



STATE OF WISCONSIN

Assembly Journal

Ninety–Third Regular Session

12:13 P.M.

THURSDAY, January 22, 1998

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

Speaker Pro Tempore Freese in the chair.

The prayer was offered by Representative Albers.

Representative Ryba 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, Cogg, 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, Ryba, Schneider, Seratti, Skindrud, Spillner, 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 – 97.

Absent with leave – Representative Schafer – 1.

Vacancies – 82nd Assembly District – 1.

LEAVES OF ABSENCE

Representative Kreibich asked unanimous consent for a leave of absence for today's session for Representative Schafer. Granted.

AMENDMENTS OFFERED

Assembly amendment 5 to **Assembly Bill 426** offered by joint committee on **Finance**.

Assembly substitute amendment 1 to **Assembly Bill 581** offered by joint committee on **Finance**.

Assembly amendment 2 to **Assembly Bill 633** offered by joint committee on **Finance**.

Assembly amendment 3 to **Assembly Bill 633** offered by joint committee on **Finance**.

Assembly amendment 4 to **Assembly Bill 633** offered by joint committee on **Finance**.

ENROLLED BILLS

The following Assembly proposals, which have been approved by both the Assembly and Senate, have been enrolled by the Legislative Reference Bureau:

Assembly Bill 29
Assembly Bill 132
Assembly Bill 141
Assembly Bill 261
Assembly Bill 266
Assembly Bill 419

CHARLES R. SANDERS
Assembly Chief Clerk

Representative Green asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

12:20 P.M.

RECESS

2:05 P.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

SPECIAL ORDER OF BUSINESS AT 9:31 A.M. ON THURSDAY, JANUARY 22

Senate Bill 3

Relating to: issuance of metallic mining permits for the mining of sulfide ore bodies.

Representative Ourada asked unanimous consent that Assembly amendment 1 to Assembly amendment 4 to **Senate Bill 3** be withdrawn and returned to the author. Granted.

Assembly amendment 2 to Assembly amendment 4 to **Senate Bill 3** offered by Representatives Ourada and Duff.

The question was: Shall Assembly amendment 2 to Assembly amendment 4 to **Senate Bill 3** be adopted?

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, Ryba, Schneider, Seratti, Skindrud, Spillner, 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 – 97.

Noes – None.

Absent or not voting – Representative Schafer – 1.

Motion carried.

Representative Black moved rejection of Assembly amendment 4 to **Senate Bill 3**.

LEAVES OF ABSENCE

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

The question was: Shall Assembly amendment 4 to **Senate Bill 3** be rejected?

The roll was taken.

The result follows:

Ayes – Representatives Baldwin, Baumgart, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Hanson, Hasenohrl, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, J. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Notestein, Plouff, R. Potter, Reynolds, Riley, Robson, Ryba, Schneider, Springer, Staskunas, Steinbrink, Travis, Turner, Vander Loop, Wasserman, Wood, L. Young, R. Young and Ziegelbauer – 44.

Noes – Representatives Ainsworth, Albers, Brandemuehl, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Gronemus, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, M. Lehman, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Plale, Porter, Powers, Seratti, Skindrud,

Spillner, Sykora, Underheim, Urban, Vrakas, Walker, Ward, Wieckert, Zukowski and Speaker Jensen – 52.

Absent or not voting – Representatives Schafer and Williams – 2.

Motion failed.

The question was: Shall Assembly amendment 4 to **Senate Bill 3** be adopted?

The roll was taken.

The result follows:

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

Noes – Representatives Baldwin, Baumgart, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dueholm, Hanson, Hasenohrl, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, Kunicki, La Fave, J. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Notestein, Plouff, R. Potter, Reynolds, Riley, Robson, Ryba, Schneider, Springer, Staskunas, Steinbrink, Travis, Turner, Vander Loop, Wasserman, Wood, L. Young, R. Young and Ziegelbauer – 44.

Absent or not voting – Representatives Gronemus, Schafer and Williams – 3.

Motion carried.

Assembly amendment 5 to **Senate Bill 3** offered by Representatives Duff and Ourada.

Representative Duff asked unanimous consent that Assembly amendment 5 to **Senate Bill 3** be withdrawn and returned to the author. Granted.

Assembly amendment 6 to **Senate Bill 3** offered by Representative Handrick.

POINT OF ORDER

Representative Boyle rose to the point of order that Assembly amendment 6 to **Senate Bill 3** was not germane under Assembly Rule 54 (3) (f).

Speaker pro tempore Freese ruled the point of order **well taken**.

Assembly amendment 7 to **Senate Bill 3** offered by Representatives Seratti, Gard and Handrick.

Representative Black moved that Assembly amendment 7 to **Senate Bill 3** be laid on the table.

The question was: Shall Assembly amendment 7 to **Senate Bill 3** be laid on the table?

The roll was taken.

The result follows:

Ayes – Representatives Baldwin, Baumgart, Black, Bock, Boyle, Carpenter, Coggs, Cullen, Dobyns, Dueholm, Freese, Goetsch, Gronemus, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Hubler, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kelso, Klusman, Kreibich, Kreuser, Krug, Krusick, Kunicki, La Fave, Ladwig, Lazich, J. Lehman, M. Lehman, Linton, Lorge, Meyer, Morris–Tatum, Murat, Nass, Notestein, Olsen, Ott, Otte, Plale, Plouff, Porter, R. Potter, Powers, Reynolds, Riley, Robson, Ryba, Schneider, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Vander Loop, Walker, Wasserman, Wood, L. Young, R. Young and Ziegelbauer – 71.

