

STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

THURSDAY, May 26, 1977.

9:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Kenneth Hoffman of Lakeview American Lutheran Church, 4001 Mandrake Road, Madison.

Representative Medinger 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 3 to **Assembly Joint Resolution 43** offered by Representative Porter.

Assembly amendment 1 to **Assembly Joint Resolution 56** offered by Representative Hephner.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 421** offered by Representative Porter.

Assembly amendment 1 to **Assembly Bill 556** offered by Representative Day.

Assembly amendment 2 to **Assembly Bill 556** offered by Representative Day.

Assembly amendment 1 to **Assembly Bill 643** offered by Representative Clarenbach.

Assembly amendment 1 to **Senate Bill 77** offered by Representatives Johnston and Engeleiter.

Assembly amendment 2 to **Senate Bill 77** offered by Representatives McClain and DeLong.

Assembly amendment 3 to **Senate Bill 77** offered by Representatives Litscher, Everson, Barczak, Dorff, Byers, Snyder, Quackenbush and Murray.

Assembly amendment 4 to **Senate Bill 77** offered by Representatives Potter, Lato, Hasenohrl, Duren, Fischer and Schricker.

Assembly amendment 5 to **Senate Bill 77** offered by Representative Murray.

Assembly amendment 6 to **Senate Bill 77** offered by Representatives Murray, Kedrowski, Brist, Schricker, Kincaid, Lato, Hasenohrl and Wood.

Assembly substitute amendment 1 to **Senate Bill 77** offered by Representatives Shabaz, Thompson, Ellis, Tregoning, Lewis, Gower, Porter, Snyder, Luckhardt, Goodrich, Donoghue, Roth, Lorman, Olson, Schmidt, Merkt and Quackenbush.

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INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 785

Relating to payments for deer damage claims, regulating the number of deer hunters in one area and establishing a landowner deer hunting permit.

By Representatives Thompson and Litscher.
To committee on Natural Resources.

Assembly Bill 786

Relating to maintenance liens.

By Representative Schmidt, co-sponsored by Senator Chilsen.
To committee on Commerce and Consumer Affairs.

Assembly Bill 787

Relating to examination and placement of children with exceptional educational needs.

By Representative Swoboda, by request of Mr. Gerald Thielke, Algoma, Wisconsin.
To committee on Education.

OPINION OF THE ATTORNEY GENERAL

OAG 44-77

May 23, 1977

Mr. Everett E. Bolle
Director of Legislative Services
Wisconsin State Assembly
220 West, State Capitol
Madison, Wisconsin 53702

Dear Mr. Bolle:

Under 1977 Assembly Resolution No. 18, I have been asked to provide an opinion to the following questions:

“1. Are hotels, motels and marinas considered to be ‘projects’ under the definition provided in section 66.521 (2) (b) of the statutes?”

“2. Is a municipality authorized to use the proceeds from the sale of revenue bonds under section 66.521 of the statutes to establish a reserve for payment of the principal of and the interest on the bonds?”

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From my examination of the current statutes involved, the answer to both of your questions is no.

Section 66.521(2)(b), Stats., defines the terms "project" and "industrial project" under Wisconsin's Industrial Revenue Bond Law. These definitions make no direct reference to hotels, motels and marinas as permissible projects. It could be argued that such facilities were intended to be included within the meaning of the term "recreational facilities, convention centers and trade centers" found in paragraph 11. of the definition section. However, it is doubtful that this was the legislative intent, and for bonding purposes it would be preferable to specifically mention such facilities by name in the statutory definition. Private bond counsel undoubtedly would be unwilling to render an unqualified approving opinion for a bond issue which contemplated the use of funds in this manner under the current law. 62 Op. Att'y Gen. 141 (1973), opined that industrial development revenue bonding was not available for facilities of a retail automobile dealership because sec. 66.521, Stats., was intended to encompass businesses which were primarily industrial rather than retail and commercial in nature. The inclusion of hotels, motels and marinas as permissible projects seems to border on the periphery of the original intent of the law. Such facilities ordinarily would be viewed as retail and commercial in their nature. On the other hand, tourism is regarded as a major industry in Wisconsin, and such facilities could be viewed as part of the tourism industry. At any rate, the specific reference to hotels, motels and marinas within the statutory definition would clarify the legislative intent.

As to the second question, there is nothing in sec. 66.521, Stats., which specifically authorizes bond proceeds to be used to establish a debt service fund. The first paragraph of sec. 66.521(7), Stats., does not provide for the intentional establishment of a reserve fund, but simply directs that if any portion of the proceeds is not needed for the purpose for which the bonds were issued that it be applied to the payment of principal and interest on the bonds. Section 66.521(7) and (13), Stats., provide for the application of proceeds from the sale of bonds, but no provision is made therein that proceeds may be used as a reserve for payment of the principal of and interest on the bonds, except as may be contemplated under the limited circumstances of sec. 66.521(7)(h), Stats. Legislation would have to be enacted to provide for this.

