



STATE OF WISCONSIN Assembly Journal

Ninety-Fourth Regular Session

10:33 A.M.

THURSDAY, July 1, 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 Wood.

Representative Hundertmark 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, Berceau, Black, Bock, Boyle, Brandemuehl, Carpenter, Cogg, Colon, Cullen, Duff, Foti, Freese, Gard, Goetsch, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hundertmark, Hutchison, 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, Waukau, Wieckert, Williams, Wood, Young, Ziegelbauer and Speaker Jensen – 98.

Absent with leave – Representative Jeskewitz – 1.

Vacancies – None.

LEAVES OF ABSENCE

Representative Vrakas asked unanimous consent for a leave of absence for today's session for Representative Jeskewitz. Granted.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 63

Relating to: appointment of justices of the supreme court (first consideration).

By Representatives Hubler, Ziegelbauer, Sykora, Boyle, Ryba and Stone; cosponsored by Senators Darling, Huelsman, Baumgart and Schultz.

To committee on **Judiciary and Personal Privacy**.

Assembly Joint Resolution 64

Relating to: 4–year terms of office for clerks of the circuit courts (first consideration).

By Representatives Ryba, Bock, Goetsch, Grothman, Handrick, F. Lasee, Montgomery, Musser, Olsen, Plale, Porter, Spillner, Sykora and Turner; cosponsored by Senators Breske, Drzewiecki, Farrow, Grobschmidt, Huelsman, Risser, Roessler and Wirch.

To committee on **Judiciary and Personal Privacy**.

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 Joint Resolution 54

Assembly Joint Resolution 62

Amended and concurred in as amended:

Assembly Bill 133 (Senate amendment 40 to Senate amendment 1 to Senate substitute amendment 1, Senate amendment 41 to Senate amendment 1 to Senate substitute amendment 1, Senate amendment 1 to Senate Substitute amendment 1 and Senate Substitute amendment 1 adopted)

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

The Assembly stood recessed.

10:46 A.M.

RECESS

12:20 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the Chair.

ACTION ON THE SENATE MESSAGE

Assembly Bill 133

Relating to: state finances and appropriations, constituting the executive budget act of the 1999 legislature.

LEAVES OF ABSENCE

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

Representative Jensen moved nonconcurrence in Senate substitute amendment 1 to **Assembly Bill 133**.

Representative Meyer moved that debate on nonconcurrence in Senate Substitute amendment 1 to **Assembly Bill 133** be ended pursuant to Assembly Rule 71. There were insufficient seconds.

Representative Travis asked unanimous consent that the question be changed to concurrence. Representative Jensen objected.

Representative Kreuser asked unanimous consent that the question be changed to concurrence. Representative Vrakas objected.

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

The question was: Shall Senate substitute amendment 1 to **Assembly Bill 133** be nonconcurrent in?

The roll was taken.

The result follows:

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

Noes – Representatives Berceau, Black, Bock, Coggs, Colon, Gronemus, Hasenohrl, Hebl, Huber, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Sinicki, Travis, Turner, Wasserman, Williams and Young – 34.

Paired for – Representative Jeskewitz – 1.

Paired against – Representative Boyle – 1.

Absent or not voting – None.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Bill 133** be immediately messaged to the Senate. Granted.

Representative Jensen introduced a privileged joint resolution.

Assembly Joint Resolution 65

Relating to: creating a committee of conference on 1999 Assembly Bill 133, the executive budget bill of the 1999 legislature.

By Representative Jensen.

The question was: Shall **Assembly Joint Resolution 65** be adopted?

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, 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 – 53.

Noes – Representatives Balow, Berceau, Black, Bock, 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, Waukau, Williams, Wood, Young and Ziegelbauer – 44.

Paired for – Representative Jeskewitz – 1.

Paired against – Representative Boyle – 1.

Absent or not voting – None.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 65** be immediately messaged to the Senate. Granted.

Representative Foti asked unanimous consent that the Assembly stand recessed until 4:00 P.M. Granted.

The Assembly stood recessed.

2:25 P.M.

RECESS

4:33 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

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

A quorum was present.

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 19

ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 19

Relating to: creating a committee of conference on 1999 Assembly Bill 133, the executive budget bill of the 1999 legislature.

By Senators Chvala, Risser, Moen and Burke.

Assembly amendment 1 to **Senate Joint Resolution 19** offered by Representative Jensen.

Representative Krug moved that Assembly amendment 1 to **Senate Joint Resolution 19** be laid on the table.

The question was: Shall Assembly amendment 1 to **Senate Joint Resolution 19** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Balow, Berceau, Black, Bock, 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, Waukau, Williams, Wood, Young and Ziegelbauer – 44.

Noes – Representatives Ainsworth, Albers, Boyle, Brandemuehl, Duff, Foti, Freese, Gard, Goetsch, Grothman, Gunderson, Gundrum, Hahn, Handrick, Hoven, Huebsch, Hundertmark, Hutchison, 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.

Absent or not voting – Representative Jeskewitz – 1.

Motion failed.

The question was: Shall Assembly amendment 1 to **Senate Joint Resolution 19** be adopted?

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, 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 – 53.

Noes – Representatives Balow, Berceau, 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, Waukau, Williams, Wood, Young and Ziegelbauer – 45.

Absent or not voting – Representative Jeskewitz – 1.

Motion carried.

Assembly amendment 2 to **Senate Joint Resolution 19** offered by Representative Krug.

Representative Jensen moved that Assembly amendment 2 to **Senate Joint Resolution 19** be laid on the table.

The question was: Shall Assembly amendment 2 to **Senate Joint Resolution 19** 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, Hoven, Huebsch, Hundertmark, Hutchison, 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 – 53.

Noes – Representatives Balow, Berceau, 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, Waukau, Williams, Wood, Young and Ziegelbauer – 45.

Absent or not voting – Representative Jeskewitz – 1.

Motion carried.

The question was: Shall **Senate Joint Resolution 19** be concurred in as amended?

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, 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 – 53.

Noes – Representatives Balow, Berceau, Black, Bock, 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, Waukau, Williams, Wood, Young and Ziegelbauer – 44.

Paired for – Representatives Jeskewitz – 1.

Paired against – Representatives Boyle – 1.

Absent or not voting – None.

Motion carried.

Representative Ladwig asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 19** be immediately messaged to the Senate. Granted.

Assembly Bill 133

Relating to: state finances and appropriations, constituting the executive budget act of the 1999 legislature.

Pursuant to the adoption of **Senate Joint Resolution 19**, the Assembly agrees to a committee of Conference and appoints Representatives Jensen, Gard, Foti and Porter as conferees on its part.

ANNOUNCEMENTS

Representative Montgomery asked unanimous consent that the Assembly adjourn in honor of his son, Michael, being awarded the gameball for his outstanding performance at the June 29 baseball game. Granted.

Representative Kedzie asked unanimous consent that the Assembly adjourn in memory of Del DeLong, former member of the Assembly, who passed away recently. Granted.

Representative Gunderson asked unanimous consent that the Assembly adjourn in memory of Lynn Stalbaum, former congressman from the first congressional district, who passed away recently. Granted.

Representative Spillner asked unanimous consent that the Assembly adjourn in honor of her son, Logan, who is celebrated his seventh birthday today, July 1. Granted.

Representative Rhoades asked unanimous consent that the Assembly adjourn in honor of Representative Jeskewitz and wishing her a speedy recovery. Granted.

ADJOURNMENT

Representative Foti moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, July 6.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

5:05 P.M.