JOURNAL OF THE ASSEMBLY [April 27, 1977] STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

WEDNESDAY, April 27, 1977.

9:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Thomas Bayes, Jr. of First Baptist Church, 518 N. Franklin Avenue, Madison.

Representative McEssy 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, Early, Elconin, Ellis, Engeleiter, Everson, 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, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 97.

Absent -- None.

Absent with leave -- Duren and Tesmer -- 2.

AMENDMENTS OFFERED

Assembly amendment 3 to Assembly Bill 258 offered by Representative Ausman.

Assembly amendment 3 to Assembly Bill 352 offered by Representative Porter.

Assembly amendment 4 to Assembly Bill 352 offered by Representative Porter.

Assembly amendment 5 to Assembly Bill 352 offered by Representative Porter.

Assembly amendment 6 to Assembly Bill 352 offered by Representative Porter.

Assembly amendment 7 to Assembly Bill 352 offered by Representative Porter.

Assembly amendment 8 to Assembly Bill 352 offered by Representative Porter.

Assembly amendment 9 to Assembly Bill 352 offered by Representative Opitz.

Assembly amendment 10 to Assembly Biti 352-offered by Representative Opitz.

Assembly amendment 11 to Assembly Bill 352 offered by Representative Shabaz.

Assembly amendment 12 to Assembly Biti 352 offered by Representative Porter.

Assembly amendment 13 to Assembly Bill 352 offered by Representative Lorman.

Assembly amendment 14 to Assembly Bill 352 offered by Representative Lorman.

Assembly amendment 15 to Assembly Bill 352 offered by Representative Gower.

Assembly amendment 16 to Assembly Bill 352 offered by Representative Goodrich.

Assembly amendment 17 to Assembly Bill 352 offered by Representative Gower.

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Assembly amendment 18 to Assembly BH 352 offered by Representative Gower.

Assembly amendment 19 to Assembly Bill 352 offered by Representative Gower.

Assembly amendment 1 to Assembly Bill 432 offered by Representative Shabaz.

Assembly amendment 1 to Assembly Bill 470 offered by Representative Everson.

Assembly amendment 5 to Assembly Bill 487 offered by Representative Hephner.

Assembly amendment 6 to Assembly Bill 487 offered by Representative Hephner.

Assembly amendment 1 to Assembly Bill 555 offered by Representatives Ward and Conradt.

Assembly amendment 1 to Assembly Bill 644 offered by Representative Bear.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 703

Relating to relocation payments.

By Representatives Barczak and Coggs.

To committee on Local Affairs.

Assembly Bill 704

Relating to continuing medical education, health care liability insurance, health care liability and patients compensation.

By Representatives Hanson and Thompson, co-sponsored by Senators Morrison, Cullen and Murphy, by request of The Malpractice Committee.

To committee on Insurance and Banking.

Assembly Bill 705

Relating to time limitations on actions against health providers brought by or on behalf of minors.

By Representative Hanson, co-sponsored by Senators Morrison, Cullen and Murphy, by request of the Malpractice Committee.

To committee on Insurance and Banking.

Assembly Bill 706

Relating to the establishment of off-road recreational vehicle trails by the department of natural resources and making an appropriation.

By Representative Ellis, by request of Wisconsin 4-wheel Drive Association.

To committee on Environmental Protection.

Assembly Bill 707

Relating to labeling quality cheese.

By Representatives Lato, Kedrowski, Hephner, Mohn, Loftus and Hasenohrl.

To committee on Agriculture.

Assembly Bill 708

Relating to income limitation for AFDC eligibility.

By Representative Gower.

To committee on Health and Social Services.

Assembly Bill 709

Relating to gas tax credits against income tax and increasing an appropriation.

By Representatives Vanderperren, Day, Conradt, Swoboda, Mohn, Lato, Kedrowski, Schricker and Schmidt, co-sponsored by Senator VanSistine.

To committee on Revenue.

Assembly Bill 710

Relating to registration of vehicle combinations comprised of truck tractors and semitrailers, or trailers used exclusively under permits issued by the highway commission.

By Representatives Vanderperren and Groshek, by request of Department of Transportation.

To committee on Highways.

Assembly Bill 711

Relating to acquisition of controlling interest in a public utility.

