

STATE OF WISCONSIN
Assembly Journal
Ninetieth Regular Session

10:03 A.M.

THURSDAY, January 30, 1992

The assembly met.

Speaker Kunicki in the chair.

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

A quorum was present.

The prayer was offered by Representative Klusman.

Representative Hough 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, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, M. Coggs, S. Coggs, Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Goetsch, Gard, Grobschmidt, Gronemus, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vrakas, Welch, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 97.

Absent — None.

Absent with leave — Representatives Gruszynski and Vergeront — 2.

Vacancies — None.

LEAVES OF ABSENCE

Representative Radtke asked unanimous consent for a leave of absence for today's session for Representative Vergeront. Granted.

Representative Travis asked unanimous consent for a leave of absence for today's session for Representative Gruszynski. Granted.

AMENDMENTS OFFERED

Assembly substitute amendment 2 to **Assembly Bill 258** offered by Representatives Boyle, S. Coggs, Musser, Moore, Fortis and Ourada.

Assembly amendment 1 to **Assembly Bill 516** offered by committee on Ways and Means.

Assembly substitute amendment 1 to **Assembly Bill 629** offered by committee on Ways and Means.

Assembly substitute amendment 1 to **Assembly Bill 638** offered by committee on Ways and Means.

Assembly substitute amendment 1 to **Assembly Bill 848** offered by Representative Hubler.

Assembly amendment 2 to **Senate Bill 130** offered by Representative Medinger.

Assembly substitute amendment 1 to **Senate Bill 130** offered by Representatives Notestein, Hisrich, Young, Urban, Johnsrud and Bock.

Assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 130** offered by Representative Gronemus.

Assembly amendment 2 to assembly substitute amendment 1 to **Senate Bill 130** offered by Representative Medinger.

SPECIAL GUEST

The speaker introduced Secretary of the Department of Veterans Affairs John Maurer, who is retiring from that office tomorrow. He addressed the members from the rostrum.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Resolution 18** be introduced and taken up at this time. Granted.

Assembly Resolution 18

Relating to commending John J. Maurer for his public service.

By Representatives Stower, Travis, Prosser, Musser, Kunicki, Vander Loop, Vanderperren, Van Gorden, Porter, Gruszynski, Holperin, Ott, Hasenohrl, Urban, Turba, Swoboda, Medinger, Bock, Baldus, Seery and Potter.

The question was: Shall **Assembly Resolution 18** be adopted?

Motion carried.

Representative Bolle asked unanimous consent that all members of the assembly be made coauthors of **Assembly Resolution 18**. Granted.

The speaker recognized Representative Albers who came forward to address the members from the rostrum and signed the Oath of Office Book.

The speaker recognized Representative Jensen who came forward to address the members from the rostrum and signed the Oath of Office Book.

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

The assembly stood recessed.

10:25 A.M.

RECESS

11:50 A.M.

The assembly reconvened.

Speaker pro tempore Clarenbach in the chair.

LEAVES OF ABSENCE

Representative Travis asked unanimous consent for a leave of absence for the balance of today's session for Representative Linton. Granted.

CALENDAR OF FRIDAY, NOVEMBER 8

Assembly Bill 468

Relating to application of pesticides to residential lawns and grounds.

The question was: Shall the vote by which **Assembly Bill 468** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Baldus, Baumgart, Bolle, Brancel, Brandemuehl, Coggs, M., Coleman, Darling, Deininger, Duff, Freese, Gard, Goetsch, Gronemus, Hamilton, Harsdorf, Hasenohrl, Hubler, Jensen, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Nass, Ott, Ourada, Panzer, Prosser, Radtke, Roberts, Rosenzweig, Schneiders, Schwartz, Silbaugh, Swoboda, Turba, Turner, Underheim, Urban, Van Drael, Vander Loop, Vrakas, Welch, Wineke, Zien and Speaker Kunicki — 49.

Noes — Representatives Antaramian, Barca, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, S., Cullen, Fortis, Foti, Grobtschmidt, Hahn, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Johnsrud, Krug, Krusick, Lautenschlager, Medinger, Moore, Musser,

Notestein, Plache, Potter, Reynolds, Robson, Rohan, Rutkowski, Schneider, Seery, Springer, Stower, Travis, Van Gorden, Vanderperren, Williams, Wood and Young — 46.

