

STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

THURSDAY, February 17, 1977.

9:30 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Robert Bergeson of Glendale Baptist Church, 5020 Maher Avenue, Madison.

Representative Dandeneau 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 -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schriker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 97.

Absent -- None.

Absent with leave -- Everson and Matty -- 2.

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 99** offered by Representatives Snyder and Thompson.

Assembly amendment 1 to **Assembly Bill 108** offered by Representative Gower.

Assembly amendment 1 to **Assembly Bill 198** offered by Representative Roberts.

Assembly substitute amendment 1 to **Assembly Bill 288** offered by Representatives Potter, Hephner, Everson, Otte, Lallensack, Groshek, Dandeneau, Behnke, Rogers and Hanson, by request of Senator Kepler.

Assembly amendment 1 to **Senate Bill 46** offered by Representative Groshek.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 380

Relating to requiring speed governing devices on automobiles and station wagons.

By Representatives Pabst and Tuczynski.

To committee on Highways.

Assembly Bill 381

Relating to permitting a legislator to recommend a resident student for remission of the university's instructional fee.

By Representatives Pabst, Kedrowski, Lato, Klicka and Litscher, co-sponsored by Senators Parys and Swan.

To committee on Education.

Assembly Bill 382

Relating to creating a fertilizer research fund and making an appropriation.

By Representatives Everson, Mohn, Litscher, Day and Barry.

To committee on Agriculture.

Assembly Bill 383

Relating to the effects of zoning and deed covenants on community living arrangements.

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By Legislative Council.

To committee on Health and Social Services.

Assembly Bill 384

Relating to income continuation insurance for local employes and granting rule-making authority.

By Representatives DeLong and Porter, co-sponsored by Senator Cullen, by request of Walworth County Deputy Sheriffs' Association.

To committee on Local Affairs.

Assembly Bill 385

Relating to the liability of landowners who allow their land to be used for certain outdoor recreational activities.

By Representatives Hephner, Day, Potter, Mohn, Swoboda, Vanderperren, McEssy, Hasenohrl, Matty, Ausman, Kedrowski, Menos, Behnke, Donoghue, Travis, Byers, Snyder, Fischer, Roth, Brist, Medinger, Litscher, Barry, Dandeneau, Murray, Duren, Groshek, Early, Loftus, McClain, Lewis, Merkt, Schmidt and Quackenbush, co-sponsored by Senators McKenna, Theno, Krueger, Chilsen and Goyke.

To committee on Judiciary.

Assembly Bill 386

Relating to political contributions and disbursements by certain labor organizations organized as corporations.

By Representatives Looby and Lallensack, co-sponsored by Senator Maurer, by request of The Wisconsin Professional Police Association.

To committee on Elections.

Assembly Bill 387

Relating to reducing the penalty for negligently filing an incorrect sales and use tax return.

By Representatives Thompson, Shabaz, Luckhardt, Snyder, DeLong, Porter, Goodrich, Gower, Kincaid, Lewis, Conrad and Bradley.

To committee on Revenue.

Assembly Bill 388

Relating to retaining a fee for issuing fish and game licenses.

By Representatives Everson, Barry, Clarenbach, Litscher and Rutkowski.

To committee on Natural Resources.

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Assembly Bill 389

Relating to county consumer protection agencies.

By Representatives Ferrall, Clarenbach, Miller, Tesmer and Lato, co-sponsored by Senators Bablitch, Flynn and Murphy.

To committee on Commerce and Consumer Affairs.

Assembly Bill 390

Relating to a ban on retail sales of aerosol cans containing certain propellant gases and providing a penalty.

By Representatives Rutkowski, Munts, Loftus, Plewa, Metz, Wahner, Lee, Rogers, Duren, Otte, Kirby, Kedrowski, Coggs, Barczak, Bear, Gerlach, Andrea, Tuczynski, Hanson, Dandeneau, Potter, Norquist, Fischer, Roth, Tesmer, Roberts, McClain, Medinger, Brist, Barry, Hasenohrl, Litscher, Clarenbach, Flintrop, Mohn, Ward, Soucie, Czerwinski, Jackamonis and Early, co-sponsored by Senators Adelman, Berger, VanSistine, McKenna, Braun and Petri.

To committee on Environmental Protection.

COMMITTEE REPORTS

The committee on Enrolled Bills reports and recommends:

Assembly Joint Resolution 10

Assembly Joint Resolution 27

Correctly enrolled.

