

STATE OF WISCONSIN
Assembly Journal
Ninety-First Regular Session

10:00 A.M.

TUESDAY, May 25, 1993

The assembly met in the temporary assembly chamber located at 119 Martin Luther King Blvd.

Speaker pro tempore Carpenter in the chair.

The prayer was offered by Representative Bell.

Assembly Chief Clerk Tom Melvin 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, Baldus, Baldwin, Barca, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 96.

Absent — None.

Absent with leave — None.

Vacancies — 14th, 68th and 79th Assembly Districts — 3.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 70** offered by Representative Lorge.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 74** offered by Representative Hahn.

Assembly amendment 1 to **Assembly Bill 110** offered by Representatives Gronemus and Roberts.

Assembly amendment 1 to **Assembly Bill 180** offered by Representative Lorge.

Assembly amendment 2 to **Assembly Bill 180** offered by Representative Lorge.

Assembly amendment 1 to **Assembly Bill 300** offered by Representative Hinkfuss.

Assembly amendment 2 to **Assembly Bill 300** offered by Representative Hinkfuss.

Assembly amendment 1 to **Assembly Bill 523** offered by Representative Gronemus.

Assembly amendment 2 to **Assembly Bill 523** offered by Representatives Black, Gronemus, Bock and Albers.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 93-30

Relating to transcription fees and notice of hearing. Submitted by Department of Regulation and Licensing.

To committee on Consumer Affairs.
Referred on May 25, 1993.

Assembly Clearinghouse Rule 93-53

Relating to the test of English as a foreign language for physical therapist applicants.

Submitted by Department of Regulation and Licensing.

To committee on Health.
Referred on May 25, 1993.

Assembly Clearinghouse Rule 93-64

Relating largemouth and smallmouth bass sport fishing in lower Clam Lake, Burnett county.

Submitted by Department of Natural Resources.
To committee on Tourism and Recreation.
Referred on May 25, 1993.

Assembly Clearinghouse Rule 93-68

Relating to the occupational driver's license. Submitted by Department of Transportation.

To committee on Transportation.
Referred on May 25, 1993.

INTRODUCTION AND REFERENCE
OF PROPOSALS

Read first time and referred:

Assembly Resolution 22

Relating to memorializing Congress to enact a law to prohibit unfair discrimination in drug pricing.

By Representatives Krusick, Grobschmidt, Notestein, Musser, Ryba, Potter, Turner and Hanson.
To committee on Aging and Long Term Care.

Assembly Joint Resolution 58

Relating to proclaiming June 6, 1993, as "Wisconsin Veterans Museum Day".

By Representative Bolle, cosponsored by Senator Zien.

To committee on Rules.

Assembly Bill 517

Relating to the marking of unguarded ice holes.

By Representatives Ott, Ryba, Boyle, Owens, Baumgart, Kaufert, Schneiders, Otte and Seratti, cosponsored by Senators Farrow, Lasee and Cowles.

To committee on Tourism and Recreation.

Assembly Bill 518

Relating to the purchase of prior noncreditable service under the Wisconsin retirement system.

By Representative Grobschmidt, cosponsored by Senator Potter.

To Joint Survey Committee on Retirement Systems.

Assembly Bill 519

Relating to increasing the number of circuit court branches.

By Representatives Rutkowski, Roberts, Meyer, Ott, Underheim, Ourada, Hasenohrl, Swoboda, Ryba, Foti, Hinkfuss, Huber, Klusman, Kaufert, R. Young, Baldwin, Springer, Hahn, Hanson, Otte, Green, Owens and Zukowski, cosponsored by Senators Huelsman, Chvala, Potter, Helbach, Ellis, Breske, Rude, Buettner and Lorman.

To committee on Judiciary.

Assembly Bill 520

Relating to removal of underground petroleum product storage tanks.

By Representatives Robson, Roberts, Notestein, Morris-Tatum, Ziegelbauer, Schneiders, Urban, Musser, Goetsch, Hasenohrl, Lehman, Lorge and Hanson, cosponsored by Senators Clausing, Moen, Rude, Burke and Moore.