Sincerely yours,
BRONSON C. La FOLLETTE
Attorney General

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CAPTION:

Hotels, motels and marinas are not permissible "projects" under the definition provided in sec. 66.521(2)(b), Stats. There is no authority under sec. 66.521, Stats., to establish a reserve fund from bond proceeds for payment of principal of and interest on the bonds, except as may be contemplated under the limited circumstances of sec. 66.521(7)(h), Stats.

SPEAKER'S APPOINTMENTS

May 25, 1977

The speaker announced the following appointments to statutory bodies commencing May 1, 1977.

Administrative Rules Wis. Stats. 13.56 (1)
Representative Clarenbach

COMMITTEE REPORTS

The committee on Highways reports and recommends:

Assembly Resolution 21

Requesting the division of motor vehicles to issue registration plates with black letters and numbers on a reflective yellow background.

Adoption: Ayes: (9) Noes: (2)
To committee on Rules.

Assembly Bill 702

Relating to special license plates for holders of amateur radio station licenses.

Passage: Ayes: (10) Noes: (1)
To committee on Rules.

Assembly Bill 710

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

Passage: Ayes: (10) Noes: (1)
To committee on Rules.

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Assembly Bill 738

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

Passage: Ayes: (7) Noes: (4)
To committee on Rules.

CLETUS VANDERPERREN
Chairperson

The committee on Health and Social Services reports and recommends:

Assembly Bill 321

Relating to prohibiting and restricting state and local abortion subsidies.

Introduction and adoption of assembly amendment 1:
Ayes: (11) Noes: (0)

Introduction and adoption of assembly amendment 2:
Ayes: (9) Noes: (2)

Introduction and adoption of assembly amendment 3:
Ayes: (7) Noes: (4)

Introduction and adoption of assembly amendment 4:
Ayes: (11) Noes: (0)

Without Recommendation (Assembly Rule 19)
To Joint Committee on Finance.

JOSEPH CZERWINSKI
Chairperson

The committee on Insurance and Banking reports and recommends:

Assembly Bill 642

Relating to regulation of securities (suggested as remedial legislation by the office of the commissioner of securities).

Introduction and adoption of assembly amendment 1:
Ayes: (7) Noes: (2)

Passage: Ayes: (6) Noes: (3)
To committee on Rules.

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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.

Passage: Ayes: (9) Noes: (0)
To committee on Rules.

THOMAS HANSON
Chairperson

The Joint Committee on Finance reports and recommends:

Assembly Bill 666

Relating to making the 55 mile per hour speed limit and certain other energy conservation measures permanent and relating to suspending a person's operating privilege upon the person's conviction by a court of exceeding the 55 mile per hour limit by 25 miles per hour or more.

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

GARY JOHNSON
Assembly Chairperson

The committee on State Affairs reports and recommends:

Assembly Bill 93

Relating to regulation of lobbying, creating a board on elections and lobbying, granting rule-making authority, providing penalties and making an appropriation.

Introduction and adoption of assembly amendment 1 to assembly substitute amendment 3:

Ayes: (7) Noes: (4)

Introduction and adoption of assembly amendment 2 to assembly substitute amendment 3:

Ayes: (9) Noes: (2)

Introduction and adoption of assembly amendment 3 to assembly substitute amendment 3:

Ayes: (6) Noes: (5)

Adoption of assembly substitute amendment 3:

Ayes: (9) Noes: (2)

Passage: Ayes: (9) Noes: (2)

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To Joint Committee on Finance.

Senate Bill 98

Relating to the definition of consideration regarding lotteries conducted in this state.

Concurrence: Ayes: (10) Noes: (3)

To committee on Rules.

Senate Bill 102

Relating to repealing the requirement that applications for licensure as a real estate salesman be accompanied by an employer's affidavit that the applicant is trustworthy and competent.

Introduction and adoption of assembly substitute amendment 1:
Ayes: (8) Noes: (0)

Concurrence: Ayes: (7) Noes: (1)

To committee on Rules.

JOHN PLEWA

Chairperson

The committee on Transportation reports and recommends:

Assembly Joint Resolution 43

Directing the legislative council to establish a special committee to study the laws relating to school busses.

Adoption of assembly amendment 1:
Ayes: (10) Noes: (0)

Introduction and adoption of assembly amendment 2:
Ayes: (9) Noes: (0) Not Voting: (1)

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

Assembly Bill 213

Relating to mandatory use of seat belts by school bus operators and providing a penalty.

Passage: Ayes: (9) Noes: (2)
To committee on Rules.