Noes – Representatives Ainsworth, Albers, Brandemuehl, Duff, Foti, Gard, Green, Grothman, Gunderson, Hahn, Handrick, Kedzie, F. Lasee, Musser, Ourada, Owens, Seratti, Skindrud, Spillner, Urban, Vrakas, Ward, Wieckert, Zukowski and Speaker Jensen – 25.

Absent or not voting – Representatives Schafer and Williams – 2.

Motion carried.

The question was: Shall **Senate Bill 3** be ordered to a third reading?

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 3** be given a third reading.

Representative Travis objected.

Representative Foti moved that the rules be suspended and that **Senate Bill 3** be given a third reading.

The question was: Shall the rules be suspended and **Senate Bill 3** be given a third reading?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Brandemuehl, Dobyns, Duff, Foti, Freese, Gard, Goetsch, Green, Grothman, Gunderson, Hahn, Handrick, Harsdorf, Hoven, Huebsch, Hutchison, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Ladwig, F. Lasee, Lazich, M. Lehman, Musser, Nass, Olsen, Ott, Otte, Ourada, Owens, Porter, Powers, Seratti, Skindrud, Spillner, Sykora, Underheim, Urban, Vrakas, Walker, Ward, Wieckert, Zukowski and Speaker Jensen – 50.

Noes – 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, Lorge, Meyer, Morris–Tatum, Murat, Notestein, Plale, Plouff, R. Potter, Reynolds, Riley, Robson, Ryba, Schneider, Springer, Staskunas, Steinbrink, Travis, Turner, Vander Loop, Wasserman, Wood, L. Young, R. Young and Ziegelbauer – 46.

Absent or not voting – Representatives Schafer and Williams – 2.

Motion carried.

The question was: **Senate Bill 3** having been read three times, shall the bill be concurred in as amended?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Baldwin, Baumgart, Black, Bock, Brandemuehl, Carpenter, Coggs, Cullen, Dobyns, Freese, Gard, Goetsch, Green, Gronemus, Gunderson, Hahn, Hanson, Harsdorf, Hasenohrl, Hebl, Hoven, Huber, Huebsch, Johnsrud, Kaufert, Kedzie, Kelso, Klusman, Kreibich, Kreuser, Krusick, La Fave, Ladwig, F. Lasee, Lazich, J. Lehman, M. Lehman, Lorge, Meyer, Morris–Tatum, Murat, Musser, Nass, Notestein, Olsen, Ott, Otte, Ourada, Plale, Plouff, R. Potter, Powers, Reynolds, Riley, Robson, Ryba, Schneider, Skindrud, Spillner, Springer, Staskunas, Steinbrink, Sykora, Travis, Turner, Underheim, Vander Loop, Wasserman, Wieckert, Wood, L. Young, R. Young, Ziegelbauer and Zukowski – 75.

Noes – Representatives Albers, Boyle, Dueholm, Duff, Foti, Grothman, Handrick, Hubler, Hutchison, Jeskewitz, Krug, Kunicki, Linton, Owens, Porter, Seratti, Urban, Vrakas, Walker, Ward and Speaker Jensen – 21.

Absent or not voting – Representatives Schafer and Williams – 2.

Motion carried.

Representative Foti asked unanimous consent that the rules be suspended and that **Senate Bill 3** be immediately messaged to the Senate. Granted.

MOTIONS

Representative Green moved reconsideration of the vote by which **Assembly Bill 50** failed to pass, taken on Wednesday, January 21. Entered.

ANNOUNCEMENTS

Representative Kelso asked unanimous consent that the Assembly adjourn in honor of the Green Bay Packers, who have advanced to their second straight Super Bowl, which is being played in San Diego on Sunday, January 25th. Granted.

Representative Huber asked unanimous consent that the Assembly adjourn in honor of Representative Krug, who will be celebrating her 40th birthday next Thursday, January 29. Granted.

Representative Reynolds asked unanimous consent that the Assembly adjourn in honor of Evelyn Churchill, who was a leading advocate for mining regulation reform and a nationally recognized environmentalist. Granted.

REFERENCE BUREAU CORRECTIONS

Assembly Amendment 1 to **Assembly Bill 266**

In enrolling, the following correction was made:

1. Page 1, line 3: substitute “**47g.**” for “**47m.**”.

Assembly Bill 579

1. Page 1, line 5: delete “corporations” and substitute “companies”.
2. Page 11, line 11: delete “corporations” and substitute “companies”.

VISITORS

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

Tom Soles, Chairman of “Wallayes for Tomorrow” from Fond du Lac, guest of Representative Dobyms.

Mr. Peter Gosinia from Chippewa Falls, guest of Representative Sykora.

Laura Furtman from Webster, guest of Representative Dueholm.

ADJOURNMENT

Representative Foti moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, February 3, pursuant to **Senate Joint Resolution 1**.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

5:05 P.M.