To committee on Agriculture, Forestry and Rural Affairs.

Assembly Bill 521

Relating to methcathinone and providing penalties.

By Representatives Seratti, Freese, Ott, Silbaugh, Porter, Brandemuehl, Ladwig, Nass, Ourada, Holperin, Owens, Zukowski, Ryba, Green, Ziegelbauer, Kaufert, Schneiders, Brancel, Duff, Goetsch, Musser, Underheim, Hinkfuss and Lorge, cosponsored by Senators Drzewiecki, Stitt, Huelsman, Breske, Schultz, Petak, Farrow, Lasee, Zien and Rosenzweig.

To committee on Criminal Justice and Public Safety.

Assembly Bill 522

Relating to classifying city and village managers and administrators and town and county administrators as executive participating employees under the Wisconsin retirement system.

By Representatives Springer, Baldus, Grobschmidt, Bolle, Huber, Boyle, Musser, Riley, Potter and Swoboda, cosponsored by Senators Plewa and Risser.

To Joint Survey Committee on Retirement Systems.

Assembly Bill 523

Relating to extending the sunset date for a drainage district optional procedure.

By Representatives Gronemus and Albers, cosponsored by Senator Lasee.

To committee on Agriculture, Forestry and Rural Affairs.

Assembly Bill 524

Relating to the enforcement of vehicle weight limitations.

By Representatives Schneiders, Urban, Ott, Hinkfuss, Baldus, Turner, Musser and Lorge, cosponsored by Senators Huelsman and Drzewiecki.

To committee on Highways.

Assembly Bill 525

Relating to changing certification of first responders to be only for the performance of certain defibrillation.

By Representatives Harsdorf, Robson, Johnsrud and Boyle.

To committee on Health.

Assembly Bill 526

Relating to prohibiting courts from requiring victims to reenact sexual assaults.

By Representatives Robson, Morris-Tatum, Klusman, Potter, Plache, Ladwig, Goetsch, Ainsworth, Coggs, Brandemuehl, Wirch, Musser, Ziegelbauer, Black, Otte, Boyle, Wilder, Gronemus and Huber, cosponsored by Senators Huelsman, Clausing, Buettner, Moen, Moore and Breske.

To committee on Judiciary.

Assembly Bill 527

Relating to requiring reporting of injuries or deaths caused by toys or other articles intended for use by children and publication of notice of danger or threat to public safety.

By Representatives Springer, Carpenter, Huber, Bell, Gruszynski, Hasenohrl, Hanson, Boyle, Grobschmidt, Black, Cullen, Morris-Tatum, Ott, Riley, Wilder, Turner, Ourada, Ryba and Roberts, cosponsored by Senators Decker, Rosenzweig, Breske, Moore, Plewa, Burke and Chvala.

To committee on Consumer Affairs.

Assembly Bill 528

Relating to the printing of a 1st class city's budget.

By Representatives L. Young, Riley, Bock, Grobschmidt, La Fave, Notestein, Coggs, Dobyns, Ziegelbauer and Morris-Tatum, cosponsored by Senators Burke, Plewa and Petak.

To committee on Urban and Local Affairs.

Assembly Bill 529

Relating to child abuse and neglect reporting requirements.

JOURNAL OF THE ASSEMBLY [May 25, 1993]

By Representatives Bell, Springer, Ladwig, Boyle, Baldwin, Notestein, Meyer and R. Young, cosponsored by Senators Lorman, Moore, Huelsman and Rude.
To committee on Children and Human Services.

Assembly Bill Act No. Date Signed
324-----5----- May 24, 1993

Respectfully submitted,
TOMMY G. THOMPSON
Governor

COMMITTEE REPORTS

The committee on Education reports and recommends:

Assembly Bill 155

Relating to the responsibilities of students at vocational, technical and adult education district schools.

Adoption of assembly substitute amendment 1:

Ayes: (16) Noes: (0)

Passage: Ayes: (16) Noes: (0)

To committee on Rules.