By Representatives Soucie, Dandeneau, Medinger and Roberts, co-sponsored by Senator Offner.

To committee on Commerce and Consumer Affairs.

COMMITTEE REPORTS

The committee on Excise and Fees reports and recommends:

Assembly Bill 379

Relating to allowing brewers, bottlers and wholesalers to make contributions to certain organizations holding Class "B" licenses.

Introduction and adoption of assembly amendment 1 to assembly substitute amendment 1:

Ayes: (7) Noes: (3)

Adoption of assembly substitute amendment 1:

Ayes: (6) Noes: (4)

Passage: Ayes: (6) Noes: (4)

To committee on Rules.

Assembly Bill 460

Relating to fermented malt beverage regulations affecting persons under 18 accompanied by an adult spouse.

Passage: Ayes: (10) Noes: (0)

To committee on Rules.

Assembly Bill 559

Relating to the quota of "Class B" retail liquor licenses.

Introduction and adoption of assembly amendment 1:

Ayes: (10) Noes: (0)

Passage: Ayes: (10) Noes: (0)

To committee on Rules.

Assembly Bill 560

Relating to granting liquor licenses to museum restaurants.

Passage: Ayes: (8) Noes: (2)

To committee on Rules.

EUGENE DORFF Chairperson

The committee on Highways reports and recommends:

Assembly Bill 145

Relating to special license plates for former prisoners of war.

Adoption of assembly substitute amendment 1:

Ayes: (10) Noes: (0)

Passage: Ayes: (10) Noes: (0)

To committee on Rules.

Assembly Bill 329

Relating to construction, maintenance and repair of railroad crossings over streets and highways.

Passage: Ayes: (10) Noes: (0) To committee on Rules.

Assembly Bill 364

Relating to motorcycle parking.

Adoption of assembly substitute amendment 1:

Ayes: (9) Noes: (1)

Passage: Ayes: (9) Noes: (1)

To committee on Rules.

Assembly Bill 480

Relating to the number of passengers in a motor vehicle operated by a person with an instructional permit.

Passage: Ayes: (10) Noes: (0)

To committee on Rules.

Assembly Bill ———(lrb 2861)

Relating to defining and regulating mopeds, placing mopeds for certain purposes under the laws regulating bicycles instead of motor-driven cycles, and providing penalties.

Introduction: Ayes: (10) Noes: (0)

CLETUS VANDERPERREN Chairperson

The committee on Local Affairs reports and recommends:

Assembly Bill 223

Relating to state aid to municipalities and counties for revenue losses due to tax exemption of manufacturing machinery and equipment and making appropriations.

Adoption of assembly amendment 1:

Ayes: (12) Noes: (0)

Passage: Ayes: (11) Noes: (1) To Joint Committee on Finance.

Assembly Bill 496

Relating to the authority of municipalities to finance industrial projects.

Adoption of assembly amendment 1: Ayes: (7) Noes: (1)

Passage: Ayes: (6) Noes: (2)

To committee on Rules.

GARY BARCZAK Chairperson

The committee on Small Business reports and recommends:

Assembly Joint Resolution 34

Relating to directing the legislative council to study the regulation of small businesses.

Adoption: Ayes: (12) Noes: (0)

To committee on Rules.

Assembly Bill 523

Relating to state purchasing requirements and creating a council on small and minority business opportunities.

Introduction and adoption of assembly amendment 1:

Ayes: (12) Noes: (0)

Passage: Ayes: (12) Noes: (0)

To committee on Rules.

ROBERT BEHNKE Chairperson

The committee on Transportation reports and recommends:

Assembly Bill 441

Relating to special license numbers.

Adoption of assembly amendment 1: Ayes: (6) Noes: (1)

Passage: Ayes: (4) Noes: (3) To Joint Committee on Finance.

Assembly Bill 116

Relating to registration of aircraft more than 35 years old.

Introduction and adoption of assembly amendment 2:

Ayes: (6) Noes: (2)

Passage: 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 19

Senate Bill 114

Senate Bill 150

Senate Bill 254

ACTION ON THE SENATE MESSAGE

Senate Bill 19

Relating to requiring subdividers to pay the cost of any necessary alteration of existing utilities as a condition of plat approval by a city or village.

By Senators Braun and Swan.

To committee on Local Affairs.

Senate Bill 114

Relating to tax redemption.

