STATE OF WISCONSIN

Assembly Journal

Eighty-Ninth Regular Session

10:00 A.M.

TUESDAY, February 13, 1990

The assembly met.

Speaker pro tempore Clarenbach in the chair.

The prayer was offered by Representative Bell.

Representative 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 - Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Duff, 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, Notestein, Ott. Ourada, Panzer, Plache, Porter, Potter, C., Potter, R., Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Schultz, Stower, Swoboda, Schneiders. Seery, Thompson, Travis, Tregoning, Turba, Underheim, Urban, Van Dreel, Van Gorden, Vanderperren, Vergeront, Volk, Walling, Williams, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus - 96.

Absent - None.

Absent with leave — Representative Welch — 1.

Vacancies -- 10th and 14th Assembly Districts -- 2.

AMENDMENTS OFFERED

Assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 347 offered by Representatives Wineke and Krusick.

Assembly amendment 1 to Assembly Bill 810 offered by committee on Health.

Assembly amendment 1 to Assembly Bill 823 offered by committee on Natural Resources.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 89-10

Relating to income and franchise taxation.

Submitted by Department of Revenue.

To committee on Ways and Means.

Referred on February 13, 1990.

Assembly Clearinghouse Rule 89-114

Relating to incorporation of federal new source performance standards.

Submitted by Department of Natural Resources.

To committee on Environmental Resources and Utilities.

Referred on February 13, 1990.

Assembly Clearinghouse Rule 89-163

Relating to expenditure of funds to implement a waste tire removal and recovery program.

Submitted by Department of Natural Resources.

To committee on Natural Resources.

Referred on February 13, 1990.

Assembly Clearinghouse Rule 89-173

Relating to the expected conduct of youth on state or county aftercare supervision and procedures for dealing with violations of that conduct.

Submitted by Department of Health and Social Services.

To committee on Children and Human Services. Referred on February 13, 1990.

Eletted on February 1.5, 1990.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 29

Relating to creating an assembly standing committee on bonding for clean water.

By Representatives Loftus and Hauke.

To calendar.

Assembly Bill 854

Relating to private septic system site evaluation.

By Representatives Roberts, Wood, Musser, Baldus, Turba, Schneiders, Lorge, Hasenohrl, Goetsch, Brandemuehl, Lehman, Holperin, Rohan, Zien, Lahn and Volk, cosponsored by Senators Moen, Kreul, Roshell, Rude and Stitt.

To committee on Environmental Resources and Utilities.

Assembly Bill 855

Relating to school district eligibility for state aid for programs for children at risk.

By Representative C. Potter.

To committee on Urban Education.

Assembly Bill 856

Relating to grants to the Great Lakes Composites Consortium, inc. and making an appropriation.

By Representatives Antaramian, Loftus, Kunicki, Barca, Fergus, Porter, Plache, Ladwig, Lepak, Schneider, Travis, Bell, Hubler, M. Coggs, Panzer and Brancel, cosponsored by Senators Andrea and Strohl.

To Joint Committee on Finance.

Assembly Bill 857

Relating to heritage tourism and making an appropriation.

By Representatives Rohan, Zeuske, Robson, Holperin, Swoboda, Grobschmidt, Gronemus, Notestein, Radtke, Plache, Black, Panzer, Young, Wood, Krug, Baldus, R. Potter, Huelsman, Rosenzweig, Johnsrud, Klusman, Schultz, Lorge, Gard, Deininger, Ladwig, Zien, Coleman, Rutkowski, Barca and Van Dreel, cosponsored by Senators Ulichny, Rude, Jauch, Plewa, Risser, Barrett, Lorman, Czarnezki, Roshell, Berndt, Feingold, Andrea, Kreul, Buettner, Burke, Farrow, Lecan and Van Sistine.

To committee on Tourism, Recreation and Government Operations.

Assembly Bill 858

Relating to recertification training for law enforcement and jail officers.

By Representative Krug, cosponsored by Senators Buettner and Ulichny, by request of Attorney General Donald J. Hanaway.

To committee on Family Law and Corrections.

Assembly Bill 859

Relating to the qualified landowner preference category for special deer hunting permits.

By Representatives Hubler, Holperin, Stower, Musser, Boyle, Bolle, Baldus, Panzer, Goetsch, Harsdorf, Lorge, Zien and Klusman, cosponsored by Senators Burke, Buettner and Lorman.

To committee on Tourism, Recreation and Government Operations.

Assembly Bill 860

Relating to shared revenue account payments for industrial waste treatment and pollution abatement property.

