

STATE OF WISCONSIN
Assembly Journal
Eighty-Seventh Regular Session

THURSDAY, February 7, 1985.

10:00 A.M.

The assembly met.

Speaker Loftus in the chair.

The prayer was offered by Reverend Robert Wrobbel of Elim Baptist Church General Conference, 1401 Frisch Road, Madison.

Representative R. 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 -- Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bradley, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Fergus, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Johnsrud, Kasten, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Looby, McEssy, Magnuson, Manske, Medinger, Menos, Merkt, Metz, Musser, Nelsen, Neubauer, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, R., Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Weeden, Welch, Wimmer, Wineke, Wood, York, Young, J., Young, R., Zeuske and Speaker Loftus -- 93.

Absent -- None.

Absent with leave -- Bolle, Foti, Matty, D. Travis, Tregoning and Williams -- 6.

Vacancies -- None.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 21** offered by committee on Excise and Fees.

**INTRODUCTION AND REFERENCE
OF PROPOSALS**

Read first time and referred:

Assembly Joint Resolution 11

Relating to excepting pari-mutuel betting on horse racing and dog racing from the prohibition against legislative authorization of lotteries (first consideration).

By Representatives Bradley and Clements, cosponsored by Senators Roshell and Kreul.

To committee on State Affairs.

Assembly Joint Resolution 12

Relating to authorizing the creation of a Wisconsin state lottery, with the net proceeds used to provide property tax relief (first consideration).

By Representatives Bradley, T. Thompson, Clements, Larson, Wimmer and Manske, cosponsored by Senators Roshell, Ellis and Kreul.

To committee on State Affairs.

Assembly Bill 38

Relating to criminal damage to cemetery property and seizure and forfeiture of vehicles.

By Representatives Buettner, Rutkowski, Bolle, Goetsch, Wimmer, Walling, Cowles, Schneiders, Radtke, J. Young, Turba, Wood, Plizka, Paulson, Matty, Van Gorden, Barrett, Rosenzweig, Ladwig, Musser, Volk, Merkt, Magnuson, Lepak, T. Thompson and Bradley, cosponsored by Senators Hanaway, Adelman, Kincaid, Theno, Chilsen, Lasee, Moen, Van Sistine, Lorman and Engeleiter.

To committee on Criminal Justice and Public Safety.

Assembly Bill 39

Relating to notice to land contract sellers of liens due to sales or use tax liability of land contract buyers.

By Representatives Coleman, Magnuson, Cowles, T. Thompson, Van Gorden, Paulson, Huelsman, Lepak, Weeden, Goetsch, Matty, Tregoning, Welch, Merkt and Schultz, cosponsored by Senators Lorman, Chilsen and Engeleiter.

To committee on Commerce and Consumer Affairs.

Assembly Bill 40

Relating to use of governmental resources for a private purpose.

By Representatives Crawford, R. Travis, Goetsch, Robinson, Volk, Bell, Manske, Seery, Neubauer, Magnuson, Lepak, Rutkowski, Cowles and Bolle, cosponsored by Senators Norquist and Roshell.

To committee on Elections.



Barrett, Gruszynski, Magnuson, Mark Lewis, Neubauer, Vanderperren and Tesmer, cosponsored by Senators George, Norquist, Czarnecki, Chvala, Kincaid, Otte, Feingold, Van Sistine, Plewa, Lee, Strohl, Ulichny, Helbach, Adelman, Roshell, Moen and Risser.

To calendar.

LEAVES OF ABSENCE

Representative Becker asked unanimous consent for a leave of absence for today's session for Representatives Bolle, D. Travis and Williams. Granted.

Representative T. Thompson asked unanimous consent that the rules be suspended to proceed to the ninth order of business to take up **Assembly Joint Resolution 6**. Granted.

CALENDAR OF THURSDAY, FEBRUARY 7

Assembly Joint Resolution 6

Relating to memorializing congress to adopt a farm bill with specified provisions.

Assembly substitute amendment 1 to **Assembly Joint Resolution 6** offered by Representatives Turba, Volk, Swoboda, Hubler and Gronemus.

