

JOURNAL OF THE ASSEMBLY [April 28, 1977]

STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

THURSDAY, April 28, 1977.

9:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Vernon K. Forsberg of Westminster Presbyterian Church, 4100 Nakoma Road, Madison.

Eugene Harrington of the Milwaukee Journal 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, Engleleiter, 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 -- 98.

Absent -- None.

Absent with leave -- Tesmer -- 1.

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 294** offered by Representative Vanderperren.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 300** offered by Representative Rogers.

Assembly amendment 2 to **Assembly Bill 353** offered by Representative Porter.

Assembly amendment 3 to **Assembly Bill 353** offered by Representative Opitz.

Assembly amendment 4 to **Assembly Bill 353** offered by Representative Porter.

Assembly amendment 5 to **Assembly Bill 353** offered by Representative Opitz.

Assembly amendment 6 to **Assembly Bill 353** offered by Representative Porter.

Assembly amendment 7 to **Assembly Bill 353** offered by Representatives Munts, Kedrowski, Lorman, Dandeneau, Wahner and Loftus.

Assembly amendment 8 to **Assembly Bill 353** offered by Representatives Wood, Murray, Hephner and Porter.

Assembly amendment 9 to **Assembly Bill 353** offered by Representative Porter.

Assembly amendment 10 to **Assembly Bill 353** offered by Representative Porter.

Assembly amendment 11 to **Assembly Bill 353** offered by Representative Porter.

Assembly amendment 12 to **Assembly Bill 353** offered by Representatives Munts, Lorman and Kedrowski.

Assembly amendment 13 to **Assembly Bill 353** offered by Representative Opitz.

Assembly amendment 14 to **Assembly Bill 353** offered by Representative Wahner.

Assembly amendment 15 to **Assembly Bill 353** offered by Representatives Munts, Lorman and Kedrowski.

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Assembly amendment 16 to Assembly Bill 353 offered by Representative Gower.

Assembly amendment 17 to Assembly Bill 353 offered by Representative Gower.

Assembly amendment 18 to Assembly Bill 353 offered by Representative Opitz.

Assembly amendment 19 to Assembly Bill 353 offered by Representative Duren.

Assembly amendment 20 to Assembly Bill 353 offered by Representative Gower.

Assembly amendment 21 to Assembly Bill 353 offered by Representative Gower.

Assembly amendment 1 to assembly amendment 21 to Assembly Bill 353 offered by Representatives Lorman and Munts.

Assembly amendment 22 to Assembly Bill 353 offered by Representatives Munts, Lorman and Wahner.

Assembly amendment 23 to Assembly Bill 353 offered by Representatives Munts and Lorman.

Assembly amendment 24 to Assembly Bill 353 offered by Representative Dorff.

Assembly amendment 25 to Assembly Bill 353 offered by Representative Wood.

Assembly amendment 26 to Assembly Bill 353 offered by Representative Gower.

Assembly amendment 1 to Assembly Bill 421 offered by Representatives Vanderperren and Hasenohrl.

Assembly amendment 1 to Assembly Bill 451 offered by Representative Porter.

Assembly amendment 7 to Assembly Bill 487 offered by Representatives McClain, Day, Moody and Elconin.

Assembly amendment 8 to Assembly Bill 487 offered by Representative Wood.

Assembly amendment 9 to Assembly Bill 487 offered by Representative Roth.

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Assembly amendment 10 to **Assembly Bill 487** offered by Representative Shabaz.

Assembly amendment 11 to **Assembly Bill 487** offered by Representative Tuczynski.

Assembly substitute amendment 1 to **Assembly Bill 490** offered by Representatives Pabst, Coggs, Merkt and Elconin.

Assembly amendment 1 to **Assembly Bill 623** offered by Representative Dorff.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Joint Resolution 51

Relating to limiting budget increases to 6% plus the percentage of population change (1st consideration).

By Representatives Thompson, Tregoning, Luckhardt, DeLong, Goodrich, Porter, Lewison, Klicka, Conradt, Gower, Kincaid, Travis, Snyder, Merkt and Schmidt.

To committee on State Affairs.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 712

Relating to eligibility of certain members of the national guard for the veterans housing loan program.

By Representatives Vanderperren, Schricker, Byers, Bradley, Lewison, Schmidt, McEssy, Conradt, Kincaid and Behnke.

To committee on Veterans and Military Affairs.

Assembly Bill 713

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

By Committee on Highways.

To committee on Highways.

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Assembly Bill 714

Relating to confidentiality of motor and special fuel, cigarette and intoxicating beverage tax information, procedures in demanding tax reports from motor and special fuel nonfilers, cigarette tax enforcement, transferring oleomargarine regulation from the department of revenue to the department of agriculture and providing penalties.

By Representatives Dorff, Behnke, Mohn, Conradt, Byers and Bradley, co-sponsored by Senator Parys.

To committee on Excise and Fees.

Assembly Bill 715

Relating to beer and liquor licensing and taxation, priority distribution of property of an insolvent person and eliminating licensing of distributors of coin-operated machines.

By Representatives Dorff, Metz, Behnke, Vanderperren, Conradt and Bradley, co-sponsored by Senators Parys and Maurer.

To committee on Excise and Fees.

Assembly Bill 716

Relating to voluntary binding arbitration of claims based on professional liability of health care providers.

By Representatives Hanson, Rooney, Thompson, Flintrop, Schricker, Kedrowski, Andrea, Gunderson, Loftus, Murray, Quackenbush, Czerwinski, Travis, McClain and Kincaid, by request of Wisconsin Physicians' Alliance, State Medical Society.

To committee on Insurance and Banking.

Assembly Bill 717

Relating to the nonduplication of benefits paid to claimants in health care liability actions.

By Representatives Hanson, Rooney, Thompson, Flintrop, Schricker, Kedrowski, Andrea, Gunderson, Loftus, Quackenbush, Travis, McClain and Kincaid, by request of Wisconsin Physicians' Alliance, State Medical Society.

To committee on Insurance and Banking.

Assembly Bill 718

Relating to contracts for student spaces in colleges of optometry and optometric medicine and making an appropriation.

