

JOURNAL OF THE ASSEMBLY [September 28, 1977]

STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

WEDNESDAY, September 28, 1977.

9:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Robin Mattison of the Lutheran Campus Center, 1025 University Avenue, Madison.

Representative Dueholm 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, Conrad, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Elconin, Ellis, 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, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 96.

Absent -- None.

Absent with leave -- Engleleiter -- 1.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 112** offered by Representative Schneider, by request of Joint Survey Committee on Tax Exemptions.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Resolution 30

Requesting an opinion of the Attorney General concerning the procedural and substantive legality of the decision of Donald E. Percy, Secretary of Health and Social Services, to fund abortions under Wisconsin's Medical Assistance Statutes (49.45 and 49.46) with 100 percent state money.

By Representatives Duren, Plewa, Johnston, Potter, Hephner, Swoboda, Vanderperren, Otte, Barczak, Fischer, Rogers, Byers, Matty, Lallensack, Menos, Ausman, Behnke, Tregoning, Medinger, Merkt, Travis, Hauke, Rooney, Andrea, Hanson, Kirby, Murray, Tesmer, Schricker, Wood, Conradt, Dorff, Bradley, Ellis, Opitz, Lewison, Klicka, Snyder, DeLong, Shabaz, McEssy, Gower, Porter, Groshek, Jackamonis, Wahner, Litscher, Roth, Gerlach and Lingren.

To Calendar.

Assembly Resolution 31

Relating to floorperiod IV consideration of proposals pending in the assembly.

By Representatives Jackamonis, Wahner and Kedrowski.

To Calendar.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1020

Relating to a traffic safety course for operators of farm vehicles and licensing requirements for operators of farm tractors and implements of husbandry and granting rule-making authority.

By Representatives Gerlach and Plewa, co-sponsored by Senator Frank.

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To committee on Agriculture.

MESSAGES FROM THE SENATE AND ACTION THEREON

Assembly Bill 96

Relating to a general "good Samaritan" law.

The question was: Shall the report of the committee of conference on **Assembly Bill 96** 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, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, 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, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 95.

Noes -- None.

Absent or not voting -- Engeleiter and Lewis -- 2.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 96** be immediately messaged to the senate. Granted.

Assembly Bill 702

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

The question was: Shall the assembly adhere to its position on assembly amendment 1 to senate amendment 1 to **Assembly Bill 702**?

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The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 90.

Noes -- Behnke, DeLong, Miller and Quackenbush -- 4.

Absent or not voting -- Engeleiter, Lewis and Litscher -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the assembly request a committee of conference on **Assembly Bill 702**. Granted.

The speaker appointed Representatives Loftus, Kirby and Ausman as conferees on the part of the assembly on **Assembly Bill 702**.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 702** be immediately messaged to the senate. Granted.

MOTIONS

Representative Ward asked unanimous consent that **Assembly Bill 424** be withdrawn from the committee on Internal Management and placed at the foot of the calendar of Friday, September 30.

Representative Wahner objected.

Representative Ward moved that the rules be suspended and that **Assembly Bill 424** be withdrawn from the committee on

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Internal Management and placed at the foot of the calendar of Friday, September 30.

The question was: Shall the rules be suspended and **Assembly Bill 424** be withdrawn from the committee on Internal Management and placed at the foot of the calendar of Friday, September 30?

The roll was taken.

The result follows:

Ayes -- Hanson, Hephner, Lorman, Luckhardt, McEssy, Murray, Roth, Schricker, Ward and Wood -- 10.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, McClain, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 84.

Absent or not voting -- Engeleiter, Johnston and Lewis -- 3.

Motion failed.

Representative Thompson moved that the rules be suspended and that **Assembly Bill 536** be withdrawn from the committee on Education and placed on the calendar of Thursday, September 29.

The question was: Shall the rules be suspended and **Assembly Bill 536** be withdrawn from the committee on Education and placed on the calendar of Thursday, September 29?

The roll was taken.

The result follows:

Ayes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Duren, Ellis, Goodrich, Gower, Gunderson, Hephner, Johnston, Klicka, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt,

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Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis, Tregoning and Ward -- 33.

Noes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, 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, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 62.

Absent or not voting -- Engeleiter and Lewis -- 2.

Motion failed.

CALENDAR OF WEDNESDAY, SEPTEMBER 28, 1977

Assembly Bill 765

Relating to permitting opticians and optometrists to advertise the cost of eyeglasses and contact lenses.

POINT OF ORDER

Representative Roberts rose to the point of order that **Assembly Bill 765** required a fiscal estimate.

The speaker ruled the point of order not well taken.

