



# STATE OF WISCONSIN

# Assembly Journal

## Ninety–Third Regular Session

10:20 A.M.

TUESDAY, November 4, 1997

The Assembly met in the Assembly Chamber located in the State Capitol.

Speaker Pro Tempore Freese, as Acting Speaker, in the chair.

The prayer was offered by Representative Wood.

Representative Lazich 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, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jensen, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer and Zukowski – 98.

Absent with leave – None.

Vacant – 42nd Assembly District – 1.

### LEAVES OF ABSENCE

Representative R. Potter asked unanimous consent for a leave of absence for part of today's session for Representative Coggs. Granted.

### AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 50** offered by committee on **Tourism and Recreation**.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 215** offered by Representatives Underheim and Goetsch.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 367** offered by Representative Johnsrud.

Assembly amendment 1 to **Assembly Bill 419** offered by Representative Hanson.

Assembly amendment 1 to **Assembly Bill 516** offered by Representative Johnsrud.

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Joint Resolution 78**

Relating to: providing that the distribution of the net proceeds of the state lottery for property tax relief is not subject to the uniformity requirement of section 1, [article VIII, of the Wisconsin Constitution](#) (first consideration).

By Representative Kunicki.

To committee on **Elections and Constitutional Law**.

#### **Assembly Bill 585**

Relating to: humane officers, the custody and disposition of animals, making an appropriation and providing a penalty.

By Representatives Meyer, Boyle, Gronemus, Brandemuehl, Huber, Ward, Lazich, Gunderson, Vrakas, Plouff, Murat and Musser; cosponsored by Senators Rude, Panzer, Shibilski, Farrow, Schultz and Roessler.

To committee on **Agriculture**.

#### **Assembly Bill 586**

Relating to: requirements concerning metallic mining.

By Representatives Seratti, Olsen, Musser, Ourada, Dobyns, Freese, Gard, Zukowski, Lorge, Albers, Kaufert, Handrick, Powers, Hahn, Ott, Sykora, Ainsworth and Owens.

To committee on **Environment**.

#### **Assembly Bill 587**

Relating to: nonutility activities by public utilities and public utility affiliates, subsidies between utility and nonutility affiliates, utility energy conservation programs and duties, granting rule-making authority and providing a penalty.

By Representatives Seratti, La Fave, Kreibich, Sykora, Vrakas, Musser, Zukowski, Walker, Gunderson, Lazich, Robson, Goetsch, Powers, Skindrud, Staskunas, Plouff, Schafer, Hanson, Ziegelbauer, Harsdorf, Ward and Lorge; cosponsored by Senators Weeden, Farrow, Schultz and Cowles.

To committee on **Utilities Oversight**.

**Assembly Bill 588**

Relating to: defining the practice of nursing to include acting under the direction of optometrists.

By Representatives Underheim, Robson, Handrick, Bock, Lazich, La Fave, Grothman, Hanson, Porter, Notestein, Seratti, R. Potter, Green, Ladwig, Gard, Kaufert, Ott and Gunderson; cosponsored by Senators Moen, Roessler, Breske, Rosenzweig, Welch and Rude.

To committee on **Health**.

**Assembly Bill 589**

Relating to: delivery or distribution of a controlled substance, or possession with intent to deliver or distribute a controlled substance, on or near certain places and providing a penalty.

By Representatives F. Lasee, Ladwig, Porter, Musser, Huebsch, Dobyns, Seratti, Ryba, Kelso, Schafer, Underheim, Goetsch, Otte and Ott; cosponsored by Senators Roessler, Shibilski and A. Lasee.

To committee on **Criminal Justice and Corrections**.

**Assembly Bill 590**

Relating to: the amount of a penalty that may be imposed on a juvenile who commits a delinquent act and on a person under 18 years of age who possesses cigarettes or tobacco products and providing penalties.

By Representatives Staskunas, Underheim, Jensen, Ladwig, Plale, Hasenohrl, Plouff, F. Lasee and Gunderson; cosponsored by Senators Burke and Farrow.

To committee on **Criminal Justice and Corrections**.

**Assembly Bill 591**

Relating to: qualifications of persons engaged in the sale or service of alcohol beverages at retail.