By Senator Frank; co-sponsored by Representative Norquist.

To committee on Local Affairs.

Senate Bill 150

Relating to the financing of pedestrian malls in cities of the 1st class.

By Senator Swan, by request of the City of Milwaukee.

To committee on Local Affairs.

Senate Bill 254

Relating to senate review of gubernatorial nominations for appointment.

By Senators Swan, Cullen, Berger, Parys, Braun, Goyke, Van Sistine and Maurer.

To committee on State Affairs.

CALENDAR OF WEDNESDAY, APRIL 27, 1977

Assembly Joint Resolution 37

Directing the legislative council to study the need for weather modification legislation.

Representative Hephner asked unanimous consent that Assembly Joint Resolution 37 be laid on the table. Granted.

Assembly Bill 467

Relating to repealing the "Fair Trade Act".

The question was: Shall Assembly Bill 467 be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Assembly Bill 467 be given a third reading. Granted.

The question was: Assembly Bill 467 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, DeLong, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Engeleiter, Everson, 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, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker — 97.

Noes -- None.

Absent or not voting -- Duren and Tesmer -- 2.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Assembly Bill 467 be immediately messaged to the senate. Granted.

Assembly Bill 504

Relating to the requirement for the appointment of a guardian for disbursements of small estates.

The question was: Shall assembly amendment 1 to Assembly Bill 504 be adopted?

Motion carried.

The question was: Shall Assembly Bill 504 be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Assembly Bill 504 be given a third reading. Granted.

The question was: Assembly BH 504 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, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Engeleiter, Everson, 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, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 96.

Noes -- None.

Absent or not voting -- Coggs, Duren and Tesmer -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Assembly Bill 504 be immediately messaged to the senate. Granted.

Assembly Bill 305

Relating to requiring all hunters to wear back tags.

Representative Wahner asked unanimous consent that Assembly Bill 305 be referred to the Joint Committee on Finance. Granted.

Representative Wahner asked unanimous consent that Assembly Bill 305 be withdrawn from the Joint Committee on Finance and taken up at this time.

Representative Thompson objected.

Representative Wahner moved that the rules be suspended and Assembly Bill 305 be withdrawn from the Joint Committee on Finance and taken up at this time.

The question was: Shall the rules be suspended and Assembly Bill 305 be withdrawn from the Joint Committee on Finance and taken up at this time?

The roll was taken.

The result follows:

Ayes -- Andrea, Barry, Behnke, Bradley, Czerwinski, Dandeneau, Day, DeLong, Dorff, Dueholm, Elconin, Ellis, Everson, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Kedrowski, Kirby, Lallensack, Lato, Litscher, Looby, Lorman, McClain, Medinger, Metz, Miller, Munts, Murray, Olson, Otte, Porter, Potter, Roberts, Schmidt, Schneider, Soucie, Tuczynski, Vanderperren and Mr. Speaker -- 43.

Noes -- Ausman, Barczak, Bear, Brist, Byers, Clarenbach, Coggs, Conradt, Donoghue, Early, Engeleiter, Ferrall, Fischer, Goodrich, Gower, Gunderson, Hephner, Johnson, Johnston, Kincaid, Klicka, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Luckhardt, McEssy, Matty, Menos, Merkt, Mohn, Moody, Norquist, Opitz, Pabst, Plewa, Quackenbush, Rogers, Rooney, Roth, Rutkowski, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Tropman, Wahner, Ward and Wood -- 54.

Absent or not voting -- Duren and Tesmer -- 2.

Motion failed.

Assembly Bill 352

Relating to establishing energy efficiency standards for air conditioners, permitting the department of agriculture to revise the standards after review, prohibiting the sale of air conditioners not in compliance with the standards, requiring a consumer energy information pamphlet, requiring manufacturers to submit certification statements and to conduct tests of air conditioners, granting rule-making authority and providing a penalty.

Representative Opitz moved that Assembly Bill 352 be laid on the table.

Representative Early in the chair.

The question was: Shall Assembly Bill 352 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Bradley, Conradt, DeLong, Goodrich, Gower, Hauke, Hephner, Johnston, Klicka, Lallensack, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Murray, Olson, Opitz, Porter, Potter, Roth, Schricker, Shabaz, Snyder, Swoboda, Thompson and Tregoning -- 29.