The question was: Shall the vote by which **Assembly Bill 765** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Andrea, Bradley, Conradt, DeLong, Dorff, Gunderson, Klicka, Lingren, McEssy, Medinger, Merkt, Olson, Opitz, Roberts, Rogers, Shabaz, Snyder, Thompson and Tregoning -- 19.

Noes -- Ausman, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Litscher, Loftus, Looby,

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Lorman, Luckhardt, McClain, Matty, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 76.

Absent or not voting -- Engeleiter and Lewis -- 2.

Motion failed.

The question was: **Assembly Bill 765** 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, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, 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, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 92.

Noes -- Dorff, Hephner and Roberts -- 3.

Absent or not voting -- Engeleiter and Lewis -- 2.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 765** be immediately messaged to the senate. Granted.

Assembly Joint Resolution 56

Relating to directing the joint legislative council to study forest fires.

The question was: Shall assembly amendment 1 to **Assembly Joint Resolution 56** be adopted?

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Motion carried.

The question was: Shall **Assembly Joint Resolution 56** be adopted?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 56** be immediately messaged to the senate. Granted.

Assembly Resolution 28

Relating to a study of self-insured groups.

The question was: Shall **Assembly Resolution 28** be adopted?

Motion carried.

Assembly Bill 518

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

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 518** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 518** offered by Representative Shabaz.

Representative Rooney moved rejection of assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 518**.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 518** be rejected?

The roll was taken.

The result follows:

Ayes -- Bear, Brist, Clarenbach, Czerwinski, Dandeneau, Day, Dueholm, Duren, Elconin, Ferrall, Flintrop, Hanson, Johnston, Kedrowski, Lato, Looby, McClain, McEssy, Medinger, Metz, Moody, Munts, Norquist, Otte, Roberts, Rogers, Rooney, Roth, Rutkowski, Schneider, Soucie and Wahner -- 32.

Noes -- Andrea, Ausman, Barczak, Barry, Behnke, Bradley, Byers, Cogg, Conradt, DeLong, Donoghue, Dorff, Ellis, Everson, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hasenohrl, Hauke, Hephner, Johnson, Kincaid, Kirby, Klicka,

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Lallensack, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Lorman, Luckhardt, Matty, Menos, Merkt, Miller, Mohn, Murray, Olson, Opitz, Pabst, Plewa, Porter, Potter, Quackenbush, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Ward, Wood and Mr. Speaker -- 63.

Absent or not voting -- Engeleiter and Lewis -- 2.

Motion failed.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 518** be adopted?

Motion carried.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 518** offered by Representative Gower.

Representative Rooney moved rejection of assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 518**.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 518** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Bear, Brist, Clarenbach, Dandeneau, Day, Dueholm, Duren, Elconin, Ferrall, Flintrop, Gerlach, Groshek, Hanson, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lee, Lingren, Looby, McClain, Medinger, Menos, Mohn, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Roth, Rutkowski, Soucie, Swoboda, Tesmer, Vanderperren, Wahner, Wood and Mr. Speaker -- 44.

Noes -- Barczak, Barry, Behnke, Bradley, Byers, Coggs, Conradt, Czerwinski, DeLong, Donoghue, Dorff, Ellis, Everson, Fischer, Goodrich, Gower, Gunderson, Hasenohrl, Hauke, Hephner, Klicka, Lallensack, Lato, Leopold, Lewison, Litscher, Loftus, Lorman, Luckhardt, McEssy, Matty, Merkt, Metz, Miller, Moody, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Schmidt, Schneider, Schricker, Shabaz, Snyder, Thompson, Travis, Tregoning, Tuczynski and Ward -- 51.

Absent or not voting -- Engeleiter and Lewis -- 2.

Motion failed.

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Representative Rooney moved that assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 518** be laid on the table.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 518** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Bear, Brist, Clarenbach, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Elconin, Ferrall, Flintrop, Groshek, Hanson, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Laliensack, Lato, Lee, Lingren, Looby, Lorman, McClain, McEssy, Medinger, Menos, Metz, Mohn, Munts, Norquist, Otte, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 55.

Noes -- Barry, Behnke, Bradley, Byers, Coggs, Conradt, DeLong, Donoghue, Ellis, Everson, Fischer, Gerlach, Goodrich, Gower, Gunderson, Hasenohrl, Hauke, Hephner, Klicka, Leopold, Lewison, Litscher, Loftus, Luckhardt, Matty, Merkt, Miller, Moody, Murray, Olson, Opitz, Pabst, Porter, Schricker, Shabaz, Snyder, Thompson, Travis, Tregoning and Tuczynski -- 40.

Absent or not voting -- Engeleiter and Lewis -- 2.

Motion carried.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 518** offered by Representative Matty.

Representative Rooney moved rejection of assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 518**.

