

STATE OF WISCONSIN

Assembly Journal

Ninetieth Regular Session

1:05 P.M.

WEDNESDAY, March 4, 1992

The assembly met.

Speaker Kunicki in the chair.

The prayer was offered by Colonel Xay Dang Xiong of the Lau Family Community, Inc. in Milwaukee.

Representative Medinger 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, Albers, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, M. Coggs, S. Coggs, 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, Jensen, 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, Schneiders, Schwartz, Seery, Silbaugh, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dree, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 99.

Absent — None.

Absent with leave — None.

Vacancies — None.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 433** offered by committee on Health.

Assembly substitute amendment 2 to **Assembly Bill 748** offered by Representatives Clarenbach, Prosser, Swoboda and Gard.

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 748** offered by Representative Prosser.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 748** offered by Representatives Hisrich and Black.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 748** offered by Representatives Clarenbach, Prosser, Swoboda and Gard.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 748** offered by Representatives Hisrich and Fortis.

Assembly substitute amendment 1 to **Assembly Bill 763** offered by committee on Trade, Science and Technology.

Assembly substitute amendment 1 to **Assembly Bill 969** offered by committee on Urban Education.

Assembly substitute amendment 1 to **Assembly Bill 1019** offered by Representative Grobschmidt.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 91-35

Relating to hospices.

Submitted by Department of Health and Social Services.

To committee on Health.

Referred on March 4, 1992.

Assembly Clearinghouse Rule 91-145

Relating to the deferred compensation program regulated by s. 457 of the internal revenue code and authorized by s. 40.80, stats.

Submitted by Department of Employee Trust Funds.

To committee on Government Operations and Corrections.

Referred on March 4, 1992.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 130

Relating to authorizing the governor to veto items of appropriation bills, replacing the existing partial veto (first consideration).

By Representatives Travis, Bell, Wood and Kunicki, cosponsored by Senators Risser and Helbach.

To committee on Elections and Constitutional Law.

COMMITTEE REPORTS

The committee on Environmental Resources, Utilities and Mining reports and recommends:

Assembly Bill 976

Relating to transportation and disposal of medical waste, approval of medical waste incinerators, certification of incinerator operators, granting rule-making authority and providing a penalty.

Adoption of assembly amendment 1:

Ayes: (12) Noes: (2)

Passage: Ayes: (12) Noes: (2)

To committee on Rules.

THOMAS SEERY
Chairperson

Representative Barca asked unanimous consent that the assembly stand recessed for twenty-five minutes. Granted.

The assembly stood recessed.

1:15 P.M.

RECESS

3:10 P.M.

The assembly reconvened.

Speaker Kunicki in the chair.

The speaker introduced Representative Vanderperren in honor of his eightieth birthday. The assembly sang "Happy Birthday" to Representative Vanderperren.

The speaker introduced Representative Prosser who presented and read a Proclamation from Governor Thompson in honor of Representative Vanderperren.

Representative Vanderperren addressed the assembly from the rostrum.

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

The assembly stood recessed.

3:20 P.M.

RECESS

3:52 P.M.

The assembly reconvened.

Speaker Kunicki in the chair.

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

A quorum was present.

CALENDAR OF WEDNESDAY, MARCH 4

Assembly Joint Resolution 117

Relating to designating the first week in May of 1992 as "Elder Abuse Awareness Week".

The question was: Shall **Assembly Joint Resolution 117** be adopted?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 117** be immediately messaged to the senate. Granted.

Assembly Joint Resolution 118

Relating to designating March as Women's History Month.

The question was: Shall **Assembly Joint Resolution 118** be adopted?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 118** be immediately messaged to the senate. Granted.

Assembly Bill 386

Relating to the number of members on the boards of municipal libraries.

The question was: Shall **Assembly Bill 386** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 386** be given a third reading. Granted.