RICHARD GROBSCHMIDT
Chairperson

The committee on Environmental Resources reports and recommends:

Assembly Bill 440

Relating to gas safety forfeitures and providing a penalty.

Passage: Ayes: (12) Noes: (0)

To committee on Rules.

PETER BOCK
Chairperson

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

Assembly Bill 491

Assembly Bill 492

Assembly amendment 1 to Senate Joint Resolution 26

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison

To the Honorable, the Assembly:

The following bill, originating in the assembly, has been approved, signed and deposited in the office of the Secretary of State:

SPEAKER'S APPOINTMENTS

May 25, 1993

Representative David Deininger
Room 314 North, State Capitol
P.O. Box 8952
Madison, WI 53708

Dear David:

Due to the resignation of Representative David Zien, to take a seat in the State Senate, there is a vacancy on the Legislative Council Committee. As Speaker of the Assembly, it is my honor to appoint you to this committee. The appointment is effective immediately.

I am sure you will be an asset to the committee.

Sincerely,
WALTER KUNICKI
Assembly Speaker

COMMUNICATIONS

May 25, 1993

Speaker Walter Kunicki
Wisconsin State Assembly
Room 212 North, State Capitol
Madison, WI 53708

Dear Speaker Kunicki:

This letter is to inform you of my resignation as Majority Caucus Chair, effective Tuesday, May 25, 1993. Due to my election to Congress, I am resigning my leadership position, and have scheduled an election to fill that position at the conclusion of our regular caucus on Tuesday, May 25.

It has been my distinct pleasure to serve as Majority Caucus Chair. Please feel free to let me know if I can be of any further assistance.

Sincerely,
PETER BARCA
State Representative

JOURNAL OF THE ASSEMBLY [May 25, 1993]

State of Wisconsin
Department of Revenue
Madison

May 12, 1993

To the Honorable the Legislature:

Enclosed is an Order of the Mining Investment and Local Impact Fund Board Adopting an Emergency Rule relating to administration of notice of intent payments as created by 1991 Wisconsin Act 259. A copy of this emergency rule is being sent to you pursuant to the requirements specified in s. 227.24 (3), Stats. A certified copy of the order will be filed in the Office of the Secretary of State and the Office of the Revisor of Statutes as required by s. 227.20, Stats.

This emergency rule will become effective on May 17, 1993 after publication in the official state newspaper. It will remain in effect for 150 days after publication, when a permanent rule should be in place.

Copies of this letter and the emergency rule order are also hereby being transmitted to the Chief Clerk of the Senate and of the Assembly with the request that the order, or a notice of it, be published in the Journal of each house to make the rule known to persons who will be affected by it.

Sincerely,
MARK D. BUGHER
Secretary
Department of Revenue

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

The assembly stood recessed.

10:03 A.M.

RECESS

11:25 A.M.

The assembly reconvened.

Speaker pro tempore Carpenter in the chair.

CALENDAR OF TUESDAY, MAY 18

Assembly Bill 33

Relating to tuition for undergraduates at the university of Wisconsin system and granting rule-making authority.

The question was: Shall assembly amendment 1 to Assembly Bill 33 be adopted?

Motion carried.

The question was: Shall Assembly Bill 33 be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Baldus, Baldwin, Barca, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Foti, Freese, Gard, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Johnsrud, Krug, Krusick, La Fave, Lazich, Linton, Lorge, Meyer, Musser, Notestein, Ott, Ourada, Owens, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Seratti, Silbaugh, Springer, Stower, Swoboda, Travis, Underheim, Urban, Vander Loop, Vrakas, Ward, Welch, Wilder, Williams, Wood, Young, L., Young, R., Zukowski and Speaker Kunicki — 73.

Noes — Representatives Albers, Brancel, Dobyns, Duff, Goetsch, Green, Jensen, Kaufert, Klusman, Kreibich, Krosnicki, Ladwig, Lehman, Morris-Tatum, Nass, Otte, Panzer, Plache, Schneiders, Turner, Vergeront, Wirch and Ziegelbauer — 23.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that Assembly Bill 33 be given a third reading. Granted.

