

STATE OF WISCONSIN
Assembly Journal
Eighty-Eighth Regular Session

8:00 A.M.

TUESDAY, April 19, 1988

The assembly met.

Speaker Loftus in the chair.

The prayer was offered by Representative Wood.

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, Bock, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske, Zweck and Speaker Loftus — 99.

Absent — None.

Absent with leave — None.

Vacancies — None.

INTRODUCTION AND REFERENCE
OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 115

Relating to retroactive exemption of 1987 Assembly Bill 850 and 1987 Assembly Bill 1016 from adverse disposal.

By committee on Rules.

To calendar.

CALENDAR OF TUESDAY, APRIL 19

Assembly Joint Resolution 115

Relating to retroactive exemption of 1987 Assembly Bill 850 and 1987 Assembly Bill 1016 from adverse disposal.

POINT OF ORDER

Representative Welch rose to the point of order that **Assembly Joint Resolution 115** was not properly before the assembly under Joint Rule 96 (2) because the committee on Rules had voted to introduce the joint resolution less than twenty-four hours ago.

The speaker ruled that, although the committee on Rules had voted to introduce the joint resolution less than twenty-four hours ago, the point of order was not well taken because copies of the joint resolution were sent to the members last week.

The question was: Shall **Assembly Joint Resolution 115** be adopted?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Byers, Carpenter, Clarenbach, Coggs, S., Fergus, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Krug, Krusick, Kunicki, Ladwig, Larson, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Neubauer, Notestein, Paulson, Porter, Potter, Roberts, Robinson, Robson, Rutkowski, Schneider, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Vanderperren, Van Dreel, Volk, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 61.

Noes — Bradley, Brancel, Brandemuehl, Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Huelsman, Johnsrud, Junkermann, Lepak, Margaret Lewis, McEssy, Merkt, Nelsen, Ott, Ourada, Panzer, Prosser, Radtke, Rosenzweig, Schmidt, Schneiders, Schober, Schultz, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch, Wimmer, York and Zeuske — 37.

Absent or not voting — Coggs, M. — 1.

Motion carried.

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

Representative Hauke moved that the rules be suspended and that **Assembly Joint Resolution 115** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Joint Resolution 115** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Krug, Krusick, Kunicki, Ladwig, Larson, Mark Lewis, Linton, Looby, Magnuson, Medinger, Musser, Neubauer, Notestein, Paulson, Porter, Potter, Roberts, Robinson, Robson, Rutkowski, Schneider, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Underheim, Vanderperren, Van Dreel, Volk, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 64.

Noes — Brancel, Brandemuehl, Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Huelsman, Johnsrud, Junkermann, Lepak, Margaret Lewis, McEssy, Merkt, Nelsen, Ott, Ourada, Panzer, Prosser, Radtke, Rosenzweig, Schmidt, Schneiders, Schober, Schultz, Tregoning, Turba, Van Gorden, Vergeront, Walling, Welch, Wimmer, York and Zeuske — 35.

Absent or not voting — None.

Motion carried.

Representative Nelsen introduced a privileged joint resolution.

Assembly Joint Resolution 116

Relating to the life and public service of Vernon W. Thomson.

By Representatives Nelsen and Tregoning.

The question was: Shall **Assembly Joint Resolution 116** be adopted?

Motion carried.

Representative Nelsen asked unanimous consent that all members of the assembly be made coauthors of **Assembly Joint Resolution 116**. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 116** be immediately messaged to the senate. Granted.

Representative Carpenter in the chair.

The assembly stood informal.

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 115

Speaker pro tempore Clarenbach in the chair.

CALENDAR OF TUESDAY, APRIL 19

Assembly Bill 1016

Relating to the Wisconsin retirement system, fixed retirement investment trusts and transferring funds and to dispute settlement procedure in local government employment.

Representative Nelsen asked unanimous consent that the rules be suspended to enter and take up a motion for reconsideration of the vote by which **Assembly Bill 1016** was ordered to a third reading.

Representative Neubauer objected.

Representative Nelsen moved that the rules be suspended to enter and take up a motion for reconsideration of the vote by which **Assembly Bill 1016** was ordered to a third reading.

The question was: Shall the rules be suspended to enter and take up a motion for reconsideration of the vote by which **Assembly Bill 1016** was ordered to a third reading?

The roll was taken.

The result follows:

Ayes — Brancel, Brandemuehl, Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Huelsman, Johnsrud, Junkermann, Lepak, Margaret Lewis, Merkt, Nelsen, Ott, Ourada, Panzer, Prosser, Radtke, Schmidt, Schneiders, Schober, Schultz, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch, Wimmer, York and Zeuske — 34.

Noes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Krug, Krusick, Kunicki, Ladwig, Larson, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Musser, Neubauer, Notestein, Paulson, Porter, Potter, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schneider, Seery, Shoemaker, Tesmer, Thompson, Travis, Vanderperren, Van Dreel, Volk, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 64.

Absent or not voting — Swoboda — 1.

Motion failed.

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

LEAVES OF ABSENCE

Representative Hauke asked unanimous consent for a leave of absence for the balance of today's session for Representative Thompson. Granted.

Representative Tregoning moved indefinite postponement of **Assembly Bill 1016**.

The question was: Shall **Assembly Bill 1016** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes — Brancel, Brandemuehl, Farrow, Foti, Goetsch, Huelsman, Junkermann, Lepak, Margaret Lewis, Merkt, Nelsen, Ott, Prosser, Schmidt, Tregoning, Turba, Vergeront, Walling, Welch, York and Zeuske — 21.

