

JOURNAL OF THE ASSEMBLY [February 14, 1978]

STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

TUESDAY, February 14, 1978.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Gordon Van Enk of Christian Reform Church, 705 Tompkins Drive, Madison.

Representative Kedrowski 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, Becker, Bradley, Brist, Byers, Clarenbach, Coggs, Conrad, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, 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, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 94.

Absent -- Broydrick and Hauke -- 2.

Absent with leave -- Behnke, Roth and Snyder -- 3.

AMENDMENTS OFFERED

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Ferrall and Thompson.

Assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Thompson, Kedrowski and Ferrall.

Assembly amendment 3 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Ferrall and Thompson.

Assembly amendment 4 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Ferrall and Thompson.

Assembly amendment 5 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Thompson, Ferrall and Shabaz.

Assembly amendment 6 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Hanson and Rogers.

Assembly amendment 7 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Hanson and Rogers.

Assembly amendment 8 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Hanson and Rogers.

Assembly amendment 9 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Hanson and Rogers.

Assembly amendment 10 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Hanson and Rogers.

Assembly amendment 11 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Hanson.

Assembly amendment 12 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Shabaz.

Assembly amendment 13 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Shabaz.

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Assembly amendment 14 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Rogers, Andrea and Medinger.

Assembly amendment 15 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Rogers and Andrea.

Assembly amendment 16 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Rogers, Andrea and Medinger.

Assembly amendment 17 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Rogers and Medinger.

Assembly amendment 18 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Rogers.

Assembly amendment 19 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Rogers, Rooney and Hanson.

Assembly amendment 20 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Rogers and Medinger.

Assembly amendment 21 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Rogers.

Assembly amendment 22 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Rogers, Hanson and Medinger.

Assembly amendment 23 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Rogers.

Assembly amendment 24 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Rogers.

Assembly amendment 25 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Ward.

Assembly amendment 26 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Ward.

Assembly amendment 27 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Ward.

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Assembly amendment 28 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Ward.

Assembly amendment 29 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Ward.

Assembly amendment 30 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Ward.

Assembly amendment 31 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Rogers, Hanson, Rooney, Andrea, Medinger, Brist, Becker and Kincaid.

Assembly amendment 32 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representatives Johnson and Quackenbush.

Assembly amendment 33 to assembly substitute amendment 2 to **Assembly Bill 349** offered by Representative Thompson.

Assembly substitute amendment 3 to **Assembly Bill 427** offered by Representatives Rogers and Kirby.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 474** offered by Joint Committee on Finance.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 474** offered by Joint Committee on Finance.

Assembly substitute amendment 2 to **Assembly Bill 874** offered by Representative Flintrop.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 885** offered by Joint Committee on Finance.

Assembly amendment 3 to **Assembly Bill 899** offered by Joint Committee on Finance.

Assembly substitute amendment 1 to **Assembly Bill 918** offered by Representative Mohn.

Assembly amendment 1 to **Assembly Bill 986** offered by committee on Local Affairs.

Assembly substitute amendment 1 to **Assembly Bill 995** offered by committee on State Affairs.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 1019** offered by Joint Committee on Finance.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 1077** offered by Joint Committee on Finance.

Assembly amendment 1 to **Assembly Bill 1108** offered by Representative Mohn.

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Assembly amendment 1 to **Assembly Bill 1133** offered by committee on Judiciary.

Assembly amendment 1 to **Senate Bill 383** offered by committee on Judiciary.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1221

Relating to incorporating 1977 internal revenue code amendments and the federal standard deduction into the state income tax.

By Representative DeLong.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 1222

Relating to closing and reduction in services of banks on certain holidays.

By Representative Hanson.

To committee on Insurance and Banking.

PETITIONS

Assembly Petition 192

A resolution submitted by the Jefferson County Board in support of Senate Bill 571, relating to confidential medical records of deceased persons.

By Representative Lorman.

To committee on Health and Social Services.

Assembly Petition 193

A resolution submitted by the Jefferson County Board in support of Assembly Bill 933, relating to financial standards of eligibility for aid to families with dependent children.

By Representative Lorman.

To committee on Health and Social Services.

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Assembly Petition 194

A resolution submitted by the Jefferson County Board in support of Assembly Bill 970, relating to eliminating the reduction for estimated shared taxes under the county and municipal levy limitation.

By Representative Lorman.
To committee on Local Affairs.

Assembly Petition 195

A resolution submitted by the Jefferson County Board in support of Assembly Bill 995, relating to legislative approval of proposed administrative rules.