Speaker pro tempore Kedrowski in the chair.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 518** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Bear, Brist, Clarenbach, Czerwinski, Dandeneau, Dueholm, Duren, Elconin, Ferrall, Flintrop, Hanson, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Looby, McClain,

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Medinger, Mohn, Munts, Murray, Norquist, Otte, Plewa, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Wahner and Wood -- 35.

Noes -- Ausman, Barczak, Barry, Behnke, Bradley, Byers, Coggs, Conradt, DeLong, Donoghue, Dorff, Ellis, Everson, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hasenohrl, Hauke, Hephner, Johnston, Klicka, Lallensack, Leopold, Lewison, Lingren, Litscher, Loftus, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Metz, Miller, Moody, Olson, Opitz, Pabst, Porter, Potter, Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Ward and Mr. Speaker -- 59.

Absent or not voting -- Day, Engleiter and Lewis -- 3.

Motion failed.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 518** be adopted?

Motion carried.

Assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 518** offered by Representatives Dorff and Rooney.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 518** be adopted?

Motion carried.

Assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 518** offered by Representatives Shabaz and Leopold.

Representative Rooney moved rejection of assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 518**.

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 518** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Brist, Clarenbach, Czerwinski, Dandeneau, Day, Ducholm, Duren, Elconin, Ellis, Ferrall, Flintrop, Groshek, Hanson, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lingren, Litscher, Looby, McClain, Matty, Medinger, Menos, Miller, Mohn, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Roth,

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Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Travis, Tregoning, Vanderperren, Wahner and Wood -- 52.

Noes -- Barczak, Behnke, Bradley, Byers, Coggs, Conradt, DeLong, Donoghue, Dorff, Everson, Fischer, Gerlach, Goodrich, Gower, Gunderson, Hasenohrl, Hauke, Hephner, Klicka, Lee, Leopold, Lewis, Lewison, Loftus, Lorman, Luckhardt, McEssy, Merkt, Moody, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Schmidt, Schricker, Shabaz, Snyder, Thompson, Tuczynski, Ward and Mr. Speaker -- 43.

Absent or not voting -- Engeleiter and Metz -- 2.

Motion carried.

Speaker Jackamonis in the chair.

Assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 518** offered by Representative Gower.

Representative Rooney moved rejection of assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 518**.

The question was: Shall assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 518** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Elconin, Ellis, Ferrall, Flintrop, Gerlach, Groshek, Hanson, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Travis, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 65.

Noes -- Behnke, Bradley, Conradt, DeLong, Donoghue, Everson, Fischer, Goodrich, Gower, Gunderson, Hasenohrl, Hauke, Hephner, Klicka, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Merkt, Moody, Olson, Opitz, Porter, Shabaz, Snyder, Thompson, Tregoning and Tuczynski -- 31.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

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The question was: Shall assembly substitute amendment 1 to **Assembly Bill 518** be adopted?

Motion carried.

Representative Shabaz moved indefinite postponement of **Assembly Bill 518**.

The question was: Shall **Assembly Bill 518** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Coggs, Conradt, DeLong, Donoghue, Goodrich, Gower, Gunderson, Hephner, Klicka, Lee, Lewis, Lewison, Loftus, Luckhardt, Merkt, Moody, Olson, Opitz, Shabaz, Snyder and Ward -- 21.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Leopold, Lingren, Litscher, Looby, Lorman, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Mohn, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 75.

Absent or not voting -- Engeleiter -- 1.

Motion failed.

The question was: Shall **Assembly Bill 518** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Bradley, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Mohn, Munts, Murray, Norquist, Otte,

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Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 77.

Noes -- Behnke, Conradt, Donoghue, Goodrich, Gower, Gunderson, Hauke, Hephner, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Merkt, Moody, Olson, Opitz, Shabaz and Snyder -- 19.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 518** be given a third reading.

Representative Shabaz objected.

Representative Wahner moved that the rules be suspended and that **Assembly Bill 518** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 518** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Cogs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, McClain, Matty, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 74.

Noes -- Bradley, Conradt, DeLong, Ellis, Goodrich, Gower, Gunderson, Klicka, Lallensack, Lewis, Lorman, Luckhardt, McEssy, Merkt, Olson, Opitz, Porter, Shabaz, Snyder, Thompson, Travis and Tregoning -- 22.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

The question was: **Assembly Bill 518** having been read three times, shall the bill pass?

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The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gower, Groshek, Hanson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Mohn, Munts, Murray, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 77.

Noes -- Conradt, Donoghue, Goodrich, Gunderson, Hephner, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Merkt, Moody, Norquist, Olson, Opitz, Shabaz, Snyder, Thompson and Tregoning -- 19.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 518** be immediately messaged to the senate. Granted.

Assembly Bill 864

An act to appropriate \$120,869.26 from the general fund for payment of a claim made by Shawano county against the state.

