

STATE OF WISCONSIN
Assembly Journal

Eighty-Ninth Regular Session

9:30 A.M.

THURSDAY, April 27, 1989

The assembly met.

Speaker pro tempore Clarenbach in the chair.

The prayer was offered by Representative Walling.

Representative Bell 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 — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Duff, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Huelsman, Johnsrud, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Larson, Lautenschlager, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nelsen, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vanderperren, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 98.

Absent — None.

Absent with leave — Representative Schultz — 1.

Vacancies — None.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 17** offered by Representative Musser.

Assembly amendment 1 to **Assembly Bill 96** offered by Representative Musser.

INTRODUCTION AND REFERENCE
OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 43

Relating to commending Milwaukee Police Chief Robert J. Ziarnik for his public service to the people of Milwaukee.

By Representatives Krusick, Barrett, S. Coggs, Fortis, Notestein and Tesmer, cosponsored by Senators Plewa, Burke, Czarnecki and Ulichny.

To committee on Rules.

COMMITTEE REPORTS

The committee on Elections and Constitutional Law reports and recommends:

Senate Joint Resolution 22

Relating to urging all people to resist any attempts to suppress free speech.

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

To committee on Rules.

TIMOTHY CARPENTER
Chairperson

The committee on Financial Institutions and Insurance reports and recommends:

Assembly Clearinghouse Rule 89-2

Relating to premiums and rate zoning for the health insurance risk sharing plan.

Objection: Ayes: (7) Noes: (5)

To Joint Committee for Review of Administrative Rules.

LOUISE TESMER
Chairperson

The committee on Health reports and recommends:

Assembly Bill 191

Relating to treatment of income and resources of certain institutionalized individuals who apply for or receive medical assistance and granting rule-making authority.

Adoption of assembly amendment 1:

Ayes: (17) Noes: (0)

Passage: Ayes: (15) Noes: (2)

To Joint Committee on Finance.

THOMAS BARRETT
Chairperson

The committee on Natural Resources reports and recommends:

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Senate Joint Resolution 21

Relating to inviting President George Bush to Wisconsin to present him with a Wisconsin fishing license.

Concurrence: Ayes: (11) Noes: (1)

To committee on Rules.

SPENCER BLACK
Chairperson

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 substitute amendment 1 to **Senate Joint Resolution 31**

Assembly Joint Resolution 24

Assembly Joint Resolution 37

Assembly Joint Resolution 41

Assembly Bill 291

Assembly Bill 306

Passed and asks concurrence in:

Senate Bill 29

Senate Bill 48

Senate Bill 59

Senate Bill 67

Senate Bill 68

Senate Bill 70

Senate Bill 72

Senate Bill 73

Senate Bill 112

Senate Bill 136

Senate Bill 148

Senate Bill 160

Adopted and asks concurrence in:

Senate Joint Resolution 36

Recedes from its position on senate amendment 1 to **Assembly Joint Resolution 27**.

ACTION ON THE SENATE MESSAGE

Senate Bill 29

Relating to public utility customer service.

By Senator Lee; cosponsored by Representative Seery, by request of Public Service Commission.

To committee on Environmental Resources and Utilities.

Senate Bill 48

Relating to the office of health care information and granting rule-making authority.

By Senator Moen; cosponsored by Representative Barrett, by request of Office of Health Care Information.

To committee on Health.

Senate Bill 59

Relating to the term of office of the adjutant general.

By Senators Van Sistine, Roshell, Plewa, Kreul, Kincaid, Lorman, Leean and Lasee; cosponsored by Representatives Bolle, Medinger, Vanderperren, Porter,

Duff, Stower, Van Gorden, Musser, Johnsrud, Lorge and Brandemuehl.

To committee on Veterans and Military Affairs.

Senate Bill 67

Relating to repealing the laws relating to the citizens utility board.

By joint committee on Audit.

To committee on Environmental Resources and Utilities.

Senate Bill 68

Relating to membership of the laboratory of hygiene board.

