

STATE OF WISCONSIN
Assembly Journal

November 1987 Special Session

4:00 P.M.

WEDNESDAY, May 18, 1988

The assembly met.

Speaker Loftus in the chair.

The prayer was offered by Representative Zeuske.

Representative Mark Lewis 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 — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske and Speaker Loftus — 98.

Absent — None.

Absent with leave — Zweck — 1.

Vacancies — None.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 6**, November 1987 Special Session, offered by Joint Committee on Finance.

Assembly amendment 2 to **Assembly Bill 6**, November 1987 Special Session, offered by Joint Committee on Finance.

Assembly amendment 3 to **Assembly Bill 6**, November 1987 Special Session, offered by Joint Committee on Finance.

COMMITTEE REPORTS

The Joint Committee on Finance reports and recommends:

Assembly Bill 6, November 1987 Special Session
Relating to spearfishing enforcement aids and making appropriations.

Adoption of assembly amendment 1:
Ayes: (10) Noes: (5)

Adoption of assembly amendment 2:
Ayes: (14) Noes: (2)

Adoption of assembly amendment 3:
Ayes: (9) Noes: (7)

Passage: Ayes: (13) Noes: (3)
To calendar.

MARLIN SCHNEIDER
Assembly Chairperson

LEAVES OF ABSENCE

Representative Hauke asked unanimous consent for a leave of absence for today's session for Representative Zweck. Granted.

MOTIONS

Representative Hauke asked unanimous consent that **Assembly Bill 8**, November 1987 Special Session, be withdrawn from the calendar and taken up at this time. Granted.

Speaker pro tempore Clarenbach in the chair.

Assembly Bill 8, November 1987 Special Session
Relating to parole and probation for persons convicted of crimes punishable by life imprisonment.

The question was: Shall **Assembly Bill 8**, November 1987 Special Session, be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coleman, Deininger, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler,

Huelsman, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, Wineke, Wood, York, Young, Zeuske and Speaker Loftus — 95.

Noes — Coggs, M., Coggs, S. and Williams — 3.

Absent or not voting — Zweck — 1.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 8**, November 1987 Special Session, be given a third reading. Granted.

The question was: **Assembly Bill 8**, November 1987 Special Session, having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Berndt, Black, Bolle, Boyle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Coleman, Deininger, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Neubauer, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, Wineke, Wood, York, Zeuske and Speaker Loftus — 89.

Noes — Bell, Bock, Clarenbach, Coggs, M., Coggs, S., Notestein, Robinson, Williams and Young — 9.

Absent or not voting — Zweck — 1.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 8**, November 1987 Special Session, be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the assembly stand recessed until 4:10 P.M. Granted.

The assembly stood recessed.

4:03 P.M.

RECESS

4:15 P.M.

The assembly reconvened.

Representative Carpenter in the chair.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 10**, November 1987 Special Session, be withdrawn from the calendar and taken up at this time. Granted.

Assembly Bill 10, November 1987 Special Session

Relating to obscenity, defining obscene material and obscene performance and providing penalties.

Assembly amendment 1 to **Assembly Bill 10**, November 1987 Special Session, offered by Representatives Clarenbach and Black.

Representative Wood moved rejection of assembly amendment 1 to **Assembly Bill 10**, November 1987 Special Session.

The question was: Shall assembly amendment 1 to **Assembly Bill 10**, November 1987 Special Session, be rejected?

The roll was taken.

The result follows:

Ayes — Barca, Becker, Bell, Berndt, Bolle, Bradley, Brancel, Brandemuehl, Byers, Coggs, S., Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Walling, Welch, Williams, Wimmer, Wood, York and Zeuske — 75.

Noes — Antaramian, Barrett, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Fergus, Fortis, Gruszynski, Krug, Neubauer, Notestein, Radtke, Roberts, Robinson, Seery, Travis, Volk, Wineke, Young and Speaker Loftus — 23.

Absent or not voting — Zweck — 1.

Motion carried.

Representative Becker asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Assembly amendment 2 to **Assembly Bill 10**, November 1987 Special Session, offered by Representatives Clarenbach and Black.

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Representative Wood moved that assembly amendment 2 to **Assembly Bill 10**, November 1987 Special Session, be laid on the table.

The question was: Shall assembly amendment 2 to **Assembly Bill 10**, November 1987 Special Session, be laid on the table?

