



STATE OF WISCONSIN

Assembly Journal

Ninety–Third Regular Session

10:02 A.M.

TUESDAY, November 18, 1997

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

Speaker Pro Tempore Freese in the chair.

The prayer was offered by Representative Wood.

Representative Urban 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, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 98.

Absent with leave – None.

Vacant – 42nd Assembly District – 1.

AMENDMENTS OFFERED

Assembly amendment 2 to Assembly substitute amendment 2 to **Assembly Bill 215** offered by Representatives Underheim and Goetsch.

Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 410** offered by Representatives Ladwig and Krug.

Assembly amendment 7 to Assembly substitute amendment 1 to **Assembly Bill 463** offered by Representatives Ladwig, Huebsch, Ainsworth and Lazich.

Assembly amendment 8 to Assembly substitute amendment 1 to **Assembly Bill 463** offered by Representatives Ladwig, Huebsch, Ainsworth and Lazich.

Assembly amendment 9 to Assembly substitute amendment 1 to **Assembly Bill 463** offered by Representatives Ladwig, Huebsch, Ainsworth and Lazich.

Assembly amendment 10 to Assembly substitute amendment 1 to **Assembly Bill 463** offered by Representatives Ladwig, Huebsch, Ainsworth and Lazich.

Assembly substitute amendment 1 to **Assembly Bill 544** offered by Representative Baumgart.

Assembly amendment 3 to **Assembly Bill 564** offered by Representatives Hoven, Murat and Goetsch.

COMMITTEE REPORTS

The committee on **Criminal Justice and Corrections** reports and recommends:

Assembly Bill 541

Relating to: domestic abuse and providing a penalty.

Assembly amendment 1 to Assembly amendment 1 adoption:

Ayes: 13 – Representatives Goetsch, Dobyns, Nass, Owens, Walker, Gunderson, F. Lasee, Jeskewitz, Wood, Rutkowski, Huber, Baldwin and Murat.

Noes: 0.

Assembly amendment 1 adoption:

Ayes: 12 – Representatives Goetsch, Dobyns, Nass, Owens, Walker, Gunderson, F. Lasee, Jeskewitz, Wood, Rutkowski, Huber and Baldwin.

Noes: 1 – Representative Murat.

Passage as amended:

Ayes: 11 – Representatives Goetsch, Dobyns, Nass, Owens, Walker, Gunderson, F. Lasee, Jeskewitz, Wood, Rutkowski and Baldwin.

Noes: 2 – Representatives Huber and Murat.

To committee on **Rules**.

ROBERT GOETSCH

Chairperson

Committee on Criminal Justice and Corrections

SPEAKER'S COMMUNICATIONS

November 17, 1997

Charles Sanders
Assembly Chief Clerk
1 East Main Street, Suite 402
P.O. Box 8952
Madison, Wisconsin 53708

Dear Mr. Sanders:

On November 13, 1997, **Clearinghouse Rule Assembly 96-113** regarding wetlands was referred to the Assembly Committee on **Agriculture**. Pursuant to Assembly Rule **13(2)(b)**, I hereby withdraw **Clearinghouse Rule Assembly 96-113** from the Assembly Committee on and re-refer that rule to the Assembly Committee on **Natural Resources**.

Representative Al Ott has consented to the re-referral.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

COMMUNICATIONS

November 13, 1997

Representative Sheryl Albers
Wisconsin State Assembly
Room 127 West, State Capitol
Madison, WI 53702

Dear Sheryl:

This letter is to advise that I am appointing you to serve as my designee on the Claims Board.

Sincerely,
JOHN GARD
Co-Chair
Joint Committee on Finance

November 13, 1997

Representative Steven Foti
Wisconsin State Assembly
Room 215 West, State Capitol
Madison, WI 53702

Dear Mickey:

This letter is to advise that I am appointing you to serve as my designee on the Wisconsin Center District Board.

