

JOURNAL OF THE ASSEMBLY [May 3, 1977]

STATE OF WISCONSIN

# Assembly Journal

Eighty-Third Regular Session

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TUESDAY, May 3, 1977.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Father Donald Wiecki of Saint Albert the Great Church, Sun Prairie.

Representative Lato led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 98.

Absent -- None.

Absent with leave -- Gower -- 1.

AMENDMENTS OFFERED

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 100** offered by Representatives Munts and Rutkowski.

Assembly substitute amendment 2 to **Assembly Bill 100** offered by Representatives Hauke, Thompson and Snyder.

Assembly substitute amendment 1 to **Assembly Bill 195** offered by Representative Hanson.

Assembly amendment 2 to **Assembly Bill 213** offered by Representative Behnke.

Assembly amendment 1 to assembly amendment 1 to **Assembly Bill 323** offered by Representative Gower.

Assembly amendment 2 to assembly amendment 1 to **Assembly Bill 323** offered by Representatives Leopold and Johnston.

Assembly substitute amendment 1 to **Assembly Bill 466** offered by Representative Pabst.

Assembly amendment 1 to **Assembly Bill 693** offered by Representative Hephner.

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INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

**Assembly Bill 719**

Relating to restricting ownership of electric weapons and providing a penalty.

By Representatives Johnston, Elconin and Tesmer, co-sponsored by Senator Berger.

To committee on Criminal Justice and Public Safety.

**Assembly Bill 720**

Relating to appointment of town assessors.

By Representatives Shabaz, Day, Conradt, Bradley, Lewison, Quackenbush, Byers, Schricker, Hasenohrl, Mohn, Opitz and Kincaid, co-sponsored by Senator Murphy.

To committee on Local Affairs.

**Assembly Bill 721**

Relating to permitting joint custody of children in divorce actions where parents so stipulate.

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By Representatives Lingren, Engeleiter, Kincaid, Kirby, Gerlach, Flintrop, Munts and Mohn.

To committee on Judiciary.

**Assembly Bill 722**

Relating to revising an appropriation to allow land improvements at correctional institutions.

By Representatives Vanderperren, Conradt, Schricker, Lewison, Rogers, Hanson and Plewa, co-sponsored by Senators VanSistine, Lorge, Petri and Bidwell.

To committee on Local Affairs.

**Assembly Bill 723**

Relating to town power to pay a nurse clinician.

By Representatives Swoboda, Schricker and Kincaid, by request of The Town of Washington.

To committee on Local Affairs.

**Assembly Bill 724**

Relating to permitting banks located on land surrounded by outlying waters to establish bank stations within 3 miles of other banks or branches across the outlying waters but within the same municipality.

By Representative Swoboda, by request of James Ebbeson.

To committee on Insurance and Banking.

**Assembly Bill 725**

Relating to licensing procedures of the psychology examining board.

By Joint Committee for Review of Administrative Rules.

To Joint Committee for Review of Administrative Rules.

**Assembly Bill 726**

Relating to fermented malt beverage and intoxicating liquor licenses for curling clubs.

By Representatives Dorff and Conradt, co-sponsored by Senator Lorge.

To committee on Excise and Fees.

**Assembly Bill 727**

Relating to contagious disease immunization at middle or secondary school level.

By Representatives Rutkowski, Czerwinski, Loftus, Soucie, Jackamonis, Tuczynski, Donoghue and Kincaid, co-sponsored by Senator Adelinan, by request of The State Medical Society of Wisconsin.

To committee on Health and Social Services.

PETITIONS

**Assembly Petition 72**

Submitted by Edward Bankert, Oconomowoc, Wis. consisting of 12 signatures of citizens of Wisconsin in support of elimination of the personal property tax on merchants' and manufacturers' inventories and farmers' livestock as proposed in Senate Bill 77.

By Representative Snyder.

To committee on Revenue.

**Assembly Petition 73**

A resolution submitted by the Fond du Lac County Board in support of amending Vehicle Code 340.01 (56) (a) (4) to read "minors" instead of "persons", thus eliminating the necessity of complying with restrictions contained in this code when transporting mentally handicapped adults.

By Representative Bradley.

To committee on Highways.

