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, Volk, Williams, Wimmer, Wineke, Young, Zeuske and Speaker Loftus --94.

Noes -- Walling and Wood -- 2.

Absent or not voting -- Meaux and Rooney -- 2.

Motion carried.

Representative Johnson asked unanimous consent that the rules be suspended and that Assembly Bill 296 be immediately messaged to the senate. Granted.

Assembly Bill 268

Relating to vaccination against brucellosis.

The question was: Shall assembly substitute amendment 2 to Assembly Bill 268 be adopted?

Motion carried.

The question was: Shall Assembly Bill 268 be ordered engrossed and read a third time?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 268 be given a third reading. Granted.

The question was: Assembly Bill 268 having been read three times, shall the bill be passed?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 268 be immediately messaged to the senate. Granted.

Assembly Bill 703

Relating to grants for the replacement of contaminated wells.

Representative Johnson asked unanimous consent that Assembly Bill 703 be placed at the foot of the twelfth order of business on the calendar of Tuesday, October 25. Granted.

Assembly Bill 689

Relating to exempting public highway rights-of-way from adverse possession claims.

Speaker pro tempore Clarenbach in the chair.

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to Assembly Bill 689 be rejected?

The roll was taken.

The result follows:

Ayes -- Becker, Bell, Bolle, Bradley, Brist, Chvala, Clarenbach, Coggs, M., Coggs, S., Crawford, Gerlach, Gilson, Goodrich, Gronemus, Hasenohrl, Hephner, Holperin, Holschbach, Jauch, Johnson, Krusick, Kunicki, Larson, Lewis, Looby, Medinger, Metz, Miller, Moyer, Munts, Neubauer, Plewa, Plous, Potter, Roberts, Robinson, Rutkowski, Schneider, Schultz, Seery, Sell, Shoemaker, Smith, Stower, Tesmer, Travis, D., Ulichny, Vanderperren, Van Gorden, Williams, Wineke, Wood and Speaker Loftus -- 53.

Noes -- Andrea, Antaramian, Buettner, Byers, Coleman, Cowles, Donoghue, Foti, Goetsch, Hauke, Huelsman, Jaronitzky, Kasten, Luckhardt, McEssy, Manske, Matty, Menos, Merkt, Nelsen, Panzer, Porter, Prosser, Quackenbush, Radtke, Rogers, Rosenzweig, Rude, Schneiders, Schober, Stewart, Stitt, Swoboda, Thompson, R., Thompson, T., Travis, R., Tregoning, Turba, Volk, Walling, Wimmer, Young and Zeuske --43.

Absent or not voting -- Meaux and Rooney -- 2.

Motion carried.

The question was: Shall assembly substitute amendment 2 to Assembly Bill 689 be adopted?

Motion carried.

The question was: Shall Assembly Bill 689 be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Antaramian, Becker, Bell, Bolle, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Donoghue, Foti, Gerlach, Gilson, Goodrich, Gronemus, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Huelsman, Jaronitzky, Jauch, Johnson, Krusick, Kunicki, Larson, Lewis, Looby, Luckhardt, McEssy, Manske, Matty, Medinger, Menos, Merkt, Metz, Miller, Moyer, Munts, Neubauer, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rude, Rutkowski, Schneider, Schneiders, Schultz, Seery, Sell, Shoemaker, Smith, Stewart, Stower, Swoboda, Tesmer, Thompson, R., Travis, D., Ulichny, Vanderperren, Van Gorden, Volk, Williams, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus --84.

Noes -- Goetsch, Kasten, Nelsen, Rogers, Rosenzweig, Schober, Thompson, T., Travis, R., Tregoning and Turba -- 10.

Absent or not voting -- Meaux, Rooney, Stitt and Walling -- 4.

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 689 be given a third reading. Granted.

The question was: Assembly Bill 689 having been read three times, shall the bill be passed?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 689 be immediately messaged to the senate. Granted.

Senate Bill 395

Relating to correctional institutions, granting bonding authority and revising the 1983-85 state building program.

The question was: Shall Senate Bill 395 be ordered to a third reading?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Senate Bill 395 be given a third reading. Granted.

The question was: Senate Bill 395 having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Antaramian, Becker, Bell, Bolle, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hasenohrl, Hephner, Holperin, Holschbach, Huelsman, Jaronitzky, Jauch, Johnson, Kasten, Kunicki, Larson, Lewis, Looby, Luckhardt, McEssy, Manske, Matty, Medinger, Menos, Merkt, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, 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, Volk, Walling, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus -- 91.

Noes -- Hauke, Krusick, Tesmer, Van Gorden and Williams -- 5.

Absent or not voting -- Meaux and Rooney -- 2.

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Senate Bill 395 be immediately messaged to the senate. Granted.