Paired for — Representative Porter — 1.

Paired against — Representative Gruszynski — 1.

Absent or not voting — Representatives Linton and Vergeront — 2.

Motion carried.

Assembly substitute amendment 2 to **Assembly Bill 468** offered by Representative Ourada.

Representative Welch asked unanimous consent that **Assembly Bill 468** be placed at the foot of the today's calendar.

Representative Seery objected.

Representative Fortis asked unanimous consent that **Assembly Bill 468** be laid on the table. Granted.

Assembly Bill 67

Relating to designating a 4-hour period for delivery of merchandise by retailers and commencement of service by public utilities and cable operators.

The question was: **Assembly Bill 67** 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, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Grobtschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Lorge, Medinger, Moore, Musser, Notestein, Plache, Porter, Potter, Prosser, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schwartz, Seery, Springer, Travis, Turner, Van Drael, Vander Loop, Vanderperren, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 59.

Noes — Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Loucks, Nass, Ott, Ourada, Panzer, Radtke, Rosenzweig, Schneiders, Silbaugh, Stower, Swoboda, Turba, Underheim, Urban, Van Gorden, Vrakas and Welch — 37.

Absent or not voting — Representatives Gruszynski, Linton and Vergeront — 3.

Motion carried.

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

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 67** be immediately messaged to the senate. Granted.

CALENDAR OF THURSDAY, JANUARY 30

Assembly Resolution 17

Relating to creating an assembly special committee on welfare review.

Assembly amendment 1 to **Assembly Resolution 17** offered by Representative Hauke.

The question was: Shall assembly amendment 1 to **Assembly Resolution 17** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Resolution 17** offered by Representative Hauke.

The question was: Shall assembly amendment 2 to **Assembly Resolution 17** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Resolution 17** offered by Representative Welch.

Representative Kunicki moved rejection of assembly amendment 3 to **Assembly Resolution 17**.

The question was: Shall assembly amendment 3 to **Assembly Resolution 17** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Darling, Fortis, Grobschmidt, Gronemus, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Kaufert, Krug, Krusick, Lautenschlager, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schwartz, Scery, Stower, Swoboda, Travis, Turner, Van Dreel, Vanderperren, Williams, Wineke, Wood, Young and Speaker Kunicki — 57.

Noes — Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Deininger, Duff, Foti, Freese, Gard, Goetsch, Hahn, Jensen, Johnsrud, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schneiders, Silbaugh, Springer, Turba, Underheim, Urban, Van Gorden, Vander Loop, Vrakas, Welch and Zien — 39.

Absent or not voting — Representatives Gruszynski, Linton and Vergeront — 3.

Motion carried.

The question was: Shall **Assembly Resolution 17** be adopted?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Fortis, Foti, Freese, Gard, Grobschmidt, Gronemus, Hahn, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Jensen, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lorge, Loucks, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vrakas, Welch, Wineke, Wood, Young, Zien and Speaker Kunicki — 89.

Noes — Representatives Duff, Goetsch, Harsdorf, Johnsrud, Lehman, Nass and Williams — 7.

Absent or not voting — Representatives Gruszynski, Linton and Vergeront — 3.

Motion carried.

Assembly Joint Resolution 105

Relating to the life and career of Bob Johnson.

The question was: Shall **Assembly Joint Resolution 105** be adopted?

Motion carried.

Representative Travis asked unanimous consent that all members of the assembly be made coauthors of **Assembly Joint Resolution 105**. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 105** be immediately messaged to the senate. Granted.

Assembly Bill 427

Relating to mandatory coverage of newborn children by all disability insurance policies.

The question was: Shall **Assembly Bill 427** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 427** be given a third reading. Granted.

The question was: **Assembly Bill 427** 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 427** be immediately messaged to the senate. Granted.

Assembly Bill 530

Relating to the designation of the period of military service in Vietnam.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 530** offered by Representatives Travis, Musser, Bolle, Johnsrud and Turner.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 530** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 530** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 530** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 530** be given a third reading. Granted.

The question was: **Assembly Bill 530** 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 530** be immediately messaged to the senate. Granted.

