

JOURNAL OF THE ASSEMBLY [March 30, 1977]

STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

WEDNESDAY, March 30, 1977.

9:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Wells Grogan of First Congregational Church, 1609 University Avenue, Madison.

Representative Opitz 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, 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, Matty, 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, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 96.

Absent -- None.

Absent with leave -- DeLong, Everson and Tregoning -- 3.

AMENDMENTS OFFERED

Assembly amendment 2 to **Assembly Joint Resolution 39** offered by Representatives Leopold, Gunderson, Goodrich, Conradt, Lewison and Ward.

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 71** offered by Representative Pabst.

Assembly substitute amendment 1 to **Assembly Bill 128** offered by Representative Klicka.

Assembly amendment 1 to **Assembly Bill 202** offered by Representative Vanderperren.

Assembly amendment 1 to **Assembly Bill 311** offered by Representatives Gower and Behnke.

Assembly substitute amendment 1 to **Assembly Bill 433** offered by Representative Duren.

Assembly amendment 1 to **Assembly Bill 434** offered by Representative Pabst.

Assembly amendment 1 to **Assembly Bill 441** offered by Representative Groshek.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Joint Resolution 42

Relating to authorizing state-operated lotteries (2nd consideration).

By Representatives Hauke, Pabst, McClain, Rogers, Plewa, Tuczynski, Kincaid, Behnke, Bear, Gerlach, Barczak, Leopold, DeLong and Gower, co-sponsored by Senators Parys, Goyke, Theno and Berger.

To committee on Revenue.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

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Assembly Bill 534

Relating to municipal election of inclusion of certain policemen and firemen under the Wisconsin retirement fund.

By Representatives Dandeneau and DeLong, co-sponsored by Senator Dorman, by request of League of Wisconsin Municipalities.

To Joint Survey Committee on Retirement Systems.

Assembly Bill 535

Relating to prohibiting the employing of illegal aliens and providing a penalty.

By Representatives Potter, Otte, Wood, Looby, Dandeneau, Lallensack, Rogers, Behnke, Murray, Vanderperren, Medinger, Dorff, Duren, Menos, Pabst, Hasenohrl, Mohn, Hauke, Tuczynski, Gerlach and Lato, co-sponsored by Senator Keppler.

To committee on Labor.

Assembly Bill 536

Relating to limits on annual increase in school district equalized valuation.

By Representatives Thompson, Lewison, Schricker, Donoghue, Matty, Bradley, Luckhardt, Merkt, Schmidt, Conradt, DeLong and Goodrich.

To committee on Education.

Assembly Bill 537

Relating to revising the procedure by which a town may create a public inland lake protection and rehabilitation district.

By Representatives Schricker, Schmidt, Byers, Kedrowski, Ausman, Lewison, McEssy and Murray.

To committee on Natural Resources.

Assembly Bill 538

Relating to interference with the custody of a child and providing penalties.

By Representatives Hauke, Pabst, Munts, Bear, Behnke, Tropman and Thompson, co-sponsored by Senator Flynn.

To committee on Judiciary.

Assembly Bill 539

Relating to operators' licenses for persons having epilepsy.

By Representatives Munts, Wahner, Ausman, Thompson, Groshek and Vanderperren, co-sponsored by Senator Berger.

To committee on Health and Social Services.

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Assembly Bill 540

Relating to allowing sales and use tax refunds of less than \$2 upon request.

By Representatives McClain and Loftus.

To committee on Revenue.

COMMITTEE REPORTS

The committee on Revenue reports and recommends:

Assembly Joint Resolution 19

Directing the legislative council to study the feasibility of income taxes being paid on a staggered basis throughout the year.

Adoption: Ayes: (7) Noes: (3)

To committee on Rules.

MARLIN SCHNEIDER
Chairperson

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:

A joint certificate of congratulations by the entire membership of the senate; co-sponsored by Representatives Wahner, McEssy and Leopold for the Marquette Warriors and Coach Al McGuire on the occasion of their winning of the NCAA Basketball Championship.

Representative Wahner asked unanimous consent that the motion under joint rule 26 be taken from the senate message and taken up at this time. Granted.

Representative Pabst asked unanimous consent that the entire membership of the assembly be made co-sponsors of the motion under joint rule 26. Granted.

The question was: Shall the motion under joint rule 26 be concurred in?

Motion carried.

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Representative Wahner asked unanimous consent that the rules be suspended and that the motion under joint rule 26 be immediately messaged to the senate. Granted.

CALENDAR OF WEDNESDAY, MARCH 30, 1977

Assembly Bill 42

Relating to appointment of the police chief and chief engineer of the fire department in cities of the 1st class.

Representative Shabaz moved rejection of assembly amendment 2 to **Assembly Bill 42**.