Sincerely,
JOHN GARD
Co-Chair
Joint Committee on Finance

November 13, 1997

Representative Dean Kaufert
Wisconsin State Assembly
Room 22 West, State Capitol
Madison, WI 53702

Dear Dean:

This letter is to advise that I am appointing you to serve as my designee on the Joint Committee on Information Policy.

Sincerely,
JOHN GARD
Co-Chair
Joint Committee on Finance

November 13, 1997

Representative Thomas Ourada
Wisconsin State Assembly
Room 129 West, State Capitol
Madison, WI 53702

Dear Tom:

This letter is to advise that I am appointing you to serve as my designee on the University of Wisconsin Hospitals and Clinics Authority.

Sincerely,
JOHN GARD
Co-Chair
Joint Committee on Finance

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 82** be withdrawn and taken up at this time. Granted.

Assembly Joint Resolution 82

Relating to: The life and service of the Reverend John P. Raynor, S.J.

By Representatives Walker, L. Young, Ourada, Plale, Riley and Rutkowski; cosponsored by Senators Burke, George, Huelsman, Moore and Farrow.

The question was: Shall **Assembly Joint Resolution 82** be adopted?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 82** be immediately messaged to the Senate. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 83** be withdrawn and taken up at this time. Granted.

Assembly Joint Resolution 83

Relating to: commemorating the life of James D. Selk.

By Representatives Travis, Kunicki and Jensen; cosponsored by Senators Wineke, Risser and Ellis.

The question was: Shall **Assembly Joint Resolution 83** be adopted?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 83** be immediately messaged to the Senate. Granted.

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

The Assembly stood recessed.

10:10 A.M.

RECESS

12:27 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

Representative Schneider moved that Assembly Rules **15(1)(a)** and **15(5)** be suspended and that **Assembly Bill 421** be withdrawn from the **Joint Survey Committee on Retirement Systems** and taken up at this time.

POINT OF ORDER

Representative Foti rose to the point of order that the motion to suspend Assembly Rules **15(1)(a)** and **15(5)** and withdraw **Assembly Bill 421** from the **Joint Survey Committee on Retirement Systems** and taken up at this time was out of order under s. **13.50 (6)** of the Wisconsin Statutes.

Speaker Pro Tempore Freese took the point of order under advisement.

CALENDAR OF TUESDAY, NOVEMBER 18

Assembly Joint Resolution 80

Relating to: the distribution of the net proceeds of the state lottery and certain moneys received by the state that are attributable to pari-mutuel on-track betting and bingo (first consideration).

The question was: Shall Assembly substitute amendment 1 to **Assembly Joint Resolution 80** be adopted?

Motion carried.

The question was: Shall **Assembly Joint Resolution 80** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 80** be given a third reading. Granted.

LEAVES OF ABSENCE

Representative Kunicki asked unanimous consent for a leave of absence for part of today's session for Representatives R. Potter and Wasserman. Granted.

The question was: **Assembly Joint Resolution 80** having been read three times, shall the joint resolution be adopted?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyms, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris-Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 95.

Noes – Representative Handrick – 1.

Absent or not voting – Representatives R. Potter and Wasserman – 2.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 80** be immediately messaged to the Senate. Granted.

Assembly Joint Resolution 81

Relating to: urging the U.S. secretary of agriculture to immediately change the federal milk pricing system.

The question was: Shall **Assembly Joint Resolution 81** be adopted?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyms, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris-Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker,

Ward, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 96.

Noes – None.

Absent or not voting – Representatives R. Potter and Wasserman – 2.

Motion carried.

Representative Hutchison asked unanimous consent to be made a coauthor of **Assembly Joint Resolution 81**. Granted.

Representative Schafer asked unanimous consent to be made a coauthor of **Assembly Joint Resolution 81**. Granted.

Representative Kunicki asked unanimous consent to be made a coauthor of **Assembly Joint Resolution 81**. Granted.

Representative Ryba asked unanimous consent to be made a coauthor of **Assembly Joint Resolution 81**. Granted.