By joint committee on Audit.

To committee on Health.

Senate Bill 70

Relating to reports by charitable organizations and state agencies.

By joint committee on Audit.

To committee on State Affairs.

Senate Bill 72

Relating to reimbursement rates for library system-funded interlibrary borrowing payments.

By joint committee on Audit.

To committee on Education.

Senate Bill 73

Relating to hospital approval and regulation by the department of health and social services, granting rule-making authority and providing penalties.

By joint committee on Audit.

To committee on Health.

Senate Bill 112

Relating to passenger capacity of vessels eligible for alcohol beverages permits.

By Senators Shoemaker, Jauch and Rude; cosponsored by Representatives Baldus, Harsdorf and Roberts.

To committee on Rules.

Senate Bill 136

Relating to uses of certain lands adjacent to the shore of Lake Michigan.

By Senators Lee, Czarnecki, Burke and George; cosponsored by Representatives Kunicki, Notestein, Nelsen, Bell, Krug, M. Coggs and Barrett.

To committee on Urban and Local Affairs.

Senate Bill 148

Relating to the Wisconsin retirement system, fixed retirement investment trusts, transferring funds, and the applicability of laws governing certain public employe benefits to state employes who are covered by a collective bargaining agreement.

By Senators Jauch, Andrea, Moen, Plewa, Risser and Van Sistine; cosponsored by Representatives Grobschmidt, Hamilton, Volk, Loftus, Hauke, Baldus, Van Dreel, Carpenter, Boyle, Larson, Wineke, Gruszynski, Bock, Rohan, Musser, Antaramian, Bell, Fergus, Roberts and Vanderperren.

To committee on Rules.

Senate Bill 160

Relating to contract and administrative costs under employe-funded reimbursement accounts and making appropriations.

By Senators Buettner, Risser, Plewa, Ulichny and Ellis; cosponsored by Representatives Panzer, Prosser, Young and Lewis.

To committee on Rules.

Senate Joint Resolution 36

Proclaiming May 3, 1989, Trzeciego Maja Day.

By Senators Plewa, Czarnecki, Helbach, Ulichny, Andrea, Kincaid, Moen, Van Sistine, Roshell, Cowles, Lorman and Risser; cosponsored by Representatives Kunicki, Rutkowski, Gruszynski, Grobschmidt, Carpenter, Notestein, Zeuske, Stower, Lorge, Plache, Young, Farrow, Lepak, Lahn, Baldus, Radtke, Krug, Antaramian, Gronemus, Gard, Duff, Barca, Foti, Vanderperren and Underheim.

To committee on Rules.

LEAVES OF ABSENCE

Representative Hauke asked unanimous consent for a leave of absence for part of today's session for Representative Williams. Granted.

Representative Radtke asked unanimous consent for a leave of absence for today's session for Representative Schultz. Granted.

CALENDAR OF WEDNESDAY, APRIL 26

Assembly Bill 28

Relating to employment contracts of administrators employed by school boards and cooperative educational service agencies.

Representative Potter moved rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 28**.

Speaker Loftus in the chair.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 28** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Black, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Krusick, Larson, Lautenschlager, Lorge, Medinger, Moore, Notestein, Plache, Potter, Roberts, Schneider, Seery, Swoboda, Tesmer, Thompson, Van Dreel, Vanderperren, Volk and Williams — 37.

Noes — Representatives Barrett, Bell, Bock, Bolle, Boyle, Brancel, Brandemuehl, Coleman, Deininger, Duff, Farrow, Foti, Gard, Goetsch, Gronemus, Harsdorf, Hinkfuss, Huber, Huelsman, Johnsrud, Klusman, Krug, Kunicki, Ladwig, Lahn, Lehman, Lepak, Lewis, Linton, Loucks, Musser, Nelsen, Ott, Panzer, Porter, Prosser, Radtke, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneiders, Stower, Travis, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 60.

Absent or not voting — None.

Paired for — Representative Ourada — 1.

Paired against — Representative Schultz — 1.

