

STATE OF WISCONSIN
Assembly Journal
Eighty-Seventh Regular Session

THURSDAY, September 26, 1985.

10:00 A.M.

The assembly met.

Speaker Loftus in the chair.

The prayer was offered in Spanish by Daisy Ventura of 4440 South Wood, Chicago, Illinois, and translated into English by Joe Szwaja.

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, 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, 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 -- 99.

Absent -- None.

Absent with leave -- None.

Vacancies -- None.

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 230** offered by committee on Judiciary.

Assembly amendment 1 to **Assembly Bill 234** offered by committee on Judiciary.

Assembly substitute amendment 1 to **Assembly Bill 245** offered by Representatives R. Young, Barrett and Notestein.

Assembly amendment 1 to **Assembly Bill 394** offered by Representative Holperin.

Assembly substitute amendment 1 to **Assembly Bill 439** offered by Representative Holperin.

Assembly substitute amendment 1 to **Assembly Bill 452** offered by Representatives Tesmer, Hauke, Crawford, Shoemaker, Antaramian, Loftus and Barca.

Assembly amendment 1 to **Assembly Bill 474** offered by Representative R. Young.

Assembly amendment 2 to **Assembly Bill 474** offered by Representative R. Young.

Assembly amendment 3 to **Assembly Bill 474** offered by Representative R. Young.

Assembly amendment 4 to **Assembly Bill 474** offered by Representative R. Young.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 85-70

Relating to motor carrier safety requirements for transportation of hazardous materials.

Submitted by Department of Transportation.

To committee on Environmental Resources.

Referred on September 26, 1985.

**INTRODUCTION AND REFERENCE
OF PROPOSALS**

Read first time and referred:

Assembly Joint Resolution 47

Requesting the legislative council to conduct a study of ways to increase the availability of liability insurance to municipal units of government.

By Representatives R. Thompson, Potter, Hubler, Robinson, Krug, Shoemaker, Metz, Van Gorden, Ourada, Johnsrud, Zeuske, Tregoning, Merkt, Radtke, Buettner, Musser, Schober, Volk and Kasten, cosponsored by Senators Andrea, Moen, Feingold, Rude, Kreul, Stiit and Kincaid.

To committee on Financial Institutions and Insurance.

Assembly Bill 481

Relating to donation of bone marrow by a minor.

By Representatives Kunicki, Rosenzweig, Robinson, Medinger, Antaramian, Wineke, S. Coggs, Bolle, Krug, Merkt, J. Young and Ourada, cosponsored by Senators Cullen and Moen.

To committee on Health.

Assembly Bill 482

Relating to the administration of the county sales and use taxes and making an appropriation.

By committee on Ways and Means, by request of Department of Revenue.

To committee on Ways and Means.

Assembly Bill 483

Relating to making excess reimbursements for mileage paid by a charitable organization or unit of government exempt from the income tax.

By Representatives Holperin, R. Travis, Bolle, Seery, Holschbach, Radtke, Porter, Byers, Johnsrud, Buettner, Goetsch, Larson, Gruszynski, Volk, Ladwig, Musser, Tregoning, Schultz, Matty and Margaret Lewis, cosponsored by Senators Kincaid, Feingold, Lorman and Chilsen.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 484

Relating to reporting certain traffic accidents and providing a penalty.

By Representatives Weeden, Schmidt, Welch, Rosenzweig, Lepak, Buettner, Vergeront and T. Thompson, cosponsored by Senator Davis.

To committee on Highways.

Assembly Bill 485

Relating to increasing the penalty for certain crimes against animals.

By Representatives Carpenter, Grobschmidt, Ourada and Plizka.

To committee on Criminal Justice and Public Safety.

Assembly Bill 486

Relating to providing additional payments to certain recipients of private sewage system grants.

By Representatives Panzer, Foti, Johnsrud, Merkt, Goetsch, Plizka, Tregoning, Welch, Zeuske, Berndt, Buettner, Larson, Clements, Holperin, J. Young, York, T. Thompson, Schober, Kasten and Margaret Lewis, cosponsored by Senators Stitt, McCallum, Harsdorf, Rude, Kreul, Engeleiter, Lekan and Chilsen.

To committee on Environmental Resources.

