

JOURNAL OF THE ASSEMBLY [May 5, 1977]

STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

THURSDAY, May 5, 1977.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Joseph Washington, retired Baptist minister, 717 Regent Street, Madison.

Representative Kirby 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, Ducholm, Duren, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 99.

Absent -- None.

Absent with leave -- None.

AMENDMENTS OFFERED

Assembly amendment 1 to Assembly Bill 546 offered by Representative Klicka.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Joint Resolution 53

Directing the legislative council to study small-scale methods of onsite wastewater treatment and disposal.

By Representative Wahner, by request of Herbert Moore.
To committee on Environmental Protection.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 733

Relating to regulation of the planning, establishment and operation of solid waste disposal sites and facilities by the department of natural resources, granting rule-making authority, making an appropriation and providing a penalty.

By Legislative Council.
To committee on Environmental Protection.

Assembly Bill 734

Relating to requiring forest management plans for forest croplands.

By Representatives Dueholm, Hanson, Early and Mohn.
To committee on Agriculture.

Assembly Bill 735

Relating to use-value assessment of farmland, purchase of development rights by the state, granting rule-making authority, making an appropriation and providing penalties.

By Representatives Hanson, Mohn, Brist, Roberts, Elconin, Ferrall, Medinger, Gerlach and McClain.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 736

Relating to permitting school boards to provide transportation for public or private school pupils to extracurricular activities.

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By Representatives Hephner, Litscher, Potter, Vanderperren, Groshek, Plewa, Dorff, McEssy, Tregoning, Rogers, Duren, Otte, Barczak, Tuczynski, Dandeneau, Lewis, Merkt, Roth, DeLong, Goodrich, Gower, Kincaid, Andrea, Lallensack, Murray, Matty, Ausman, Conradt, Bradley, Schricker and Pabst, co-sponsored by Senators Petri, Chilsen, VanSistine, Berger and Keppler, by request of Hilbert High School Board.

To committee on Education.

Assembly Bill 737

Relating to taxation of agricultural and conservancy lands.

By Representatives Bradley, Conradt, Day, Vanderperren, Lewison, Litscher, Schricker, Shabaz, Ellis, Tregoning, Groshek, Travis, Goodrich and Mohn, co-sponsored by Senators Berger, Krueger and Lorge.

To committee on Revenue.

Assembly Bill 738

Relating to permits for vehicles transporting loads of pole length and pulpwood exceeding statutory length and weight limitations.

By Representatives Matty and Kincaid.

To committee on Highways.

Assembly Bill 739

Relating to permitting minors to work as bat caretakers without obtaining work permits.

By Representatives Roth and Ellis.

To committee on Labor.

Assembly Bill 740

Relating to strobe lights on school busses and granting rule-making authority.

By Representatives Vanderperren, Groshek, Lallensack, Litscher and Murray, co-sponsored by Senator VanSistine.

To committee on Transportation.

Assembly Bill 741

Relating to indicating school district of residence on birth certificates.

By Representatives Bradley, Conradt, Flintrop and Schricker.

To committee on Health and Social Services.

COMMITTEE REPORTS

The committee on Health and Social Services reports and recommends:

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Assembly Bill ——— (lrb 1362)

Relating to a revision of the alcoholism and intoxication treatment act to include drug abusers.

Introduction: Ayes: (13) Noes: (0)

JOSEPH CZERWINSKI
Chairperson

The committee on Judiciary reports and recommends:

Assembly Bill 385

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

Introduction and adoption of assembly amendment 1:

Ayes: (12) Noes: (0)

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

To committee on Rules.

Senate Bill 140

Relating to service of process on the administrator of the division of motor vehicles as agent or attorney for others.

Concurrence: Ayes: (10) Noes: (0)

To committee on Rules.

Senate Bill 147

Relating to allowing jury trials on primary and general election days.

Introduction and adoption of assembly substitute amendment 1:

Ayes: (7) Noes: (5)

Concurrence: Ayes: (7) Noes: (5)

To committee on Rules.

JAMES RUTKOWSKI
Chairperson

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EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison

To the Honorable, the Assembly:

The following bill, originating in the assembly, has been approved, signed and deposited in the office of the Secretary of State:

Assembly Bill	Chapter No.	Date Approved
200 -----	9 -----	May 4, 1977

Respectfully submitted,
MARTIN J. SCHREIBER
Acting Governor

MOTIONS

Representative Shabaz moved reconsideration of the vote by which assembly amendment 21 to assembly substitute amendment 1 to **Assembly Bill 100** failed adoption. Entered.