GERVASE HEPHNER

Chairperson

MOTIONS

Representative Wahner asked unanimous consent that **Assembly Bill 152** be withdrawn from the calendar of Friday, February 18 and made a special order of business at 10:01 A.M. on Thursday, February 17. Granted.

Representative Wahner asked unanimous consent that **Assembly Bill 178** be withdrawn from the calendar of Friday, February 18 and made a special order of business at 10:02 A.M. on Thursday, February 17. Granted.

Representative Wahner asked unanimous consent that **Assembly Bill 201** be withdrawn from the calendar of Friday, February 18

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and made a special order of business at 10:03 A.M. on Thursday, February 17. Granted.

Representative Wahner asked unanimous consent that **Assembly Bill 205** be withdrawn from the calendar of Friday, February 18 and made a special order of business at 10:04 A.M. on Thursday, February 17. Granted.

Representative Hauke moved that the rules be suspended and that **Senate Bill 46** be withdrawn from the committee on Transportation and made a special order of business at 11:00 A.M. on Thursday, February 17.

CALL OF THE ASSEMBLY

Representative Hauke demanded 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.

Members absent with leave - None.

Members absent without leave - Czerwinski, Everson, Ferrall, Klicka, Leopold, Lewis, Matty, Schneider, Snyder, Tesmer and Ward.

LEAVES OF ABSENCE

Representative Thompson asked unanimous consent for a leave of absence for today's session for Representative Matty. Granted.

Representative Hauke moved that the call of the assembly be lifted.

The question was: Shall the call of the assembly be lifted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Ellis, Engleiter, Fischer, Flintrop, Gerlach, Gower, Groshek, Gunderson,

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Hanson, Hasenohrl, Hauke, Hephner, Johnston, Kedrowski, Kincaid, Klicka, Lallensack, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Merkt, Metz, Miller, Moody, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Thompson, Travis, Tregoning, Tuczynski, Ward and Wood -- 80.

Noes -- Elconin, Johnson, Kirby, Lato, Lee, Mohn, Munts, Norquist, Rooney, Tropman, Vanderperren, Wahner and Mr. Speaker -- 13.

Absent or not voting -- Czerwinski, Everson, Ferrall, Goodrich, Matty and Tesmer -- 6.

Motion carried.

Representative Hauke asked unanimous consent to withdraw his motion to suspend the rules to withdraw **Senate Bill 46** from the committee on Transportation and make it a special order of business at 11:00 A.M. on Thursday, February 17. Granted.

POINT OF ORDER

Representative Shabaz rose to the point of order that a motion for reconsideration of the vote by which the assembly failed to recede from its position on assembly amendment 1 to **Senate Bill 63** was in order pursuant to Assembly Rule 72.

The speaker ruled that a motion to recede under Joint Rule 3 is in effect a motion to reconsider. Therefore, a motion to reconsider a motion to recede would be the equivalent of reconsidering a motion to reconsider. Since this is not in order under Assembly Rule 72 (3), the speaker ruled the point of order not well taken.

Representative Shabaz appealed the ruling of the chair.

The question was: Shall the decision of the chair stand as the judgement of the assembly?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Cogg, Dandeneau, Day, Dueholm, Duren, Early, Elconin, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl,

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Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 60.

Noes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Thompson, Travis and Tregoning -- 31.

Absent or not voting -- Czerwinski, Dorff, Everson, Ferrall, Leopold, Matty, Snyder and Ward -- 8.

Motion carried.

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

Representative Pabst asked unanimous consent that **Assembly Bill 340** be withdrawn from the committee on Commerce and Consumer Affairs and referred to the committee on Local Affairs. Granted.

SPECIAL ORDER OF BUSINESS AT 10:00 A.M. ON
THURSDAY, FEBRUARY 17

Senate Bill 134

Relating to energy, drought and natural disaster assistance and making appropriations.

Representative Thompson asked unanimous consent that **Senate Bill 134** be taken up after **Assembly Bill 152**. Granted.

SPECIAL ORDER OF BUSINESS AT 10:01 A.M. ON
THURSDAY, FEBRUARY 17

Assembly Bill 152

Relating to the penalty for operating an unregistered or improperly registered vehicle.

The question was: Shall **Assembly Bill 152** be ordered engrossed and read a third time?

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Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 152 be given a third reading. Granted.**

The question was: **Assembly Bill 152 having been read three times, shall the bill pass?**

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 93.

Noes -- None.