Motion failed.

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

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

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

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 28** be adopted?

The roll was taken.

The result follows:

Ayes — Representatives Barrett, Bell, Bock, Bolle, Boyle, Brancel, Brandemuehl, Coggs, S., Coleman, Deininger, Duff, Farrow, Foti, Gard, Goetsch, Harsdorf, Huber, Huelsman, Johnsrud, Klusman, Krug, Kunicki, Ladwig, Lahn, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Moore, Musser, Nelsen, Notestein, Ourada, Panzer, Plache, Porter, Prosser, Radtke, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneiders, Stower, Thompson, Travis, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 64.

Noes — Representatives Antaramian, Baldus, Barca, Black, Carpenter, Clarenbach, Coggs, M., Fergus, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Krusick, Larson, Lautenschlager, Medinger, Ott, Potter, Roberts, Schneider, Seery, Swoboda, Tesmer, Van Dreel, Vanderperren, Volk and Williams — 33.

Absent or not voting — Representatives Hinkfuss and Schultz — 2.

Motion carried.

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

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 28** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 28** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 28** be given a third reading. Granted.

The question was: **Assembly Bill 28** having been read three times, shall the bill be passed?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 28** be immediately messaged to the senate. Granted.

Assembly Bill 124

Relating to the requirement that licensed physical therapists have certain written referrals prior to practice.

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 124** offered by Representative Welch.

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 124** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 124** offered by Representatives Wood, Welch and Grobschmidt.

The question was: Shall assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 124** be adopted?

Motion carried.

Representative Gruszynski moved rejection of assembly substitute amendment 2 to **Assembly Bill 124**.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 124** be rejected?

The roll was taken.

The result follows:

Ayes - Representatives Antaramian, Barca, Barrett, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, S., Duff, Fergus, Fortis, Gard, Gruszynski, Hamilton, Harsdorf, Hauke, Hinkfuss, Holperin, Huber, Huelsman, Krusick, Kunicki, Ladwig, Lepak, Lewis, Linton, Lorge, Musser, Nelsen, Ourada, Panzer, Plache, Prosser, Robson, Rohan, Rutkowski, Schmidt, Schneider, Schneiders, Seery, Stower, Tesmer,

Underheim, Van Dreel, Vergeront, Volk, Zeuske, Zweck and Speaker Loftus — 51.

Noes — Representatives Baldus, Bolle, Brancel, Brandemuehl, Coggs, M., Coleman, Deininger, Farrow, Foti, Goetsch, Grobschmidt, Gronemus, Hasenohrl, Holschbach, Hubler, Johnsrud, Klusman, Krug, Lahn, Larson, Lautenschlager, Lehman, Loucks, Medinger, Moore, Ott, Porter, Potter, Radtke, Roberts, Rosenzweig, Swoboda, Thompson, Travis, Tregoning, Turba, Van Gorden, Vanderperren, Walling, Welch, Williams, Wimmer, Wineke, Wood, Young and Zien — 46.

Absent or not voting — Representatives Notestein and Schultz — 2.

Motion carried.

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

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

Representative Schneider in the chair.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 124** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 124** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Boyle, Brancel, Carpenter, Clarenbach, Coggs, S., Duff, Fergus, Fortis, Gard, Grobschmidt, Gruszynski, Hamilton, Harsdorf, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Huelsman, Krusick, Kunicki, Ladwig, Lahn, Lautenschlager, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Moore, Musser, Nelsen, Notestein, Ott, Ourada, Plache, Porter, Prosser, Roberts, Robson, Rohan, Rutkowski, Schmidt, Schneider, Schneiders, Seery, Stower, Swoboda, Tesmer, Travis, Tregoning, Underheim, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Wineke, Young, Zeuske, Zien, Zweck and Speaker Loftus — 73.

Noes — Representatives Bolle, Brandemuehl, Coggs, M., Coleman, Deininger, Farrow, Foti, Goetsch, Gronemus, Hasenohrl, Johnsrud, Klusman, Krug, Larson, Medinger, Panzer, Potter, Radtke, Rosenzweig, Thompson, Turba, Vanderperren, Williams, Wimmer and Wood — 25.