Representative Foti asked unanimous consent that all members of the Assembly be made coauthors of **Assembly Joint Resolution 81**. Granted.

Representative Springer asked unanimous consent to be removed as a coauthor of **Assembly Joint Resolution 81**. Granted.

Representative Carpenter asked unanimous consent to be removed as a coauthor of **Assembly Bill 77**. Granted.

Representative Harsdorf asked unanimous consent to be made a coauthor of **Assembly Bill 485**. Granted.

Representative Ourada asked unanimous consent to be made a coauthor of **Assembly Bill 308**. Granted.

Representative Huebsch asked unanimous consent to be made a coauthor of **Assembly Bill 150**. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 81** be immediately messaged to the Senate. Granted.

Assembly Bill 57

Relating to: reporting by principals with respect to certain lobbying activities, voluntary registration by certain persons with the ethics board, compilation and use of certain information provided to the ethics board, making an appropriation and providing a penalty.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 57** offered by Representative Green.

The question was: Shall Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 57** be adopted?

Motion carried.

Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 57** offered by Representative Green.

The question was: Shall Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 57** be adopted?

Motion carried.

Assembly amendment 3 to Assembly substitute amendment 1 to **Assembly Bill 57** offered by Representative Green.

The question was: Shall Assembly amendment 3 to Assembly substitute amendment 1 to **Assembly Bill 57** be adopted?

Motion carried.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 57** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 57** be ordered engrossed and read a third time?

Motion carried.

Representative Ladwig asked unanimous consent that the rules be suspended and that **Assembly Bill 57** be given a third reading.

Representative Schneider objected.

Representative Ladwig asked unanimous consent that the rules be suspended and that **Assembly Bill 57** be given a third reading. Granted.

The question was: **Assembly Bill 57** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Cogs, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 96.

Noes – None.

Absent or not voting – Representatives R. Potter and Wasserman – 2.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 57** be immediately messaged to the Senate. Granted.

Assembly Bill 150

Relating to: electronic filing of certain campaign finance reports with the elections board and making an appropriation.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 150** offered by Representatives Albers and Walker.

The question was: Shall Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 150** be adopted?

Motion carried.

Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 150** offered by Representatives Freese, Walker and Baldwin.

The question was: Shall Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 150** be adopted?

Motion carried.

Assembly amendment 3 to Assembly substitute amendment 1 to **Assembly Bill 150** offered by Representatives Walker and Baldwin.

The question was: Shall Assembly amendment 3 to Assembly substitute amendment 1 to **Assembly Bill 150** be adopted?

Motion carried.

Assembly amendment 4 to Assembly substitute amendment 1 to **Assembly Bill 150** offered by Representatives Kelso, Olsen, Gunderson, Kreibich, Seratti and Zukowski.

Representative Foti asked unanimous consent that **Assembly Bill 150** be placed at the foot of today's calendar. Granted.

Representative Wasserman asked unanimous consent that his leave of absence be lifted. Granted.

Representative R. Potter asked unanimous consent that her leave of absence be lifted. Granted.

Representative Wasserman asked unanimous consent to be recorded as voting "Aye" on the questions of adoption of **Assembly Joint Resolution 80**, adoption of **Assembly Joint Resolution 81** and passage of **Assembly Bill 57**. Granted.

Representative R. Potter asked unanimous consent to be recorded as voting "Aye" on the questions of adoption of **Assembly Joint Resolution 80**, adoption of **Assembly Joint Resolution 81** and passage of **Assembly Bill 57**. Granted.

Assembly Bill 157

Relating to: prohibiting insurers from requesting genetic test information from health care providers.

The question was: Shall Assembly amendment 1 to **Assembly Bill 157** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 157** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 157** be given a third reading. Granted.

The question was: **Assembly Bill 157** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 97.

Noes – Representative Goetsch – 1.

Absent or not voting – None.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 157** be immediately messaged to the Senate. Granted.

Assembly Bill 254

Relating to: promulgation of emergency rules and the extension of emergency rules by the joint committee for review of administrative rules.