The question was: Shall assembly amendment 1 to **Assembly Bill 864** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Elconin, Ellis, 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, McClain, McEssy, Matty, Medinger,

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Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 93.

Noes -- Looby, Luckhardt and Porter -- 3.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

The question was: Shall **Assembly Bill 864** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 864** be given a third reading. Granted.

The question was: **Assembly Bill 864** 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, Elconin, Ellis, 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, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 96.

Noes -- None.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

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Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 864** be immediately messaged to the senate. Granted.

Assembly Bill 868

Relating to requiring the use of water conserving water closets, sink faucets and showerheads in buildings, prohibiting the sale of plumbing fixtures which are not water-conserving, granting rule-making authority and providing a penalty.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 868** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 868** offered by Representatives Thompson, Pabst, Andrea, DeLong and Shabaz.

Representative Flintrop moved rejection of assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 868**.

Representative Kirby in the chair.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 868** be rejected?

The roll was taken.

The result follows:

Ayes -- Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Elconin, Ferrall, Fischer, Flintrop, Groshek, Hanson, Hasenohrl, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 43.

Noes -- Andrea, Ausman, Barczak, Barry, Behnke, Bradley, Byers, Conrard, DeLong, Donoghue, Dorff, Duren, Ellis, Everson, Gerlach, Goodrich, Gower, Gunderson, Hauke, Hephner, Johnston, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Pabst, Porter, Potter, Quackenbush, Rogers, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Ward and Wood -- 53.

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Absent or not voting -- Engeleiter -- 1.

Motion failed.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 868** be adopted?

Motion carried.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 868** offered by Representative Gower.

Representative Gower asked unanimous consent that assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 868** be withdrawn and returned to the author. Granted.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 868** offered by Representatives Shabaz and Opitz.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 868** be adopted?

Motion carried.

Assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 868** offered by Representatives Shabaz and Opitz.

Representative Flintrop moved rejection of assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 868**.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 868** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barry, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Elconin, Ferrall, Fischer, Flintrop, Groshek, Hanson, Hasenohrl, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 47.

Noes -- Ausman, Barczak, Behnke, Bradley, Byers, Conratt, DeLong, Donoghue, Dorff, Duren, Ellis, Everson, Gerlach, Goodrich, Gower, Gunderson, Hauke, Hephner, Johnston, Klicka, Lato, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst,

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Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Ward and Wood -- 49.

Absent or not voting -- Engeleiter -- 1.

Motion failed.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 868** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Day, DeLong, Donoghue, Dorff, Duren, Elconin, Ellis, Everson, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnston, Kirby, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Mohn, Murray, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Roberts, Rogers, Rooney, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 73.

Noes -- Brist, Dandeneau, Dueholm, Ferrall, Fischer, Flintrop, Gerlach, Johnson, Kedrowski, Kincaid, Lee, Leopold, Looby, Metz, Miller, Moody, Munts, Norquist, Otte, Potter, Rutkowski, Soucie and Tuczynski -- 23.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

Assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 868** offered by Representatives Shabaz and Opitz.

Representative Flintrop moved rejection of assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 868**.

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 868** be rejected?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barczak, Barry, Bear, Bradley, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Elconin, Ellis, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Travis, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 54.

Noes -- Ausman, Behnke, Byers, Conradt, DeLong, Donoghue, Dorff, Duren, Everson, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Klicka, Lallensack, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Tregoning, Ward and Wood -- 42.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

Assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 868** offered by Representative Gower.

The question was: Shall assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 868** be adopted?

Motion carried.

Assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 868** offered by Representative Quackenbush.

The question was: Shall assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 868** be adopted?

Motion carried.

Assembly amendment 9 to assembly substitute amendment 1 to **Assembly Bill 868** offered by Representative Flintrop.

The question was: Shall assembly amendment 9 to assembly substitute amendment 1 to **Assembly Bill 868** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 868** be adopted?

Motion carried.

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Representative Tregoning moved indefinite postponement of **Assembly Bill 868**.

Speaker Jackamonis in the chair.

The question was: Shall **Assembly Bill 868** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Byers, Conradt, DeLong, Donoghue, Everson, Goodrich, Gower, Hephner, Klicka, Lallensack, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Porter, Roth, Schricker, Shabaz, Snyder, Tesmer, Thompson, Tregoning and Wood -- 29.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Elconin, Ellis, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Travis, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 67.

Absent or not voting -- Engeleiter -- 1.

Motion failed.

The question was: Shall **Assembly Bill 868** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts,

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Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Travis, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 79.

Noes -- Conradt, Goodrich, Gower, Klicka, Lallensack, Lewison, Luckhardt, McEssy, Matty, Opitz, Roth, Shabaz, Snyder, Tesmer, Thompson, Tregoning and Wood -- 17.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 868** be given a third reading.

