

# STATE OF WISCONSIN Assembly Journal

Ninetieth Regular Session

TUESDAY, October 15, 1991

10:08 A.M.

The assembly met.

Speaker Kunicki in the chair.

The prayer was offered by Representative Bell.

Representative Wood 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, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, S. Coggs, Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Goetsch, Gard, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Vander Loop, Vanderperren, Van Dreel, Van Gorden, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien and Speaker Kunicki — 96.

Absent — None.

Absent with leave — Representative M. Coggs — 1.

Vacancies — 50th and 86th Assembly Districts — 2.

## AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 28** offered by Representatives Urban, Duff and Bock.

Assembly substitute amendment 1 to **Assembly Bill 180** offered by committee on Children and Human Services.

Assembly amendment 1 to assembly amendment 1 to **Assembly Bill 324** offered by Representative Rohan.

Assembly amendment 2 to **Assembly Bill 324** offered by Representative Rohan.

Assembly amendment 1 to **Assembly Bill 378** offered by committee on Public Health and Regulation.

Assembly amendment 1 to **Assembly Bill 432** offered by committee on Public Health and Regulation.

Assembly amendment 2 to **Assembly Bill 496** offered by Representative Turner.

## ADMINISTRATIVE RULES

Read and referred:

### **Assembly Clearinghouse Rule 91-65**

Relating to business transfers and successorship. Submitted by Department of Industry, Labor and Human Relations.

To committee on Securities and Corporate Policy. Referred on October 15, 1991.

### **Assembly Clearinghouse Rule 91-123**

Relating to definitions under the securities law, securities and franchise registration exemptions, securities registration and disclosure standards, requirements and procedures; securities broker-dealer, securities agent and investment adviser licensing requirements and procedures; and various fee-related provisions under the securities law and franchise law.

Submitted by Office of the Commissioner of Securities.

To committee on Securities and Corporate Policy. Referred on October 15, 1991.

## COMMITTEE REPORTS

The Joint Committee on Finance reports and recommends:

### **Assembly Bill 128**

Relating to the operation of special interest vehicles during the first 3 months of a calendar year.

Passage: Ayes: (14) Noes: (1)

To committee on Rules.

### **Assembly Bill 258**

Relating to business development on Indian reservations, providing for a study and making appropriations.

Adoption of assembly substitute amendment 1:

Ayes: (15) Noes: (0)

Passage: Ayes: (11) Noes: (4)

To committee on Rules.

**Assembly Bill 414**

Relating to establishing a grant program in the department of health and social services to fund devices to prevent accidental puncture in health care settings, requiring health care providers to dispose of, in specific ways, certain devices used in health care settings, granting rule-making authority and making an appropriation.

Adoption of assembly substitute amendment 1:

Ayes: (11) Noes: (4)

Passage: Ayes: (9) Noes: (6)

To committee on Rules.

BARBARA LINTON  
Assembly Chairperson

The committee on Government Operations and Corrections reports and recommends:

**Assembly Bill 99**

Relating to allowing any retired state employe and certain other former state employes to purchase coverage under the state employe group health insurance plan by furnishing evidence of insurability satisfactory to the insurer.

Passage: Ayes: (8) Noes: (0)

To committee on Rules.

LEO HAMILTON  
Chairperson

**MESSAGE FROM THE SENATE**

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

**Assembly Bill 124**

Passed and asks concurrence in:

**Senate Bill 2**

**Senate Bill 92**

**Senate Bill 200**

Adopted and asks concurrence in:

**Senate Joint Resolution 51**

**ACTION ON THE SENATE MESSAGE**

**Senate Joint Resolution 51**

Relating to commemorating the 25th anniversary of the University of Wisconsin Center-Waukesha County.

By Senators Huelsman, Farrow and Adelman; cosponsored by Representatives Vrakas, Wimmer, Foti, Schneiders, Urban, Duff and Hough.

To committee on Rules.

**Senate Bill 2**

Relating to tattooing of children and providing a penalty.