**Assembly Petition 74**

A resolution submitted by the Fond du Lac County Board in support of inclusion of 6.1 million dollars in the 1977-78 state budget to hold counties harmless from reduction in state shared taxes as a result of the 1975 state budget.

By Representative Bradley.

To committee on Revenue.

**Assembly Petition 75**

A resolution submitted by the Fond du Lac County Board in support of retaining the Department of Revenue Supervisor of Assessment Office in Fond du Lac County.

By Representative Bradley.

To committee on Revenue.

**Assembly Petition 76**

A resolution submitted by the Winnebago County Board in opposition to Assembly Bill 514, relating to requiring energy impact statements for building and road construction projects.

By Representative Bradley.

To committee on Environmental Protection.

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**Assembly Petition 77**

A resolution submitted by the Winnebago County Board in opposition to Senate Bill 15, relating to binding arbitration and the limited right to strike by municipal employees.

By Representative Bradley.

To committee on Labor.

**Assembly Petition 78**

A resolution submitted by the De Pere Common Council in support of a two year extension of evaluation of revised water quality standards and wasteload allocations.

By Representative Gower.

To committee on Environmental Protection.

**Assembly Petition 79**

Submitted by Phyliss Gentzen, Beavef Dam, Wis. consisting of 323 signatures of citizens of Wisconsin in favor of repeal of the Endangered Species Act of 1973.

By Representative Lorman.

To committee on Natural Resources.

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**COMMUNICATIONS**

**The University of Wisconsin System  
Office of the President  
Madison, Wisconsin**

**April 28, 1977**

**To: Office of the Chief Clerk, Wisconsin Assembly**

**From: President John C. Weaver, University of Wisconsin System**

Chapter 339 of the Laws of 1975 created 36.25 (17) of the Wisconsin statutes and mandated the Board of Regents of the University of Wisconsin System to direct completion of a study of the feasibility and desirability of producing methane gas and wood alcohol for commercial and domestic use.

A copy of the published report of that study is herewith provided the 1977 Wisconsin Legislature as also prescribed by that statute.

The report, authored by Prof. James C. Converse of the Agricultural Engineering Department of the UW-Madison, holds the production of methane gas and wood alcohol will not be economically feasible until the price of energy increases substantially. No suggestions for legislative action are offered, but the report does recommend that research be continued to develop

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the technical process of producing methane from animal manure and other organic wastes.

Received and placed on file in the office of the chief clerk.

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From: Forty-Second Legislature of the State of Utah

**House Joint Resolution 28**

A joint resolution of the 42nd legislature of the State of Utah applying to the congress of the United States to call a constitutional convention for the purpose of proposing an amendment to the constitution of the United States to guarantee the preservation of human life.

Whereas, the United States Supreme Court has interpreted the provisions of the Constitution of the United States to allow the taking of human life in certain pre-natal stages;

Whereas, the United States Supreme Court has interpreted provisions of the Constitution of the United States to demand the taking of human life in certain pre-natal stages at the request of the mother, although not required to prevent the death of the mother; and

Whereas, these interpretations have thrust concepts upon the citizens of this nation which were never confronted by our forefathers in drafting the original document, and which massive numbers of persons, including the citizens of this state, find repulsive to the American way of life;

Now, therefore, be it resolved, that the 42nd Legislature of the State of Utah respectfully applies to the Congress of the United States to call a convention for the purpose of drafting and submitting for ratification by the states, as provided by Article V of the Constitution of the United States, an amendment to the Constitution that will guarantee to every human life, from the moment of fertilization throughout its natural existence, in every state, territory, and possession of the United States, the full protection of all laws respecting life, excepting an unborn child whose mother's life would otherwise be lost.

Be it further resolved, that this Legislature appeals to the legislatures of our sister states to give to this problem involving the preservation of human life, the earliest possible consideration, and to join with this Legislature and the legislatures of our sister states who have already taken a similar stand in favor of the preservation of life to likewise apply to Congress to call a Constitutional Convention.

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Be it further resolved, that the Secretary of State of the State of Utah be and hereby is directed to transmit copies of this application to the Senate and House of Representatives of the United States, to those members of said bodies representing this state, and to the legislatures of all other states of the United States.