Representative Norquist asked unanimous consent that **Assembly Bill 283** be withdrawn and returned to the authors. Granted.

Representative Johnston moved reconsideration of the vote by which assembly amendment 17 to assembly substitute amendment 1 to **Assembly Bill 100** was rejected. Entered.

SPECIAL ORDER OF BUSINESS AT 9:01 A.M. ON
THURSDAY, MAY 5, 1977

Assembly Bill 323

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

Representative Gower asked unanimous consent that assembly amendment 1 to **Assembly Bill 323** be laid on the table. Granted.

Representative Shabaz moved rejection of assembly amendment 2 to **Assembly Bill 323**.

Representative Duren moved that **Assembly Bill 323** be laid on the table.

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The question was: Shall Assembly Bill 323 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Duren, Ellis, Gerlach, Goodrich, Hephner, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Otto, Porter, Potter, Quackenbush, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Tregoning, Vanderperren and Wood -- 44.

Noes -- Barczak, Barry, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Early, Elconin, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kirby, Lee, Leopold, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munta, Murray, Norquist, Pabst, Plewa, Roberts, Rogers, Rooney, Schneider, Soucie, Teamer, Travis, Tropman, Tuczynski, Wahner, Ward and Mr. Speaker -- 55.

Absent or not voting -- None.

Motion failed.

LEAVES OF ABSENCE

Representative McEssy asked unanimous consent for a leave of absence for himself for the balance of the proceedings on Assembly Bill 323. Granted.

The question was: Shall assembly amendment 2 to Assembly Bill 323 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Bradley, Conradt, Duren, Ellis, Lato, Lewis, Lewison, Merkt, Otto, Pabst, Potter, Roth, Shabaz and Tregoning -- 15.

Noes -- Ausman, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Early, Elconin, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson,

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Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, Matty, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Plewa, Porter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 83.

Absent or not voting -- McEssy -- 1.

Motion failed.

The question was: Shall assembly amendment 2 to Assembly Bill 323 be adopted?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Early, Elconin, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Luckhardt, McClain, Matty, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 80.

Noes -- Andrea, Bradley, Byers, Conradt, Duren, Ellis, Hauke, Hephner, Lallensack, Lato, Lewis, Merkt, Otte, Potter, Roth, Shabaz and Tregoning -- 17.

Absent or not voting -- Lorman and McEssy -- 2.

Motion carried.

Representative Shabaz moved indefinite postponement of Assembly Bill 323.

The question was: Shall Assembly Bill 323 be indefinitely postponed?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Gerlach, Goodrich, Groshek, Hasenohrl, Hauke, Hephner, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lorman, Luckhardt, Menos, Merkt, Olson, Opitz, Otte, Porter, Potter, Quackenbush, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Vanderperren, Ward and Wood -- 47.

Noes -- Barczak, Barry, Bear, Brist, Clarenbach, Czerwinski, Dandeneau, Early, Elconin, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gower, Gunderson, Hanson, Johnson, Johnston, Kedrowski, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Matty, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Pabst, Plewa, Roberts, Rogers, Rooney, Schneider, Soucie, Teamer, Tropman, Tużynski, Wahner and Mr. Speaker -- 49.

Absent or not voting -- Coggs, Dueholm and McEssy -- 3.

Motion failed.

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

Representative Shabaz moved that Assembly Bill 323 be referred to the committee on State Affairs.

The question was: Shall Assembly Bill 323 be referred to the committee on State Affairs?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Goodrich, Gower, Groshek, Hauke, Hephner, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lorman, Luckhardt, Menos, Merkt, Olson, Otte, Porter, Potter, Quackenbush, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Tregoning, Vanderperren, Ward and Wood -- 45.

Noes -- Barry, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Early, Elconin, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Matty, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Pabst, Plewa, Roberts,

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Rogers, Rooney, Schneider, Soucie, Teamer, Travis, Tropman, Tuczynski, Wahner and Mr. Speaker -- 52.

Absent or not voting -- McEssy and Opitz -- 2.

Motion failed.

The question was: Shall Assembly Bill 323 be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Ducholm, Early, Elconin, Engleiter, Everson, Ferrall, Fischer, Flintrop, Goodrich, Groshek, Gunderson, Hanson, Johnson, Johnston, Kedrowski, Kirby, Lee, Leopold, Litscher, Loftus, Looby, McClain, Matty, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Opitz, Pabst, Plewa, Roberts, Rogers, Rooney, Schneider, Soucie, Teamer, Tropman, Tuczynski, Wahner, Ward and Mr. Speaker -- 54.