Absent or not voting -- Czerwinski, Everson, Ferrall, Leopold, Matty and Ward -- 6.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 152 be immediately messaged to the senate. Granted.**

Senate Bill 134

Relating to energy, drought and natural disaster assistance and making appropriations.

Representative Wahner moved that **Senate Bill 134 be laid on the table.**

The question was: Shall **Senate Bill 134 be laid on the table?**

Motion carried.

SPECIAL ORDER OF BUSINESS AT 10:02 A.M. ON
THURSDAY, FEBRUARY 17

Assembly Bill 178

Relating to speed limits on rustic roads.

The question was: Shall **Assembly Bill 178** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 178** be given a third reading. Granted.

The question was: **Assembly Bill 178** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 91.

Noes -- Lewis and Medinger -- 2.

Absent or not voting -- Czerwinski, Everson, Ferrall, Leopold, Matty and Ward -- 6.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 178** be immediately messaged to the senate.

Representative Shabaz objected.

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Representative Shabaz withdrew his objection.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 178** be immediately messaged to the senate. Granted.

SPECIAL ORDER OF BUSINESS AT 10:03 A.M. ON
THURSDAY, FEBRUARY 17

Assembly Bill 201

Relating to the fee for special registration plates for collectors.

The question was: Shall **Assembly Bill 201** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that **Assembly Bill 201** be referred to the joint committee on Finance. Granted.

Representative Wahner asked unanimous consent that **Assembly Bill 201** be withdrawn from the joint committee on Finance and taken up at this time. Granted.

The question was: Shall **Assembly Bill 201** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 201** be given a third reading. Granted.

The question was: **Assembly Bill 201** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engleiter, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Klicka, Lallensack, Lato, Lee, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Merkt, Metz,

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Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Vanderperren, Wahner, Wood and Mr. Speaker -- 90.

Noes -- Kirby and Tuczynski -- 2.

Absent or not voting -- Czerwinski, Everson, Ferrall, Leopold, Matty, Snyder and Ward -- 7.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 201** be immediately messaged to the senate. Granted.

SPECIAL ORDER OF BUSINESS AT 10:04 A.M. ON
THURSDAY, FEBRUARY 17

Assembly Bill 205

Relating to permitting certain vehicles hauling snow to be registered on a monthly basis.

Representative Wahner asked unanimous consent that **Assembly Bill 205** be referred to the joint committee on Finance. Granted.

Representative Wahner asked unanimous consent that **Assembly Bill 205** be withdrawn from the joint committee on Finance and taken up at this time. Granted.

Representative Rooney moved indefinite postponement of **Assembly Bill 205**.

Assembly amendment 1 to **Assembly Bill 205** offered by Representative Travis.

Representative Olson moved rejection of assembly amendment 1 to **Assembly Bill 205**.

The question was: Shall assembly amendment 1 to **Assembly Bill 205** be rejected?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Bradley, Byers, Clarenbach, Dandeneau, Donoghue, Dorff, Duren, Elconin, Engeleiter, Fischer, Gerlach, Goodrich, Gower, Gunderson, Hephner, Johnson, Lato, Lee, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Menos, Mohn, Moody, Murray, Norquist, Olson, Opitz, Otte, Plewa, Porter, Quackenbush, Roberts, Rooney, Schneider, Schricker, Swoboda, Tregoning, Tropman, Wahner, Ward, Wood and Mr. Speaker -- 52.

Noes -- Behnke, Brist, Coggs, Conradt, Day, DeLong, Dueholm, Early, Ellis, Flintrop, Groshek, Hanson, Hasenohrl, Hauke, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lewis, Luckhardt, McEssy, Medinger, Merkt, Metz, Miller, Munts, Pabst, Potter, Rogers, Roth, Rutkowski, Schmidt, Shabaz, Snyder, Soucie, Tesmer, Thompson, Travis, Tuczynski and Vanderperren -- 42.

Absent or not voting -- Czerwinski, Everson, Ferrall, Leopold and Matty -- 5.

Motion carried.

The question was: Shall Assembly Bill 205 be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Bear, Brist, Dueholm, Elconin, Flintrop, Johnson, Kedrowski, Kincaid, Kirby, Lee, Lingren, McClain, Medinger, Miller, Munts, Norquist, Pabst, Plewa, Rooney, Rutkowski, Soucie, Tropman, Tuczynski and Mr. Speaker -- 24.

