STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

MONDAY, June 13, 1977.

2:00 P.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Father George Stacey of Saint Luke's Episcopal Church, 4011 Major Avenue, Madison.

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

The roll was taken.

The result follows:

Present -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach. Goodrich. Gower. Groshek. Gunderson, 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 substitute amendment 1 to Assembly Bill 195 offered by Representatives Hanson, Czerwinski and Dorff.

Assembly amendment 1 to Assembly Bill 240 offered by Representative Hanson.

Assembly amendment 1 to Assembly Bill 590 offered by Representative Hanson.

Assembly substitute amendment 1 to Assembly Bill 600 offered by Representative Ausman.

Assembly amendment 1 to assembly amendment 262 to Senate Bill 77 offered by Representative Snyder.

Assembly amendment 2 to assembly amendment 262 to Senate Bill 77 offered by Representative Shabaz.

Assembly amendment 3 to assembly amendment 262 to Senate Bill 77 offered by Representative Thompson.

Assembly amendment 4 to assembly amendment 262 to Senate Bill 77 offered by Representative Thompson.

Assembly amendment 5 to assembly amendment 262 to Senate Bill 77 offered by Representative Thompson.

Assembly amendment 6 to assembly amendment 262 to Senate Bill 77 offered by Representatives Johnson, Jackamonis and Wahner.

Assembly amendment 7 to assembly amendment 262 to Senate Bill 77 offered by Representative Ellis.

Assembly amendment 8 to assembly amendment 262 to Senate Bill 77 offered by Representative Johnston.

Assembly amendment 9 to assembly amendment 262 to Senate Bill 77 offered by Representatives DeLong, Porter, Olson and Menos.

Assembly amendment 10 to assembly amendment 262 to Senate Bill 77 offered by Representative Snyder.

Assembly amendment 11 to assembly amendment 262 to Senate Bill 77 offered by Representative Gower.

Assembly amendment 12 to assembly amendment 262 to Senate Bill 77 offered by Representative Gower.

Assembly amendment 13 to assembly amendment 262 to Senate Bill 77 offered by Representative Gower.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Resolution 23

Relating to a study of railroad abandonments by the assembly committee on transportation.

By Representative Everson.

To committee on Transportation.

Assembly Joint Resolution 60

Relating to the life and public service of William A. Johnson, former Representative to the Assembly from the 7th district and current member of the Industry, Labor and Human Relations Commission.

By Representatives Looby, Behnke, Dorff, Otte, Vanderperren, Barczak, Tesmer, Hephner, Andrea, Duren, Plewa, Pabst, Hauke, Lato, Rutkowski, Tuczynski, Groshek, Murray, Coggs, Day, Lingren, Rogers, Moody, Hanson, Kirby, Fischer, Mohn, McClain, Dandeneau, Flintrop, Elconin, Tropman, Hasenohrl, Roberts, Medinger, Gerlach, Potter, Bear, Menos, Swoboda, Litscher, Wood, Norquist, Everson, Ward, Leopold, Soucie, Clarenbach, Czerwinski, Brist, Schneider, Rooney, Jackamonis, Wahner, Ferrall, Johnson, Early, Loftus, Munts, Miller, Dueholm, Lee, Kedrowski, Metz, Lallensack, Barry, Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Ouackenbush, Roth. Schmidt, Schricker, Shabaz, Thompson, Travis and Tregoning, co-sponsored by Senators Braun, Cullen, Bablitch, Risser, Kleczka, Berger, Thompson, Radosevich, Offner, Krueger, Bidwell, Maurer, McKenna, Adelman, Peloquin, Goyke, Swan, Parys, Harnisch, Flynn, McCallum, Chilsen, Petri, Murphy, VanSistine, Theno, Sensenbrenner, Lasee, Keppler, Dorman and Frank.

To calendar.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 806

Relating to testing grain moisture measuring devices, granting rule-making authority and providing a penalty.

By Representatives Mohn, Lato, Day, Hasenohrl, Merkt, Tregoning and Litscher.

To committee on Agriculture.

Assembly Bill 807

Relating to settlements and advance payments for claims of damages.

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

To committee on Judiciary.

Assembly Bill 808

Relating to permitting studded tires on vehicles used for rural newspaper delivery.

By Representatives Vanderperren and Mohn.

To committee on Highways.

Assembly Bill 809

Relating to increasing the amount of fees paid to witnesses.

By Representative Vanderperren.

To committee on Judiciary.

Assembly Bill 810

Relating to requirements for election officials at polling places.

By Representatives Olson and Kedrowski.

To committee on Elections.

Assembly Bill 811

Relating to establishing a statewide emergency services telephone number system, creating an emergency number systems board, granting rule-making authority and imposing a penalty.

