

STATE OF WISCONSIN
Assembly Journal

June 1992 Special Session

10:00 A.M.

TUESDAY, June 30, 1992

The assembly met.

Speaker pro tempore Clarenbach in the chair.

The prayer was offered by Representative Robson.

Representative Prosser 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, 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, 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.

Absent — None.

Absent with leave — None.

Vacancies — 48th Assembly District — 1.

EXECUTIVE COMMUNICATIONS

Executive Order Number 146

Relating to a Special Session of the Legislature

I, TOMMY G. THOMPSON, Governor of the State of Wisconsin, by the authority vested in me by the Constitution and the laws of this State and specifically by Article IV, Section 11 and Article V, Section 4 of the Constitution of Wisconsin, do require the convening of a special session of the Legislature at the Capitol in Madison, beginning on Tuesday, June 30, 1992 at 10:00 a.m. solely to consider a constitutional amendment relating to distinguishing the state lottery from prohibited gambling, limiting "lottery", prohibiting lottery expansion to other games and removing from the

gambling section of the constitution the prohibition of individual divorce grants by the legislature (first consideration).

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Wisconsin to be affixed. Done at the Capitol in the City of Madison this seventeenth day of June in the year one thousand nine hundred and ninety-two.

TOMMY G. THOMPSON
Governor

By the Governor:
DOUGLAS La FOLLETTE
Secretary of State

**INTRODUCTION AND REFERENCE
OF PROPOSALS**

Read first time and referred:

Assembly Joint Resolution 1, June 1992 Special Session

Relating to distinguishing the state lottery from prohibited gambling, limiting "lottery"; prohibiting lottery expansion to other games and removing from the gambling section of the constitution the prohibition of individual divorce grants by the legislature (first consideration).

By committee on Assembly Organization, by request of Governor Tommy G. Thompson.

To calendar.

Representative Barca asked unanimous consent that the assembly stand recessed for fifteen minutes. Granted.

The assembly stood recessed.

10:05 A.M.

RECESS

11:05 A.M.

The assembly reconvened.

Speaker pro tempore Clarenbach in the chair.

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

A quorum was present.

CALENDAR OF TUESDAY, JUNE 30

Assembly Joint Resolution 1, June 1992 Special Session

Relating to distinguishing the state lottery from prohibited gambling, limiting "lottery", prohibiting lottery expansion to other games and removing from the gambling section of the constitution the prohibition of individual divorce grants by the legislature (first consideration).

Assembly amendment 1 to **Assembly Joint Resolution 1**, June 1992 Special Session offered by Representatives Medinger and Hamilton.

POINT OF ORDER

Representative Prosser rose to the point of order that assembly amendment 1 to **Assembly Joint Resolution 1**, June 1992 Special Session was not germane under Assembly Rule 54(3)(f).

Representative Medinger asked unanimous consent that assembly amendment 1 to **Assembly Joint Resolution 1**, June 1992 Special Session be laid on the table. Granted.

Assembly amendment 2 to **Assembly Joint Resolution 1**, June 1992 Special Session offered by Representatives Medinger and Hamilton.

Representative Prosser moved that assembly amendment 2 to **Assembly Joint Resolution 1**, June 1992 Special Session be laid on the table.

LEAVES OF ABSENCE

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

The question was: Shall assembly amendment 2 to **Assembly Joint Resolution 1**, June 1992 Special Session be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Albers, Antaramian, Barca, Baumgart, Bell, Black, Bock, Brancel, Brandmuehl, Carpenter, Clarenbach, Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gruszynski, Hahn, Harsdorf, Hauke, Hisrich, Holperin, Hough, Huber, Jensen, Kaufert, Klusman, Krug, Krusick, Ladwig, Lehman, Loucks, Nass, Notestein, Ott, Panzer, Plache, Porter, Potter, Prosser, Robson, Rosenzweig, Rutkowski, Schneider, Schneiders, Seery, Silbaugh, Springer, Stower, Travis, Turba, Underheim, Urban, Van Gorden, Vergeront, Vrakas, Welch, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 71.

