



STATE OF WISCONSIN Assembly Journal

Ninety–Second Regular Session

9:06 A.M.

WEDNESDAY, May 31, 1995

The Assembly met in the temporary Assembly Chamber located at 119 Martin Luther King, Jr. Blvd.

Speaker Prosser in the chair.

The prayer was offered by Pastor Richard Kooistra of Sheboygan Falls.

Representative Otte 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, Baumgart, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Prosser – 99.

Absent with leave – None.

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 103** offered by committee on Education.

Assembly substitute amendment 1 to **Assembly Bill 402** offered by Joint Committee on Finance.

COMMITTEE REPORTS

The *Joint Committee on Finance* reports and recommends:

Assembly Bill 402

Relating to: state finances and appropriations for the department of transportation; creating an oil company franchise fee; taxation of motor vehicle fuel that is not sold for use on highways; motor vehicle fuel and alternate fuel taxes and qualified motor vehicles; authorizing construction of additional major highway projects; creating a seasonal highway rehabilitation program; environmental clean–up activities on lands acquired by the department of transportation; vehicle weight and width limit exceptions on a part of the national system of interstate and defense highways; numerous changes to the classified driver license system and commercial motor vehicle operation; eligibility for an occupational license; the driving skills test required of applicants for operators' licenses; demerit point reduction for completion of a rider course relating to Type 1 motorcycle operation; vehicle accidents resulting in property damage; performance of motor vehicle registration and titling functions by motor vehicle dealers; the fee for issuance or reissuance of special distinguishing motor vehicle registration plates; permitting the department of transportation to make, record and use digitized images of applicants for operators' licenses and identification cards; local transportation aids; the funding of the urban mass transit operating assistance program; reimbursement for town road improvements under the local roads improvement program; authorizing the department of transportation to conduct projects under the surface transportation discretionary grants program; the employment transit assistance program; the registration period and fees applicable to aircraft; the obligation of a condemnor to make available a comparable replacement business to a person displaced from a business as a result of condemnation; delaying the expiration date of the disadvantaged business demonstration and training program; exempting railroad property acquired by the department of transportation from the tax–exempt property reporting requirement; granting bonding authority; providing an exemption from emergency rule procedures; granting rule-making authority; making appropriations; and providing penalties.

Assembly substitute amendment 1 adoption:

Ayes: 12 – Representatives Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Leean, Weeden, Farrow, Cowles, Schultz and Panzer.

Noes: 4 – Representatives Linton, Coggs, George and Chvala.

Passage as amended:

Ayes: 12 – Representatives Brancel, Foti, Porter, Schneiders, Ourada, Harsdorf, Leean, Weeden, Farrow, Cowles, Schultz and Panzer.

Noes: 4 – Representatives Linton, Coggs, George and Chvala.

To calendar.

Referred on May 30, 1995.

BEN BRANCEL
Assembly Chairperson
Joint Committee on Finance

Representative Green asked unanimous consent that the Assembly stand recessed for fifteen minutes. Granted.

The Assembly stood recessed.

9:15 A.M.

RECESS

9:50 A.M.

The Assembly reconvened.

Speaker Prosser in the chair.

LEAVES OF ABSENCE

Representative R. Potter asked unanimous consent for a leave of absence for part of today’s session for Representative Coggs. Granted.

CALENDAR OF WEDNESDAY, MAY 31

Assembly Bill 10

Relating to: marking property of others without the owner’s consent and providing penalties.

Assembly amendment 1 to Senate amendment 1 to **Assembly Bill 10** offered by Representatives Carpenter, Ladwig and Goetsch.

The question was: Shall Assembly amendment 1 to Senate amendment 1 to **Assembly Bill 10** be concurred in?

Motion carried.

The question was: Shall Senate amendment 1 to **Assembly Bill 10** be concurred in as amended?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 10** be immediately messaged to the Senate. Granted.

Assembly Bill 159

Relating to: committing a violent crime at or near a school and providing penalties.