By Representatives Loucks, Zweck, Underheim, Boyle, Lorge and Huber, cosponsored by Senator Farrow.

To committee on Ways and Means.

Assembly Bill 861

Relating to licenses to operate foster homes.

By Representatives Wood and Young.

To committee on Children and Human Services.

Assembly Bill 862

Relating to annual or consecutive month permits for overweight and oversize vehicles transporting wood, paper products, pole length and pulpwood.

By Representatives Volk, Linton, Holperin, Stower, Boyle, Hubler, Ourada and Wineke, cosponsored by

Senator Kincaid.

To committee on Highways.

Assembly Bill 863

Relating to discrimination against applicants to and students enrolled in the university of Wisconsin system on the basis of the high school from which the applicant or student graduated.

By Representative Wood.

To committee on Colleges and Universities.

Assembly Bill 864

Relating to defining certain persons licensed to practice law as collection agencies.

By Representatives Gruszynski, Hauke, Hasenohrl, M. Coggs, Larson, Tregoning, Lorge, Musser, Plache, Barca, Bock and Volk, cosponsored by Scnators Weeden and Rude.

To committee on Financial Institutions and Insurance.

Assembly Bill 865

Relating to creating an integrated pest management program in the university of Wisconsin system and making an appropriation.

By Representatives Gruszynski, Black, Notestein, Young, Welch, Brancel, Boyle, Ourada, Ott, Seery, Panzer and Lorge, cosponsored by Senator Helbach.

To committee on Colleges and Universities.

COMMITTEE REPORTS

The committee on Housing, Securities and Corporate Policy reports and recommends:

Assembly Bill 780

Relating to rewriting the state's business corporation law, granting rule-making authority and providing a penalty.

Adoption of assembly amendment 1:

Ayes: (12) Noes: (0)

Passage: Ayes: (12) Noes: (0)
To Joint Committee on Finance.

SCOTT FERGUS Chairperson

The committee on Natural Resources reports and recommends:

Assembly Bill 823

Relating to solid waste disposal information.

Passage: Ayes: (12) Noes: (0) To committee on Rules.

Assembly Joint Resolution 111

Relating to Earth Day and the creation of Earth Month.

Adoption: Aves: (12) Noes: (0)

To committee on Rules.

SPENCER BLACK Chairperson

The committee on State Affairs reports and recommends:

Assembly Joint Resolution 18

Relating to the right to keep and bear arms (first consideration).

Adoption of assembly amendment 2 to assembly substitute amendment 1:

Ayes: (8) Noes: (3)

Adoption of assembly substitute amendment 1:

Ayes: (8) Noes: (3)

Adoption: Aves: (9) Noes: (2)

To committee on Rules.

JOHN MEDINGER Chairperson

The committee on Urban and Local Affairs reports and recommends:

Assembly Bill 293

Relating to excluding certain public contracts in towns from competitive bidding requirements.

Passage: Ayes: (12) Noes: (0) To committee on Rules.

Assembly Bill 424

Relating to the hiring process for deputy sheriffs.

Passage: Ayes: (12) Noes: (0) To committee on Rules.

Assembly Bill 465

Relating to restricting the authority of towns and town sanitary districts to levy special assessments on agricultural land for water and sewerage systems.

Passage: Ayes: (12) Noes: (0) To committee on Rules.

Assembly Bill 634

Relating to residency requirements for local public offices.

Adoption of assembly amendment 1:

Ayes: (12) Noes: (0)

Adoption of assembly amendment 2:

Ayes: (12) Noes: (0)

Passage: Ayes: (12) Noes: (0) To committee on Rules.

Senate Bill 366

Relating to changing the dates on which certain budget procedures must be completed in a 1st class city.

Concurrence: Ayes: (12) Noes: (0)

To committee on Rules.

G. SPENCER COGGS

Chairperson

SPEAKER'S APPOINTMENTS

SPECIAL COMMITTEE ON FORT McCOY

Robert Thompson, Chairperson Walter Kunicki, Vice-Chairperson

Marlin Schneider Heron Van Gorden

Terry Musser

February 7, 1990

Representative Becky Young 314 - 100 N. Hamilton

Madison, WI 53702

Dear Becky,

This is just to notify you of the appointment of Representative Judy Klusman, as a member of the Assembly Children and Human Services Committee, effective immediately.

> Sincerely, TOM LOFTUS Speaker

> > February 8, 1990

Representative Rosemary Potter

312 - 100 N. Hamilton Madison, WI 53702

Dear Rosemary,

This is to notify you of your appointment as Vice-Chairperson of the Assembly Health Committee. effective immediately.