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By Representatives Barry, Loftus, Schricker, Plewa, Lallensack, Litscher, Clarenbach, Schneider, Ausman, Roberts, Fischer, Hasenohrl, Behnke, Kincaid, Brist, Engeleiter, Rutkowski, Metz, Hanson, Andrea, Potter, Rooney, Quackenbush, Leopold, Bear, Tregoning, Thompson, McClain, Dorff, Rogers, Lingren and Johnston, co-sponsored by Senators Berger, Chilsen, Goyke, Maurer, Thompson, Bablitch, Peloquin and Flynn.

To committee on Education.

COMMUNICATION

State of Wisconsin
Department of State
Madison

To Whom It May Concern:

Dear Sir: Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

Bill, Jt. Res. or Res.	Chapter No.	Publication date
Assembly Bill 94	8	April 28, 1977

DOUGLAS LaFOLLETTE
Secretary of State

COMMITTEE REPORTS

The committee on Enrolled Bills reports and recommends:

Assembly Bill 152
Assembly Bill 160
Assembly Bill 163
Assembly Bill 200

Correctly enrolled.

GERVASE HEPHNER
Chairperson

The committee on Internal Management reports and recommends:

Assembly Bill 357

Relating to guidelines for reimbursement of travel expenses by the state.

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Adoption of assembly amendment 1:

Ayes: (5) Noes: (0)

Passage: Ayes: (5) Noes: (0)

To Joint Committee on Finance.

SHARON METZ

Chairperson

The Joint Committee for Review of Administrative Rules reports and recommends:

Assembly Bill ——— (Irb 4096/1)

Relating to licensing procedures of the psychology examining board.

Introduction: Ayes: (8) Noes: (0)

WILLIAM ROGERS

Assembly Chairperson

The committee on Judiciary reports and recommends:

Senate Bill 10

Relating to notice to creditors and examination and adjustment of claims by probate registrars.

Concurrence: Ayes: (12) Noes: (0)

To committee on Rules.

Assembly Bill 225

Relating to retired county judges serving as reserve judges.

Introduction and adoption of assembly amendment 22:

Ayes: (6) Noes: (5)

Without recommendation: (Assembly Rule 19)

To committee on Rules.

Assembly Bill 446

Relating to intestate succession where husband and wife die as a result of a common accident.

Introduction and adoption of assembly amendment 1:

Ayes: (7) Noes: (4)

Introduction and adoption of assembly amendment 2:

Ayes: (11) Noes: (0)

Passage: Ayes: (11) Noes: (0)

To committee on Rules.

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Assembly Bill 485

Relating to permitting actions for replevin of collateral or leased goods to be brought in circuit court.

Passage: Ayes: (11) Noes: (0)

To committee on Rules.

JAMES RUTKOWSKI
Chairperson

MOTIONS

Representative Wahner asked unanimous consent that **Senate Joint Resolution 34** be withdrawn from the calendar of Thursday, April 28 and taken up at this time. Granted.

Senate Joint Resolution 34

Relating to proclaiming the date of May 1, 1977, as "Law Day U.S.A." and to declaring an open house of the State Capitol.

The question was: Shall **Senate Joint Resolution 34** be concurred in?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 34** be immediately messaged to the senate. Granted.

CALENDAR OF THURSDAY, APRIL 28, 1977

Assembly Joint Resolution 48

Urging John R. Moses to continue in the position of secretary of veterans affairs.

Assembly substitute amendment 1 to **Assembly Joint Resolution 48** offered by Representatives Wahner, Kedrowski, Early, Jackamonis, Leopold and Kirby.

Representative Lallensack moved rejection of assembly substitute amendment 1 to **Assembly Joint Resolution 48**.

Representative Shabaz asked unanimous consent that **Assembly Joint Resolution 48** be laid on the table. Granted.

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Assembly Bill 353

Relating to establishing a natural gas conservation program including prohibiting pilot lights, requiring utility-sponsored consumer education programs and prohibiting nonessential uses of natural gas under the public service commission, granting rule-making authority and providing a penalty.

The question was: Shall assembly amendment 1 to assembly amendment 1 to **Assembly Bill 353** be adopted?

Motion carried.

The question was: Shall assembly amendment 1 to **Assembly Bill 353** be adopted?

Motion carried.

Representative Porter asked unanimous consent that assembly amendment 2 to **Assembly Bill 353** be laid on the table. Granted.

SPECIAL GUEST

Representatives Soucie and Porter escorted Janice Marie Findlay, Wisconsin's 29th "Alice in Dairyland", to the rostrum where she addressed the members of the assembly.

Representative Munts moved rejection of assembly amendment 3 to **Assembly Bill 353**.

The question was: Shall assembly amendment 3 to **Assembly Bill 353** be rejected?

The roll was taken.

The result follows:

Ayes -- Barry, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Ducholm, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Matty, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 50.

Noes -- Andrea, Ausman, Barczak, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Litscher, Luckhardt, McEssy, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter,

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Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Wood -- 48.

Absent or not voting -- Tesmer -- 1.

Motion carried.

Representative Munts moved rejection of assembly amendment 4 to Assembly Bill 353.

Representative Early in the chair.

Representative Kedrowski asked unanimous consent that assembly amendment 4 to Assembly Bill 353 be laid on the table.

Representative Porter objected.

Representative Munts moved that assembly amendment 4 to Assembly Bill 353 be laid on the table.

The question was: Shall assembly amendment 4 to Assembly Bill 353 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Ducholm, Duren, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 50.

Noes -- Andrea, Ausman, Barczak, Barry, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Everson, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lewis, Lewison, Litscher, Luckhardt, McEassy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis and Wood -- 46.

Absent or not voting -- Schricker, Tesmer and Tregoning -- 3.

Motion carried.

The speaker in the chair.

The question was: Shall assembly amendment 5 to Assembly Bill 353 be adopted?

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Motion carried.

Assembly amendment 1 to assembly amendment 6 to **Assembly Bill 353** offered by Representative Wahner.

POINT OF ORDER

Representative Shabaz rose to the point of order that assembly amendment 1 to assembly amendment 6 to **Assembly Bill 353** was not germane under Assembly Rule 50.

