

STATE OF WISCONSIN Assembly Journal

Ninetieth Regular Session

10:17 A.M.

WEDNESDAY, March 13, 1991

The assembly met.

Speaker pro tempore Clarenbach in the chair.

The prayer was offered by Representative Bell.

Representative Panzer 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 Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, M. Cogg, S. Cogg, Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Goetsch, Gard, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders Schultz, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Vander Loop, Vanderperren, Van Dreel, Van Gorden, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien, Zweck and Speaker Kunicki — 98.

Absent — None.

Absent with leave — Representative Nass — 1.

Vacancies — None.

LEAVES OF ABSENCE

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

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 160** offered by Representative Ladwig.

Assembly amendment 2 to **Assembly Bill 206** offered by committee on Criminal Justice and Public Safety.

Assembly substitute amendment 1 to **Assembly Bill 220** offered by Representatives Roberts and Lehman.

Assembly substitute amendment 1 to **Assembly Bill 221** offered by Special Committee on Special Committee on Drug Enforcement, Education and Treatment.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 90-234

Relating to bovine paratuberculosis testing and disclosure requirements, mastitis control and adulterated milk.

Submitted by Department of Agriculture, Trade and Consumer Protection.

To committee on Agriculture, Aquaculture and Forestry.

Referred on March, 1991.

Assembly Clearinghouse Rule 90-259

Relating to manual partial payments for services provided to recipients eligible for the medical assistance program.

Submitted by Department of Health and Social Services.

To committee on Health.

Referred on March, 1991.

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 Bill 205

Assembly Joint Resolution 43

Assembly amendments 2 and 3 to **Senate Bill 11**

Passed and asks concurrence in:

Senate Bill 6

Senate Bill 7

Senate Bill 77

Senate Bill 93

Senate Bill 94

Senate Bill 95

ACTION ON THE SENATE MESSAGE

Senate Bill 6

Relating to authority of peace officers to close accident or disaster areas or investigation scenes and providing a penalty.

By Representative Schneider.

To committee on Criminal Justice and Public Safety.

Senate Bill 7

Relating to making permanent the requirement that certain motor vehicle operators and passengers use safety belts.

By Senators Czarnecki, Barrett, Huelsman, Chvala, George, Burke, Risser, Ulichny, Buettner and Plewa; cosponsored by Representatives Bock, Notestein, Vanderperren, Wineke, Ladwig, Duff, Lehman, Harsdorf, Ainsworth, Turba, Brandemuehl, Young, Bell, Urban, Rosenzweig, Ourada, Ott, Rohan, Fortis, Darling, Black, Robson, Grobschmidt, Klusman and Prosser.

To committee on State Affairs.

Senate Bill 77

Relating to implementing the federal job opportunities and basic skills child care grant program, granting rule-making authority and making an appropriation.

By committee on Agriculture, Corrections, Health and Human Services, by request of Governor Tommy G. Thompson.

To committee on Rules.

Senate Bill 93

An act to direct expenditure of \$399,414.30 from the general fund for payment of a claim against the state made by Manitowoc Milk Producers Cooperative.

By Senator George; cosponsored by Representative Linton, by request of State Claims Board.

To committee on Rules.

Senate Bill 94

An act to direct expenditure of \$189,351.32 from the general fund for payment of a claim against the state made by Farmers Union Milk Marketing Cooperative.

By Senator George; cosponsored by Representative Linton, by request of State Claims Board.

To committee on Rules.

Senate Bill 95

An act to direct expenditure of \$43,651.29 from the general fund for payment of a claim against the state made by Milwaukee Cooperative Milk Producers.

By Senator George; cosponsored by Representative Linton, by request of State Claims Board.

To committee on Rules.

Representative Travis introduced a privileged joint resolution.

Assembly Joint Resolution 44

Relating to the life and public service of William Kavanaugh.

By Representative Van Gorden, cosponsored by Senator Roshell.

The question was: Shall **Assembly Joint Resolution 44** be adopted?

Motion carried.

Representative Travis asked unanimous consent that all members of the assembly be made coauthors of **Assembly Joint Resolution 44**. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 44** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 77** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 77

Relating to implementing the federal job opportunities and basic skills child care grant program, granting rule-making authority and making an appropriation.

The question was: Shall **Senate Bill 77** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 77** be given a third reading. Granted.