Noes — Representatives Baldus, Bolle, Boyle, Coggs, M., Gronemus, Hamilton, Hasenohrl, Hinkfuss, Holschbach, Hubler, Johnsrud, Lautenschlager, Linton, Lorge, Medinger, Moore, Musser, Ourada, Radtke, Reynolds, Roberts, Schwartz, Swoboda, Van Dreef, Vander Loop and Vanderperren — 26.

Absent or not voting — Representative Turner — 1.

Motion carried.

Assembly amendment 3 to **Assembly Joint Resolution 1**, June 1992 Special Session offered by Representatives Medinger and Hamilton.

Representative Prosser moved that assembly amendment 3 to **Assembly Joint Resolution 1**, June 1992 Special Session be laid on the table.

POINT OF ORDER

Representative Prosser rose to the point of order that assembly amendment 3 to **Assembly Joint Resolution 1**, June 1992 Special Session was not germane under Assembly Rules 54(3)(c) and (f).

The chair took the point of order under advisement.

Assembly amendment 4 to **Assembly Joint Resolution 1**, June 1992 Special Session offered by Representative Kunicki.

Representative Kunicki asked unanimous consent that assembly amendment 4 to **Assembly Joint Resolution 1**, June 1992 Special Session be laid on the table. Granted.

Assembly amendment 5 to **Assembly Joint Resolution 1**, June 1992 Special Session offered by Representative Kunicki.

The question was: Shall assembly amendment 5 to **Assembly Joint Resolution 1**, June 1992 Special Session be adopted?

Motion carried.

Assembly amendment 6 to **Assembly Joint Resolution 1**, June 1992 Special Session offered by Representative Stower.

Representative Travis asked unanimous consent that assembly amendment 6 to **Assembly Joint Resolution 1**, June 1992 Special Session be laid on the table. Granted.

Assembly amendment 7 to **Assembly Joint Resolution 1**, June 1992 Special Session offered by Representatives Harsdorf and Kunicki.

Representative Welch moved that assembly amendment 7 to **Assembly Joint Resolution 1**, June 1992 Special Session be laid on the table.

Representative Kunicki asked unanimous consent that assembly amendment 7 to **Assembly Joint Resolution 1**, June 1992 Special Session be laid on the table. Granted.

Representative Kunicki asked unanimous consent that assembly amendment 4 to **Assembly Joint Resolution 1, June 1992 Special Session** be taken from the table and taken up at this time. **Granted.**

Representative Welch moved rejection of assembly amendment 4 to **Assembly Joint Resolution 1, June 1992 Special Session.**

Representative Kunicki asked unanimous consent that assembly amendment 4 to **Assembly Joint Resolution 1, June 1992 Special Session** be laid on the table. **Granted.**

Assembly amendment 8 to Assembly Joint Resolution 1, June 1992 Special Session offered by Representative Schneider.

Representative Prosser moved that assembly amendment 8 to **Assembly Joint Resolution 1, June 1992 Special Session** be laid on the table.

The question was: Shall assembly amendment 8 to **Assembly Joint Resolution 1, June 1992 Special Session** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Barca, Baumgart, Bell, Carpenter, Clarenbach, Duff, Fortis, Grobschmidt, Hough, Huber, Jensen, Ladwig, Lorge, Ott, Ourada, Panzer, Prosser, Schneiders, Springer, Swoboda and Turba — 22.

Noes — Representatives Albers, Antaramian, Baldus, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Foti, Freese, Gard, Goetsch, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Lautenschlager, Lehman, Linton, Loucks, Medinger, Moore, Musser, Nass, Notestein, Plache, Porter, Potter, Radtke, Reynolds, Roberts, Robson, Rosenzweig, Rutkowski, Schneider, Schwartz, Seery, Silbaugh, Stower, Travis, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 76.

Absent or not voting — None.

Motion failed.

