

STATE OF WISCONSIN
Assembly Journal

May 1988 Extraordinary Session

2:12 P.M.

THURSDAY, May 19, 1988

The assembly met.

Speaker pro tempore Clarenbach in the chair.

The prayer was offered by Representative Farrow.

Representative Berndt 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 and Speaker Loftus — 98.

Absent — None.

Absent with leave — Zweck — 1.

Vacancies — None.

AMENDMENTS OFFERED

Assembly amendment 1 to **Senate Bill 600** offered by Representative Wineke.

Assembly amendment 2 to **Senate Bill 600** offered by Representative Nelsen.

Assembly amendment 3 to **Senate Bill 600** offered by Representative Nelsen.

Assembly amendment 4 to **Senate Bill 600** offered by Representatives Krug and Hauke.

Assembly amendment 5 to **Senate Bill 600** offered by Representatives Deininger, Young and Nelsen.

Assembly amendment 6 to **Senate Bill 600** offered by Representatives Young and Deininger.

Assembly amendment 7 to **Senate Bill 600** offered by Representatives Fortis, Deininger, Young and Wineke.

Assembly amendment 8 to **Senate Bill 600** offered by Representatives Fortis, Wineke and Young.

COMMUNICATIONS

The chief clerk reports the following proposal correctly enrolled:

Assembly Bill 1016

THOMAS T. MELVIN
Assembly Chief Clerk

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

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

Senate Bill 598

Senate Bill 599

Senate Bill 600

Concurred in:

Assembly Bill 1024

Assembly Bill 1027

ACTION ON THE SENATE MESSAGE

Senate Bill 598

Relating to the homestead credit, farmland preservation credit, school property tax credit, vocational, technical and adult education incentive grants and making an appropriation.

By committee on Senate Organization.
To calendar.

Senate Bill 599

Relating to requirements for the commissioner of health of a 1st class city.

By committee on Senate Organization.
To calendar.

Senate Bill 600

Relating to county boards financing and promoting economic and industrial development projects.

By committee on Senate Organization, by request of Senators Ulichny, Plewa and George.
To committee on Rules.

LEAVES OF ABSENCE

Representative Medinger asked unanimous consent for a leave of absence for today's session for Representative Zweck. Granted.

Representative Medinger asked unanimous consent that the assembly stand recessed until 3:00 P.M. Granted.

The assembly stood recessed. 2:15 P.M.

RECESS

3:05 P.M.

The assembly reconvened.

Representative Medinger asked unanimous consent for a quorum call. Granted.
A quorum was present.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Clearinghouse Rule 87-133** be withdrawn from the committee on Health and referred to the committee on Children and Human Services. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 595** be withdrawn from the calendar and taken up at this time. Granted.

Senate Bill 595

An act to direct expenditure of \$50,428.38 from the general fund for payment of a claim against the state by the city of Madison.

Representative Schneider moved rejection of assembly amendment 1 to **Senate Bill 595**.

The question was: Shall assembly amendment 1 to **Senate Bill 595** be rejected?

Motion carried.

The question was: Shall **Senate Bill 595** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 595** be given a third reading. Granted.

The question was: **Senate Bill 595** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, 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, Margaret Lewis, Mark Lewis, Linton, Looby, Magnuson, Medinger, Merkt, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreeel, Volk, Walling, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske and Speaker Loftus — 90.

Noes — Bradley, Brancel, Lepak, McEssy, Schultz, Van Gorden, Vergeront and Welch — 8.

Absent or not voting — Zweck — 1.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 595** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 599** be withdrawn from the calendar and taken up at this time. Granted.

Senate Bill 599

Relating to requirements for the commissioner of health of a 1st class city.

The question was: Shall **Senate Bill 599** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 599** be given a third reading. Granted.

The question was: **Senate Bill 599** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 599** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 598** be withdrawn from the calendar and taken up at this time. Granted.

Senate Bill 598

Relating to the homestead credit, farmland preservation credit, school property tax credit,

vocational, technical and adult education incentive grants and making an appropriation.

Assembly substitute amendment 1 to **Senate Bill 598** offered by Representatives Paulson and Larson.

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

The assembly stood recessed.

3:20 P.M.

RECESS

4:25 P.M.

The assembly reconvened.

POINT OF ORDER

Representative Hauke rose to the point of order that assembly substitute amendment 1 to **Senate Bill 598** was not germane under Assembly Rule 54.

The chair (speaker pro tempore Clarenbach) ruled the point of order well taken.

Representative Paulson appealed the decision of the chair.

The question was: Shall the decision of the chair stand as the decision of the assembly?

The roll was taken.