The question was: Shall **Assembly Bill 254** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 254** be given a third reading. Granted.

The question was: **Assembly Bill 254** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven,

Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris-Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 98.

Noes – None.

Absent or not voting – None.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 254** be immediately messaged to the Senate. Granted.

Assembly Bill 329

Relating to: excluding agricultural transactions from the Wisconsin Consumer Act.

Representative Foti asked unanimous consent that **Assembly Bill 329** be placed at the foot of today's calendar. Granted.

Assembly Bill 386

Relating to: law enforcement agency access to photographs of applicants for operators' licenses and identification cards and providing a penalty.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 386** be adopted?

Motion carried.

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

Motion carried.

Representative Foti 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 Ladwig asked unanimous consent that the rules be suspended and that **Assembly Bill 386** be immediately messaged to the Senate. Granted.

Assembly Bill 394

Relating to: the composition of county boards of canvassers.

The question was: Shall **Assembly Bill 394** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 394** be given a third reading. Granted.

The question was: **Assembly Bill 394** having been read three times, shall the bill be passed?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 394** be immediately messaged to the Senate. Granted.

Assembly Bill 478

Relating to: publication of foreclosure notices; notices to former owners of tax-deeded property; and recovery of the costs of foreclosure of tax-deeded land.

Assembly amendment 1 to Assembly amendment 1 to **Assembly Bill 478** offered by Representatives Krusick and M. Lehman.

The question was: Shall Assembly amendment 1 to Assembly amendment 1 to **Assembly Bill 478** be adopted?

Motion carried.

The question was: Shall Assembly amendment 1 to **Assembly Bill 478** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 478** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 478** be given a third reading. Granted.

The question was: **Assembly Bill 478** having been read three times, shall the bill be passed?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 478** be immediately messaged to the Senate. Granted.

Assembly Bill 575

Relating to: allowing audiologists to engage in the practice of fitting and selling hearing aids without obtaining a hearing instrument specialist license, continuing education for hearing instrument specialists, audiologists and speech-language pathologists and granting rule-making authority.

Representative Foti asked unanimous consent that **Assembly Bill 575** be laid on the table. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 324** be withdrawn from the committee on **Health** and taken up at this time. Granted.

Senate Bill 324

Relating to: allowing audiologists to engage in the practice of fitting and selling hearing aids without obtaining

a hearing instrument specialist license, continuing education for hearing instrument specialists, audiologists and speech–language pathologists and granting rule–making authority.

The question was: Shall **Senate Bill 324** be ordered to a third reading?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 324** be given a third reading. Granted.

The question was: **Senate Bill 324** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 324** be immediately messaged to the Senate. Granted.

Assembly Bill 606

Relating to: the application of the business combination and the control share voting restriction provisions of the business corporation law; dry cleaning fees; the regulation of providers of domestic public commercial mobile radio service; nontarget population members; pregnancy as a preexisting condition; the date by which certain school board resolutions pertaining to the open enrollment programs must be adopted; loans made to school districts by the technology for educational achievement in Wisconsin board; the method for calculating contributions to the universal service fund; use of the universal service fund to make grants to certain school districts for telecommunications access; financial assistance for local recycling programs; funding for a boat landing located on the Wisconsin River in the town of Buena Vista; grants awarded by the environmental education board that are related to forestry; the transportation and sale of fish; reports concerning the environmental cooperation pilot program; funding for air and solid and hazardous waste programs; studies of fish in the Great Lakes; restrictions on the placement of sexually violent persons who are granted supervised release; provision of information necessary for the administration of child support and economic support programs; copayments under the medical assistance program for specialized medical vehicle services; eligibility for child care subsidies under the Wisconsin works program; increased funding for the benefit specialist program for older individuals; the amount that a county having a population of 500,000 or more must contribute for the provision of child welfare services in that county by the department of health and family services; the photographing of a person applying for or receiving kinship care payments, of employees and prospective employees of a person applying for or receiving kinship care payments and of adult residents and prospective adult residents of the home of a person applying for or receiving kinship care payments; criminal history and abuse record searches of persons applying to the department of health and family services for a license, certification or registration to operate certain entities that care for children or adults and of employees, prospective employees, adult residents and prospective adult residents of those entities; eliminating