Noes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Fergus, Fortis, Gard, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Johnsrud, Krug, Krusick, Kunicki, Ladwig, Larson, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Musser, Neubauer, Notestein, Ourada, Panzer, Paulson, Porter, Potter, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Travis, Underheim, Vanderperren, Van Dreel, Van Gorden, Volk, Williams, Wimmer, Wineke, Wood, Young, Zweck and Speaker Loftus — 77.

Absent or not voting — Thompson — 1.

Motion failed.

The question was: **Assembly Bill 1016** 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, Bock, Bolle, Boyle, Bradley, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Fergus, Fortis, Gard, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Johnsrud, Krusick, Kunicki, Ladwig, Larson, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Musser, Neubauer, Notestein, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schneider, Schneiders, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Travis, Underheim,

Vanderperren, Van Dreel, Van Gorden, Volk, Walling, Williams, Wimmer, Wineke, Wood, Young, Zweck and Speaker Loftus — 76.

Noes — Brancel, Brandemuehl, Farrow, Foti, Goetsch, Huelsman, Junkermann, Krug, Lepak, Margaret Lewis, Merkt, Nelsen, Ott, Radtke, Schmidt, Schober, Tregoning, Turba, Vergeront, Welch, York and Zeuske — 22.

Absent or not voting — Thompson — 1.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 1016** 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 adopted and asks concurrence in:

Senate Joint Resolution 67

Appointed Senators George, Risser, Strohl and Engeleiter as conferees on its part pursuant to **Senate Joint Resolution 67**

ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 67

Relating to creating a conference committee on 1987 Assembly Bill 850, to consider the annual budget, property tax relief and other related matters.

By committee on Senate Organization.

The question was: Shall **Senate Joint Resolution 67** be concurred in?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Bolle, Boyle, Byers, Carpenter, Clarenbach, Coggs, M., Fergus, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Krug, Krusick, Kunicki, Ladwig, Larson, Mark Lewis, Linton, Looby, McEssy, Magnuson, Musser, Neubauer, Notestein, Paulson, Porter, Potter, Roberts, Robinson, Robson, Rutkowski, Schneider, Seery, Swoboda, Tesmer, Travis, Underheim, Vanderperren, Van Dreel, Volk, Wineke, Young, Zweck and Speaker Loftus — 57.

Noes — Berndt, Bradley, Brancel, Brandemuehl, Coggs, S., Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Huelsman, Johnsrud, Junkermann, Lepak, Margaret Lewis, Medinger, Merkt, Nelsen, Ott, Ourada, Panzer, Prosser, Radtke, Rosenzweig, Schmidt,

Schneiders, Schober, Schultz, Shoemaker, Tregoning, Turba, Van Gorden, Vergeront, Walling, Welch, Williams, Wimmer, Wood, York and Zeuske — 41.

Absent or not voting — Thompson — 1.

Motion carried.

The speaker appointed Representatives Loftus, Kunicki, Clarenbach and Prosser as conferees on the part of the assembly pursuant to **Senate Joint Resolution 67**.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 67** be immediately messaged to the senate. Granted.

Representative Foti asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Lepak. Granted.

Representative Tregoning asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Ladwig. Granted.

Representative Wineke asked unanimous consent that the assembly adjourn in honor of Representative Robinson who was elected mayor of Wausau. Granted.

Representative Hamilton asked unanimous consent that the assembly adjourn in honor of the birth of his granddaughter. Granted.

Representative Bock asked unanimous consent that the assembly adjourn in honor of Senator Norquist who was elected mayor of Milwaukee. Granted.

Representative Grobschmidt asked unanimous consent that the assembly adjourn in honor of his father, Chester Grobschmidt, who was elected mayor of South Milwaukee for the twelfth time. Granted.

REFERENCE BUREAU CORRECTIONS

Assembly Bill 247

The reference bureau correction dated "Revised April 6, 1988" and printed on page 996 of the Assembly Journal dated "April 5, 1988", supersedes the reference bureau correction dated "March 31, 1988" and printed on pages 1002 and 1003 of the Assembly Journal dated "April 14, 1988".

Note: The reference bureau corrections were inadvertently printed in inverse order.

Assembly Bill 870

In enrolling, the following corrections were made:

Original bill

1. Page 114, line 15: after "74.695" insert "(title and)", and substitute "are" for "is", because SECTIONS 76 and 77 removed the entire content of section 74.695 of the statutes.

Assembly Amendment 1

1. Page 8, line 27: on lines 27 and 28, and on page 9, line 1, delete "or" and substitute a comma to reconcile items 33, 34 and 35 of this amendment with items 16, 17 and 18 of Assembly Amendment 4.

2. Page 9, line 20: on lines 20 and 23, substitute a comma for "or" to reconcile items 39 and 41 of this amendment with items 21 and 22 of Assembly Amendment 4.

3. Page 12, line 1: substitute "SECTION 180n" for "SECTION 180m" to allow for the proper placement of the material inserted on page 195 of the bill, before line 8, by item 58 of this amendment and by Assembly Amendment 5.

Assembly Amendment 4

1. Page 2, line 24: before "the" insert "and" to give effect to the insertions made in the bill on page 74, line 4, by this amendment and by item 25 of Assembly Amendment 1.

2. Items 10, 11, 12 and 13 of this amendment, affecting material previously removed from the bill by item 29 of Assembly Amendment 1, were not given effect.

3. Item 24 of this amendment, affecting material previously removed from the bill by item 42 of Assembly Amendment 1, was not given effect.

4. Items 33 and 34 of this amendment, affecting material previously removed from the bill by item 46 of Assembly Amendment 1, were not given effect.

5. Item 63 of this amendment, affecting material previously changed by item 57 of Assembly Amendment 1, was not given effect.

VISITORS

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

Students from Sabish Junior High School in Fond du Lac, guests of Representative McEssy.

Representative Hauke moved that the assembly stand adjourned until 12:00 noon tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

10:20 A.M.