The question was: Assembly Bill 33 having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Baldwin, Barca, Baumgart, Bell, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Freese, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Krusick, La Fave, Linton, Lorge, Meyer, Morris-Tatum, Musser, Notestein, Ott, Porter, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Silbaugh, Springer, Stower, Swoboda, Travis, Underheim, Vander Loop, Welch, Wilder, Williams, Young, L., Zukowski and Speaker Kunicki — 58.

Noes — Representatives Ainsworth, Albers, Beal, Bolle, Brancel, Dobyns, Duff, Foti, Gard, Green, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krug, Ladwig, Lazich, Lehman, Nass, Otte, Ourada, Owens, Panzer, Plache, Prosser, Schneiders, Seratti, Turner, Urban, Vergeront, Vrakas, Ward, Wirch, Wood, Young, R. and Ziegelbauer — 38.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 33** be immediately messaged to the senate. Granted.

Assembly Bill 218

Relating to the observation of Wisconsin Day in schools.

The question was: Shall **Assembly Bill 218** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 218** be given a third reading. Granted.

The question was: **Assembly Bill 218** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Baldwin, Barca, Beal, Bell, Black, Bock, Bolle, Boyle, Carpenter, Coggs, Grobschmidt, Gronemus, Hahn, Hanson, Hasenohrl, Hinkfuss, Huber, Krusick, Lehman, Linton, Meyer, Morris-Tatum, Notestein, Plache, Potter, Riley, Roberts, Robson, Rutkowski, Ryba, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Vander Loop, Wilder, Williams, Wirch, Young, L., Young, R., Ziegelbauer and Speaker Kunicki — 45.

Noes — Representatives Ainsworth, Albers, Baumgart, Brancel, Brandemuehl, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Gruszynski, Harsdorf, Holperin, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krug, La Fave, Ladwig, Lazich, Lorge, Musser, Nass, Ott, Otte, Ourada, Owens, Panzer, Porter, Prosser, Reynolds, Schneider, Schneiders, Seratti, Underheim, Urban, Vergeront, Vrakas, Ward, Welch, Wood and Zukowski — 51.

Absent or not voting — None.

Motion failed.

CALENDAR OF THURSDAY, MAY 20

Assembly Joint Resolution 34

Relating to authorizing the governor to veto items of appropriation bills, replacing the existing partial veto (2nd consideration).

The question was: **Assembly Joint Resolution 34** having been read three times, shall the joint resolution be adopted?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Baldwin, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Coggs, Cullen, Grobschmidt, Gronemus, Gruszynski, Hanson, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Krug, Krusick, La Fave, Linton, Meyer, Morris-Tatum, Notestein, Plache, Porter, Potter, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Springer, Stower, Swoboda, Travis, Turner, Vander Loop, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer and Speaker Kunicki — 52.

Noes — Representatives Ainsworth, Albers, Beal, Brancel, Brandemuehl, Coleman, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Ladwig, Lazich, Lehman, Lorge, Musser, Nass, Ott, Otte, Ourada, Owens, Panzer, Prosser, Schneiders, Seratti, Silbaugh, Underheim, Urban, Vergeront, Vrakas, Ward, Welch and Zukowski — 44.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 34** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that **Assembly Joint Resolution 46** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Joint Resolution 46

Relating to proclaiming "Wisconsin Physical Fitness Month".

The question was: Shall **Assembly Joint Resolution 46** be adopted?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 46** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that **Assembly Joint Resolution 50** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Joint Resolution 50

Relating to proclaiming a "Lyme Disease Awareness Week".

The question was: Shall **Assembly Joint Resolution 50** be adopted?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 50** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent 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 an "Alzheimer's Disease Awareness 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 Bill 72** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 72

Relating to firearm purchases and providing a penalty.

The question was: Shall assembly amendment 1 to **Assembly Bill 72** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 72** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 72** be given a third reading. Granted.