Absent or not voting — Representative Schultz — 1.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 124** be given a third reading. Granted.

The question was: **Assembly Bill 124** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Boyle, Brancel, Carpenter, Clarenbach, Coggs, S., Duff, Fergus, Fortis, Gard, Grobschmidt, Gruszynski, Hamilton, Harsdorf, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Huelsman, Klusman, Krusick, Kunicki, Ladwig, Lahn, Lautenschlager, Lepak, Lewis, Linton, Lorge, Loucks, Musser, Nelsen, Notestein, Ott, Ourada, Panzer, Plache, Prosser, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Seery, Stower, Swoboda, Tesmer, Travis, Tregoning, Underheim, Van Dreel, Vergeront, Volk, Walling, Wineke, Wood, Zeuske, Zien, Zweck and Speaker Loftus — 71.

Noes — Representatives Bolle, Brandemuehl, Coggs, M., Coleman, Deininger, Farrow, Foti, Goetsch, Gronemus, Hasenohrl, Johnsrud, Krug, Larson, Lehman, Medinger, Moore, Porter, Potter, Radtke, Thompson, Turba, Van Gorden, Vanderperren, Welch, Williams, Wimmer and Young — 27.

Absent or not voting — Representative Schultz — 1.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 124** be immediately messaged to the senate. Granted.

Assembly Bill 131

Relating to requests for increased appropriations to state agencies.

The question was: Shall **Assembly Bill 131** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 131** be given a third reading.

Representative Welch objected.

Representative Hauke moved that the rules be suspended and that **Assembly Bill 131** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 131** be given a third reading?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Krug, Krusick, Kunicki, Lautenschlager, Lepak, Linton, Medinger, Moore, Notestein, Plache, Potter, Roberts, Robson, Rohan, Rutkowski, Schneider, Seery, Stower, Swoboda, Thompson, Travis, Van Dreel, Vanderperren, Volk, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 56.

Noes — Representatives Brancel, Brandemuehl, Coleman, Deininger, Duff, Farrow, Foti, Gard, Goetsch, Harsdorf, Huelsman, Johnsrud, Klusman, Ladwig, Lahn, Larson, Lehman, Lewis, Lorge, Loucks, Musser, Nelsen, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schmidt, Schneiders, Tesmer, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling, Welch, Wimmer, Zeuske and Zien — 42.

Absent or not voting — Representative Schultz — 1.

Motion failed.

Representative Hauke introduced a privileged resolution.

Assembly Resolution 15

Relating to creating a special committee on health care financing.

By Representatives Loftus and Hauke.

The question was: Shall **Assembly Resolution 15** be adopted?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Duff, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Huelsman, Johnsrud, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Larson, Lautenschlager, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nelsen, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vanderperren, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien, Zweck and Speaker Loftus — 97.

Noes — Representative Zeuske — 1.

Absent or not voting — Representative Schultz — 1.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 43** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Joint Resolution 43

Relating to commending Milwaukee Police Chief Robert J. Ziarnik for his public service to the people of Milwaukee.

The question was: Shall **Assembly Joint Resolution 43** be adopted?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 43** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 36** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Joint Resolution 36

Proclaiming May 3, 1989, Trzeciego Maja Day.

The question was: Shall **Senate Joint Resolution 36** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 36** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 22** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Joint Resolution 22

Relating to urging all people to resist any attempts to suppress free speech.

The question was: Shall **Senate Joint Resolution 22** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 22** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 21** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Joint Resolution 21

Relating to inviting President George Bush to Wisconsin to present him with a Wisconsin fishing license.

Assembly amendment 1 to **Senate Joint Resolution 21** offered by Representatives Stower, Linton, Volk, Holperin, Hubler, Boyle, Larson, Ourada, Zeuske, Radtke, Gard, Baldus, Hasenohrl, Medinger, Huber, Hamilton and Thompson.