By Representatives Staskunas, Cullen, Walker, Ladwig, R. Young, Notestein, La Fave, Turner, Gronemus, Plouff, Urban, Jeskewitz and Morris-Tatum; cosponsored by Senator Rosenzweig.

To committee on **Urban and Local Affairs**.

**COMMUNICATIONS**

State of Wisconsin  
 Revisor of Statutes Bureau  
 Madison

DATE: November 1, 1997  
 TO: Charles Sanders  
 Assembly Chief Clerk

Donald J. Schneider  
 Senate Chief Clerk

FROM: Gary L. Poulson  
 Deputy Revisor of Statutes

SUBJECT: Clearinghouse Rules

The following rules have been published:

Clearinghouse Rule 96-132	effective	4-1-98
Clearinghouse Rule 96-183	effective	11-1-97
Clearinghouse Rule 97-15	effective	3-2-98
Clearinghouse Rule 97-17	effective	11-1-97
Clearinghouse Rule 97-18	part eff.	11-1-97
	part eff.	12-1-97
	part eff.	3-1-98
Clearinghouse Rule 97-19	part eff.	11-1-97
	part eff.	1-1-98
	part eff.	3-1-98
	part eff.	5-1-98
Clearinghouse Rule 97-35	effective	12-1-97
Clearinghouse Rule 97-37	effective	11-1-97
Clearinghouse Rule 97-49	effective	11-1-97
Clearinghouse Rule 97-50	effective	11-1-97
Clearinghouse Rule 97-51	effective	11-1-97
Clearinghouse Rule 97-52	effective	11-1-97
Clearinghouse Rule 97-54	effective	11-1-97
Clearinghouse Rule 97-55	effective	11-1-97
Clearinghouse Rule 97-56	effective	11-1-97
Clearinghouse Rule 97-59	effective	11-1-97
Clearinghouse Rule 97-60	effective	11-1-97
Clearinghouse Rule 97-64	effective	11-1-97
Clearinghouse Rule 97-68	effective	11-1-97
Clearinghouse Rule 97-75	effective	11-1-97
Clearinghouse Rule 97-76	effective	11-1-97
Clearinghouse Rule 97-90	effective	11-1-97
Clearinghouse Rule 97-91	effective	11-1-97

**COMMUNICATIONS**

September 25, 1997

Republican Leadership  
 Wisconsin State Assembly  
 State Capitol Building  
 Madison, WI 53708

Dear Leadership Members:

I recently accepted a new assignment in the Department of Veterans Affairs. The new position will be a most interesting challenge.

My replacement has not been decided. Please continue to support my Deputy Sergeant Steve Kelly and Executive Assistant Anne Tonnon who have supported me, and have made the Sergeant at Arms staff a professional organization.

I wish to express my thanks and appreciation for our association and your cooperation during my term as Sergeant at Arms. I hope and trust your future will be blessed with good health and filled with much happiness.

Thanks again for this fine honor to serve the Legislature.

November 3, 1997

Sincerely,  
*JOHN A. SCOCOS*  
Assembly Sergeant at Arms

Charles Sanders  
Assembly Chief Clerk  
402 Main Street  
Madison, WI 53703

Dear Charlie:

I have just received notice of Ben Brancel's resignation as speaker of the assembly.

As speaker pro tempore of the assembly, under Assembly Rule 3(2), I may now exercise all the powers and shall carry out all the duties of the speaker.

I am hereby notifying you, as Assembly Chief Clerk, that I am scheduling an election to fill the vacancy of speaker of the assembly for November 4, 1997 at 10:01 a.m. Under Assembly Rule 1, a midterm vacancy in such an office shall be filled by an election scheduled by the acting speaker as a special order of business. I am requesting that this special order of business be placed on the calendar for November 4.

Sincerely,  
*STEPHEN J. FREESE*  
Acting Speaker

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## SPECIAL GUESTS

Representative Kunicki and former Representative Brancel escorted former Sergeant-at-Arms John Scocos to the podium, where they presented him with gifts and addressed the members from the rostrum.

Representatives Foti and Linton escorted former Assembly Speaker and Representative Ben Brancel to the podium, where they presented him with gifts and addressed the members from the rostrum.

Representative Coggs asked unanimous consent that his leave of absence be lifted. Granted.