By Representative Lorman.
To committee on State Affairs.

Assembly Petition 196

A resolution submitted by the Jefferson County Board in support of Assembly Bill 1001, relating to notice requirements of regular business meetings of village boards, town boards, city councils, school boards and regularly meeting county boards.

By Representative Lorman.
To committee on Local Affairs.

Assembly Petition 197

A resolution submitted by the Jefferson County Board in support of Assembly Bill 1062, relating to duplicate payments for rent of AFDC recipients.

By Representative Lorman.
To committee on Health and Social Services.

Assembly Petition 198

Submitted by Pat Granger, consisting of 41 signatures of citizens of Wisconsin in opposition to Assembly Bill 1080, relating to using dogs to hunt bear and requiring hunters to wear a back tag; and Assembly Bill 1088, relating to revising the special hunting permit for disabled persons.

By Representative Roberts.
To committee on Natural Resources.

Assembly Petition 199

Submitted by Roger Laughman, consisting of signatures of 51 citizens in support of Senate Bill 71, relating to revising various laws affecting snowmobile registration and the snowmobile aids program.

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**By Representative Harsdorf.
To committee on Natural Resources.**

Assembly Petition 200

Submitted by J.W. Jaskie, consisting of 167 signatures of citizens of Wisconsin in opposition to recently enacted fees for certain trailers.

**By Representative Kincaid.
To committee on Highways.**

Assembly Petition 201

A resolution submitted by the La Crosse County Board in support of certain amendments to Assembly Bill 1075, relating to juries and providing penalties.

**By Representative Lewison.
To committee on Judiciary.**

Assembly Petition 202

Submitted by Gerald Wollslair, consisting of 241 signatures of citizens of Wisconsin in support of Assembly Bill 1049, relating to registration of certain trailers and semitrailers.

**By Representative Wood.
To committee on Highways.**

COMMITTEE REPORTS

The committee on Enrolled Bills reports and recommends:

**Assembly Bill 187
Assembly Bill 389
Assembly Bill 432
Assembly Bill 446
Assembly Bill 450
Assembly Bill 463
Assembly Bill 479
Assembly Bill 483
Assembly Bill 624
Assembly Bill 632
Assembly Bill 640
Assembly Bill 698**

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Correctly enrolled.

GERVASE HEPHNER
Chairperson

The committee on Commerce and Consumer Affairs reports and recommends:

Assembly Bill 697

Relating to payment of interest on security deposits paid by renters of certain residential property.

Adoption of assembly substitute amendment 2:

Ayes: (11) Noes: (0)

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

To committee on Rules.

Assembly Bill 786

Relating to maintenance liens.

Adoption of assembly amendment 1:

Ayes: (11) Noes: (0)

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

To committee on Rules.

MIDGE MILLER
Chairperson

The committee on Judiciary reports and recommends:

Assembly Bill 984

Relating to prepaid maintenance liens and providing a penalty.

Adoption of assembly amendment 1 to assembly substitute amendment 1:

Ayes: (9) Noes: (0)

Adoption of assembly substitute amendment 1:

Ayes: (9) Noes: (0)

Passage: Ayes: (6) Noes: (4)

To committee on Rules.

JAMES RUTKOWSKI
Chairperson

The committee on Natural Resources reports and recommends:

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Senate Bill 71

Relating to revising various laws affecting snowmobile registration and the snowmobile aids program.

Adoption of assembly amendment 2:

Ayes: (11) Noes: (0)

Concurrence: Ayes: (10) Noes: (1)

To committee on Rules.

LAURENCE DAY

Chairperson

The Joint Survey Committee on Retirement Systems reports and recommends:

Assembly Bill 946

Relating to prior creditable service credits for employes of school districts which elect to participate in the Wisconsin retirement fund.

Adoption of Report: Ayes: (8) Noes: (0)

To Joint Committee on Finance.

Assembly Bill 1180

Relating to a declaration of policy and establishment of rules of statutory construction relating to school boards and school districts.

Adoption of Report: Ayes: (8) Noes: (0)

To committee on Education.

Senate Bill 167

Relating to exemption of federal retirement system benefits from state income tax.

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

To committee on Revenue.

Senate Bill 384

Relating to investment of deferred compensation funds of counties, cities, villages and towns.

Adoption of Report: Ayes: (7) Noes: (1)

To committee on Local Affairs.

ED McCLAIN

Assembly Chairperson

The committee on Revenue reports and recommends:

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Assembly Resolution 29

Relating to referral of proposals reported by the joint survey committee on debt management.