Representative Wahner asked unanimous consent that assembly amendment 1 to assembly amendment 6 to **Assembly Bill 353** be withdrawn and returned to the author. Granted.

Representative Wahner asked unanimous consent that assembly amendment 6 to **Assembly Bill 353** be laid on the table.

Representative Porter objected.

Representative Wahner moved that assembly amendment 6 to **Assembly Bill 353** be laid on the table.

Representative Wahner asked unanimous consent to withdraw his motion. Granted.

Representative Munts moved rejection of assembly amendment 6 to **Assembly Bill 353**.

Representative Wahner asked unanimous consent that assembly amendment 14 to **Assembly Bill 353** be taken up at this time.

Representative Shabaz objected.

Representative Wahner moved that the rules be suspended to take up assembly amendment 14 to **Assembly Bill 353** at this time.

The question was: Shall the rules be suspended to take up assembly amendment 14 to **Assembly Bill 353** at this time?

The roll was taken.

The result follows:

Ayes -- Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Early, Elconin, Ferrall, Fischer, Flintrop, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Loftus, Looby, McClain, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Wahner and Mr. Speaker -- 42.

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Noes -- Andrea, Ausman, Barczak, Barry, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Duren, Ellis, Engleleiter, Everson, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Vanderperren, Ward and Wood -- 56.

Absent or not voting -- Tesmer -- 1.

Motion failed.

Assembly amendment 1 to assembly amendment 6 to **Assembly Bill 353** offered by Representative Wahner.

The speaker ruled the point of order raised by Representative Shabaz on assembly amendment 1 to assembly amendment 6 to **Assembly Bill 353** not well taken.

Representative Porter moved rejection of assembly amendment 1 to assembly amendment 6 to **Assembly Bill 353**.

The question was: Shall assembly amendment 1 to assembly amendment 6 to **Assembly Bill 353** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Engleleiter, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Mohn, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Ward and Wood -- 56.

Noes -- Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Elconin, Everson, Ferrall, Fischer, Flintrop, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Leopold, Litscher, Loftus, Looby, McClain, Metz, Miller, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 42.

Absent or not voting -- Tesmer -- 1.

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Motion carried.

The question was: Shall assembly amendment 6 to **Assembly Bill 353** be rejected?

The roll was taken.

The result follows:

Ayes -- Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Elconin, Ferrall, Fischer, Flintrop, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, Looby, McClain, Metz, Miller, Moody, Munts, Norquist, Otte, Plewa, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 39.

Noes -- Andrea, Ausman, Barczak, Barry, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Engeleiter, Everson, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Mohn, Murray, Olson, Opitz, Pabst, Porter, Potter, Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Ward and Wood -- 59.

Absent or not voting -- Tesmer -- 1.

Motion failed.

The question was: Shall assembly amendment 6 to **Assembly Bill 353** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Engeleiter, Everson, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Leopold, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Mohn, Murray, Olson, Opitz, Pabst, Porter, Potter, Quackenbush, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Ward and Wood -- 62.

Noes -- Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Elconin, Ferrall, Fischer, Flintrop, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Loftus, Looby,

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McClain, Metz, Miller, Moody, Munts, Norquist, Otte, Plewa, Roberts, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 36.

Absent or not voting -- Tesmer -- 1.

Motion carried.

The question was: Shall assembly amendment 7 to **Assembly Bill 353** be adopted? .

Motion carried.

Representative Munts moved rejection of assembly amendment 8 to **Assembly Bill 353**.

Representative Early in the chair. ✓

Assembly amendment 1 to assembly amendment 8 to **Assembly Bill 353** offered by Representatives Munts, Kedrowski and Loftus.

Representative Munts asked unanimous consent that assembly amendment 1 to assembly amendment 8 to **Assembly Bill 353** be withdrawn and returned to the authors. Granted.

The speaker in the chair.

Representative Dorff moved that **Assembly Bill 353** be referred to the committee on Natural Resources.

The question was: Shall **Assembly Bill 353** be referred to the committee on Natural Resources?

The roll was taken.

The result follows:

Ayes -- Behnke, Bradley, Conradt, DeLong, Dorff, Ellis, Engleiter, Goodrich, Gower, Groshek, Hauke, Hephner, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Opitz, Pabst, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Tregoning and Wood -- 35.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Brist, Byers, Clarenbach, Cogg, Czerwinski, Dandeneau, Day, Donoghue, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Olson, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie,

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Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 63.

Absent or not voting -- Tesmer -- 1.

Motion failed.

The question was: Shall assembly amendment 8 to **Assembly Bill 353** be rejected?

The roll was taken.

The result follows:

Ayes -- Ausman, Barry, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Matty, Medinger, Metz, Miller, Moody, Munts, Norquist, Olson, Otte, Plewa, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 53.

Noes -- Andrea, Barczak, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Engeleiter, Everson, Goodrich, Gower, Groshek, Hauke, Hephner, Kincaid, Klicka, Lallensack, Lewis, Lewison, Litscher, Luckhardt, McEssy, Menos, Merkt, Mohn, Murray, Opitz, Pabst, Porter, Potter, Quackenbush, Roth, Schricker, Shabaz, Snyder, Swoboda, Thompson, Tregoning and Wood -- 45.

Absent or not voting -- Tesmer -- 1.

Motion carried.

Representative Munts moved rejection of assembly amendment 9 to **Assembly Bill 353**.

The question was: Shall assembly amendment 9 to **Assembly Bill 353** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Donoghue, Dorff, Dueholm, Early, Elconin, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Matty, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist,

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Olson, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 68.

Noes -- Bradley, Conradt, Day, DeLong, Duren, Ellis, Goodrich, Gower, Hauke, Hephner, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Menos, Merkt, Murray, Opitz, Porter, Róth, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis and Wood -- 30.

Absent or not voting -- Tesmer -- 1.

Motion carried.

Representative Kedrowski moved rejection of assembly amendment 10 to Assembly Bill 353.

LEAVES OF ABSENCE

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

SPEAKER'S APPOINTMENTS

The speaker announced the following appointments to the special joint committee for investigation of the conduct of the personnel board pursuant to Senate Joint Resolution 32: Representatives Ferrall, Tesmer, Gower and Snyder.