The result follows:

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

Noes — Berndt, Bradley, Brancel, Brandemuehl, Byers, Coleman, Farrow, Foti, Gard, Goetsch, Johnsrud, Junkermann, Ladwig, Larson, Margaret Lewis, Merkt, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Radtke, Rosenzweig, Schmidt, Schneiders, Schultz, Tregoning, Turba, Van Gorden, Vergeront, Walling, Welch, Wimmer, York and Zeuske — 36.

Absent or not voting — McEssy and Zweck — 2.

Motion carried.

Assembly amendment 1 to **Senate Bill 598** offered by Representative Neubauer.

Assembly amendment 1 to assembly amendment 1 to **Senate Bill 598** offered by Representative Welch.

Representative Neubauer moved that assembly amendment 1 to assembly amendment 1 to **Senate Bill 598** be laid on the table.

Representative Welch asked unanimous consent that assembly amendment 1 to assembly amendment 1 to **Senate Bill 598** be laid on the table. Granted.

Representative Welch moved rejection of assembly amendment 1 to **Senate Bill 598**.

The question was: Shall assembly amendment 1 to **Senate Bill 598** be rejected?

The roll was taken.

The result follows:

Ayes — Brancel, Brandemuehl, Deininger, Farrow, Huelsman, Margaret Lewis, Merkt, Nelsen, Ott, Ourada, Panzer, Prosser, Schmidt, Schneider, Schober, Schultz, Tregoning, Turba, Van Gorden, Walling, Welch, Wimmer and York — 23.

Noes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Musser, Neubauer, Notestein, Paulson, Porter, Potter, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schneiders, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Underheim, Vanderperren, Van Dreel, Vergeront, Volk, Williams, Wineke, Wood, Young, Zeuske and Speaker Loftus — 75.

Absent or not voting — Zweck — 1.

Motion failed.

POINT OF ORDER

Representative Prosser rose to the point of order that assembly amendment 1 to **Senate Bill 598** was not germane under Assembly Rule 54 (3)(f).

The chair (speaker pro tempore Clarenbach) ruled the point of order well taken.

Assembly amendment 2 to **Senate Bill 598** offered by Representatives Paulson and Larson.

Representative Neubauer moved that assembly amendment 2 to **Senate Bill 598** be laid on the table.

The question was: Shall assembly amendment 2 to **Senate Bill 598** be laid on the table?

The roll was taken.

The result follows:

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Ayes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Krug, Krusick, Kunicki, Mark Lewis, Linton, Looby, Magnuson, Medinger, Neubauer, Notestein, Potter, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schneider, Seery, Tesmer, Thompson, Travis, Vanderperren, Van Dreel, Williams, Wineke, Wood, Young and Speaker Loftus — 52.

Noes — Berndt, Bradley, Brancel, Brandemuehl, Byers, Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Gronemus, Johnsrud, Junkermann, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Merkt, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Prosser, Radtke, Schmidt, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, York and Zeuske — 46.

Absent or not voting — Zweck — 1.

Motion carried.

The question was: Shall **Senate Bill 598** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 598** be given a third reading. Granted.

The question was: **Senate Bill 598** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Fergus, Fortis, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Musser, Neubauer, Notestein, Ott, Porter, Potter, Radtke, Roberts, Robinson, Robson, Rutkowski, Schneider, Schneiders, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Volk, Williams, Wimmer, Wineke, Wood, Young and Speaker Loftus — 73.

Noes — Bradley, Brancel, Brandemuehl, Deininger, Farrow, Foti, Huelsman, Lepak, Margaret Lewis, Merkt, Nelsen, Ourada, Panzer, Paulson, Prosser, Rosenzweig, Schmidt, Schober, Schultz, Tregoning, Vergeront, Walling, Welch, York and Zeuske — 25.

Absent or not voting — Zweck — 1.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 598** be immediately messaged to the senate. Granted.

Representative Gruszynski in the chair.

Representative Hauke asked unanimous consent that the assembly stand recessed until 8:00 P.M. Granted.

The assembly stood recessed.

6:50 P.M.

RECESS

8:15 P.M.

The assembly reconvened.

Representative Grobschmidt in the chair.

Representative Hauke asked unanimous consent for a quorum call. Granted.

CALL OF THE ASSEMBLY

Representative Hauke requested a call of the assembly. There were sufficient seconds.

The sergeant-at-arms was directed to close the doors and the chief clerk to call the roll.

The chief clerk called the roll.

Representative Hauke asked unanimous consent that the call of the assembly be lifted. Granted.

Representative Hauke asked unanimous consent that the assembly stand recessed until 8:35 P.M. Granted.