Assembly Bill 590

Relating to a state energy policy and granting rule-making authority.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 590** offered by Representatives Black, Seery and Duff.

Representative Travis asked unanimous consent that **Assembly Bill 590** be laid on the table. Granted.

Assembly Bill 625

Relating to nonpayment of forfeitures imposed for certain safety belt use violations.

The question was: Shall **Assembly Bill 625** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 625** be given a third reading. Granted.

The question was: **Assembly Bill 625** 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 625** be immediately messaged to the senate. Granted.

Assembly Bill 661

Relating to regulation of mining and the investment and local impact fund.

Assembly substitute amendment 2 to **Assembly Bill 661** offered by Representative Reynolds.

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 661** offered by Representative Welch.

Representative Reynolds moved that assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 661** be laid on the table.

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 661** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Lorge, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schwartz, Seery, Silbaugh, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vrakas, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 91.

Noes — Representatives Freese, Jensen, Porter, Schneiders and Welch — 5.

Absent or not voting — Representatives Gruszynski, Linton and Vergeront — 3.

Motion carried.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 661** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 661** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 661** be given a third reading. Granted.

The question was: **Assembly Bill 661** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, 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, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vrakas, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 94.

Noes — Representatives Brancel and Welch — 2.

Absent or not voting — Representatives Gruszynski, Linton and Vergeront — 3.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 661** be immediately messaged to the senate. Granted.

Senate Bill 54

Relating to the secure storage of loaded firearms, transfer of weapons, warnings about the failure to secure loaded firearms, establishment of a gun safety program and providing penalties.

The question was: Shall assembly amendment 1 to **Senate Bill 54** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Senate Bill 54** be adopted?

Motion carried.

The question was: Shall **Senate Bill 54** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 54** be given a third reading. Granted.

Representative Schneider moved nonconcurrence in **Senate Bill 54**.

Representative Carpenter in the chair.

The question was: Shall **Senate Bill 54** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes — Representatives Barca, Baumgart, Bolle, Coleman, Foti, Freese, Gard, Gronemus, Hahn, Hamilton, Hauke, Holschbach, Hubler, Jensen, Johnsrud, Klusman, Krug, Lorge, Moore, Musser, Panzer, Plache, Radtke, Reynolds, Roberts, Schneider, Stower, Swoboda, Turba, Underheim, Urban, Van Gorden, Young and Zien — 34.

Noes — Representatives Ainsworth, Albers, Antaramian, Baldus, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Darling, Deininger, Duff, Fortis, Goetsch, Grobschmidt, Harsdorf, Hasenohrl, Hinkfuss, Hisrich, Holperin, Hough, Huber, Kaufert, Krusick, Ladwig, Lautenschlager, Lehman, Loucks, Medinger, Nass, Notestein, Ott, Ourada, Porter, Potter, Prosser, Robson, Rohan, Rosenzweig, Rutkowski, Schneiders, Schwartz, Seery, Silbaugh, Springer, Travis, Turner, Van Dreel, Vander Loop, Vanderperren, Vrakas, Welch, Williams, Wineke, Wood and Speaker Kunicki — 61.

Absent or not voting — Representatives Cullen, Gruszynski, Linton and Vergeront — 4.

Motion failed.

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

The question was: **Senate Bill 54** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 54** be immediately messaged to the senate. Granted.

Speaker pro tempore Clarenbach in the chair.

Senate Bill 92

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

The question was: Shall assembly amendment 1 to **Senate Bill 92** be adopted?

Motion carried.

Assembly amendment 2 to **Senate Bill 92** offered by Representative Welch.

Representative Carpenter moved rejection of assembly amendment 2 to **Senate Bill 92**.

Speaker Kunicki in the chair.

The question was: Shall assembly amendment 2 to **Senate Bill 92** be rejected?

Motion carried.

Assembly amendment 3 to **Senate Bill 92** offered by Representatives Duff and Radtke.

Representative Carpenter moved rejection of assembly amendment 3 to **Senate Bill 92**.

The question was: Shall assembly amendment 3 to **Senate Bill 92** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreef, Vander Loop, Vanderperren, Williams, Wineke, Wood, Young and Speaker Kunicki — 56.

Noes — Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schneiders, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vrakas, Welch and Zien — 40.