LEONARD GROSHEK

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
379	14	May 25, 1977

MARTIN J. SCHREIBER
Lieutenant Governor

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has adopted and asks concurrence in:

Senate Joint Resolution 37

Passed and asks concurrence in:

Senate Bill 77
Senate Bill 189
Senate Bill 234
Senate Bill 261
Senate Bill 294

Concurred in:

Assembly Bill 4
Assembly Bill 44
Assembly Bill 140
Assembly Bill 202
Assembly Bill 203
Assembly Bill 263
Assembly amendment 1 to Senate Bill 58

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ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 37

Granting the use of the senate and assembly chambers to International Women's Year, for the purpose of convening the 1977 Wisconsin Meeting for Women.

By Senator Risser; co-sponsored by Representative Jackamonis.
To committee on Rules.

Senate Bill 77

Relating to state finances and appropriations, constituting the executive budget bill of the 1977 legislature, and making appropriations.

By Joint Committee on Finance, by request of Governor Patrick J. Lucey.

To Calendar.

Senate Bill 189

Relating to authorizing establishment of foreign trade zones by government bodies and private corporations.

By Senators Murphy, Theno, Lorge, Petri, Chilsen, Bidwell, Sensenbrenner and Parys; co-sponsored by Representatives Jackamonis, Merkt, Kincaid, Shabaz, Porter, Tregoning, Pabst, Snyder, Klicka, Opitz, Engeleiter, Gower, Luckhardt, Schmidt and Goodrich.

To committee on Tourism and Economic Development.

Senate Bill 234

Relating to limitations on weight, length and number of vehicles in emergency towing operations.

By committee on Commerce.

To committee on Highways.

Senate Bill 261

An act to amend various provisions of the statutes for the purpose of codifying the laws concerning police and fire departments in cities of the 1st class.

By Senators Braun, Van Sistine, Swan and Berger; co-sponsored by Representatives Norquist, Coggs, Kirby, Tropman, Lee, Soucie, Elconin, Moody, Ward and Wahner.

To committee on Criminal Justice and Public Safety.

Senate Bill 294

Relating to management, discipline and release of certain veterans, patients and probationers, and granting rule-making authority.

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By Senators Swan, Berger and Sensenbrenner; co-sponsored by Representatives Clarenbach, McClain and Rogers.
To committee on Veterans and Military Affairs.

MOTIONS

Representative Shabaz moved that **Senate Bill 77** be made a special order of business at 2:00 P.M. on Wednesday, June 1.

The question was: Shall **Senate Bill 77** be made a special order of business at 2:00 P.M. on Wednesday, June 1?

The roll was taken.

The result follows:

Ayes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 32.

Noes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshok, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 67.

Absent or not voting -- None.

Motion failed.

Representative Wahner asked unanimous consent that **Assembly Bill 219** be withdrawn from the calendar of Thursday, May 26 and placed at the foot of the eleventh order of business on the calendar of Wednesday, June 8. Granted.

Representative Bear moved reconsideration of the vote by which **Assembly Bill 597** was indefinitely postponed. Entered.

Representative Gerlach asked unanimous consent to be recorded as voting "Aye" on passage of **Assembly Bill 384**. Granted.

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CALENDAR OF THURSDAY, MAY 26, 1977

Assembly Bill 465

Relating to miscellaneous changes in traffic regulations adopted by local authorities under chapter 349 of the statutes.

Representative Wahner asked unanimous consent that **Assembly Bill 465** be referred to the Joint Committee on Finance. Granted.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 465** be withdrawn from the Joint Committee on Finance and taken up at this time. Granted.

Representative Duren moved that **Assembly Bill 465** be laid on the table.

The question was: Shall **Assembly Bill 465** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Barry, Duren, Klicka, Luckhardt, Snyder, Thompson and Tregoning -- 7.

Noes -- Andrea, Ausman, Barczak, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, 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, Soucie, Swoboda, Tesmer, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 91.

Absent or not voting -- Tropman -- 1.

Motion failed.

The question was: Shall assembly amendment 1 to **Assembly Bill 465** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 465** be adopted?

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Motion carried.

The question was: Shall **Assembly Bill 465** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 465** be given a third reading. Granted.

The question was: **Assembly Bill 465** 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, 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 -- 98.

Noes -- None.

Absent or not voting -- Behnke -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 465** be immediately messaged to the senate. Granted.

Assembly Bill 618

Relating to administrative coordination of the activities of the departments of transportation and natural resources in connection with state highway bridge construction and maintenance.

The question was: Shall **Assembly Bill 618** be ordered engrossed and read a third time?

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Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 618** be given a third reading. Granted.

The question was: **Assembly Bill 618** 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, 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, 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 -- 97.

Noes -- Czerwinski and Kirby -- 2.

Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 618** be immediately messaged to the senate. Granted.

Assembly Bill 637

Relating to various changes in the motor vehicle laws (suggested as remedial legislation by the office of highway safety).

The question was: Shall **Assembly Bill 637** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 637** be given a third reading. Granted.

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The question was: **Assembly Bill 637** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, 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, 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.

Noes -- None.