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### COMMITTEE REPORTS

The committee on Highways reports and recommends:

#### **Assembly Bill 109**

Relating to permitting redistribution of vehicle weights.

Passage: Ayes: (7) Noes: (3)

To Joint Committee on Finance.

#### **Assembly Bill 408**

Relating to registration and equipment requirements for wrecker tow trucks, granting rule-making authority and providing a penalty.

Introduction and adoption of assembly substitute amendment 1:

Ayes: (10) Noes: (0)

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

To Joint Committee on Finance.

#### **Assembly Bill 495**

Relating to personalized license plates.

Passage: Ayes: (8) Noes: (1)

To committee on Rules.

#### **Assembly Bill 509**

Relating to permitting certain vehicles transporting water to be registered on a monthly basis.

Adoption of assembly substitute amendment 1:

Ayes: (10) Noes: (0)

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

To committee on Rules.

#### **Assembly Bill 544**

Relating to transfer of registration plates for automobiles and certain motor trucks.

Adoption of assembly amendment 1:

Ayes: (9) Noes: (0)

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Passage: Ayes: (9) Noes: (0)  
To Joint Committee on Finance.

**Assembly Bill 545**

Relating to drinking in motor vehicles.

Adoption of assembly amendment 1: Ayes: (9) Noes: (0)

Passage: Ayes: (7) Noes: (2)  
To committee on Rules.

CLETUS VANDERPERREN  
Chairperson

The committee on Natural Resources reports and recommends:

**Assembly Bill 488**

Relating to exempting municipalities from the requirement of obtaining permits from the department of natural resources for constructing certain bridges, arches and culverts.

Introduction and adoption of assembly amendment 1:  
Ayes: (13) Noes: (0)

Passage: Ayes: (12) Noes: (1)  
To committee on Rules.

**Assembly Bill 526**

Relating to removing the bounty for certain animals.

Passage: Ayes: (13) Noes: (0)  
To committee on Rules.

**Assembly Bill 537**

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

Passage: Ayes: (13) Noes: (0)  
To committee on Rules.

LAURENCE DAY  
Chairperson

The committee on State Affairs reports and recommends:

**Assembly Bill 486**

Relating to establishing an employment program for the developmentally disabled, granting rule-making authority and increasing an appropriation.

Introduction and adoption of assembly amendment 1:  
Ayes: (12) Noes: (0)



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Passage: Ayes: (12) Noes: (0)  
To Joint Committee on Finance.

**Assembly Bill 543**

Relating to educational qualifications for accountants.

Passage: Ayes: (12) Noes: (0)  
To committee on Rules.

JOHN PLEWA  
Chairperson

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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 91**  
**Senate Bill 186**

Concurred in:

**Assembly Bill 404**

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ACTION ON THE SENATE MESSAGE

**Senate Bill 91**

Relating to the composition of school boards in cities of the 1st class and to the salary of board members.

By Senators Berger, Parys, Kleczka, Swan, Braun and Frank; co-sponsored by Representatives Elconin, Plewa, Kirby, Norquist, Tuczynski, Johnston, Tropman, Wahner, Soucie, Behnke, Pabst, Czerwinski, Coggs, Leopold, Moody, Ward and Menos.

To committee on Education.

**Senate Bill 186**

Relating to providing information to county boards regarding equalized valuation.

By Senators Theno, Keppler, Sensenbrenner, McCallum and Van Sistine; co-sponsored by Representatives Kedrowski, Donoghue, Byers, Gunderson, Ausman, Schmidt, Conradt, Quackenbush and Lewison, by request of Ashland County.

To committee on Revenue.

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MOTIONS

Representative Wahner asked unanimous consent that **Assembly Bill 162** be taken from the table and placed at the foot of the calendar of Thursday, May 5. Granted.

Representative Wahner asked unanimous consent that **Assembly Bill 272** be taken from the table and placed at the foot of the calendar of Thursday, May 5. Granted.

Representative Munts asked unanimous consent that the journal show that **Assembly Bill 685** was introduced at the request of the Attorney General. Granted.