Assembly Bill 487

Relating to restricting the use of a test for an antibody to the virus that causes acquired immunodeficiency syndrome, providing penalties and making an appropriation.

By committee on Health.

To committee on Health.

COMMITTEE REPORTS

The committee on Highways reports and recommends:

Assembly Bill 310

Relating to registration of antique motor vehicles.

Adoption of assembly amendment 1:

Ayes: (10) Noes: (0)

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

To committee on Rules.

Assembly Bill 330

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

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

To committee on Rules.

Assembly Bill 331

Relating to warning lights on police vehicles.

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

To committee on Rules.

Assembly Bill 378

Relating to exempting a motor vehicle dealer from damages caused by the operation of an overweight vehicle.

Adoption of assembly amendment 1:

Ayes: (8) Noes: (2)

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

To committee on Rules.

Assembly Bill 385

Relating to creation of a council on the uniformity of traffic citations and complaints to replace the uniform traffic citation and complaint committee, computation of time periods in court actions and information required to be entered on judgments and in lien and judgment dockets (suggested as remedial legislation by the director of state courts).

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

To committee on Rules.

CLETUS VANDERPERREN
Chairperson

The committee on Judiciary reports and recommends:

Assembly Bill 65

Relating to operating a motor vehicle while under the influence of an intoxicant.

Passage: Ayes: (13) Noes: (0)

To committee on Rules.

Assembly Bill 136

Relating to petitioning and distribution of literature in the common areas of certain shopping centers which are open to the public.

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Indefinite postponement: Ayes: (8) Noes: (5)
To committee on Rules.

Assembly Bill 230

Relating to appointment of guardians for minors receiving gifts.

Adoption of assembly substitute amendment 1:
Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)
To committee on Rules.

Assembly Bill 234

Relating to summary judgment.

Adoption of assembly amendment 1:
Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)
To committee on Rules.

Assembly Bill 309

Relating to requiring periodic judicial review of court orders placing children outside of their own homes.

Passage: Ayes: (13) Noes: (0)
To committee on Rules.

Senate Bill 27

Relating to municipal courts serving 2 or more municipalities.

Concurrence: Ayes: (13) Noes: (0)
To committee on Rules.

Senate Bill 219

Relating to the removal of pituitary glands in the performance or conduct of autopsies.

Concurrence: Ayes: (13) Noes: (0)
To committee on Rules.

JAMES RUTKOWSKI
Chairperson

The committee on State Affairs reports and recommends:

Assembly Bill 380

An act to repeal, renumber, amend, reenact and revise various provisions of the statutes, and session laws for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of officers and institutions, correcting and clarifying references, renumbering for better location and arrangement, eliminating unnecessary and obsolete provisions and reconciling conflicts (Revisor's Correction Bill).

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

Assembly Bill 383

Relating to reporting of governmental payments by state public officials (suggested as remedial legislation by the ethics board).

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

To committee on Rules.

Assembly Bill 386

Relating to labeling requirements for used oil, liens for petroleum product inspection fees and regulation and inspection of amusement rides and ski lifts (suggested as remedial legislation by the department of industry, labor and human relations).

Passage: Ayes: (9) Noes: (1)
To committee on Rules.

RICHARD SHOEMAKER
Chairperson

LEAVES OF ABSENCE

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

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

The assembly stood recessed.

10:15 A.M.

RECESS

11:15 A.M.

The assembly reconvened.

MOTIONS

Representative Krusick asked unanimous consent to introduce two joint resolutions. Granted.

INTRODUCTION AND REFERENCE
OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 48

Urging Wisconsin residents to make donations to the International Red Cross to assist Mexico in recovering from earthquake damage.

By Representatives Krusick and Carpenter, cosponsored by Senator Plewa.
To calendar.

Assembly Joint Resolution 49

Expressing sorrow over the deaths in the airplane crash near Mitchell Field in Milwaukee.

By Representative Krusick, cosponsored by Senator Plewa.
To calendar.

CALENDAR OF THURSDAY, SEPTEMBER 26

Assembly Bill 252

Relating to natural death and providing a penalty.

Representative Medinger moved rejection of assembly amendment 1 to **Assembly Bill 252**.

The question was: Shall assembly amendment 1 to **Assembly Bill 252** be rejected?