cross–references to the Wisconsin works health plan; the indexing of the mining tax; computing the aviation fuel tax; a sales tax and use tax exemption for samples of medicine and registration for use tax purposes; tax increment sharing for tax incremental financing districts in Oshkosh that contain polluted soil; changing conflict of interest provisions and lottery participation restrictions that affect certain employees of the department of revenue; the department of revenue’s expenses to administer the fee on vehicle rentals; the international fuel tax agreement; directing the department of revenue to not adjust individual income tax withholding tables and making a technical adjustment in the calculation of income tax liability by individual nonresidents and part–year residents of this state; weight limitations for vehicles and combinations of vehicles transporting bulk potatoes; specific information signs along STH 172; salary–setting authority of certain state bodies; reserve “Class B” intoxicating liquor licenses; the abolishment of the emergency response board; revocation of probation for failure to pay supervision fees owed to the department of corrections; and making an appropriation.

Representative Foti asked unanimous consent that **Assembly Bill 606** be placed at the foot of today’s calendar. Granted.

The Assembly stood informal.

Assembly Bill 150

Relating to: electronic filing of certain campaign finance reports with the elections board and making an appropriation.

Representative Hubler moved that Assembly amendment 4 to Assembly substitute amendment 1 to **Assembly Bill 150** be laid on the table.

The question was: Shall Assembly amendment 4 to Assembly substitute amendment 1 to **Assembly Bill 150** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Baldwin, Baumgart, Black, Bock, Boyle, Carpenter, Coggs, Dueholm, Duff, Freese, Goetsch, Green, Gronemus, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Jeskewitz, Kaufert, Kreuser, Krug, Krusick, Kunicki, La Fave, J. Lehman, M. Lehman, Linton, Meyer, Morris–Tatum, Murat, Notestein, Otte, Plale, Plouff, R. Potter, Reynolds, Riley, Robson, Schafer, Springer, Staskunas, Travis, Turner, Urban, Vander Loop, Wasserman, Williams, Wood, L. Young, R. Young and Ziegelbauer – 58.

Noes – Representatives Albers, Brandemuehl, Cullen, Dobyns, Foti, Gard, Grothman, Gunderson, Hutchison, Johnsrud, Kedzie, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lorge, Musser, Nass, Olsen, Ott, Ourada, Owens, Porter, Powers, Rutkowski, Ryba, Schneider, Seratti, Skindrud, Steinbrink, Sykora, Underheim, Vrakas, Walker, Ward, Wieckert, Zukowski and Speaker Jensen – 40.

Absent or not voting – None.

Motion carried.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 150** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 150** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 150** be given a third reading. Granted.

The question was: **Assembly Bill 150** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 98.

Noes – None.

Absent or not voting – None.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 150** be immediately messaged to the Senate. Granted.

Assembly Bill 329

Relating to: excluding agricultural transactions from the Wisconsin Consumer Act.

The question was: Shall Assembly amendment 2 to **Assembly Bill 329** be adopted?

Motion carried.

The question was: Shall Assembly amendment 3 to **Assembly Bill 329** be adopted?

Motion carried.

Assembly amendment 4 to **Assembly Bill 329** offered by Representatives R. Potter, Gronemus, Morris–Tatum, Dueholm, Coggs, Bock, Hasenohrl and Springer.

Representative Hoven moved that Assembly amendment 4 to **Assembly Bill 329** be laid on the table.

LEAVES OF ABSENCE

Representative Potter asked unanimous consent for a leave of absence for the balance of today's session for Representatives Baldwin. Granted.