The question was: **Assembly Bill 386** having been read three times, shall the bill be passed?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 386** be immediately messaged to the senate. Granted.

Assembly Bill 516

Relating to the election of a property owner to pay a special assessment in a lump sum or on an instalment basis.

The question was: Shall assembly amendment 1 to **Assembly Bill 516** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 516** be ordered engrossed and read a third time?

Motion carried.

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Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 516** be given a third reading. Granted.

The question was: **Assembly Bill 516** having been read three times, shall the bill be passed?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 516** be immediately messaged to the senate. Granted.

Assembly Bill 540

Relating to felony obscenity violations establishing a pattern of racketeering activity.

The question was: Shall assembly amendment 1 to **Assembly Bill 540** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 540** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 540** be given a third reading. Granted.

The question was: **Assembly Bill 540** having been read three times, shall the bill be passed?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 540** be immediately messaged to the senate. Granted.

Assembly Bill 545

Relating to establishing a grace period for certain property tax payments.

Assembly substitute amendment 2 to **Assembly Bill 545** offered by Representatives Potter and Wood.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 545** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 545** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 545** be given a third reading. Granted.

Speaker pro tempore Clarenbach in the chair.

The question was: **Assembly Bill 545** having been read three times, shall the bill be passed?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 545** be immediately messaged to the senate. Granted.

Assembly Bill 556

Relating to leases for schools and school district facilities.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 556** offered by Representatives Wineke, Coleman and Duff.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 556** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 556** be adopted?

Motion carried.

Representative Rohan moved that **Assembly Bill 556** be laid on the table.

The question was: Shall **Assembly Bill 556** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Barca, Bell, Black, Bock, Boyle, Clarenbach, Coggs, M., Coggs, S., Cullen, Deiningner, Fortis, Freese, Goetsch, Grobschmidt, Gruszynski, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Huber, Johnsrud, Klusman, Krusick, Lautenschlager, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ourada, Panzer, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Schneider, Schwartz, Seery, Springer, Travis, Turner, Underheim, Van Dreel, Vander Loop, Vanderperren, Young and Speaker Kunicki — 52.

Noes — Representatives Ainsworth, Albers, Antaramian, Baumgart, Bolle, Brancel, Brandemuehl, Carpenter, Coleman, Darling, Duff, Foti, Gard, Gronemus, Hahn, Hamilton, Harsdorf, Holschbach, Hough, Hubler, Jensen, Kaufert, Krug, Ladwig, Lehman, Loucks, Nass, Ott, Porter, Prosser, Radtke, Rosenzweig, Rutkowski, Schneiders, Silbaugh, Swoboda, Turba, Urban, Van Gorden, Vergeront, Vrakas, Welch, Williams, Wineke, Wood and Zien — 46.

Absent or not voting — Representative Stower — 1.

Motion carried.

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

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

Assembly Bill 639

Relating to payment of fees by persons who discharge air contaminants and wastewater.

Assembly amendment 1 to **Assembly Bill 639** offered by Representative Ourada.

Assembly substitute amendment 2 to **Assembly Bill 639** offered by Representative Prosser.

POINT OF ORDER

Representative Krug rose to the point of order that assembly substitute amendment 2 to **Assembly Bill 639** was not germane under Assembly Rule 54(3)(f).

The speaker ruled the point of order well taken.

Assembly substitute amendment 1 to **Assembly Bill 639** offered by Representative Krug.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 639** offered by Representative Prosser.

Representative Schwartz moved that **Assembly Bill 639** be referred to the committee on Government Operations and Corrections.

The question was: Shall **Assembly Bill 639** be referred to the committee on Government Operations and Corrections?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baumgart, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Gruszynski, Hahn, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Hough, Huber, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Loucks, Musser, Nass, Ott, Ourada, Panzer, Prosser, Radtke, Robson, Rosenzweig, Schneider, Schneiders, Schwartz, Silbaugh, Springer, Swoboda, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vanderperren, Vergeront, Welch and Zien — 56.