By Representatives Elconin, Munts, Wahner, Rooney, Plewa, Hephner, Kedrowski, Barry, Ferrall, Ward, Vanderperren, Gower, Lingren, Hanson, Jackamonis, Norquist, Wood, Gerlach, Schricker, Loftus, Kincaid, Miller, Mohn, Clarenbach, Bear, Tropman, Ellis, Czerwinski, Hauke, Looby, Schneider, Kirby, Flintrop, Dorff, Leopold, Soucie, Tesmer, Metz, Conradt, Litscher, Groshek, Duren, McEssy, Engeleiter, Bradley, Andrea, Matty, Lewis, McClain, DeLong, Moody, Travis, Otte, Dueholm and Everson, co-sponsored by Senators Risser and Sensenbrenner, by request of Lieutenant Governor Martin Schreiber.

To committee on Criminal Justice and Public Safety.

Assembly Bill 812

Relating to restrictions on certain fermented malt beverage and intoxicating liquor licensees' contributions to trade associations.

By Representative Dorff, by request of Tavern League of Wisconsin.

To committee on Excise and Fees.

Assembly Bill 813

Relating to restrictions on brewers, bottlers and wholesalers of beer and manufacturers, rectifiers and wholesalers of liquor.

By Representative Dorff, by request of Tavern League of Wisconsin.

To committee on Excise and Fees.

Assembly Bill 814

Relating to restrictions on volume discounts to retailers from wholesalers of malt beverages and liquors and providing a penalty.

By Representative Dorff, by request of Tavern League of Wisconsin.

To committee on Excise and Fees.

Assembly Bill 815

Relating to the conduct of raffles and making an appropriation.

By Representatives Olson, Porter, Snyder, Gunderson, Ellis, DeLong, Kincaid, Byers, Luckhardt, Goodrich, Bradley, Dorff, Lewison, Schmidt, Plewa and Gower.

To committee on State Affairs.

Assembly Bill 816

Relating to child pornography and providing penalties.

By Representatives Olson, Roth, Ellis, Porter, Luckhardt, Gower, DeLong, Thompson, Kincaid, Dorff, Snyder, Byers, Duren, Gunderson, Shabaz, Engeleiter, Lewis, Andrea, Groshek, Bradley, Lewison, Goodrich, Schmidt, Conradt, McEssy, Schricker and Elconin.

To committee on Criminal Justice and Public Safety.

Assembly Bill 817

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Building Trades Negotiating Committee, and covering employes in the building trades crafts bargaining unit and authorizing an expenditure of funds.

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

To committee on Rules.

Assembly Bill 818

Relating to sexual exploitation of children and providing penalties.

By Representatives Lewis, Gower and Klicka.

To committee on Criminal Justice and Public Safety.

COMMITTEE REPORTS

The committee on Enrolled Bills reports and recommends:

Assembly Joint Resolution 34 Assembly Bill 290 Assembly Bill 351

Correctly enrolled.

GERVASE HEPHNER Chairperson

The committee on Health and Social Services reports and recommends:

Assembly Bill 240

Relating to use of amygdalin (laetrile).

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

Ayes: (6) Noes: (5)

Introduction and adoption of assembly amendment 2 to assembly substitute amendment 1:

Ayes: (8) Noes: (2)

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

Ayes: (10) Noes: (0)

Introduction and adoption of assembly amendment 4 to assembly substitute amendment 1:

Ayes: (8) Noes: (2)

Adoption of assembly substitute amendment 1:

Ayes: (11) Noes: (0)

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

To committee on Rules.

JOSEPH CZERWINSKI Chairperson

The Joint Committee on Finance reports and recommends:

Assembly Bill 177

Relating to putting anatomical gift authorization on the back of driver's licenses.

Adoption of assembly substitute amendment 1:

Ayes: (9) Noes: (0)

Passage: Ayes: (9) Noes: (0)

To committee on Rules.

Assembly Bill 383

Relating to the effects of zoning and deed covenants on community living arrangements.

Adoption of assembly amendment 1:

Ayes: (14) Noes: (0)

Emergency statement recommended:

Ayes: (13) Noes: (1)

Passage: Ayes: (13) Noes: (1)

To committee on Rules.

Assembly Bill 448

Relating to filing fees for amendments to articles of incorporation by railroads.

Emergency statement recommended:

Ayes: (11) Noes: (0)

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

To committee on Rules.

Assembly Bill 664

Relating to campaign financing, creating a clean election campaign fund, granting rule-making authority, making appropriations and providing penalties.

Adoption of assembly substitute amendment 1:

Ayes: (9) Noes: (0)

Emergency statement recommended:

Ayes: (8) Noes: (1)

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

To committee on Rules.

GARY JOHNSON Assembly Chairperson

The committee on State Affairs reports and recommends:

Assembly Bill 517

Relating to smoke detection in homes purchased with a veteran's loan.