The question was: Shall Senate amendment 1 to **Assembly Bill 159** be concurred in?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that the Assembly’s action on **Assembly Bill 159** be immediately messaged to the Senate. Granted.

MOTIONS

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 334** be withdrawn from the committee on Rules and taken up at this time. Granted.

Assembly Bill 334

Relating to: use of funds under the stewardship program for golf courses.

Representative Jensen asked unanimous consent that **Assembly Bill 334** be laid on the table.

Representative Travis objected.

Representative Travis withdrew his objection.

Representative Travis asked unanimous consent that **Assembly Bill 334** be laid on the table. Granted.

Assembly Joint Resolution 48

Relating to: commending Wisconsin’s dairy industry.

Representative Wood asked unanimous consent that **Assembly Joint Resolution 48** be placed at the foot of the ninth order of business on today’s calendar. Granted.

Senate Joint Resolution 20

Relating to: proclaiming the Milwaukee Lake Schooner Project an official sesquicentennial project.

Assembly amendment 1 to **Senate Joint Resolution 20** offered by Representatives Wood and Bock.

The question was: Shall Assembly amendment 1 to **Senate Joint Resolution 20** be adopted?

Motion carried.

The question was: Shall **Senate Joint Resolution 20** be concurred in as amended?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Brancel,

Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Prosser – 99.

Noes – None.

Absent or not voting – None.

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 20** be immediately messaged to the Senate. Granted.

Senate Joint Resolution 31

Relating to: the life and public service of Les Aspin.

The question was: Shall **Senate Joint Resolution 31** be concurred in?

Motion carried.

Representative Jensen asked unanimous consent that all members of the Assembly be made cosponsors of **Senate Joint Resolution 31**. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 31** be immediately messaged to the Senate. Granted.

Assembly Joint Resolution 48

Relating to: commending Wisconsin's dairy industry.

Assembly amendment 1 to **Assembly Joint Resolution 48** offered by Representatives Otte and Wood.

The question was: Shall Assembly amendment 1 to **Assembly Joint Resolution 48** be adopted?

Motion carried.

The question was: Shall **Assembly Joint Resolution 48** be adopted?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki,

La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Prosser – 99.

Noes – None.

Absent or not voting – None.

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 48** be immediately messaged to the Senate. Granted.

Assembly Bill 55

Relating to: designating and marking a certain portion of STH 49 as the “Flyway Highway”.

The question was: Shall Assembly amendment 1 to **Assembly Bill 55** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 55** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 55** be given a third reading. Granted.

The question was: **Assembly Bill 55** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Brandemuehl, Carpenter, Coleman, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Grothman, Gunderson, Hahn, Hanson, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Murat, Musser, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Reynolds, Robson, Rutkowski, Ryba, Schneider, Schneiders, Silbaugh, Skindrud, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Ward, Wilder, Williams, Wirch, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Prosser – 87.

Noes – Representatives Albers, Brancel, Coggs, Gronemus, Handrick, Krug, Morris–Tatum, Nass, Riley, Seratti, Walker and Wasserman – 12.

Absent or not voting – None.

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 55** be immediately messaged to the Senate. Granted.

VISITORS

Representative Schneider asked unanimous consent that the Assembly adjourn in honor of his daughter, Molly, who is Valedictorian of her eighth grade graduating class. Granted.

Representative Baumgart asked unanimous consent that the Assembly adjourn in honor of Mr. Tony Rajer of Wisconsin on his recent trip to Panama, via the Organization of American States (OAS), where he taught art restoration; and while there, was invited to the Presidential Palace to discuss, with President Balladares, the first lady, and the Minister of Culture, the potential restoration of the palace and its artwork, and concluded with him being named as a consultant to the palace restoration project. Granted.

Representative Musser asked unanimous consent that the Assembly adjourn in honor of his father, Millard Musser, who is celebrating his birthday today. Granted.

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

Hazel Dueholm, mother and guest of Representative Dueholm.

Pastor Richard Kooistra and his wife Fonda from Sheboygan Falls, guests of Representative Otte.

ADJOURNMENT

Representative Jensen 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.

10:25 A.M.