Absent or not voting -- Bradley -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 637** be immediately messaged to the senate. Granted.

Assembly Bill 507

Relating to funeral and burial allowances at the Wisconsin home for veterans and increasing an appropriation.

Representative Wahner asked unanimous consent that **Assembly Bill 507** be referred to the Joint Committee on Finance. Granted.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 507** be withdrawn from the Joint Committee on Finance and taken up at this time. Granted.

Assembly amendment 1 to **Assembly Bill 507** offered by Representative Byers.

The question was: Shall assembly amendment 1 to **Assembly Bill 507** be adopted?

Motion carried.

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The question was: Shall **Assembly Bill 507** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 507** be given a third reading. Granted.

The question was: **Assembly Bill 507** 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, 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.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 507** be immediately messaged to the senate. Granted. -

Assembly Bill 545

Relating to drinking in motor vehicles.

Representative Rooney moved rejection of assembly amendment 1 to assembly amendment 1 to **Assembly Bill 545**.

The question was: Shall assembly amendment 1 to assembly amendment 1 to **Assembly Bill 545** be rejected?

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The roll was taken.

The result follows:

Ayes -- Barczak, Behnke, Bradley, Dandeneau, DeLong, Dueholm, Elconin, Engeleiter, Everson, Ferrall, Fischer, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Kedrowski, Kincaid, Kirby, Klicka, Lee, Leopold, Lewison, Litscher, Looby, Luckhardt, McClain, McEssy, Medinger, Mohn, Moody, Olson, Opitz, Porter, Rooney, Roth, Rutkowski, Schricker, Shabaz, Snyder, Soucie and Thompson -- 43.

Noes -- Andrea, Ausman, Barry, Bear, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Day, Donoghue, Dorff, Duren, Early, Ellis, Flintrop, Gerlach, Goodrich, Hephner, Johnson, Johnston, Lallensack, Lato, Lewis, Lingren, Loftus, Lorman, Matty, Menos, Merkt, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Schmidt, Schneider, Swoboda, Tesmer, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 56.

Absent or not voting -- None.

Motion failed.

Representative Gower moved that **Assembly Bill 545** be laid on the table.

The question was: Shall **Assembly Bill 545** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Bear, Behnke, Bradley, Brist, Coggs, Conradt, Gower, Hauke, Kedrowski, Kincaid, Klicka, Lewis, Litscher, Medinger, Norquist, Opitz, Rooney, Roth, Schmidt, Shabaz, Tesmer and Tuczynski -- 22.

Noes -- Andrea, Ausman, Barczak, Barry, Byers, Clarenbach, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnson, Johnston, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Olson, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schneider, Schricker, Snyder, Soucie, Swoboda, Thompson, Travis, Tregoning,

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Tropman, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 77.

Absent or not voting -- None.

Motion failed.

Representative Olson moved that assembly amendment 1 to assembly amendment 1 to **Assembly Bill 545** be laid on the table.

The question was: Shall assembly amendment 1 to assembly amendment 1 to **Assembly Bill 545** be laid on the table?

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, Dueholm, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Merkt, Metz, Miller, Mohn, Moody, Munts, Norquist, Olson, Opitz, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Tesmer, Thompson, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 87.

Noes -- Dorff, Duren, Gerlach, Hephner, Menos, Murray, Otte, Pabst, Porter, Swoboda and Wood -- 11.

Absent or not voting -- Travis -- 1.

Motion carried.

Assembly amendment 2 to assembly amendment 1 to **Assembly Bill 545** offered by Representative Hephner.

The question was: Shall assembly amendment 2 to assembly amendment 1 to **Assembly Bill 545** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Donoghue, Dorff, Dueholm, Duren, Early, Ellis, Engeleiter, Everson, Fischer, Flintrop, Groshek, Gunderson, Hanson, Hauke, Hephner, Jackamonis, Johnson,

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Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Litscher, Loftus, Lorman, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Tregoning, Tropman, Vanderperren, Ward and Wood -- 73.

Noes -- Bradley, Conradt, Dandeneau, Day, DeLong, Elconin, Ferrall, Gerlach, Goodrich, Gower, Hasenohrl, Klicka, Lingren, Looby, Luckhardt, Norquist, Olson, Rooney, Shabaz, Snyder, Thompson, Travis, Tuczynski, Wahner and Mr. Speaker -- 25.

Absent or not voting -- McClain -- 1.

Motion carried.

Assembly amendment 3 to assembly amendment 1 to **Assembly Bill 545** offered by Representative Travis.

Representative Schneider moved rejection of assembly amendment 3 to assembly amendment 1 to **Assembly Bill 545**.

The question was: Shall assembly amendment 3 to assembly amendment 1 to **Assembly Bill 545** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Brist, Coggs, Czerwinski, Dandeneau, Dorff, Duren, Ferrall, Johnson, Johnston, Lato, Lewis, Looby, Matty, Merkt, Metz, Miller, Moody, Munts, Otte, Pabst, Plewa, Potter, Quackenbush, Schmidt, Schneider, Tropman, Tuczynski, Wahner, Wood and Mr. Speaker -- 33.

