

STATE OF WISCONSIN
Assembly Journal

Ninetieth Regular Session

11:02 A.M.

WEDNESDAY, March 18, 1992

The assembly met.

Speaker Kunicki in the chair.

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

CALL OF THE ASSEMBLY

Representative Travis requested a call of the assembly. There were sufficient seconds.

The sergeant-at-arms was directed to close the doors and the chief clerk to call the roll.

The chief clerk called the roll.

Speaker pro tempore Clarenbach in the chair.

A quorum was present.

Representative Travis asked unanimous consent that the call of the assembly be lifted. Granted.

The prayer was offered by Representative Ott.

Representative Freese 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, Clarcnbach, M. Coggs, S. Coggs, 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, Jensen, 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, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wincke, Wood, Young, Zien and Speaker Kunicki — 99.

Absent — None.

Absent with leave — None.

Vacancies — None.

AMENDMENTS OFFERED

Assembly amendment 2 to **Assembly Bill 952** offered by Representative Lehman.

Assembly amendment 1 to **Assembly Bill 993** offered by committee on Health.

Assembly amendment 1 to **Senate Bill 470** offered by Representative Lorge.

COMMITTEE REPORTS

The committee on Environmental Resources, Utilities and Mining reports and recommends:

Assembly Bill 1055

Relating to air pollution from stationary sources, other pollution from stationary sources of air pollution, the air pollution control council, assistance for small businesses that emit air contaminants, air pollution from motor vehicles, employe trip reduction, clean fuels and clean-fuel vehicles, reformulated gasoline, petroleum product specifications, granting rule-making authority, providing an exemption from rule-making procedures and providing an exemption from emergency rule-making procedures.

Adoption of assembly amendment 1:

Ayes: (11) Noes: (2)

Adoption of assembly amendment 2:

Ayes: (13) Noes: (0)

Passage: Ayes: (9) Noes: (4)

To committee on Rules.

THOMAS SEERY
Chairperson

SPECIAL ORDER OF BUSINESS
AT 10:01 A.M. ON
WEDNESDAY, MARCH 18, 1992

Senate Bill 281

Relating to the preparation and adoption of a model livestock exclusion ordinance, the management of priority watersheds, issuance of orders related to nonpoint source pollution, establishing performance standards for drainage districts and the organization and management of drainage districts, construction site erosion control, creating a vehicle title and title transfer fee and highway salt tax to finance nonpoint source

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pollution abatement, granting bonding authority, granting rule-making authority, providing an exemption from rule-making procedures, providing penalties and making appropriations.

Representative Freese moved nonconcurrency in **Senate Bill 281**.

The question was: Shall **Senate Bill 281** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes — Representatives Albers, Bolle, Brancel, Brandemuehl, Coleman, Foti, Freese, Gard, Goetsch, Hahn, Hamilton, Harsdorf, Hasenohrl, Jensen, Johnsrud, Kaufert, Lehman, Lorge, Musser, Nass, Panzer, Porter, Prosser, Schneiders, Silbaugh, Underheim, Urban, Van Gorden, Vergeront, Welch and Wood — 31.

Noes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Darling, Deininger, Duff, Fortis, Grobschmidt, Gronemus, Gruszynski, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Linton, Loucks, Medinger, Moore, Notestein, Ott, Ourada, Plache, Potter, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turba, Turner, Van Dreel, Vander Loop, Vanderperren, Vrakas, Williams, Wineke, Young, Zien and Speaker Kunicki — 68.

Absent or not voting — None.

Motion failed.

The question was: **Senate Bill 281** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Darling, Deininger, Duff, Fortis, Grobschmidt, Gronemus, Gruszynski, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Linton, Loucks, Medinger, Moore, Notestein, Ott, Ourada, Plache, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schwartz, Seery, Springer, Stower, Swoboda, Travis, Turba, Turner, Van Dreel, Vander Loop, Vanderperren, Vrakas, Williams, Wineke, Young, Zien and Speaker Kunicki — 70.

Noes — Representatives Albers, Bolle, Brancel, Brandemuehl, Coleman, Foti, Freese, Gard, Goetsch,

Hahn, Hamilton, Harsdorf, Hasenohrl, Jensen, Johnsrud, Lehman, Lorge, Musser, Nass, Panzer, Porter, Schneiders, Silbaugh, Underheim, Urban, Van Gorden, Vergeront, Welch and Wood — 29.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 281** be immediately messaged to the senate. Granted.