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SPECIAL ORDER OF BUSINESS AT 10:01 A.M. ON  
TUESDAY, MAY 3, 1977

**Assembly Joint Resolution 48**

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

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

The question was: Shall assembly substitute amendment 1 to **Assembly Joint Resolution 48** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Everson, Fischer, Goodrich, Groshek, Gunderson, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Moody, Murray, Pabst, Porter, Potter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren and Wood -- 52.

Noes -- Barczak, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Duren, Early, Elconin, Engleiter, Ferrall, Flintrop, Gerlach, Hanson, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Munts, Norquist, Olson, Opitz, Otte, Plewa, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tropman, Tuczynski, Wahner, Ward and Mr. Speaker -- 46.

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Absent or not voting -- Gower -- 1.

Motion carried.

The question was: Shall **Assembly Joint Resolution 48** be adopted?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 48** be immediately messaged to the senate. Granted.

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CALENDAR OF TUESDAY, MAY 3, 1977

**Assembly Bill 538**

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

The question was: Shall assembly amendment 1 to **Assembly Bill 538** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 538** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 538** be given a third reading. Granted.

The question was: **Assembly Bill 538** 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, Duren, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, 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,

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Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 98.

Noes -- None.

Absent or not voting -- Gower -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 538** be immediately messaged to the senate. Granted.

**Assembly Bill 304**

Relating to reservations for state park and forest campgrounds.

The question was: Shall **Assembly Bill 304** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that **Assembly Bill 304** be referred to the Joint Committee on Finance. Granted.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 304** be withdrawn from the Joint Committee on Finance and taken up at this time. Granted.

Assembly amendment 1 to **Assembly Bill 304** offered by Representative Snyder.

Representative Day moved rejection of assembly amendment 1 to **Assembly Bill 304**.

Representative Early in the chair.

Representative Ellis moved that **Assembly Bill 304** be laid on the table.

The speaker in the chair.

The question was: Shall **Assembly Bill 304** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Bradley, Conradt, DeLong, Donoghue, Early, Ellis, Engeleiter, Goodrich, Gunderson, Johnston, Kincaid, Klicka, Lewison, Luckhardt, McEssy, Matty, Merkt,

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Opitz, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 29.

Noes -- Andrea, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Porter, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 69.

Absent or not voting -- Gower -- 1.

Motion failed.

The question was: Shall assembly amendment 1 to **Assembly Bill 304** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Duren, Elconin, Everson, Ferrall, Fischer, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Roberts, Rooney, Rutkowski, Soucie, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 57.

Noes -- Ausman, Barczak, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Early, Ellis, Engeleiter, Flintrop, Goodrich, Gunderson, Johnston, Kincaid, Klicka, Leopold, Lewis, Lewison, Luchhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Quackenbush, Rogers, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Wood -- 40.

Absent or not voting -- Dueholm and Gower -- 2.

Motion carried.

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

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Assembly amendment 2 to **Assembly Bill 304** offered by Representative Travis.

The question was: Shall assembly amendment 2 to **Assembly Bill 304** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 304** offered by Representative Duren.

The question was: Shall assembly amendment 3 to **Assembly Bill 304** be adopted?

Motion carried.

Representative Kincaid moved indefinite postponement of **Assembly Bill 304**.

The question was: Shall **Assembly Bill 304** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Donoghue, Ellis, Engeleiter, Flintrop, Gunderson, Johnston, Kincaid, Klicka, Matty, Merkt, Olson, Opitz, Rogers, Roth, Shabaz, Snyder and Tregoning -- 19.

Noes -- Andrea, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Gerlach, Goodrich, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Thompson, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 79.

Absent or not voting -- Gower -- 1.

Motion failed.

The question was: Shall **Assembly Bill 304** be ordered engrossed and read a third time?

Motion carried.

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Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 304** be given a third reading. Granted.

The question was: **Assembly Bill 304** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Dorff, Ducholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Gerlach, Goodrich, Groshek, Hanson, Hasenohri, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 87.

Noes -- Barczak, Donoghue, Ellis, Engleiter, Flintrop, Gunderson, Kincaid, Rogers, Roth and Wood -- 10.

Absent or not voting -- Gower and Looby -- 2.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 304** be immediately messaged to the senate. Granted.

### **Assembly Bill 323**

Relating to reducing penalties and the coverage of crimes between consenting adults.

