

STATE OF WISCONSIN
Assembly Journal
Eighty-Seventh Regular Session

TUESDAY, June 4, 1985.

10:00 A.M.

The assembly met.

Speaker Loftus in the chair.

The prayer was offered by Reverend John Klawitter of Christ Episcopal Church, 1323 Dover Street, Chippewa Falls.

Representative Hauke 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, Bolle, Bradley, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Fergus, Foti, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Kasten, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Looby, McEssy, Magnuson, Manske, Matty, 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, D., Travis, R., Tregoning, Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Weeden, Welch, Williams, Wimmer, Wineke, Wood, York, Young, J., Young, R., Zeuske and Speaker Loftus -- 98.

Absent -- None.

Absent with leave -- Jauch -- 1.

Vacancies -- None.

AMENDMENTS OFFERED

Assembly amendment 1 to Assembly Bill 77 offered by Representatives Magnuson, Barca, Bell and Hasenohrl.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 85-23

Relating to out-of-state limited services offices of Wisconsin-chartered credit unions.

Submitted by Office of the Commissioner of Credit Unions.

To committee on Financial Institutions and Insurance.

Referred on June 4, 1985.

Assembly Clearinghouse Rule 85-37

Relating to procedure and practice before the division of hearings and appeals.

Submitted by Division of Hearings and Appeals, Department of Administration.

To committee on Judiciary.

Referred on June 4, 1985.

**INTRODUCTION AND REFERENCE
OF PROPOSALS**

Read first time and referred:

Assembly Joint Resolution 36

Relating to creating a committee to develop guidelines for use of the state capitol by outside groups.

By Representatives R. Thompson, Vanderperren, Wineke, Byers, Shoemaker, Potter, Hasenohrl, Volk, Wood, McEssy, J. Young, York, Turba, Larson, Porter, Bradley, Paulson and Hauke, cosponsored by Senators Andrea and Roshell.

To committee on State Affairs.

Assembly Bill 344

Relating to insurance coverage of chiropractic services and granting rule-making authority.

By Representatives Hauke, Shoemaker, Wineke, Clarenbach, Tregoning and Tesmer.

To committee on Financial Institutions and Insurance.

Assembly Bill 345

Relating to operating motor vehicles, using intoxicants or drugs or both, making appropriations and providing penalties.

By Representatives Black, Vergeront and Weeden, cosponsored by Senators McCallum and Lorman.

To committee on Judiciary.

Assembly Bill 346

Relating to appointment of special voter registration deputies.

By Representatives Brist, Becker, Medinger, Neubauer, R. Young, Merkt and Buettner, cosponsored by Senators Czarnecki and Otte.

To committee on Elections.

Assembly Bill 347

Relating to deer damage, deer damage control permits, deer damage control designee permits, restrictions on carrying and using guns in or from automobiles or vehicles, deer shining and restrictions on deer hunting.

By Representatives Volk, T. Thompson, Swoboda, Matty, Vanderperren, Musser, Byers, Welch, Tregoning, Goetsch, Hasenohrl, Zeuske, Larson, Johnsrud, Shoemaker, Potter, Holschbach and Porter, cosponsored by Senators Kincaid, Rude, Lasee, Otte, Kreul, Theno and Leean.

To committee on Tourism, Recreation and Forest Productivity.

Assembly Bill 348

Relating to requiring training for foster parents.

By Representatives Bell, Magnuson, Notestein, R. Young, Holperin, Shoemaker, Mark Lewis, Hasenohrl and Schultz, cosponsored by Senators Otte, Feingold, Risser and Rude.

To committee on Children and Human Services.

Assembly Bill 349

Relating to fees of the clerk of circuit court.

By Representatives Hephner, Williams, Ladwig and Lepak, cosponsored by Senator Otte, by request of Calumet County news media.

To committee on Judiciary.

Assembly Bill 350

Relating to the form of notification provided to individuals filing statements of economic interests of inspections of their statements.

By Representatives Hephner, Shoemaker, Holschbach, Williams, Foti, J. Young, Lepak and Bolle, cosponsored by Senators Otte, Kreul and Leean.

To committee on State Affairs.

Assembly Bill 351

Relating to licensure of slaughtering and meat processing plants by the department of agriculture, trade and consumer protection.