By Senator Potter; cosponsored by Representative Baumgart.

To committee on Rules.

**Senate Bill 92**

Relating to public information concerning the purpose and effect of designations to the Wisconsin election campaign fund and making an appropriation.

By Senator Potter; cosponsored by Representative Carpenter.

To committee on Elections and Constitutional Law.

**Senate Bill 200**

Relating to restricting sentencing options for crimes committed with or involving dangerous weapons.

By Senator Adelman; cosponsored by Representative Lautenschlager.

To committee on Criminal Justice and Public Safety.

**COMMUNICATIONS**

State of Wisconsin  
Department of Health and Social Services  
Office of Health Care Information  
Madison

September, 1991

To the Honorable, the Legislature:

Pursuant to ss. 153.10 (1) and 153.35 (1), Wis. Stats., I am pleased to submit to the Governor and to the Legislature the second annual "Health Care Data Report". This report is based on hospital inpatient discharge data reported to the Office of Health Care Information (OHCI) by all non-federal operating general medical-surgical and specialty hospitals in Wisconsin for 1990.

I wish to express my appreciation to all Wisconsin hospitals that were part of the reporting process. Please contact OHCI if you or your staff would like additional copies of this report, or have any questions.

Sincerely,  
DAVID J.W. KLAUSER  
Director, OHCI

State of Wisconsin  
Department of Health and Social Services  
Madison

October 10, 1991

To the Honorable, the Assembly:

1989 Act 122 provided funds to establish before-school and after-school day care services or after-school academic or recreational programs for children 4 to 11

years of age. The legislation directed the Department of Health and Social Services to conduct a study of the programs funded and report its findings by July 1, 1992.

The attached report fulfills that directive. The report describes the projects that received funding and the extent to which grant funds were used to increase the availability of school-age care. The report also recommends ways to further increase the impact of the grants.

Sincerely,  
GERALD WHITBURN  
Secretary

State of Wisconsin  
Department of Health and Social Services  
Division of Community Services  
Madison

October 11, 1991

To the Honorable, the Assembly;

Enclosed is a copy of the 1990 Wisconsin Report on Child Abuse and Neglect pursuant to s.48.981, Stats. Additional copies of this report are available upon request from the Department of Health and Social Services Forms and Publications Center.

Sincerely,  
ELOISE ANDERSON  
Administrator

LEAVES OF ABSENCE

Representative Notestein asked unanimous consent for a leave of absence for today's session for Representative M. Coggs. Granted.

Representative Barca asked unanimous consent that the assembly stand recessed for twenty-five minutes. Granted.

The assembly stood recessed.

10:12 A.M.

RECESS

11:25 A.M.

The assembly reconvened.

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

A quorum was present.

Speaker pro tempore Clarenbach in the chair.

CALENDAR OF TUESDAY, OCTOBER 15

Assembly Bill 299

Relating to reimbursement for costs incurred because of discharges from petroleum product storage tanks and an inventory of petroleum product storage tanks.

Representative Johnsrud asked unanimous consent that Assembly Bill 299 be placed at the foot of the twelfth order of business on today's calendar. Granted.

Assembly Bill 4

Relating to prohibiting certain persons from entering or remaining in the locker room of a public or private school, institution of higher education or professional athletic team and providing a penalty.

The question was: Shall assembly substitute amendment 2 to Assembly Bill 4 be adopted?

Motion carried.

The question was: Shall Assembly Bill 4 be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that Assembly Bill 4 be given a third reading. Granted.

The question was: Assembly Bill 4 having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Coggs, S., Coleman, Cullen, Darling, Deininger, Fortis, Freese, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Krusick, Ladwig, Lautenschlager, Linton, Lorge, Moore, Musser, Notestein, Ott, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schwartz, Seery, Silbaugh, Stower, Swoboda, Turba, Turner, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Williams, Wimmer, Wineke, Young, Zien and Speaker Kunicki — 75.