Noes -- Barry, Bear, Behnke, Bradley, Byers, Clarenbach, Conradt, Day, DeLong, Donoghue, Dueholm, Early, Elconin, Engeleiter, Everson, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Mohn, Murray, Norquist, Olson, Opitz, Porter, Roberts, Rogers, Rooney, Roth, Rutkowski, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren and Ward -- 65.

Absent or not voting -- Ellis -- 1.

Motion failed.

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The question was: Shall assembly amendment 3 to assembly amendment 1 to **Assembly Bill 545** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Conradt, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, 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, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Mohn, Moody, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Vanderperren, Wahner and Ward -- 89.

Noes -- Coggs, Dandeneau, Looby, Miller, Munts, Schneider, Tuczynski, Wood and Mr. Speaker -- 9.

Absent or not voting -- Ellis -- 1.

Motion carried.

The question was: Shall assembly amendment 1 to **Assembly Bill 545** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 545** offered by Representative Gunderson.

Representative Lewis moved rejection of assembly amendment 2 to **Assembly Bill 545**.

Assembly amendment 1 to assembly amendment 2 to **Assembly Bill 545** offered by Representative Kirby.

The question was: Shall assembly amendment 1 to assembly amendment 2 to **Assembly Bill 545** be adopted?

Motion carried.

Representative Duren moved rejection of assembly amendment 2 to **Assembly Bill 545**.

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The question was: Shall assembly amendment 2 to Assembly Bill 545 be rejected?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Bear, Czerwinski, Dorff, Dueholm, Duren, Fischer, Flintrop, Groshek, Hephner, Johnson, Lewis, Matty, Merkt, Metz, Miller, Munts, Murray, Otte, Plewa, Porter, Quackenbush, Rogers, Roth, Schneider, Travis, Tropman, Ward and Wood -- 30.

Noes -- Andrea, Barry, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Dandeneau, Day, DeLong, Donoghue, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Gerlach, Goodrich, Gower, Gunderson, Hanson, Hasenohrl, Hauke, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Mohn, Moody, Norquist, Olson, Opitz, Pabst, Potter, Roberts, Rooney, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Tregoning, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 69.

Absent or not voting -- None.

Motion failed.

The question was: Shall assembly amendment 2 to Assembly Bill 545 be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dueholm, Early, Elconin, Engeleiter, Everson, Ferrall, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Metz, Mohn, Moody, Norquist, Olson, Opitz, Pabst, Porter, Potter, Roberts, Rooney, Roth, Rutkowski, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Tregoning, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 76.

Noes -- Ausman, Dorff, Duren, Ellis, Fischer, Flintrop, Hephner, Johnson, Lewis, Matty, Merkt, Miller, Munts, Murray,

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Otte, Plewa, Quackenbush, Rogers, Schmidt, Schneider, Travis, Tuczynski and Wood -- 23.

Absent or not voting -- None.

Motion carried.

Assembly amendment 3 to Assembly Bill 545 offered by Representative Gower.

Representative Quackenbush moved rejection of assembly amendment 3 to Assembly Bill 545.

The question was: Shall assembly amendment 3 to Assembly Bill 545 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Brist, Byers, Coggs, Czerwinski, DeLong, Dorff, Dueholm, Duren, Early, Ellis, Everson, Flintrop, Goodrich, Groshek, Gunderson, Hanson, Johnson, Johnston, Kedrowski, Lallensack, Lato, Lewis, Lorman, Matty, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Olson, Otte, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Schmidt, Swoboda, Travis, Tropman, Vanderperren and Wood -- 49.

Noes -- Barczak, Bear, Behnke, Bradley, Clarenbach, Conradt, Dandeneau, Day, Donoghue, Elconin, Engeleiter, Ferrall, Fischer, Gerlach, Gower, Hasenohrl, Hauke, Hephner, Kincaid, Kirby, Klicka, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Luckhardt, McClain, McEssy, Medinger, Menos, Norquist, Opitz, Pabst, Rooney, Rutkowski, Schneider, Schricker, Shabaz, Snyder, Soucie, Tesmer, Thompson, Tregoning, Tuczynski, Wahner, Ward and Mr. Speaker -- 50.

Absent or not voting -- None.

Motion failed.

Representative Matty moved that assembly amendment 3 to Assembly Bill 545 be laid on the table.

The question was: Shall assembly amendment 3 to Assembly Bill 545 be laid on the table?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, 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, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 96.

Noes -- Gower, Opitz and Rooney -- 3.

Absent or not voting -- None.

Motion carried.

The question was: Shall **Assembly Bill 545** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 545** be given a third reading.

Representative Gower objected.