CALENDAR OF TUESDAY, OCTOBER 25

Assembly Resolution 11

Relating to a definition of the family farm.

The question was: Shall Assembly Resolution 11 be adopted?

Motion carried.

Assembly Bill 611

Relating to drug inspection authority of the department of health and social services and imposing a penalty.

Representative Johnson asked unanimous consent that Assembly Bill 611 be placed at the head of the twelfth order of business on the calendar of Wednesday, October 26. Granted.

Assembly Bill 681

Relating to making technical and minor substantive revisions to the waste facility siting process and making an appropriation.

Assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 681 offered by Representative Neubauer.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 681 be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to Assembly Bill 681 be adopted?

Motion carried.

The question was: Shall Assembly Bill 681 be ordered engrossed and read a third time?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 681 be given a third reading. Granted.

The question was: Assembly Bill 681 having been read three times, shall the bill be passed?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 681 be immediately messaged to the senate. Granted.

Assembly Bill 671

Relating to privileged communications between a patient and a registered nurse.

The question was: Shall Assembly Bill 671 be ordered engrossed and read a third time?

Motion carried.

Representative Prosser moved that **Assembly Bill 671** be referred to the committee on Judiciary.

The question was: Shall Assembly Bill 671 be referred to the committee on Judiciary?

The roll was taken.

The result follows:

Ayes -- Cowles, Goetsch, Goodrich, Huelsman, Jaronitzky, Kasten, Matty, Merkt, Nelsen, Porter,

Prosser, Radtke, Rosenzweig, Schober, Schultz, Stitt, Thompson, R., Thompson, T., Tregoning, Walling, Wimmer and Young -- 22.

Noes -- Andrea, Antaramian, Becker, Bell, Bolle, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Crawford, Donoghue, Foti, Gerlach, Gilson, Gronemus, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Jauch, Johnson, Krusick, Kunicki, Larson, Lewis, Looby, Luckhardt, McEssy, Manske, Medinger, Menos, Metz, Miller, Moyer, Munts, Neubauer, Panzer, Plewa, Plous, Potter, Quackenbush, Roberts, Robinson, Rogers, Rude, Schneider. Schneiders. Sectv. Rutkowski. Sell. Shoemaker, Smith, Stewart, Stower, Swoboda, Tesmer, Travis, D., Travis, R., Turba, Ulichny, Vanderperren, Van Gorden, Volk, Williams, Wineke, Wood, Zeuske and Speaker Loftus -- 74.

Absent or not voting -- Meaux and Rooney -- 2.

Motion failed.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 671 be given a third reading. Granted.

The question was: Assembly Bill 671 having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes -- Andrea, Antaramian, Becker, Bell, Bolle, Bradley, Brist, Buettner, Byers, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Donoghue, Foti, Gerlach, Gilson, Goetsch, Goodrich, Gronemus, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Huelsman, Jaronitzky, Jauch, Johnson, Kasten, Krusick, Kunicki, Larson, Lewis, Looby, Luckhardt, McEssy, Manske, Matty, Medinger, Menos. Merkt, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Plewa, Plous, Porter, Potter, Prosser, Panzer. Quackenbush, Radtke, Roberts, Robinson, Rogers, Rosenzweig, Rude, Rutkowski, Schneider, Schneiders, Schultz, Seery, Sell, Shoemaker, Smith, Stewart, Stitt, Stower, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, D., Travis, R., Tregoning, Turba, Ulichny, Vanderperren, Van Gorden, Volk, Williams, Wimmer, Wineke, Wood, Young, Zeuske and Speaker Loftus --94.

Noes -- Schober and Walling -- 2.

Absent or not voting -- Meaux and Rooney -- 2.

Motion carried.

Representative Johnson asked unanimous consent that the rules be suspended and that Assembly Bill 671 be immediately messaged to the senate. Granted.

Assembly Bill 150

Relating to disclosure of information about adopted children.

Representative Johnson asked unanimous consent that Assembly Bill 150 be placed after Assembly Bill 611 on the calendar of Wednesday, October 26. Granted.

Assembly Bill 703

Relating to grants for the replacement of contaminated wells.

The question was: Shall assembly substitute amendment 1 to Assembly Bill 703 be adopted?

Motion carried.

The question was: Shall Assembly Bill 703 be ordered engrossed and read a third time?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Assembly Bill 703 be given a third reading. Granted.

The question was: Assembly Bill 703 having been read three times, shall the bill be passed?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that **Assembly Bill 703** be immediately messaged to the senate. Granted.

Senate Bill 305

Relating to enforcement of handicapped parking provisions and providing a penalty.

Representative Plous moved rejection of assembly amendment 1 to Senate Bill 305.