Noes — Representatives Brancel, Clarenbach, Duff, Foti, Gard, Goetsch, Harsdorf, Kaufert, Klusman, Krug, Lehman, Loucks, Medinger, Nass, Ourada, Radtke, Schneiders, Travis, Underheim, Welch and Wood — 21.

Absent or not voting — Representative Coggs, M. — 1.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 4** be immediately messaged to the senate. Granted.

**Assembly Bill 28**

Relating to restrictions on the location of cigarette vending machines, ordinances that regulate cigarette vending machines and restrictions on the possession of cigarettes by children.

Representative Travis asked unanimous consent that **Assembly Bill 28** be placed at the foot of the thirteenth order of business on today's calendar. Granted.

**Assembly Bill 344**

Relating to the use of a flashing amber light on motorcycle escorts of funeral processions and providing a penalty.

Representative Medinger asked unanimous consent that assembly amendment 1 to **Assembly Bill 344** be revived. Granted.

The question was: Shall assembly amendment 1 to **Assembly Bill 344** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 344** be ordered engrossed and read a third time?

Motion carried.

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

The question was: **Assembly Bill 344** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 344** be immediately messaged to the senate. Granted.

**Assembly Bill 372**

Relating to a record of severely disabled employes in the state classified service.

The question was: Shall **Assembly Bill 372** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 372** be given a third reading. Granted.

The question was: **Assembly Bill 372** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Bell, Black, Bock, Bolle, Boyle, Brancel,

Brandemuehl, Carpenter, Clarenbach, Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien and Speaker Kunicki — 94.

Noes — Representative Baumgart — 1.

Absent or not voting — Representatives Coggs, M. and Roberts — 2.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 372** be immediately messaged to the senate. Granted.

**Assembly Bill 436**

Relating to contracts for commissions on real estate transactions.

The question was: Shall **Assembly Bill 436** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 436** be given a third reading. Granted.

The question was: **Assembly Bill 436** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 436** be immediately messaged to the senate. Granted.

**Assembly Bill 440**

Relating to equal speed of access to restrooms for men and women and granting rule-making authority.

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

Motion carried.

Representative Vergeront asked unanimous consent that **Assembly Bill 440** be placed at the foot of the twelfth order of business on today's calendar. Granted.

**Assembly Bill 496**

Relating to the use of radios and other sound-producing devices by motor vehicle operators.

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Assembly substitute amendment 1 to **Assembly Bill 496** offered by Representatives Turner and Porter.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 496** offered by Representative Radtke.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 496** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 496** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 496** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 496** be given a third reading. Granted.

The question was: **Assembly Bill 496** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, S., Cullen, Deininger, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Krug, Krusick, Ladwig, Lautenschlager, Linton, Lorge, Medinger, Moore, Musser, Notestein, Ott, Porter, Potter, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneiders, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turner, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien and Speaker Kunicki — 69.

Noes — Representatives Ainsworth, Bolle, Brancel, Coleman, Darling, Duff, Foti, Freese, Gard, Goetsch, Hahn, Harsdorf, Kaufert, Klusman, Lehman, Loucks, Nass, Ourada, Panzer, Prosser, Radtke, Schneider, Turba, Underheim, Urban and Vrakas — 26.

Absent or not voting — Representatives Coggs, M. and Plache — 2.

Motion carried.

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

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 496** be immediately messaged to the senate. Granted.

**Assembly Bill 508**

Relating to foreign-money claims.

The question was: Shall **Assembly Bill 508** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 508** be given a third reading. Granted.

The question was: **Assembly Bill 508** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 508** be immediately messaged to the senate. Granted.

**Assembly Bill 515**

Relating to prohibiting genetic testing by employers, labor organizations, employment agencies and licensing agencies and providing penalties.

Assembly amendment 1 to assembly amendment 1 to **Assembly Bill 515** offered by Representative Schneider.

Representative Prosser moved that assembly amendment 1 to assembly amendment 1 to **Assembly Bill 515** be laid on the table.

