

JOURNAL OF THE ASSEMBLY [May 30, 1979]

STATE OF WISCONSIN

Assembly Journal

Eighty-Fourth Regular Session

WEDNESDAY, May 30, 1979.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Representative Laatsch.

Representative Schmidt 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, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Gunderson, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 95.

Absent -- None.

Absent with leave -- Kedrowski and Murray -- 2.

AMENDMENTS OFFERED

Assembly amendment 2 to **Assembly Bill 273** offered by Representative Metz.

Assembly amendment 1 to **Assembly Bill 304** offered by Representative Conradt.

Assembly amendment 1 to **Assembly Bill 377** offered by Representative Conradt.

Assembly amendment 1 to **Assembly Bill 543** offered by Representative Conradt.

Assembly amendment 1 to **Assembly Bill 557** offered by committee on Education.

Assembly substitute amendment 1 to **Assembly Bill 592** offered by Representative Tuczynski.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 695

Relating to making cost controls appealable for expenses attributable to the cost of fuel for pupil transportation.

By Representatives Duren, Shoemaker, Gerlach, Barry, Everson, Smith, Rutkowski, Schneider, Wood, Fischer, Hephner, Wagner, Medinger, Lallensack, Merkt and DeLong, co-sponsored by Senator Goyke.

To committee on Education.

Assembly Bill 696

Relating to false statements affecting candidates, and providing a penalty.

By Representative Tuczynski.

To committee on Elections.

COMMITTEE REPORTS

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

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Senate Bill 58

Relating to battery by prisoners.

Concurrence: Ayes: (8) Noes: (2)

To committee on Rules.

Senate Bill 140

Relating to a plea of guilty for crimes committed in several counties.

Concurrence: Ayes: (10) Noes: (0)

To committee on Rules.

ED McCLAIN

Chairperson

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has adopted and asks concurrence in:

Senate Joint Resolution 5

ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 5

To amend section 12 of article XIII; and to create section 12(4)(a) to (c) of article XIII of the constitution, relating to primaries in recall elections (first consideration).

By Senators Braun, Bear, Goyke, Van Sistine, Adelman, Strohl, Risser, Thompson and Offner; co-sponsored by Representatives Hauke, Andrea, Leopold, Kirby, Lee, Ufichny, Helbach, Broydrick, Barczak, Miller, Wood, Potter, Pabst, Roberts, Kirby, Otte and Kedrowski.

To committee on Elections.

Representative Wahner asked unanimous consent to introduce a petition. Granted.

PETITIONS

Assembly Petition 36

Submitted by 6500 citizens of Wisconsin in support of Assembly Bill 2, relating to establishment of a citizens utility board.

By Representative Wahner.

To committee on Energy.

Assembly Petition 37

Submitted by Stephen Koch of Wautoma, consisting of 1363 signatures of citizens of Wisconsin in support of appropriate actions relating to earth sheltered housing.

By Representative Goodrich.

To committee on Local Affairs.

LEAVES OF ABSENCE

Representative Wahner asked unanimous consent for a leave of absence for today's session for Representatives Murray and Kedrowski. Granted.

MOTIONS

Representative Behnke asked unanimous consent that **Assembly Joint Resolution 55** be withdrawn from the committee on State Affairs and returned to the author. Granted.

Representative Wahner asked unanimous consent that **Assembly Bill 361** be withdrawn from the Joint Committee on Finance and referred to the committee on Rules. Granted.

CALENDAR OF WEDNESDAY, MAY 30, 1979

Assembly Bill 187

Relating to separation of hospital indemnity insurance coverage from required skilled nursing care coverage.

The question was: Shall assembly amendment 1 to **Assembly Bill 187** be adopted?

Motion carried.

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The question was: Shall assembly amendment 2 to **Assembly Bill 187** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 187** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 187** be given a third reading. Granted.

The question was: **Assembly Bill 187** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Gunderson, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Young -- 94.

Noes -- Mr. Speaker -- 1.

Absent or not voting -- Kedrowski and Murray -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 187** be immediately messaged to the senate. Granted.

