

STATE OF WISCONSIN
Assembly Journal

Ninetieth Regular Session

9:30 A.M.

THURSDAY, April 18, 1991

The assembly met.

Speaker pro tempore Clarenbach in the chair.

The prayer was offered by Representative Klusman.

Representative Baumgart 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, Brandmuehl, Carpenter, Clarenbach, M. Coggs, S. Coggs, 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, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schultz, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Vander Loop, Vanderperren, Van Dreel, Van Gorden, Vergeront, Vrakas, Welch, Wimmer, Wineke, Wood, Young, Zien, Zweck and Speaker Kunicki — 97.

Absent — None.

Absent with leave — Representatives Schneiders and Williams — 2.

Vacancies — None.

LEAVES OF ABSENCE

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

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

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 119** offered by committee on Judiciary.

Assembly substitute amendment 1 to **Assembly Bill 185** offered by committee on Agriculture, Aquaculture and Forestry.

Assembly amendment 1 to **Assembly Bill 228** offered by committee on Judiciary.

Assembly amendment 1 to **Senate Bill 7** offered by Representative Medinger.

Assembly amendment 2 to **Senate Bill 7** offered by Representative Medinger.

INTRODUCTION AND REFERENCE
OF PROPOSALS

Read first time and referred:

Assembly Bill 352

Relating to the disclosure of pupil records by a school district for the purpose of conducting a study.

By Representative Notestein, cosponsored by Senator Ulichny.

To committee on Urban Education.

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

The assembly stood recessed.

9:35 A.M.

RECESS

The assembly reconvened.

10:20 A.M.

MOTIONS

Representative Rutkowski asked unanimous consent to be recorded as voting "No" on the question of rejection of assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 218** taken on Wednesday, April 17, 1991. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 52** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Joint Resolution 52

Relating to proclaiming the week of May 12 to 18, 1991, as "Historic Preservation Week".

The question was: Shall **Assembly Joint Resolution 52** be adopted?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 52** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 53** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Joint Resolution 53

Relating to observing the week of May 5 to 11, 1991, as "Suicide Awareness Week".

The question was: Shall **Assembly Joint Resolution 53** be adopted?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 53** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 54** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Joint Resolution 54

Relating to National Nurses Week.

The question was: Shall **Assembly Joint Resolution 54** be adopted?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 54** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 5** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Joint Resolution 5

Relating to memorializing congress to support and enact legislation directing federal agencies to disclose information concerning U.S. armed forces personnel classified as prisoners of war or missing in action.

The question was: Shall **Senate Joint Resolution 5** be concurred in?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 5** be immediately messaged to the senate. Granted.

Representative Travis 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

Relating to proclaiming May 3, 1991, Trzeciego Maja Day.

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

Motion carried.

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

CALENDAR OF THURSDAY, APRIL 18

Assembly Bill 221

Relating to the authority of cities, villages and counties to enact and enforce ordinances in the areas of drug paraphernalia and marijuana possession.

Representative Travis asked unanimous consent that **Assembly Bill 221** be laid on the table. Granted.

Assembly Bill 87

Relating to going armed with a firearm on premises authorized to sell alcohol beverages for consumption on those premises and providing penalties.

Assembly substitute amendment 2 to **Assembly Bill 87** offered by Representatives Antaramian, Hubler and Panzer.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 87** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 87** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 87** be given a third reading. Granted.

The question was: **Assembly Bill 87** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, S., Cullen, Darling, Fortis, Foti, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Kaufert, Krug, Krusick, Ladwig, Lautenschlager,

Linton, Loucks, Medinger, Moore, Nass, Notestein, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schultz, Schwartz, Seery, Stower, Swoboda, Travis, Turner, Underheim, Urban, Van Dreel, Vander Loop, Vanderperren, Vrakas, Welch, Wimmer, Wineke, Wood, Young, Zweck and Speaker Kunicki — 75.

Noes — Representatives Ainsworth, Brancel, Coggs, M., Coleman, Deininger, Duff, Freese, Gard, Goetsch, Hahn, Johnsrud, Klusman, Lehman, Lorge, Musser, Ott, Ourada, Silbaugh, Turba, Vergeront and Zien — 21.

Paired for — Schneiders — 1.

Paired against — Van Gorden — 1.

Absent or not voting — Representative Williams — 1.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 87** be immediately messaged to the senate. Granted.

LEAVES OF ABSENCE

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

Assembly Bill 260

Relating to tribal court proceedings and acts of tribal legislatures.

The question was: Shall **Assembly Bill 260** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 260** be given a third reading. Granted.

The question was: **Assembly Bill 260** having been read three times, shall the bill be passed?

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, Nass, Notestein, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig,

Rutkowski, Schneider, Schultz, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Wimmer, Wineke, Wood, Young, Zien, Zweck and Speaker Kunicki — 96.

Noes — None.

Absent or not voting — Representatives Ott, Schneiders and Williams — 3.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 260** be immediately messaged to the senate. Granted.