Representative Wahner asked unanimous consent that **Assembly Bill 323** be made a special order of business at 9:01 A.M. on Thursday, May 5. Granted.

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## LEAVES OF ABSENCE

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

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Representative Thompson asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Lewis. Granted.

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### LEGISLATIVE REFERENCE BUREAU CORRECTIONS

#### **Assembly Bill 17**

On page 2, line 16, substitute "ethnic" for "employment".

#### **Assembly substitute amendment 1 to Assembly Bill 252**

On page 1, line 11, substitute "roll" for "role".

#### **Assembly Bill 641**

On page 8, line 5, delete "the".

#### **Assembly Bill 664**

On page 5, line 8, substitute "(20)" for "(19)".

#### **Assembly Bill 667**

On page 83, line 15, before "(wf)" insert "(3)".

#### **Assembly Bill 676**

On page 4, line 17, substitute "resides" for "residees".

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### 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 Representatives Andrea and Dorff; co-sponsored by Senator Maurer for Peace Officers Service on the occasion of National Police Week.

A joint certificate of commendation by Representatives Gunderson and Loftus; co-sponsored by Senator Risser for David Herbst for an outstanding hockey career.

A joint certificate of commendation by Representatives Gunderson and Loftus; co-sponsored by Senator Risser for Steve Alley for his outstanding hockey career.

A joint certificate of commendation by Representatives Gunderson and Loftus; co-sponsored by Senator Risser for David Lundeen on his outstanding hockey career.



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A joint certificate of commendation by Representatives Gunderson and Loftus; co-sponsored by Senator Risser for George Gwozdecky on his outstanding hockey career.

A joint certificate of commendation by Representatives Gunderson and Loftus; co-sponsored by Senator Risser for John Taft on his outstanding hockey career.

A joint certificate of congratulations by Representative Jackamonis and the Entire Membership of the Assembly; co-sponsored by the Entire Membership of the Senate for Archbishop William E. Cousins on the 50th anniversary of his ordination to the priesthood.

A joint certificate of congratulations by Representatives Conradt and Roth; co-sponsored by Senator Lorge for Norman Maass on being named 1977 Outstanding Seymour Citizen.

A joint certificate of congratulations by Representatives Lee, Elconin, and Lorman; co-sponsored by Senators Adelman and Dorman for the Milwaukee Jewish Community.

A joint certificate of commendation by Representatives Ellis and Behnke; co-sponsored by Senator Goyke for Leo Nickasch on his efforts in youth conservation programs.

A joint certificate of commendation by Representative Ellis; co-sponsored by Senator Goyke for Ray Williams on his efforts in youth conservation programs.

A joint certificate of commendation by Representative Cogg; co-sponsored by Senator Berger for all secretaries on the occasion of National Secretaries Week, April 24-30, 1977.

A joint certificate of condolence by Representative Roberts; co-sponsored by Senator Offner for Mrs. Helen O'Hearn and family on the death of Oliver O'Hearn.

A joint certificate of commendation by Representative Snyder; co-sponsored by Senator Kleczka for the Air Force Reserve Flying Wings on their 25th anniversary.

A joint certificate of commendation by Representative Wahner; co-sponsored by Senator McKenna for John W. Wyngaard on completing 40 years as a chronicler of Wisconsin state government and wishing him a speedy recovery.

A joint certificate of congratulations by Representative Hasenohrl; co-sponsored by Senator Bablitch for Russell D. Knapp on his retirement.

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**A joint certificate of commendation by Representative Kincaid; co-sponsored by Senator Krueger for Walter DallaGrana on his retirement.**

**A joint certificate of commendation by Representative Kincaid; co-sponsored by Senator Krueger for Dan Satran, Sr. on receiving the newsman's award.**

**A joint certificate of commendation by Representative Kincaid; co-sponsored by Senator Krueger for Fritz Johnson on his retirement.**

**A joint certificate of condolence by Representative Coggs; co-sponsored by Senator Swan for the family of Clinton Rose on his death.**

**A joint certificate of congratulations by Representatives Plewa and Merkt; co-sponsored by Senator Sensenbrenner for John Frank Gugg on his 50th birthday.**