Representative Ferrall moved that the rules be suspended and that **Assembly Bill 545** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 545** be given a third reading?

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, 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 -- 97.

Noes -- Gower and Opitz -- 2.

Absent or not voting -- None.

Motion carried.

The question was: **Assembly Bill 545** 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, Ducholm, Duren, Early, Elconin, Ellis, Engleiter, 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, 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 -- 97.

Noes -- Gower and Opitz -- 2.

Absent or not voting -- None.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 545** be immediately messaged to the senate. Granted.

Senate Bill 18

Relating to stationing of police at polling places in populous cities.

The question was: Shall **Senate Bill 18** be ordered to a third reading?

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Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 18** be given a third reading. Granted.

The question was: **Senate Bill 18** having been read three times, shall the bill be concurred in?

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, McEssy, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahnner, Ward, Wood and Mr. Speaker -- 98.

Noes -- None.

Absent or not voting -- Matty -- 1.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 18** be immediately messaged to the senate. Granted.

Senate Bill 147

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

POINT OF ORDER

Representative Shabaz rose to the point of order that assembly substitute amendment 1 to **Senate Bill 147** was not germane under Assembly Rule 50 (3) (d).

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The speaker ruled the point of order well taken.

Assembly amendment 1 to Senate Bill 147 offered by Representative Rutkowski.

Representative Shabaz moved rejection of assembly amendment 1 to Senate Bill 147.

The question was: Shall assembly amendment 1 to Senate Bill 147 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Duren, Early, Elconin, Ellis, Engeleiter, Everson, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kedrowski, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Murray, Olson, Opitz, Otte, Pabst, Porter, Potter, Quackenbush, Roberts, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Ward and Wood -- 79.

Noes -- Coggs, Czerwinski, Dueholm, Ferrall, Flintrop, Hanson, Hasenohrl, Johnson, Kirby, Lee, Leopold, Munts, Norquist, Plewa, Rogers, Rooney, Rutkowski, Soucie, Wahner and Mr. Speaker -- 20.

Absent or not voting -- None.

Motion carried.

The question was: Shall Senate Bill 147 be ordered to a third reading?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that Senate Bill 147 be given a third reading. Granted.

The question was: Senate Bill 147 having been read three times, shall the bill be concurred in?

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The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, 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, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schriker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 96.

Noes -- Duren, Gerlach and Medinger -- 3.

Absent or not voting -- None.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 147** be immediately messaged to the senate. Granted.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 37** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Joint Resolution 37

Granting the use of the senate and assembly chambers to International Women's Year, for the purpose of convening the 1977 Wisconsin Meeting for Women.

The question was: Shall **Senate Joint Resolution 37** be concurred in?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 37** be immediately messaged to the senate. Granted.

Representative Dueholm asked unanimous consent that the assembly adjourn in honor of Bill Bittner and the members of the

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Siren High School Jazz Band who performed in the capitol rotunda yesterday. Granted.

Representative Matty asked unanimous consent to be recorded on the following questions from Tuesday, May 24. Granted.

- Shall Assembly Bill 495 pass? Aye
- Shall Assembly Bill 384 pass? Aye
- Shall Assembly Bill 589 pass? Aye
- Shall Assembly Bill 597 be indefinitely postponed? Aye
- Shall Assembly Bill 723 pass? Aye
- Shall Senate Bill 78 be concurred in? Aye
- Shall Senate Bill 93 be concurred in? Aye

Representative Rooney in the chair.

Representative Opitz asked unanimous consent that the assembly adjourn in honor of the sponsors of the Sheboygan Bratwurst Day. 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 Barry; co-sponsored by Senator Thompson for Dr. Bernhardt Westlund on the occasion of his retirement from teaching at Milton College.

A joint certificate of commendation by Representative Plewa; co-sponsored by Senator Frank for Jon Stolecki on the occasion of his earning the Eagle Scout Award.

A joint certificate of commendation by Representative Pabst; co-sponsored by Senator Parys for Jim Schlosser for his award for excellence in journalism.

A joint certificate of commendation by Representatives Porter, Ferrall, Dandeneau, Olson and Rooney; co-sponsored by Senators Maurer and Dorman for Earl G. Skagen on the occasion of his retirement.

A joint certificate of congratulations by Representative Schmidt; co-sponsored by Senator Chilsen for Mr. and Mrs. Herman Marotz on the occasion of their 60th wedding anniversary.

A joint certificate of commendation by Representative Kedrowski; co-sponsored by Senator Theno for Doctor Dominic

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Martinetti on the occasion of being honored by the Hurley community.

A joint certificate of condolence by Representatives Dorff and Andrea; co-sponsored by Senator Maurer for Mrs. Camille Johnson and family on the occasion of the death of Dalton G. Johnson.

A joint certificate of commendation by Representative Kincaid; co-sponsored by Senator Krueger for Kris K. Gilbertson on the occasion of acknowledgement of his achievements.