The question was: Shall Assembly amendment 4 to **Assembly Bill 329** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brandemuehl, Cullen, Dobyns, Duff, Foti, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Lorge, Meyer, Nass, Olsen, Ott, Otte, Ourada, Owens, Plale, Porter, Powers, Riley, Rutkowski, Ryba, Schafer, Seratti, Skindrud, Steinbrink, Sykora, Underheim, Urban, Vrakas, Walker, Ward, Wieckert, Ziegelbauer, Zukowski and Speaker Jensen – 58.

Noes – Representatives Baumgart, Black, Bock, Boyle, Carpenter, Coggs, Dueholm, Freese, Gronemus, Hanson, Hasenohrl, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Morris–Tatum, Murat, Musser, Notestein, Plouff, R. Potter, Reynolds, Robson, Schneider, Springer, Staskunas, Travis, Turner, Vander Loop, Wasserman, Williams, Wood, L. Young and R. Young – 39.

Absent or not voting – Representative Baldwin – 1.

Motion carried.

Assembly amendment 5 to **Assembly Bill 329** offered by Representatives R. Potter, Gronemus, Morris–Tatum, Dueholm, Coggs, Bock, Hasenohrl and Springer.

Representative Ward moved that Assembly amendment 5 to **Assembly Bill 329** be laid on the table.

The question was: Shall Assembly amendment 5 to **Assembly Bill 329** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brandemuehl, Dobyns, Duff, Foti, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Hoven, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, M. Lehman, Lorge, Nass, Olsen, Ott, Otte, Ourada, Owens, Plale, Porter, Powers, Riley, Rutkowski, Schafer, Seratti, Skindrud, Steinbrink, Sykora, Underheim, Urban, Vrakas, Walker, Ward, Wieckert, Ziegelbauer, Zukowski and Speaker Jensen – 53.

Noes – Representatives Baumgart, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Freese, Gronemus, Hanson, Harsdorf, Hasenohrl, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, J. Lehman, Linton, Meyer, Morris–Tatum, Murat, Musser, Notestein, Plouff, R. Potter, Reynolds, Robson, Ryba, Schneider, Springer, Staskunas, Travis, Turner, Vander Loop, Wasserman, Williams, Wood, L. Young and R. Young – 44.

Absent or not voting – Representative Baldwin – 1.

Motion carried.

The question was: Shall **Assembly Bill 329** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 329** be given a third reading. Granted.

The question was: **Assembly Bill 329** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baumgart, Black, Brandemuehl, Dobyms, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Murat, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Plale, Porter, Powers, Reynolds, Riley, Rutkowski, Ryba, Schafer, Seratti, Skindrud, Steinbrink, Sykora, Travis, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wieckert, Williams, Wood, Ziegelbauer, Zukowski and Speaker Jensen – 75.

Noes – Representatives Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Hubler, Krug, Krusick, Kunicki, Morris–Tatum, Notestein, Plouff, R. Potter, Robson, Schneider, Springer, Staskunas, Turner, Wasserman, L. Young and R. Young – 22.

Absent or not voting – Representative Baldwin – 1.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 329** be immediately messaged to the Senate. Granted.

Representative Ourada asked unanimous consent to be recorded as voting for the following questions on Thursday, November 6, 1997 during his leave of absence. Granted.

The question was: **Senate Bill 343** having been read three times, shall the bill be concurred in? Aye.

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

The question was: **Assembly Bill 118** having been read three times, shall the bill be passed? Aye.

The question was: **Assembly Bill 392** having been read three times, shall the bill be passed? Aye.

The question was: **Assembly Bill 273** having been read three times, shall the bill be passed? Aye.

The question was: Shall Assembly amendment 6 to **Assembly Bill 342** be laid on the table? Aye.

The question was: Shall Assembly amendment 7 to **Assembly Bill 342** be laid on the table? Aye.

The question was: **Assembly Bill 342** having been read three times, shall the bill be passed? Aye.

The question was: **Assembly Bill 455** having been read three times, shall the bill be passed? Aye.

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

The Assembly stood recessed.

2:15 P.M.