By Representatives Hephner, McEssy, Holschbach, Shoemaker, Williams, Foti, Bradley, Bolle and Schneiders, cosponsored by Senators Van Sistine, McCallum, Kreul and Leean.

To committee on Agriculture.

Assembly Bill 352

Relating to sites for voter registration on election day.

By Representatives Ourada, Coleman, Goetsch, Ladwig, Huelsman, J. Young, Vergeront and Matty.

To committee on Elections.

Assembly Bill 353

Relating to the training of school district employees and volunteers in the application of the Heimlich maneuver.

By Representatives Swoboda and Musser, by request of The Board of Education of the City of Sturgeon Bay.

To committee on Education.

Assembly Bill 354

Relating to state life insurance benefits for retired employes.

By Representatives Swoboda, Cowles, Goetsch, Hauke, Matty and Seery.

To Joint Survey Committee on Retirement Systems.

COMMITTEE REPORTS

The committee on Agriculture reports and recommends:

Assembly Resolution 5

Relating to requesting the congressional delegation of Wisconsin to attempt to broaden the surplus dairy product distribution program.

Adoption: Ayes: (14) Noes: (0)

To committee on Rules.

Assembly Bill 14

Relating to the distribution of fertilizer and soil and plant additives in this state, granting rule-making authority and providing penalties.

Passage: Ayes: (12) Noes: (0)

To Joint Committee on Finance.

Assembly Bill 15

Relating to agricultural and vegetable seeds and imposing a penalty.

Adoption of assembly amendment 1:

Ayes: (12) Noes: (0)

Passage: Ayes: (12) Noes: (0)

To committee on Rules.

Assembly Bill 79

Relating to state aid to fairs.

Adoption of assembly amendment 1:

Ayes: (14) Noes: (0)

Passage: Ayes: (14) Noes: (0)

To committee on Rules.

Assembly Bill 116

Relating to exempting certain projects from the agricultural impact statement requirements.

Passage: Ayes: (8) Noes: (6)

To committee on Rules.

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Assembly Bill 293

Relating to establishing a direct marketing program in the department of agriculture, trade and consumer protection and making an appropriation.

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

Passage: Ayes: (13) Noes: (1)
To Joint Committee on Finance.

LARY SWOBODA
Chairperson

The committee on Criminal Justice and Public Safety reports and recommends:

Senate Joint Resolution 5

Relating to requesting a legislative council study of the mental health services provided to prisoners.

Concurrence: Ayes: (16) Noes: (0)
To committee on Rules.

LOUISE TESMER
Chairperson

MOTIONS

Representative Becker asked unanimous consent that **Senate Bill 150** be placed on the twelfth order of business on today's calendar. Granted.

Representative T. Thompson moved reconsideration of the vote by which **Assembly Bill 90** was ordered to a third reading. Entered.

Representative Bradley moved reconsideration of the vote by which assembly substitute amendment 1 to **Assembly Bill 90** was adopted. Entered.

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

The assembly stood recessed. 10:25 A.M.

RECESS

10:50 A.M.

The assembly reconvened.
Speaker pro tempore Clarenbach in the chair.

CALENDAR OF FRIDAY, MAY 31

Senate Joint Resolution 46

Designating Circus Train Day, Circus Performance Days and Great Circus Parade Day in the state of Wisconsin.

The question was: Shall **Senate Joint Resolution 46** be concurred in?

Motion carried.

Representative Medinger asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 46** be immediately messaged to the senate. Granted.

CALENDAR OF TUESDAY, JUNE 4

Assembly Bill 90

Relating to license plates for antique motor vehicles.

Representative R. Thompson asked unanimous consent that Representative Merkt be made a coauthor of assembly substitute amendment 1 to **Assembly Bill 90**. Granted.

The question was: Shall the vote by which **Assembly Bill 90** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Bolle, Bradley, Buettner, Byers, Hephner, Huelsman, Kasten, Looby, McEssy, Porter, Schmidt, Schultz, Vanderperren, Walling and Zeuske -- 15.

Noes -- Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Brist, Carpenter, Clarenbach, Clements, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Fergus, Foti, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hauke, Holperin, Holschbach, Hubler, Johnsrud, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Magnuson, Manske, Matty, Medinger, Menos, Merkt, Metz, Musser, Nelsen, Neubauer, Notestein, Ourada, Panzer, Paulson, Plizka, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schneider, Schneiders, Schober, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, D., Travis, R., Tregoning, Turba, Van Gorden, Vergeront, Volk, Weeden, Welch, Williams, Wimmer, Wineke, Wood, York, Young, J., Young, R. and Speaker Loftus -- 81.