Noes — Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Grobschmidt, Hamilton, Holschbach, Hubler, Krug, Krusick, Lautenschlager, Linton, Lorge, Medinger, Moore, Notestein, Plache, Porter, Potter, Reynolds, Roberts, Rohan, Rutkowski, Seery, Stower, Travis, Vander Loop, Vrakas, Williams, Wineke, Wood, Young and Speaker Kunicki — 43.

Absent or not voting — None.

Motion carried.

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

Assembly Bill 667

An act relating to representation of members of the Hmong community by the state public defender program and making an appropriation.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 667** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 667** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 667** be given a third reading. Granted.

The question was: **Assembly Bill 667** 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, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Fortis, Foti, Freese, Gard, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Johnsrud, Kaufert, Klusman, Krug, Krusick, Lautenschlager, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Van Dreel, Vander Loop, Vanderperren, Vergeront, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 81.

Noes — Representatives Albers, Brancel, Brandemuehl, Deininger, Duff, Goetsch, Hahn, Harsdorf, Hubler, Jensen, Ladwig, Lehman, Loucks, Nass, Urban, Van Gorden, Vrakas and Welch — 18.

Absent or not voting — None.

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 667** be immediately messaged to the senate. Granted.

Assembly Bill 717

Relating to: biennial reporting requirements of the state treasurer; public access to information relating to the owners of public debt, revenue obligations or operating notes issued by the state; the period for payment of checks and other drafts issued by the state; publication of notices of abandoned property appearing to be owned by nonresidents; fiscal agent services in connection with the issuance of state bonds or notes; the limitation periods and enforcement of the uniform unclaimed property act; agreements to locate, deliver or

recover certain property that is reported, paid or delivered to the state; and verification of reports by county treasurers concerning fines, forfeitures, assessments, surcharges and fees collected.

The question was: Shall assembly amendment 1 to **Assembly Bill 717** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 717** offered by Representative Gard.

Representative Notestein asked unanimous consent that **Assembly Bill 717** be laid on the table. Granted.

Speaker Kunicki in the chair.

Assembly Bill 748

Relating to cable television consumer rights, cable television system franchise transfers and renewals and providing a penalty.

Assembly substitute amendment 3 to **Assembly Bill 748** offered by Representatives Black, Hisrich and Urban.

Representative Clarenbach moved that assembly substitute amendment 3 to **Assembly Bill 748** be laid on the table.

Representative Clarenbach asked unanimous consent that **Assembly Bill 748** be laid on the table.

Representative Black objected.

Representative Clarenbach moved that **Assembly Bill 748** be laid on the table.

Representative Black asked unanimous consent that **Assembly Bill 748** be placed at the foot of today's calendar.

Representative Clarenbach objected.

The question was: Shall **Assembly Bill 748** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Brancel, Brandemuehl, Carpenter, Clarenbach, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Grobschmidt, Hahn, Hauke, Hinkfuss, Holperin, Holschbach, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Roberts, Rosenzweig, Rutkowski, Schneiders, Schwartz, Springer, Swoboda, Turba, Turner, Underheim, Van Gorden, Vanderperren, Vergeront, Vrakas, Welch, Wineke and Zien — 57.

Noes — Representatives Antaramian, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Coggs, M., Coggs, S., Cullen, Fortis, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hisrich, Hough, Huber,

Hubler, Krug, Krusick, Moore, Notestein, Plache, Potter, Reynolds, Robson, Rohan, Schneider, Seery, Silbaugh, Stower, Travis, Urban, Van Dreef, Vander Loop, Williams, Wood, Young and Speaker Kunicki — 42.

Absent or not voting — None.

Motion carried.

Representative Notestein asked unanimous consent that **Assembly Bill 717** be taken from the table and taken up at this time. Granted.