The roll was taken.

The result follows:

Ayes — Barca, Berndt, Bolle, Bradley, Brancel, Brandemuehl, Byers, Coleman, Deininger, Farrow, Foti, Gard, Goetsch, Grobschmidt, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krusick, Kunicki, Ladwig, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Merkt, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Walling, Welch, Wimmer, Wood and Zeuske — 67.

Noes — Antaramian, Barrett, Becker, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Gronemus, Gruszynski, Krug, Larson, Medinger, Neubauer, Notestein, Roberts, Robson, Schneider, Seery, Travis, Volk, Williams, Wineke, York, Young and Speaker Loftus — 31.

Absent or not voting — Zweck — 1.

Motion carried.

Assembly amendment 3 to **Assembly Bill 10**, November 1987 Special Session, offered by Representative Loftus.

Representative Welch moved rejection of assembly amendment 3 to **Assembly Bill 10**, November 1987 Special Session.

The question was: Shall assembly amendment 3 to **Assembly Bill 10**, November 1987 Special Session, be rejected?

The roll was taken.

The result follows:

Ayes — Barca, Bell, Berndt, Bolle, Bradley, Brancel, Brandemuehl, Byers, Coggs, S., Coleman, Deininger, Farrow, Gard, Goetsch, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krusick, Kunicki, Ladwig, Lepak, Margaret Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Ott, Ourada, Paulson, Porter, Potter, Prosser, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront,

Volk, Walling, Welch, Wimmer, Wood and Zeuske — 69.

Noes — Antaramian, Barrett, Becker, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Fergus, Fortis, Foti, Gruszynski, Krug, Larson, Mark Lewis, Neubauer, Notestein, Panzer, Radtke, Roberts, Robson, Seery, Travis, Williams, Wineke, York, Young and Speaker Loftus — 29.

Absent or not voting — Zweck — 1.

Motion carried.

Assembly amendment 4 to **Assembly Bill 10**, November 1987 Special Session, offered by Representative Lepak.

Representative Hauke moved rejection of assembly amendment 4 to **Assembly Bill 10**, November 1987 Special Session.

The question was: Shall assembly amendment 4 to **Assembly Bill 10**, November 1987 Special Session, be rejected?

The roll was taken.

The result follows:

Ayes — Barca, Becker, Bell, Berndt, Black, Bock, Boyle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Fergus, Fortis, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hauke, Holperin, Holschbach, Hubler, Huelsman, Junkermann, Krug, Krusick, Ladwig, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Notestein, Ott, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Rutkowski, Schneiders, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, York, Young, Zeuske and Speaker Loftus — 77.

Noes — Antaramian, Barrett, Bolle, Foti, Hasenohrl, Johnsrud, Larson, Lepak, Margaret Lewis, Neubauer, Ourada, Panzer, Paulson, Robson, Rosenzweig, Schmidt, Schneider, Schober, Seery and Underheim — 20.

Absent or not voting — Kunicki and Zweck — 2.

Motion carried.

Representative Barrett asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Neubauer asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Robson asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

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Assembly amendment 5 to **Assembly Bill 10**, November 1987 Special Session, offered by Representative Clarenbach.

Representative Wood moved rejection of assembly amendment 5 to **Assembly Bill 10**, November 1987 Special Session.

The question was: Shall assembly amendment 5 to **Assembly Bill 10**, November 1987 Special Session, be rejected?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Berndt, Bolle, Bradley, Brancel, Brandemuehl, Coggs, S., Coleman, Farrow, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krusick, Kunicki, Ladwig, Lepak, Margaret Lewis, Linton, Looby, McEssy, Medinger, Merkt, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Robson, Rosenzweig, Rutkowski, Schmidt, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, Wineke, Wood, York and Zeuske — 70.

Noes — Barrett, Becker, Bell, Black, Bock, Boyle, Byers, Carpenter, Clarenbach, Coggs, M., Deininger, Fergus, Fortis, Gruszynski, Krug, Larson, Mark Lewis, Magnuson, Neubauer, Notestein, Roberts, Robinson, Schneider, Seery, Travis, Williams, Young and Speaker Loftus — 28.

Absent or not voting — Zweck — 1.

Motion carried.

Representative S. Coggs asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

The question was: Shall **Assembly Bill 10**, November 1987 Special Session, be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 10**, November 1987 Special Session, be given a third reading. Granted.

