



# STATE OF WISCONSIN Assembly Journal

## Ninety–Second Regular Session

9:08 A.M.

WEDNESDAY, February 15, 1995

The assembly met in the temporary Assembly Chamber located at 119 Martin Luther King, Jr. Blvd.

Speaker Prosser in the chair.

The prayer was offered by Representative Wood.

Representative Brancel 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, Baldus, Baldwin, Baumgart, Bell, Black, Bock, Boyle, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyms, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Prosser – 99.

Absent with leave – None.

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 136**

Relating to: authorization for electors to vote in the primary of more than one political party.

By Representatives Ourada, Ryba, Gard, Brancel, Ziegelbauer, Baumgart, Porter, Skindrud, Springer, Hahn,

Wasserman, Musser, Dobyms, Hasenohrl, Gunderson and Robson; cosponsored by Senator Breske.

To committee on Elections and Constitutional Law.

#### **Assembly Bill 137**

Relating to: setting rates for certain motor vehicle insurance policies and granting rule–making authority.

By Representatives Cullen, Bock, Gronemus, Turner, L. Young, R. Young, Notestein, Boyle, Krug and La Fave; cosponsored by Senators Burke and Plewa.

To committee on Insurance, Securities and Corporate Policy.

#### **Assembly Bill 138**

Relating to: mechanic's liens.

By Representatives Freese, Baldus, Brandemuehl, Ryba, Otte, Hasenohrl, Silbaugh, Kreuser, Hahn, Zukowski, Musser, Lehman, Ainsworth, Green, Grothman, Kreibich, Ladwig, Meyer, Nass, Olsen, Ott, Porter, Reynolds, Seratti, Underheim, Vander Loop, Ward, Wilder, Ziegelbauer and Jensen; cosponsored by Senators Weeden, Leean, Drzewiecki, Zien, Wineke, Cowles, Fitzgerald, Andrea, Breske, Jauch, C. Potter and Schultz.

To committee on Highways and Transportation.

#### **Assembly Bill 139**

Relating to: fingerprinting applicants for and recipients of general relief and aid to families with dependent children.

By Representatives Krusick, Brandemuehl, Duff, Foti, Goetsch, Grobschmidt, Grothman, Kaufert, Klusman, La Fave, Ladwig, Lehman, Owens, Porter, Ryba, Schneiders, Seratti and Ziegelbauer; cosponsored by Senators Huelsman, Andrea and Darling.

To committee on Welfare Reform.

#### **Assembly Bill 140**

Relating to: suspension of motor vehicle operating privilege for nonpayment of child support.

By Representatives Kreibich, Ladwig, Jensen, Ryba, Musser, Turner, Robson, Seratti, Springer, Freese, Duff, Albers, Hahn, F. Lasee, Goetsch, Hoven, Ward and Gard; cosponsored by Senators Farrow, Fitzgerald, Zien and Buettner.

To committee on Children and Families.

**Assembly Bill 141**

Relating to: the transfer of firearms and providing a penalty.

By Representatives Urban, Bock, Lehman, Carpenter, Walker, Ladwig, Robson, Travis, R. Young, Black, Boyle, Notestein, Baldwin, Bell, Wasserman, Riley and Cullen; cosponsored by Senators Rosenzweig and Plewa.

To committee on Criminal Justice and Corrections.

**Assembly Bill 142**

Relating to: the sales tax and room tax on transient accommodations.

By Representatives Urban, Duff, Dobyns, Albers, Owens, R. Young, Baldus, Springer and Boyle.

To Joint Survey Committee on Tax Exemptions.

**Assembly Bill 143**

Relating to: fuel tax refunds for fuel used by school districts, municipalities and counties.

By Representatives Musser, Johnsrud, Lehman, Goetsch, Boyle, Ryba, Dobyns, Reynolds, Hasenohrl, Baldus, Lorge, Wilder and Hanson; cosponsored by Senators Decker and Andrea.

To Joint Survey Committee on Tax Exemptions.

**Assembly Bill 144**

Relating to: driving a motor vehicle that contains a minor passenger while under the influence of an intoxicant, a controlled substance or any other drug that renders the driver incapable of safely driving, and providing a penalty.