The roll was taken.

The result follows:

Ayes -- Barca, Berndt, Bolle, Brist, Buettner, Byers, Clements, Coleman, Cowles, Foti, Goetsch, Grobschmidt, Hasenohrl, Hauke, Hephner, Holschbach, Hubler, Johnsrud, Kasten, Krusick, Ladwig, Larson, Lepak, Looby, McEssy, Matty, Medinger, Menos, Merkt, Musser, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Rutkowski, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, R., Travis, R., Tregoning, Turba, Van Gorden, Vergeront, Welch, Wimmer, Wood, York and Young, J. -- 54.

Noes -- Antaramian, Barrett, Becker, Bell, Black, Carpenter, Clarenbach, Coggs, M., Coggs, S., Crawford, Fergus, Gronemus, Gruszynski, Holperin, Huelsman, Jauch, Krug, Kunicki, Mark Lewis, Magnuson, Manske, Metz, Nelsen, Neubauer, Notestein, Plizka, Robinson, Rosenzweig, Schmidt, Schneider, Schneiders, Seery, Thompson, T., Travis, D., Vanderperren, Volk, Walling, Weeden, Williams, Wineke, Young, R., Zeuske and Speaker Loftus -- 43.

Absent or not voting -- Bradley and Margaret Lewis - 2.

Motion carried.

Representative Medinger moved rejection of assembly amendment 2 to **Assembly Bill 252**.

The question was: Shall assembly amendment 2 to **Assembly Bill 252** be rejected?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Becker, Berndt, Bolle, Bradley, Brist, Buettner, Byers, Carpenter, Clements, Coleman, Cowles, Foti, Goetsch, Grobschmidt, Gronemus, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Kasten, Krug, Krusick, Ladwig, Larson, Lepak, Looby, McEssy, Magnuson, Matty, Medinger, Menos, Merkt, Musser, Nelsen, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Rosenzweig, Rutkowski, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, R., Tregoning, Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Weeden, Welch, Wimmer, Wineke, Wood, York, Young, J. and Zeuske -- 76.

Noes -- Barrett, Bell, Black, Clarenbach, Coggs, M., Coggs, S., Crawford, Fergus, Gruszynski, Jauch, Kunicki, Mark Lewis, Manske, Metz, Neubauer, Notestein, Robinson, Schmidt, Travis, D., Williams, Young, R. and Speaker Loftus -- 22.

Absent or not voting -- Margaret Lewis -- 1.

Motion carried.

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

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

Representative Medinger asked unanimous consent that assembly amendment 3 to **Assembly Bill 252** be revived. Granted.

Representative Robinson asked unanimous consent that assembly amendment 3 to **Assembly Bill 252** be placed after assembly amendment 6 to **Assembly Bill 252**. Granted.

Representative Medinger asked unanimous consent that assembly amendment 4 to **Assembly Bill 252** be revived. Granted.

Representative Kunicki moved rejection of assembly amendment 4 to **Assembly Bill 252**.

Representative T. Thompson asked unanimous consent that assembly amendment 4 to **Assembly Bill 252** be placed after assembly amendment 3 to **Assembly Bill 252**. Granted.

Representative T. Thompson asked unanimous consent that assembly amendment 5 to **Assembly Bill 252** be revived. Granted.

Representative T. Thompson asked unanimous consent that assembly amendment 5 to **Assembly Bill 252** be placed after assembly amendment 4 to **Assembly Bill 252**. Granted.

Representative T. Thompson asked unanimous consent that the rules be suspended and that assembly amendment 4 to **Assembly Bill 252** be taken up at this time. Granted.

The question was: Shall assembly amendment 4 to **Assembly Bill 252** be rejected?

The roll was taken.

The result follows:

Ayes -- Barca, Barrett, Becker, Black, Clarenbach, Coggs, M., Coggs, S., Crawford, Fergus, Holperin, Huelsman, Jauch, Krug, Kunicki, Manske, Metz, Neubauer, Notestein, Robinson, Schmidt, Schneider, Schultz, Seery, Travis, D., Walling, Williams, Young, R., Zeuske and Speaker Loftus -- 29.