Noes -- Andrea, Ausman, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Merkt, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 66.

Absent or not voting -- Barczak, Duren, Kincaid and Tesmer -- 4.

Motion failed.

The question was: Shall assembly amendment 1 to Assembly Bill 352 be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to Assembly Bill 352 be adopted?

Motion carried.

Representative Munts moved rejection of assembly amendment 3 to Assembly Bill 352.

The question was: Shall assembly amendment 3 to Assembly Bill 352 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman,

McClain, McEssy, Matty, Medinger, Merkt, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 74.

Noes -- Bradley, Byers, Conradt, Engeleiter, Gower, Hephner, Johnston, Kincaid, Klicka, Lewis, Luckhardt, Menos, Murray, Olson, Opitz, Porter, Roth, Schricker, Shabaz, Snyder, Swoboda, Thompson and Tregoning -- 23.

Absent or not voting -- Duren and Tesmer -- 2.

Motion carried.

Representative Munts moved rejection of assembly amendment 4 to Assembly Bill 352.

The question was: Shall assembly amendment 4 to Assembly Bill 352 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Gunderson, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Wood -- 76.

Noes -- Bradley, Byers, Conradt, DeLong, Gower, Hauke, Hephner, Lewis, Lewison, Luckhardt, McEssy, Murray, Olson, Opitz, Porter, Roth, Schricker, Shabaz, Snyder and Thompson -- 20.

Absent or not voting -- Duren, Tesmer and Mr. Speaker -- 3.

Motion carried.

Representative Munts moved rejection of assembly amendment 5 to Assembly Bill 352.

The question was: Shall assembly amendment 5 to Assembly Bill 352 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Matty, Medinger, Merkt, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker - 62.

Noes -- Ausman, Bradley, Byers, Conradt, DeLong, Engeleiter, Everson, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lewis, Lewison, Litscher, Luckhardt, McEssy, Menos, Murray, Olson, Opitz, Porter, Potter, Quackenbush, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis and Tregoning -- 35.

Absent or not voting -- Duren and Tesmer -- 2.

Motion carried.

Representative Munts moved rejection of assembly amendment 6 to Assembly Bill 352.

The question was: Shall assembly amendment 6 to Assembly Bill 352 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Dueholm, Early, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Merkt, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Travis, Tropman, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 63.

Noes -- Barczak, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Engeleiter, Goodrich, Gower, Groshek, Hauke, Hephner, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Murray, Olson, Opitz, Porter, Rogers, Roth,

Schricker, Shabaz, Snyder, Swoboda, Thompson and Tregoning -- 33.

Absent or not voting -- Duren, Tesmer and Tuczynski -- 3.

Motion carried.

Representative Munts moved rejection of assembly amendment 7 to Assembly Bill 352.

The question was: Shall assembly amendment 7 to Assembly Bill 352 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Bear, Clarenbach, Coggs, Dandeneau, Dueholm, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, Looby, McClain, Medinger, Metz, Miller, Moody, Munts, Norquist, Otte, Plewa, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 42.

Noes -- Ausman, Barczak, Barry, Behnke, Bradley, Brist, Byers, Conradt, Czerwinski, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Mohn, Murray, Olson, Opitz, Pabst, Porter, Potter, Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Tuczynski and Wood -- 55.

Absent or not voting -- Duren and Tesmer -- 2.

Motion failed.

Representative Jackamonis moved that assembly amendment 7 to Assembly Bill 352 be laid on the table.

The speaker in the chair.

The question was: Shall assembly amendment 7 to Assembly Bill 352 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Early, Elconin, Ferrall,

Fischer, Flintrop, Groshek, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Roberts, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tropman, Vanderperren, Wahner and Mr. Speaker -- 44.

Noes -- Andrea, Ausman, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Everson, Gerlach, Goodrich, Gower, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Leopold, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Potter, Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis, Tregoning, Tuczynski, Ward and Wood -- 53.

Absent or not voting -- Duren and Tesmer -- 2.

Motion failed.

The question was: Shall assembly amendment 7 to Assembly Bill 352 be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Everson, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Leopold, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Plewa, Porter, Potter, Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis, Tregoning, Tuczynski, Ward and Wood -- 57.