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## COMMUNICATIONS

October 30, 1997

Stephen J. Freese  
Speaker Pro Tempore  
Room 115 West, State Capitol  
Madison, WI 53708

Dear Representative Freese:

As you are aware, I have accepted a position in the Governor's Cabinet as the Secretary of the Department of Agriculture, Trade and Consumer Protection. The position necessitates that I resign my current position as State Representative and Speaker of the Assembly. Therefore, Please allow this letter to serve as my official notice of resignation from the Wisconsin State Assembly. I am resigning my post as Speaker and, concurrently as State Representative effective Sunday, November 2 at 5:00 p.m.

I have enjoyed my 11 years in state service, particularly the last 11 months as Speaker. Thank you for your time and fellowship during my tenure.

Sincerely,  
*BEN BRANCEL*  
Assembly Speaker  
42nd Assembly District

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## SPECIAL ORDER OF BUSINESS AT 10:01 A.M. ON TUESDAY, NOVEMBER 4 ELECTION OF SPEAKER

Representative Owens nominated Representative Jensen for the position of Speaker of the Assembly.

Representative Murat nominated Representative Schneider for the position of Speaker of the Assembly.

There being no further nominations, the chair declared nominations closed.

The clerk called the roll.

The result follows:

For Representative Jensen - Representatives Ainsworth, Albers, Brandemuehl, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jensen, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, M. Lehman, Lorge, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Schafer, Seratti, Skindrud, Sykora, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Zukowski - 51.

For Representative Schneider - Representatives Baldwin, Baumgart, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Gronemus, Hanson, Hasenohrl, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, J. Lehman, Linton, Meyer, Morris-Tatum, Murat, Notestein, Plale, Plouff, R. Potter, Reynolds, Riley, Robson, Rutkowski, Ryba,

Schneider, Springer, Staskunas, Steinbrink, Travis, Turner, Vander Loop, Wasserman, Williams, Wood, L. Young, R. Young and Ziegelbauer - 47.

Absent or not voting - None.

Representative Jensen was elected Speaker of the Assembly.

Representatives Albers and Hanson escorted Representative Jensen to the rostrum.

The oath of office was administered by Waukesha County Circuit Court Judge J. Mac Davis.

Speaker Jensen in the chair.

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### REMARKS BY THE SPEAKER

“Thank you very much for the faith you have shown in me by electing me Speaker. This is a great responsibility and a rare privilege. For in the century and a half we have been a state, only seventy men have been elected Speaker, and only three of those have reached this post by a special election. (In fact, Governor Thompson reminded me the other day that the job of Speaker of the Assembly was the one job he always wanted in government but never achieved. I naturally suggested we trade jobs but he naturally said no.)

I am both humbled and honored by the presence here of three of my immediate predecessors – Speaker Kunicki, Speaker Prosser, and Speaker Brancel. Though the state’s constitution and its statutes give each Speaker the same powers, each has exercised them in their own way. Speaker Kunicki masterfully used the rules of the Assembly to achieve his agenda; Speaker Prosser inspired us with his scholarship, his passion and his vision. Speaker Brancel showed us the way towards bi-partisan achievement. In the days to come I will surely draw upon the lessons in leadership they have taught us. And today I would like you to join me in expressing our gratitude to them for their dedication and service.

This is “The People’s House”. We have a proud tradition here of energy, activity, and vision. And today, as we approach a new millennium we are in a race with our own history; to ensure that the ideals and accomplishments that have distinguished our proud past will also illuminate our hopeful future.

In this session and the last, the Assembly has accomplished many great things. But in the days ahead, the challenges will require even more from us. Last session, we cut property taxes by \$1.2 billion and this session we have enacted a series of income tax cuts which will save Wisconsin’s working families \$1.1 billion over the next five years. And yet, too many families in our state are working too hard to pay taxes that are too high. We must always remember that forcing families to make sacrifices to pay unnecessarily high taxes is not only economically damaging, it is morally wrong.

Later today we will continue our efforts to reduce the burden of taxes on our families and small businesses. Though

these tax cuts are modest – just over \$30 million in this biennium – they signal our continuing commitment to keep reducing our state’s taxes until they are finally in line with our families’ ability to pay.