SPECIAL GUEST

Speaker pro tempore Clarenbach introduced 1992 Alice in Dairyland Renea Troeller, who addressed the assembly from the rostrum.

Representative Albers asked unanimous consent to be made a coauthor of **Assembly Joint Resolution 92**. Granted.

Representative Barca asked unanimous consent that the assembly stand recessed until 2:00 P.M. Granted.

The assembly stood recessed.

11:55 A.M.

RECESS

3:55 P.M.

The assembly reconvened.

Speaker Kunicki in the chair.

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

A quorum was present.

Speaker pro tempore Clarenbach in the chair.

CALENDAR OF WEDNESDAY, MARCH 18

Assembly Joint Resolution 21

Requesting that the governor of Wisconsin consider the appointment of older citizens to state boards and commissions in equal proportion to their percentage of the population.

The question was: Shall assembly amendment 1 to **Assembly Joint Resolution 21** be adopted?

Motion carried.

The question was: Shall **Assembly Joint Resolution 21** be adopted?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 21** be immediately messaged to the senate. Granted.

Assembly Bill 113

Relating to visitation rights of certain persons following adoption of a child by a stepparent or relative.

Assembly amendment 1 to assembly amendment 1 to **Assembly Bill 113** offered by Representatives Young and Rosenzweig.

Representative Krug moved rejection of assembly amendment 1 to assembly amendment 1 to **Assembly Bill 113**.

LEAVES OF ABSENCE

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

The question was: Shall assembly amendment 1 to assembly amendment 1 to **Assembly Bill 113** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Baumgart, Carpenter, Clarenbach, Hahn, Harsdorf, Hauke, Hough, Krug, Linton, Notestein, Robson, Williams and Wood — 13.

Noes — Representatives Ainsworth, Albers, Antaramian, Baldus, Barca, Bell, Bock, Boyle, Brancel, Brandemuehl, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hinkfuss, Hisrich, Holperin, Holschbach, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Krusick, Ladwig, Lautenschlager, Lehman, Lorge, Loucks, Medinger, Moore, Musser, Nass, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Wineke, Young, Zien and Speaker Kunicki — 84.

Absent or not voting — Representatives Black and Bolle — 2.

Motion failed.

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

The question was: Shall assembly amendment 1 to assembly amendment 1 to **Assembly Bill 113** be adopted?

Motion carried.

Representative Krug moved rejection of assembly amendment 1 to **Assembly Bill 113**.

The question was: Shall assembly amendment 1 to **Assembly Bill 113** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Baumgart, Carpenter, Hauke, Krug, Robson, Stower, Vander Loop and Wood — 8.

Noes — Representatives Ainsworth, Albers, Antaramian, Baldus, Barca, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Jensen, Johnsrud, Kaufert, Klusman, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Springer, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wineke, Young, Zien and Speaker Kunicki — 89.

Absent or not voting — Representatives Bolle and Swoboda — 2.

Motion failed.

The question was: Shall assembly amendment 1 to **Assembly Bill 113** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 113** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 113** be given a third reading. Granted.

The question was: **Assembly Bill 113** having been read three times, shall the bill be passed?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 113** be immediately messaged to the senate. Granted.

Assembly Bill 294

Relating to special distinguishing registration plates for veterans of Operation Desert Shield and Operation Desert Storm.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 294** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 294** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 294** be given a third reading. Granted.

The question was: **Assembly Bill 294** having been read three times, shall the bill be passed?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 294** be immediately messaged to the senate. Granted.

Assembly Bill 295

Relating to private security permits.

The question was: Shall assembly amendment 1 to **Assembly Bill 295** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 295** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 295** be given a third reading.

Representative Urban objected.

Representative Urban withdrew his objection.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 295** be given a third reading. Granted.

The question was: **Assembly Bill 295** 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, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., 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, Jensen, 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, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Winecke, Wood, Young, Zien and Speaker Kunicki — 97.

Noes — Representative Urban — 1.

Absent or not voting — Representative Bolle — 1.

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 295** be immediately messaged to the senate. Granted.

Assembly Bill 560

Relating to discontinuing the property tax exemption for fallout shelters.

The question was: Shall **Assembly Bill 560** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 560** be given a third reading. Granted.

The question was: **Assembly Bill 560** 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, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., 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, Jensen, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, 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, Vergeront, Vrakas, Welch, Williams, Winecke, Wood, Young, Zien and Speaker Kunicki — 97.