Assembly Bill 717

Relating to: biennial reporting requirements of the state treasurer; public access to information relating to the owners of public debt, revenue obligations or operating notes issued by the state; the period for payment of checks and other drafts issued by the state; publication of notices of abandoned property appearing to be owned by nonresidents; fiscal agent services in connection with the issuance of state bonds or notes; the limitation periods and enforcement of the uniform unclaimed property act; agreements to locate, deliver or recover certain property that is reported, paid or delivered to the state; and verification of reports by county treasurers concerning fines, forfeitures, assessments, surcharges and fees collected.

The question was: Shall assembly amendment 2 to **Assembly Bill 717** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 717** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 717** be given a third reading. Granted.

The question was: **Assembly Bill 717** having been read three times, shall the bill be passed?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 717** be immediately messaged to the senate. Granted.

Assembly Bill 851

Relating to considering the needs of bicyclists and pedestrians in highway and bridge projects.

Representative Welch moved that **Assembly Bill 851** be referred to the committee on Highways.

Representative Welch withdrew his motion.

Assembly amendment 1 to **Assembly Bill 851** offered by Representatives Duff, Vrakas and Welch.

The question was: Shall assembly amendment 1 to **Assembly Bill 851** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 851** offered by Representatives Duff, Ourada and Welch.

The question was: Shall assembly amendment 2 to **Assembly Bill 851** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 851** offered by Representatives Duff, Ourada, Vrakas and Welch.

The question was: Shall assembly amendment 3 to **Assembly Bill 851** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 851** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 851** be given a third reading. Granted.

The question was: **Assembly Bill 851** 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, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Grobschmidt, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Linton, Lorge, Medinger, Moore, Notestein, Ott, Ourada, Panzer, Plache, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreel, Vander Loop, Vanderperren, Vergeront, Vrakas, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 77.

Noes — Representatives Ainsworth, Albers, Brancel, Brandemuehl, Foti, Freese, Gard, Goetsch, Gronemus, Hahn, Jensen, Lehman, Loucks, Musser, Nass, Porter, Silbaugh, Turba, Underheim, Urban, Van Gorden and Welch — 22.

Absent or not voting — None.

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 851** be immediately messaged to the senate. Granted.

Assembly Bill 857

Relating to the calculation of the homestead tax credit for certain persons.

The question was: Shall **Assembly Bill 857** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 857** be given a third reading. Granted.

The question was: **Assembly Bill 857** having been read three times, shall the bill be passed?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 857** be immediately messaged to the senate. Granted.

Assembly Bill 927

Relating to damaging, removing or otherwise tampering with uniform snowmobile signs and standards and providing a penalty.

Representative Holperin asked unanimous consent that **Assembly Bill 927** be rereferred to the committee on Rules. Granted.

Assembly Bill 972

Relating to establishing a county department of human services in a county with a population of 500,000 or more and creating administrative positions.

Assembly amendment 1 to **Assembly Bill 972** offered by Representatives Bock and Rosenzweig.

The question was: Shall assembly amendment 1 to **Assembly Bill 972** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 972** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 972** be given a third reading. Granted.

The question was: **Assembly Bill 972** having been read three times, shall the bill be passed?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 972** be immediately messaged to the senate. Granted.

Assembly Bill 980

Relating to the presence of underage persons on premises for which a temporary Class "B" license is issued.

The question was: Shall **Assembly Bill 980** be ordered engrossed and read a third time?

Motion carried.

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Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 980** be given a third reading. Granted.

The question was: **Assembly Bill 980** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S.; Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Gard, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Jensen, Johnsrud, Kaufert, Krug, Krusick, Lautenschlager, Lehman, Linton, Lorge, Medinger, Musser, Notestein, Ourada, Plache, Porter, Potter, Radtke, Roberts, Robson, Rosenzweig, Schneider, Schneiders, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Van Dreel, Vander Loop, Vanderperren, Vergeront, Vrakas, Williams, Wineke, Zien and Speaker Kunicki — 74.