Noes -- Antaramian, Bell, Berndt, Bolle, Bradley, Brist, Buettner, Byers, Carpenter, Clements, Coleman, Cowles, Foti, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holschbach, Hubler, Johnsrud, Kasten, Krusick, Ladwig, Larson, Lepak, Mark Lewis, Looby, McEssy, Magnuson, Matty, Medinger, Menos, Merkt, Musser, Nelsen, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Rosenzweig, Rutkowski, Schneiders, Schober, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, R., Tregoning, Turba, Vanderperren, Van Gorden, Vergeront, Volk, Weeden, Welch, Wimmer, Wineke, Wood, York and Young, J. -- 69.

Absent or not voting -- Margaret Lewis -- 1.

Motion failed.

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

The question was: Shall assembly amendment 4 to **Assembly Bill 252** be adopted?

Motion carried.

Representative T. Thompson asked unanimous consent that the rules be suspended and that assembly amendment 5 to **Assembly Bill 252** be taken up at this time. Granted.

Representative Kunicki moved rejection of assembly amendment 5 to **Assembly Bill 252**.

The question was: Shall assembly amendment 5 to **Assembly Bill 252** be rejected?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bolle, Brist, Buettner, Carpenter, Clarenbach, Coggs, M., Coggs, S., Crawford, Fergus, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Krug, Kunicki, Mark Lewis, Looby, Manske, Medinger, Metz, Nelsen, Neubauer, Notestein, Panzer, Plizka, Potter, Prosser, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schultz, Seery, Shoemaker, Tesmer, Thompson, R., Travis, D., Turba, Vanderperren, Van Gorden, Volk, Williams, Wimmer, Wineke, Wood, Young, R., Zeuske and Speaker Loftus -- 64.

Noes -- Bradley, Byers, Clements, Coleman, Cowles, Foti, Hauke, Johnsrud, Kasten, Krusick, Ladwig, Larson, Lepak, McEssy, Magnuson, Matty, Menos, Merkt, Musser, Ourada, Paulson, Porter, Radtke, Schober, Swoboda, Thompson, T., Travis, R., Tregoning, Vergeront, Walling, Weeden, Welch, York and Young, J. -- 34.

Absent or not voting -- Margaret Lewis -- 1.

Motion carried.

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

Representative Medinger asked unanimous consent that the rules be suspended and that assembly amendment 7 to **Assembly Bill 252** be taken up at this time. Granted.

Representative Kunicki moved rejection of assembly amendment 7 to **Assembly Bill 252**.

The question was: Shall assembly amendment 7 to **Assembly Bill 252** be rejected?

The roll was taken.

The result follows:

Ayes -- Becker, Bell, Black, Clarenbach, Coggs, M., Coggs, S., Crawford, Fergus, Gronemus, Holperin, Huelsman, Jauch, Krug, Kunicki, Mark Lewis, Manske, Metz, Neubauer, Notestein, Robinson, Schneider, Travis, D., Williams, Wineke, Young, R., Zeuske and Speaker Loftus -- 27.

Noes -- Antaramian, Barca, Barrett, Berndt, Bolle, Bradley, Brist, Buettner, Byers, Carpenter, Clements, Coleman, Cowles, Foti, Goetsch, Grobschmidt, Gruszynski, Hasenohrl, Hauke, Hephner, Holschbach, Hubler, Johnsrud, Kasten, Krusick, Ladwig, Larson, Lepak, Looby, McEssy, Magnuson, Matty, Medinger, Menos, Merkt, Musser, Nelsen, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Rosenzweig, Rutkowski, Schmidt, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, R., Tregoning, Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Weeden, Welch, Wimmer, Wood, York and Young, J. -- 71.

Absent or not voting -- Margaret Lewis -- 1.

Motion failed.

The question was: Shall assembly amendment 7 to **Assembly Bill 252** be adopted?

Motion carried.

Representative Becker asked unanimous consent that the assembly stand recessed until 2:15 P.M. Granted.

The assembly stood recessed.

12:25 P.M.

RECESS

2:30 P.M.

The assembly reconvened.

Representative Becker asked unanimous consent for a quorum call.

A quorum was present.

Assembly amendment 1 to assembly amendment 6 to **Assembly Bill 252** offered by Representatives Buettner and Kunicki.

