



# STATE OF WISCONSIN

# Assembly Journal

## Ninety-Fourth Regular Session

10:00 A.M.

TUESDAY, March 2, 1999

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 Hutchison.

Representative Colon 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, Balow, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Colon, Cullen, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Meyer, Meyerhofer, Miller, Montgomery, Morris–Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Porter, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Seratti, Sherman, Sinicki, Skindrud, Spillner, Staskunas, Steinbrink, Stone, Suder, Sykora, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, Young, Ziegelbauer and Speaker Jensen – 97.

Absent with leave – Representative Berceau – 1.

Vacancies – 35th Assembly District – 1.

### LEAVES OF ABSENCE

Representative Schneider asked unanimous consent for a leave of absence for today's session for Representative Berceau. Granted.

### AMENDMENTS OFFERED

Assembly substitute amendment 2 to **Assembly Bill 52** offered by committee on **Transportation**.

Assembly amendment 1 to Assembly substitute amendment 2 to **Assembly Bill 52** offered by committee on **Transportation**.

Assembly amendment 2 to Assembly substitute amendment 2 to **Assembly Bill 52** offered by committee on **Transportation**.

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 145**

Relating to: granting creditable service under the Wisconsin retirement system for service in the federal public health service.

By Representatives Black and Schneider; cosponsored by Senator Risser.

To joint survey committee on **Retirement Systems**.

### CALENDAR OF TUESDAY, MARCH 2

#### **Assembly Joint Resolution 23**

Relating to: celebrating March 5, 1999, as St. Piran's Day.

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

Motion carried.

Representative Vrakas asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 23** be immediately messaged to the Senate. Granted.

#### **Assembly Joint Resolution 25**

Relating to: proclaiming May 14, 15 and 16, 1999, as Syttende Mai Weekend.

The question was: Shall **Assembly Joint Resolution 25** be adopted?

Motion carried.

Representative Hebl asked unanimous consent to be made a coauthor of **Assembly Joint Resolution 25**. Granted.

## LEAVES OF ABSENCE

Representative Schneider asked unanimous consent for a leave of absence for part of today's session for Representative Riley. Granted.

Representative Vrakas asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 25** be immediately messaged to the Senate. Granted.

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

The Assembly stood recessed.

10:07 A.M.

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## RECESS

12:10 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

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## MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

**Senate Joint Resolution 9**

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## ACTION ON THE SENATE MESSAGE

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 9** be taken up at this time. Granted.

### **Senate Joint Resolution 9**

Relating to: declaring March 2, 1999, Read Across Wisconsin Day.

By Senator Grobschmidt; cosponsored by Representative Olsen.

The question was: Shall **Senate Joint Resolution 9** be concurred in?

Motion carried.

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

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 9** be immediately messaged to the Senate. Granted.

## Assembly Bill 45

Relating to: a hotline in the department of justice for the reporting of information regarding dangerous weapons in public schools.

Assembly amendment 1 to **Assembly Bill 45** offered by Representatives M. Lehman and Kelso.

Representative M. Lehman asked unanimous consent that **Assembly Bill 45** be placed after **Assembly Bill 105** on today's calendar. Granted.

## Assembly Bill 105

Relating to: scheduling of referenda by local governments.

The question was: Shall Assembly amendment 1 to **Assembly Bill 105** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 105** offered by Representative Walker.

Representative Walker asked unanimous consent that Assembly amendment 2 to **Assembly Bill 105** be placed after Assembly amendment 4 to **Assembly Bill 105**. Granted.

Assembly amendment 3 to **Assembly Bill 105** offered by Representative Kreuser.

Representative Skindrud moved that Assembly amendment 3 to **Assembly Bill 105** be laid on the table.

The question was: Shall Assembly amendment 3 to **Assembly Bill 105** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brandemuehl, Cullen, Duff, Foti, Freese, Gard, Goetsch, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hasenohrl, Hoven, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, La Fave, Ladwig, F. Lasee, M. Lehman, Leibham, Meyerhofer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Porter, Powers, Rhoades, Schneider, Seratti, Sinicki, Skindrud, Spillner, Stone, Suder, Sykora, Townsend, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wieckert, Williams, Wood and Speaker Jensen – 63.

Noes – Representatives Balow, Black, Bock, Boyle, Carpenter, Coggs, Colon, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, Lassa, J. Lehman, Meyer, Miller, Morris–Tatum, Plale, Plouff, Pohan, Reynolds, Richards, Riley, Ryba, Schooff, Sherman, Staskunas, Steinbrink, Travis, Wasserman, Young and Ziegelbauer – 34.

Absent or not voting – Representative Berceau – 1.

Motion carried.

Assembly amendment 4 to **Assembly Bill 105** offered by Representative Walker.

The question was: Shall Assembly amendment 4 to **Assembly Bill 105** be adopted?

Motion carried.

Representative Walker asked unanimous consent that Assembly amendment 2 to **Assembly Bill 105** be withdrawn and returned to the author. Granted.

Assembly amendment 5 to **Assembly Bill 105** offered by Representative Kaufert.

The question was: Shall Assembly amendment 5 to **Assembly Bill 105** be adopted?

Motion carried.

Assembly amendment 6 to **Assembly Bill 105** offered by Representative Miller.

Representative Walker requested the following division of Assembly amendment 6 to **Assembly Bill 105**. Granted.

Part 1 – Page 1

Part 2 – Page 2

Representative Walker asked unanimous consent that Part 2 of Assembly amendment 6 to **Assembly Bill 105** be taken up. Granted.

The question was: Shall Part 2 of Assembly amendment 6 to **Assembly Bill 105** be adopted?

Motion carried.