Noes -- Andrea, Ausman, Barczak, Barry, Behnke, Bradley, Byers, Clarenbach, Coggs, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Engeleiter, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Loftus, Looby, Lorman, Luckhardt, McEssy, Menos, Merkt, Metz, Mohn, Moody, Murray, Olson, Opitz, Otte, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren, Wahner, Ward and Wood -- 69.

Absent or not voting -- Czerwinski, Everson, Ferrall, Johnston, Leopold and Matty -- 6.

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Motion failed.

The question was: Shall **Assembly Bill 205** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 205** be given a third reading. Granted.

The question was: **Assembly Bill 205** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Byers, Clarenbach, Coggs, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Duren, Early, Elconin, Ellis, Engeleiter, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnston, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McEssy, Menos, Merkt, Metz, Mohn, Moody, Murray, Olson, Opitz, Otte, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren, Wahner and Wood -- 73.

Noes -- Brist, Dueholm, Flintrop, Johnson, Kedrowski, Kincaid, Kirby, Lee, McClain, Medinger, Miller, Munts, Norquist, Pabst, Rooney, Rutkowski, Soucie, Tropman, Tuczynski, Ward and Mr. Speaker -- 21.

Absent or not voting -- Czerwinski, Everson, Ferrall, Leopold and Matty -- 5.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 205** be immediately messaged to the senate. Granted.

Representative Wahner asked unanimous consent that **Senate Bill 134** be taken from the table and taken up at this time.

Representative Olson objected.

Representative Wahner moved that **Senate Bill 134** be taken from the table and taken up at this time.

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The question was: Shall **Senate Bill 134** be taken from the table and taken up at this time?

Motion carried.

Senate Bill 134

Relating to energy, drought and natural disaster assistance and making appropriations.

Assembly amendment 1 to **Senate Bill 134** offered by Representatives Thompson, Hephner and DeLong.

Representative Metz moved rejection of assembly amendment 1 to **Senate Bill 134**.

The question was: Shall assembly amendment 1 to **Senate Bill 134** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Early, Elconin, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Roberts, Rutkowski, Schneider, Schricker, Soucie, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 50.

Noes -- Andrea, Ausman, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshok, Gunderson, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Menos, Merkt, Murray, Olson, Opitz, Porter, Potter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis and Tregoning -- 46.

Absent or not voting -- Everson, Ferrall and Matty -- 3.

Motion carried.

Representative Olson moved that **Senate Bill 134** be referred to the joint committee on Finance.

The question was: Shall **Senate Bill 134** be referred to the joint committee on Finance?

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The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conradt, Day, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hauke, Johnston, Kincaid, Klicka, Lato, Lewis, Lewison, Litscher, Luckhardt, McEssy, Merkt, Olson, Opitz, Rooney, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis and Tregoning -- 33.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Dandeneau, Dorff, Dueholm, Duren, Early, Elconin, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schneider, Schricker, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 61.

Absent or not voting -- Czerwinski, Everson, Ferrall, Matty and Tropman -- 5.

Motion failed.

Assembly amendment 2 to Senate Bill 134 offered by Representative Duren.

POINT OF ORDER

Representative Barczak rose to the point of order that assembly amendment 2 to Senate Bill 134 was not germane under Assembly Rule 50.

The speaker took the point of order under advisement.

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

The assembly stood recessed.

11:58 A.M.

RECESS

4:10 P.M.

The assembly reconvened.

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The speaker ruled the point of order on assembly amendment 2 to **Senate Bill 134** not well taken.

Representative Metz moved rejection of assembly amendment 2 to **Senate Bill 134**.

The question was: Shall assembly amendment 2 to **Senate Bill 134** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Early, Elconin, Ferrall, Flintrop, Gerlach, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Roberts, Rutkowski, Schneider, Soucie, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 51.

Noes -- Andrea, Ausman, Barry, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Fischer, Goodrich, Gower, Groshek, Gunderson, Hephner, Johnston, Klicka, Lato, Lewis, Lewison, Lorman, Luckhardt, McEssy, Menos, Merkt, Murray, Olson, Opitz, Porter, Potter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis and Tregoning -- 46.

Absent or not voting -- Everson and Matty -- 2.

Motion carried.

Assembly amendment 3 to **Senate Bill 134** offered by Representative Thompson.

Representative Metz moved rejection of assembly amendment 3 to **Senate Bill 134**.