Representative Duren asked unanimous consent to be recorded on the following questions from Wednesday, April 27. Granted.

Shall Assembly Bill 467 pass? Aye

Shall Assembly Bill 504 pass? Aye

Shall the rules be suspended and Assembly Bill 305 be withdrawn from the Joint Committee on Finance and taken up at this time? No

Shall Assembly Bill 352 be laid on the table? No

Shall assembly amendment 3 to Assembly Bill 352 be rejected?

Aye

Shall assembly amendment 4 to Assembly Bill 352 be rejected?

Aye

Shall assembly amendment 5 to Assembly Bill 352 be rejected?

Aye

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Shall assembly amendment 6 to Assembly Bill 352 be rejected?

No

Shall assembly amendment 7 to Assembly Bill 352 be rejected?

No

Shall assembly amendment 7 to Assembly Bill 352 be laid on the table? No

Shall assembly amendment 7 to Assembly Bill 352 be adopted?

Aye

Shall assembly amendment 9 to Assembly Bill 352 be rejected?

Aye

Shall assembly amendment 11 to Assembly Bill 352 be adopted? Aye

Shall assembly amendment 12 to Assembly Bill 352 be rejected? Aye

Shall assembly amendment 13 to Assembly Bill 352 be rejected? No

Shall assembly amendment 1 to assembly amendment 13 to Assembly Bill 352 be adopted? No

Shall assembly amendment 13 to Assembly Bill 352 be laid on the table? No

Shall assembly amendment 14 to Assembly Bill 352 be rejected? No

Shall assembly amendment 16 to Assembly Bill 352 be rejected? No

Shall assembly amendment 17 to Assembly Bill 352 be rejected? No

Shall the rules be suspended and Assembly Bill 352 be given a third reading? Aye

Shall Assembly Bill 352 pass? Aye

Representative Wahner asked unanimous consent that the assembly stand recessed until 4:30 P.M. Granted.

The assembly stood recessed.

12:05 P.M.

RECESS

4:35 P.M.

The assembly reconvened.

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CALL OF THE ASSEMBLY

Representative Wahner 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 - Tesmer.

Members absent without leave - Coggs, Dueholm, Early, Everson, Klicka, Looby, Mohn, Quackenbush, Schneider, Tuczynski and Ward.

LEAVES OF ABSENCE

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

The assembly proceeded to other business while remaining under call.

Representative Wahner moved rejection of assembly amendment 11 to **Assembly Bill 353**.

Assembly amendment 1 to assembly amendment 11 to **Assembly Bill 353** offered by Representative Porter.

Representative Wahner moved rejection of assembly amendment 1 to assembly amendment 11 to **Assembly Bill 353**.

The question was: Shall assembly amendment 1 to assembly amendment 11 to **Assembly Bill 353** be rejected?

The roll was taken.

The result follows:

Ayes -- Barry, Bear, Brist, Clarenbach, Dandeneau, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 43.

Noes -- Andrea, Ausman, Barczak, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engleiter,

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Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Wood -- 48.

Absent or not voting -- Coggs, Czerwinski, Ducholm, Everson, Looby, Lorman, Mohn and Tesmer -- 8.

Motion failed.

The question was: Shall assembly amendment 1 to assembly amendment 11 to **Assembly Bill 353** be adopted?

Motion carried.

Representative Munts moved rejection of assembly amendment 11 to **Assembly Bill 353**.

The question was: Shall assembly amendment 11 to **Assembly Bill 353** be rejected?

The roll was taken.

The result follows:

Ayes -- Bear, Brist, Clarenbach, Czerwinski, Dandeneau, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Moody, Munts, Murray, Norquist, Olson, Otte, Plewa, Potter, Roberts, Rutkowski, Schneider, Soucie, Tropman, Vanderperren, Wahner and Mr. Speaker -- 42.

Noes -- Andrea, Ausman, Barczak, Barry, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Opitz, Pabst, Porter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Wood -- 49.

Absent or not voting -- Coggs, Ducholm, Everson, Looby, Mohn, Tesmer, Tuczynski and Ward -- 8.

Motion failed.

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

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Representative Wahner moved that assembly amendment 11 to **Assembly Bill 353** be laid on the table.

The question was: Shall assembly amendment 11 to **Assembly Bill 353** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Barry, Bear, Brist, Clarenbach, Czerwinski, Dandeneau, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, Lorman, McClain, Medinger, Metz, Miller, Moody, Munts, Norquist, Olson, Otte, Plewa, Potter, Roberts, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 46.

Noes -- Andrea, Barczak, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Kincaid, Klicka, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Opitz, Pabst, Porter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Wood -- 46.

Absent or not voting -- Coggs, Ducholm, Everson, Looby, Mohn, Tesmer and Ward -- 7.

Motion failed.

Assembly amendment 2 to assembly amendment 11 to **Assembly Bill 353** offered by Representative Wahner.

POINT OF ORDER

Representative Shabaz rose to the point of order that assembly amendment 2 to assembly amendment 11 to **Assembly Bill 353** was not in proper form.

Representative Shabaz asked unanimous consent that assembly amendment 2 to assembly amendment 11 to **Assembly Bill 353** be laid on the table.

Representative Wahner objected.

Representative Wahner asked unanimous consent that the chief clerk be instructed to correct assembly amendment 2 to assembly amendment 11 to **Assembly Bill 353**. Granted.

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The speaker ruled the point of order moot.

Representative Shabaz moved that assembly amendment 2 to assembly amendment 11 to **Assembly Bill 353** be laid on the table.

Representative Shabaz asked unanimous consent to withdraw his motion. Granted.

The question was: Shall assembly amendment 2 to assembly amendment 11 to **Assembly Bill 353** be adopted?

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, 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, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, 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, Wood and Mr. Speaker -- 92.

Noes -- None.

Absent or not voting -- Coggs, Ducholm, Everson, Looby, Mohn, Tesmer and Ward -- 7.

Motion carried.

The question was: Shall assembly amendment 11 to **Assembly Bill 353** be adopted?

Motion carried.