Representative Skindrud moved that Part 1 of Assembly amendment 6 to **Assembly Bill 105** be laid on the table.

The question was: Shall Part 1 of Assembly amendment 6 to **Assembly Bill 105** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brandemuehl, Duff, Foti, Freese, Gard, Goetsch, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hasenohrl, Hoven, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Montgomery, Musser, Nass, Ott, Owens, Petrowski, Pettis, Porter, Powers, Rhoades, Seratti, Skindrud, Stone, Suder, Sykora, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 53.

Noes – Representatives Balow, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyer, Meyerhofer, Miller, Morris–Tatum, Olsen, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Sinicki, Spillner, Staskunas, Steinbrink, Travis, Turner, Wasserman, Williams, Wood, Young and Ziegelbauer – 44.

Absent or not voting – Representative Berceau – 1.

Motion carried.

Assembly amendment 7 to **Assembly Bill 105** offered by Representative Miller.

Representative Skindrud moved that Assembly amendment 7 to **Assembly Bill 105** be laid on the table.

The question was: Shall Assembly amendment 7 to **Assembly Bill 105** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Duff, Foti, Freese, Gard, Goetsch, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hasenohrl, Hoven, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Porter, Powers, Rhoades, Seratti, Skindrud, Spillner, Stone, Suder, Sykora, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 54.

Noes – Representatives Balow, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyer, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Williams, Wood, Young and Ziegelbauer – 43.

Absent or not voting – Representative Berceau – 1.

Motion carried.

Assembly amendment 8 to **Assembly Bill 105** offered by Representative Miller.

Representative Miller asked unanimous consent that Assembly amendment 8 to **Assembly Bill 105** be laid on the table. Granted.

Assembly amendment 9 to **Assembly Bill 105** offered by Representative Miller.

The question was: Shall Assembly amendment 9 to **Assembly Bill 105** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 105** be ordered engrossed and read a third time?

Motion carried.

Representative Krug moved that **Assembly Bill 105** be laid on the table.

The question was: Shall **Assembly Bill 105** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Balow, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hasenohrl, Hebl, Huber, Hubler, Klusman, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyer, Meyerhofer, Miller, Morris–Tatum, Olsen, Ott, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Sinicki,

Staskunas, Steinbrink, Travis, Turner, Wasserman, Williams, Wood, Young and Ziegelbauer – 45.

Noes – Representatives Ainsworth, Albers, Brandemuehl, Duff, Foti, Freese, Gard, Goetsch, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hoven, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Montgomery, Musser, Nass, Owens, Petrowski, Pettis, Plale, Porter, Powers, Rhoades, Seratti, Skindrud, Spillner, Stone, Suder, Sykora, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 52.

Absent or not voting – Representative Berceau – 1.

Motion failed.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 105** be given a third reading.

Representative Hubler objected.

### Assembly Bill 45

Relating to: a hotline in the department of justice for the reporting of information regarding dangerous weapons in public schools.

The question was: Shall Assembly amendment 1 to **Assembly Bill 45** be adopted?

Motion carried.

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### POINT OF ORDER

Representative Krug rose to the point of order that **Assembly Bill 45** was not properly before the Assembly because it required an emergency statement pursuant to s.16.47 of the Wisconsin Statutes.

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

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### MESSAGE FROM THE SENATE

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Adopted and asks concurrence in:

**Senate Joint Resolution 10**

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### ACTION ON THE SENATE MESSAGE

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 10** be taken up at this time. Granted.

### Senate Joint Resolution 10

Relating to: commending the University of Wisconsin–River Falls for its contributions to the quality of life in Wisconsin over the past 125 years.

By Senators Clausing, Moen, Burke, Cowles, Erpenbach, Farrow, Rude and Schultz; cosponsored by Representatives Rhoades, Plouff, Albers, Brandemuehl, Colon, Freese, Gronemus, Huebsch, Kestell, Klusman, Kreibich, Ladwig, Miller, Olsen, Pocan, Reynolds, Ryba, Seratti, Sherman, Spillner, Suder, Sykora and Vrakas.

The question was: Shall **Senate Joint Resolution 10** be concurred in?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 10** be immediately messaged to the Senate. Granted.

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### MOTIONS

Representative Foti asked unanimous consent that the rules be suspended and that the calendar of Wednesday, March 3 be taken up at this time.

Representative Schneider objected.

Representative Foti moved that the rules be suspended and that the calendar of Wednesday, March 3 be taken up at this time.

The question was: Shall the rules be suspended and the calendar of Wednesday, March 3 be taken up at this time?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brandemuehl, Duff, Foti, Freese, Gard, Goetsch, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hoven, Huebsch, Hundertmark, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Kestell, Klusman, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Porter, Powers, Rhoades, Seratti, Skindrud, Spillner, Stone, Suder, Sykora, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 54.

Noes – Representatives Balow, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hasenohrl, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyer, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Williams, Wood, Young and Ziegelbauer – 43.

Absent or not voting – Representatives Berceau, – 1.

Motion failed.

## ANNOUNCEMENTS

Representative Ward asked unanimous consent that the Assembly adjourn in honor of UW-Platteville men's basketball team for its fifth consecutive WIAC Conference Championship and the first WIAC Tournament Championship. Granted.

Representative Plouff asked unanimous consent that the Assembly adjourn in honor of his daughter, Abbie Solem Plouff, on her 4th grade writing project be forwarded for competition at the state level. Granted.

Representative Hutchison asked unanimous consent that the Assembly adjourn in memory of Paula Shiver, Britt

Sisewski and Angela Clark, who died in an automobile accident today. Granted.

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## 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.

2:45 P.M.