Noes — Representative Lorge — 1.

Absent or not voting — Representative Bolle — 1.

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 560** be immediately messaged to the senate. Granted.

Assembly Bill 740

Relating to confinement of county jail prisoners in tribal jails.

The question was: Shall **Assembly Bill 740** be ordered engrossed and read a third time?

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 740** be given a third reading. Granted.

The question was: **Assembly Bill 740** 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, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., 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, Jensen, 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, Springer, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 98.

Noes — None.

Absent or not voting — Representative Bolle — 1.

Motion carried.

Representative Notestein asked unanimous consent that the rules be suspended and that **Assembly Bill 740** be immediately messaged to the senate. Granted.

Assembly Bill 761

Relating to prohibiting disclosure of the identity of public library borrowers and users.

The question was: Shall assembly amendment 1 to **Assembly Bill 761** be adopted?

Motion carried.

LEAVES OF ABSENCE

Representative Radtke asked unanimous consent for a leave of absence for the balance of today's session for Representative Van Gorden. Granted.

The question was: Shall **Assembly Bill 761** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 761** be given a third reading. Granted.

The question was: **Assembly Bill 761** 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 761** be immediately messaged to the senate. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 511** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 511

Relating to the regulation of red deer and fallow deer.

The question was: Shall **Senate Bill 511** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 511** be given a third reading. Granted.

The question was: **Senate Bill 511** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

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

Noes — Representatives Black, Duff, Goetsch, Hahn, Jensen, Lehman, Schneiders and Seery — 8.

Absent or not voting — Representatives Bolle and Van Gorden — 2.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 511** be immediately messaged to the senate. Granted.

Assembly Bill 1015

Relating to commercial deer farms, the detection and control of tuberculosis in certain types of deer, the

inspection of the meat of certain types of deer, granting rule-making authority and making an appropriation.

Representative Travis asked unanimous consent that **Assembly Bill 1015** be laid on the table. Granted.

Representative Bock asked unanimous consent that the assembly adjourn in honor of his sister, Diane Rittmann, who celebrated her fiftieth birthday yesterday and his mother, Thelma Bock, who will celebrate her birthday tomorrow. Granted.

Representative Zien asked unanimous consent that the assembly adjourn in honor of members of the Veterans of Foreign Wars Department of Wisconsin, who are having their Legislative Day in Madison today. Granted.

Representative Hahn asked unanimous consent that the assembly adjourn in honor of Karl Anderson of the Sergeant-at-Arms staff, who is celebrating his sixty-eighth birthday today. Granted.

Representative S. Coggs asked unanimous consent that the assembly adjourn in honor of the people of South Africa voting in favor of a multi-racial government, which marks the beginning of the end of Apartheid. Granted.

REFERENCE BUREAU CORRECTIONS

Assembly Substitute Amendment 1 to Assembly Bill 1015

1. Page 7, line 21: after "deer" insert "farm".

Senate Bill 483

In engrossing, the following corrections were made:

Senate Substitute Amendment 1 to Senate Bill 483

1. Page 689, line 15: insert a period after "transportation".
2. Page 749, line 17: delete lines 17 and 18.

NOTE: Bill section heading deleted because all subsections were removed by amendment.

Senate Amendment 6 to Senate Substitute Amendment 1 to Senate Bill 483

3. Page 7, line 35: substitute "s." for "ss."

Senate Substitute Amendment 1 to Senate Bill 511

1. Page 7, line 21: after "deer" insert "farm".

VISITORS

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

Students from West Milwaukee High School, guests of Representatives Bell and Krusick.

American Government Students from Silver Lake College in Manitowoc accompanied by Pat Gagnon, guests of Representative Holschbach.

1992 Alice in Dairyland Renea Troeller and the Officers of Wisconsin Women in Agriculture: President Eunice Guell, Secretary Rosemary Eckardt and Treasurer Dorothy Lepeska, guests of Representative Gronemus.

Margie Ainsworth, wife of Representative Ainsworth.

Joan Frank, Joyce O'Reilly and "80" Halverson from the Wisconsin Indianhead Technical College, guests of Representative Baldus.

Mary Scharf and Eunice Guell, dairy farmers from Oakfield in Fond du Lac County, guests of Representative Klusman.

Herbert and Dixie Gard, parents and guests of Representative Gard.

Representative Travis 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.

5:05 P.M.