

STATE OF WISCONSIN
Assembly Journal
Eighty-Seventh Regular Session

TUESDAY, May 21, 1985.

10:00 A.M.

The assembly met.

Speaker Loftus in the chair.

The prayer was offered by Reverend David McRoberts of Asbury United Methodist Church, 5702 South Hill Drive, Madison.

Representative Schneider 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, Jauch, Johnsrud, Kasten, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, McEssy, Magnuson, Manske, Matty, Medinger, Menos, 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 -- 97.

Absent -- None.

Absent with leave -- Looby and Merkt -- 2.

Vacancies -- None.

AMENDMENTS OFFERED

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Joint Resolution 21** offered by Representatives Carpenter, Antaramian and Clarenbach.

Assembly substitute amendment 1 to **Assembly Bill 7** offered by Representative Foti.

Assembly amendment 1 to **Assembly Bill 160** offered by Representatives Volk, Holschbach, Bolle, R. Young and Walling.

Assembly amendment 1 to **Assembly Bill 226** offered by Representatives Hephner, Gronemus, Schultz and Tregoning.

Assembly substitute amendment 1 to **Assembly Bill 226** offered by Representative Black.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 226** offered by Representatives Hephner, Tregoning and Gronemus.

**INTRODUCTION AND REFERENCE
OF PROPOSALS**

Read first time and referred:

Assembly Bill 325

Relating to allowing teachers to retire with full benefits at age 55 or after 30 years of teaching.

By Representatives Larson, Paulson, Looby, Byers, McEssy and Clarenbach, by request of Wisconsin Education Association Council.

To Joint Survey Committee on Retirement Systems.

Assembly Bill 326

Relating to actions by worthless check victims.

By Representatives Foti, Cowles, Lepak, Kasten, York, Byers, Magnuson, Radtke, Shoemaker, Potter, Fergus, Turba, Prosser, Schober, Welch, J. Young, Holperin, Vergeront, Buettner, Van Gorden, Musser, Ladwig, Huelsman, Mark Lewis, Schultz, Merkt, Weeden, Rosenzweig, Ourada, Goetsch, Plizka, Schneiders and Walling, cosponsored by Senators Andrea, Van Sistine, Rude, Davis, Harsdorf, Kreul, Lorman, Hanaway and Lasee.

To committee on Criminal Justice and Public Safety.

Assembly Bill 327

Relating to modifying the distribution schedule of state aid payments to school districts.

By Representatives Wineke, Mark Lewis, Goetsch, Van Gorden, Musser, Turba, Ladwig, Holschbach, Weeden, Swoboda, Paulson, J. Young, Magnuson, Buettner, Radtke, T. Thompson, Schultz, Hasenohrl and Vergeront, cosponsored by Senators Moen, Feingold, Cullen, Harsdorf, Rude, Lorman, Andrea, Otte, Van Sistine, Ellis and Roshell.

To committee on Ways and Means.

Assembly Bill 328

Relating to sexual assault victims.

By Representatives Fergus, Magnuson, Grobschmidt, Carpenter, Kasten, Krug, Bell, Shoemaker, Lepak, Zeuske, Schober, Musser, Gronemus, J. Young, Neubauer and Becker, cosponsored by Senators Ulichny, Lee, Theno and Hanaway.

To committee on Criminal Justice and Public Safety.

Assembly Bill 329

Relating to property tax assessment by means of comparing the sales price of similar property.

By Representatives Bradley, Hephner, Vanderperren, McEssy, Lepak, Welch, Porter, Bolle and Van Gorden, cosponsored by Senators Roshell, Kreul, Lasee, Ellis and Leean.

To committee on Urban and Local Affairs.

Assembly Bill 330

Relating to redistributing loads on motor vehicles and providing a penalty.

By Representatives Vanderperren, Hasenohrl, Bolle, Bradley, McEssy, Van Gorden, Clements and Holperin, cosponsored by Senators Otte and Kincaid.

To committee on Highways.

Assembly Bill 331

Relating to warning lights on police vehicles.

By Representatives Vanderperren, Shoemaker, Hasenohrl, Menos, Bolle, Holperin, Hubler, Bradley and Van Gorden, cosponsored by Senators Roshell, Otte and Feingold.

To committee on Highways.

COMMITTEE REPORTS

The committee on Children and Human Services reports and recommends:

Assembly Bill 101

Relating to dogs specially trained to provide support for mobility-impaired persons.

Passage: Ayes: (11) Noes: (0)

To committee on Rules.