The assembly stood recessed.

8:28 P.M.

RECESS

9:15 P.M.

The assembly reconvened.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 600** be withdrawn from the calendar and taken up at this time. Granted.

Senate Bill 600

Relating to county boards financing and promoting economic and industrial development projects.

Representative Hauke asked unanimous consent that the rules be suspended and that assembly amendment 2 to **Senate Bill 600** be taken up at this time. Granted.

Representative Wineke moved that **Senate Bill 600** be laid on the table.

The question was: Shall **Senate Bill 600** be laid on the table?

The roll was taken.

The result follows:

Ayes — Antaramian, Berndt, Black, Bolle, Bradley, Brancel, Brandemuehl, Byers, Clarenbach, Coleman, Deininger, Farrow, Fergus, Foti, Goetsch, Gruszynski, Hamilton, Hasenohrl, Holperin, Holschbach, Hubler, Huelsman, Kunicki, Ladwig, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Nelsen, Ott, Panzer, Porter, Prosser, Radtke, Roberts, Robinson, Robson, Schmidt, Schneider, Schneiders, Schober, Schultz, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, Wineke, York and Young — 62.

Noes — Barca, Barrett, Becker, Bell, Bock, Boyle, Carpenter, Coggs, M., Coggs, S., Fortis, Gard, Grobschmidt, Gronemus, Hauke, Johnsrud, Junkermann, Krug, Krusick, Larson, Merkt, Musser, Neubauer, Notestein, Ourada, Paulson, Potter, Rosenzweig, Rutkowski, Seery, Shoemaker, Swoboda, Tesmer, Williams, Wood, Zeuske and Speaker Loftus — 36.

Absent or not voting — Zwick — 1.

Motion carried.

Representative Hauke introduced a privileged joint resolution.

Assembly Joint Resolution 120

Relating to the final adjournment of the May 1988 extraordinary session.

By Representatives Hauke, Loftus, Thompson, Black, Carpenter, Barrett, Magnuson, Bell, M. Coggs, Fortis, Bock and Seery.

Representative Hauke asked unanimous consent that the assembly stand recessed until 12:30 A.M. Granted.

The assembly stood recessed.

12:07 A.M.

RECESS

1:38 A.M.

The assembly reconvened.

Representative Radtke asked unanimous consent for a quorum call. Granted.

A quorum was present.

EXTRAORDINARY SESSION

In accordance with Joint Rule 81 (2), it was moved that the Legislature expand the call for the Extraordinary Session commencing at 10:00 A.M. on Tuesday, May 17, 1988 to run concurrently with Floorperiod VI (Veto Review) for the purpose of taking action on the following:

(LRB 6000/) An act relating to the receipt of compensation and expenses by members of the state legislature serving on certain metropolitan sewerage commissions.

Adopted by committee on Senate Organization.

Adopted by committee on Assembly Organization.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 1028

Relating to receipt of compensation and expenses by members of the legislature serving on certain metropolitan sewerage commissions.

By committee on Assembly Organization.

To calendar.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 1028** be withdrawn from the calendar and taken up at this time. Granted.

Representative Krug asked unanimous consent to be excused from voting on **Assembly Bill 1028** pursuant to Assembly Rule 77. Granted.

Assembly Bill 1028

Relating to receipt of compensation and expenses by members of the legislature serving on certain metropolitan sewerage commissions.

The question was: Shall **Assembly Bill 1028** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 1028** be given a third reading. Granted.

The question was: **Assembly Bill 1028** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Black, Bock, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Fergus, Fortis, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Krusick, Kunicki, Ladwig, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Merkt, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Porter, Potter, Prosser, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront,

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Walling, Welch, Williams, Wimmer, Wineke, Wood, York, Zeuske and Speaker Loftus — 81.

Noes — Berndt, Carpenter, Clarenbach, Foti, Gard, Junkermann, Larson, Magnuson, Medinger, Musser, Paulson, Radtke, Schmidt, Volk and Young — 15.

Absent or not voting — Bell, Krug and Zweck — 3.

Motion carried.

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

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 1028** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 120** be withdrawn from the calendar and taken up at this time. Granted.

Assembly Joint Resolution 120

Relating to the final adjournment of the May 1988 extraordinary session.

The question was: Shall **Assembly Joint Resolution 120** be adopted?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 120** be immediately messaged to the senate. Granted.

Representative Hauke moved that the assembly stand adjourned pursuant to **Assembly Joint Resolution 120**.

The question was: Shall the assembly stand adjourned pursuant to **Assembly Joint Resolution 120**?

Motion carried.

The assembly stood adjourned.

1:50 A.M.