Absent or not voting — Representatives Gruszynski, Linton and Vergeront — 3.

Motion carried.

The question was: Shall **Senate Bill 92** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 92** be given a third reading. Granted.

The question was: **Senate Bill 92** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Deininger, Fortis, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Medinger, Moore, Notestein, Plache, Porter, Potter, Radtke, Reynolds, Roberts, Robson, Rohan,

Rutkowski, Schneider, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreef, Vander Loop, Vanderperren, Williams, Wineke, Wood, Young and Speaker Kunicki — 59.

Noes — Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Darling, Duff, Foti, Freese, Gard, Goetsch, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Prosser, Rosenzweig, Schneiders, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vrakas, Welch and Zien — 37.

Absent or not voting — Representatives Gruszynski, Linton and Vergeront — 3.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 92** be immediately messaged to the senate. Representative Gard objected.

Senate Bill 102

Relating to state document collection and distribution, granting rule-making authority and making appropriations.

The question was: Shall **Senate Bill 102** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 102** be given a third reading. Granted.

The question was: **Senate Bill 102** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 102** be immediately messaged to the senate. Granted.

Senate Bill 130

Relating to the coverage of the clean indoor air law.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 890** be withdrawn from the committee on Rules and referred to the Special Committee on Welfare Review. Granted.

Representative Travis asked unanimous consent that **Senate Bill 217** be withdrawn from the committee on Natural Resources and referred to the committee on Tourism and Recreation. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 736** be withdrawn from the Special Committee on Reform of Health Insurance and referred to the committee on Small Business and Education or Training for Employment. Granted.

Representative Travis asked unanimous consent that **Assembly Bill 839** be withdrawn from the Special Committee on Reform of Health Insurance and referred to the committee on Health. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 845** be withdrawn from the Special Committee on Reform of Health Insurance and referred to the committee on Small Business and Education or Training for Employment. Granted.

Representative Travis asked unanimous consent that **Assembly Bill 590** be taken from the table and taken up at this time.

Representative Prosser objected.

Representative Travis moved that **Assembly Bill 590** be taken from the table and taken up at this time.

Representative Travis asked unanimous consent that **Assembly Bill 590** be taken from the table and taken up at this time. Granted.

Speaker pro tempore Clarenbach in the chair.

Assembly Bill 590

Relating to a state energy policy and granting rule-making authority.

POINT OF ORDER

Representative Prosser rose to the point of order that assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 590** was not germane under Assembly Rule 54(3)(f).

The chair took the point of order under advisement.

Representative Travis asked unanimous consent that **Assembly Bill 468** be taken from the table and taken up at this time. Granted.

Assembly Bill 468

Relating to application of pesticides to residential lawns and grounds.

Representative Fortis moved that assembly substitute amendment 2 to **Assembly Bill 468** be laid on the table.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 468** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Barca, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Grobbschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Hough, Huber, Krug, Krusick, Lautenschlager, Moore, Notestein, Plache, Potter, Reynolds, Robson, Rohan, Rutkowski, Schneider,

Seery, Stower, Swoboda, Travis, Turner, Williams, Wood and Young — 42.

Noes — Representatives Ainsworth, Albers, Bolle, Brancel, Brandmuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Hahn, Harsdorf, Holperin, Holschbach, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Medinger, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Roberts, Rosenzweig, Schneiders, Schwartz, Silbaugh, Springer, Turba, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vrakas, Welch, Wineke, Zien and Speaker Kunicki — 53.

Paired for — Representative Gruszynski — 1.

Paired against — Representative Baldus — 1.

Absent or not voting — Representatives Linton and Vergeront — 2.

Motion failed.

POINT OF ORDER

Representative Barca rose to the point of order that assembly substitute amendment 2 to **Assembly Bill 468** was not germane under Assembly Rule 54(3)(f).

The chair (Speaker pro tempore Clarenbach) ruled the point of order not well taken.

Representative Schneider moved rejection of assembly substitute amendment 2 to **Assembly Bill 468**.

Representative Carpenter in the chair.

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 468** offered by Representative Welch.

Representative Seery moved rejection of assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 468**.