The question was: Shall assembly amendment 2 to **Assembly Bill 42** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hauke, Johnston, Kincaid, Lewis, Lewison, Lorman, Luckhardt, McEssy, Menos, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Swoboda, Thompson and Travis -- 35.

Noes -- Ausman, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Duren, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Matty, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 60.

Absent or not voting -- Everson, Klicka, Snyder and Tregoning -
- 4.

Motion failed.

The question was: Shall assembly amendment 2 to **Assembly Bill 42** be adopted?

Motion carried.

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Representative Dorff moved indefinite postponement of **Assembly Bill 42**.

The question was: Shall **Assembly Bill 42** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Andrea, Behnke, Bradley, Conradt, Dorff, Goodrich, Hauke, Klicka, Lallensack, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Plewa, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer and Thompson -- 30.

Noes -- Ausman, Barczak, Barry, Bear, Brist, Byers, Clarenbach, Cogg, Czerwinski, Dandeneau, Day, Donoghue, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Opitz, Otte, Pabst, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 66.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion failed.

The question was: Shall **Assembly Bill 42** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 42** be given a third reading.
Representative Shabaz objected.

Representative Wahner moved that the rules be suspended and that **Assembly Bill 42** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 42** be given a third reading?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 66.

Noes -- Behnke, Bradley, Conradt, Dorff, Goodrich, Gower, Hauke, Klicka, Lallensack, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Plewa, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda and Thompson -- 30.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

The question was: **Assembly Bill 42** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bear, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, Donoghue, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Matty, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Opitz, Otte, Pabst, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 69.

Noes -- Andrea, Behnke, Bradley, Dorff, Goodrich, Hauke, Klicka, Lallensack, Lewis, Lewison, Lorman, Luckhardt, McEssy, Menos, Merkt, Murray, Olson, Plewa, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda and Thompson -- 27.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 42** be immediately messaged to the senate. Granted.

Assembly Bill 44

Relating to filing complaints against police.

The question was: Shall assembly amendment 1 to **Assembly Bill 44** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 44** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Opitz, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Soucie, Tesmer, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 73.

Noes -- Bradley, Conradt, Goodrich, Gower, Hasenohrl, Klicka, Lallensack, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Porter, Schricker, Shabaz, Snyder, Swoboda and Thompson -- 23.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 44** be given a third reading. Granted.

The question was: **Assembly Bill 44** having been read three times, shall the bill pass?

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The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schneider, Soucie, Tesmer, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 69.

Noes -- Bradley, Conradt, Day, Goodrich, Gower, Hasenohrl, Klicka, Lallensack, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Plewa, Porter, Schmidt, Schricker, Shabaz, Snyder, Swoboda and Thompson -- 27.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 44** be immediately messaged to the senate. Granted.

Assembly Bill 75

Relating to establishing closing hours for Class "A" fermented malt beverage establishments.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 75** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 75** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis,

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Engleiter, Ferrall, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 88.

Noes -- Brist, Dandeneau, Day, Flintrop, Hauke, Kirby, Rooney and Rutkowski -- 8.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Assembly Bill 75 be given a third reading. Granted.

The question was: Assembly Bill 75 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, Coggs, Conradt, Czerwinski, Day, Donoghue, Dorff, Ducholm, Duren, Ellis, Engleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnson, Johnston, Kincaid, Klicka, Lallensack, Lato, Lee, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 84.

Noes -- Brist, Clarenbach, Dandeneau, Early, Elconin, Hauke, Kedrowski, Kirby, Leopold, Norquist, Rooney and Rutkowski -- 12.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

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Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 75** be immediately messaged to the senate. Granted.

Assembly Bill 293

Relating to license fees for Class "A" retail beer licenses.

Assembly amendment 1 to **Assembly Bill 293** offered by Representatives Ausman, Mohn and Gunderson.

The question was: Shall assembly amendment 1 to **Assembly Bill 293** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 293** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, 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, Matty, 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, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 96.

Noes -- None.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 293** be given a third reading. Granted.

The question was: **Assembly Bill 293** having been read three times, shall the bill pass?

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The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, 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, Schricker, Soucie, Swoboda, Tesmer, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 92.

Noes -- Matty, Shabaz, Snyder and Thompson -- 4.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 293** be immediately messaged to the senate. Granted.

Assembly Bill 96

Relating to a general "good Samaritan" law.

Assembly amendment 1 to **Assembly Bill 96** offered by Representatives Thompson, Hanson and Rooney.

The question was: Shall assembly amendment 1 to **Assembly Bill 96** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 96** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Early,

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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, Matty, 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, Tropman, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 95.

Noes -- None.

Absent or not voting -- DeLong, Everson, Tregoning and Tuczynski -- 4.

Motion carried.

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

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 96** be given a third reading. Granted.