The question was: **Assembly Bill 72** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 72** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 129** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 129

Relating to charges for insufficient checks, detention of persons involved in retail theft, increasing the damages and fees allowed in retail theft and worthless check civil actions and allowing civil actions against any individual 14 years of age or older or the minor's parents for retail theft.

The question was: Shall assembly amendment 1 to **Assembly Bill 129** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 129** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 129** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 129** be given a third reading. Granted.

The question was: **Assembly Bill 129** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Baldwin, Barca, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyys, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Ward, Welch, Wilder, Williams, Wirch, Wood, Ziegelbauer, Zukowski and Speaker Kunicki — 94.

Noes — Representatives Young, L. and Young, R. — 2.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 129** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 193** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 193

Relating to requiring insurers to provide notice of loss of insurance coverage and eligibility for medicare.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 193** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 193** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 193** be given a third reading. Granted.

The question was: **Assembly Bill 193** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 193** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 210** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 210

Relating to battery to a vehicle operator, driver or passenger and providing a penalty.

Assembly substitute amendment 1 to **Assembly Bill 210** offered by Representative Goetsch.

Representative Potter moved rejection of assembly substitute amendment 1 to **Assembly Bill 210**.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 210** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Baldus, Barca, Bell, Black, Boyle, Carpenter, Coggs, Grobschmidt, Gronemus, Gruszynski, Hanson, Hasenohrl, Hinkfuss, Holperin, Hubler, Krusick, Linton, Morris-Tatum, Notestein, Plache, Potter, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Stower, Swoboda, Travis, Vander Loop, Wirch, Wood, Ziegelbauer and Speaker Kunicki — 35.

Noes — Representatives Ainsworth, Albers, Baldwin, Baumgart, Beal, Bock, Bolle, Brancel, Brandemuehl, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Hahn, Harsdorf, Huber, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krug, La Fave, Ladwig, Lazich, Lehman, Lorge, Meyer, Musser, Nass, Ott, Otte, Ourada, Owens, Panzer, Porter, Prosser, Reynolds, Schneiders, Seratti, Silbaugh, Springer, Turner, Underheim, Urban, Vergeront, Vrakas, Ward, Welch, Wilder, Williams, Young, L., Young, R. and Zukowski — 61.

Absent or not voting — None.

Motion failed.

Representative Kunicki moved that assembly substitute amendment 1 to **Assembly Bill 210** be laid on the table.

Representative Kunicki withdrew his motion.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 210** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 210** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 210** be given a third reading. Granted.

The question was: **Assembly Bill 210** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Barca, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vergeront, Vrakas, Ward, Welch, Wilder, Williams, Wirch, Young, L., Ziegelbauer, Zukowski and Speaker Kunicki — 91.

Noes — Representatives Baldwin, Krug, Vander Loop, Wood and Young, R. — 5.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 210** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 354** be withdrawn from the committee on Excise and Fees and referred to the committee on Health. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 215** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 215

Relating to use of seized firearms or ammunition.

The question was: Shall **Assembly Bill 215** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 215** be given a third reading. Granted.

The question was: **Assembly Bill 215** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 215** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 220** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 220

Relating to oleoresin of capsicum and tear gas, granting rule-making authority and providing a penalty.

Assembly substitute amendment 6 to **Assembly Bill 220** offered by Representative Schneider.

Representative Schneider asked unanimous consent that assembly substitute amendment 6 to **Assembly Bill 220** be laid on the table. Granted.

Assembly amendment 1 to assembly substitute amendment 5 to **Assembly Bill 220** offered by Representative Schneider.

Representative Plache moved rejection of assembly amendment 1 to assembly substitute amendment 5 to **Assembly Bill 220**.

The question was: Shall assembly amendment 1 to assembly substitute amendment 5 to **Assembly Bill 220** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Baldwin, Barca, Beal, Bell, Black, Bock, Boyle, Carpenter, Coggs, Coleman, Dobyns, Grobschmidt, Hanson, Harsdorf, Hinkfuss, Holperin, Huber, Klusman, Kreibich, Krosnicki, Krug, Krusick, Ladwig, Linton, Meyer, Nass, Notestein, Plache, Potter, Prosser, Riley, Ryba, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Wirch, Wood, Young, L., Young, R. and Ziegelbauer — 44.