Representative Gower objected.

Representative Wahner moved that the rules be suspended and that **Assembly Bill 868** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 868** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Bradley, Brist, Clarenbach, Coggs, Dandeneau, Day, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 64.

Noes -- Ausman, Behnke, Byers, Conradt, Czerwinski, DeLong, Donoghue, Goodrich, Gower, Gunderson, Hauke, Johnston, Klicka, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 32.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

The question was: **Assembly Bill 868** having been read three times, shall the bill pass?

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The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, Lorman, McClain, McEssy, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Thompson, Travis, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 83.

Noes -- Conradt, Goodrich, Klicka, Lallensack, Lewison, Luckhardt, Matty, Opitz, Roth, Shabaz, Snyder, Tregoning and Wood -- 13.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 868** be immediately messaged to the senate. Granted.

Representative Wahner asked unanimous consent to return to the fifth order of business. Granted.

COMMITTEE REPORTS

The Joint Survey Committee on Retirement Systems reports and recommends:

Assembly Bill 651

Relating to creditable service under the Wisconsin retirement fund for certain probationary employment periods.

Adoption of report: Ayes: (6) Noes: (2)

To committee on Internal Management.

ED McCLAIN
Assembly Chairperson

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RULING ON THE POINT OF ORDER

The speaker ruled well taken the point of order raised by Representative Ferrall on assembly amendment 3 to **Senate Bill 17** on Monday, September 26.

Representative Wahner asked unanimous consent that the assembly stand recessed until 2:00 P.M. Granted.

The assembly stood recessed.

12:15 P.M.

RECESS

2:20 P.M.

The assembly reconvened.

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 - Barry and Engeleiter.

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

LEAVES OF ABSENCE

Representative Thompson asked unanimous consent for a leave of absence for today and the balance of the week for Representative Engeleiter. Granted.

Senate Bill 17

Relating to authorizing establishment of a municipal theater in cities of the first class.

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Assembly amendment 4 to **Senate Bill 17** offered by Representatives Gerlach and Barczak.

POINT OF ORDER

Representative Elconin rose to the point of order that assembly amendment 4 to **Senate Bill 17** was not germane under Assembly Rule 50 (3) (f).

The speaker ruled the point of order well taken.

Representative Barczak moved that **Senate Bill 17** be laid on the table.

The question was: Shall **Senate Bill 17** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Barczak, Bradley, Byers, Conradt, DeLong, Donoghue, Duren, Ellis, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hasenohrl, Hauke, Johnston, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Rogers, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Tesmer, Thompson, Travis, Tregoning, Vanderperren and Wood -- 44.

Noes -- Andrea, Ausman, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Elconin, Everson, Ferrall, Fischer, Flintrop, Hanson, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rooney, Schneider, Soucie, Swoboda, Tuczynski, Wahner, Ward and Mr. Speaker -- 52.

Absent or not voting -- Engeleiter -- 1.

Motion failed.

Assembly amendment 5 to **Senate Bill 17** offered by Representative Barczak.

Representative Kirby moved rejection of assembly amendment 5 to **Senate Bill 17**.

The question was: Shall assembly amendment 5 to **Senate Bill 17** be rejected?

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The roll was taken.

The result follows:

Ayes -- Andrea, Bear, Behnke, Brist, Clarenbach, Czerwinski, Dandeneau, Dueholm, Elconin, Ferrall, Flintrop, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, McClain, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rooney, Schneider, Soucie, Wahner, Ward and Mr. Speaker -- 37.

Noes -- Ausman, Barczak, Barry, Bradley, Byers, Coggs, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Murray, Olson, Opitz, Porter, Quackenbush, Rogers, Roth, Rutkowski, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren and Wood -- 59.

Absent or not voting -- Engeleiter -- 1.

Motion failed.

The question was: Shall assembly amendment 5 to **Senate Bill 17** be adopted?

Motion carried.

The question was: Shall **Senate Bill 17** be ordered to a third reading?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 17** be given a third reading. Granted.

The question was: **Senate Bill 17** 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, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson,

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Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward and Wood -- 83.

Noes -- Bradley, Conradt, Ellis, Klicka, Lato, Lewis, Opitz, Porter, Shabaz, Snyder and Thompson -- 11.

Absent or not voting -- Engeleiter, Matty and Mr. Speaker -- 3.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 17** be immediately messaged to the senate. Granted.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bills 497, 498, 499, 500, 501, 502 and 503** be withdrawn from the committee on Rules and placed at the foot of the twelfth order of business on the calendar of Friday, September 30. Granted.

Assembly Bill 894

Relating to issuing waterfowl stamps for wetland habitat improvement and waterfowl propagation, and making an appropriation.