The question was: **Assembly Bill 96** 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, Cogg, Conradt, Czerwinski, Dandeneau, Day, 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, Matty, Medinger, Menos, Merkt, Metz, 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, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 95.

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Noes -- None.

Absent or not voting -- DeLong, Everson, Miller and Tregoning -- 4.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 96** be immediately messaged to the senate. Granted.

Assembly Bill 99

Relating to prohibiting false statements by condemnors to property owners and imposing a penalty.

Representative Snyder asked unanimous consent that assembly substitute amendment 1 to **Assembly Bill 99** be revived. Granted.

Representative Hanson moved rejection of assembly substitute amendment 1 to **Assembly Bill 99**.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 99** offered by Representative Hephner.

Representative Hanson moved rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 99**.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 99** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Early, Elconin, Engeleiter, Ferrall, Flintrop, Gerlach, Goodrich, Gower, Hanson, Hauke, Johnson, Johnston, Kedrowski, Kirby, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Opitz, Otte, Plewa, Porter, Roberts, Rogers, Rooney, Roth, Rutkowski, Schneider, Schricker, Shabaz, Soucie, Tesmer, Thompson, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 69.

Noes -- Ausman, Bradley, Byers, Conradt, Donoghue, Dorff, Duren, Ellis, Fischer, Groshek, Gunderson, Hasenohrl, Hephner,

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Kincaid, Klicka, Lallensack, Menos, Merkt, Murray, Olson, Pabst, Potter, Quackenbush, Schmidt, Snyder, Swoboda and Travis -- 27.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 99** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Cogs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 63.

Noes -- Ausman, Bradley, Byers, Conradt, Donoghue, Ellis, Engleiter, Goodrich, Gower, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Potter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Tesmer, Thompson and Travis -- 32.

Absent or not voting -- DeLong, Everson, Opitz and Tregoning -- 4.

Motion carried.

The question was: Shall assembly amendment 1 to **Assembly Bill 99** be adopted?

Motion carried.

Assembly amendment 2 to Assembly Bill 99 offered by Representatives Shabaz and Snyder.

The question was: Shall assembly amendment 2 to **Assembly Bill 99** be adopted?

Motion carried.

Assembly amendment 3 to Assembly Bill 99 offered by Representative Hephner.

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Representative Hanson moved rejection of assembly amendment 3 to **Assembly Bill 99**.

The question was: Shall assembly amendment 3 to **Assembly Bill 99** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Early, Elconin, Engeleiter, Ferrall, Flintrop, Gerlach, Goodrich, Gunderson, Hanson, Hauke, Johnson, Johnston, Kedrowski, Kirby, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Luckhardt, McClain, McEssy, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Otte, Plewa, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Soucie, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 67.

Noes -- Ausman, Bradley, Conradt, Dorff, Dueholm, Duren, Ellis, Fischer, Gower, Groshek, Hasenohrl, Hephner, Kincaid, Klicka, Lallensack, Lorman, Matty, Merkt, Murray, Norquist, Olson, Opitz, Pabst, Porter, Potter, Snyder, Swoboda, Thompson and Travis -- 29.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

The question was: Shall **Assembly Bill 99** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 99** be given a third reading. Granted.

The question was: **Assembly Bill 99** 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, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Early,

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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, Matty, 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, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 96.

Noes -- None.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 99** be immediately messaged to the senate. Granted.

Assembly Bill 107

Relating to eliminating the requirement that the state airport system include at least one airport in each county.

The question was: Shall **Assembly Bill 107** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 107** be given a third reading. Granted.

The question was: **Assembly Bill 107** 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, Czerwinski, Dandeneau, Day, Donoghue, Dorff, 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,

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Lorman, Luckhardt, McClain, McEssy, Matty, 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, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 93.

Noes -- Ducholm, Duren and Early -- 3.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 107** be immediately messaged to the senate. Granted.

SPECIAL GUESTS

Speaker Jackamonis introduced University of Wisconsin hockey coach Bob Johnson, assistant coach Grant Standbrook, athletic director Elroy Hirsch and team captain John Taft.

On behalf of the assembly Speaker Jackamonis presented them with a certificate under joint rule 26 congratulating the UW hockey team on winning the NCAA championship.

Assembly Bill 138

Relating to the waiver of the bond requirement for a guardian depositing funds in an insured account.

The question was: Shall **Assembly Bill 138** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 138** be given a third reading. Granted.

The question was: **Assembly Bill 138** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, 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, Matty, 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, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 96.

Noes -- None.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 138** be immediately messaged to the senate. Granted.

Assembly Bill 140

Relating to commercial printing of lottery tickets.

The question was: Shall assembly amendment 1 to **Assembly Bill 140** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 140** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 140** be given a third reading. Granted.