**Adopted and asks concurrence in:**

**A joint certificate of commendation by Senator Thompson; co-sponsored by Representative Barry for the Stoughton community on the occasion of Syttende Mai 1977.**

**A joint certificate of congratulations by Senator McKenna; co-sponsored by Representative Lorman for Dr. Edward Pfau on the occasion of his retirement.**

**A joint certificate of congratulations by Senator Kleczka; co-sponsored by Representative Tuczynski for Hank Kantorski on the occasion of his receiving the St. George Award.**

**A joint certificate of congratulations by Senator Bidwell; co-sponsored by Representative Thompson for Jack Whirry on the occasion of his retirement.**

**A joint certificate of commendation by Senator Parys; co-sponsored by Representatives Moody and Leopold for the First Neighborhood Credit Union on the occasion of its establishment and grand opening.**

**A joint certificate of congratulations by Senator Berger; co-sponsored by Representative Kirby for the Milwaukee Madison High School gymnastics team on the occasion of their winning first place in the WIAA state gymnastics tournament.**

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A joint certificate of congratulations by Senators Cullen and Thompson; co-sponsored by Representative Wood for John Hall on the occasion of his retirement from the Janesville City Council.

A joint certificate of congratulation by Senator Radosevich; co-sponsored by Representative Mohn for Edward R. Younger on the occasion of his retirement from the Hudson City Council.

A joint certificate of commendation by Senator Petri; co-sponsored by Representative Hephner for Mr. Ralph Dosch on the occasion of his retirement from the education field.

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.

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**MOTION UNDER JOINT RULE 7**

**The State of Wisconsin \* \* \* Citation by the Legislature**

**Know you by these presents:**

Whereas, Father George "Skipper" Hardy was born on September 13, 1900 in Superior, Wisconsin and was ordained a priest on June 12, 1930; and

Whereas, Father Hardy, pastor of Our Lady of Perpetual Help Church of Clayfield for twenty-seven years, has devotedly served the Catholic Church and the work of God for forty-seven years in Pierce County; and

Whereas, Father Hardy has generously given his time, strength and encouragement to assist many people both young and old who needed spiritual and social guidance; and

Whereas, Father Hardy has devoted his life to help people of all races, colors and creeds; now, therefore,

The Members of the Wisconsin Legislature on the motion of Representatives Early and Mohn and Senator Radosevich under Joint Rule 7, congratulate and thank Father Hardy for his many years of service to the people of Wisconsin and wish him much success and happiness in the future.

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**MOTION UNDER JOINT RULE 7**

**The State of Wisconsin \* \* \* Citation by the Legislature**

**Know you by these presents:**

Whereas, Dr. George E. Skemp has recently been inducted into the 50-Year Club at the State Medical Society of Wisconsin's annual meeting; and

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Whereas, he has been a family doctor in LaCrosse since 1927, a role in which he truly had to be all things to all people; and

Whereas, he handled the variety of medical problems he faced in his career with a high degree of integrity, ability and compassion; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Roberts and Medinger and Senator Offner under Joint Rule 7, congratulate Dr. George E. Skemp on his induction to the 50-Year Club and on his fine record of service to the public.

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### MOTION UNDER JOINT RULE 7

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, J. Warren Deppe has served on the Lake Mills School Board for ten years and has spent many long hours in striving to achieve and maintain a high standard of education for the students of that district; and

Whereas, J. Warren Deppe has submitted his resignation from the School Board and is moving from Lake Mills to the Madison area; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Hanson and Senator Bidwell under Joint Rule 7, do hereby commend J. Warren Deppe for his ten years of devotion and dedication as a member of the Lake Mills School Board and extend best wishes to him, his wife Ruth and his family.

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### MOTION UNDER JOINT RULE 7

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, Marian Ames was born 100 years ago on May 8, 1977; and

Whereas, Marian Ames grew up on and contributed greatly to a family farm in Brooklyn, Wisconsin; and

Whereas, Marian Ames remains a loyal supporter of family farming as a way of life; and

Whereas, Marian Ames has been an outstanding citizen, has displayed an exceptional interest in local and national politics and was the oldest citizen in her nursing home to vote in the 1976 presidential election; and

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Whereas, Marian Ames has enriched the lives of her family, neighbors, friends and co-citizens with astute political observations, a sharp wit and a love of poetry; and

Whereas, Marian Ames has shared her creative talents with the nation by writing poetry published in the 1973 Congressional Record; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Barry and Senator Thompson under Joint Rule 7, do heartily congratulate Marian Ames on her 100th birthday and join her family, friends and other admirers in wishing her continued good health and many more years full of joy and warmth.