> Sincerely, TOM LOFTUS Speaker

> > February 8, 1990

Representative Kim Plache 32 West, State Capitol Madison, WI 53702

Dear Kim,

This is to notify you of your appointment as a member of, and Vice-Chairperson of, the Assembly

Elections and Constitutional Law Committee, effective immediately.

Sincerely, TOM LOFTUS Speaker

COMMUNICATIONS

February 8, 1990

Speaker Thomas Loftus Room 211 West, State Capitol Madison, WI 53702

Dear Mr. Speaker:

I am writing to you to inform you of my resignation of Vice-Chair of the Assembly Committee on Health effective immediately. However, I do wish to remain as a member of the committee.

Thank you for your attention to this matter.

Sincerely, PETER BOCK State Representative 8th Assembly District

LEAVES OF ABSENCE

Representative Zeuske asked unanimous consent for a leave of absence for today's session for Representative Welch. Granted.

MOTIONS

Representative Hauke asked unanimous consent that Assembly Bill 351, Assembly Bill 254 Assembly Bill 347 and Senate Bill 241 be taken from the table and placed at the head of the sixth order of business on the calendar of Monday, February 12. Granted.

Representative Coleman asked unanimous consent to be made a coauthor of **Assembly Joint Resolution 18**. Granted.

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

The assembly stood recessed.

10:10 A.M.

RECESS

2:00 P.M.

The assembly reconvened.

Speaker pro tempore Clarenbach in the chair.

Representative Radtke asked unanimous consent that the rules be suspended and that Assembly Joint Resolution 46 be withdrawn from the committee on Elections and Constitutional Law and referred to the committee on Rules.

Representative Hauke objected.

CALENDAR OF MONDAY, FEBRUARY 12

Assembly Bill 351

Relating to the definition of a community-based residential facility.

The question was: Shall senate amendment 1 to Assembly Bill 351 be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that the assembly's action on Assembly Bill 351 be immediately messaged to the senate. Granted.

Assembly Bill 254

Relating to motor vehicle accidents and providing penalties.

Representative Wood moved rejection of assembly amendment I to assembly amendment I to Assembly Bill 254.

LEAVES OF ABSENCE

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

The question was: Shall assembly amendment I to assembly amendment I to Assembly Bill 254 be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, 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, Linton, Medinger, Notestein, Plache, Potter, C., Potter, R., Roberts, Robson, Rohan, Rutkowski, Schneider, Seery, Stower, Swoboda, Thompson, Travis, Van Dreel, Vanderperren, Williams, Wineke, Wood, Young, Zweck and Speaker Loftus — 53.

Noes - Representatives Brancel, Brandemuchl, Coleman, Deininger, Duff, Foti, Gard, Goetsch, Harsdorf, Huelsman, Johnsrud, Klusman, Ladwig, Lahn, Larson, Lehman, Lepak, Lewis, Lorge, Loucks, Moore, Musser, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schmidt, Schneiders, Schultz,

Turba, Underheim, Urban, Van Gorden, Vergeront, Volk, Walling, Wimmer, Zeuske and Zien — 42.

Absent or not voting — Representatives Tregoning and Welch • 2.

Motion carried.

The question was: Shall assembly amendment 2 to assembly amendment 1 to Assembly Bill 254 be adopted?

Motion carried.

The question was: Shall assembly amendment 1 to Assembly Bill 254 be adopted?

Motion carried.

The question was: Shall **Assembly Bill 254** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that Assembly Bill 254 be given a third reading. Granted.

The question was: Assembly Bill 254 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 254 be immediately messaged to the senate. Granted.

Assembly Bill 347

Relating to requiring physicians to accept assignment of certain medicare benefits, requiring a legislative audit bureau audit and providing penalties.

Representative Hauke asked unanimous consent that Assembly Bill 347 be placed at the foot of the twelfth order of business on the calendar of Thursday, February 15. Granted.

Senate Bill 241

Relating to procedures for enforcing solid waste standards against certain solid waste facilities.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Senate Bill 241 be adopted?

Motion carried.

The question was: Shall assembly substitute amendment I to Senate Bill 241 be adopted?

Motion carried.

The question was: Shall Senate Bill 241 be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that Senate Bill 241 be given a third reading. Granted. The question was: Senate Bill 241 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 241** be immediately messaged to the senate. Granted.