POINT OF ORDER

Representative Becker rose to the point of order that assembly amendment 1 to assembly amendment 6 to **Assembly Bill 252** was not germane under Assembly Rule 54.

The speaker took the point of order under advisement.

Representative Schneider in the chair.

Assembly Bill 211

Relating to the registration of snowmobiles.

The question was: Shall **Assembly Bill 211** be ordered engrossed and read a third time?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 211** be given a third reading. Granted.

The question was: **Assembly Bill 211** 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 211** be immediately messaged to the senate. Granted.

Assembly Bill 219

Relating to sales by certain cigarette dealers.

Representative Becker asked unanimous consent that **Assembly Bill 219** be re-referred to the committee on Rules. Granted.

Assembly Bill 251

Relating to restrictions on dealings between brewers and wholesalers and certain retailers of fermented malt beverages.

Assembly amendment 1 to **Assembly Bill 251** offered by Representatives Ourada, T. Thompson and Matty.

The question was: Shall assembly amendment 1 to **Assembly Bill 251** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 251** be ordered engrossed and read a third time?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 251** be given a third reading. Granted.

The question was: **Assembly Bill 251** 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 251** be immediately messaged to the senate. Granted.

Senate Bill 148

Relating to authorizing state motor vehicle inspectors to enforce requirements for vehicles being used to transport hazardous materials.

The question was: Shall **Senate Bill 148** be ordered to a third reading?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Senate Bill 148** be given a third reading. Granted.

The question was: **Senate Bill 148** 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 148** be immediately messaged to the senate. Granted.

Speaker Loftus in the chair.

Senate Bill 88

Relating to prohibiting the possession of loaded and uncased weapons in certain vehicles and hunting from highways and providing penalties.

Assembly amendment 1 to **Senate Bill 88** offered by Representative Paulson.

Assembly amendment 1 to assembly amendment 1 to **Senate Bill 88** offered by Representative R. Thompson.

Representative R. Thompson asked unanimous consent that assembly amendment 1 to assembly amendment 1 to **Senate Bill 88** be withdrawn and returned to the author. Granted.

Representative Holperin moved rejection of assembly amendment 1 to **Senate Bill 88**.

The question was: Shall assembly amendment 1 to **Senate Bill 88** be rejected?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Black, Bolle, Brist, Buettner, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cowles, Crawford, Fergus, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Kasten, Krug, Krusick, Kunicki, Ladwig, Margaret Lewis, Mark Lewis, Looby, Magnuson, Manske, Medinger, Menos, Metz,

Neubauer, Notestein, Ourada, Plizka, Porter, Potter, Robinson, Rutkowski, Schmidt, Schneider, Schneiders, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Travis, D., Turba, Vanderperren, Van Gorden, Volk, Walling, Weeden, Williams, Wineke, Wood, York, Young, J., Young, R., Zeuske and Speaker Loftus -- 73.

Noes -- Berndt, Bradley, Clements, Coleman, Foti, Johnsrud, Larson, Lepak, McEssy, Matty, Merkt, Musser, Nelsen, Panzer, Paulson, Prosser, Radtke, Rosenzweig, Schober, Schultz, Thompson, T., Travis, R., Tregoning, Vergeront, Welch and Wimmer -- 26.

Absent or not voting -- None.

Motion carried.

Representative Metz asked unanimous consent that **Senate Bill 88** be referred to the committee on Tourism, Recreation and Forest Productivity.

Representative Holperin objected.

Representative Metz moved that **Senate Bill 88** be referred to the committee on Tourism, Recreation and Forest Productivity.

The question was: Shall **Senate Bill 88** be referred to the committee on Tourism, Recreation and Forest Productivity?

The roll was taken.

The result follows:

Ayes -- Bell, Black, Bradley, Carpenter, Coggs, M., Crawford, Fergus, Gronemus, Hasenohrl, Johnsrud, Kasten, Krug, Mark Lewis, Looby, McEssy, Metz, Musser, Prosser, Rosenzweig, Seery, Travis, R., Tregoning, Weeden, Williams and Young, R. -- 25.