Noes — Representatives Ainsworth, Albers, Bell, Black, Brancel, Brandemuehl, Freese, Goetsch, Klusman, Ladwig, Loucks, Moore, Nass, Ott, Panzer, Prosser, Reynolds, Rohan, Rutkowski, Silbaugh, Urban, Welch, Wood and Young — 24.

Absent or not voting — Representative Van Gorden — 1.

Motion carried.

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

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 980** be immediately messaged to the senate. Granted.

Senate Bill 240

Relating to information concerning applicants for prospecting and mining permits and related entities and denial of prospecting and mining permits.

Assembly amendment 1 to **Senate Bill 240** offered by Representative Black.

The question was: Shall assembly amendment 1 to **Senate Bill 240** be adopted?

Motion carried.

Assembly amendment 2 to **Senate Bill 240** offered by Representative Black.

Representative Holperin moved rejection of assembly amendment 2 to **Senate Bill 240**.

The question was: Shall assembly amendment 2 to **Senate Bill 240** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Bolle, Boyle, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Hahn, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Jensen, Johnsrud, Klusman, Krug, Ladwig, Lehman, Linton, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Roberts, Rosenzweig, Schneider, Schneiders, Schwartz, Silbaugh, Turba, Turner, Underheim, Urban, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Wood and Zien — 59.

Noes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Gruszynski, Hamilton, Hisrich, Hough, Hubler, Kaufert, Krusick, Lautenschlager, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Robson, Rohan, Rutkowski, Seery, Springer, Stower, Swoboda, Travis, Van Dreel, Williams, Wineke and Speaker Kunicki — 39.

Absent or not voting — Representative Young — 1.

Motion carried.

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

Assembly amendment 3 to **Senate Bill 240** offered by Representative Black.

Representative Ourada moved rejection of assembly amendment 3 to **Senate Bill 240**.

Representative Holeprin requested the following division of assembly amendment 3 to **Senate Bill 240**. Granted.

Part 1: Lines 1-12

Part 2: Lines 13-17

Representative Ourada moved rejection of Part 1 of assembly amendment 3 to **Senate Bill 240**.

The question was: Shall of Part 1 of assembly amendment 3 to **Senate Bill 240** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Bolle, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Hahn, Hauke, Holschbach, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schneiders, Schwartz, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vander Loop, Vergeront, Vrakas, Welch and Zien — 45.

Noes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hinkfuss, Hisrich, Holperin, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Linton, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreel, Vanderperren, Williams, Wineke, Wood, Young and Speaker Kunicki — 54.

Absent or not voting — None.

Motion failed.

Representative Prosser moved that Part 1 of assembly amendment 3 to **Senate Bill 240** be laid on the table.

The question was: Shall Part 1 of assembly amendment 3 to **Senate Bill 240** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Bell, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Hahn, Harsdorf, Hauke, Hough, Jensen, Johnsrud, Kaufert, Klusman, Krug, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Reynolds, Rosenzweig, Schneider, Schneiders, Schwartz, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vander Loop, Vergeront, Vrakas, Welch, Wood and Zien — 51.

Noes — Representatives Antaramian, Baldus, Barca, Baumgart, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Hinkfuss, Hisrich, Holperin, Holschbach, Huber, Hubler, Krusick, Lautenschlager, Linton, Medinger, Moore, Notestein, Plache, Potter, Roberts, Robson, Rohan, Rutkowski, Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreel, Vanderperren, Williams, Wineke, Young and Speaker Kunicki — 48.

Absent or not voting — None.

Motion carried.

Representative Prosser moved that Part 2 of assembly amendment 3 to **Senate Bill 240** be laid on the table.