Noes -- Barczak, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Early, Elconin, Ferrall, Fischer, Flintrop, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Roberts, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tropman, Vanderperren, Wahner and Mr. Speaker -- 40.

Absent or not voting -- Duren and Tesmer -- 2.

Motion carried.

Assembly amendment 1 to assembly amendment 8 to Assembly Bill 352 offered by Representative Porter.

The question was: Shall assembly amendment 1 to assembly amendment 8 to Assembly Bill 352 be adopted?

Motion carried.

The question was: Shall assembly amendment 8 to Assembly Bill 352 be adopted?

Motion carried.

Representative Munts moved rejection of assembly amendment 9 to Assembly Bill 352.

The question was: Shall assembly amendment 9 to Assembly Bill 352 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 67.

Noes -- Barczak, Bradley, Byers, Conradt, DeLong, Engeleiter, Goodrich, Gower, Hauke, Hephner, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkt, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson and Tregoning -- 29.

Absent or not voting -- Duren, Olson and Tesmer -- 3.

Motion carried.

Representative Opitz asked unanimous consent that assembly amendment 10 to Assembly Bill 352 be withdrawn and returned to the author. Granted.

The question was: Shall assembly amendment 11 to Assembly Bill 352 be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, 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, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 94.

Noes -- Hephner, Kirby and Soucie -- 3.

Absent or not voting -- Duren and Tesmer -- 2.

Motion carried.

Representative Munts moved rejection of assembly amendment 12 to Assembly Bill 352.

The question was: Shall assembly amendment 12 to Assembly Bill 352 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Early, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Matty, Medinger, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 68.

Noes -- Bradley, Byers, Conradt, DeLong, Donoghue, Engeleiter, Goodrich, Gower, Gunderson, Hauke, Hephner, Kincaid, Klicka, Lewis, Lewison, Litscher, Luckhardt, McEssy, Menos, Olson, Opitz, Porter, Roth, Schricker, Shabaz, Snyder, Swoboda, Thompson and Tregoning -- 29.

Absent or not voting -- Duren and Tesmer -- 2.

Motion carried.

Representative Porter moved rejection of assembly amendment 13 to Assembly Bill 352.

The question was: Shall assembly amendment 13 to Assembly Bill 352 be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Bear, Clarenbach, DeLong, Elconin, Ellis, Goodrich, Groshek, Klicka, Lato, Lewison, Luckhardt, Norquist, Plewa, Porter, Schricker, Thompson and Tregoning -- 19.

Noes -- Andrea, Ausman, Behnke, Bradley, Brist, Byers, Coggs, Conradt, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Early, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gower, Gunderson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, Lorman, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Olson, Opitz, Otte, Pabst, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 76.

Absent or not voting -- Dueholm, Duren, Hanson and Tesmer -- 4.

Motion failed.

Assembly amendment 1 to assembly amendment 13 to Assembly Bill 352 offered by Representative Gower.

The question was: Shall assembly amendment 1 to assembly amendment 13 to Assembly Bill 352 be adopted?

The roll was taken.

The result follows:

Ayes -- Ausman, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Dueholm, Ellis, Engeleiter, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lewis, Lewison, Lingren, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Porter, Potter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis and Wood -- 43.

Noes -- Andrea, Barczak, Barry, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Hasenohrl, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 54.

Absent or not voting -- Duren and Tesmer -- 2.

Motion failed.

Representative Goodrich moved that assembly amendment 13 to Assembly Bill 352 be laid on the table.

The question was: Shall assembly amendment 13 to Assembly Bill 352 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Ellis, Engeleiter, Everson, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Looby, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Murray, Olson, Opitz, Porter, Potter, Roth, Schmidt, Schricker, Shabaz, Swoboda, Thompson, Travis, Tregoning, Vanderperren and Wood -- 50.

Noes -- Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Dueholm, Early, Elconin, Ferrall, Fischer, Flintrop, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, Lorman, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Schneider, Snyder, Soucie, Tropman, Tuczynski, Wahner, Ward and Mr. Speaker -- 46.

Absent or not voting -- Duren, Quackenbush and Tesmer -- 3.

Motion carried.

Representative Kedrowski moved rejection of assembly amendment 14 to Assembly Bill 352.

The question was: Shall assembly amendment 14 to Assembly Bill 352 be rejected?

The roll was taken.