Representative Thompson asked unanimous consent that assembly amendment 1 to **Assembly Bill 894** be revived.

Representative Metz objected.

Representative Thompson moved that assembly amendment 1 to **Assembly Bill 894** be revived.

Representative Kirby in the chair.

The question was: Shall assembly amendment 1 to **Assembly Bill 894** be revived?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Behnke, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Everson, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Klicka, Lallensack, Lato, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis and Tregoning -- 44.

Noes -- Barczak, Barry, Bear, Bradley, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 52.

Absent or not voting -- Engeleiter -- 1.

Motion failed.

Assembly amendment 2 to **Assembly Bill 894** offered by Representative Hephner.

Representative Metz moved rejection of assembly amendment 2 to **Assembly Bill 894**.

The question was: Shall assembly amendment 2 to **Assembly Bill 894** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Duren, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Plewa, Roberts, Rooney, Roth, Rutkowski, Schneider, Soucie, Travis, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 48.

Noes -- Ausman, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lorman, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Otte, Pabst,

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Porter, Potter, Quackenbush, Rogers, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Tregoning and Wood -- 48.

Absent or not voting -- Engeleiter -- 1.

Motion failed.

Representative Metz moved that assembly amendment 2 to **Assembly Bill 894** be laid on the table.

The question was: Shall assembly amendment 2 to **Assembly Bill 894** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, Lorman, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Roberts, Roth, Rutkowski, Schneider, Soucie, Travis, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 45.

Noes -- Ausman, Barry, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Murray, Olson, Pabst, Porter, Potter, Quackenbush, Rogers, Rooney, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Tregoning and Wood -- 50.

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

Motion failed.

The question was: Shall assembly amendment 2 to **Assembly Bill 894** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 894** offered by Representatives Thompson, Hephner and Matty.

The question was: Shall assembly amendment 3 to **Assembly Bill 894** be adopted?

Motion carried.

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Assembly amendment 4 to **Assembly Bill 894** offered by Representative Shabaz.

Representative Metz moved rejection of assembly amendment 4 to **Assembly Bill 894**.

The question was: Shall assembly amendment 4 to **Assembly Bill 894** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Bradley, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Duren, Elconin, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Roth, Rutkowski, Schneider, Soucie, Travis, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 54.

Noes -- Ausman, Behnke, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Everson, Goodrich, Gower, Groshek, Gunderson, Hauke, Hephner, Johnston, Klicka, Lallensack, Lato, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Pabst, Porter, Quackenbush, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Tregoning and Wood -- 41.

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

Motion carried.

Assembly amendment 5 to **Assembly Bill 894** offered by Representatives Luckhardt, Tregoning and Lewis.

Representative Metz moved rejection of assembly amendment 5 to **Assembly Bill 894**.

The question was: Shall assembly amendment 5 to **Assembly Bill 894** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Bear, Bradley, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Duren, Elconin,

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Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Johnson, Kedrowski, Kincaid, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 49.

Noes -- Andrea, Ausman, Behnke, Byers, Conradt, DeLong, Donoghue, Dorff, Ellis, Goodrich, Gower, Groshek, Gunderson, Hanson, Hauke, Hephner, Johnston, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Murray, Olson, Pabst, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Ward and Wood -- 44.

Absent or not voting -- Day, Engeleiter, Kirby and Opitz -- 4.

Motion carried.

Assembly amendment 6 to **Assembly Bill 894** offered by Representatives Hephner, Thompson, Dorff, Matty and Shabaz.

Assembly amendment 1 to assembly amendment 6 to **Assembly Bill 894** offered by Representatives Thompson and Metz.

The question was: Shall assembly amendment 1 to assembly amendment 6 to **Assembly Bill 894** be adopted?

Motion carried.

The question was: Shall assembly amendment 6 to **Assembly Bill 894** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 894** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 894** be given a third reading.

Representative Tregoning objected.

Representative Wahner moved that the rules be suspended and that **Assembly Bill 894** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 894** be given a third reading?

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The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Hanson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Roberts, Rogers, Rooney, Roth, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 79.

Noes -- Conradt, DeLong, Gunderson, Hephner, Klicka, Lewis, Lewison, McEssy, Matty, Merkt, Quackenbush, Schmidt, Schricker, Shabaz, Snyder, Thompson and Tregoning -- 17.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

The question was: **Assembly Bill 894** 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, DeLong, Donoghue, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Roberts, Rogers, Rooney, Roth, Rutkowski, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 81.

Noes -- Behnke, Day, Hasenohrl, Hephner, Klicka, Lallensack, Lewis, McClain, McEssy, Matty, Merkt, Quackenbush, Schmidt, Schricker and Tregoning -- 15.