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

Assembly Joint Resolution 120

Relating to the release of Nelson Mandela. By Representative M. Coggs.

Assembly substitute amendment 1 to Assembly Joint Resolution 120 offered by Representatives M. Coggs, Duff, Prosser and Loftus.

Assembly amendment 1 to assembly substitute amendment 1 to Assembly Joint Resolution 120 offered by Representative Prosser.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Assembly Joint Resolution 120 be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to Assembly Joint Resolution 120 offered by Representative Medinger.

Representative M. Coggs moved rejection of assembly amendment 2 to assembly substitute amendment 1 to Assembly Joint Resolution 120.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to Assembly Joint Resolution 120 be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Foti, Gruszynski, Hamilton, Hauke, Hinkfuss, Holperin, Lautenschlager, Moore, Notestein, Plache, Potter, R., Schneider, Seery, Stower, Volk, Williams, Wincke, Zweck and Speaker Loftus — 29.

Noes — Representatives Antaramian, Baldus, Barca, Bolle, Brancel, Brandemuehl, Coleman, Deininger, Duff, Gard, Goetsch, Grobschmidt, Gronemus, Harsdorf, Hasenohrl, Holschbach, Huber, Hubler, Huelsman, Johnsrud, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Larson, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Medinger, Musser, Ott, Ourada, Panzer, Porter, Potter, C., Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneiders, Schultz, Swoboda, Thompson, Travis, Turba, Underheim, Urban, Van Dreel, Van Gorden, Vanderperren, Vergeront, Walling, Wimmer, Wood, Young, Zeuske and Zien — 66.

Absent or not voting — Representatives Tregoning and Welch — 2.

Motion failed.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to Assembly Joint Resolution 120 be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to Assembly Joint Resolution 120 be adopted?

Motion carried.

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.

Assembly Bill 220

Relating to various changes in the regulation of psychologists by the psychology examining board and granting rule-making authority.

Representative Loftus moved nonconcurrence in senate amendment 1 to Assembly Bill 220.

The question was: Shall senate amendment 1 to Assembly Bill 220 be nonconcurred in?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Duff, Fergus, Fortis, Gard, Goetsch, Grobschmidt, Hamilton. Gronemus, Gruszynski, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Huelsman, Johnsrud, Krug, Krusick, Kunicki, Ladwig, Lahn, Lautenschlager, Lehman, Lewis, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, C., Potter, R., Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Schultz, Seery, Stower, Swoboda. Schneiders. Travis, Turba, Underheim, Urban, Thompson, Van Dreel, Vanderperren, Vergeront, Volk, Walling, Williams, Wimmer, Wineke, Young, Zeuske, Zien, Zweck and Speaker Loftus — 88.

Noes — Representatives Foti, Klusman, Larson, Lepak, Loucks, Van Gorden and Wood — 7.

Absent or not voting — Representatives Tregoning and Welch — 2.

Motion carried.

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

Representative Hauke asked unanimous consent that the assembly request a committee of conference on Assembly Bill 220. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that Assembly Bill 220 be immediately messaged to the senate. Granted.

Assembly Bill 557

Relating to probationary periods for state employes with physical disabilities.

The question was: Shall senate amendment 1 to Assembly Bill 557 be concurred in?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that Assembly Bill 557 be immediately messaged to the senate. Granted.

CALENDAR OF TUESDAY, FEBRUARY 13

Assembly Joint Resolution 112

Relating to the service of Major General Raymond A. Matera.

The question was: Shall Assembly Joint Resolution 112 be adopted?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that Assembly Joint Resolution 112 be immediately messaged to the senate. Granted.

Senate Joint Resolution 49

Relating to memorializing congress to assure that Wisconsin receives a fair share of federal highway aids when the federal highway program is amended in 1991.

Representative Wineke moved that Senate Joint Resolution 49 be referred to the committee on Ways and Means.

The question was: Shall Senate Joint Resolution 49 be referred to the committee on Ways and Means?

Motion carried.

Assembly Bill 410

Relating to allowing 1st class cities to ban the distribution of free cigarettes, with any business purpose, on the streets and other pedestrian areas of 1st class cities.

Assembly amendment 1 to Assembly Bill 410 offered by Representative Ladwig.

The question was: Shall assembly amendment 1 to Assembly Bill 410 be adopted?

Motion carried.

The question was: Shall Assembly Bill 410 be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Duff, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Huelsman, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Lautenschlager, Lehman, Lepak, Lewis, Linton, Loucks, Medinger, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, C., Potter, R., Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schultz, Seery, Stower, Swoboda, Thompson, Travis, Turba, Underheim, Urban, Van Dreel, Vanderperren, Vergeront, Volk, Walling, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 82.