The question was: Shall assembly amendment 3 to **Senate Bill 134** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Early, Elconin, Ferrall, Flintrop, Gerlach, Hanson, Hauke, Johnson, Kedrowski, Kirby, Lee, Leopold,

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Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rutkowski, Schneider, Soucie, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 48.

Noes -- Andrea, Ausman, Barry, Bear, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Fischer, Goodrich, Gower, Groshek, Gunderson, Hasenohrl, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lorman, Luckhardt, McEssy, Menos, Merkt, Murray, Olson, Opitz, Porter, Quackenbush, Rooney, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Ward -- 49.

Absent or not voting -- Everson and Matty -- 2.

Motion failed.

Representative Metz moved that assembly amendment 3 to **Senate Bill 134** be laid on the table.

Representative Litscher moved that **Senate Bill 134** be laid on the table.

The question was: Shall **Senate Bill 134** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conradt, Donoghue, Ellis, Gower, Gunderson, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Luckhardt, McEssy, Merkt, Olson, Opitz, Roth, Shabaz, Snyder, Thompson and Tregoning -- 25.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Dorff, Dueholm, Duren, Early, Elconin, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 72.

Absent or not voting -- Everson and Matty -- 2.

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Motion failed.

The question was: Shall assembly amendment 3 to **Senate Bill 134** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Early, Elconin, Ferrall, Flintrop, Gerlach, Hauke, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Metz, Miller, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rutkowski, Schneider, Soucie, Tesmer, Tropman, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 41.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Fischer, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Menos, Merkt, Mohn, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Vanderperren -- 55.

Absent or not voting -- Dueholm, Everson and Matty -- 3.

Motion failed.

The question was: Shall assembly amendment 3 to **Senate Bill 134** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Fischer, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnston, Kincaid, Klicka, Lato, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Potter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Vanderperren -- 53.

Noes -- Barczak, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Early, Elconin, Ferrall, Flintrop, Gerlach, Johnson, Kedrowski, Kirby, Lallensack, Lee, Leopold, Lingren,

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Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Roberts, Rutkowski, Schneider, Soucie, Tesmer, Tropman, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 42.

Absent or not voting -- Dueholm, Everson, Hauke and Matty -- 4.

Motion carried.

Assembly amendment 4 to Senate Bill 134 offered by Representative Olson.

Representative Wahner moved rejection of assembly amendment 4 to Senate Bill 134.

The question was: Shall assembly amendment 4 to Senate Bill 134 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Duren, Early, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Luckhardt, McClain, McEssy, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Opitz, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Roth, Rutkowski, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 84.

Noes -- Conradt, DeLong, Donoghue, Elconin, Kedrowski, Lewis, Lorman, Norquist, Olson, Porter, Quackenbush and Schmidt -- 12.

Absent or not voting -- Dueholm, Everson and Matty -- 3.

Motion carried.

The question was: Shall Senate Bill 134 be ordered to a third reading?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 77.

Noes -- Bradley, Conradt, Ellis, Johnston, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Luckhardt, McEssy, Merkt, Olson, Opitz, Roth, Shabaz, Snyder, Thompson and Tregoning -- 20.

Absent or not voting -- Everson and Matty -- 2.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Senate Bill 134 be given a third reading. Granted.

The question was: Senate Bill 134 having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Thompson, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 77.

Noes -- Bradley, Conradt, Day, Ellis, Gower, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Litscher, Merkt, Olson, Opitz, Roth, Shabaz, Snyder and Tregoning -- 19.

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Absent or not voting -- Everson, Matty and Tesmer -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 134** be immediately messaged to the senate. Granted.

Representative Wahner asked unanimous consent to return to the fifth order of business.

Representative Shabaz objected.

Representative Wahner moved that the rules be suspended to return to the fifth order of business.

Representative Shabaz withdrew his objection.

COMMITTEE REPORTS

The committee on Transportation reports and recommends:

Senate Bill 46

Relating to increasing the appropriation for mass transit aids.

Concurrence: Ayes: (6) Noes: (2)

To committee on Rules.

LEONARD GROSHEK
Chairperson

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has passed and asks concurrence in:

Senate Bill 136

ACTION ON THE SENATE MESSAGE

Senate Bill 136

Relating to amendment of the authorized state building program and making an appropriation.

By Senator Risser, by request of the Wisconsin State Building Commission.

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Representative Wahner asked unanimous consent that **Senate Bill 136** be withdrawn from the senate message and taken up at this time.

Representative Shabaz objected.