Assembly Bill 188

Relating to authorization of savings and loan associations to invest in securities of any state or territory of the United States or any local governmental unit of any state or territory of the United States.

The question was: Shall assembly amendment 1 to **Assembly Bill 188** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 188** offered by Representatives Pabst, Leopold, Tuczynski, Andrea, Luckhardt, Metz, Rooney and Klicka.

The question was: Shall assembly amendment 2 to **Assembly Bill 188** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 188** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bradley, Broydrick, Clarenbach, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Gunderson, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kincaid, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, McEssy, Matty, Medinger, Menos, Merkt, Munts, Otte, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Vanderperren, Wagner, Wahner, Wood, Young and Mr. Speaker -- 73.

Noes -- Becker, Behnke, Byers, Coggs, Kirby, Lee, Leopold, Loftus, Lorman, Luckhardt, McClain, Metz, Miller, Norquist, Omernick, Pabst, Soucie, Travis, D., Tuczynski, Ulichny and Ward - - 21.

Absent or not voting -- Kedrowski, Klicka and Murray -- 3.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 188** be given a third reading. Granted.

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The question was: **Assembly Bill 188** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bradley, Byers, Clarenbach, Cogg, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Gunderson, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kincaid, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, McEssy, Matty, Medinger, Menos, Merkt, Munts, Omernick, Otte, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Vanderperren, Wagner, Wahner, Young and Mr. Speaker -- 73.

Noes -- Becker, Behnke, Broydrick, Conradt, Czerwinski, Kirby, Lee, Leopold, Loftus, Lorman, Luckhardt, McClain, Metz, Miller, Norquist, Pabst, Soucie, Travis, D., Tuczynski, Ulichny, Ward and Wood -- 22.

Absent or not voting -- Kedrowski and Murray -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 188** be immediately messaged to the senate. Granted.

Assembly Bill 190

Relating to a mandatory risk sharing plan for foster homes.

The question was: Shall **Assembly Bill 190** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 190** be given a third reading. Granted.

The question was: **Assembly Bill 190** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Gunderson, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Norquist, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 92.

Noes -- Hopkins, Omernick and Shabaz -- 3.

Absent or not voting -- Kedrowski and Murray -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 190** be immediately messaged to the senate. Granted.

Assembly Bill 224

Relating to a mandatory risk sharing plan for group homes.

The question was: Shall **Assembly Bill 224** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 224** be given a third reading. Granted.

The question was: **Assembly Bill 224** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Gunderson, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kincaid, Kirby,

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Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Norquist, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Snyder, Soucie, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 89.

Noes -- Hopkins, Omernick, Shabaz, Thompson and Tregoning -- 5.

Absent or not voting -- Kedrowski, Klicka and Murray -- 3.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 224** be immediately messaged to the senate. Granted.

Assembly Bill 208

Relating to warning lights on emergency vehicles.

Assembly amendment 1 to **Assembly Bill 208** offered by Representatives Wahner and Shabaz.

The question was: Shall assembly amendment 1 to **Assembly Bill 208** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 208** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 208** be given a third reading. Granted.

The question was: **Assembly Bill 208** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer,

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Flintrop, Gagin, Gerlach, Goodrich, Gunderson, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kincaid, Kirby, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Smith, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 91.

Noes -- Soucie -- 1.

Absent or not voting -- Kedrowski, Klicka, Murray, Shoemaker and Snyder -- 5.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 208** be immediately messaged to the senate. Granted.

Representative Medinger asked unanimous consent that the assembly adjourn in honor of the 22nd birthday of Laurel Bagby. Granted.

VISITORS

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

Eighth grade students from Trinity Lutheran School in Racine accompanied by teacher Mr. Seefeldt, guests of Representatives Rooney, Ladwig and Ferrall.

Lauri Ripp from Waunakee, guest of Representative Loftus.

Fifth grade students from Roosevelt Elementary School in Janesville, guests of Representative Wood.

Dee Meyer from Medford, guest of Representative Larson.

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Representative Ferrall 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.

10:30 A.M.