By Representatives Musser, Seratti, Albers, Ladwig, Ainsworth, Vrakas, Goetsch, Olsen, Brandemuehl and Nass; cosponsored by Senator Buettner.

To committee on Highways and Transportation.

---

**MOTIONS**

Representative Jensen asked unanimous consent that **Assembly Joint Resolution 4** be withdrawn from the committee on Rules and referred to the Special Committee on State-Federal Relations. Granted.

Representative Goetsch asked unanimous consent that **Assembly Bill 26** be withdrawn from the committee on Criminal Justice and Corrections and referred to the committee on Mandates. Granted.

---

Representative Green asked unanimous consent that the Assembly stand recessed until 11:30 A.M. Granted.

The Assembly stood recessed.

9:28 A.M.

---

**RECESS**

12:26 P.M.

The Assembly reconvened.

Speaker Prosser in the chair.

The Assembly stood informal.

Speaker Pro Tempore Freese in the chair.

Representative Prosser introduced a privileged Joint Resolution.

**Assembly Joint Resolution 23**

Relating to: the life and public service of Raymond C. Bice.

By Representatives Meyer and Huebsch; cosponsored by Senator Rude.

Representative Prosser asked unanimous consent that all members of the assembly be made coauthors of **Assembly Joint Resolution 23**. Granted.

The question was: Shall **Assembly Joint Resolution 23** be adopted?

Motion carried.

Representative Prosser asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 23** be immediately messaged to the senate. Granted.

---

**MOTIONS**

Representative Lorge asked unanimous consent to be made a coauthor of **Assembly Bill 69**. Granted.

Representative Lorge asked unanimous consent to be made a coauthor of **Assembly Bill 74**. Granted.

Representative Lorge asked unanimous consent to be made a coauthor of **Assembly Bill 85**. Granted.

Speaker Prosser in the chair.

Representative Duff in the chair.

Speaker Prosser in the chair.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 7** be withdrawn from today's calendar and taken up at this time.

Representative Black objected.

Representative Jensen moved that the rules be suspended and that **Assembly Bill 7** be withdrawn from today's calendar and taken up at this time.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 7** be withdrawn from today's calendar and taken up at this time. Granted.

### **Assembly Bill 7**

Relating to: a limitation upon state appropriations and expenditures from general purpose revenue.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 7** offered by Representatives Lehman and Wood.

The question was: Shall Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 7** be adopted?

Motion carried.

Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 7** offered by Representatives Wood and Lehman.

Representative Foti moved that Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 7** be laid on the table.

The question was: Shall Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 7** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Albers, Baldwin, Black, Brancel, Duff, Foti, Gard, Green, Handrick, Hoven, Huebsch, Hutchison, Jensen, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Ott, Ourada, Schneiders, Seratti, Silbaugh, Underheim, Urban, Vrakas, R. Young and Speaker Prosser – 30.

Noes – Representatives Ainsworth, Baldus, Baumgart, Bell, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyns, Dueholm, Freese, Goetsch, Grobschmidt, Gronemus, Grothman, Gunderson, Hahn, Hanson, Harsdorf, Hasenohrl, Huber, Hubler, Johnsrud, Kreuser, Krug, Krusick, Kunicki, La Fave, Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Otte, Owens, Plache, Plombon, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Skindrud, Springer, Travis, Turner, Vander Loop, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, L. Young, Ziegelbauer and Zukowski – 69.

Absent or not voting – None.

Motion failed.

The question was: Shall Assembly amendment 2 to Assembly substitute amendment 1 to **Assembly Bill 7** be adopted?

Motion carried.

Assembly amendment 3 to Assembly substitute amendment 1 to **Assembly Bill 7** offered by Representative Lehman.

The question was: Shall Assembly amendment 3 to Assembly substitute amendment 1 to **Assembly Bill 7** be adopted?

Motion carried.