RECESS

4:08 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

Assembly Bill 606

Relating to: the application of the business combination and the control share voting restriction provisions of the business corporation law; dry cleaning fees; the regulation of providers of domestic public commercial mobile radio service; nontarget population members; pregnancy as a preexisting condition; the date by which certain school board resolutions pertaining to the open enrollment programs must be adopted; loans made to school districts by the technology for educational achievement in Wisconsin board; the method for calculating contributions to the universal service fund; use of the universal service fund to make grants to certain school districts for telecommunications access; financial assistance for local recycling programs; funding for a boat landing located on the Wisconsin River in the town of Buena Vista; grants awarded by the environmental education board that are related to forestry; the transportation and sale of fish; reports concerning the environmental cooperation pilot program; funding for air and solid and hazardous waste programs; studies of fish in the Great Lakes; restrictions on the placement of sexually violent persons who are granted supervised release; provision of information necessary for the administration of child support and economic support programs; copayments under the medical assistance program for specialized medical vehicle services; eligibility for child care subsidies under the Wisconsin works program; increased funding for the benefit specialist program for older individuals; the amount that a county having a population of 500,000 or more must contribute for the provision of child welfare services in that county by the department of health and family services; the photographing of a person applying for or receiving kinship care payments, of employees and prospective employees of a person applying for or receiving kinship care payments and of adult residents and prospective adult residents of the home of a person applying for or receiving kinship care payments; criminal history and abuse record searches of persons applying to the department of

health and family services for a license, certification or registration to operate certain entities that care for children or adults and of employes, prospective employes, adult residents and prospective adult residents of those entities; eliminating cross-references to the Wisconsin works health plan; the indexing of the mining tax; computing the aviation fuel tax; a sales tax and use tax exemption for samples of medicine and registration for use tax purposes; tax increment sharing for tax incremental financing districts in Oshkosh that contain polluted soil; changing conflict of interest provisions and lottery participation restrictions that affect certain employes of the department of revenue; the department of revenue's expenses to administer the fee on vehicle rentals; the international fuel tax agreement; directing the department of revenue to not adjust individual income tax withholding tables and making a technical adjustment in the calculation of income tax liability by individual nonresidents and part-year residents of this state; weight limitations for vehicles and combinations of vehicles transporting bulk potatoes; specific information signs along STH 172; salary-setting authority of certain state bodies; reserve "Class B" intoxicating liquor licenses; the abolishment of the emergency response board; revocation of probation for failure to pay supervision fees owed to the department of corrections; and making an appropriation.

Assembly amendment 1 to **Assembly Bill 606** offered by Representatives Gard, Jensen and Kunicki.

LEAVES OF ABSENCE

Representative Potter asked unanimous consent for a leave of absence for the balance of today's session for Representatives Williams. Granted.

The question was: Shall Assembly amendment 1 to **Assembly Bill 606** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 606** offered by Representatives Gard, Jensen and Kunicki.

The question was: Shall Assembly amendment 2 to **Assembly Bill 606** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 606** offered by Representatives Gard, Jensen and Kunicki.

The question was: Shall Assembly amendment 3 to **Assembly Bill 606** be adopted?

Motion carried.

Assembly amendment 4 to **Assembly Bill 606** offered by Representatives Gard, Jensen and Kunicki.

The question was: Shall Assembly amendment 4 to **Assembly Bill 606** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 606** be ordered engrossed and read a third time?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 606** be given a third reading. Granted.

The question was: **Assembly Bill 606** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris-Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wieckert, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 95.

Noes – Representative Lazich – 1.

Absent or not voting – Representatives Baldwin and Williams – 2.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 606** be immediately messaged to the Senate.

Representative Lazich objected.

The Assembly stood informal.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 606** be immediately messaged to the Senate. Granted.

Representative Schneider moved that **Assembly Bill 230** be withdrawn from the committee on **Rules** and taken up at this time.

The question was: Shall **Assembly Bill 230** be withdrawn from the committee on **Rules** and taken up at this time?