Noes Representatives Bolle, Deininger, Gronemus, Johnsrud, Larson, Lorge, Moore, Musser, Schmidt, Schneiders, Van Gorden and Williams — 12.

Absent or not voting — Representatives Tregoning, Welch and Wimmer — 3.

Motion carried.

Representative Wimmer 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 410 be given a third reading.

Representative Gronemus objected.

Representative Hauke moved that the rules be suspended and that Assembly Bill 410 be given a third reading.

The question was: Shall the rules be suspended and Assembly Bill 410 be given a third reading?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Duff, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Huelsman, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Lautenschlager, Lehman, Lepak, Lewis, Linton, Loucks, Medinger, Notestein, Ott, Ourada, Panzer, Plache,

Porter, Potter, C., Potter, R., Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schultz, Seery, Stower, Swoboda, Travis, Turba, Urban, Van Dreel, Vanderperren, Vergeront, Volk, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus 80.

Noes - Representatives Deininger, Gronemus, Gruszynski, Johnsrud, Larson, Lorge, Moore, Musser, Schmidt, Thompson, Underheim, Van Gorden, Walling and Williams - 14.

Absent or not voting — Representatives Bolle, Tregoning and Welch — 3.

Motion carried.

The question was: Assembly Bill 410 having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Aves — Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Boyle, Brancel, Brandemuchl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Duff, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Huelsman, Johnsrud, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Lautenschlager, Lepak, Lewis, Linton, Lorge, Loucks, Medinger, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, C., Potter, R., Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schultz, Seery, Stower, Swoboda, Thompson, Travis, Turba, Underheim, Urban, Van Dreel, Van Gorden, Vanderperren, Vergeront, Volk, Walling, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 87.

Noes — Representatives Bolle, Deininger, Gronemus, Larson, Moore, Musser and Williams 7.

Absent or not voting — Representatives Lehman, Tregoning and Welch — 3.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 410** be immediately messaged to the senate. Granted.

Assembly Bill 598

Relating to making covert surveillance an unfair labor practice and forbidding disciplinary action against state employes based on covert surveillance.

Representative Hauke asked unanimous consent that **Assembly Bill 598** be placed at the foot of the thirteenth order of business on today's calendar. Granted.

Assembly Bill 681

Relating to evaluations of preschool to grade 5 programs.

Representative Notestein asked unanimous consent that assembly amendment 1 to Assembly Bill 681 be laid on the table. Granted.

The question was: Shall assembly amendment 2 to Assembly Bill 681 be adopted?

Motion carried.

Representative Schneiders moved indefinite postponement of Assembly Bill 681.

The question was: Shall Assembly Bill 681 be indefinitely postponed?

The roll was taken.

The result follows:

Ayes — Representatives Brancel, Brandemuchl, Coleman, Deininger, Foti, Gard, Goetsch, Harsdorf, Huelsman, Johnsrud, Klusman, Krug, Ladwig, Lahn, Lehman, Lewis, Panzer, Prosser, Rosenzweig, Schmidt, Schneiders, Underheim, Urban, Vergeront, Williams, Wimmer and Zien — 27.

Noes — Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Duff, Fergus, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber. Hubler. Krusick. Kunicki. Larson. Lautenschlager, Lepak, Linton, Lorge, Loucks. Medinger, Moore, Musser, Notestein, Ott, Ourada, Plache, Porter, Potter, C., Potter, R., Radtke, Roberts, Robson, Rohan, Rutkowski, Schneider, Schultz, Seery, Stower. Swoboda. Thompson, Travis. Van Dreel, Van Gorden, Vanderperren, Volk, Walling, Wincke, Wood, Young, Zeuske, Zweck and Speaker **Loftus** — 68.

Absent or not voting — Representatives Tregoning and Welch — 2.

Motion failed.

The question was: Shall Assembly Bill 681 be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that Assembly Bill 681 be given a third reading. Granted.

The question was: Assembly Bill 681 having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes -- Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Bolle, Boyle, Brancel, Carpenter, Clarenbach, Coggs, M., Coggs, S., Duff, Fergus, Fortis, Gard, Grobschmidt, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Krusick, Kunicki, Larson, Lautenschlager,

Lepak, Linton, Lorge, Loucks, Medinger, Moore, Notestein, Ott, Ourada, Plache, Porter, Potter, C., Potter, R., Radtke, Roberts, Robson, Rohan, Rutkowski, Schneider, Schultz, Seery, Stower, Swoboda, Thompson, Travis, Turba, Underheim, Van Dreel, Van Gorden, Vanderperren, Volk, Walling, Wincke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 70.