Representative Prosser moved rejection of assembly amendment 8 to **Assembly Joint Resolution 1, June 1992 Special Session.**

The question was: Shall assembly amendment 8 to **Assembly Joint Resolution 1, June 1992 Special Session** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Barca, Baumgart, Bell, Clarenbach, Duff, Hahn, Huber, Jensen, Krug, Ladwig, Ott, Ourada, Panzer, Prosser, Schneiders, Turba and Van Gorden — 18.

Noes — Representatives Albers, Antaramian, Baldus, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Hubler, Johnsrud, Kaufert, Klusman, Krusick, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nass, Notestein, Plache, Porter, Potter, Radtke, Reynolds, Roberts, Robson, Rosenzweig, Rutkowski, Schneider, Schwartz, Seery, Silbaugh, Springer, Stower, Swoboda, Travis, Turner, Underheim, Urban, Van Dreel, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 80.

Absent or not voting — None.

Motion failed.

The question was: Shall assembly amendment 8 to **Assembly Joint Resolution 1, June 1992 Special Session** be adopted?

Motion carried.

Assembly amendment 9 to Assembly Joint Resolution 1, June 1992 Special Session offered by Representative Duff.

Representative Travis asked unanimous consent that assembly amendment 9 to **Assembly Joint Resolution 1, June 1992 Special Session** be laid on the table.

Representative Duff objected.

Representative Kunicki moved that assembly amendment 9 to **Assembly Joint Resolution 1, June 1992 Special Session** be laid on the table.

The question was: Shall assembly amendment 9 to **Assembly Joint Resolution 1, June 1992 Special Session** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Cullen, Darling, Deininger, Fortis, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Medinger, Moore, Musser, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Roberts, Robson, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Springer, Swoboda, Travis.

Turba, Turner, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vrakas, Williams, Wineke, Wood, Zien and Speaker Kunicki — 79.

Noes — Representatives Albers, Coleman, Duff, Foti, Freese, Gard, Hahn, Holperin, Jensen, Lorge, Loucks, Nass, Radtke, Stower, Underheim, Vergeront, Welch and Young — 18.

Absent or not voting — Representative Urban — 1.

Motion carried.

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

RULING ON THE POINT OF ORDER

The chair (Speaker pro tempore Clarenbach) ruled well taken the point of order raised by Representative Prosser that assembly amendment 3 to **Assembly Joint Resolution 1**, June 1992 Special Session was not germane under Assembly Rules 54(3)(c) and (f).

Representative Medinger moved that assembly amendment 2 to **Assembly Joint Resolution 1**, June 1992 Special Session be taken from the table and taken up at this time.

The question was: Shall assembly amendment 2 to **Assembly Joint Resolution 1**, June 1992 Special Session be taken from the table and taken up at this time?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Baldus, Bolle, Boyle, Clarenbach, Coggs, M., Gronemus, Gruszynski, Hamilton, Hasenohrl, Hinkfuss, Holschbach, Hubler, Johnsrud, Lautenschlager, Linton, Lorge, Medinger, Musser, Ourada, Porter, Radtke, Reynolds, Roberts, Rutkowski, Schneider, Schwartz, Stower, Swoboda, Vander Loop, Vanderperren, Williams and Zien — 33.

Noes — Representatives Albers, Antaramian, Barca, Baumgart, Bell, Black, Bock, Brancel, Brandemuehl, Carpenter, Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Hahn, Harsdorf, Hauke, Hisrich, Holperin, Hough, Huber, Jensen, Kaufert, Klusman, Krug, Krusick, Ladwig, Lehman, Loucks, Moore, Nass, Notestein, Ott, Panzer, Plache, Potter, Prosser, Robson, Rosenzweig, Schneiders, Seery, Silbaugh, Springer, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vergeront, Vrakas, Welch, Wineke, Wood, Young and Speaker Kunicki — 65.

Absent or not voting — None.

Motion failed.

The question was: Shall **Assembly Joint Resolution 1**, June 1992 Special Session be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 1**, June 1992 Special Session be given a third reading. Granted.

Representative Medinger moved that **Assembly Joint Resolution 1**, June 1992 Special Session be referred to the committee on Tourism and Recreation.