Assembly amendment 1 to assembly amendment 12 to **Assembly Bill 353** offered by Representatives Munts, Lorman and Kedrowski.

Representative Munts asked unanimous consent that assembly amendment 12 to **Assembly Bill 353** be laid on the table. Granted.

The question was: Shall assembly amendment 13 to **Assembly Bill 353** be adopted?

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Motion carried.

Representative Ferrall asked unanimous consent that assembly amendment 14 to **Assembly Bill 353** be laid on the table. Granted.

Assembly amendment 1 to assembly amendment 15 to **Assembly Bill 353** offered by Representative Porter.

The question was: Shall assembly amendment 1 to assembly amendment 15 to **Assembly Bill 353** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Pabst, Porter, Potter, Quackenbush, Rooney, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Wood -- 48.

Noes -- Barry, Bear, Brist, Clarenbach, Czerwinski, Dandeneau, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, Lorman, McClain, Medinger, Metz, Miller, Moody, Munts, Murray, Norquist, Otte, Plewa, Roberts, Rogers, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 44.

Absent or not voting -- Coggs, Ducholm, Everson, Looby, Mohn, Tesmer and Ward -- 7.

Motion carried.

Assembly amendment 2 to assembly amendment 15 to **Assembly Bill 353** offered by Representative Gower.

Representative Ferrall asked unanimous consent that the call of the assembly be lifted. Granted.

The call of the assembly having been lifted, the assembly proceeded to consideration of assembly amendment 10 to **Assembly Bill 353**.

Representative Porter moved that **Assembly Bill 353** be re-referred to the committee on Environmental Protection.

The question was: Shall **Assembly Bill 353** be re-referred to the committee on Environmental Protection?

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The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Hauke, Hephner, Kincaid, Klicka, Lallensack, Lewison, Litscher, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Roberts, Rooney, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Swoboda, Thompson, Tregoning, Vanderperren and Wood -- 48.

Noes -- Ausman, Barry, Bear, Brist, Clarenbach, Czerwinski, Dandeneau, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lato, Lee, Leopold, Lewis, Lingren, Loftus, Looby, Lorman, Medinger, Metz, Miller, Moody, Munts, Norquist, Otte, Plewa, Potter, Rogers, Rutkowski, Soucie, Travis, Tropman, Tuczynski, Ward and Mr. Speaker -- 45.

Absent or not voting -- Coggs, Dueholm, Everson, Mohn, Tesmer and Wahner -- 6.

Motion carried.

LEAVES OF ABSENCE

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

Assembly Bill 487

Relating to miscellaneous savings and loan provisions.

Representative Ferrall asked unanimous consent that **Assembly Bill 487** be referred to the Joint Committee on Finance. Granted.

Representative Ferrall asked unanimous consent that **Assembly Bill 487** be withdrawn from the Joint Committee on Finance and taken up at this time. Granted.

The question was: Shall assembly amendment 1 to **Assembly Bill 487** be adopted?

Motion carried.

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The question was: Shall assembly amendment 2 to **Assembly Bill 487** be adopted?

Motion carried.

Assembly amendment 1 to assembly amendment 3 to **Assembly Bill 487** offered by Representative Hanson.

The question was: Shall assembly amendment 1 to assembly amendment 3 to **Assembly Bill 487** be adopted?

Motion carried.

Representative Early in the chair.

The question was: Shall assembly amendment 3 to **Assembly Bill 487** be adopted?

Motion carried.

The question was: Shall assembly amendment 4 to **Assembly Bill 487** be adopted?

Motion carried.

Representative Hephner asked unanimous consent that assembly amendment 5 to **Assembly Bill 487** be laid on the table. Granted.

Representative Hanson moved rejection of assembly amendment 6 to **Assembly Bill 487**.

The question was: Shall assembly amendment 6 to **Assembly Bill 487** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Bear, Behnke, Brist, Byers, Clarenbach, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Medinger, Metz, Miller, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rooney, Roth, Rutkowski, Schneider, Soucie, Tropman, Vanderperren, Ward and Mr. Speaker -- 55.

Noes -- Ausman, Barczak, Barry, Bradley, Conradt, DeLong, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Hephner, Johnston, Klicka, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Porter, Quackenbush, Rogers,

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Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Tuczynski and Wood -- 37.

Absent or not voting -- Coggs, Ducholm, Everson, McClain, Mohn, Tesmer and Wahner -- 7.

Motion carried.

Representative Gower moved rejection of assembly amendment 7 to **Assembly Bill 487**.

The question was: Shall assembly amendment 7 to **Assembly Bill 487** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Conradt, Czerwinski, DeLong, Donoghue, Dorff, Elconin, Ellis, Flintrop, Goodrich, Gower, Groshek, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Roberts, Rogers, Rooney, Roth, Rutkowski, Schneider, Schricker, Soucie, Swoboda, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren and Mr. Speaker -- 65.

Noes -- Ausman, Dandeneau, Day, Duren, Early, Engeleiter, Ferrall, Fischer, Gunderson, Hephner, Johnston, Lewis, Loftus, Looby, Merkt, Moody, Olson, Opitz, Quackenbush, Schmidt, Shabaz, Snyder, Ward and Wood -- 24.

Absent or not voting -- Barczak, Coggs, Ducholm, Everson, Gerlach, Lingren, McClain, Mohn, Tesmer and Wahner -- 10.

Motion carried.

The speaker in the chair.

The question was: Shall assembly amendment 8 to **Assembly Bill 487** be adopted?

Motion carried.

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POINT OF ORDER

Representative Hanson rose to the point of order that assembly amendment 9 to **Assembly Bill 487** was not germane under Assembly Rule 50.

The speaker ruled the point of order well taken.

The question was: Shall assembly amendment 10 to **Assembly Bill 487** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Byers, Clarenbach, Conradt, Czerwinski, Day, DeLong, Donoghue, Dorff, Duren, Early, Elconin, Ellis, Engeleiter, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Lewis, Lewison, Lingren, Litscher, Loftus, Lorman, Luckhardt, Matty, Menos, Merkt, Metz, Miller, 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 and Wood -- 82.