Absent or not voting -- Hasenohrl, Jauch and Mark Lewis -- 3.

Motion failed.

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

The question was: **Assembly Bill 90** having been read three times, shall the bill be passed?

Motion carried.

Representative T. Thompson asked unanimous consent that the rules be suspended and that **Assembly Bill 90** be immediately messaged to the senate. Granted.

Senate Bill 150

Relating to implementation of the marital property act and granting rule-making authority.

Representative Becker asked unanimous consent to withdraw his motion for reconsideration of the vote by which **Senate Bill 150** was ordered to a third reading. Granted.

Representative Loftus moved nonconcurrency in **Senate Bill 150**.

The question was: Shall **Senate Bill 150** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Barca, Barrett, Becker, Bell, Black, Brist, Carpenter, Clarenbach, Coggs, M., Coggs, S., Crawford, Grobschmidt, Gruszynski, Hasenohrl, Hubler, Krug, Kunicki, Margaret Lewis, Mark Lewis, Looby, Magnuson, Medinger, Metz, Neubauer, Notestein, Potter, Robinson, Rutkowski, Schneider, Seery, Tesmer, Thompson, R., Travis, D., Vanderperren, Weeden, Wineke, Wood, Young, R. and Speaker Loftus -- 39.

Noes -- Antaramian, Berndt, Bolle, Bradley, Buettner, Byers, Clements, Coleman, Cowles, Fergus, Foti, Goetsch, Gronemus, Hauke, Hephner, Holperin, Holschbach, Huelsman, Johnsrud, Kasten, Krusick, Ladwig, Larson, Lepak, McEssy, Manske, Matty, Menos, Merkt, Musser, Nelsen, Ourada, Panzer, Paulson, Plizka, Porter, Prosser, Rosenzweig, Schmidt, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Vergeront, Volk, Walling, Welch, Williams, Wimmer, York, Young, J. and Zeuske -- 58.

Absent or not voting -- Jauch and Radtke -- 2.

Motion failed.

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

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

The question was: **Senate Bill 150** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Senate Bill 150** be immediately messaged to the senate. Granted.

Speaker Loftus in the chair.

Representative Tesmer in the chair.

Representative Coleman asked unanimous consent that the assembly adjourn in honor of Stephen King, newly elected chairman of the state Republican Party. Granted.

Representative Turba asked unanimous consent that the assembly adjourn in honor of the city of Sheboygan and the people involved in Sheboygan Brat Day. Granted.

Representative Wineke asked unanimous consent that the assembly adjourn in memory of Robert F. Kennedy who won the California primary 17 years ago today. Granted.

Representative Matty asked unanimous consent that the assembly adjourn in honor of the 45th anniversary of the evacuation of Allied troops from Dunkirk. Granted.

Representative Clements asked unanimous consent that the assembly adjourn in honor of the 18th wedding anniversary of Representative Plizka. Granted.

LEAVES OF ABSENCE

Representative Becker asked unanimous consent for a leave of absence for today's session for Representative Jauch. Granted.

REFERENCE BUREAU CORRECTIONS

Conference Substitute Amendment 1 to **Assembly Bill 78**

1. Page 1, line 3: substitute "(11m)" for "(1m)".
2. Page 11, line 7: substitute "(11m)" for "(1m)".
3. Page 12, line 4: substitute "(11m)" for "(1m)".

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 grade students from Cumberland School in Whitefish Bay, guests of Representative Nelsen.

Chuck, Jean and Shelley Fehl from Montello, guests of Representative T. Thompson.

Fourth grade students from Swallow School in Hartland, accompanied by teacher Maxine Benrud, guests of Representative Foti.

Students from McKinley Middle School in Racine, guests of Representatives Fergus and Neubauer.

Sheehan Donoghue from Merrill, guest of Representative Panzer.

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Fourth and fifth grade students from St. Margaret Mary School in Neenah, guests of Representative Walling.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

12:20 P.M.

Representative Becker moved that the assembly stand adjourned until 9:30 A.M. on Thursday, June 6.