The question was: Shall assembly amendment 1 to assembly amendment 1 to **Assembly Bill 515** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Black, Brandemuehl, Clarenbach, Coleman, Cullen, Darling, Deininger, Duff, Foti, Gard, Goetsch, Gruszynski, Hahn, Harsdorf, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Kaufert, Klusman, Krug, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Notestein, Ott, Ourada, Panzer, Porter, Potter, Prosser, Radtke, Robson, Rutkowski, Schneiders, Schwartz, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Zien and Speaker Kunicki — 62.

Noes — Representatives Baumgart, Bell, Bock, Bolle, Boyle, Brancel, Carpenter, Coggs, S., Fortis, Freese, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hisrich, Hough, Hubler, Johnsrud, Krusick, Lautenschlager, Linton, Medinger, Moore, Plache, Reynolds, Roberts, Rohan, Rosenzweig, Schneider, Seery, Van Dreel, Wood and Young — 33.

Absent or not voting — Representatives Coggs, M. and Van Gorden — 2.

Motion carried.

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

The question was: Shall assembly amendment 1 to **Assembly Bill 515** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 515** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 515** be given a third reading. Granted.

The question was: **Assembly Bill 515** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dree, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien and Speaker Kunicki — 96.

Noes — None.

Absent or not voting — Representative Coggs, M. — 1.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 515** be immediately messaged to the senate. Granted.

#### **Assembly Bill 524**

Relating to the transfer of interest in special interest vehicles to surviving spouses.

The question was: Shall assembly amendment 1 to **Assembly Bill 524** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 524** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 524** be given a third reading. Granted.

The question was: **Assembly Bill 524** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 524** be immediately messaged to the senate. Granted.

#### **Assembly Bill 299**

Relating to reimbursement for costs incurred because of discharges from petroleum product storage tanks and an inventory of petroleum product storage tanks.

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 299** offered by Representative Grobschmidt.

Representative Holperin moved that assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 299** be laid on the table.

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 299** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Baumgart, Bell, Bock, Boyle, Brancel, Clarenbach, Coggs, S., Cullen, Darling, Deininger, Duff, Fortis, Foti, Gard, Gronemus, Gruszynski, Hamilton, Harsdorf, Hauke, Hisrich, Holperin, Huber, Kaufert, Klusman, Krug, Krusick, Lautenschlager, Linton, Loucks, Nass, Ourada, Panzer, Plache, Potter, Prosser, Reynolds, Roberts, Rohan, Rosenzweig, Schneider, Schneiders, Schwartz, Seery, Stower, Travis, Turner, Underheim, Urban, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Wimmer, Wineke, Young, Zien and Speaker Kunicki — 62.

Noes — Representatives Barca, Black, Bolle, Brandemuehl, Carpenter, Coleman, Freese, Goetsch, Grobschmidt, Hahn, Hasenohrl, Hinkfuss, Holschbach, Hough, Hubler, Johnsrud, Ladwig, Lehman, Lorge, Medinger, Moore, Musser, Notestein, Ott, Porter, Radtke, Robson, Rutkowski, Silbaugh, Swoboda, Turba, Van Dree and Wood — 33.

Absent or not voting — Representatives Coggs, M. and Williams — 2.

Motion carried.

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

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

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

Assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 299** offered by Representatives Johnsrud, Harsdorf, Hasenohrl and Ott.

Representative Holperin moved that assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 299** be laid on the table.

The question was: Shall assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 299** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Baumgart, Bell, Bock, Boyle, Carpenter, Clarenbach, Coggs, S., Cullen, Darling, Deininger, Duff, Fortis, Hamilton, Hauke, Hinkfuss, Hisrich, Holperin, Huber, Krug, Linton, Loucks, Moore, Notestein, Ourada, Plache, Potter, Prosser, Reynolds, Roberts, Robson, Rosenzweig, Schwartz, Seery, Travis, Turner, Underheim, Urban, Van Dreel, Vander Loop, Vanderperren, Vrakas, Williams, Wineke, Wood and Speaker Kunicki — 47.