Adoption: Ayes: (11) Noes: (0)

To Joint Committee on Finance.

Assembly Joint Resolution 73

Relating to the preparation of fiscal estimates by the joint survey committee on debt management.

Adoption of assembly amendment 1:

Ayes: (11) Noes: (0)

Adoption: Ayes: (11) Noes: (0)

To Joint Committee on Finance.

Assembly Bill 1016

Relating to state debt management and creating a joint survey committee on debt management.

Adoption of assembly amendment 1 to assembly substitute amendment 1:

Ayes: (11) Noes: (0)

Adoption of assembly substitute amendment 1:

Ayes: (11) Noes: (0)

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

To Joint Committee on Finance.

MARLIN SCHNEIDER

Chairperson

MOTIONS

Representative Duren asked unanimous consent that **Assembly Bill 474** be withdrawn from the Joint Committee on Finance and placed on the calendar.

Representative Johnson objected.

Representative Duren moved that **Assembly Bill 474** be withdrawn from the Joint Committee on Finance and placed on the calendar.

The question was: Shall **Assembly Bill 474** be withdrawn from the Joint Committee on Finance and placed on the calendar?

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The roll was taken.

The result follows:

Ayes -- Byers, DeLong, Duren, Ellis, Everson, Goodrich, Gower, Harsdorf, Hephner, Lato, Lewis, Litscher, Lorman, Luckhardt, McEssy, Menos, Merkt, Olson, Porter, Schricker, Shabaz, Swoboda, Thompson and Tregoning -- 24.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lee, Leopold, Lewison, Lingren, Loftus, Looby, McClain, Matty, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Opitz, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Tesmer, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 73.

Absent or not voting -- Roth and Snyder -- 2.

Motion failed.

Representative Medinger moved that **Assembly Bill 500** be withdrawn from the Joint Committee on Finance and placed on the calendar of Tuesday, February 21.

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

The assembly stood recessed.

10:25 A.M.

RECESS

11:30 A.M.

The assembly reconvened.

Representative Medinger asked unanimous consent to withdraw his motion. Granted.

Representative Dueholm moved reconsideration of the vote by which **Assembly Bill 338** was passed. Entered.

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Representative Kedrowski asked unanimous consent that the journal show that no members of the press were present when the assembly convened at 10:00 A.M. today. Granted.

Representative Becker asked unanimous consent to be recorded as present for today's session. Granted.

Representative Brist asked unanimous consent to be recorded as present for today's session. Granted.

Representative Merkt asked unanimous consent that page 2911 of the Assembly Journal of Thursday, February 9, 1978 be changed to show that he was present for the call of the assembly on **Assembly Bill 884**.

Representative Ferrall objected.

Representative Shabaz moved that the rules be suspended and that page 2911 of the Assembly Journal of Thursday, February 9, 1978 be changed to show that Representative Merkt was present for the call of the assembly on **Assembly Bill 884**.

Representative Merkt asked unanimous consent that page 2911 of the Assembly Journal of Thursday, February 9, 1978 be changed to show that he was present for the call of the assembly on **Assembly Bill 884**.

Representative Ferrall objected.

Representative Ferrall asked unanimous consent that page 2911 of the Assembly Journal of Thursday, February 9, 1978 be changed to show that Representative Merkt arrived immediately after the call of the assembly on **Assembly Bill 884**. Granted.

Representative Klicka asked unanimous consent that **Assembly Joint Resolution 6** be withdrawn from the committee on Health and Social Services and placed at the foot of the calendar of Thursday, February 16.

Representative Wahner objected.

Representative Klicka moved that **Assembly Joint Resolution 6** be withdrawn from the committee on Health and Social Services and placed at the foot of the calendar of Thursday, February 16.

The question was: Shall **Assembly Joint Resolution 6** be withdrawn from the committee on Health and Social Services and placed at the foot of the calendar of Thursday, February 16?

The roll was taken.

The result follows:

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Ayes -- Ausman, Bradley, Broydrick, Conradt, DeLong, Duren, Ellis, Engeleiter, Gower, Gunderson, Harsdorf, Hephner, Johnston, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkt, Opitz, Porter, Quackenbush, Rogers, Roth, Schmidt, Shabaz, Swoboda, Tesmer, Thompson, Travis and Tregoning -- 33.

Noes -- Andrea, Barczak, Barry, Bear, Becker, Behnke, Brist, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Schricker, Soucie, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 65.

