



# STATE OF WISCONSIN Assembly Journal

## Ninety–Second Regular Session

10:50 A.M.

WEDNESDAY, January 10, 1996

The Assembly met in the Assembly Chamber located in the State Capitol.

Speaker Prosser in the chair.

The prayer was offered by Representative Hutchison.

Representative La Fave 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, Dobyms, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, 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, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirsch, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Prosser – 96.

Absent with leave – Representatives Murat and Ryba – 2.

Vacancies – 21st Assembly District – 1.

---

### LEAVES OF ABSENCE

Representative R. Potter asked unanimous consent for a leave of absence for today's session for Representatives Murat and Ryba. Granted.

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Joint Resolution 71**

Relating to: commending Arthur L. Srb on the occasion of his retirement from the Capitol press corps.

By Representatives Prosser, Jensen, Klusman, Green, Vrakas, Ladwig, Freese, Kunicki, Schneider and R. Potter; cosponsored by Senators Ellis, Rude, A. Lasee, Chvala, Risser and Moen.

To calendar.

---

### MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Concurred in:

**Assembly Bill 184**

**Assembly Bill 328**

**Assembly Bill 331**

Assembly amendment 1 to **Senate Bill 120**

---

Representative Freese asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 71** be withdrawn and taken up at this time. Granted.

#### **Assembly Joint Resolution 71**

Relating to: commending Arthur L. Srb on the occasion of his retirement from the Capitol press corps.

The question was: Shall **Assembly Joint Resolution 71** be adopted?

Motion carried.

Representative Freese asked unanimous consent that all members of the Assembly be made coauthors of **Assembly Joint Resolution 71**. Granted.

Representative Freese asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 71** be immediately messaged to the Senate. Granted.

Representative Freese asked unanimous consent that the Assembly stand recessed for thirty minutes. Granted.

The Assembly stood recessed.

11:10 A.M.

---

**RECESS**

1:00 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

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

The Chief Clerk called the roll.

Representative Green asked unanimous consent that the quorum call be lifted. Granted.

---

**LEAVES OF ABSENCE**

Representative Green asked unanimous consent for a leave of absence for balance of today's session for Representative Hoven. Granted.

---

**MOTIONS**

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 635** be withdrawn from the committee on Natural Resources and referred to the Joint Committee on Finance. Granted.

---

**CALENDAR OF WEDNESDAY, JANUARY 10**

**Assembly Bill 151**

Relating to: weight and length limitations for vehicles and combinations of vehicles transporting potatoes.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 151** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 151** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 151** be given a third reading. Granted.

The question was: **Assembly Bill 151** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 151** be immediately messaged to the Senate. Granted.

**Assembly Bill 261**

Relating to: the definition of "meeting" under the open meetings law.

Representative Jensen asked unanimous consent that **Assembly Bill 261** be laid on the table. Granted.

**Assembly Bill 378**

Relating to: the investment of public library endowment funds.

The question was: Shall **Assembly Bill 378** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 378** be given a third reading. Granted.

The question was: **Assembly Bill 378** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 378** be immediately messaged to the Senate. Granted.

**Assembly Bill 440**

Relating to: granting professional counselor certificates to certain persons.

The question was: Shall Assembly amendment 1 to Assembly amendment 1 to **Assembly Bill 440** be adopted?

Motion carried.

The question was: Shall Assembly amendment 1 to **Assembly Bill 440** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 440** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldus, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Meyer, Morris–Tatum, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Riley, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wilder, Williams, Wirch, R. Young, Ziegelbauer, Zukowski and Speaker Prosser – 64.

Noes – Representatives Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Cogg, Cullen, Dueholm, Hanson, Hasenohrl, Krug, Krusick, Kunicki, La Fave, Linton, Notstein, Plache, Plombon, R. Potter, Reynolds, Robson, Rutkowski, Schneider, Springer, Travis, Turner, Wasserman, Wood and L. Young – 31.

Absent or not voting – Representatives Hoven, Murat and Ryba – 3.

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 440** be given a third reading. Granted.

The question was: **Assembly Bill 440** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldus, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Meyer, Morris–Tatum, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Riley, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wilder, Williams, Wirch, R. Young, Zukowski and Speaker Prosser – 63.