Assembly Bill 248

Relating to attaching pamphlets about fetal alcohol syndrome to marriage licenses.

Passage: Ayes: (10) Noes: (1)

To committee on Rules.

Senate Bill 134

Relating to attaching pamphlets about fetal alcohol syndrome to marriage licenses.

Concurrence: Ayes: (10) Noes: (1)

To committee on Rules.

MARCIA COGGS
Chairperson

The committee on State Affairs reports and recommends:

Assembly Joint Resolution 29

Memorializing congress to oppose military intervention in Nicaragua.

Adoption of assembly substitute amendment 1:

Ayes: (9) Noes: (1)

Adoption: Ayes: (7) Noes: (3)

To committee on Rules.

Assembly Bill 104

Relating to creating a state uniform code for certain multiunit dwellings.

Adoption of assembly amendment 1:

Ayes: (8) Noes: (2)

Adoption of assembly amendment 2:

Ayes: (10) Noes: (0)

Passage: Ayes: (6) Noes: (4)

To Joint Committee on Finance.

RICHARD SHOEMAKER
Chairperson

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 255 -----	12 -----	May 21, 1985
Assembly Bill 83 -----	15 -----	May 21, 1985
Assembly Bill 221 -----	16 -----	May 21, 1985

DOUGLAS La FOLLETTE
Secretary of State

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

The assembly stood recessed.

10:10 A.M.

RECESS

The assembly reconvened.

11:15 A.M.

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CALENDAR OF TUESDAY, MAY 21

Assembly Joint Resolution 21

Relating to review of appropriate legislation by joint standing committees on public debt and tax exemptions.

Representative Becker asked unanimous consent that **Assembly Joint Resolution 21** be placed at the foot of the ninth order of business on the calendar of Thursday, May 23. Granted.

Assembly Bill 160

Relating to discontinuance of the joint survey committees on debt management and tax exemptions and voting and reports of the joint survey committee on retirement systems.

Representative Becker asked unanimous consent that **Assembly Bill 160** be placed at the foot of the twelfth order of business on the calendar of Thursday, May 23. Granted.

Assembly Bill 226

Relating to revising penalties related to the Wisconsin pollution discharge elimination system.

Representative Hephner asked unanimous consent that **Assembly Bill 226** be placed at the foot of today's calendar. Granted.

Assembly Bill 146

Relating to public deposits.

The question was: Shall assembly amendment 1 to **Assembly Bill 146** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 146** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 146** be ordered engrossed and read a third time?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 146** be given a third reading. Granted.

The question was: **Assembly Bill 146** having been read three times, shall the bill be passed?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 146** be immediately messaged to the senate. Granted.

Senate Bill 150

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

The question was: Shall assembly amendment 1 to **Senate Bill 150** be adopted?

Motion carried.

Assembly amendment 2 to **Senate Bill 150** offered by Representatives Hauke, T. Thompson, Wimmer and Schober.

Representative Rutkowski moved rejection of assembly amendment 2 to **Senate Bill 150**.

Representative D. Travis in the chair.

LEAVES OF ABSENCE

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

Representative R. Travis asked unanimous consent for a leave of absence for today's session for Representative Merkt. Granted.

Representative Becker asked unanimous consent that the assembly stand recessed until 2:00 P.M. Granted.

The assembly stood recessed.

12:30 P.M.

RECESS

2:05 P.M.

The assembly reconvened.

Speaker Loftus in the chair.

Representative T. Thompson asked unanimous consent for a quorum call. Granted.

A quorum was present.

Speaker pro tempore Clarenbach in the chair.

Representative Crawford moved that **Senate Bill 150** be laid on the table.

Speaker Loftus in the chair.

The question was: Shall **Senate Bill 150** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Barca, Barrett, Becker, Bell, Black, Brist, Carpenter, Clarenbach, Coggs, M., Coggs, S., Crawford, Fergus, Grobschmidt, Gruszynski, Hasenohrl, Holperin, Holschbach, Hubler, Jauch, Krusick, Krug, Kunicki, Mark Lewis, Magnuson, Medinger, Metz, Neubauer, Notestein, Potter, Robinson, Rutkowski, Schneider, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Travis, D., Vanderperren, Volk, Wineke, Young, R. and Speaker Loftus -- 43.