Noes -- Brist, Dandeneau, Ferrall, Kedrowski, Leopold, Looby, McEssy, Medinger and Mr. Speaker -- 9.

Absent or not voting -- Coggs, Dueholm, Everson, McClain, Mohn, Tesmer, Wahner and Ward -- 8.

Motion carried.

The question was: Shall assembly amendment 11 to **Assembly Bill 487** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Byers, Clarenbach, Czerwinski, Day, Donoghue, Dorff, Duren, Early, Ellis, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnson, Johnston, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, Matty, Menos, Metz, Miller, Munts, Murray, Olson, Otte, Pabst, Potter, Quackenbush, Rogers, Rutkowski, Schmidt, Soucie, Swoboda, Travis, Tropman, Tuczynski, Vanderperren, Ward, Wood and Mr. Speaker -- 53.

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Noes -- Bear, Behnke, Bradley, Brist, Conradt, Dandeneau, DeLong, Elconin, Engeleiter, Goodrich, Gower, Hauke, Kedrowski, Kincaid, Klicka, Lato, Lewison, Litscher, Looby, Lorman, Luckhardt, McEssy, Medinger, Merkt, Moody, Norquist, Opitz, Plewa, Porter, Roberts, Rooney, Roth, Schneider, Schricker, Shabaz, Snyder, Thompson and Tregoning -- 38.

Absent or not voting -- Coggs, Ducholm, Everson, Lewis, McClain, Mohn, Tesmer and Wahner -- 8.

Motion carried.

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

The question was: Shall **Assembly Bill 487** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 487** be given a third reading. Representative Shabaz objected.

Representative Ferrall moved that the rules be suspended and **Assembly Bill 487** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 487** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Conradt, Czerwinski, Dandeneau, Day, Dorff, Early, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Medinger, Menos, Merkt, Metz, Miller, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Schricker, Soucie, Swoboda, Tropman, Tuczynski, Vanderperren, Ward, Wood and Mr. Speaker -- 62.

Noes -- Bradley, Byers, DeLong, Donoghue, Duren, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis and Tregoning -- 30.

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Absent or not voting -- Coggs, Dueholm, Everson, McClain, Mohn, Tesmer and Wahner -- 7.

Motion carried.

The question was: **Assembly Bill 487** 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, Duren, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, 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, Ward, Wood and Mr. Speaker -- 91.

Noes -- None.

Absent or not voting -- Coggs, Dueholm, Everson, Johnston, McClain, Mohn, Tesmer and Wahner -- 8.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 487** be immediately messaged to the senate. Granted.

Assembly Bill 221

Relating to review boards of physicians and optometrists to determine qualifications of persons to operate motor vehicles.

Representative Ferrall asked unanimous consent that **Assembly Bill 221** be referred to the joint committee on Finance. Granted.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 221** be withdrawn from the joint committee on Finance and taken up at this time. Granted.

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Representative Gower asked unanimous consent that assembly amendment 1 to **Assembly Bill 221** be laid on the table. Granted.

The question was: Shall assembly amendment 1 to assembly amendment 2 to **Assembly Bill 221** be adopted?

Motion carried.

Assembly amendment 2 to assembly amendment 2 to **Assembly Bill 221** offered by Representative Shabaz.

The question was: Shall assembly amendment 2 to assembly amendment 2 to **Assembly Bill 221** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Behnke, Bradley, Byers, Clarenbach, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Engeleiter, Gerlach, Goodrich, Gower, Gunderson, Hanson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Otte, Pabst, Porter, Potter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Vanderperren and Wood -- 58.

Noes -- Barczak, Bear, Brist, Czerwinski, Dandeneau, Elconin, Ferrall, Fischer, Flintrop, Groshek, Hasenohrl, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Loftus, Looby, Medinger, Metz, Miller, Moody, Munts, Norquist, Plewa, Roberts, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Ward and Mr. Speaker -- 34.

Absent or not voting -- Coggs, Ducholm, Everson, McClain, Mohn, Tesmer and Wahner -- 7.

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 221** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 221** offered by Representative Wood.

The question was: Shall assembly amendment 3 to **Assembly Bill 221** be adopted?

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Motion carried.

The question was: Shall **Assembly Bill 221** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 221** be given a third reading. Granted.

The question was: **Assembly Bill 221** 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, 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, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, 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, Ward, Wood and Mr. Speaker -- 92.

Noes -- None.

Absent or not voting -- Coggs, Dueholm, Everson, McClain, Mohn, Tesmer and Wahner -- 7.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 221** be immediately messaged to the senate. Granted.

Representative Lallensack asked unanimous consent that **Assembly Joint Resolution 48** be taken from the table and taken up at this time.

Representative Ferrall objected.

Representative Lallensack moved that **Assembly Joint Resolution 48** be taken from the table and taken up at this time.

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Representative Lallensack asked unanimous consent that **Assembly Joint Resolution 48** be taken from the table and made a special order of business at 10:01 A.M. on Tuesday, May 3. Granted.

LEAVES OF ABSENCE

Representative Ferrall asked unanimous consent for a leave of absence for this afternoon's session for Representatives Coggs, Ducholm and Mohn and for Representative McClain from 6:15 P.M. on. Granted.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

A joint certificate of commendation by Representative Everson; co-sponsored by Senator McKenna for the Marshall High School Cardinals on the occasion of winning the W.I.A.A. Class C Girls Basketball Championship.

Adopted and asks concurrence in:

A joint certificate of congratulation by Senator Sensenbrenner; co-sponsored by Representative Johnston for Miss Isabelle Galewski on the occasion of her retirement.

A joint certificate of congratulation by Senator Lorge; co-sponsored by Representative Byers for the Iola-Scandinavia High School Thunderbirds on the occasion of becoming co-champions of the Central Basketball Conference.

A joint certificate of congratulation by Senator Lorge; co-sponsored by Representative Byers for the Iola-Scandinavia High School Girls Basketball Team on the occasion of winning 2nd place in the 1977 Class "C" W.I.A.A. State Basketball Tournament.

A joint certificate of commendation by Senator Lorge; co-sponsored by Representative Byers for Mr. Clarence Westphal on the occasion of the completion of his 40th year as Treasurer of the Town of Pella.