The question was: Shall assembly amendment 1 to **Senate Joint Resolution 21** be adopted?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Bolle, Boyle, Brandemuehl, Clarenbach, Deininger, Duff, Farrow, Fortis, Foti, Gard, Goetsch, Hamilton, Hasenohrl, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Johnsrud, Krug, Kunicki, Lahn, Larson, Lautenschlager, Lehman, Linton, Lorge, Medinger, Musser, Ourada, Potter, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Stower, Swoboda, Thompson, Travis, Van Dreel, Vanderperren, Vergeront, Volk, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 53.

Noes — Representatives Antaramian, Barca, Barrett, Bell, Black, Bock, Brancel, Carpenter, Coggs, M., Coggs, S., Coleman, Fergus, Grobschmidt, Gronemus, Gruszynski, Harsdorf, Hauke, Huelsman, Klusman, Krusick, Ladwig, Lepak, Lewis, Loucks, Moore, Nelsen, Notestein, Ott, Panzer, Plache, Porter, Prosser, Schmidt, Schneider, Schneiders, Seery, Tesmer, Tregoning, Turba, Underheim, Van Gorden, Walling, Welch, Williams and Wimmer — 45.

Absent or not voting — Representative Schultz — 1.

Motion carried.

Assembly amendment 2 to **Senate Joint Resolution 21** offered by Representative Carpenter.

Representative Carpenter asked unanimous consent that assembly amendment 2 to **Senate Joint Resolution 21** be withdrawn and returned to the author. Granted.

The question was: Shall **Senate Joint Resolution 21** be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 21** be immediately messaged to the senate. Granted.

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

The assembly stood recessed.

11:10 A.M.

RECESS

11:40 A.M.

The assembly reconvened.

Speaker pro tempore Clarenbach in the chair.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 148** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 148

Relating to the Wisconsin retirement system, fixed retirement investment trusts, transferring funds and the applicability of laws governing certain public employee benefits to state employees who are covered by a collective bargaining agreement.

Assembly amendment 1 to **Senate Bill 148** offered by Representative Walling.

POINT OF ORDER

Representative Grobschmidt rose to the point of order that assembly amendment 1 to **Senate Bill 148** was not properly before the assembly because amendments to the bill must be reviewed by the Joint Committee on Retirement Systems.

Representative Grobschmidt withdrew his point of order.

Representative Grobschmidt moved that assembly amendment 1 to **Senate Bill 148** be laid on the table.

The question was: Shall assembly amendment 1 to **Senate Bill 148** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Fergus, Fortis, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Johnsrud, Krug, Krusick, Kunicki, Ladwig, Larson, Lautenschlager, Lehman, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Tregoning, Underheim, Van Dreel, Vanderperren, Volk, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus 76.

Noes — Representatives Duff, Farrow, Foti, Gard, Huelsman, Klusman, Lahn, Lepak, Lewis, Loucks, Nelsen, Radtke, Schmidt, Schneiders, Turba, Van Gorden, Vergeront, Walling, Welch, Wimmer, Zeuske and Zien — 22.

Absent or not voting — Representative Schultz — 1.

Motion carried.

Assembly amendment 2 to **Senate Bill 148** offered by Representative Walling.

Representative Grobschmidt moved that assembly amendment 2 to **Senate Bill 148** be laid on the table.

The question was: Shall assembly amendment 2 to **Senate Bill 148** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Fergus, Fortis, Foti, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Johnsrud, Krug, Krusick, Kunicki, Ladwig, Larson, Lautenschlager, Lewis, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Van Dreel, Vanderperren, Volk, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien, Zweck and Speaker Loftus — 77.

Noes — Representatives Duff, Farrow, Gard, Goetsch, Huelsman, Klusman, Lahn, Lehman, Lepak, Loucks, Nelsen, Radtke, Schmidt, Schneiders, Tregoning, Turba, Underheim, Van Gorden, Vergeront, Walling and Zeuske — 21.