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### MOTION UNDER JOINT RULE 7

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, Kenneth Zacharias of Troop 802 in Chilton has recently earned the Eagle Scout Award; and

Whereas, to earn this award, a young man has to show tremendous personal ability and knowledge, as well as prove that he has made significant contributions to his community; and

Whereas, Kenneth Zacharias has proven himself worthy in his scouting career, and has been a fine example to his fellow scouts; now, therefore,

The Members of the Wisconsin Legislature on the motion of Representative Hephner under Joint Rule 7, congratulate Kenneth Zacharias on earning the Eagle Scout Award and wish him continued success in the future.

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### MOTION UNDER JOINT RULE 7

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, Mrs. Ellen Nechvatal of Montfort has been named "Mother of the Year" for the state of Wisconsin by the American Mothers Committee; and

Whereas, Mrs. Bernard Nechvatal, a former school teacher and the mother of seven children, will be attending the National American Mothers Committee meeting at the Waldorf Astoria in New York City in May of this year; and

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Whereas, Mrs. Nechvatal is an inspiration to all mothers and personifies an excellent example of motherhood; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Travis under Joint Rule 7, pay tribute to Wisconsin's "Mother of the Year", commend Mrs. Nechvatal for projecting a commendable image of motherhood and wish her success at the National American Mothers meeting in New York where a national "Mother of the Year" will be selected.

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**MOTION UNDER JOINT RULE 7**

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, Supervisor Clinton Rose participated extensively in community affairs in the city and county of Milwaukee during his 9 years on the Milwaukee county board; and

Whereas, he served as president of the public museum board and member of the county park commission, memorial center board of trustees, and housing and relocation committee; and

Whereas, his widow, family and community now mourn the loss of this dedicated, honest, warm and kind public servant; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Coggs and Senator Swan under Joint Rule 7, offer their sincerest condolences to the widow of Supervisor Clinton Rose, Bernice, and to his sisters, Mrs. Katherine Jones, Mrs. Juanita Jackson and Mrs. Virginia Gomes.

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**MOTION UNDER JOINT RULE 7**

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, John Frank Gugg has survived to the ripe old age of 50, which occasion is being celebrated far and wide, from shore to shore and at all spots in between, by numerous friends and relatives with all the respect, honors and privileges due this celebrated individual; and

Whereas, this same distinguished individual served his country in the Big War and saw action at Great Lakes Training Center and in the Pacific theater; and

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Whereas, John Frank married Mary Ann Haarman of Grand Rapids, Michigan on May 15, 1954, and has been blessed with five children - Mary Lynn, James Matthew, Elizabeth Ellen, Kathryn Susan and Thomas John; and

Whereas, John Frank is the president and, he thinks, Commander in Chief of Commercial Collections, Inc., a Wisconsin Corporation; and

Whereas, John Frank is a parishioner and board member of St. James Catholic Church, Mequon, the Alonzo Cudworth American Legion Post and the Ozaukee County Republican Party; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Plewa and Merkt and Senator Sensenbrenner under Joint Rule 7, congratulate him on reaching this milestone in his life and wish him "Herzlichen Glueckwunsch".

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### VISITORS

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

Students from Waupun Christian School, accompanied by teacher, Jerry Van Vliet from Waupun, guests of Representative Lewis.

Students from De Forest Elementary School, accompanied by teachers Mrs. Crabtree, Mrs. Klein and Mrs. Billie, guests of Representative Loftus.

Students from Merton Elementary School, guests of Representative Lingren.

Students of Holy Ghost School from Dickeyville, guests of Representative Travis.

Students from Northcape School, Racine County, guests of Representative Olson.

Students of Hoover School from Neenah, guests of Representative Ellis.

Marilyn and Maureen Carroll from LaCrosse, guests of Representative Medinger.

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**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.**

**11:45 A.M.**