Noes -- Antaramian, Berndt, Bolle, Bradley, Buettner, Byers, Clements, Coleman, Cowles, Foti, Goetsch, Gronemus, Hauke, Hephner, Huelsman, Johnsrud, Kasten, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Manske, Matty, Menos, Musser, Nelsen, Ourada, Panzer, Paulson, Plizka, Porter, Prosser, Radtke, Rosenzweig, Schmidt, Schneiders, Schober, Schultz, Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Vergeront, Walling, Weeden, Welch, Williams, Wimmer, Wood, York, Young, J. and Zeuske - - 54.

Absent or not voting -- Looby and Merkt -- 2.

Motion failed.

Representative Crawford moved that assembly amendment 2 to **Senate Bill 150** be placed after assembly amendment 3 to **Senate Bill 150**.

Representative Kunicki in the chair.

LEAVES OF ABSENCE

Representative Becker asked unanimous consent for a leave of absence for today's session from 3:00 P.M. on for Representative Bolle. Granted.

The question was: Shall assembly amendment 2 to **Senate Bill 150** be placed after assembly amendment 3 to **Senate Bill 150**?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Black, Brist, Carpenter, Clarenbach, Coggs, M., Coggs, S., Crawford, Fergus, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Holperin, Holschbach, Hubler, Jauch, Krug, Krusick, Kunicki, Mark Lewis, Magnuson, Medinger, Menos, Metz, Neubauer, Notestein, Potter, Robinson, Rutkowski, Schneider, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Travis, D., Vanderperren, Volk, Wineke, Wood, Young, R. and Speaker Loftus -- 47.

Noes -- Berndt, Bradley, Buettner, Byers, Clements, Coleman, Cowles, Foti, Goetsch, Hauke, Hephner, Huelsman, Johnsrud, Kasten, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Manske, Matty, Musser, Nelsen, Ourada, Panzer, Paulson, Plizka, Porter, Prosser, Radtke, Rosenzweig, Schmidt, Schneiders, Schober, Schultz, Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Vergeront, Walling, Weeden, Welch, Williams, Wimmer, York, Young, J. and Zeuske -- 49.

Absent or not voting -- Bolle, Looby and Merkt -- 3.

Motion failed.

Speaker Loftus in the chair.

LEAVES OF ABSENCE

Representative Becker asked unanimous consent for a leave of absence for today's session from 3:15 P.M. on for Representative Schneider. Granted.

The question was: Shall assembly amendment 2 to **Senate Bill 150** be rejected?

The roll was taken.

The result follows:

Ayes -- Barca, Barrett, Becker, Bell, Black, Brist, Carpenter, Clarenbach, Coggs, M., Coggs, S., Crawford, Fergus, Grobschmidt, Gruszynski, Hasenohrl, Holperin, Holschbach, Hubler, Jauch, Krug, Krusick, Kunicki, Margaret Lewis, Mark Lewis, Magnuson, Medinger, Metz, Neubauer, Notestein, Potter, Robinson, Rutkowski, Seery, Swoboda, Tesmer, Thompson, R., Travis, D., Vanderperren, Volk, Wineke, Wood, Young, R. and Speaker Loftus -- 43.

Noes -- Antaramian, Berndt, Bradley, Buettner, Byers, Clements, Coleman, Cowles, Foti, Goetsch, Gronemus, Hauke, Hephner, Huelsman, Johnsrud, Kasten, Ladwig, Larson, Lepak, McEssy, Manske, Matty, Menos, Musser, Nelsen, Ourada, Panzer, Paulson, Plizka, Porter, Prosser, Radtke, Rosenzweig, Schmidt, Schneiders, Schober, Schultz, Shoemaker, Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Vergeront, Walling, Weeden, Welch, Williams, Wimmer, York, Young, J. and Zeuske -- 52.

Absent or not voting -- Bolle, Looby, Merkt and Schneider -- 4.

Motion failed.

The question was: Shall assembly amendment 2 to **Senate Bill 150** be adopted?

Motion carried.

Representative Medinger moved reconsideration of the vote by which assembly amendment 2 to **Senate Bill 150** was adopted. Entered.

Assembly amendment 3 to **Senate Bill 150** offered by Representatives T. Thompson, R. Travis, Panzer, Wimmer, Schneiders, J. Young, Matty, Vergeront, Schober, Welch, Ourada, Kasten, Zeuske, Larson, Walling, Buettner, Goetsch, Cowles, Prosser, Porter, Hephner and Schultz.

Representative Rutkowski moved rejection of assembly amendment 3 to **Senate Bill 150**.

Representative Tesmer in the chair.