Representative Early moved that the rules be suspended and that **Senate Bill 136** be withdrawn from the senate message and taken up at this time.

Representative Wahner asked unanimous consent that **Senate Bill 136** be made a special order of business at 6:30 P.M. on Thursday, February 17.

Representative Rooney objected.

The question was: Shall the rules be suspended and **Senate Bill 136** be withdrawn from the senate message and taken up at this time?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 80.

Noes -- Conradt, Czerwinski, DeLong, Gower, Johnston, Kincaid, Klicka, Lewis, Merkt, Opitz, Rooney, Roth, Shabaz, Snyder, Thompson, Tregoning and Ward -- 17.

Absent or not voting -- Everson and Matty -- 2.

Motion carried.

Senate Bill 136

Relating to amendment of the authorized state building program and making an appropriation.

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The question was: Shall **Senate Bill 136** be ordered to a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Thompson, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 85.

Noes -- Barczak, Conradt, Day, Klicka, Lewis, Merkt, Rooney, Roth, Shabaz, Snyder and Tregoning -- 11.

Absent or not voting -- Everson, Ferrall and Matty -- 3.

Motion carried.

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

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 136** be given a third reading. Granted.

The question was: **Senate Bill 136** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger,

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Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 83.

Noes -- Barczak, Conradt, Day, Elconin, Klicka, Lewis, Litscher, Merkt, Norquist, Rooney, Roth, Shabaz and Snyder -- 13.

Absent or not voting -- Bradley, Everson and Matty -- 3.

Motion carried.

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

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 136** be immediately messaged to the senate. Granted.

Representative Tropman asked unanimous consent that **Assembly Bill 383** be withdrawn from the committee on Health and Social Services and referred to the committee on Local Affairs. Granted.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has adopted the committee of conference report on **Senate Bill 63**.

ACTION ON THE SENATE MESSAGE

Senate Bill 63

Relating to the veterans first mortgage loan program and the appointment of the secretary of veterans affairs.

By Senators Kleczka, Swan, Flynn, Krueger, Risser, Maurer, Dorman, Bidwell, Bablitch, Cullen, Berger and Frank; co-sponsored by Representative Johnson.

Representative Wahner moved that the rules be suspended and that **Senate Bill 63** be withdrawn from the senate message and taken up at this time.

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The question was: Shall the rules be suspended and Senate Bill 63 be withdrawn from the senate message and taken up at this time?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Ducholm, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 56.

Noes -- Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lorman, Luckhardt, McEssy, Merkt, Murray, Olson, Opitz, Porter, Roth, Schmidt, Schrieker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Ward and Wood -- 41.

Absent or not voting -- Everson and Matty -- 2.

Motion failed.

Referred to calendar.

LEAVES OF ABSENCE

Representative Wahner asked unanimous consent for a leave of absence for today's session for Representative Everson and for this morning's session for Representative Ferrall. Granted.

Representative Wahner asked unanimous consent that the assembly stand recessed until 7:00 P.M. Granted.

The assembly stood recessed.

5:55 P.M.

RECESS

7:25 P.M.

The assembly reconvened.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has adopted and asks concurrence in:

Senate Joint Resolution 25

Passed and asks concurrence in:

Senate Bill 12

Senate Bill 88

Senate Bill 89

Senate Bill 133

Concurred in:

Assembly Joint Resolution 30

Assembly amendment 2 to Senate Joint Resolution 9

ACTION ON THE SENATE MESSAGE

Senate Bill 12

Relating to registration fees for motor busses used exclusively for transporting musical marching groups.

By Senators Berger, Frank, Parys, Dorman, Maurer, Flynn and Keppler, co-sponsored by Representatives Lingren, Rooney, Behnke, Wahner, Clarenbach, Kirby, Otte, Wood, Lee, Ferrall, Tuczynski and Looby.

To committee on Rules.

Senate Bill 88

An act to appropriate \$91,447.59 from the general fund for payment of a claim made by Master Lock Company against the state.

By Senator Kleczka, co-sponsored by Representative Roberts, by request of the Claims Board.

To committee on Rules.

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Senate Bill 89

An act to appropriate \$59,968.74 from the general fund for payment of a claim made by Norwood Health Center against the state.

By Senator Kleczka, co-sponsored by Representative Roberts, by request of the Claims Board.

To committee on Rules.

Senate Joint Resolution 25

Granting the Y. M. C. A. Youth in Government Committee the use of the legislative chambers on April 1 and 2, 1977.