We must also work to restore civility and safety to all of our neighborhoods. Though crime is on the decline, its specter still haunts too many of our citizens and robs too many neighborhoods of an environment where the social bonds of community and responsibility naturally flourish and last. For much of this month, and most of next year, we will adopt tough laws which show no tolerance for violence, compassionate laws which will demand respect for the rights of victims, and heartbreakingly essential laws which will protect innocent children from horrifying crimes.

As a child, I was fortunate enough to grow up in a small Wisconsin town where village life revolved around church dinners and homecoming parades, high school football games and the volunteer fire department. I am thankful to have grown up in a loving family in a supportive community where every child was encouraged to chase their dreams. Many of you sit in this chamber today because you were similarly blessed by the good influences of faith, family, and friends.

But sadly, too many children today grow up in families without fathers, in homes without faith, in neighborhoods without friendships. Therefore, we must work together, all of us, to strengthen our families, reinvigorate our neighborhoods and protect and enrich our children’s lives. We must work together to restore the American Promise of ensuring that each generation’s future is brighter than the last. In the days ahead, we will measure our progress in this chamber by this clear and compelling standard: Do our actions increase the opportunities for children and families to succeed?

The most remarkable legislative session in our state’s history occurred in 1911. In that session. Progressive Republicans worked with Social Democrats to create the social welfare state. A vision for the times so compelling that the rest of the nation followed our lead over the course of a generation.

The fire of those ideas glowed so brightly that a series of distinguished national speakers including Booker T. Washington and former President Theodore Roosevelt were drawn here by its light.

One year after speaking in this chamber from this rostrum Theodore Roosevelt praised the Wisconsin Idea saying:

*“The Wisconsin reformers have accomplished the extraordinary results for which the nation owes them so much, primarily because they have not confined themselves to dreaming dreams and then talking about them. They had the power to see the vision, of course; if they did not have in them the possibility of seeing visions they could accomplish nothing. But they have tried to make their ideals realizable, and then they have tried – with an extraordinary measure of success – to actually realize them.”*

Nearly a century has passed since that remarkable session but the opportunity to shape the debate about the nation’s future from this chamber remains within our grasp. Today, we share the faith of that progressive legislature in the power of

education and the importance of conservation, But unlike our forbearers, we will not strive to strengthen government, we will endeavor to empower individuals. We will not make the tax system more progressive by raising taxes on the rich; we will make it more progressive by cutting taxes on the poor and the middle class. We will not burden hardworking families with an even more expensive and suffocating welfare state; Instead, we will create a brighter future for all our citizens through the liberating forces of an opportunity society.

Together, this legislature can light the way for a new progressive era in the 21st Century.

Thank you very much.”

The Benediction was given by Brother Bob Smith.

Representative Foti introduced a privileged resolution.

**Assembly Resolution 8**

Relating to: notifying the senate and the governor of the election of a speaker of the assembly.

By Representative Foti.

The question was: Shall **Assembly Resolution 8** be adopted?

Motion carried.

Representative Green asked unanimous consent that the assembly stand recessed for until 1:00 P.M. Granted.

The Assembly stood recessed.

11:28 A.M.

**RECESS**

1:08 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

**CALENDAR OF TUESDAY, NOVEMBER 4**

**Assembly Bill 551**

Relating to: the definition of the internal revenue code for the income tax and the franchise tax.

**MESSAGE FROM THE SENATE**

By Donald J. Schneider, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has:

Passed and asks concurrence in:

- Senate Bill 316**
- Senate Bill 323**
- Senate Bill 327**

**ACTION ON THE SENATE MESSAGE**

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 316** be withdrawn and taken up at this time. Granted.

**Senate Bill 316**

Relating to: the definition of the internal revenue code for the income tax and the franchise tax.

By Senators Burke, Chvala and Ellis; cosponsored by Representatives M. Lehman, Wood and Brancel.

The question was: Shall **Senate Bill 316** be ordered to a third reading?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 316** be given a third reading. Granted.

The question was: **Senate Bill 316** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 98.

Noes – None.

Absent or not voting – None.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 316** be immediately messaged to the Senate. Granted.

Representative Foti asked unanimous consent that **Assembly Bill 551** be laid on the table. Granted.

**Assembly Bill 571**

Relating to: various changes in the unemployment compensation law and related provisions, granting rule–making authority and making appropriations.