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

The assembly stood recessed.

10:25 A.M.

RECESS

11:50 A.M.

The assembly reconvened.

Representative Becker asked unanimous consent to return to the third order of business. Granted.

COMMITTEE REPORTS

The committee on Excise and Fees reports and recommends:

Assembly Bill 8

Relating to creating an exception to the requirement that a licensee be present on premises licensed to sell fermented malt beverages.

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

To committee on Rules.

Assembly Bill 21

Relating to authorizing the issuance of an intoxicating liquor wholesaler's permit to certain breweries.

Adoption of assembly amendment 1:

Ayes: (10) Noes: (0)

Passage: Ayes: (8) Noes: (2)

To calendar.

GERVASE HEPHNER

Chairperson

The committee on Energy reports and recommends:

Assembly Joint Resolution 8

Memorializing congress to extend the renewable energy tax credits beyond 1985.

Adoption: Ayes: (7) Noes: (1)

To committee on Rules.

THOMAS SEERY

Chairperson

CONSIDERATION OF SENATE ACTION ON PROPOSALS APPROVED BY THE ASSEMBLY

Assembly Bill 4

Relating to adjustments of Wisconsin state property tax relief credits due to annexations.

The question was: Shall senate amendment 2 to **Assembly Bill 4** be concurred in?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bradley, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Fergus, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Johnsrud, Kasten, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Looby, McEssy, Magnuson, Manske, Menos, Merkt, Metz, Musser, Nelsen, Neubauer, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, R., Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Weeden, Welch, Wimmer, Wineke, Wood, York, Young, J., Young, R., Zeuske and Speaker Loftus -- 92.

Noes -- None.

Absent or not voting -- Bolle, Foti, Matty, Tregoning and Williams -- 5.

Paired for -- Medinger -- 1.

Paired against -- D. Travis -- 1.

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 4** be immediately messaged to the senate. Granted.

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 10

Adopted and asks concurrence in:

Senate Joint Resolution 19

ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 19

Urging every conceivable effort to keep the Milwaukee Bucks in Milwaukee.

By Senators Ulichny, Engeleiter, Cullen and Helbach; cosponsored by Representative Carpenter.

To calendar.

Representative Becker asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 19** be withdrawn from the calendar and taken up at this time. Granted.

The question was: Shall **Senate Joint Resolution 19** be concurred in?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 19** be immediately messaged to the senate. Granted.

MOTIONS

Representative Becker asked unanimous consent that **Assembly Bill 21** be withdrawn from the calendar and taken up at this time. Granted.

Assembly Bill 21

Relating to authorizing the issuance of an intoxicating liquor wholesaler's permit to certain breweries.

The question was: Shall assembly amendment 1 to **Assembly Bill 21** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 21** be ordered engrossed and read a third time?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 21** be given a third reading. Granted.

The question was: **Assembly Bill 21** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bradley, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Fergus, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Johnsrud, Kasten, Krug, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, McEssy, Magnuson, Manske, Medinger, Menos, Merkt, Metz, Musser, Nelsen, Neubauer, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, R., Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, Winecke, York, Young, J., Young, R. and Zeuske -- 87.

Noes -- Hauke, Krusick, Looby, Weeden and Wood - - 5.

Absent or not voting -- Bolle, Foti, Matty, Travis, D., Tregoning, Williams and Speaker Loftus -- 7.

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 21** be immediately messaged to the senate.

Representative Hauke objected.

Representative Becker moved that the rules be suspended and that **Assembly Bill 21** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Bill 21** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bradley, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Fergus, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Johnsrud, Kasten, Krug, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, McEssy, Magnuson, Manske, Medinger, Menos, Merkt, Metz, Musser, Nelsen, Neubauer, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker,

Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, R., Turba, Vanderperren, Van Gorden, Vergeront, Walling, Welch, Wimmer, Wineke, York, Young, J., Young, R. and Zeuske -- 86.

Noes -- Hauke, Krusick, Looby, Volk, Weeden and Wood -- 6.