By Senator Petri.

Representative Wahner asked unanimous consent that **Senate Joint Resolution 25** be withdrawn from the senate message and taken up at this time. Granted.

The question was: Shall **Senate Joint Resolution 25** be concurred in?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 25** be immediately messaged to the senate. Granted.

Senate Bill 133

An act to increase the attorney positions in the legislative reference bureau, and increasing an appropriation.

By Senators Risser, Bablitch, Kleczka, Sensenbrenner and Krueger.

Representative Wahner asked unanimous consent that **Senate Bill 133** be taken from the senate message and taken up at this time. Granted.

Assembly amendment 1 to **Senate Bill 133** offered by Representative Barry.

Representative Wahner moved rejection of assembly amendment 1 to **Senate Bill 133**.

The question was: Shall assembly amendment 1 to **Senate Bill 133** be rejected?

The roll was taken.

The result follows:

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Ayes -- Barczak, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Donoghue, Dorff, Ducholm, Early, Elconin, Ellis, Engeleiter, Ferrall, Flintrop, Groshek, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Lingren, Litscher, Loftus, Looby, McClain, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Tropman, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 57.

Noes -- Andrea, Ausman, Barry, Bear, Bradley, Byers, Conradt, Day, DeLong, Duren, Fischer, Gerlach, Goodrich, Gower, Gunderson, Hephner, Johnston, Klicka, Leopold, Lewis, Lewison, Lorman, Luckhardt, McEssy, Medinger, Menos, Olson, Opitz, Plewa, Porter, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Tuczynski -- 40.

Absent or not voting -- Everson and Matty -- 2.

Motion carried.

Representative Barry moved nonconcurrence in **Senate Bill 133**.

Assembly amendment 2 to **Senate Bill 133** offered by Representative Gower.

Representative Wahner asked unanimous consent that **Senate Bill 63** be withdrawn from the calendar and taken up at this time.

Representative Gower objected.

Representative Wahner moved that the rules be suspended and that **Senate Bill 63** be withdrawn from the calendar and taken up at this time.

Representative Gower withdrew his objection.

Senate Bill 63

Relating to the veterans first mortgage loan program and the appointment of the secretary of veterans affairs.

Representative Lallensack moved nonconcurrence in the committee of conference report on **Senate Bill 63**.

The question was: Shall the committee of conference report on **Senate Bill 63** be nonconcurrent in?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Bear, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lorman, Luckhardt, McEssy, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Ward and Wood -- 47.

Noes -- Barry, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Duren, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 48.

Absent or not voting -- Barczak and Everson -- 2.

Paired for - Matty - 1.

Paired against - Hauke - 1.

Motion failed.

The question was: Shall the committee of conference report on Senate Bill 63 be concurred in?

The roll was taken.

The result follows:

Ayes -- Barry, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Duren, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 49.

Noes -- Andrea, Ausman, Bear, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lorman, Luckhardt, McEssy, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning and Wood -- 46.

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Absent or not voting -- Barczak and Everson -- 2.

Paired for - Hauke - 1.

Paired against - Matty - 1.

Motion carried.

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 Bill 227

Assembly Joint Resolution 26

Assembly amendment 3 to Senate Bill 134

Senate Bill 133

An act to increase the attorney positions in the legislative reference bureau, and increasing an appropriation.

Representative Wahner moved rejection of assembly amendment 2 to **Senate Bill 133**.

The question was: Shall assembly amendment 2 to **Senate Bill 133** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Behnke, Brist, Clarenbach, Cogg, Czerwinski, Dandeneau, Donoghue, Dorff, Dueholm, Early, Elconin, Engeleiter, Ferrall, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Johnson, Kedrowski, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Munts, Murray, Norquist, Otte, Pabst, Potter, Rogers, Rutkowski, Soucie, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 50.

Noes -- Barry, Bear, Bradley, Byers, Conradt, Day, DeLong, Duren, Ellis, Fischer, Goodrich, Gower, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lato, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Menos, Merkt, Moody, Olson, Opitz, Plewa, Porter, Quackenbush, Roberts, Rooney, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Ward and Wood -- 47.

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Absent or not voting -- Everson and Matty -- 2.

Motion carried.

Assembly amendment 3 to Senate Bill 133 offered by Representatives Barry and Johnston.

Representative Wahner moved rejection of assembly amendment 3 to Senate Bill 133.