A joint certificate of commendation by Representative Hanson; co-sponsored by Senator Bidwell for Lois Kuhl on the occasion of retiring from the Lake Mills School Board.

Adopted and asks concurrence in:

A joint certificate of congratulations by Senator Risser; co-sponsored by Representative Miller for Reverend Alfred W. Swan on the occasion of his 80th birthday.

A joint certificate of congratulations by Senator Keppler; co-sponsored by Representatives Otte and Potter for Mr. Kenneth Kunde on the occasion of receiving the Postmaster of the Year Award for the state of Wisconsin.

A joint certificate of congratulations by Senator Bablitch; co-sponsored by Representative Groshek for Father Leo Krynski on the occasion of the 25th 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, Doctor Dominic J. Martinetti was born on May 2, 1914 in Hurley, Wisconsin and received a medical degree in 1938; and

Whereas, Doctor Martinetti has remained in family practice in Hurley, Wisconsin since 1940; and

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Whereas, Doctor Martinetti has never turned down any type of request to be of assistance in community projects in which his special talents were sought; and

Whereas, Doctor Martinetti has been a faithful, compassionate, dedicated family doctor, a good family man, an outstanding leader of the community, and a good person who served his people well; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Kedrowski and Senator Theno under Joint Rule 7, do hereby commend Doctor Dominic J. Martinetti for his many years of dedicated service to the Iron County area.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Lois Kuhl has devoted 6 years of service to the Lake Mills School Board, serving in such capacities as Clerk, Treasurer and member of numerous committees, including Building, Budget Review and Negotiations; as well as being recreation board representative and delegate to Wisconsin Association of School Boards Conventions; and

Whereas, Lois Kuhl has served the Lake Mills Area School District with distinction and dedication in the best educational interests of the district students and total community; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Hanson and Senator Bidwell under Joint Rule 7, do hereby commend and congratulate Lois Kuhl for 6 years of excellent service in appreciation of her hard work, dedication, honesty, loyalty and determination; and wish Lois Kuhl and her family the best of everything in the years to come.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Dalton G. Johnson, 64, of Kenosha, recently passed away; and

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Whereas, Mr. Johnson was a respected labor leader, organizing the Kenosha Laborers' Local 237 in 1935, serving as the union's business representative and recording secretary, and as a member of the executive board, as well as serving as director of the skill and safety department for the Wisconsin Laborers' Union; and

Whereas, he was also an authority on rare books, serving as chairman of the state council on library development and as an officer of the Kenosha Friends of the Library, and participated in civil and cultural affairs; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Dorff and Andrea and Senator Maurer under Joint Rule 7, extend their sincere condolences to Mrs. Camille Johnson and the members of the family on the passing of Dalton Johnson.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Ernest Ehrbar, has devoted his life to improving the quality of agricultural science, farming, and rural life in Wisconsin and the nation; and

Whereas, Ernest Ehrbar, has compiled an unequalled record of achievement and accolade, bringing national honor and recognition to himself and his community as Brown County Agricultural Agent and Resource Agent; and

Whereas, Ernest Ehrbar, through his professional leadership, dedication, and personal sacrifice, has helped make Northeastern Wisconsin a place in which all citizens can take great pride in working, living and raising families; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Vanderperren and Senator VanSistine under Joint Rule 7, do hereby express deep gratitude and appreciation to Ernest Ehrbar for his many years of outstanding service, and wish him continued success, on this, the occasion of his promotion to the position of District Director, Northeast Region, University of Wisconsin Extension.

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MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, John C. Richards, principal of Plymouth High School since April of 1953, will retire as principal June 30; and

Whereas, Mr. Richards has exhibited great concern for both students and faculty over 24 years; and

Whereas, Mr. Richards has shown great dedication to providing quality education; and

Whereas, Mr. Richards has seen and guided the more than 500 student enrollment increase of Plymouth High School; and

Whereas, Mr. Richards, in addition to his numerous school responsibilities, has membership in the Wisconsin Secondary School Administrators' Association and is an active member of the Salem United Church of Christ; and

Whereas, John Richards has served as president of the Plymouth Education Association and the association, in his honor, has named an annual scholarship for a graduating senior entering the field of education; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Potter and Senator Keppler under Joint Rule 7, commend John C. Richards for his many years of service and dedication to Plymouth High School, secondary education, and his community.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Kris K. Gilbertson has been editor emeritus of the Rhinelander Daily News since retirement September 1, 1976; and

Whereas, his accomplishments and special awards include Kiwanis Club Award; Area Law Enforcement Officials Award; Rhinelander Area Chamber of Commerce Award; an award from President Ford and Senator Nelson; and awards from Lions Club and Nicolet College; and