The question was: Shall **Assembly Joint Resolution 1**, June 1992 Special Session be referred to the committee on Tourism and Recreation?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Baldus, Bolle, Boyle, Gronemus, Gruszynski, Hamilton, Hasenohrl, Holperin, Holschbach, Hubler, Johnsrud, Linton, Lorge, Medinger, Moore, Musser, Ourada, Reynolds, Roberts, Schwartz, Springer, Stower, Swoboda and Vanderperren — 25.

Noes — Representatives Albers, Antaramian, Barca, Baumgart, Bell, Black, Bock, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Hahn, Harsdorf, Hauke, Hinkfuss, Hisrich, Hough, Huber, Jensen, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Loucks, Nass, Notestein, Ott, Panzer, Plache, Porter, Potter, Prosser, Radtke, Robson, Rosenzweig, Rutkowski, Schneider, Schneiders, Seery, Silbaugh, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vergeront, Vrakas, Welch, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 73.

Absent or not voting — None.

Motion failed.

The question was: **Assembly Joint Resolution 1**, June 1992 Special Session having been read three times, shall the joint resolution be adopted?

The roll was taken.

The result follows:

Ayes — Representatives Albers, Antaramian, Barca, Baumgart, Bell, Black, Bock, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Hahn, Harsdorf, Hauke, Holperin, Hough, Jensen, Kaufert, Klusman, Krug, Krusick, Ladwig, Lehman, Loucks, Nass, Notestein, Ott, Panzer, Plache, Porter, Potter, Prosser, Radtke, Robson, Rosenzweig, Rutkowski, Schneider, Schneiders, Seery, Silbaugh, Stower, Travis, Turba, Turner, Underheim, Urban, Van Gorden, Vergeront, Vrakas, Welch, Williams, Wineke, Wood, Young and Zien — 68.

Noes — Representatives Ainsworth, Baldus, Bolle, Boyle, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hinkfuss, Hisrich, Holschbach, Huber, Hubler, Johnsrud, Lautenschlager, Linton, Lorge, Medinger, Moore, Musser, Ourada, Reynolds, Roberts, Schwartz, Springer, Swoboda, Van Dreel, Vander Loop, Vanderperren and Speaker Kunicki — 30.

Absent or not voting — None.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 1**, June 1992 Special Session be immediately messaged to the senate. Granted.

Representative Travis introduced a privileged joint resolution.

Assembly Joint Resolution 2, June 1992 Special Session

Relating to the final adjournment of the June 1992 special session.

By Representative Travis.

The question was: Shall **Assembly Joint Resolution 2**, June 1992 Special Session be adopted?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 2**, June 1992 Special Session be immediately messaged to the senate. Granted.

Representative Rosenzweig asked unanimous consent that the assembly adjourn in honor of Assembly Journal Clerk Jeffrey Renk and his fiancée, Paula Ivey, who are getting married in the Assembly Chamber on October 24, 1992. Granted.

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

The assembly stood recessed.

12:58 P.M.

RECESS

4:00 P.M.

The assembly reconvened.

Representative Swoboda in the chair.

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 Joint Resolution 1, June 1992 Special Session

Assembly Joint Resolution 2, June 1992 Special Session

VISITORS

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

Fifteen Social Science students from Holmen High School accompanied by their teacher Joe Upton, guests of Representative Roberts.

Mandy Samuelson from Grantsburg, guest of Representative Stower.

Ron and Judy Cervenka from Chilton, guests of Representative Ott.

Jerry and Rosemary Kamps from Combined Locks, guests of Representative Ott.

Frank and Pat C. Peters from Lake Tomahawk, guests of Representative Holperin.

Fred Whitman from Hazelhurst, guest of Representative Holperin.

Greg Terkanian from Presque Isle, guest of Representative Holperin.

Representative Travis moved that the assembly stand adjourned pursuant to **Assembly Joint Resolution 2**, June 1992 Special Session.

The question was: Shall the assembly stand adjourned pursuant to **Assembly Joint Resolution 2**, June 1992 Special Session?

Motion carried.

The assembly stood adjourned.

4:01 P.M.