The result follows:

Ayes -- Brist, Kedrowski, Kirby and Medinger -- 4.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kincaid, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, 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, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 92.

Absent or not voting -- Dueholm, Duren and Tesmer -- 3.

Motion failed.

The question was: Shall assembly amendment 14 to Assembly Bill 352 be adopted?

Motion carried.

Assembly amendment 1 to assembly amendment 15 to Assembly Bill 352 offered by Representative Munts.

The question was: Shall assembly amendment 1 to assembly amendment 15 to Assembly Bill 352 be adopted?

Motion carried.

The question was: Shall assembly amendment 15 to Assembly Bill 352 be adopted?

Motion carried.

Representative Munts moved rejection of assembly amendment 16 to Assembly Bill 352.

The question was: Shall assembly amendment 16 to Assembly Bill 352 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Dueholm, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 53.

Noes -- Ausman, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Ellis, Engeleiter, Everson, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Porter, Potter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis and Tregoning -- 44.

Absent or not voting -- Duren and Tesmer -- 2.

Motion carried.

Representative Munts moved rejection of assembly amendment 17 to Assembly Bill 352.

The question was: Shall assembly amendment 17 to Assembly Bill 352 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 52.

Noes -- Barry, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Early, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Kincaid, Klicka, Lallensack, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Ward -- 42.

Absent or not voting -- Dueholm, Duren, Hanson, Otte and Tesmer -- 5.

Motion carried.

Representative Wahner moved rejection of assembly amendment 18 to Assembly Bill 352.

The question was: Shall assembly amendment 18 to Assembly Bill 352 be rejected?

Motion carried.

The question was: Shall assembly amendment 19 to Assembly Bill 352 be adopted?

Motion carried.

The question was: Shall Assembly Bill 352 be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Assembly Bill 352 be given a third reading. Representative Opitz objected.

Representative Wahner moved that the rules be suspended and Assembly Bill 352 be given a third reading.

The question was: Shall the rules be suspended and Assembly Bill 352 be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, DeLong, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gunderson, Hanson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 82.

Noes -- Bradley, Conradt, Day, Engeleiter, Gower, Groshek, Hephner, Klicka, Lewis, Olson, Opitz, Roth, Shabaz, Snyder and Thompson -- 15.

Absent or not voting -- Duren and Tesmer -- 2.

Motion carried.

The question was: Assembly Bill 352 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, DeLong, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Gunderson, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 86.

Noes - Day, Groshek, Hauke, Hephner, Lallensack, Lewis, Olson, Opitz, Roth, Shabaz and Snyder - 11.

Absent or not voting -- Duren and Tesmer -- 2.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Assembly Bill 352 be immediately messaged to the senate. Granted.

LEAVES OF ABSENCE

Representative Wahner asked unanimous consent for a leave of absence for today's session for Representatives Duren and Tesmer. Granted.

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

Members of state of Wisconsin Employment Trust Fund, guests of Representative Bear.

Students of St. Mary's School, accompanied by teachers Mrs. Roob, Mrs. Plier, Mrs. P. Hansen, Mrs. A. Hanson, Mrs. Federspiel, Mrs. Flierl, Mrs. Pinkowski and Sister Linda from Port Washington, guests of Representative Opitz.

Students from General Mitchell School, Cudahy, guests of Representative Plewa.

Students of Richland Center School, accompanied by chaperones Mr. Ken Lewis, Mr. Bill Harris, Mr. Andrew Spees and Mrs. Adsit from Richland Center, guests of Representative Duren.

Toni Lawson from Green Bay and Brown County Extension Homemakers from Brown County, guests of Representatives Metz, Fischer, Vanderperren, Gower and Swoboda.

Students from St. Peter Clavier School accompanied by Mrs. Helen Girdukes from Sheboygan, guests of Representatives Otte and Potter.

Students of Immaculate Conception School, accompanied by Dennis Kuznacic, Mrs. Posewitz, Mrs. Weber, Mrs. Entringer and Mrs. Feustel from Sheboygan, guests of Representatives Otte and Potter.

Students of Plover-Whiting Elementary School, accompanied by Mrs. Carney, Mrs. Schroeder and Mr. Christiano from Stevens Point, guests of Representative Groshek.

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

The question was: Shall the assembly stand adjourned? Motion carried.

The assembly stood adjourned.

12:20 P.M.