The question was: Shall assembly amendment 3 to Senate Bill 133 be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Behnke, Brist, Coggs, Czerwinski, Dandeneau, Day, Dorff, Ducholm, Early, Elconin, Ferrall, Flintrop, Groshek, Hanson, Johnson, Kedrowski, Lallensack, Lee, Lingren, Loftus, Looby, McClain, Metz, Miller, Mohn, Munts, Murray, Norquist, Otte, Pabst, Roberts, Rutkowski, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 39.

Noes -- Andrea, Ausman, Barry, Bear, Bradley, Byers, Clarenbach, Conradt, DeLong, Donoghue, Duren, Ellis, Engleiter, Fischer, Gerlach, Goodrich, Gower, Gunderson, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Kirby, Klicka, Lato, Leopold, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Medinger, Menos, Merkt, Moody, Olson, Opitz, Plewa, Porter, Potter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Thompson, Travis, Tregoning, Ward and Wood -- 58.

Absent or not voting -- Everson and Matty -- 2.

Motion failed.

The question was: Shall assembly amendment 3 to Senate Bill 133 be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Bradley, Byers, Clarenbach, Conradt, DeLong, Donoghue, Duren, Engleiter, Fischer, Gerlach, Goodrich, Gower, Gunderson, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lato, Leopold, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Medinger, Merkt,

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Moody, Olson, Opitz, Plewa, Porter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Tesmer, Thompson, Travis, Tregoning, Ward and Wood -- 54.

Noes -- Barczak, Behnke, Brist, Coggs, Czerwinski, Dandeneau, Day, Dorff, Ducholm, Early, Elconin, Ellis, Ferrall, Flintrop, Groshek, Hanson, Johnson, Kedrowski, Kirby, Lallensack, Lee, Lingren, Loftus, Looby, McClain, Menos, Metz, Miller, Mohn, Munts, Murray, Norquist, Otte, Pabst, Potter, Roberts, Rutkowski, Swoboda, Tropman, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 43.

Absent or not voting -- Everson and Matty -- 2.

Motion carried.

The question was: Shall Senate Bill 133 be ordered to a third reading?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Senate Bill 133 be given a third reading. Granted.

The question was: Senate Bill 133 having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Ducholm, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Lee, Leopold, Litscher, Loftus, Looby, Lorman, McClain, McEssy, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Roth, Rutkowski, Soucie, Tesmer, Thompson, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 68.

Noes -- Andrea, Bradley, Duren, Gerlach, Goodrich, Gower, Hauke, Kirby, Klicka, Lallensack, Lato, Lewis, Lewison, Luckhardt, Menos, Merkt, Olson, Opitz, Porter, Quackenbush, Schmidt, Schneider, Schricker, Shabaz, Snyder, Swoboda, Travis and Wood -- 28.

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Absent or not voting -- Everson, Lingren and Matty -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 133** be immediately messaged to the senate. Granted.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly substitute amendment 1 to **Assembly Bill 5**

On page 2, line 2, after "calendar" insert "year".

Assembly Bill 76

On page 2, line 5, substitute "prurient" for "purient".

Assembly Bill 257

On page 2, in both lines 4 and 5, substitute "973.07" for "973.09".

VISITORS

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

Royce and Audrey Zesiger and their children Dale and Dennis, from Exeland, guests of Representative Schricker.

Mr. Larry Beale from Milwaukee, guest of Representative Menos.

Eighth grade students of St. John's Lutheran School, accompanied by their principal Carl F. Bartels from Watertown, guests of Representatives Luckhardt and Lorman.

Pete Bibelhausen from Eau Claire, guest of Representative Looby.

Mr. and Mrs. Clarence Gohlke from Fremont, guests of Representative Swoboda.

Mr. and Mrs. Harold Kringle from Barron, guests of Representatives Dueholm and Schricker.

Mrs. Jean Baldwin Barry from Lakeside, Montana, guest of Representative Barry.

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Mr. and Mrs. Wayne Cattanach from Marshfield, guests of Representative Hasenohrl.

John Benson from Marshall, guest of Representative Thompson.

Merle Schultz from Menomonie, guest of Representative Ausman.

Ken Oldenburg and Neil Lemay, guests of Representative Donoghue.

Third grade students of Orchard Ridge Elementary School, accompanied by Mrs. Shield and Mr. Cornwell, guests of Representative Munts.

Representative Wahner moved that the assembly stand adjourned pursuant to Assembly Joint Resolution 12.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

9:35 P.M.