Noes -- Andrea, Ausman, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Duren, Ellis, Gerlach, Gower, Hasenohrl, Hauke, Hephner, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Lorman, Luckhardt, Menos, Merkt, Olson, Otte, Porter, Potter, Quackenbush, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Vanderperren and Wood -- 44.

Absent or not voting -- McEssy -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Assembly Bill 323 be given a third reading.

Representative Tregoning objected.

Representative Wahner moved that the rules be suspended and that Assembly Bill 323 be given a third reading.

The question was: Shall the rules be suspended and Assembly Bill 323 be given a third reading?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Early, Elconin, Engleiter, Everson, Ferrall, Fischer, Flintrop, Groshek, Gunderson, Hanson, Hasenohrl,

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Johnson, Johnston, Kedrowski, Kirby, Lee, Leopold, Litscher, Loftus, Looby, McClain, Matty, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Pabst, Plewa, Roberts, Rogers, Rooney, Schneider, Soucie, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 53.

Noes -- Andrea, Ausman, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Duren, Ellis, Gerlach, Goodrich, Gower, Hauke, Hephner, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Lorman, Luckhardt, Menos, Merkt, Olson, Opitz, Otte, Porter, Potter, Quackenbush, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Wood -- 44.

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

Motion failed.

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

Representative Wahner moved reconsideration of the vote by which **Assembly Bill 323** was ordered to a third reading. Entered.

CALENDAR OF THURSDAY, MAY 5, 1977

Assembly Resolution 19

Appointing and directing the assembly committee on local affairs to investigate gasoline, propane gas and fuel oil price differences throughout the state.

The question was: Shall assembly amendment 1 to **Assembly Resolution 19** be adopted?

Motion carried.

Representative Medinger moved rejection of **Assembly Resolution 19**.

The question was: Shall **Assembly Resolution 19** be rejected?

The roll was taken.

The result follows:

Ayes -- Brist, Goodrich, Johnson, Kedrowski, Loftus, Medinger, Norquist, Roberts and Rooney -- 9.

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

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Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Rogers, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 90.

Absent or not voting -- None.

Motion failed.

The question was: Shall **Assembly Resolution 19** be adopted?

Motion carried.

Representative Early in the chair.

Assembly Joint Resolution 20

Relating to town government (2nd consideration).

Assembly amendment 1 to **Assembly Joint Resolution 20** offered by Representative Shabaz.

The question was: Shall assembly amendment 1 to **Assembly Joint Resolution 20** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Bear, Behnke, Bradley, Brist, Byers, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Everson, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Lewis, Lewison, Lingren, Litscher, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Miller, Mohn, Moody, Munts, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren, Ward, Wood and Mr. Speaker -- 86.

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Noes -- Barry, Clarenbach, Coggs, Ferrall, Kedrowski, Leopold, Loftus, Metz, Norquist, Rooney, Tropman, Tuczynski and Wahner -- 13.

Absent or not voting -- None.

Motion carried.

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

Representative Rooney moved rejection of **Assembly Joint Resolution 20**.

The question was: Shall **Assembly Joint Resolution 20** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Clarenbach, Coggs, Czerwinski, Elconin, Ferrall, Flintrop, Johnson, Lee, Leopold, Loftus, McClain, Metz, Miller, Moody, Munts, Norquist, Plewa, Rooney, Tropman, Tuczynski, Wahner, Ward and Mr. Speaker -- 25.

Noes -- Ausman, Barry, Bear, Behnke, Bradley, Brist, Byers, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Ellis, Engeleiter, Everson, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Looby, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Mohn, Murray, Olson, Opitz, Otte, Pabst, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren and Wood -- 74.

Absent or not voting -- None.

Motion failed.

Representative Dandeneau asked unanimous consent that **Assembly Joint Resolution 20** be laid on the table. Granted.

Assembly Bill 130

Relating to making theft of dangerous weapons a felony.

The speaker in the chair.

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The question was: Shall assembly amendment 1 to Assembly Bill 130 be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEassy, 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 -- 99.

Noes -- None.

Absent or not voting -- None.

Motion carried.

The question was: Shall Assembly Bill 130 be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Assembly Bill 130 be given a third reading. Granted.

The question was: Assembly Bill 130 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, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski,

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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, Teamer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 99.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Assembly Bill 130 be immediately messaged to the senate. Granted.

Representative McClain asked unanimous consent to be recorded on the following questions from Thursday, April 28. Granted.

Shall assembly amendment 6 to Assembly Bill 487 be rejected?