Noes -- Antaramian, Barca, Barrett, Becker, Berndt, Bolle, Brist, Buettner, Byers, Clarenbach, Clements, Coggs, S., Coleman, Cowles, Foti, Goetsch, Grobschmidt, Gruszynski, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Krusick, Kunicki, Ladwig, Larson, Lepak, Magnuson, Manske, Matty, Medinger, Menos, Merkt, Nelsen, Neubauer, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Radtke, Robinson, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, D., Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, Wineke, Wood, York, Young, J., Zeuske and Speaker Loftus -- 72.

Absent or not voting -- Margaret Lewis and Notestein -- 2.

Motion failed.

Assembly amendment 2 to **Senate Bill 88** offered by Representatives Matty and T. Thompson.

Representative T. Thompson asked unanimous consent that assembly amendment 2 to **Senate Bill 88** be placed after assembly amendment 4 to **Senate Bill 88**. Granted.

Assembly amendment 3 to **Senate Bill 88** offered by Representatives Mark Lewis and Hasenohrl.

Representative Jauch moved rejection of assembly amendment 3 to **Senate Bill 88**.

The question was: Shall assembly amendment 3 to **Senate Bill 88** be rejected?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Berndt, Bolle, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coleman, Cowles, Fergus, Foti, Goetsch, Grobschmidt, Gruszynski, Hauke, Holperin, Holschbach, Hubler, Huelsman, Jauch, Kasten, Krusick, Kunicki, Ladwig, Larson, Lepak, Magnuson, Manske, Matty, Medinger, Menos, Merkt, Nelsen, Neubauer, Ourada, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, R., Travis, D., Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Welch, Wineke, Wood, York, Young, J., Young, R., Zeuske and Speaker Loftus -- 73.

Noes -- Bell, Black, Bradley, Coggs, M., Coggs, S., Crawford, Gronemus, Hasenohrl, Hephner, Johnsrud, Krug, Margaret Lewis, Mark Lewis, Looby, McEssy, Metz, Musser, Notestein, Panzer, Seery, Thompson, T., Travis, R., Tregoning, Weeden, Williams and Wimmer -- 26.

Absent or not voting -- None.

Motion carried.

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

Assembly amendment 4 to **Senate Bill 88** offered by Representatives Mark Lewis and Hasenohrl.

Representative Holperin moved rejection of assembly amendment 4 to **Senate Bill 88**.

The question was: Shall assembly amendment 4 to **Senate Bill 88** be rejected?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Berndt, Black, Bolle, Bradley, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, S., Coleman, Cowles, Fergus, Foti, Goetsch, Grobschmidt, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Kasten, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Looby, McEssy, Magnuson, Manske, Matty, Medinger, Menos, Merkt, Nelsen, Neubauer, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda,

Tesmer, Thompson, R., Thompson, T., Travis, D., Travis, R., Tregoning, Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Weeden, Welch, Wimmer, Wineke, Wood, York, Young, J., Young, R., Zeuske and Speaker Loftus -- 86.

Noes -- Bell, Coggs, M., Crawford, Gronemus, Gruszynski, Johnsrud, Margaret Lewis, Mark Lewis, Metz, Musser, Notestein, Seery and Williams -- 13.

Absent or not voting -- None.

Motion carried.

Representative T. Thompson asked unanimous consent that assembly amendment 2 to **Senate Bill 88** be laid on the table. Granted.

Assembly amendment 5 to **Senate Bill 88** offered by Representative Tregoning.

Representative Tregoning asked unanimous consent that assembly amendment 5 to **Senate Bill 88** be laid on the table. Granted.

The question was: Shall **Senate Bill 88** be ordered to a third reading?

Motion carried.

Representative Medinger asked unanimous consent that the rules be suspended and that **Senate Bill 88** be given a third reading. Granted.

The question was: **Senate Bill 88** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Berndt, Black, Bolle, Brist, Buettner, Byers, Clarenbach, Clements, Coleman, Cowles, Fergus, Foti, Goetsch, Grobschmidt, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Johnsrud, Kasten, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Looby, McEssy, Magnuson, Manske, Matty, Medinger, Menos, Merkt, Musser, Nelsen, Neubauer, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, D., Travis, R., Tregoning, Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Weeden, Welch, Wimmer, Wineke, Wood, York, Young, J., Zeuske and Speaker Loftus -- 86.

Noes -- Becker, Bell, Bradley, Carpenter, Coggs, M., Coggs, S., Crawford, Gronemus, Mark Lewis, Metz, Seery, Williams and Young, R. -- 13.