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 468** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Barca, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Duff, Fortis, Foti, Grobbschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Hisrich, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Lorge, Medinger, Moore, Musser, Notestein, Ott, Plache, Porter, Potter, Reynolds, Robson, Rohan, Rutkowski, Schneider, Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreel, Vander Loop, Vanderperren, Williams, Wineke, Wood, Young and Speaker Kunicki — 56.

Noes — Representatives Ainsworth, Albers, Baldus, Bolle, Brancel, Brandemuehl, Coleman, Darling, Deininger, Freese, Gard, Goetsch, Hahn, Harsdorf, Hinkfuss, Holperin, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Loucks, Nass, Ourada, Panzer, Prosser, Radtke, Roberts, Rosenzweig, Schneiders, Schwartz, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vrakas, Welch and Zien — 40.

Absent or not voting — Representatives Gruszynski, Linton and Vergeront — 3.

Motion carried.

Assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 468** offered by Representative Schneider.

The question was: Shall assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 468** be adopted?

Motion carried.

Representative Seery moved rejection of assembly substitute amendment 2 to **Assembly Bill 468**.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 468** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Barca, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Robson, Rohan, Rutkowski, Schneider, Seery, Springer, Stower, Swoboda, Travis, Turner, Urban, Van Dreef, Vander Loop, Williams, Wood and Young — 50.

Noes — Representatives Ainsworth, Albers, Bolle, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Roberts, Rosenzweig, Schneiders, Schwartz, Silbaugh, Turba, Underheim, Van Gorden, Vanderperren, Vrakas, Welch, Wineke, Zien and Speaker Kunicki — 45.

Paired for — Representative Gruszynski — 1.

Paired against — Representative Baldus — 1.

Absent or not voting — Representatives Linton and Vergeront — 2.

Motion carried.

Assembly amendment 9 to **Assembly Bill 468** offered by Representative Welch.

Representative Welch asked unanimous consent that assembly amendment 9 to **Assembly Bill 468** be laid on the table.

Representative Travis objected.

Representative Welch asked unanimous consent that assembly amendment 9 to **Assembly Bill 468** be laid on the table. Granted.

The question was: Shall **Assembly Bill 468** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 468** be given a third reading.

Representative Ourada objected.

Speaker Kunicki in the chair.

RULING ON THE POINT OF ORDER

The speaker ruled well taken the point of order raised by Representative Prosser that assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 590** was not germane.

Assembly Bill 590

Relating to a state energy policy and granting rule-making authority.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 590** offered by Representative Duff.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 590** be adopted?

Motion carried.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 590** offered by Representative Duff.

Representative Hinkfuss moved that assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 590** be laid on the table.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 590** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Fortis, Grobschmidt, Gronemus, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Robson, Rohan, Rutkowski, Schneider, Schwartz,

Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreel, Vander Loop, Vanderperren, Williams, Wineke, Young and Speaker Kunicki — 54.

Noes — Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Hahn, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schneiders, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vrakas, Welch, Wood and Zien — 41.

Absent or not voting — Representatives Gruszynski, Linton, Roberts and Vergeront — 4.

Motion carried.

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

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 590** offered by Representative Welch.

Representative Hinkfuss moved that assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 590** be laid on the table.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 590** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Deininger, Duff, Fortis, Grobschmidt, Gronemus, Hahn, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Lorge, Medinger, Moore, Notestein, Ourada, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turner, Van Dreel, Vander Loop, Vanderperren, Vrakas, Williams, Wineke, Young and Speaker Kunicki — 62.

Noes — Representatives Ainsworth, Albers, Brancel, Brandemuehl, Coleman, Darling, Foti, Freese, Gard, Goetsch, Harsdorf, Jensen, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Loucks, Musser, Nass, Ott, Panzer, Porter, Prosser, Radtke, Schneiders, Silbaugh, Turba, Underheim, Urban, Van Gorden, Welch, Wood and Zien — 14.

Absent or not voting — Representatives Gruszynski, Linton and Vergeront — 3.

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 590** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 590** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 590** be given a third reading. Granted.

The question was: **Assembly Bill 590** 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, Bolle, Boyle, Brancel, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Darling, Deininger, Duff, Fortis, Freese, Grobschmidt, Gronemus, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lorge, Medinger, Moore, Musser, Notestein, Ourada, Panzer, Plache, Porter, Potter, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turner, Underheim, Van Dreel, Vander Loop, Vanderperren, Vrakas, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 75.