Absent or not voting — Representative Schultz 1.

Motion carried.

Assembly amendment 3 to **Senate Bill 148** offered by Representatives Walling and Schmidt.

Representative Grobschmidt moved that assembly amendment 3 to **Senate Bill 148** be laid on the table.

The question was: Shall assembly amendment 3 to **Senate Bill 148** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Fergus, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Johnsrud, Krug, Krusick, Kunicki, Larson, Lautenschlager, Linton, Moore, Notestein, Ourada, Panzer, Plache, Porter, Potter, Prosser, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Tregoning, Van Dreel, Vanderperren, Volk, Welch, Williams,

Wineke, Wood, Young, Zien, Zweck and Speaker Loftus -- 69.

Noes -- Representatives Brancel, Brandemuehl, Duff, Farrow, Foti, Gard, Goetsch, Huelsman, Klusman, Ladwig, Lahn, Lehman, Lepak, Lewis, Lorge, Loucks, Medinger, Musser, Nelsen, Ott, Radtke, Schmidt, Turba, Underheim, Van Gorden, Vergeront, Walling, Wimmer and Zeuske -- 29.

Absent or not voting -- Representative Schultz -- 1.

Motion carried.

Assembly amendment 4 to **Senate Bill 148** offered by Representative Nelsen.

Representative Grobschmidt moved that assembly amendment 4 to **Senate Bill 148** be laid on the table.

The question was: Shall assembly amendment 4 to **Senate Bill 148** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Duff, Fergus, Fortis, Foti, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Johnsrud, Krug, Krusick, Kunicki, Ladwig, Larson, Lautenschlager, Lehman, Lepak, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Turba, Van Dreel, Vanderperren, Volk, Walling, Williams, Wimmer, Wineke, Wood, Young, Zien, Zweck and Speaker Loftus -- 82.

Noes -- Representatives Farrow, Gard, Huelsman, Klusman, Lahn, Lewis, Loucks, Nelsen, Schmidt, Schneiders, Tregoning, Underheim, Van Gorden, Vergeront, Welch and Zeuske -- 16.

Absent or not voting -- Representative Schultz -- 1.

Motion carried.

Assembly amendment 5 to **Senate Bill 148** offered by Representative Gard.

Representative Grobschmidt moved that assembly amendment 5 to **Senate Bill 148** be laid on the table.

The question was: Shall assembly amendment 5 to **Senate Bill 148** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Brancel, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman,

Deininger, Fergus, Fortis, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Huelsman, Johnsrud, Krug, Krusick, Kunicki, Ladwig, Larson, Lautenschlager, Lehman, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Van Dreel, Vanderperren, Volk, Walling, Williams, Wimmer, Wineke, Wood, Young, Zien, Zweck and Speaker Loftus -- 81.

Noes -- Representatives Brandemuehl, Duff, Farrow, Foti, Gard, Klusman, Lahn, Lepak, Lewis, Loucks, Nelsen, Radtke, Schmidt, Van Gorden, Vergeront, Welch and Zeuske -- 17.

Absent or not voting -- Representative Schultz -- 1.

Motion carried.

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

Motion carried.

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

LEAVES OF ABSENCE

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

Speaker Loftus in the chair.

The question was: **Senate Bill 148** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Fergus, Fortis, Foti, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Johnsrud, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Larson, Lautenschlager, Lewis, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Van Dreel, Van Gorden, Vanderperren, Volk, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien, Zweck and Speaker Loftus -- 84.

Noes — Representatives Duff, Farrow, Gard, Huelsman, Lehman, Lepak, Loucks, Nelsen, Schmidt, Vergeront and Zeuske — 11.

Absent or not voting — None.

Paired for — Representatives Brancel and Schultz — 2.

Paired against — Representatives Underheim and Walling — 2.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 148** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 112** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 112

Relating to passenger capacity of vessels eligible for alcohol beverages permits.

Assembly amendment 1 to **Senate Bill 112** offered by Representative Hamilton.