Noes — Representatives Brandemuchl, Coleman, Deininger, Foti, Goetsch, Gronemus, Huchsman, Johnsrud, Klusman, Krug, Ladwig, Lahn, Lehman, Lewis, Musser, Panzer, Prosser, Rosenzweig, Schmidt, Schneiders, Urban, Vergeront, Williams and Wimmer 24.

Absent or not voting — Representatives Hauke, Tregoning and Welch — 3.

Motion carried.

Representative Hauke 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 681 be immediately messaged to the senate. Granted.

Assembly Bill 705

Relating to public inland lake protection and rehabilitation districts, town sanitary districts and granting rule-making authority.

The question was: Shall assembly amendment I to Assembly Bill 705 be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to Assembly Bill 705 be adopted?

Motion carried.

The question was: Shall Assembly Bill 705 be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that Assembly Bill 705 be given a third reading. Granted.

The question was: Assembly Bill 705 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 705 be immediately messaged to the senate. Granted.

Assembly Bill 768

Relating to special distinguishing vehicle plates for emergency medical technicians and retired members of the U.S. army, navy, air force, coast guard and marine corps. Assembly amendment 1 to Assembly Bill 768 offered by Representatives Radtke, Panzer, Carpenter, Prosser, Medinger, Roberts, Lewis, Boyle, Schneiders, Van Dreel, Tregoning and Lorge.

Assembly amendment 1 to assembly amendment 1 to Assembly Bill 768 offered by Representative Musser.

Assembly amendment 2 to assembly amendment 1 to Assembly Bill 768 offered by Representatives Musser and Hubler.

Representative Radtke moved rejection of assembly amendment I to assembly amendment I to Assembly Bill 768.

The question was: Shall assembly amendment 1 to assembly amendment 1 to Assembly Bill 768 be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Boyle, Clarenbach, Medinger, Porter, Potter, C., Radtke, Roberts, Robson, Schneider, Stower, Van Gorden, Vanderperren, Wineke and Wood — 15.

Noes — Representatives Antaramian, Barca, Bell, Black, Bock, Bolle, Brancel, Brandemuehl, Carpenter, Coggs, M., Coggs, S., Coleman, Deininger, Duff, 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. Lautenschlager, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Potter, R., Prosser, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneiders, Schultz, Seery, Swoboda, Thompson, Travis, Turba, Underheim, Urban, Van Dreel, Vergeront, Walling, Williams, Wimmer, Young, Zeuske, Zien, Zweck and Speaker Loftus - 79.

Absent or not voting — Representatives Tregoning, Volk and Welch — 3.

Motion failed.

Representative Wood moved that assembly amendment I to assembly amendment I to Assembly Bill 768 be laid on the table.

Representative Bolle moved that Assembly Bill 768 be referred to the committee on Veterans and Military Affairs.

The question was: Shall Assembly Bill 768 be referred to the committee on Veterans and Military Affairs?

The roll was taken.

The result follows:

Ayes Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuchl, Clarenbach, Coggs, M., Coggs, S., Coleman, Duff,

Fergus, Fortis, Foti, Goetsch, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Holperin, Holschbach, Huber, Hubler, Huelsman, Johnsrud, Klusman, Krug, Kunicki, Ladwig, Lahn, Lautenschlager, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Medinger, Musser, Notestein, Ott, Ourada, Panzer, Potter, R., Roberts, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Seery, Swoboda, Thompson, Travis, Turba, Underheim, Urban, Van Dreel, Vergeront, Volk, Walling, Williams, Wimmer, Wineke, Wood, Young, Zien, Zweck and Speaker Loftus — 76.

Noes Representatives Carpenter, Deininger, Gard, Grobschmidt, Hinkfuss, Krusick, Larson, Plache, Porter, Potter, C., Prosser, Radtke, Robson, Schultz, Stower, Van Gorden, Vanderperren and Zeuske — 18.

Absent or not voting — Representatives Moore, Tregoning and Welch — 3.

Motion carried.

Assembly Bill 775

Relating to special distinguishing registration plates for first responders.

Assembly amendment 1 to Assembly Bill 775 offered by Representative Stower.

The question was: Shall assembly amendment I to Assembly Bill 775 be adopted?

Motion carried.