Absent or not voting -- Snyder -- 1.

Motion failed.

CALENDAR OF MONDAY, FEBRUARY 13, 1978

Assembly Bill 780

Relating to access to public records, creating an open records board, granting rule-making authority, making an appropriation and providing a penalty.

LEAVES OF ABSENCE

Representative Thompson asked unanimous consent for a leave of absence for today's session for Representatives Roth and Snyder. Granted.

Representative Opitz asked unanimous consent to be made a co-author of **Assembly Bill 1170**. Granted.

Representative Wahner asked unanimous consent that the assembly stand recessed until 4:00 P.M. Granted.

The assembly stood recessed.

11:55 A.M.

RECESS

4:00 P.M.

The assembly reconvened.

Speaker pro tempore Kedrowski in the chair.

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 - Roth and Snyder.

Members absent without leave - Behnke, Groshek, McClain, Rooney and Ward.

LEAVES OF ABSENCE

Representative Wahner asked unanimous consent for a leave of absence for Representatives Behnke, Groshek and Rooney. Granted.

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

Speaker Jackamonis in the chair.

The question was: Shall the vote by which Assembly Bill 780 was indefinitely postponed be reconsidered?

The roll was taken.

The result follows:

Ayes -- Barry, Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Duren, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, Looby, Lorman, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rutkowski, Schneider, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 47.

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Noes -- Andrea, Ausman, Barczak, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Everson, Goodrich, Gower, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Luckhardt, McEssy, Matty, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Schmidt, Schricker, Shabaz, Tesmer, Thompson, Travis, Tregoning and Ward -- 46.

Absent or not voting -- Groshek, Rooney, Roth and Snyder -- 4.

Paired for -- Bear -- 1.

Paired against -- Behnke -- 1.

Motion carried.

The question was: Shall the vote by which assembly amendment 20 to assembly substitute amendment 3 to **Assembly Bill 780** was adopted be reconsidered?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Becker, Brist, Clarenbach, Coggs, Czerwinski, Dueholm, Duren, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hanson, Harsdorf, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Lorman, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Quackenbush, Roberts, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Travis, Vanderperren, Wahner, Wood and Mr. Speaker -- 53.

Noes -- Barczak, Bradley, Byers, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Everson, Goodrich, Gower, Groshek, Hauke, Hephner, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Looby, Luckhardt, McEssy, Matty, Merkt, Murray, Olson, Opitz, Pabst, Porter, Rogers, Schricker, Shabaz, Thompson, Tregoning, Tuczynski and Ward -- 41.

Absent or not voting -- Behnke, Broydrick, Rooney, Roth and Snyder -- 5.

Motion carried.

Representative Ferrall asked unanimous consent that assembly amendment 20 to assembly substitute amendment 3 to **Assembly Bill 780** be laid on the table. Granted.

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Assembly amendment 37 to assembly substitute amendment 3 to **Assembly Bill 780** offered by Representatives Munts, Johnson and Barry.

Representative Hauke moved that **Assembly Bill 780** be laid on the table.

The question was: Shall **Assembly Bill 780** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engleiter, Everson, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Looby, Lorman, Luckhardt, McEssy, Matty, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Schmidt, Schricker, Shabaz, Tesmer, Thompson, Travis, Tregoning and Ward -- 51.

Noes -- Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rutkowski, Schneider, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 44.

Absent or not voting -- Behnke, Rooney, Roth and Snyder -- 4.

Motion carried.

Assembly Bill 349

Relating to recodification of the code of ethics for state public officials, granting rule-making authority, making an appropriation and providing penalties.

Representative Wahner asked unanimous consent that **Assembly Bill 349** be placed at the foot of the calendar of Tuesday, February 14 immediately following **Senate Bill 393**. Granted.

Assembly Bill 898

Relating to various changes in the state mental health act and related provisions, granting rule-making authority and providing penalties.

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Representative Wahner asked unanimous consent that **Assembly Bill 898** be placed at the head of the eleventh order of business on the calendar of Wednesday, February 15. Granted.

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Assembly Joint Resolution 87

Granting the use of the legislative chambers on March 4 and 5, 1978, to the 1978 Model Legislature of the Young Republicans and Young Democrats.

The question was: Shall **Assembly Joint Resolution 87** be adopted?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 87** be immediately messaged to the senate. Granted.

Assembly Bill 959

Relating to cash register window display and providing a penalty.

Representative Matty moved indefinite postponement of **Assembly Bill 959**.