Noes – Representatives Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Hanson, Hasenohrl, Krug, Krusick, Kunicki, La Fave, Linton, Notestein, Plache, Plombon, R. Potter, Reynolds, Robson, Rutkowski, Schneider, Springer, Travis, Turner, Wasserman, Wood, L. Young and Ziegelbauer – 32.

Absent or not voting – Representatives Hoven, Murat and Ryba – 3.

Motion carried.

Representative Wasserman asked unanimous consent to be recorded as voting “Aye” on the previous question. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 440** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 459**

Relating to: the membership of a county library board.

The question was: Shall **Assembly Bill 459** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 459** be given a third reading. Granted.

The question was: **Assembly Bill 459** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 459** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 481**

Relating to: load weight limits on trucks registered with the department of transportation as special interest, reconstructed, replica, street modified or homemade vehicles.

The question was: Shall **Assembly Bill 481** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 481** be given a third reading. Granted.

The question was: **Assembly Bill 481** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 481** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 525**

Relating to: displaying a vehicle for sale upon a highway.

The question was: Shall **Assembly Bill 525** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 525** be given a third reading. Granted.

The question was: **Assembly Bill 525** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 525** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 526**

Relating to: signatures and authentication requirements for orders under the forest croplands program and the woodland tax law program.

The question was: Shall **Assembly Bill 526** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 526** be given a third reading. Granted.

The question was: **Assembly Bill 526** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 526** be immediately messaged to the Senate. Granted.

#### **Assembly Bill 530**

Relating to: private pecuniary interest in public contracts.

The question was: Shall Assembly amendment 1 to **Assembly Bill 530** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 530** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 530** be given a third reading. Granted.

The question was: **Assembly Bill 530** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 530** be immediately messaged to the Senate. Granted.

### **Assembly Bill 553**

Relating to: authorizing specific information signs on a certain portion of USH 14.

The question was: Shall **Assembly Bill 553** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 553** be given a third reading. Granted.

The question was: **Assembly Bill 553** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldus, Baldwin, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, 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, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Riley, Robson, Rutkowski, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, L. Young, Ziegelbauer, Zukowski and Speaker Prosser – 91.

Noes – Representatives Baumgart, Reynolds, Wood and R. Young – 4.

Absent or not voting – Representatives Hoven, Murat and Ryba – 3.

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 553** be immediately messaged to the Senate. Granted.

### **Assembly Bill 560**

Relating to: payment for the cost of transcribing a preliminary hearing transcript.

The question was: Shall **Assembly Bill 560** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 560** be given a third reading. Granted.

The question was: **Assembly Bill 560** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 560** be immediately messaged to the Senate. Granted.

### **Assembly Bill 584**

Relating to: the regulation of floodproofed residential basements under floodplain zoning ordinances.

The question was: Shall **Assembly Bill 584** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 584** be given a third reading. Granted.

The question was: **Assembly Bill 584** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Meyer, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, R. Potter, Powers, Riley, Rutkowski, Schneiders, Seratti, Silbaugh, Skindrud, Travis, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wilder, Zukowski and Speaker Prosser – 63.

Noes – Representatives Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Huber, Kreuser, Krug, Krusick, Linton, Morris–Tatum, Notestein, Plache, Plombon, Reynolds, Robson, Schneider, Springer, Turner, Vander Loop, Williams, Wirch, Wood, L. Young, R. Young and Ziegelbauer – 32.

Absent or not voting – Representatives Hoven, Murat and Ryba – 3.

Motion carried.

Representative Wirch asked unanimous consent to be recorded as voting “Aye” on the previous question. Granted.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 584** be immediately messaged to the Senate. Granted.

**Assembly Bill 603**

Relating to: public comments and action on public comments at meetings of governmental bodies.

Representative Dobyms asked unanimous consent that the rules be suspended and that Assembly amendment 2 to **Assembly Bill 603** be taken up at this time. Granted.

Assembly amendment 2 to **Assembly Bill 603** offered by Representative Ourada.

The question was: Shall Assembly amendment 2 to **Assembly Bill 603** be adopted?

Motion carried.

Representative Dobyms asked unanimous consent that Assembly amendment 1 to **Assembly Bill 603** be laid on the table. Granted.

The question was: Shall **Assembly Bill 603** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 603** be given a third reading. Granted.

The question was: **Assembly Bill 603** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 603** be immediately messaged to the Senate. Granted.