Noes — Representatives Ainsworth, Albers, Brandemuehl, Coleman, Foti, Gard, Goetsch, Hahn, Jensen, Johnsrud, Lehman, Loucks, Nass, Ott, Prosser, Schneiders, Silbaugh, Turba, Urban, Van Gorden and Welch — 21.

Absent or not voting — Representatives Gruszynski, Linton and Vergeront — 3.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 590** be immediately messaged to the senate. Granted.

Representative Moore asked unanimous consent that the assembly adjourn in honor of her granddaughter Chelsey Celeste Walker, the "Miracle Baby," born January 24, 1992 after only 23 weeks gestation; the "Miracle Parents," Jessalynne Celeste Moore and Amery L. Walker and their "Magic Aunt" Jacqueline Allen, the instrument of God; the exemplary skills of Dr. Wayman Parker; the talents of the staff of Sinai-Samaritan Hospital Neonatal Care Units and to a merciful and powerful God. Granted.

Representative Clarenbach asked unanimous consent that Speaker Kunicki's speech presented at the joint convention of the legislature on Wednesday, January 29 be printed in today's Assembly Journal. Granted.

STATE OF THE STATE
LEGISLATIVE ADDRESS BY
ASSEMBLY SPEAKER KUNICKI

"Thank you Governor Thompson ... Lt. Governor McCallum, Attorney General Doyle, cabinet members, members of the Senate and Assembly, and distinguished guests...

It is an honor to address this body on behalf of Senate and Assembly leadership.

I would like to welcome the citizens of Wisconsin to the Assembly Chamber ... the "people's house of government".

We are pleased to have the public join us tonight on television and radio.

Before I begin ... I should tell you that I knew I shouldn't have left a copy of my remarks up here while the Governor was speaking.

Apparently Tommy Thompson has taken it upon himself to veto my entire speech.

Governor, I thought you used up all your red ink vetoing the budget.

It's lucky I've got another copy. This is one override that's going to stick.

Tonight, Governor Thompson has offered his view of the state of the state. It is positive and upbeat - and rightly so.

As we take stock of 1991 and look ahead ... we find ourselves blessed to live in a state where many prosper.

Where government is efficient ... where business and industry can thrive ... where the environment is prized and protected.

Wisconsin's quality of life is the envy of other states.

Yes, we scrap and tussle here in the Legislature - and call it debate.

One commentator noted we've had only one argument here in the Legislature since statehood. Unfortunately it's lasted 144 years.

As members of representative government we seek answers in debate and consensus.

To coin a phrase: if you build consensus the answers will come.

And it shows in the array of issues ratified in one or both Houses of this Legislature last year.

Issues such as:

Health insurance for workers at small businesses ... a recycling bill that sets the standard for a decade of environmental protection ... intensive sanctions to ease prison overcrowding ... penalties for drive-by-shootings

... a ban on use of BGH by Wisconsin dairy farmers ... and, a lottery-financed tax credit written here in the Legislature.

Tonight we begin to write another chapter in our state's history.

The Senate and Assembly members here are your neighbors ... they come from all walks of life ... plumbers ... clergy ... teachers ... doctors ... bricklayers and farmers.

They are mothers and fathers ... sons and daughters ... who represent great and growing Wisconsin communities stretching from Superior to Kenosha.

When they return home from Madison ... they don't travel with security escorts to a mansion. They live in your neighborhoods. These are your Representatives.

Tonight, as your neighbors gather here at the State Capitol ... they bring with them warm memories of the holidays, and the good temper that comes with a mild winter.

But underlying that good mood is a sense of unease.

They have heard concerns about their constituents' job security ... thread-bare health care coverage ... troubled families ... failing schools ... and rampant crime.

There are worries that Wisconsin is an island of security ... awash in a world of uncertainty.

Worries that those troubled waters threaten to wash away our livelihoods and well being.

While we tout the number of housing sales ... let us keep in mind the number of young couples unable to attain the American Dream.

Your neighbors know the stories.

Sons and daughters forced to move back to their parents' homes.

And young couples making ends meet ... living check-to-check.