The question was: **Assembly Bill 140** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Duren, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 89.

Noes -- Ausman, Dueholm, Lallensack, Quackenbush and Schneider -- 5.

Absent or not voting -- Conradt, DeLong, Everson, McEssy and Tregoning -- 5.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 140** be immediately messaged to the senate. Granted.

Senate Bill 46

Relating to increasing the appropriation for mass transit aids.

Assembly substitute amendment 1 to **Senate Bill 46** offered by Representatives Wahner, Jackamonis, Metz, Ferrall, Medinger, Dandeneau, Flintrop and Rooney.

Representative Shabaz moved rejection of assembly substitute amendment 1 to **Senate Bill 46**.

Representative Early in the chair.

Speaker Jackamonis in the chair.

POINT OF ORDER

Representative Hauke rose to the point of order that assembly substitute amendment 1 to **Senate Bill 46** was not germane under Assembly Rule 50 (1).

The speaker ruled the point of order not well taken.

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The question was: Shall assembly substitute amendment 1 to **Senate Bill 46** be rejected?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bradley, Byers, Conradt, Czerwinski, Day, Donoghue, Duren, Early, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Mohn, Olson, Opitz, Porter, Quackenbush, Roberts, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Wood -- 47.

Noes -- Andrea, Bear, Behnke, Brist, Clarenbach, Coggs, Dandeneau, Dorff, Dueholm, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 49.

Absent or not voting -- DeLong, Everson and Lewis -- 3.

Motion failed.

Representative Shabaz moved that assembly substitute amendment 1 to **Senate Bill 46** be laid on the table.

The question was: Shall assembly substitute amendment 1 to **Senate Bill 46** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bradley, Byers, Conradt, Czerwinski, Day, Donoghue, Duren, Early, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Merkt, Mohn, Olson, Opitz, Porter, Quackenbush, Roberts, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis and Wood -- 48.

Noes -- Andrea, Bear, Behnke, Brist, Clarenbach, Coggs, Dandeneau, Dorff, Dueholm, Elconin, Ferrall, Fischer, Flintrop,

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Gerlach, Hanson, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 48.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion failed.

Assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 46** offered by Representative Barczak.

Representative Shabaz moved rejection of assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 46**.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 46** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Dandeneau, Day, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, 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, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 91.

Noes -- Barczak, Czerwinski, Duren and Hauke -- 4.

Absent or not voting -- DeLong, Everson, Johnston and Tregoning -- 4.

Motion carried.

Representative Early in the chair.

Representative Hauke moved that assembly substitute amendment 1 to **Senate Bill 46** be laid on the table.

Speaker Jackamonis in the chair.

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The question was: Shall assembly substitute amendment 1 to **Senate Bill 46** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Behnke, Bradley, Byers, Conradt, Czerwinski, Day, Donoghue, Duren, Ellis, Engeleiter, Fischer, Goodrich, Gower, Groshek, Gunderson, Hasenohrl, Hauke, Hephner, Johnston, Kedrowski, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roberts, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis and Wood -- 50.

Noes -- Andrea, Bear, Brist, Clarenbach, Coggs, Dandeneau, Dorff, Dueholm, Early, Elconin, Ferrall, Flintrop, Gerlach, Hanson, Johnson, Kirby, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 46.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

Representative Shabaz moved rejection of assembly amendment 1 to **Senate Bill 46**.

Representative Wahner moved that **Senate Bill 46** be laid on the table.

The question was: Shall **Senate Bill 46** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Bear, Bradley, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Dueholm, Duren, Elconin, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hephner, Johnson, Johnston, Kincaid, Kirby, Klicka, Lallensack, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Looby, Lorman, Luckhardt, Matty, Medinger, Menos, Merkt, Metz, Miller, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski,

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Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Thompson, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 76.

Noes -- Barczak, Barry, Behnke, Conradt, Day, Donoghue, Early, Ellis, Hasenohrl, Hauke, Kedrowski, Lato, Litscher, McClain, McEssy, Mohn, Roth, Schmidt, Tesmer and Wood -- 20.

Absent or not voting -- DeLong, Everson and Tregoning -- 3.

Motion carried.

LEAVES OF ABSENCE

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

Representative Thompson asked unanimous consent for a leave of absence for today's session for Representatives DeLong and Tregoning. Granted.

VISITORS

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

Students of Eastern American History Class from Evansville High School, guests of Representative Barry.

Students from Wisconsin Heights High School, Mazomanie, guests of Representatives Duren and Loftus.

Students from Butler Elementary School, guests of Representatives Lingren, Engeleiter and Kirby.

William A. Boyd from Madison Business College, guest of Representative Clarenbach.

Representative Wahner moved that the assembly stand adjourned until 9:00 A.M. tomorrow.

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The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

12:05 P.M.