The roll was taken.

The result follows:

Ayes – Representatives Baumgart, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Gronemus, Hanson, Hasenohrl, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, J. Lehman, Linton, Meyer, Morris-Tatum, Murat, Notestein, Ott, Plale, Plouff, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Springer, Staskunas, Steinbrink, Travis, Turner, Vander Loop, Wasserman, Wood, L. Young, R. Young and Ziegelbauer – 46.

Noes – Representatives Ainsworth, Albers, Brandemuehl, Dobyms, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, M. Lehman, Lorge, Musser, Nass, Olsen, Otte, Ourada, Owens, Porter, Powers, Schafer, Seratti, Skindrud, Sykora, Underheim, Urban, Vrakas, Walker, Ward, Wieckert, Zukowski and Speaker Jensen – 50.

Absent or not voting – Representatives Baldwin and Williams – 2.

Motion failed.

Representative Ott asked unanimous consent to be recorded as voting “No” on the previous question. Granted.

ANNOUNCEMENTS

Representative Klusman asked unanimous consent that the Assembly adjourn in honor of her son Charles Klusman, who was unanimously named All-Conference Defensive Lineman; was named Defensive Lineman by Northeastern Wisconsin Coaches Association; and was named to the All-Wisconsin Ambassador Choir, which will be touring Europe this summer. Granted.

Representative Urban asked unanimous consent that the Assembly adjourn in honor of the Brookfield East High School Boys Soccer Team on winning the State Championship; and the Brookfield East High School Girl’s Swimming Team on finishing second in the state. Granted.

Representative Harsdorf asked unanimous consent that the Assembly adjourn in honor of her husband Vern Bailey, on the occasion of their 8th wedding anniversary today. Granted.

Representative Hebl asked unanimous consent that the Assembly adjourn in honor of Carol Banaszynski, who was named Wisconsin’s Teacher of the Year. Granted.

Representative Dobyms asked unanimous consent that the Assembly adjourn in honor of St. Mary’s Springs High School Boys Football Team of Fond du Lac on winning the WISAA Division III State Championship by beating Onalaska Luther 47–7 for their sixth State Championship. Granted.

Representative Dobyms asked unanimous consent that the Assembly adjourn in honor of St. Mary’s Springs High School Girls Cross Country Team of Fond du Lac on winning their third straight WISAA Division II State Championship. Granted.

Representative La Fave asked unanimous consent that the Assembly adjourn in honor of his daughter Hannh Jo La Fave, who is celebrating her 22nd birthday today. Granted.

Representative Reynolds asked unanimous consent that the Assembly adjourn in honor of Coach Gago and the Flambeau Falcon Football Team on winning the 1997 WIAA Division 6 State Championship – the first time in school history. Granted.

Representative Baumgart asked unanimous consent that the Assembly adjourn in honor of the father of modern wildlife management, Aldo Leopold. 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:

Eldred Danes, Blanche Clark, Delores Oligney, Marge Danes, Laura Thompson, Eileen Olson ad George Brudos of the Black River Falls American Association of Retired Persons (AARP); and Marian Schwarz, Emily Livangood, Jeanette Liersch, Helen Richards, Nellie Jordan and Carolyn Sachse of the Sparta American Association of Retired Persons (AARP), guests of Representative Musser.

Students from Webb High School in Reedsburg, guests of Representative Albers.

Lou Chalk, Barbara Sequin and Mary Mills of the American Association of Retired Persons (AARP), guests of Representative Robson.

Classes in Agricultural Promotions & Merchandizing, and Agricultural Policy from the University of Wisconsin–Platteville, accompanied by their instructors Dr. Kevin Barnhardt and Dr. John Cottingham, guests of Representatives Brandemuehl, Ward and Powers.

Anna Lorge–Morgan from Wisconsin Dells, sister and guest of Representative Lorge.

ADJOURNMENT

Representative Foti moved that the Assembly stand adjourned until 9:30 A.M. tomorrow.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

5:28 P.M.