The question was: Shall assembly amendment 3 to **Senate Bill 150** be rejected?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Black, Brist, Carpenter, Clarenbach, Coggs, M., Coggs, S., Crawford, Fergus, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Holperin, Holschbach, Hubler, Jauch, Krug, Krusick, Kunicki, Mark Lewis, Magnuson, Medinger, Metz, Neubauer, Notestein, Potter, Robinson, Rosenzweig, Rutkowski, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Travis, D., Vanderperren, Wineke, Wood, Young, R. and Speaker Loftus -- 45.

Noes -- Berndt, Bradley, Buettner, Byers, Clements, Coleman, Cowles, Foti, Goetsch, Hauke, Hephner, Huelsman, Johnsrud, Kasten, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Manske, Matty, Menos, Musser, Nelsen, Ourada, Panzer, Paulson, Plizka, Porter, Prosser, Radtke, Schmidt, Schneiders, Schober, Schultz, Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Vergeront, Volk, Walling, Weeden, Welch, Williams, Wimmer, York, Young, J. and Zeuske -- 50.

Absent or not voting -- Bolle, Looby, Merkt and Schneider -- 4.

Motion failed.

The question was: Shall assembly amendment 3 to **Senate Bill 150** be adopted?

Motion carried.

Representative Becker moved reconsideration of the vote by which assembly amendment 3 to **Senate Bill 150** was adopted. Entered.

Representative Crawford moved that **Senate Bill 150** be laid on the table.

The question was: Shall **Senate Bill 150** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Black, Brist, Carpenter, Clarenbach, Coggs, M., Coggs, S., Crawford, Fergus, Grobschmidt, Gronemus, Gruszynski, Holperin, Holschbach, Hubler, Jauch, Krug, Krusick, Kunicki, Mark Lewis, Magnuson, Medinger, Metz, Neubauer, Notestein, Potter, Robinson, Rutkowski, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Travis, D., Vanderperren, Volk, Wineke, Wood, Young, R. and Speaker Loftus -- 44.

Noes -- Berndt, Bradley, Buettner, Byers, Clements, Coleman, Cowles, Foti, Goetsch, Hasenohrl, Hauke, Hephner, Huelsman, Johnsrud, Kasten, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Manske, Matty, Menos, Musser, Nelsen, Ourada, Panzer, Paulson, Plizka, Porter, Prosser, Radtke, Rosenzweig, Schmidt, Schneiders, Schober, Schultz, Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Walling, Weeden, Welch, Williams, Wimmer, York, Young, J. and Zeuske -- 50.

Absent or not voting -- Bolle, Looby, Merkt, Schneider and Vergeront -- 5.

Motion failed.

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

The question was: Shall **Senate Bill 150** be ordered to a third reading?

Motion carried.

Representative T. Thompson asked unanimous consent that the rules be suspended and that **Senate Bill 150** be given a third reading.

Representative Crawford objected.

Representative T. Thompson moved that the rules be suspended and that **Senate Bill 150** be given a third reading.

Speaker Loftus in the chair.

Representative T. Thompson withdrew his motion.

Assembly Bill 226

Relating to revising penalties related to the Wisconsin pollution discharge elimination system.

Representative Becker asked unanimous consent that **Assembly Bill 226** be placed at the foot of the twelfth order of business on the calendar of Thursday, May 23. Granted.

REFERENCE BUREAU CORRECTIONS

Senate Bill 150

1. Page 72, line 7: delete "Upon taking effect, the" and substitute "The".

2. Page 72, line 8: delete "The" and substitute "Upon taking effect, the".

Note: This correction correctly reflects the LRB drafting record.

Senate amendment 1 to Senate Bill 150

Page 2, line 11: delete "subsection" and substitute "section".

VISITORS

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

Patricia Spafford Smith and Chuck Lewis from Shell Lake, guests of Representative Hubler.

Fourth grade students from Lincoln School in Wauwatosa accompanied by teachers Miss Fravert and Mr. Simand, guests of Representative Rosenzweig.

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Seventh and eighth grade students from Iowa-Grant School accompanied by Doyle Hoke, Russell Messling and Paul Messling, guests of Representatives Tregoning and R. Travis.

Fifth grade students from Roosevelt School in Kenosha, guests of Representative Antaramian.

Students from Arlington Grade School accompanied by Mr. Zick, guests of Representative R. Thompson.

Fifth grade students Wileman Grade School in Delavan accompanied by Marilyn Alberts, guests of Representative Coleman.

Representative Becker moved that the assembly stand adjourned until 9:00 A.M. on Thursday, May 23.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

4:00 P.M.