Noes — Representatives Ainsworth, Barca, Black, Bolle, Brancel, Brandemuehl, Coleman, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Harsdorf, Hasenohrl, Holschbach, Hough, Hubler, Johnsrud, Kaufert, Klusman, Krusick, Ladwig, Lautenschlager, Lehman, Lorge, Medinger, Musser, Nass, Ott, Panzer, Porter, Radtke, Rohan, Rutkowski, Schneider, Schneiders, Silbaugh, Stower, Swoboda, Turba, Van Gorden, Vergeront, Welch, Wimmer, Young and Zien — 49.

Absent or not voting — Representative Coggs, M. — 1.

Motion failed.

Representative Holperin moved rejection of assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 299**.

The question was: Shall assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 299** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Baumgart, Bell, Bock, Boyle, Carpenter, Clarenbach, Coggs, S., Cullen, Darling, Deininger, Duff, Fortis, Grobschmidt, Gruszynski, Hamilton, Hauke, Hinkfuss, Holperin, Hough, Huber, Kaufert, Krug, Krusick, Lautenschlager, Linton, Loucks, Medinger, Moore, Notestein, Ourada, Plache, Porter, Potter, Prosser, Reynolds, Roberts, Robson, Rohan, Rosenzweig,

Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Travis, Turner, Underheim, Van Dreel, Vander Loop, Vanderperren, Vrakas, Welch, Williams, Wimmer, Wineke and Speaker Kunicki — 59.

Noes — Representatives Ainsworth, Barca, Black, Bolle, Brancel, Brandemuehl, Coleman, Foti, Freese, Gard, Goetsch, Gronemus, Hahn, Harsdorf, Hasenohrl, Hisrich, Holschbach, Hubler, Johnsrud, Klusman, Ladwig, Lehman, Lorge, Musser, Nass, Ott, Panzer, Radtke, Stower, Swoboda, Turba, Van Gorden, Vergeront, Wood, Young and Zien — 36.

Absent or not voting — Representatives Coggs, M. and Urban — 2.

Motion carried.

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

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 299** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 299** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 299** be given a third reading. Granted.

The question was: **Assembly Bill 299** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 299** be immediately messaged to the senate. Granted.

### **Assembly Bill 440**

Relating to equal speed of access to restrooms for men and women and granting rule-making authority.

Assembly amendment 1 to assembly amendment 1 to **Assembly Bill 440** offered by Representatives Potter and Wimmer.

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

Motion carried.

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

Motion carried.

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

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

Motion carried.

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

**Senate Bill 155**

Relating to restrictions on the location of cigarette vending machines, ordinances that regulate cigarette vending machines and restrictions on the possession of cigarettes by children.

Assembly amendment 1 to **Senate Bill 155** offered by Representatives Urban, Duff and Bock.

Representative Travis asked unanimous consent that **Senate Bill 155** be placed on the calendar of Wednesday, October 16. Granted.

**Assembly Bill 28**

Relating to restrictions on the location of cigarette vending machines, ordinances that regulate cigarette vending machines and restrictions on the possession of cigarettes by children.

Representative Travis asked unanimous consent that **Assembly Bill 28** be placed on the calendar of Wednesday, October 16. Granted.

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Representative Moore asked unanimous consent that the assembly adjourn in memory of George Daitzman, who passed away on Saturday, October 12, 1991. He was noted for his tireless efforts with the Allied Industrial Workers. Granted.

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VISITORS

During today's session, the following visitors honored the assembly by their presence and were welcomed by the presiding officer and the members:

Seniors and teachers from Highland High School, guests of Representative Freese.

Fourth grade students from Jefferson Elementary School in La Crosse accompanied by their teacher Jan Marson, guests of Representatives Medinger and Roberts.

Eighth grade students from Sacred Heart School in Oshkosh, guests of Representative Underheim.

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Representative Travis moved that the assembly stand adjourned until 9:00 A.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

12:25 P.M.