The question was: Shall assembly amendment 1 to Senate Bill 305 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Antaramian, Becker, Bell, Bolle, Brist, Chvala, Clarenbach, Coggs, M., Coggs, S., Coleman, Crawford, Foti, Gerlach, Gilson, Gronemus, Hauke, Holperin, Jauch, Johnson, Kunicki, Lewis, Looby, Medinger, Merkt, Metz, Miller, Moyer, Munts, Nelsen, Neubauer, Panzer, Plewa, Plous, Quackenbush, Radtke, Roberts, Rogers, Rosenzweig, Rutkowski, Schneiders, Seery, Sell, Shoemaker, Smith, Stewart, Stower, Tesmer, Thompson, R., Travis, D., Ulichny, Volk, Williams, Wineke, Wood and Speaker Loftus -- 56.

Noes -- Bradley, Buettner, Byers, Cowles, Donoghue, Goetsch, Goodrich, Hasenohrl, Hephner, Holschbach, Huelsman, Jaronitzky, Kasten, Krusick, Larson, Luckhardt, McEssy, Manske, Matty, Menos, Porter, Potter, Prosser, Robinson, Rude, Schneider, Schober, Schultz, Stitt, Swoboda, Thompson, T., Travis, R., Tregoning, Turba, Vanderperren, Van Gorden, Walling, Wimmer, Young and Zeuske -- 40.

Absent or not voting -- Meaux and Rooney -- 2.

Motion carried.

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

Assembly amendment 2 to Senate Bill 305 offered by Representatives T. Thompson and Tregoning.

Assembly amendment 3 to Senate Bill 305 offered by Representatives T. Thompson and Tregoning.

Representative Johnson asked unanimous consent that Senate Bill 305 be placed after Senate Bill 17 on today's calendar. Granted.

Senate Bill 17

Relating to prohibiting the department of industry, labor and human relations from fixing and collecting fees for inspecting amusement attractions.

The question was: Shall Senate Bill 17 be ordered to a third reading?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that **Senate Bill 17** be given a third reading. Granted.

The question was: Senate Bill 17 having been read three times, shall the bill be concurred in?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Senate Bill 17 be immediately messaged to the senate. Granted.

Senate Bill 305

Relating to enforcement of handicapped parking provisions and providing a penalty.

Representative Tregoning asked unanimous consent that assembly amendments 2 and 3 to Senate Bill 305 be withdrawn and returned to the authors. Granted.

The question was: Shall Senate Bill 305 be ordered to a third reading?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Senate Bill 305 be given a third reading. Granted.

The question was: Senate Bill 305 having been read three times, shall the bill be concurred in?

Motion carried.

Representative Shoemaker asked unanimous consent that the rules be suspended and that Senate Bill 305 be immediately messaged to the senate. Granted.

Representative Jauch asked unanimous consent that the assembly adjourn in honor of the birth of a son, Andrew James, to Representative Holperin and his wife Kathy. Granted.

Speaker Loftus in the chair.

Representative Johnson asked unanimous consent that the rules be suspended and that Assembly Bill 98 be taken from the calendar of Thursday, October 27 and made a special order of business at 9:01 A.M. on Wednesday, October 26. Granted.

Representative Johnson asked unanimous consent that the rules be suspended and that Assembly Bill 706 be taken from the calendar of Thursday, October 27 and made a special order of business at 9:02 A.M. on Wednesday, October 26. Granted.

Representative Johnson asked unanimous consent that the rules be suspended and that Assembly Joint Resolution 72 be taken from the calendar of Thursday, October 27 and taken up at this time. Granted.

Assembly Joint Resolution 72

Congratulating Lech Walesa on winning the 1983 Nobel Peace Prize.

The question was: Shall Assembly Joint Resolution 72 be adopted?

-Motion carried.

Representative T. Thompson asked unanimous consent that all members of the assembly be made coauthors of Assembly Joint Resolution 72. Granted.

Representative Johnson asked unanimous consent that the rules be suspended and that Assembly Joint Resolution 72 be immediately messaged to the senate. Granted.

COMMITTEE REPORTS

The committee on Labor reports and recommends:

Senate Bill 423

Relating to various changes in the worker's compensation laws.

Concurrence: Ayes: (13) Noes: (0) To calendar.

JOSEPH LOOBY Chairperson

REFERENCE BUREAU CORRECTIONS

Senate Bill 427

Page 2, line 21: substitute "(d)" for "(c)".

VISITORS

During today's session, the following visitors honored the assembly by their presence, and were welcomed by the presiding officer and the members:

Stacy Theiler from Tomahawk, guest of Representative Donoghue.

Representative Johnson moved that the assembly stand adjourned until 9:00 A.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

3:25 P.M.