**Assembly Bill 652**

Relating to: requirements for contracts under which one party possesses livestock owned by another party.

Representative Jensen asked unanimous consent that **Assembly Bill 652** be laid on the table. Granted.

**Assembly Bill 685**

Relating to: amending various provisions of the statutes for the purpose of correcting errors (Revisor's Correction Bill).

The question was: Shall **Assembly Bill 685** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 685** be given a third reading. Granted.

The question was: **Assembly Bill 685** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 685** be immediately messaged to the Senate. Granted.

**Assembly Bill 687**

Relating to: transferring the controlled substances board from the department of health and family services to the department of regulation and licensing.

The question was: Shall **Assembly Bill 687** be ordered engrossed and read a third time?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 687** be given a third reading. Granted.

The question was: **Assembly Bill 687** having been read three times, shall the bill be passed?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Assembly Bill 687** be immediately messaged to the Senate. Granted.

**Senate Bill 239**

Relating to: a report on the statewide immunization program.

The question was: Shall **Senate Bill 239** be ordered to a third reading?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Senate Bill 239** be given a third reading. Granted.

The question was: **Senate Bill 239** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Senate Bill 239** be immediately messaged to the Senate. Granted.

**Senate Bill 241**

Relating to: immunity for certain mental health evaluations, diagnoses and determinations.

The question was: Shall **Senate Bill 241** be ordered to a third reading?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Senate Bill 241** be given a third reading. Granted.

The question was: **Senate Bill 241** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Senate Bill 241** be immediately messaged to the Senate. Granted.

**Senate Bill 344**

Relating to: amending and renumbering various provisions of the statutes for the purpose of clarifying

language, correcting and clarifying references, and eliminating obsolete terminology (Revisor's Correction Bill).

The question was: Shall **Senate Bill 344** be ordered to a third reading?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Senate Bill 344** be given a third reading. Granted.

The question was: **Senate Bill 344** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Senate Bill 344** be immediately messaged to the Senate. Granted.

### **Senate Bill 361**

Relating to: immunity for persons who report insurance fraud.

The question was: Shall **Senate Bill 361** be ordered to a third reading?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Senate Bill 361** be given a third reading. Granted.

The question was: **Senate Bill 361** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Senate Bill 361** be immediately messaged to the Senate. Granted.

### **Senate Bill 362**

Relating to: grounds, and notice requirements, for rescission of insurance contracts.

The question was: Shall **Senate Bill 362** be ordered to a third reading?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Senate Bill 362** be given a third reading. Granted.

The question was: **Senate Bill 362** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Klusman asked unanimous consent that the rules be suspended and that **Senate Bill 362** be immediately messaged to the Senate. Granted.

Representative Wilder asked unanimous consent to be removed as a coauthor of **Assembly Bill 691**. Granted.

Representative Jensen asked unanimous consent that **Assembly Bill 261** be taken from the table and taken up at this time. Granted.

### **Assembly Bill 261**

Relating to: the definition of "meeting" under the open meetings law.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 261** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 261** be ordered engrossed and read a third time?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 261** be given a third reading. Granted.

The question was: **Assembly Bill 261** having been read three times, shall the bill be passed?

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 261** be immediately messaged to the Senate. Granted.

Representative Green asked unanimous consent to be removed as a coauthor of **Assembly Bill 662**. Granted.

Representative Grothman asked unanimous consent to be made a coauthor of **Assembly Bill 516**. Granted.

---

Representative Baumgart asked unanimous consent that the Assembly adjourn in honor of Aldo Leopold for his efforts on wildlife management and promotion of a politically free Department of Natural Resources in Wisconsin. Granted.

Representative Gronemus asked unanimous consent that the Assembly adjourn in honor of Representative Williams, who is celebrating her birthday today. Granted.

Representative Wasserman asked unanimous consent that the Assembly adjourn in honor of Sgt. Troy Inman of the 432nd Civil Affairs Battalion in Green Bay, who will be leaving for Bosnia this weekend; and in memory of his brother, Sgt. Todd Inman, also of the 432nd Civil Affairs Battalion in Green Bay, who died in November, 1995 in an automobile accident in Germany, while there training for Bosnia deployment. Granted.

---

## **ADJOURNMENT**

Representative Green moved that the Assembly stand adjourned until 9:00 A.M. tomorrow.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

1:45 P.M.