Absent or not voting -- None.

Motion carried.

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

Representative Medinger asked unanimous consent that the rules be suspended and that **Senate Bill 88** be immediately messaged to the senate.

Representative Mark Lewis objected.

Representative Becker moved that the rules be suspended and that **Senate Bill 88** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Senate Bill 88** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Barca, Barrett, Becker, Black, Bolle, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coleman, Cowles, Crawford, Fergus, Foti, Goetsch, Grobschmidt, Gruszynski, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Johnsrud, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Looby, McEssy, Magnuson, Manske, Matty, Medinger, Menos, Merkt, Musser, Nelsen, Neubauer, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, R., Travis, D., Tregoning, Turba, Vanderperren, Van Gorden, Vergeront, Volk, Weeden, Welch, Wimmer, Wineke, York, Young, J., Young, R. and Speaker Loftus -- 81.

Noes -- Antaramian, Bell, Berndt, Bradley, Coggs, M., Coggs, S., Gronemus, Hasenohrl, Kasten, Mark Lewis, Metz, Seery, Thompson, T., Travis, R., Walling, Williams, Wood and Zeuske -- 18.

Absent or not voting -- None.

Motion carried.

Representative Becker withdrew his point of order on assembly amendment 1 to assembly amendment 6 to **Assembly Bill 252**.

Representative Buettner asked unanimous consent that assembly amendment 1 to assembly amendment 6 to **Assembly Bill 252** be laid on the table. Granted.

Representative Kunicki asked unanimous consent that assembly amendment 6 to **Assembly Bill 252** be laid on the table. Granted.

Representative Kunicki asked unanimous consent that assembly amendment 3 to **Assembly Bill 252** be laid on the table. Granted.

Assembly amendment 8 to **Assembly Bill 252** offered by Representatives Robinson and Zeuske.

The question was: Shall assembly amendment 8 to **Assembly Bill 252** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 252** be ordered engrossed and read a third time?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 252** be given a third reading. Granted.

The question was: **Assembly Bill 252** 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 252** be immediately messaged to the senate.

Representative T. Thompson objected.

Representative Becker moved that the rules be suspended and that **Assembly Bill 252** be immediately messaged to the senate.

Representative Becker withdrew his motion.

Representative Krusick asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 48** be withdrawn from the calendar and taken up at this time. Granted.

Assembly Joint Resolution 48

Urging Wisconsin residents to make donations to the International Red Cross to assist Mexico in recovering from earthquake damage.

Assembly substitute amendment 1 to **Assembly Joint Resolution 48** offered by Representative Krusick.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Joint Resolution 48** offered by Representative Hephner.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Joint Resolution 48** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Joint Resolution 48** be adopted?

The question was: Shall **Assembly Joint Resolution 48** be adopted?

Motion carried.

Representative Becker asked unanimous consent that all members of the assembly be made coauthors of **Assembly Joint Resolution 48**. Granted.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 48** be immediately messaged to the senate. Granted.

Representative Krusick asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 49** be withdrawn from the calendar and taken up at this time. Granted.

Assembly Joint Resolution 49

Expressing sorrow over the deaths in the airplane crash near Mitchell Field in Milwaukee.

The question was: Shall **Assembly Joint Resolution 49** be adopted?

Motion carried.

Representative Becker asked unanimous consent that all members of the assembly be made coauthors of **Assembly Joint Resolution 49**. Granted.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 49** be immediately messaged to the senate. Granted.

Representative T. Thompson asked unanimous consent that the rules be suspended to introduce and take up a joint resolution. Granted.

Assembly Joint Resolution 50

Welcoming Kenneth A. Shaw to Wisconsin.

By Representatives T. Thompson, Loftus, McEssy and Schneider.

The question was: Shall **Assembly Joint Resolution 50** be adopted?

Motion carried.

Representative T. Thompson asked unanimous consent that all members of the assembly be made coauthors of **Assembly Joint Resolution 50**. Granted.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 50** be immediately messaged to the senate. Granted.

Representative Wimmer asked unanimous consent to be made a coauthor of **Assembly Bill 473**. Granted.