Absent or not voting -- Bolle, Foti, Matty, Travis, D., Tregoning, Williams and Speaker Loftus -- 7.

Motion carried.

Representative Becker asked unanimous consent to introduce a resolution.

Representative T. Thompson objected.

Assembly Joint Resolution 6

Relating to memorializing congress to adopt a farm bill with specified provisions.

Representative Swoboda moved that assembly substitute amendment 1 to **Assembly Joint Resolution 6** be laid on the table.

Speaker pro tempore Clarenbach in the chair.

The question was: Shall assembly substitute amendment 1 to **Assembly Joint Resolution 6** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Black, Brist, Carpenter, Clarenbach, Clements, Coggs, M., Coggs, S., Crawford, Fergus, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Jauch, Krug, Krusick, Kunicki, Mark Lewis, Looby, Magnuson, Medinger, Menos, Metz, Neubauer, Notestein, Potter, Robinson, Rutkowski, Schneider, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Vanderperren, Volk, Wineke, Wood, Young, R. and Speaker Loftus -- 50.

Noes -- Berndt, Bradley, Buettner, Byers, Coleman, Cowles, Goetsch, Huelsman, Johnsrud, Kasten, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Manske, Merkt, Musser, Nelsen, Ourada, Panzer, Paulson, Plizka, Porter, Prosser, Radtke, Rosenzweig, Schmidt, Schneiders, Schober, Schultz, Thompson, T., Travis, R., Turba, Van Gorden, Vergeront, Walling, Weeden, Welch, Wimmer, York, Young, J. and Zeuske -- 43.

Absent or not voting -- Bolle, Foti, Matty, Travis, D., Tregoning and Williams -- 6.

Motion carried.

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

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bradley, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Fergus, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Johnsrud, Kasten, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Looby, McEssy, Magnuson, Manske, Medinger, Menos, Merkt, Metz, Musser, Neubauer, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, R., Turba, Vanderperren, Van Gorden, Vergeront, Volk, Weeden, Wimmer, Wineke, Wood, York, Young, R., Zeuske and Speaker Loftus -- 88.

Noes -- Nelsen, Prosser, Walling, Welch and Young, J. -- 5.

Absent or not voting -- Bolle, Foti, Matty, Travis, D., Tregoning and Williams -- 6.

Motion carried.

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

Representative Loftus asked unanimous consent to introduce and take up a joint resolution at this time. Granted.

Assembly Joint Resolution 13

Relating to memorializing congress to adopt a farm bill with specified provisions.

By Representatives Loftus and T. Thompson.

Representative Shoemaker asked unanimous consent that all members of the assembly be made co-authors of **Assembly Joint Resolution 13**.

Representative T. Thompson objected.

Representative Shoemaker asked unanimous consent that all members of the assembly except Representative J. Young be made co-authors of **Assembly Joint Resolution 13**. Granted.

The question was: Shall **Assembly Joint Resolution 13** be adopted?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 13** be immediately messaged to the senate. Granted.

LEAVES OF ABSENCE

Representative R. Travis asked unanimous consent for a leave of absence for today's session for Representatives Foti, Matty and Tregoning. Granted.

Representative Tesmer asked unanimous consent to be recorded on the following questions from Tuesday, February 5. Granted.

Shall assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 11 be rejected? Aye
Shall Senate Bill 3 be ordered to a third reading? Aye
Shall Senate Bill 3 be concurred in? Aye

REFERENCE BUREAU CORRECTIONS

Assembly Bill 37

Page 2, line 1: substitute "Class" for "class".

VISITORS

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

Jan Liss, Helen Hacker, Carol Phillips and Joy Horvath from Marshfield, guests of Representative Hasenohrl.

Members of the State Medical Society Auxiliary, guests of Representative Becker.

Seniors from Antigo High School, guests of Representative Ourada.

Glory Tahlier from Green Bay, guest of Representative Metz.

Richard and Erna Bubolz from Rio, guests of Representative R. Thompson.

Representative Becker moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, March 19 pursuant to **Assembly Joint Resolution 1**.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

12:35 P.M.