Noes — Representatives Ainsworth, Albers, Baldus, Baumgart, Bolle, Brancel, Brandemuehl, Cullen, Deininger, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Gruszynski, Hahn, Hasenohrl, Hubler, Jensen, Johnsrud, Kaufert, La Fave, Lazich, Lehman, Lorge, Morris-Tatum, Musser, Ott, Otte, Ourada, Owens, Panzer, Porter, Reynolds, Roberts, Robson, Rutkowski, Schneider, Schneiders, Seratti, Silbaugh, Stower, Swoboda, Vergeront, Ward, Welch, Wilder, Williams, Zukowski and Speaker Kunicki — 52.

Absent or not voting — None.

Motion failed.

Representative Plache moved that assembly amendment 1 to assembly substitute amendment 5 to **Assembly Bill 220** be laid on the table.

The question was: Shall assembly amendment 1 to assembly substitute amendment 5 to **Assembly Bill 220** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Baldwin, Barca, Beal, Bell, Black, Bock, Brandemuehl, Carpenter, Coggs, Coleman, Dobyns, Grobschmidt, Hanson, Harsdorf, Hinkfuss, Huber, Klusman, Kreibich, Krosnicki, Krug, Krusick, Ladwig, Linton, Meyer, Nass, Notestein, Plache, Potter, Prosser, Riley, Robson, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Wirch, Wood, Young, L., Young, R. and Ziegelbauer — 43.

Noes — Representatives Ainsworth, Albers, Baldus, Baumgart, Bolle, Boyle, Brancel, Cullen, Deininger, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Gruszynski, Hahn, Hasenohrl, Holperin, Hubler, Jensen, Johnsrud, Kaufert, La Fave, Lazich, Lehman, Lorge, Morris-Tatum, Musser, Ott, Otte, Ourada, Owens, Panzer, Porter, Reynolds, Roberts, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Stower, Swoboda, Vergeront, Ward, Welch, Wilder, Williams, Zukowski and Speaker Kunicki — 53.

Absent or not voting — None.

Motion failed.

The question was: Shall assembly amendment 1 to assembly substitute amendment 5 to **Assembly Bill 220** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 5 to **Assembly Bill 220** offered by Representative Schneider.

Representative Plache moved rejection of assembly amendment 2 to assembly substitute amendment 5 to **Assembly Bill 220**.

The question was: Shall assembly amendment 2 to assembly substitute amendment 5 to **Assembly Bill 220** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Baldus, Baldwin, Barca, Beal, Bell, Bock, Brandemuehl, Coggs, Coleman, Dobyns, Duff, Foti, Gard, Grobschmidt, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Huber, Klusman, Kreibich, Krug, Krusick, La Fave, Ladwig, Lehman, Linton, Morris-Tatum, Nass, Notestein, Ott, Panzer, Plache, Potter, Prosser, Reynolds, Riley, Robson, Silbaugh, Springer, Stower, Swoboda, Travis,

Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Wirch, Wood, Young, L., Young, R. and Ziegelbauer — 55.

Noes — Representatives Albers, Baumgart, Black, Bolle, Boyle, Brancel, Carpenter, Cullen, Deininger, Freese, Goetsch, Green, Gronemus, Gruszynski, Hahn, Holperin, Hubler, Jensen, Johnsrud, Kaufert, Krosnicki, Lazich, Lorge, Meyer, Musser, Otte, Ourada, Owens, Porter, Roberts, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Ward, Welch, Wilder, Williams, Zukowski and Speaker Kunicki — 41.

Absent or not voting — None.

Motion carried.

Assembly amendment 3 to assembly substitute amendment 5 to **Assembly Bill 220** offered by Representative Schneider.

Representative Schneider asked unanimous consent that assembly amendment 3 to assembly substitute amendment 5 to **Assembly Bill 220** be laid on the table. Granted.