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Absent or not voting -- Engeleiter -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 894** be immediately messaged to the senate. Granted.

Assembly Bill 450

Relating to prohibiting sexual harassment in employment.

Representative Wahner asked unanimous consent that **Assembly Bill 450** be laid on the table. Granted.

Senate Bill 227

Relating to enforcement of nursing home regulations, providing a penalty and increasing appropriations.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 227** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Senate Bill 227** be adopted?

Motion carried.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Senate Bill 227** be adopted?

Motion carried.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Senate Bill 227** be adopted?

Motion carried.

Assembly amendment 5 to assembly substitute amendment 1 to **Senate Bill 227** offered by Representatives Thompson, DeLong and Czerwinski.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to **Senate Bill 227** be adopted?

Motion carried.

Assembly amendment 6 to assembly substitute amendment 1 to **Senate Bill 227** offered by Representatives Thompson, DeLong and Czerwinski.

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The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Senate Bill 227** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Senate Bill 227** be adopted?

Motion carried.

Assembly amendment 7 to assembly substitute amendment 1 to **Senate Bill 227** offered by Representative Shabaz.

Representative Otte moved rejection of assembly amendment 7 to assembly substitute amendment 1 to **Senate Bill 227**.

The question was: Shall assembly amendment 7 to assembly substitute amendment 1 to **Senate Bill 227** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Bear, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Duren, Elconin, Ferrall, Fischer, Flintrop, Groshek, Hasenohrl, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lingren, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Schricker, Soucie, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 51.

Noes -- Andrea, Ausman, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Ellis, Everson, Gerlach, Goodrich, Gower, Gunderson, Hanson, Hauke, Hephner, Johnston, Kincaid, Klicka, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Ward and Wood -- 45.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

Assembly amendment 8 to assembly substitute amendment 1 to **Senate Bill 227** offered by Representative Gower.

Representative Czerwinski moved rejection of assembly amendment 8 to assembly substitute amendment 1 to **Senate Bill 227**.

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The question was: Shall assembly amendment 8 to assembly substitute amendment 1 to **Senate Bill 227** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Duren, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hauke, Johnson, Kedrowski, Kirby, Lallensack, Lee, Leopold, Lewis, Lingren, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Quackenbush, Roberts, Rooney, Rutkowski, Schneider, Schricker, Soucie, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 57.

Noes -- Andrea, Ausman, Barry, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Ellis, Goodrich, Gower, Gunderson, Hasenohrl, Hephner, Johnston, Kincaid, Klicka, Lato, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Pabst, Porter, Rogers, Roth, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis and Tregoning -- 39.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

The question was: Shall **Senate Bill 227** be ordered to a third reading?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 227** be given a third reading. Granted.

The question was: **Senate Bill 227** 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, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewis,

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Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 88.

Noes -- Bradley, Conradt, Klicka, Matty, Opitz, Roth, Shabaz and Snyder -- 8.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 227** be immediately messaged to the senate. Granted.

Representative Wahner asked unanimous consent that **Assembly Bill 450** be taken from the table and taken up at this time. Granted.

Assembly Bill 450

Relating to prohibiting sexual harassment in employment.

Assembly amendment 1 to **Assembly Bill 450** offered by Representative Shabaz.

Representative Shabaz asked unanimous consent that assembly amendment 1 to **Assembly Bill 450** be laid on the table. Granted.

Assembly amendment 2 to **Assembly Bill 450** offered by Representatives Jackamonis, Rutkowski and Shabaz.

The question was: Shall assembly amendment 2 to **Assembly Bill 450** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 450** be ordered engrossed and read a third time?

Motion carried.

Representative Shabaz moved reconsideration of the vote by which **Assembly Bill 450** was ordered to a third reading. Entered.

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Representative Wahner moved that the rules be suspended and that the motion for reconsideration of the vote by which **Assembly Bill 450** was ordered to a third reading be taken up at this time.

Speaker Jackamonis in the chair.

The question was: Shall the rules be suspended and the motion for reconsideration of the vote by which **Assembly Bill 450** was ordered to a third reading be taken up at this time?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Dueholm, Duren, 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, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 64.

Noes -- Ausman, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Ellis, 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.

Absent or not voting -- Engelleiter -- 1.

Motion carried.

The question was: Shall the vote by which **Assembly Bill 450** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Goodrich, Gower, Gunderson, Johnston, Klicka, Lewison, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Plewa, Porter, Roth, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 28.

Noes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm,

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Duren, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 68.

Absent or not voting -- Engeleiter -- 1.

Motion failed.

The question was: **Assembly Bill 450** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gower, Groshek, Gunderson, Hanson, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schricker, Snyder, Soucie, Swoboda, Tesmer, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 82.