Representative Foti asked unanimous consent that **Assembly Bill 571** be laid on the table. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 327** be withdrawn and taken up at this time. Granted.

**Senate Bill 327**

Relating to: various changes in the unemployment compensation law and related provisions, granting rule–making authority and making appropriations.

By Senators Plache and Zien; cosponsored by Representatives Vrakas and Vander Loop.

The question was: Shall **Senate Bill 327** be ordered to a third reading?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 327** be given a third reading. Granted.

The question was: **Senate Bill 327** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 98.

Noes – None.

Absent or not voting – None.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 327** be immediately messaged to the Senate. Granted.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 323** be withdrawn and taken up at this time. Granted.

### **Senate Bill 323**

Relating to: various changes to the worker's compensation law.

By Senators Plache and Zien; cosponsored by Representatives Vrakas and Vander Loop.

The question was: Shall **Senate Bill 323** be ordered to a third reading?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 323** be given a third reading. Granted.

The question was: **Senate Bill 323** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 98.

Noes – None.

Absent or not voting – None.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 323** be immediately messaged to the Senate. Granted.

### **Senate Bill 31**

Relating to: the requirements for receiving an automatic joint survivor death benefit under the Wisconsin retirement system.

The question was: Shall **Senate Bill 31** be ordered to a third reading?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 31** be given a third reading. Granted.

The question was: **Senate Bill 31** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Baldwin, Baumgart, Black, Bock, Boyle, Brandemuehl, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Owens, Plale, Plouff, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Rutkowski, Ryba, Schafer, Schneider, Seratti, Skindrud, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Urban, Vander Loop, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, L. Young, R. Young, Ziegelbauer, Zukowski and Speaker Jensen – 98.



Noes – None.

Absent or not voting – None.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 31** be immediately messaged to the Senate. Granted.

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### MOTIONS

Representative Goetsch asked unanimous consent to be recorded as voting on the following questions taken on Tuesday, September 30 during his leave of absence. Granted.

The question was: Shall the Assembly stand adjourned? **No.**

The question was: Shall the rules be suspended and **Assembly Resolution 7** be withdrawn from the committee on **Rules** and taken up at this time? **No.**

The question was: **Assembly Bill 121** having been read three times, shall the bill be passed? **Aye.**

The question was: Shall Assembly amendment 1 to **Assembly Bill 240** be laid on the table? **Aye.**

The question was: Shall Assembly amendment 2 to **Assembly Bill 189** be laid on the table? **Aye.**

The question was: Shall Assembly amendment 3 to **Assembly Bill 189** be laid on the table? **Aye.**

The question was: **Assembly Bill 189** having been read three times, shall the bill be passed? **Aye.**

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### SPEAKER'S APPOINTMENTS

November 4, 1997

Mr. Charles Sanders  
Assembly Chief Clerk  
State of Wisconsin  
P.O. Box 8952  
Madison, WI 53708

Dear Mr. Sanders:

This letter is to notify you that I have appointed Representative John Gard as my replacement as Assembly Co–Chair of the Joint Committee on Finance. This appointment is effective today, November 4, 1997.

Thank you for your attention in regard to this matter.

Sincerely,  
*SCOTT R. JENSEN*  
Assembly Speaker

November 4, 1997

Representative Carol Kelso  
Room 8 West  
State Capitol  
Madison, WI 53702

Dear Carol:

Pursuant to s. **13.81(1)**, Stats., it is my pleasure to designate you to continue to serve as the Assembly Co–chairperson of the Joint Legislative Council.

Sincerely,  
*SCOTT R. JENSEN*  
Assembly Speaker

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### ANNOUNCEMENTS

Representative Otte asked unanimous consent that the Assembly adjourn in memory of his brother Cornelius Otte, who passed away on November 2, 1997. Granted.

Representative Hahn asked unanimous consent that the Assembly adjourn in honor of Susan Crane, Phil Peterson, Steve Slinger, Russ Weinsel and Ira Baldwin – all of whom received awards from the College of Agriculture and Life Sciences at the University of Wisconsin. Granted.

Representative Baumgart asked unanimous consent that the Assembly adjourn in honor of Aldo Leopold. Granted.

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### ADJOURNMENT

Representative Foti moved that the Assembly stand adjourned until 9:30 A.M. tomorrow.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

1:25 P.M.