Assembly amendment 4 to assembly substitute amendment 5 to **Assembly Bill 220** offered by Representative Schneider.

Representative Schneider asked unanimous consent that assembly amendment 4 to assembly substitute amendment 5 to **Assembly Bill 220** be laid on the table. Granted.

Assembly amendment 5 to assembly substitute amendment 5 to **Assembly Bill 220** offered by Representative Goetsch.

The question was: Shall assembly amendment 5 to assembly substitute amendment 5 to **Assembly Bill 220** be adopted?

Motion carried.

Assembly amendment 6 to assembly substitute amendment 5 to **Assembly Bill 220** offered by Representatives Baumgart and Meyer.

Representative Plache moved rejection of assembly amendment 6 to assembly substitute amendment 5 to **Assembly Bill 220**.

The question was: Shall assembly amendment 6 to assembly substitute amendment 5 to **Assembly Bill 220** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Baldwin, Barca, Beal, Bell, Bock, Boyle, Brancel, Brandemuehl, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Green, Grobschmidt, Hahn, Hanson, Harsdorf, Hasenohrl, Holperin, Huber, Jensen, Kaufert, Klusman, Kreibich, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lehman, Linton, Morris-Tatum,

Nass, Notestein, Owens, Plache, Potter, Prosser, Riley, Ryba, Seratti, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Urban, Vander Loop, Vergeront, Vrakas, Ward, Welch, Wirch, Wood, Young, L., Young, R., Ziegelbauer and Speaker Kunicki — 65.

Noes — Representatives Baumgart, Black, Bolle, Carpenter, Freese, Gard, Goetsch, Gronemus, Gruszynski, Hinkfuss, Hubler, Johnsrud, Lazich, Lorge, Meyer, Musser, Ott, Otte, Ourada, Panzer, Porter, Reynolds, Roberts, Robson, Rutkowski, Schneider, Schneiders, Underheim, Wilder, Williams and Zukowski — 31.

Absent or not voting — None.

Motion carried.

The question was: Shall assembly substitute amendment 5 to **Assembly Bill 220** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 220** be ordered engrossed and read a third time?

Motion carried.

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

The question was: **Assembly Bill 220** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Baldwin, Barca, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Ourada, Owens, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, L., Ziegelbauer, Zukowski and Speaker Kunicki — 93.

Noes — Representatives Lehman, Otte and Young, R. — 3.

Absent or not voting — None.

Motion carried.

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

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 251** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 251

Relating to immunity for physicians who provide medical care to participants in an athletic event or contest.

The question was: Shall **Assembly Bill 251** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 251** be given a third reading. Granted.

The question was: **Assembly Bill 251** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Baldwin, Barca, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Panzer, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer and Zukowski — 92.

Noes — Representatives Krug, Plache, Rutkowski and Speaker Kunicki — 4.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 251** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 140** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 140

An act relating to allowing a municipal governing body to appoint a person as a temporary municipal judge pending the initial election for that position.

The question was: Shall **Senate Bill 140** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 140** be given a third reading. Granted.

The question was: **Senate Bill 140** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 140** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 319** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 319

Relating to repealing the uniform commercial code -- bulk transfers provisions.

The question was: Shall **Assembly Bill 319** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 319** be given a third reading. Granted.

The question was: **Assembly Bill 319** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 319** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 58** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Joint Resolution 58

Relating to proclaiming June 6, 1993, as "Wisconsin Veterans Museum Day".

The question was: Shall **Assembly Joint Resolution 58** be adopted?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 58** be immediately messaged to the senate. Granted.

Representative Travis introduced a privileged resolution.

Assembly Resolution 23

Relating to the election of Peter Barca to the United States Congress and sending congratulations and best wishes.

By Representatives Krusick, Grobschmidt, Kunicki, Prosser, Travis, Robson, Krug, Wood, Coleman, Vergeront and Carpenter.

Representative Prosser addressed the members from the rostrum to congratulate Representative Barca on his election to the United States Congress.

Speaker Kunicki addressed the members from the rostrum to congratulate Representative Barca on his election to the United States Congress and presented him with a plaque honoring his tenure in the Wisconsin State Assembly.