Passage: Ayes: (10) Noes: (3) To Joint Committee on Finance.

Assembly Bill 518

Relating to requiring smoke detectors in residential buildings and dwellings and providing a penalty.

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

Passage: Ayes: (11) Noes: (2) To Joint Committee on Finance.

JOHN PLEWA Chairperson

The committee on Veterans and Military Affairs reports and recommends:

Assembly Bill 572

Relating to payment of legal fees for defense of national guard members prosecuted for acts committed while in performance of military duties.

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

Assembly Blll 573

Relating to providing educational benefits for members of the Wisconsin national guard, and making an appropriation.

Introduction and adoption of assembly amendment 1:

Ayes: (8) Noes: (1)

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

FRANCIS LALLENSACK Chairperson

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

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

Senate Bill 430

Concurred in:

Assembly Bill 496

ACTION ON THE SENATE MESSAGE

Senate Bill 430

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin State Building Trades Negotiating Committee, and covering employes in the building trades crafts bargaining unit and authorizing an expenditure of funds.

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

To committee on Rules.

CALL OF THE ASSEMBLY

Representative Wahner demanded a call of the assembly. There were sufficient seconds.

The sergeant-at-arms was directed to close the doors and the chief clerk to call the roll.

The chief clerk called the roll.

Members absent with leave - None.

Members absent without leave - Elconin, Goodrich, Johnston, Klicka, Tuczynski and Ward.

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

MOTIONS

Representative Wahner asked unanimous consent that the rules be suspended and Assembly Joint Resolution 60 be withdrawn from the calendar and taken up at this time. Granted.

Assembly Joint Resolution 60

Relating to the life and public service of William A. Johnson, former Representative to the Assembly from the 7th district and current member of the Industry, Labor and Human Relations Commission.

The question was: Shall Assembly Joint Resolution 60 be adopted?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Assembly Joint Resolution 60 be immediately messaged to the senate. Granted.

CALENDAR OF TUESDAY, MAY 31, 1977

Senate Bill 77

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

Representative Wahner asked unanimous consent that assembly amendment 260 to Senate Bill 77 be laid on the table. Granted.

Representative Wahner asked unanimous consent that assembly amendment 261 to Senate Bill 77 be laid on the table. Granted.

Assembly amendment 262 to Senate Bill 77 offered by Assembly Democratic Caucus.

Representative Wahner asked unanimous consent that the assembly stand recessed for thirty minutes. Granted.

The assembly stood recessed.

2:30 P.M.

RECESS

3:50 P.M.

The assembly reconvened.

Representative Wahner moved that assembly amendment 1 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 1 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 65.

Noes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Gower, Gunderson, Johnston, Kincaid, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Porter, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 31.

Absent or not voting -- Behnke, Goodrich and Klicka -- 3.

Motion carried.

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

Representative Johnson moved that assembly amendment 2 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 2 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach,

Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, 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 -- 65.

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

Absent or not voting -- Klicka and Menos -- 2.

Motion carried.

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

Representative Wahner moved that assembly amendment 3 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 3 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, 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 -- 66.

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

Absent or not voting -- Klicka -- 1.

Motion carried.

Representative Wahner moved that assembly amendment 4 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 4 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, 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 -- 66.

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

Absent or not voting -- Klicka -- 1.

Motion carried.

Representative Wahner moved that assembly amendment 5 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 5 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, 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.

Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 65.

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

Absent or not voting -- Klicka and Swoboda -- 2.

Motion carried.

Representative Shabaz moved that assembly amendment 6 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 6 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 31.

Noes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, 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 -- Klicka -- 1.

Motion failed.

The question was: Shall assembly amendment 6 to assembly amendment 262 to Senate Bill 77 be adopted?

Motion carried.

Representative Wahner moved that assembly amendment 7 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 7 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, 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 -- 65.

Noes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 33.

Absent or not voting -- Klicka -- 1.

Motion carried.

Representative Wahner moved that assembly amendment 8 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 8 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, 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 -- 65.

Noes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid,

Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 33.

Absent or not voting -- Klicka -- 1.

Motion carried.

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

Representative Wahner moved that assembly amendment 9 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 9 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, 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 -- 65.

Noes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 33.

Absent or not voting -- Klicka -- 1.

Motion carried.

Representative Wahner moved that assembly amendment 10 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 10 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, 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, Wood and Mr. Speaker -- 65.

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

Absent or not voting -- Klicka and Ward -- 2.

Motion carried.

POINT OF ORDER

Representative Wahner rose to the point of order that assembly amendment 11 to assembly amendment 262 to Senate Bill 77 was not germane under Assembly Rule 50 (3) (f).

The speaker ruled the point of order well taken.

Representative Wahner moved that assembly amendment 12 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 12 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 61.