A joint certificate of congratulation by Senators Bidwell and Thompson; co-sponsored by Representatives Loftus and Litscher

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for The Lodi Farmers Mutual Fire Insurance Company on the occasion of completing 100 years in business.

A joint certificate of congratulation by Senator Bidwell; co-sponsored by Representative Litscher for the Franklin Farmers Mutual Insurance Company on the occasion of completing 100 years in business.

A joint certificate of condolence by Senators Sensenbrenner and Chilsen; co-sponsored by Representative McClain for the family of James Everson on the occasion of his death.

A joint certificate of commendation by Senator Petri; co-sponsored by Representative Rogers for Robert Davidson on the occasion of his retirement.

A joint certificate of congratulation by Senators Chilsen and Bablitch; co-sponsored by Representative Day for Clarence Miller on the occasion of his selection as chapter Restaurateur of the Year for the Wisconsin River Valley Chapter of the Wisconsin Restaurant Association.

A joint certificate of congratulation by Senator VanSistine; co-sponsored by Representative Matty for Louis Bemis on the occasion of his selection as chapter Restaurateur of the Year for the Near Northeast Chapter of the Wisconsin Restaurant Association.

A joint certificate of congratulation by Senator Maurer; co-sponsored by Representative Andrea for Dick St. Germain on the occasion of his selection as chapter Restaurateur of the Year for the Southeast Chapter of the Wisconsin Restaurant Association.

A joint certificate of congratulation by Senator Goyke; co-sponsored by Representative Flintrop for John "Butch" Arps on the occasion of his selection as chapter Restaurateur of the Year for the Big Four Chapter of the Wisconsin Restaurant Association.

A joint certificate of congratulation by Senator Peloquin; co-sponsored by Representative Looby for Steve Haug on the occasion of his selection as chapter Restaurateur of the Year for the Eau Claire Chapter of the Wisconsin Restaurant Association.

A joint certificate of commendation by Senator Swan; co-sponsored by Representative Coggs for Ms. Claretta Simpson on the occasion of a Milwaukee testimonial dinner honoring her achievements.

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A joint certificate of commendation by Senator Krueger; co-sponsored by Representative Donoghue for the Merrill Lion's Club on the occasion of the Merrill Lion's Club Anniversary Week.

A joint certificate of commendation by Senator Parys; co-sponsored by Representative Leopold for Archbishop William E. Cousins on the occasion of the 50th anniversary of his ordination.

The above motions under joint rule 7 were concurred in pursuant to Assembly Rule 73.

The following motions under joint rule 7 were adopted pursuant to Assembly Rule 73.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Russell D. Knapp has completed 40 years of teaching and administration in the public schools of Wisconsin and has dedicated his life to the education of Wisconsin children; and

Whereas, Russell D. Knapp has served as principal of Marshfield Senior High School since 1950; and

Whereas, he has also found time to participate in education and school athletic associations as well as church and civic activities; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Hasenohrl and Senator Bablitch under Joint Rule 7, do hereby congratulate Russell D. Knapp on the occasion of his retirement from the public school system and thank him for 40 years of outstanding public service.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the week of April 24 through April 30, 1977 has been declared National Secretaries Week with April 27, Secretaries Day; and

Whereas, secretarial employes play a vital role in the proper functioning of every office; and

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Whereas, the duties of secretaries are constantly expanding to include a variety of administrative as well as clerical responsibilities; and

Whereas, the contributions rendered by secretaries to business, industry, professions and government are enormous and can never be measured fully; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Coggs and Senator Berger under Joint Rule 7, recognize and appreciate the service rendered by secretaries.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Fritz Johnson recently retired after having served diligently and faithfully for 28 years as County Clerk of Florence County; and

Whereas, at the time of his retirement in January he had set a record of serving in that office longer than any counterpart in the State of Wisconsin; and

Whereas, Fritz Johnson is a credit to his community and to the State of Wisconsin and is to be commended for the outstanding manner in which he carried out his responsibilities; and

Whereas, Fritz has gained community and county-wide recognition for his many years of dedication; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Kincaid and Senator Krueger under Joint Rule 7, pay tribute to Fritz Johnson for his contribution to the betterment of Florence County and the State of Wisconsin and commend Fritz Johnson for exercising his political freedom as an American in the political party system by actively participating in the Florence County Republican Party.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Walter DallaGrana recently retired after having served diligently and faithfully for 20 years as District Attorney of Florence County; and

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Whereas, at the time of his retirement in January he had set a record of serving in that office longer than any counterpart in the State of Wisconsin; and

Whereas, Walter DallaGrana is a credit to his community and to the State of Wisconsin and is to be commended for the outstanding manner in which he carried out his responsibilities; and

Whereas, Walter has gained community and state-wide recognition for his many years of dedication; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Kincaid and Senator Krueger under Joint Rule 7, pay tribute to Walter DallaGrana for his contribution to the betterment of Florence County and the State of Wisconsin by his many years of outstanding service in police work and commend him for exercising his political freedom as an American in the political party system by actively participating in the Florence County Republican Party.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Dan Satran, Sr., co-editor of the Vilas County News Review for the past 25 years, has been named winner of the Wisconsin Education Council's 10th annual School Bell Award for "excellence in reporting and analysis of public education news" during 1976; and

Whereas, Dan Satran also won a Wisconsin School Board Association's first place award for editorial writing on education topics during 1976; and

Whereas, Dan Satran has won four previous statewide education writing contest awards as well as the Marquette University By-Line Award; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Kincaid and Senator Krueger under Joint Rule 7, pay tribute to Dan Satran, Sr., on receiving these well-deserved awards and commend him on his exemplary writing contributions to education which are a tribute to him and the journalism profession in Wisconsin.