The question was: Shall **Assembly Resolution 23** be adopted?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Baldwin, Barca, Baumgart, Beal, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Deininger, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Gruszynski, Hahn, Hanson, Harsdorf, Hasenohrl, Hinkfuss, Holperin, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Kreibich, Krosnicki, Krug, Krusick, La Fave, Ladwig, Lazich, Lehman, Linton, Lorge, Meyer, Morris-Tatum, Musser, Nass, Notestein, Ott, Otte, Ourada, Owens, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Riley, Roberts, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Vander Loop, Vergeront, Vrakas, Ward, Welch, Wilder, Williams, Wirch, Wood, Young, L., Young, R., Ziegelbauer, Zukowski and Speaker Kunicki — 96.

Noes — None.

Absent or not voting — None.

Motion carried.

Representative Barca asked unanimous consent that the assembly adjourn in honor of the assembly membership, with whom he has had the pleasure of serving; the constituents of the sixty-fourth assembly district; the past and present members of the Kenosha delegation to the assembly; and to his loving family. Granted.

Representative Swoboda asked unanimous consent that the assembly adjourn in memory of Mr. Roger Prange who recently passed away. Granted.

Representative Vander Loop asked unanimous consent that the assembly adjourn in honor of his daughter, Jana, who celebrated her fifteenth birthday. Granted.

Representative Linton asked unanimous consent that the assembly adjourn in honor of her daughter, Michelle, who recently graduated from Northland College with a degree in Education. Granted.

Representative R. Young asked unanimous consent that the assembly adjourn in honor of her daughter, Louise, who received her PhD in Japanese History from Columbia University. Granted.

Representative Bock asked unanimous consent that the assembly adjourn in honor of Representative Black, who is celebrating his forty-third birthday. Granted.

Representative Hinkfuss asked unanimous consent that the assembly adjourn in honor of her mother, Marie Walsh, who will be celebrating her ninety-fifth birthday and who has never missed voting in any election since she became eligible to vote. Granted.

Representative Ward asked unanimous consent that the assembly adjourn in honor of David Ward, who just became the new Chancellor of the University of Wisconsin-Madison. Granted.

Representative Ott asked unanimous consent that the assembly adjourn in honor of William "Bill" Engler, Jr. of Chilton who was recognized as the National Outstanding Small Business Person of the Year for 1993. Granted.

Representative Lazich asked unanimous consent that the assembly adjourn in honor of the Catholic Memorial High School track team, who won first place in the WISAA track meet and made a WISAA record of 141 points on Saturday, May 22, 1993. Granted.

Representative Vergeront asked unanimous consent that the assembly adjourn in honor of Representative Kaufert, who celebrated his thirty-sixth birthday on May 23. Granted.

Representative Travis asked unanimous consent that the assembly adjourn in honor of Representative Barca, for his years of service to the State of Wisconsin and wishing him the best as a U.S. Representative from the First Congressional District. Granted.

The following members submitted forms to the chief clerk requesting to be made coauthors or cosponsors of proposals currently in the assembly, pursuant to the unanimous consent request made by Representative Travis on Tuesday, May 18, 1993:

Representative Beal: Assembly Bill 251.

Representative Dobyns: Assembly Bills 72, 129, 193, 220, 251 and 319; and Senate Bill 140.

Representative Klusman: Assembly Bills 129 and 523.

JOURNAL OF THE ASSEMBLY [May 25, 1993]

Representative Kreibich: Assembly Bills 129 and 251.
Representative Lazich: Assembly Bill 129.
Representative Lorge: Assembly Bills 129 and 220.
Representative Seratti: Assembly Bill 129.
Representative Welch: Assembly Bill 129.

VISITORS

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

William Martin from Beloit, guest of Representative Robson.

Kristin Skoglund and her father, Dave Skoglund from Mequon, guests of Representative Vergeront.

Representative Travis moved that the assembly stand adjourned until 10:00 A.M. on Thursday, May 27.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

2:40 P.M.