Representative R. Thompson asked unanimous consent that the assembly adjourn in honor of the birthdays of Representatives Clarenbach and Volk. Granted.

Representative Manske asked unanimous consent that the assembly adjourn in honor of Wisconsin students on the occasion of their improved Scholastic Aptitude Test scores. Granted.

Representative Magnuson asked unanimous consent that the assembly adjourn in honor of the sixth birthday of her daughter, Elisa. Granted.

Representative Matty asked unanimous consent that the assembly adjourn in honor of President George

Washington and his first presidential appointees who were named on this date in 1789. Granted.

Representative Walling asked unanimous consent that the assembly adjourn in honor of the following winners of the International Youth Year Award: Anne Marie Hayward, William Sabel, Kurt Treml, David Wodusek and Dan Poh.

Representative Becker asked unanimous consent that the assembly adjourn in honor of Earl Peterson on the occasion of his retirement from state service. Granted.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has agreed to a committee of conference on **Senate Bill 150** and has appointed Senators Adelman, Feingold and Hanaway as conferees on its part.

Passed and asks concurrence in:

Senate Bill 4
Senate Bill 54
Senate Bill 131
Senate Bill 161
Senate Bill 237
Senate Bill 262
Senate Bill 267
Senate Bill 284
Senate Bill 302

ACTION ON THE SENATE MESSAGE

Senate Bill 150

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

By Legislative Council.

The speaker appointed Representatives Rutkowski, Volk and T. Thompson as conferees on its part.

Senate Bill 4

Relating to revising penalties for offenses related to endangered species of wild animals.

By Senators Otte, Theno, Strohl, Risser and Chvala; cosponsored by Representatives Jauch, Bell, Crawford, Neubauer and Metz.

To committee on Environmental Resources.

Senate Bill 54

Relating to liability for damage done by a dog.

By Senators Otte, Hanaway and Chvala; cosponsored by Representatives Hauke and Wimmer.

To committee on Judiciary.

Senate Bill 131

Relating to lesser included offenses.

By Senators Ulichny, Lee, Moen, Van Sistine, Lorman and Norquist; cosponsored by Representatives Fergus, Panzer, Goetsch, Magnuson, Rosenzweig and Krug.

To committee on Criminal Justice and Public Safety.

Senate Bill 161

Relating to conveying certain submerged lands to Brown county.

By Senators Van Sistine, Hanaway, Otte, Lcean and Lasee; cosponsored by Representatives Vanderperren, Swoboda, Holschbach, Cowles, Bolle, Hephner, Hasenohrl and Looby.

To committee on Environmental Resources.

Senate Bill 237

Relating to powers of court commissioners in county ordinance cases.

By Senator Adelman; cosponsored by Representative Rutkowski.

To committee on Judiciary.

Senate Bill 262

Relating to notice required prior to a termination of parental rights hearing.

By Senators Rude, Adelman, Engeleiter, Kreul, Hanaway, McCallum and Lasee; cosponsored by Representatives Bell, Medinger, Clements, Kasten and Schober.

To committee on Judiciary.

Senate Bill 267

Relating to eliminating requirements that certain bank and credit union employes furnish surety bonds, revising obsolete terminology in statutes governing banks, eliminating the authority of the commissioner of banking to increase bank examination fees, eliminating a provision regulating interest paid by state banks on instalment savings accounts, eliminating the authority of the commissioner of banking to order banks to relocate and eliminating the time limit for challenging statements of account rendered by banks (suggested as remedial legislation by the office of the commissioner of banking).

By Law Revision committee.

To committee on Financial Institutions and Insurance.

Senate Bill 284

Relating to penalties for eluding a traffic officer.

By Senator Adelman; cosponsored by Representative Rutkowski.

To committee on Criminal Justice and Public Safety.

Senate Bill 302

Relating to satisfactions of judgments discharged in bankruptcy.

By Senators Feingold and Chvala; cosponsored by Representative R. Young.

To committee on Judiciary.

JOURNAL OF THE ASSEMBLY [September 26, 1985]

VISITORS

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

Mrs. Margaret Wynn and Mrs. Nanny Jones from North Carolina, guests of Representative M. Coggs.

Ray Lenzi from Portage, guest of Representative R. Thompson.

Representative Becker moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, October 1.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

4:35 P.M.