The question was: Shall **Assembly Bill 775** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 775** be given a third reading. Granted.

The question was: **Assembly Bill 775** 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 775** be immediately messaged to the senate. Granted.

Senate Bill 64

Relating to the issuance of subpoenas by attorneys in contested cases before state agencies.

The question was: Shall assembly amendment 1 to Senate Bill 64 be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Senate Bill 64** be adopted?

Motion carried.

The question was: Shall **Senate Bill 64** be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that Senate Bill 64 be given a third reading. Granted.

The question was: Senate Bill 64 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 64** be immediately messaged to the senate. Granted.

Senate Bill 142

Relating to prohibiting the use of tobacco products on school premises.

Assembly amendment 1 to assembly amendment 1 to Senate Bill 142 offered by Representative Loucks.

The question was: Shall assembly amendment 1 to assembly amendment 1 to Senate Bill 142 be adopted?

Motion carried.

Representative Bell in the chair.

Representative Notestein moved rejection of assembly amendment 1 to Senate Bill 142.

The question was: Shall assembly amendment 1 to Senate Bill 142 be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Bell, Black, Bock, Boyle, Carpenter, Coggs, M., Coggs, S., Duff, Fortis, Grobschmidt, Gruszynski, Hamilton, Harsdorf, Hauke, Huber, Klusman, Krug, Krusick, Kunicki, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Moore, Notestein, Ourada, Panzer, Plache, Porter, Potter, R., Prosser, Radtke, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Seery, Stower, Travis, Urban, Van Dreel, Vanderperren, Wimmer, Wineke, Wood, Young, Zweck and Speaker Loftus — 53.

Noes — Representatives Baldus, Barca, Bolle, Brancel, Brandemuehl, Clarenbach, Coleman, Deininger, Fergus, Foti, Gard, Goetsch, Gronemus, Hasenohrl, Hinkfuss, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Lahn, Larson, Lepak, Lewis, Medinger, Musser, Ott, Potter, C., Roberts, Schneiders, Schultz, Swoboda, Thompson, Turba, Underheim, Van Gorden, Vergeront, Volk, Walling, Williams, Zeuske and Zien — 42.

Absent or not voting — Representatives Tregoning and Welch — 2.

Motion carried.

Assembly amendment 2 to Senate Bill 142 offered by Representative Urban.

Representative Urban asked unanimous consent that assembly amendment 2 to Senate Bill 142 be placed after assembly amendment 3 to Senate Bill 142. Granted.

Assembly amendment 3 to Senate Bill 142 offered by Representatives Urban and Duff.

The question was: Shall assembly amendment 3 to Senate Bill 142 be adopted?

Motion carried.

Representative Urban asked unanimous consent that assembly amendment 2 to Senate Bill 142 be laid on the table. Granted.

Assembly amendment 4 to Senate Bill 142 offered by Representative Moore.

Representative Notestein moved rejection of assembly amendment 4 to Senate Bill 142.

The question was: Shall assembly amendment 4 to Senate Bill 142 be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs. M., Coleman, Deininger, Duff, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gruszynski, Harsdorf, Hauke, Holperin, Holschbach, Huber, Hubler, Huelsman, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Lautenschlager, Lehman, Lepak, Lewis, Linton, Loucks, Medinger, Notestein, Ott, Ourada, Panzer, Porter, Potter, C., Potter, R., Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Schultz, Seery, Swoboda, Thompson, Travis, Turba, Underheim, Urban, Van Dreel, Van Gorden, Vanderperren, Vergeront, Volk, Wimmer, Wineke, Wood, Young, Zeuske, Zien and Zweck — 75.

Noes — Representatives Antaramian, Baldus, Barca, Bolle, Coggs, S., Gronemus, Hamilton, Hasenohrl, Hinkfuss, Johnsrud, Larson, Lorge, Moore, Musser, Plache, Schneiders, Stower, Walling, Williams and Speaker Loftus — 20.

Absent or not voting — Representatives Tregoning and Welch — 2.

Motion carried.

The question was: Shall Senate Bill 142 be ordered to a third reading?

Motion carried.

Representative Schneider asked unanimous consent that the rules be suspended and that Senate Bill 142 be given a third reading.

Representative Gronemus objected.

Representative Schneider moved that the rules be suspended and that Senate Bill 142 be given a third reading.

The question was: Shall the rules be suspended and Senate Bill 142 be given a third reading?

The roll was taken.