The question was: Shall Part 2 of assembly amendment 3 to **Senate Bill 240** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Antaramian, Bolle, Brancel, Brandemuehl, Coleman, Cullen, Darling, Deininger, Duff, Foti, Freese, Gard,

Goetsch, Gronemus, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Krug, Ladwig, Lautenschlager, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Plache, Porter, Prosser, Radtke, Reynolds, Roberts, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Silbaugh, Springer, Turba, Turner, Underheim, Urban, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Wineke and Zien — 68.

Noes — Representatives Baldus, Barca, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fortis, Grobschmidt, Gruszynski, Krusick, Linton, Medinger, Moore, Notestein, Potter, Robson, Rohan, Seery, Stower, Swoboda, Travis, Van Dreel, Williams, Wood and Speaker Kunicki — 30.

Absent or not voting — Representative Young — 1.

Motion carried.

Representative Reynolds moved that Part 1 of assembly amendment 3 to **Senate Bill 240** be taken from the table and taken up at this time.

The question was: Shall Part 1 of assembly amendment 3 to **Senate Bill 240** be taken from the table and taken up at this time?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Linton, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreel, Vanderperren, Williams, Wineke, Young and Speaker Kunicki — 54.

Noes — Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Hahn, Harsdorf, Hauke, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schneiders, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vander Loop, Vergeront, Vrakas, Welch, Wood and Zien — 45.

Absent or not voting — None.

Motion carried.

Representative Prosser moved rejection of Part 1 of assembly amendment 3 to **Senate Bill 240**.

The question was: Shall Part 1 of assembly amendment 3 to **Senate Bill 240** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schneiders, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vander Loop, Vergeront, Vrakas, Welch and Zien — 43.

Noes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Linton, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreel, Vanderperren, Williams, Wineke, Wood, Young and Speaker Kunicki — 56.

Absent or not voting — None.

Motion failed.

The question was: Shall Part 1 of assembly amendment 3 to **Senate Bill 240** be adopted?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Linton, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreel, Vanderperren, Williams, Wineke, Wood, Young and Speaker Kunicki — 55.

Noes — Representatives Ainsworth, Albers, Bolle, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schneiders, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vander Loop, Vergeront, Vrakas, Welch and Zien — 44.

Absent or not voting — None.

Motion carried.

Assembly amendment 4 to **Senate Bill 240** offered by Representative Black.

Representative Black asked unanimous consent that assembly amendment 4 to **Senate Bill 240** be laid on the table. Granted.

The question was: Shall **Senate Bill 240** be ordered to a third reading?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Senate Bill 240** be given a third reading.

Representative Welch objected.

Representative Coleman moved that **Assembly Bill 556** be taken from the table and taken up at this time.

The question was: Shall **Assembly Bill 556** be taken from the table and taken up at this time?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baumgart, Bolle, Brancel, Brandemuehl, Carpenter, Coleman, Darling, Duff, Foti, Freese, Gard, Hahn, Hamilton, Harsdorf, Hough, Jensen, Ladwig, Lehman, Loucks, Nass, Ott, Panzer, Porter, Prosser, Radtke, Rosenzweig, Rutkowski, Schneider, Schneiders, Silbaugh, Swoboda, Turba, Underheim, Urban, Van Gorden, Vergeront, Vrakas, Welch and Wineke — 41.

Noes — Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Boyle, Clarenbach, Coggs, M., Coggs, S., Cullen, Deininger, Fortis, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Lautenschlager, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ourada, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Schwartz, Seery, Springer, Stower, Travis, Turner, Van Dreel, Vander Loop, Vanderperren, Williams, Wood, Young, Zien and Speaker Kunicki — 58.

Absent or not voting — None.

Motion failed.

RULING ON THE POINT OF ORDER

The speaker ruled not well taken the point of order raised by Representative Seery on Tuesday, March 3 that assembly amendment 2 to **Assembly Bill 977** was not germane.

Assembly Bill 977

Relating to suspension of aid to families with dependent children payments because of certain acts.