Noes -- Ausman, Bradley, Conradt, Goodrich, Hasenohrl, Johnston, Lewison, Luckhardt, McEssy, Matty, Roth, Shabaz and Tregoning -- 13.

Absent or not voting -- Engeleiter and Thompson -- 2.

Motion carried.

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

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 450** be immediately messaged to the senate.

Representative Shabaz objected.

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Representative Wahner moved that the rules be suspended and that **Assembly Bill 450** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Bill 450** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Dueholm, Duren, Elconin, Everson, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 59.

Noes -- Ausman, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Ellis, Ferrall, Goodrich, Gower, Gunderson, Johnston, Kedrowski, Klicka, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schneider, Schricker, Shabaz, Snyder, Thompson, Travis, Tregoning and Ward -- 37.

Absent or not voting -- Engeleiter -- 1.

Motion failed.

Representative Wahner moved reconsideration of the vote by which **Assembly Bill 450** was passed. Entered.

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 47

Senate Bill 118

Senate Bill 222

Senate Bill 305

Senate Bill 353

Senate Bill 368

Senate Bill 405

Senate Bill 409

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Concurred in:

Assembly substitute amendment 2 to **Senate Bill 15**

Assembly Bill 702

Agrees to a committee of conference on **Assembly Bill 702** and appoints Senators Parys, Berger and Bidwell as conferees on its part.

ACTION ON THE SENATE MESSAGE

Senate Bill 47

Relating to discounting tips from employer minimum wage obligations and granting rule-making authority.

By Senator Cullen; co-sponsored by Representative Looby, by request of Department of Industry, Labor and Human Relations.

To Calendar.

Senate Bill 118

Relating to the required frequency of wage payments to certain employes.

By Senator Dorman; co-sponsored by Representatives Ferrall, Rooney and Dandeneau.

To committee on Labor.

Senate Bill 222

Relating to removal of certain local elective officers by recall election.

By Senator Keppler.

To committee on Elections.

Senate Bill 305

Relating to highway signs.

By Senator Berger; co-sponsored by Representative Kirby.

To Calendar.

Senate Bill 353

Relating to probate registrars' services to the public.

By Senators Berger, Flynn and Braun; co-sponsored by Representatives Kirby, Plewa, Behnke and Lingren.

To committee on Commerce and Consumer Affairs.

Senate Bill 368

Relating to membership on the council on unemployment compensation.

By Senators Parys and Harnisch.

To committee on Labor.

Senate Bill 405

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

By committee on Commerce.

To committee on Transportation.

Senate Bill 409

Relating to revising sport trolling and commercial fishing laws, granting rule-making authority and providing a penalty.

By committee on Natural Resources and Tourism.

To committee on Natural Resources.

Representative Wahner asked unanimous consent to introduce a bill.

Representative Shabaz objected.

Representative Wahner moved that the rules be suspended to introduce a bill.

The question was: Shall the rules be suspended to introduce a bill?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Loftus, Looby, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 70.

Noes -- Bradley, Byers, DeLong, Donoghue, Ellis, Goodrich, Gower, Gunderson, Johnston, Klicka, Lewis, Litscher, Lorman, Luckhardt, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 26.

Absent or not voting -- Engeleiter -- 1.

Motion carried.

COMMITTEE REPORTS

The Joint Committee on Employment Relations reports and recommends:

Assembly Bill _____ (Irb 8643)

Relating to in-session per diems for legislators, to 1977-1979 salary adjustment for elected state officials and authorizing the expenditure of funds.

Introduction and passage:

Ayes: (6) Noes: (2)

ED JACKAMONIS
Assembly Chairman

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1021

Relating to in-session per diems for legislators, to 1977-1979 salary adjustment for elected state officials and authorizing the expenditure of funds.

By Joint Committee on Employment Relations.

To Calendar.

VISITORS

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

Mr. and Mrs. Edmund Dagenais and Mr. and Mrs. Richard Higginbotham from Boscobel, guests of Representative Travis.

Political science class from West Bend high schools accompanied by Ed Klein, guests of Representatives Lewis and Merkt.

Winnebago County Republican Women, guests of Representatives Ellis and Bradley.

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Mr. and Mrs. Leonard Miller and Eddie Polglose from Baraboo, guests of Representative Litscher.

Fourth and fifth grade students from Gompers Elementary School in Madison accompanied by their teacher, Debbie Kirley, guests of Representative Bear.

Seventh and eighth grade students of St. Gabriel's School, accompanied by Mr. Kel Kotel, Ms. Marilyn Specht and Sister Maxine Bauer, from Prairie du Chien, guests of Representative Lewison.

Arthur J. Jark from Jefferson, guest of Representative Lorman.

Harry Moczynski from Milwaukee, guest of Representative Tuczynski.

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.

5:40 P.M.