Assembly amendment 4 to Assembly substitute amendment 1 to **Assembly Bill 7** offered by Representatives Ziegelbauer, Notestein, Plache, Springer, Coggs, Bell, Wirch, Wasserman, Hanson, La Fave, Krug, Gronemus, Plombon, Baldus, Reynolds, Bock, Wilder, Huber, Cullen, Vander Loop, Murat, Robson, Ryba and Dueholm.

Representative Foti moved that Assembly amendment 4 to Assembly substitute amendment 1 to **Assembly Bill 7** be laid on the table.

The question was: Shall Assembly amendment 4 to Assembly substitute amendment 1 to **Assembly Bill 7** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldwin, Black, Brancel, Brandemuehl, Coleman, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Schneiders, Seratti, Silbaugh, Skindrud, Underheim, Urban, Vrakas, Walker, Ward, R. Young, Zukowski and Speaker Prosser – 53.

Noes – Representatives Baldus, Baumgart, Bell, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Grobschmidt, Gronemus, Grothman, Hanson, Hasenohrl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, Linton, Meyer, Morris–Tatum, Murat, Notestein, Plache, Plombon, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba, Schneider, Springer, Travis, Turner, Vander Loop, Wasserman, Wilder, Williams, Wirch, Wood, L. Young and Ziegelbauer – 46.

Absent or not voting – None.

Motion carried.

The question was: Shall Assembly substitute amendment 1 to **Assembly Bill 7** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 7** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldus, Baumgart, Bell, Bock, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyons, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hasenohrl, Hoven, Huber, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Krusick, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Riley, Robson, Rutkowski, Ryba, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, Zukowski and Speaker Prosser – 84.

Noes – Representatives Baldwin, Black, Boyle, Gronemus, Hanson, Hubler, Kreuser, Krug, Kunicki, Morris–Tatum, Reynolds, Schneider, L. Young, R. Young and Ziegelbauer – 15.

Absent or not voting – None.

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 7** be given a third reading. Granted.

The question was: **Assembly Bill 7** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldus, Baumgart, Bell, Bock, Brancel, Brandemuehl, Carpenter, Coggs, Coleman, Cullen, Dobyons, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Grobschmidt, Gronemus, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hasenohrl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Krusick, La Fave, Ladwig, F. Lasee, Lazich, Lehman, Linton, Lorge, Meyer, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plache, Plombon, Porter, R. Potter, Powers, Reynolds, Robson, Rutkowski, Ryba, Schneiders, Seratti, Silbaugh, Skindrud, Springer, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wilder, Williams, Wirch, Wood, Zukowski and Speaker Prosser – 86.

Noes – Representatives Baldwin, Black, Boyle, Hanson, Kreuser, Krug, Kunicki, Morris–Tatum, Riley, Schneider, L. Young, R. Young and Ziegelbauer – 13.

Absent or not voting – None.

Motion carried.

Representative Jensen asked unanimous consent that the rules be suspended and that **Assembly Bill 7** be immediately messaged to the senate. Granted.

---

**SPECIAL ORDER OF BUSINESS  
AT 9:01 A.M.  
ON WEDNESDAY, FEBRUARY 15**

**Assembly Bill 37**

Relating to: various changes in the campaign finance law.

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

The Assembly stood recessed.

2:50 P.M.

---

**RECESS**

4:40 P.M.

The Assembly reconvened.

Speaker Prosser in the chair.

Representative Plache asked unanimous consent to be removed as a cosponsor of **Senate Bill 37**. Granted.

---

Representative Coggs asked unanimous consent that the Assembly adjourn in honor of the fifth anniversary of the release of freedom fighter, now President, Nelson Mandela from the Robbin Island Prison on February 11. Granted.

Representative Morris–Tatum asked unanimous consent that the Assembly adjourn in honor of author, scholar and elder statesman Frederick Douglas. Granted.

---

**VISITORS**

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

Jim Bradley of Sun Prairie, father of Kay Inabnet of the chief clerk’s staff, guest of Representative Silbaugh.

Eva Arnold of the Senior Statesmen Program from Beloit, guest of Representative Robson.

Dolores Zukowski and Jen Petranovich from thorp, guests of Representative Zukowski.

Representative Jensen 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.

4:50 P.M.