Representative Hauke moved rejection of assembly amendment 1 to **Senate Bill 112**.

The question was: Shall assembly amendment 1 to **Senate Bill 112** be rejected?

Motion carried.

The question was: Shall **Senate Bill 112** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 112** be given a third reading. Granted.

The question was: **Senate Bill 112** 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 112** be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 160** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 160

Relating to contract and administrative costs under employe-funded reimbursement accounts and making appropriations.

The question was: Shall **Senate Bill 160** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 160** be given a third reading. Granted.

The question was: **Senate Bill 160** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Duff, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Huelsman, Johnsrud, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Larson, Lautenschlager, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nelsen, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneiders, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Van Dreef, Van Gorden, Vanderperren, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 96.

Noes — None.

Absent or not voting — Representatives Brancel, Schneider and Schultz — 3.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 160** be immediately messaged to the senate. Granted.

SPECIAL ORDER OF BUSINESS AT 9:30 A.M. ON THURSDAY, APRIL 27, 1989

Assembly Bill 1

Relating to establishing a minimum wage for certain employes.

Assembly amendment 1 to senate substitute amendment 4 to **Assembly Bill 1** offered by Representatives Krug and Wineke.

Representative Krug asked unanimous consent that assembly amendment 1 to senate substitute amendment 4 to **Assembly Bill 1** be laid on the table. Granted.

Representative Barca moved nonconcurrency in senate substitute amendment 4 to **Assembly Bill 1**.

The question was: Shall senate substitute amendment 4 to **Assembly Bill 1** be nonconcurrent in?

Motion carried.

Representative Hauke asked unanimous that the assembly request a committee of conference on **Assembly Bill 1**. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 1** be immediately messaged to the senate. Granted.

Representative M. Cogg asked unanimous consent to be recorded as voting "No" on the question of rejection of assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 80** on Tuesday, April 25. Granted.

Representative Foti asked unanimous consent that the assembly adjourn in honor of Representative Lepak, who celebrated his thirtieth birthday on April 17. Granted.

Representative Plache asked unanimous consent that the assembly adjourn in honor of Representative Moore, who celebrated her thirty-eighth birthday on April 18. Granted.

Representative Moore asked unanimous consent that the assembly adjourn in honor of Representative Marcia Cogg, who celebrated her sixty-first birthday on April 5. Granted.

Representative Moore asked unanimous consent that the assembly adjourn in honor of Representative Notestein, who celebrated her fortieth birthday on April 14. Granted.

Representative Johnsrud asked unanimous consent that the assembly adjourn in honor of Viroqua native Mark Lee, who will be on the space shuttle Atlantis on Friday for its journey into space. Granted.

Representative Ott asked unanimous consent that the assembly adjourn in memory of Lucille Ball who died yesterday. Granted.

VISITORS

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

Fifth grade students from Lincoln School in Wauwatosa accompanied by their teacher Mr. Zigan, guests of Representative Rosenzweig.

Fred Kessler, a former state representative and judge, guest of Representative Nelsen.

Mary Brehm from Allouez, guest of Representative Hinkfuss.

Students from St. Aemilian Grade School in Milwaukee, guests of Representative Barrett.

Fourth grade students from Pewaukee Elementary School, guests of Representative Huelsman.

Fourth grade students from Miller Grade School in Tomah accompanied by Mrs. Rowan, Mrs. Grygleski, Mrs. Riggs, Mrs. Cram, Mrs. Aldridge, Mrs. Larson, Mr. Wiese, Mrs. Dvorak and Mrs. McDaniel, guests of Representative Musser.

Third and fourth grade students from Sacred Heart School in Cashton accompanied by Sister Caroline and Linda Klinkner, guests of Representative Roberts.

Boys from Rawhide in New London accompanied by John Gillespie and area guests, guests of Representative Lorge.

University of Wisconsin-Green Bay student Brad Pfaff, guest of Representative Roberts.

Representative Hauke moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, May 16.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

12:38 P.M.