The question was: **Assembly Bill 10**, November 1987 Special Session, having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Bell, Berndt, Bock, Bolle, Bradley, Brancel, Brandemuehl, Byers, Carpenter, Coleman, Deininger, Farrow, Fergus, Foti,

Gard, Goetsch, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Johnsrud, Junkermann, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Shoemaker, Swoboda, Tesmer, Thompson, Tregoning, Turba, Underheim, Vanderperren, Van Dreel, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, Wood, York and Zeuske — 81.

Noes — Becker, Black, Boyle, Clarenbach, Coggs, M., Coggs, S., Fortis, Gruszynski, Krug, Neubauer, Notestein, Seery, Travis, Williams, Wineke, Young and Speaker Loftus — 17.

Absent or not voting — Zweck — 1.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 10**, November 1987 Special Session, be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 6**, November 1987 Special Session, be withdrawn from the calendar and taken up at this time. Granted.

Assembly Bill 6, November 1987 Special Session

Relating to spearfishing enforcement aids and making appropriations.

Representative Nelsen moved rejection of assembly amendment 1 to **Assembly Bill 6**, November 1987 Special Session.

Representative Nelsen withdrew her motion.

The question was: Shall assembly amendment 1 to **Assembly Bill 6**, November 1987 Special Session, be adopted?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Black, Bock, Boyle, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Deininger, Fergus, Fortis, Grobschmidt, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Hubler, Krug, Krusick, Kunicki, Larson, Lepak, Mark Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Neubauer, Notestein, Panzer, Paulson, Potter, Roberts, Robinson, Robson, Schneider, Schober, Seery, Tesmer, Thompson, Travis, Underheim, Vanderperren, Van Dreel, Williams, Wineke, Wood and Speaker Loftus — 55.

Noes — Berndt, Bolle, Bradley, Brancel, Brandemuehl, Coleman, Farrow, Foti, Gard, Goetsch, Gronemus, Holschbach, Huelsman, Johnsrud,

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Junkermann, Ladwig, Margaret Lewis, Merkt, Musser, Nelsen, Ott, Ourada, Porter, Prosser, Radtke, Rosenzweig, Rutkowski, Schmidt, Schneiders, Schultz, Shoemaker, Swoboda, Tregoning, Turba, Van Gorden, Vergeront, Volk, Walling, Welch, Wimmer, York, Young and Zeuske — 43.

Absent or not voting — Zweck — 1.

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 6**, November 1987 Special Session, be adopted?

Motion carried.

The question was: Shall assembly amendment 3 to **Assembly Bill 6**, November 1987 Special Session, be adopted?

Motion carried.

The question was: Shall **Assembly Bill 6**, November 1987 Special Session, be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 6**, November 1987 Special Session, be given a third reading. Granted.

The question was: **Assembly Bill 6**, November 1987 Special Session, having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bock, Boyle, Brancel, Brandemuehl, Byers, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Farrow, Fergus, Fortis, Foti, Gard, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Holperin, Holschbach, Hubler, Huelsman, Junkermann, Krusick, Kunicki, Ladwig, Larson, Margaret Lewis, Linton, Looby, McEssy, Magnuson, Medinger, Merkt, Musser, Nelsen, Neubauer, Notestein, Ott, Ourada, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Roberts, Robinson, Robson, Rosenzweig, Rutkowski, Schneider, Schneiders, Schober, Seery, Shoemaker, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim,

Vanderperren, Van Dreef, Van Gorden, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, York, Zeuske and Speaker Loftus — 87.

Noes — Bolle, Bradley, Goetsch, Johnsrud, Krug, Lepak, Schmidt, Schultz, Swoboda and Young — 10.

Absent or not voting — Mark Lewis and Zweck — 2.

Motion carried.

Representative Mark Lewis asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 6**, November 1987 Special Session, be immediately messaged to the senate. Granted.

Representative Hauke asked unanimous consent that the assembly stand recessed until 7:30 P.M. Granted.

The assembly stood recessed.

6:00 P.M.

RECESS

7:45 P.M.

The assembly reconvened.

Representative Hauke asked unanimous consent that the assembly stand recessed until 8:00 P.M. Granted.

The assembly stood recessed.

7:47 P.M.

RECESS

8:05 P.M.

The assembly reconvened.

Representative Hauke moved that the assembly stand adjourned until 10:00 A.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

8:06 P.M.