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Whereas, Kris Gilbertson was a newspaperman in Michigan and Wisconsin for 40 years, except for five years service in the United States Army during World War II; rising to the rank of lieutenant colonel, serving as adjutant general of 20th Armored Division in Europe and the United States; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Kincaid and Senator Krueger under Joint Rule 7, pay tribute to one of Rhinelander's most prominent citizens and commend Kris K. Gilbertson for serving the people of Rhinelander and the surrounding area by keeping them informed and for his exemplary practice of two of the most important freedoms of all, the freedom of speech and the freedom of the press.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Peter Coe Christianson, administrative assistant extraordinary and joint rule composer par excellence will leave the employ of State Representative William J. Rogers on May 27, 1977 to enter the practice of law; and

Whereas, Christianson's often overrated reputation for pluck, perspicacity and unerving dedication to duty have earned him the cautious respect and admiration of the entire Capitol staff; and

Whereas, Christianson is also known for occasional attempts to subvert the dignity of the joint rule process by composing legislative commendations extolling the virtues of indolence, inebriation and other vices; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Rogers under Joint Rule 7, bid "bon voyage" to Pete and his wife Meg as they embark for the West Indies Isle of Barbados as Badgerland's emissaries of good will and wish Pete continued success in his career at the bar.

JOURNAL OF THE ASSEMBLY [May 26, 1977]

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Mr. and Mrs. Edgar Wendorf of Juneau will observe their 65th wedding anniversary on June 5, 1977; and

Whereas, their willingness to sacrifice and their unselfish compatibility has truly been an inspiration and shining beacon to their son, Ray and daughter, Evelyn, and all who have experienced the pleasure of their acquaintance; and

Whereas, the Wendorf's high principles of character and exemplary life style has made their home community of Juneau proud to have them as a devoted team; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Luckhardt under Joint Rule 7, congratulate Mr. and Mrs. Edgar Wendorf on the occasion of their 65th wedding anniversary and wish both of 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, William Heeter has served with distinction as president of the Wisconsin Student Association for the 1976-1977 academic year; and

Whereas, his efforts have been instrumental in the restoration and maintenance of the vigor and responsiveness of that representative body; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Roth under Joint Rule 7, commend William Heeter for his distinguished efforts on behalf of the students of the University of Wisconsin Madison and the people of the state of Wisconsin.

JOURNAL OF THE ASSEMBLY [May 26, 1977]

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Eric Amend, Wayne Baker, Cathy Buell, John Buell, Mary Burkhardt, Joe Giebel, Al Konen and Dennis Patt competed in various state shooting matches including the Wisconsin East Central Rifle League, the Mid-State Rifle League and the state sponsored Shoulder to Shoulder Tournament; and

Whereas, through their collective efforts the members of the Fond du Lac team's high ratings were attained throughout the tournaments; and

Whereas, these young people demonstrated outstanding marksmanship and sportsmanship, thereby setting a standard of excellence for Wisconsin youth in rifle competition; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative McEssy and Senator McCallum under Joint Rule 7, do congratulate Eric Amend, Wayne Baker, Cathy Buell, John Buell, Mary Burkhardt, Joe Giebel, Al Konen and Dennis Patt on their noteworthy achievements.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Monsignor Alphonse Kress was ordained to the priesthood on May 23, 1937; and

Whereas, he worked in several capacities and studied canon law on the post graduate level before returning to Superior in 1948; and

Whereas, he was chancellor of the diocese of Superior from 1948 until May, 1954, and since that time he has been the pastor of the Cathedral of Christ the King parish; and

Whereas, his parishioners and many friends appreciate his many efforts on their behalf; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Murray under Joint Rule 7, congratulate Monsignor Alphonse Kress on the 40th anniversary of his ordination.

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 Jefferson Grade School in La Crosse, guests of Representative Medinger.

Eighth grade students from Mount Olive Lutheran School in Appleton, guests of Representatives Conradt and Roth.

Milwaukee County Supervisor Dan Casey from Greendale, guest of Representative Rutkowski.

Seventh and eighth grade students from Redeemer Lutheran School in Fond du Lac, guests of Representative McEssy.

Eighth grade students from Saint Hyacinth School in Antigo, guests of Representative Schmidt.

Eighth grade students from Saint Paul Lutheran School in Bonduel, guests of Representative Schmidt.

Students from Peace Lutheran School in Hartford accompanied by principal Jay Roth, Dean Wilde, Eleanor Rzepka, Mrs. Moeller, Mrs. Graff, Mr. Meisner, Mrs. Shirley Hess and Mrs. Priesgen, guests of Representative Luckhardt.

Fourth grade students from Saint John School in Marshfield accompanied by Mrs. Seehafer and Mrs. Raschke, guests of Representative Hasenohrl.

Students from Saint Mary School in Reedsville, guests of Representative Fischer.

Representative Ferrall moved that the assembly stand adjourned until 1:30 P.M. on Tuesday, May 31.

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

The assembly stood adjourned.

12:20 P.M.