The question was: **Senate Bill 77** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schultz, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dree, Van Gorden.

JOURNAL OF THE ASSEMBLY [March 13, 1991]

Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien, Zweck and Speaker Kunicki — 98.

Noes — None.

Absent or not voting — Representative Nass — 1.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 77** be immediately messaged to the senate. Granted.

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

The assembly stood recessed.

10:25 A.M.

RECESS

11:25 A.M.

The assembly reconvened.

LEAVES OF ABSENCE

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

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 93** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 93

An act to direct expenditure of \$399,414.30 from the general fund for payment of a claim against the state made by Manitowoc Milk Producers Cooperative.

The question was: Shall **Senate Bill 93** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 93** be given a third reading. Granted.

The question was: **Senate Bill 93** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug,

Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schneiders, Schultz, Schwartz, Silbaugh, Stower, Swoboda, Travis, Turba, Urban, Van Dreef, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wood, Young, Zien, Zweck and Speaker Kunicki — 88.

Noes — Representatives Barca, Carpenter, Duff, Hauke, Loucks, Rosenzweig, Seery, Underheim and Wineke — 9.

Absent or not voting — Representatives Nass and Turner — 2.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 93** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 94** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 94

An act to direct expenditure of \$189,351.32 from the general fund for payment of a claim against the state made by Farmers Union Milk Marketing Cooperative.

The question was: Shall **Senate Bill 94** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 94** be given a third reading. Granted.

The question was: **Senate Bill 94** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schneiders, Schultz, Schwartz, Silbaugh, Stower, Swoboda, Travis, Turba, Urban, Van Dreef, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wood, Young, Zien, Zweck and Speaker Kunicki — 88.

Noes — Representatives Barca, Carpenter, Duff, Hauke, Loucks, Rosenzweig, Seery, Underheim and Wineke — 9.

Absent or not voting — Representatives Nass and Turner — 2.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 94** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 95** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 95

An act to direct expenditure of \$43,651.29 from the general fund for payment of a claim against the state made by Milwaukee Cooperative Milk Producers.

The question was: Shall **Senate Bill 95** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 95** be given a third reading. Granted.

The question was: **Senate Bill 95** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schneiders, Schultz, Schwartz, Silbaugh, Stower, Swoboda, Travis, Turba, Urban, Van Dreef, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wood, Young, Zien, Zweck and Speaker Kunicki — 88.

Noes — Representatives Barca, Carpenter, Duff, Hauke, Loucks, Rosenzweig, Seery, Underheim and Wineke — 9.

Absent or not voting — Representatives Nass and Turner — 2.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 95** be immediately messaged to the senate. Granted.

Representative Harsdorf asked unanimous consent that the assembly adjourn in memory of Nicholas Steven Feyereisen, who died on February 15, 1991. Nicholas, the first child born in Wisconsin in 1991, was honored by the Governor and the Legislature on January 31, 1991. Granted.

Representative Robson asked unanimous consent that the assembly adjourn in honor of her son Marc of Charlotte, North Carolina, who is celebrating his birthday on Saturday. Granted.

Representative Van Dreef asked unanimous consent that the assembly adjourn in honor of her daughter Cindy Smits, who is celebrating her thirty-third birthday tomorrow. Granted.

Representative Welch asked unanimous consent that the assembly adjourn in honor of the engagement of staff member Marge Smith to Al Gabower of Mauston, a constituent of Representative Brancel. 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:

Eighth grade students from the Civics Class at Sacred Heart Grade School in Oshkosh, guests of Representative Underheim.

Students from Viroqua Christian Schools, guests of Representative Johnsrud.

Students from the Leadership Group at Jefferson Senior High School, guests of Representatives Radtke and Nass.

Fourth grade students from Story Street Grade School in Milwaukee accompanied by teachers Karen Diedrich, Cheryl Libber, LaVerne Smith, Erma Huff and Delores Beamon-Jones, guests of Representative Moore.

REFERENCE BUREAU CORRECTIONS

Assembly Bill 221

1. Page 3, line 18: substitute a comma for the period.

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

JOURNAL OF THE ASSEMBLY [March 13, 1991]

**The question was: Shall the assembly stand
adjourned?**

Motion carried.

The assembly stood adjourned.

11:50 A.M.