While we glory in the state's economic stability let us remember that bankruptcies hit an all-time high in Wisconsin last year.

Let us remember too that welfare cases have reversed their downward trend and have climbed in recent months.

As House Speaker Tom Foley said last night in his response to the President ... "when the economy is wrong ... nothing else is right."

We see jobs out there ... but jobs that pay less than a living wage. In many cases "the boss" has health care coverage - but the workers don't.

My friends ... we are in danger of becoming a "golden arches" economy ... a "McJobs" society.

Names of troubled businesses toll like a warning bell in local communities across the state ... names like "Uni-Royal" in Eau Claire ... the Capitol Court "Sears" store in Milwaukee ... and "J.I. Case" near Wausau.

Tonight, we have heard proposals from Governor Thompson.

Many of his aspirations for Wisconsin are shared in one form or another by lawmakers who have assembled here.

At times, we may differ on the means to the end. Those differences in opinion should not dismay us ... they should not hold us back.

We have important work to do ... too important for petty bickering to stand in the way.

As someone once said ... the only people who never change their opinions are the foolish and dead.

We must come together.

It's a full slate that waits on our desks. As of tonight we have 41 working days to resolve many complex and divisive issues.

While news stories focus on controversy, we legislators will move forward on critical issues with this Governor.

Let me touch on a few of these issues.

ON HEALTH CARE

Tonight as we speak ... more than half a million residents in Wisconsin ... working men and women ... face personal and economic calamity if they become ill.

Some personal tragedies have occurred while we debate...

72-year old Margaret Scott of Madison testified at a recent legislative hearing that she could not afford radiation therapy to treat her pancreas cancer.

Margaret testified that she would have had to pay 65 percent of the treatment - and simply couldn't afford it.

Margaret delivered her testimony October 25.

She died 4 weeks before Christmas.

Ladies and gentlemen: we will pass a cost containment measure to make health care affordable for Wisconsin's residents.

ON EDUCATION

We commend Governor Thompson and the groups he has negotiated with. They have cobbled together elements of reform to put our schools back on their feet.

I expect parents would like to have been included.

They weren't.

The same goes for property taxpayers. Because it's high property taxes that have the quality of education up against the wall.

Let's not mistake the heat of action for the light of progress. The legislature - your neighbors - are working with parents and taxpayers. They won't be lost in the rush to reform.

ON THE BUDGET

The Legislature is committed to handling Wisconsin's spending plan in a responsible and fiscally sound manner.

Due to our continuing efforts at reform, the legislature's budget-writing has been the most open in the history of state government.

This year ... in consultation with Senator Helbach and our budget leaders we have established even higher standards of accountability.

ON PROPERTY TAX RELIEF

After considerable debate last year, the Legislature authored a plan that would have sheltered the first \$30,000 of value on a person's home from school taxes.

That figure was vetoed. Governor Thompson slashed the number to \$8,200 ... a more than two-thirds reduction.

Tonight, we issue a challenge: put away your veto Governor ... work with us to achieve an even higher amount of tax relief.

You can do that here and now - today - not in some distant future ... in a future dependent on some new form of gambling.

Governor Thompson thinks he has an "ace up his sleeve" by offering increased tax relief through legalized video poker.

We think he's dealing from the bottom of the deck with Wisconsin taxpayers.

Since 1973, residential property taxes have gone up 355-percent. In contrast, corporate property taxes have risen by less than 20-percent.

The rich and well-to-do have feasted on tax breaks at the expense of the working middle class.

Enough's enough.

ON WELFARE

Governor Thompson has provided some short-term stopgap proposals.

But let's face it ... the system is broken. In Milwaukee County officials use the word "crisis" to describe their situation.

In this session of the Legislature ... a new initiative will be formed that incorporates the best ideas of welfare:

Help for the truly needy and restoration of the work ethic.

But let's make it clear. Long welfare lines and unemployment lines have a lot in common - you don't see one without the other.

The top three priorities in fixing any welfare program can be listed as: ... jobs ... jobs ... and jobs that pay living wages.

We stand ready to move the state forward with an eye to the future and forward thinking.

Thank you."

VISITORS

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

Bill Vogel from the Village of Jackson, guest of Representative Loucks.

Representative Travis moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, February 4.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

3:24 P.M.