Assembly Bill 350

An act relating to the crime laboratories.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 350** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 350** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 350** be given a third reading. Granted.

The question was: **Assembly Bill 350** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, 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, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ourada, Panzer, Plache, Porter, Potter, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schultz, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Wimmer, Wineke, Wood, Young, Zien, Zweck and Speaker Kunicki — 93.

Noes — Representatives Brancel, Lorge and Prosser — 3.

Absent or not voting — Representatives Ott, Schneiders and Williams — 3.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 350** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the assembly stand recessed for five minutes. Granted.

The assembly stood recessed.

11:05 A.M.

RECESS

11:42 A.M.

The assembly reconvened.

Representative Travis asked unanimous consent that the assembly stand recessed until 12:45 P.M. Granted.

The assembly stood recessed.

11:43 A.M.

RECESS

12:50 P.M.

The assembly reconvened.

Speaker pro tempore Clarenbach in the chair.

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

A quorum was present.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

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

Senate Bill 121

ACTION ON THE SENATE MESSAGE

Senate Bill 121

Relating to the requirement that the superintendent of schools in a 1st class city school district be licensed by the department of public instruction.

By Senators Czarnecki, Ulichny, Barrett, Burke, Huelsman and Farrow; cosponsored by Representatives Williams, Notestein, Plache, Seery, Bock, Duff, Schneiders, Vergeront, Stower, Fortis, Urban, Carpenter, Krug, Hisrich, Rosenzweig, Moore, Potter and S. Coggs.

To committee on Rules.

The assembly stood informal.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 121** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 121

Relating to the requirement that the superintendent of schools in a 1st class city school district be licensed by the department of public instruction.

The question was: Shall **Senate Bill 121** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 121** be given a third reading. Granted.

The question was: **Senate Bill 121** 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, Clarenbach, Coggs, M., Coggs, S., Coleman, Darling, Deininger, Duff, Fortis, Freese, Gruszynski, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Huber, Johnsrud, Kaufert, Klusman, Klusman, Krug, Ladwig, Lautenschlager, Linton, Lorge, Medinger, Moore, Notestein, Ourada, Panzer, Plache, Porter, Potter, Prosser, Roberts, Rohan, Rosenzweig, Rutkowski, Schneider, Schultz, Schwartz, Seery, Silbaugh, Stower, Travis, Turba, Underheim, Urban, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Wimmer, Wineke, Wood, Zien, Zweck and Speaker Kunicki — 73.

Noes — Representatives Carpenter, Cullen, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Hahn, Hamilton, Hough, Hubler, Krusick, Lehman, Loucks, Musser, Nass, Radtke, Reynolds, Robson, Swoboda, Turner, Van Dreel and Young — 23.

Absent or not voting — Representatives Ott, Schneiders and Williams — 3.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 121** be immediately messaged to the senate. Granted.

Representative Wimmer asked unanimous consent that the assembly adjourn in honor of his newborn grandson Benjamin Eric Kitching, who was born on Wednesday, April 17, 1991 to Amy and John Kitching. Granted.

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Representative Robson asked unanimous consent that the assembly adjourn in honor of her newborn grandson David George McLaughlin, who was born on Thursday, March 14, 1991 to Mary Beth Robson-McLaughlin and Michael McLaughlin. Granted.

Representative Darling asked unanimous consent that the assembly adjourn in honor of Representative Moore, who is celebrating her fortieth birthday today. Granted.

Representative Cullen asked unanimous consent that the assembly adjourn in honor of his first-born son Edward Charles Cullen, born on Wednesday, April 3, 1991 to he and his wife, Julie Cullen. Granted.

Representative Ainsworth asked unanimous consent that the assembly adjourn in honor of his newborn granddaughter Michelle Margaret Parrish, who was born on Friday, March 22, 1991 to Kathy and Dave Parrish. 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:

Mary Bantle from the Office Technology Department at Western Wisconsin Technical College and nine legal secretarial students from La Crosse, guests of Representative Medinger.

Fourth grade students from Miller Elementary School in Tomah accompanied by their teacher Rocky Shutter, guests of Representative Musser.

Students from the Crossroads Christian Academy in Tomah accompanied by their teacher Lonnie Stine, guests of Representative Musser.

Thirty-five ninth grade students from Butler Middle School in Waukesha accompanied by their teacher Julie DeYoung, guests of Representative Vrakas.

Students from Clark Street School in Milwaukee accompanied by their teachers Ms. Terranova, Ms. Allen and Mr. Becker, guests of Representative M. Coggs.

John and Nick Ernster from Racine, guests of Representative Ladwig.

Fourth grade students and teachers from Chegwin Elementary School in Fond Du Lac, guests of Representative Lautenschlager.

Fifty fourth grade students from Franklin Elementary School in La Crosse accompanied by teachers Nancy Stellspflug, Sara Reed, Mary Lien Wershofen and Ed Dornack, guests of Representative Roberts.

Representative Travis moved that the assembly stand adjourned until 10:00 A.M. on Monday, April 22.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

1:32 P.M.