Noes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Hephner, Johnston, Kincaid, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis and Tregoning -- 35.

Absent or not voting -- Dueholm, Klicka and Ward -- 3.

Motion carried.

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

LEAVES OF ABSENCE

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

Representative Wahner moved that assembly amendment 13 to assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 13 to assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, 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, Wood and Mr. Speaker -- 65.

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

Absent or not voting -- Klicka and Ward -- 2.

Motion carried.

Representative Shabaz requested a division of the question on assembly amendment 262 to Senate Bill 77 under Assembly Rule 82.

The speaker denied the request because it did not clearly state the questions to be divided.

Representative Shabaz moved that assembly amendment 262 to Senate Bill 77 be laid on the table.

The question was: Shall assembly amendment 262 to Senate Bill 77 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 31.

Noes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, 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, Wood and Mr. Speaker -- 66.

Absent or not voting -- Klicka and Ward -- 2.

Motion failed.

POINT OF ORDER

Representative Thompson rose to the point of order that assembly amendment 262 to Senate Bill 77 was not in proper form because it did not state the authors of the amendment and it did not state that it was an amendment to senate substitute amendment 2 to Senate Bill 77.

The speaker ruled the point of order not well taken.

The question was: Shall assembly amendment 262 to Senate Bill 77 be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Mohn, Moody, Murray, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Thompson, Tropman, Vanderperren, Wahner, Wood and Mr. Speaker -- 63.

Noes -- Bradley, Byers, Conradt, Czerwinski, DeLong, Donoghue, Ellis, Engeleiter, Flintrop, Goodrich, Gower, Gunderson, Johnston, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Miller, Munts, Olson, Opitz, Porter, Roth, Schmidt, Schricker, Shabaz, Snyder, Travis, Tregoning and Tuczynski -- 34.

Absent or not voting -- Klicka and Ward -- 2.

Motion carried.

Representative Shabaz moved nonconcurrence in Senate Bill 77.

Representative Lorman moved that assembly amendment 27 to Senate Bill 77 be taken from the table.

The question was: Shall assembly amendment 27 to Senate Bill 77 be taken from the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid, 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, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson,

Kedrowski, 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, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 63.

Absent or not voting -- Behnke, Klicka, Swoboda and Ward -- 4.

Motion failed.

Representative Thompson moved that assembly amendment 70 to Senate Bill 77 be taken from the table.

The question was: Shall assembly amendment 70 to Senate Bill 77 be taken from the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid, 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, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, 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, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 63.

Absent or not voting -- Behnke, Klicka, Swoboda and Ward -- 4.

Motion failed.

The question was: Shall Senate Bill 77 be nonconcurred in?

The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conradt, Czerwinski, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Johnston, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Miller, Munts, Olson, Opitz, Porter, Quackenbush, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis, Tregoning and Tuczynski -- 38.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Mohn, Moody, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Schneider, Soucie, Swoboda, Tesmer, Tropman, Vanderperren, Wahner, Wood and Mr. Speaker -- 60.

Absent or not voting -- Ward -- 1.

Motion failed.

The question was: Shall Senate Bill 77 be ordered to a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Schneider, Soucie, Swoboda, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 62.

Noes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Johnston, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Miller, Olson, Opitz, Porter, Quackenbush, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 36.

Absent or not voting -- Ward -- 1.

Motion carried.

Representative Wahner moved that the rules be suspended and Senate Bill 77 be given a third reading.

The question was: Shall the rules be suspended and Senate Bill 77 be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, 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, Wood and Mr. Speaker -- 66.

Noes -- 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, Tregoning and Ward -- 33.

Absent or not voting -- None.

Motion carried.

The question was: Shall Senate Bill 77 be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Mohn, Moody, Murray, Norquist, Otte, Pabst, Roberts, Rogers, Schneider, Soucie, Swoboda, Tesmer, Tropman, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 58.

Noes -- Bradley, Byers, Conradt, Czerwinski, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Klicka, Lato, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Miller, Munts, Olson, Opitz,

Plewa, Porter, Potter, Quackenbush, Rooney, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis, Tregoning and Tuczynski -- 41.

Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that Senate Bill 77 be immediately messaged to the senate.

Representative Shabaz objected.

Representative Wahner moved that the rules be suspended and that Senate Bill 77 be immediately messaged to the Senate.

The question was: Shall the rules be suspended and Senate Bill 77 be immediately messaged to the Senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, 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 -- 68.

Noes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Klicka, Lewis, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 31.

Absent or not voting -- None.

Motion carried.

VISITORS

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

Henry, Aleathea and Jon Kwas from Kenosha, guests of Representatives Dorff and Andrea.

Dunn County 4-H members, guests of Representative Ausman.

St. Croix County 4-H members, guests of Representative Mohn.

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

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

The assembly stood adjourned.

6:50 P.M.