The question was: Shall assembly amendment 2 to **Assembly Bill 977** be adopted?

Motion carried.

RULING ON THE POINT OF ORDER

The speaker ruled well taken the point of order raised by Representative Seery on Tuesday, March 3 that assembly amendment 1 to **Assembly Bill 977** was not germane.

Representative Welch appealed the ruling of the chair.

Assembly substitute amendment 1 to **Assembly Bill 977** offered by Representative Ladwig.

POINT OF ORDER

Representative Barca rose to the point of order that assembly substitute amendment 1 to **Assembly Bill 977** was not germane under Assembly Rule 54(3)(f).

The speaker took the point of order under advisement.

The question was: Shall the decision of the chair on assembly amendment 1 to **Assembly Bill 977** stand as the decision of the assembly?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Duff, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Linton, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreel, Vander Loop, Vanderperren, Williams, Wineke, Wood, Young and Speaker Kunicki — 59.

Noes — Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Darling, Deininger, Foti, Freese, Gard, Goetsch, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schneiders, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vergeront, Vrakas, Welch and Zien — 40.

Absent or not voting — None.

Motion carried.

RULING ON THE POINT OF ORDER

The speaker ruled well taken the point of order raised by Representative Barca that assembly substitute amendment 1 to **Assembly Bill 977** was not germane.

Representative Hauke moved that **Assembly Bill 977** be laid on the table.

Representative Hauke withdrew his motion.

The question was: Shall **Assembly Bill 977** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, 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, Jensen, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Moore, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Wineke, Wood, Young, Zien and Speaker Kunicki — 94.

Noes — Representatives Boyle, Brancel, Medinger, Musser and Williams — 5.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 977** be given a third reading. Granted.

The question was: **Assembly Bill 977** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Brandemuehl, Carpenter, Clarenbach, 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, Jensen, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Moore, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren,

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Vergeront, Vrakas, Wineke, Wood, Young, Zien and Speaker Kunicki — 92.

Noes — Representatives Boyle, Brancel, Coggs, M., Medinger, Musser, Welch and Williams — 7.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that Assembly Bill 977 be immediately messaged to the senate. Granted.

Representative Freese asked unanimous consent that the videotape made by Representative Schneider of the celebration of Representative Vanderperren's eightieth birthday be submitted to the State Historical Society. Granted.

Representative Stower asked unanimous consent that the assembly adjourn in honor of Representatives Springer, Seery and Vanderperren, who, in the heat of debate, have each made unique contributions towards maintaining the humor, harmony and integrity of the Wisconsin State Assembly. 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:

Thai Vue and Kaying X. Vue representing the La Crosse Area Hmong Mutual Assistance Association from La Crosse, guests of Representative Medinger .

Xay Dang Xiong, Pao Khang, MaiHoua Moua. See Xiong, Lucy Vang and Dorie Steffen representing the Lao Family Community, Inc. of Milwaukee guests of Representatives Kunicki, Grobschmidt and Medinger.

Phia Thao and Shua from Fond du Lac, guests of Representative Lautenschlager.

Robert and Carlene Kurowski and Rosalie Huberty, guests of Representative Vanderperren.

Margaret Bergdorf from Gilman; Kelly Thompson, Victoria M. Brown, Geraldine Long and Rita Sparks from Eau Claire; and Karen Maddox from Chippewa Falls, guests of Representative Zien.

Students Glenn Wavrunek, Scott Beyer, Ryan Frane and Jason Veesar from South Luxemburg-Casco High School, guests of Representative Swoboda.

Nurse Nancy Maloney of Appleton, Nurse Sue Drews of Fremont and nursing students from the Marion College of Fond du Lac in Fremont, guests of Representative Klusman.

Student nurses Joyce Smith from Altoona and Holly Butler from Eau Claire, guests of Representative Hisrich.

Representative Travis moved that the assembly stand adjourned until 1:00 P.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

7:08 P.M.