Aye

Shall assembly amendment 7 to Assembly Bill 487 be rejected?

No

Shall assembly amendment 10 to Assembly Bill 487 be adopted? No

Shall assembly amendment 11 to Assembly Bill 487 be adopted? No

Shall the rules be suspended and Assembly Bill 487 be given a third reading? Aye

Shall Assembly Bill 487 pass? Aye

Shall assembly amendment 2 to assembly amendment 2 to Assembly Bill 221 be adopted? Aye

Shall Assembly Bill 221 pass? Aye

Representative Everson asked unanimous consent to be recorded on the following questions from Wednesday, May 4. Granted.

Shall Assembly Bill 100 be ordered engrossed and read a third time? Aye

Shall the rules be suspended and Assembly Bill 100 be given a third reading? Aye

Representative Day asked unanimous consent to be recorded on the following questions from Wednesday, May 4. Granted.

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Shall assembly amendment 20 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? Aye

Shall assembly amendment 23 to assembly substitute
amendment 1 to Assembly Bill 100 be adopted? Aye

Shall assembly amendment 25 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? No

Shall assembly amendment 26 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? Aye

Shall assembly amendment 27 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? Aye

Shall assembly amendment 28 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? No

Shall assembly amendment 29 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? No

Shall assembly amendment 30 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? Aye

Shall assembly amendment 32 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? No

Shall assembly amendment 33 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? No

Shall assembly amendment 34 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? No

Shall Assembly Bill 100 be laid on the table? No

Shall Assembly Bill 100 be referred to the committee on State
Affairs? No

Shall assembly amendment 21 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? No

Shall assembly amendment 21 to assembly substitute
amendment 1 to Assembly Bill 100 be laid on the table? No

Shall assembly amendment 21 to assembly substitute
amendment 1 to Assembly Bill 100 be adopted? Aye

Shall assembly amendment 35 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? Aye

Shall assembly amendment 36 to assembly substitute
amendment 1 to Assembly Bill 100 be adopted? Aye

Shall assembly amendment 37 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? No

Shall assembly amendment 38 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? Aye

Shall assembly amendment 39 to assembly substitute
amendment 1 to Assembly Bill 100 be adopted? Aye

Shall assembly amendment 40 to assembly substitute
amendment 1 to Assembly Bill 100 be rejected? Aye

Shall assembly substitute amendment 2 to Assembly Bill 100 be
taken from the table? No

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Shall assembly amendment 44 to assembly substitute amendment 1 to Assembly Bill 100 be rejected? Aye

Shall the rules be suspended and Assembly Bill 100 be given a third reading? 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

4:40 P.M.

The assembly reconvened.

LEAVES OF ABSENCE

Representative Wahner asked unanimous consent for a leave of absence for the balance of today's session for Representatives Everson and Groshek. Granted.

Representative Wahner asked unanimous consent that **Assembly Joint Resolution 20** be taken from the table and taken up at this time. Granted.

Assembly Joint Resolution 20

Relating to town government (2nd consideration).

Assembly amendment 2 to **Assembly Joint Resolution 20** offered by Representative Dandeneau.

The question was: Shall assembly amendment 2 to **Assembly Joint Resolution 20** be adopted?

Motion carried.

The question was: Shall **Assembly Joint Resolution 20** be ordered to a third reading?

The roll was taken.

The result follows:

Ayes -- Ausman, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Engeleiter, Fischer, Flintrop, Gerlach, Goodrich, Gower, Gunderson, Hanson, Hasenohrl, Hauke,

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Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Mohn, Munts, Murray, Olson, Opitz, Otte, Pabst, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren, Wahner and Wood -- 72.

Noes -- Andrea, Coggs, Czerwinski, Dueholm, Elconin, Ferrall, Lee, Leopold, Loftus, Looby, McClain, Medinger, Metz, Miller, Moody, Norquist, Plewa, Rooney, Rutkowski, Soucie, Tropman, Tuczynski, Ward and Mr. Speaker -- 24.

Absent or not voting -- Barczak, Everson and Groshek -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 20** be given a third reading. Granted.

The question was: **Assembly Joint Resolution 20** having been read three times, shall the joint resolution be adopted?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Engeleiter, Fischer, Gerlach, Goodrich, Gower, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Mohn, Murray, Olson, Opitz, Otte, Pabst, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren and Wood -- 70.

Noes -- Andrea, Coggs, Czerwinski, Dueholm, Elconin, Ferrall, Flintrop, Johnson, Lee, Leopold, Loftus, Looby, McClain, Medinger, Metz, Miller, Moody, Munts, Norquist, Plewa, Rooney, Soucie, Tropman, Tuczynski, Wahner, Ward and Mr. Speaker -- 27.