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MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Ray Williams, Neenah, has been an active and outstanding leader in youth conservation programs in the Fox Valley area; and

Whereas, Ray Williams organized the Neenah-Menasha Chamber of Commerce student planting program; and

Whereas, because of the efforts of Ray Williams, the Arbor Day Foundation of Nebraska City, Nebraska, has chosen to award the Neenah-Menasha Chamber of Commerce for its student conservation program; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Ellis and Senator Goyke under Joint Rule 7, do hereby commend Ray Williams for his deep personal commitment and contribution to conservation and the youth of the State of Wisconsin.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Leo Nickasch, Neenah, has been an active and outstanding leader in youth conservation programs in the Fox Valley area; and

Whereas, because of Leo Nickasch's efforts the Arbor Day Foundation of Nebraska City, Nebraska, has chosen to award the Neenah-Menasha Chamber of Commerce for its student conservation program, and will also honor the Trees for Tomorrow Environmental Center for Youth of Eagle River, Wisconsin, a youth conservation camp for which Leo Nickasch serves on the advisory council; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Ellis and Behnke and Senator Goyke under Joint Rule 7, do hereby commend Leo Nickasch for his deep personal commitment and contribution to conservation and the youth of the State of Wisconsin.

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MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the State of Israel was established in 1948 and is currently celebrating its 29th anniversary; and

Whereas, the Jewish community of Milwaukee has maintained a strong and effective relationship with the citizens of Israel, promoting the universal goals of peace, freedom and justice; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Lee, Elconin and Lorman and Senators Adelman and Dorman under Joint Rule 7, congratulate the State of Israel on the 29th anniversary of its establishment and extend greetings to the Milwaukee Jewish community on this day of celebration.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Norman Maass has been selected as "Outstanding Seymour Citizen" for 1977; and

Whereas, among Norman Maass's accomplishments are : Board Trustee of Outagamie County Fair for the past 25 years and this year is his 25th year as a 4H Leader: he is a past director of Consolidated Badger: a director on the local land bank board: member of the National Federal Land Bank: served on the Seymour Community Lake project when Seymour Community Lake was being originated: the Maass family sponsored the first foreign exchange student (from Switzerland) in the American Field Service Program: in the International Farm Youth Exchange Program Norman sponsored students from India and East Pakistan; for two years he sponsored foster children and when the Vietnam situation arose, he sponsored two Vietnamese; and

Whereas, Norman Maass's unrelenting work for youth has always been a keynote in his life's endeavors having actively participated in the Youth for Understanding Programs; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Conradt and Roth and Senator Lorge under Joint Rule 7, pay tribute to Norman Maass, a man of outstanding leadership, who is most deserving of state-wide recognition and

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commend this civic-minded individual for his exemplary contributions and dedication to the betterment of his community and extend their wish that he continue to excel in all future endeavors.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Donald Ashbaugh has been named Citizen of the Year by the Oak Creek Chamber of Commerce; and

Whereas, his extensive participation in community affairs has included membership on several committees of St. Matthew's parish, the Holy Name Society, scouting activities, 4th of July committee and citizens advisory school building committee; and

Whereas, the Jaycees, in which he has held almost every office, including president, vice president, state director, administrative assistant, secretary and director, has honored him with numerous awards, including Outstanding Board Member, Wisconsin Key Man, Spark Plug, Jaycee of the Year, Distinguished Service Award and the prestigious Jaycee International Senatorship; and

Whereas, in addition to his community service, he and his wife Karen have been devoted parents to their three children, Loni, Lyle and Amy; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Gerlach under Joint Rule 7, commend Donald Ashbaugh and his family for their dedication to community service and congratulate him on being named Oak Creek Citizen of the year.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Tom Hughes has dedicated six years of dedicated and superior service as a member of the South Milwaukee Board of Education; and

Whereas, his dedication to improving the educational system and his devotion to the youth of his community have been exemplary; now, therefore,

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The Members of the Wisconsin Legislature, on the motion of Representative Gerlach under Joint Rule 7, commend Tom Hughes for his personal commitment to educational excellence, thank him on behalf of the people of Wisconsin for his contributions to education and wish him well on his retirement.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Mrs. Agnes L. Walheim has recently relinquished her position as a member of the staff of the Capitol Superintendent; and

Whereas, Mrs. Walheim discharged her duties at the Capitol with distinction throughout her entire 14-year tenure; and

Whereas, Mrs. Walheim is now preparing for a long-awaited trip to Norway, the home of her ancestors; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Rogers under Joint Rule 7, hereby express to Agnes L. Walheim their profound thanks for her many years of service to the Legislature and extend their best wishes to her as she leaves their company and repairs to the beautiful fjords and mountains in Norway; and

The Members of the Wisconsin Legislature hereby designate Agnes L. Walheim an honorary Ambassador to Norway.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Oscar and Lillian Hafs, on April 28, 1977, will celebrate 60 years of happy, healthy and productive years together; and

Whereas, together the Hafs have played a leading role in the growth of the community, maintaining an unselfish interest in government, 4H and church affairs; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Olson under Joint Rule 7, on behalf of all the friends of the Hafs wish them many more happy years together.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Ronald Lehner was the assessor for over 15 years for the City of Greenfield and has recently resigned to begin a career in the private sector; and

Whereas, Mr. Lehner should be recognized for his many years of dedication and responsibility to the citizens of Greenfield; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Soucie under Joint Rule 7, commend Ronald Lehner for his service to the citizens of Greenfield and wish him the best of luck in his new job in the future.

VISITORS

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 the Department of Employee Trust Funds from Madison, guests of Representatives Miller, Munts, Bear and Clarenbach.

Students from Wingra School accompanied by teachers Karen Freyberg and Janet Tong from Madison, guests of Representative Munts.

Students from Reedsville Public School, accompanied by teachers, Mrs. Hill, Mrs. Sheehan and Mr. Mattis, guests of Representative Fischer.

Students from Shullsburg Junior High School, accompanied by teachers Mr. Klein, Mrs. Cody and Mrs. Milestone from Shullsburg, guests of Representative Tregoning.

Students of Mineral Point Elementary School, guests of Representative Duren.

Students of Jefferson East Elementary School, accompanied by teachers Mrs. Schultz and Mrs. Meinel, guests of Representative Lorman.

Members of the Kimberly High School Band from Kimberly, guests of Representative Rogers.

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Jim Wiesman from Horicon, guest of Representative Luckhardt.

Representative Ferrall moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, May 3.

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

The assembly stood adjourned.

7:20 P.M.