The result follows:

Aves — Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Duff, Fergus, Fortis, Goetsch, Grobschmidt, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huelsman, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Lautenschlager, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Notestein, Ott. Ourada, Panzer, Plache, Porter, Potter, C., Potter, R., Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders. Schultz, Seery, Stower, Thompson, Travis, Turba. Underheim. Urban. Van Dreel, Van Gorden, Vanderperren, Vergeront, Volk, Walling, Williams, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 85.

Noes -- Representatives Foti, Gard, Gronemus, Hubler, Johnsrud, Larson, Medinger, Moore and Musser -- 9.

Absent or not voting — Representatives Huber, Tregoning and Welch — 3.

Motion carried.

The question was: **Senate Bill 142** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes - Representatives Antaramian, Baldus, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Fergus. Fortis. Goetsch. Grobschmidt. Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Huelsman, Johnsrud, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Lautenschlager, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Medinger, Notestein, Ott, Ourada, Panzer, Plache, Potter, C., Potter, R., Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Seery, Swoboda, Thompson, Travis, Underheim, Urban, Van Dreel, Van Gorden, Vanderperren, Vergeront, Walling, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 81.

Noes -- Representatives Barca, Brancel, Foti, Gard, Gronemus, Hubler, Larson, Moore, Musser, Porter, Schultz, Turba, Volk and Williams -- 14.

Absent or not voting -- Representatives Tregoning and Welch -- 2.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 142** be immediately messaged to the senate.

Representative Gronemus objected.

Representative Hauke moved that the rules be suspended and that **Senate Bill 142** be immediately messaged to the senate.

The question was: Shall the rules be suspended and Senate Bill 142 be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuchi, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Duff, Fergus, Fortis, Goetsch, Grobschmidt, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Huelsman, Johnsrud, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Lautenschlager, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Medinger, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, C., Potter, R., Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Seery, Stower, Swoboda, Thompson, Travis, Underheim, Urban, Van Dreel, Van Gorden, Vanderperren, Walling, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 82.

Noes — Representatives Foti, Gard, Gronemus, Hubler, Larson, Moore, Musser, Schmidt, Schultz, Turba, Vergeront, Volk and Williams — 13.

Absent or not voting $\cdot \cdot$ Representatives Tregoning and Welch -2.

Motion carried.

Senate Bill 220

Relating to the Mississippi river parkway commission of this state.

The question was: Shall Senate Bill 220 be ordered to a third reading?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Senate Bill 220** be given a third reading. Granted.

The question was: **Senate Bill 220** 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 220** be immediately messaged to the senate. Granted.

Assembly Bill 598

Relating to making covert surveillance an unfair labor practice and forbidding disciplinary action against state employes based on covert surveillance.

Assembly amendment 1 to Assembly Bill 598 offered by Representative Deininger.

Assembly substitute amendment 1 to Assembly Bill 598 offered by Representatives Deininger and Carpenter.

The question was: Shall assembly substitute amendment 1 to Assembly Bill 598 be adopted?

Motion carried.

The question was: Shall **Assembly Bill 598** be ordered engrossed and read a third time?

Motion carried.

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

The question was: Assembly Bill 598 having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Duff, 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, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, C., Potter, R., Prosser, Radtke, Roberts, Robson, Rohan. Rosenzweig, Rutkowski, Schmidt. Schneider. Schultz, Schneiders. Secry. Stower. Swoboda, Turba, Thompson, Travis, Underheim. Urban. Van Dreel, Van Gorden, Vanderperren, Vergeront, Volk, Walling, Williams, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 95.

Noes - None.

Absent or not voting — Representatives Tregoning and Welch — 2.

Motion carried.

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

Representative Lorge asked unanimous consent to be made a coauthor of Assembly Bill 721. Granted.

Representative Ott asked unanimous consent to be made a coauthor of Assembly Joint Resolution 18. Granted.

Representative Stower asked unanimous consent that the assembly adjourn in honor of Maggie Melvin, sister of Assembly Chief Clerk Thomas Melvin, who will celebrate her Fiftieth birthday on Tuesday, February 20, 1990. 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:

Raymond Lawton and Gary Jeffries from Richland Center, guests of Representative Brandemuchl.

Beryl and Tom Ouimette from Chippewa Falls, guests of Representative Hamilton.

Frank Vasquez, Dan Patay and Boy Scout Troop 64 from Neillsville, guests of Representative Van Gorden.

Vivian Redd Fehr from Milwaukee, guest of Representative Moore.

Representative Hauke moved that the assembly stand adjourned until 9:30 A.M. on Thursday, February 15.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

4:05 P.M.