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

Motion carried.

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Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 20** be immediately messaged to the senate. Granted.

Assembly Bill 209

Relating to sentencing and treatment of persons who are convicted of delivering narcotics.

Assembly substitute amendment 2 to **Assembly Bill 209** offered by Representatives Behnke and Elconin.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 209** be adopted?

Motion carried.

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 209** offered by Representative Snyder.

Representative Elconin requested a division of the amendment. Granted.

The question was: Shall sections 1 and 2 of assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 209** be adopted?

Motion carried.

Representative Snyder asked unanimous consent that sections 3 and 4 of assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 209** be laid on the table. Granted.

The question was: Shall **Assembly Bill 209** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Behnke, Bradley, Brist, Byers, Conradt, Czerwinaki, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEassy, 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,

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Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 93.

Noes -- Clarenbach, Coggs and Duren -- 3.

Absent or not voting -- Barczak, Everson and Groshek -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 209** be given a third reading. Granted.

The question was: **Assembly Bill 209** 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, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Gerlach, Goodrich, Gower, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Mohn, Moody, Murray, Norquist, Olson, 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 -- 84.

Noes -- Clarenbach, Coggs, Dueholm, Duren, Early, Flintrop, Johnson, Lallensack, Lewis, Loftus, Miller and Munts -- 12.

Absent or not voting -- Everson, Groshek and Opitz -- 3.

Motion carried.

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

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 209** be immediately messaged to the senate. Granted.

Assembly Bill 137

Relating to recording death in the birth registry.

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Representative Wahner asked unanimous consent that **Assembly Bill 137** be referred to the Joint Committee on Finance. Granted.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 137** be withdrawn from the Joint Committee on Finance and taken up at this time. Granted.

Representative Travis asked unanimous consent to be recorded as voting "No" on nonconcurrency in **Senate Bill 338**. Granted.

The question was: Shall assembly amendment 1 to **Assembly Bill 137** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 137** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 137** be given a third reading. Granted.

The question was: **Assembly Bill 137** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, 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, Mohn, Moody, Murray, Norquist, Olson, 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 -- 92.

Noes -- Behnke, Looby, Miller and Munts -- 4.

Absent or not voting -- Everson, Groshek and Opitz -- 3.

Motion carried.

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

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 137** be immediately messaged to the senate. Granted.

Assembly Bill 162

Relating to the definition of motor truck in the vehicle code.

The question was: Shall **Assembly Bill 162** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 162** be given a third reading. Granted.

The question was: **Assembly Bill 162** 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, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, 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, 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 and Wood -- 95.

Noes -- Mr. Speaker -- 1.

Absent or not voting -- Everson, Groshek and Opitz -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 162** be immediately messaged to the senate. Granted.

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Assembly Bill 272

Relating to the time and place and notice requirements for budget hearings.

Representative Wahner asked unanimous consent that **Assembly Bill 272** be re-referred to the committee on Local Affairs. Granted.

Representative Wahner asked unanimous consent that **Assembly Bill 272** be withdrawn from the committee on Local Affairs and taken up at this time. Granted.

Assembly substitute amendment 1 to **Assembly Bill 272** offered by Representatives Hasenohrl, Schrickler, Schmidt and Gower.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 272** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 272** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 272** be given a third reading. Granted.

The question was: **Assembly Bill 272** 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, Cogga, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engleiter, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munta, Murray, Norquist, Olson, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schrickler, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 95.

Noes -- None.

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Absent or not voting -- Everson, Groshek, Lewison and Opitz --

4.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 272** be immediately messaged to the senate. Granted.

Representative Snyder asked unanimous consent to be recorded as voting "No" on passage of **Assembly Bill 304**. Granted.

VISITORS

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

Students from Longfellow School in Madison accompanied by their teacher Mrs. Felhoffer, guests of Representative Munts.

Students from Nekoosa Elementary School, guests of Representative Schneider.

Mr. and Mrs. Harold Helwig from Stone Lake, guests of Representative Schricker.

Students from Ebenezer Lutheran School in Milwaukee, guests of Representative Soucie.

Students from Arena, Clyde and Wyoming Valley Elementary Schools, guests of Representative Duren.

Harry Witzak from Manitowoc, guest of Representative Lallensack.

Gary and Nanette Froseth from Eau Claire, guests of Representatives Brist, Looby and Ausman.

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

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

5:35 P.M.