The question was: Shall **Assembly Bill 959** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Bradley, Broydrick, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Everson, Fischer, Gerlach, Goodrich, Gower, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Schmidt, Schneider, Schricker, Shabaz, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren and Wahner -- 65.

Noes -- Barry, Bear, Becker, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Ducholm, Duren, Ferrall, Flintrop,

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Kedrowski, Kirby, Lee, Leopold, Looby, Medinger, Metz, Miller, Mohn, Moody, Munts, Rutkowski, Soucie, Tuczynski, Ward, Wood and Mr. Speaker -- 29.

Absent or not voting -- Behnke, Groshek, Rooney, Roth and Snyder -- 5.

Motion carried.

Assembly Bill 1010

An act to appropriate a sum sufficient from the general fund for payment of a claim made by William N. Cooney against the state.

The question was: Shall **Assembly Bill 1010** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Ellis, Engeleiter, Everson, Ferrall, Fischer, Gerlach, Goodrich, Gower, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, Matty, Medinger, Menos, Merkt, Metz, Mohn, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 87.

Noes -- Clarenbach, Duren, Hanson, Miller, Moody and Munts -- 6.

Absent or not voting -- Flintrop, Groshek, McEssy, Rooney, Roth and Snyder -- 6.

Motion carried.

Assembly Bill 1011

An act to appropriate a sum sufficient from the general fund for payment of a claim made by Thomas E. Lister against the state.

Representative Olson moved that **Assembly Bill 1011** be laid on the table.

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The question was: Shall **Assembly Bill 1011** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Bradley, Conradt, DeLong, Goodrich, Gower, Hephner, Johnston, Klicka, Lallensack, Lato, Lewis, Lewison, Luckhardt, Matty, Olson, Opitz, Porter, Schricker, Shabaz, Thompson and Travis -- 22.

Noes -- Andrea, Barczak, Barry, Bear, Becker, Brist, Broydrick, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hanson, Harsdorf, Hasenohrl, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, McEssy, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 71.

Absent or not voting -- Behnke, Groshek, Hauke, Rooney, Roth and Snyder -- 6.

Motion failed.

The question was: Shall **Assembly Bill 1011** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Gunderson, Hanson, Harsdorf, 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, Mohn, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Soucie,

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Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 89.

Noes -- Barry, Clarenbach, Duren, Miller, Moody and Munts -- 6.

Absent or not voting -- Groshek, Rooney, Roth and Snyder -- 4.

Motion carried.

Assembly Bill 1012

An act to appropriate a sum sufficient from the general fund for payment of a claim made by Paul Turley against the state.

The question was: Shall **Assembly Bill 1012** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Becker, Bradley, Brist, Broydrick, Byers, Coggs, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Gunderson, Hanson, Harsdorf, 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, Mohn, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 86.

Noes -- Barry, Clarenbach, Duren, Miller, Moody and Munts -- 6.

Absent or not voting -- Bear, Behnke, Conradt, Groshek, Rooney, Roth and Snyder -- 7.

Motion carried.

Assembly Bill 1013

An act to appropriate a sum sufficient from the general fund for payment of a claim made by James S. Thiel against the state.

The question was: Shall **Assembly Bill 1013** be indefinitely postponed?

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The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Gunderson, Hanson, Harsdorf, 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, Mohn, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Soucie, Swoboda, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 87.

Noes -- Barry, Bear, Clarenbach, Duren, Miller, Moody and Munts -- 7.

Absent or not voting -- Groshek, Rooney, Roth, Snyder and Tesmer -- 5.

Motion carried.

Assembly Bill 824

Relating to county aid for town bridges or culverts.

POINT OF ORDER

Representative Shabaz rose to the point of order that assembly amendment 1 to **Assembly Bill 824** was not germane under Assembly Rule 50 (3) (f).

The speaker took the point of order under advisement.

Assembly Bill 1069

Relating to the time for filing a purchase money security interest.

The question was: Shall **Assembly Bill 1069** be ordered engrossed and read a third time?

Motion carried.

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Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 1069** be given a third reading. Granted.

The question was: **Assembly Bill 1069** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Bradley, Brist, Broydrick, Byers, Clarenbach, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, 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, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 91.

Noes -- Coggs, Kincaid and Tuczynski -- 3.

Absent or not voting -- Behnke, Groshek, Rooney, Roth and Snyder -- 5.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 1069** be immediately messaged to the senate. Granted.

Senate Bill 287

Relating to dates for election notices, circulation and filing of nomination papers and certain related events and functions in connection with the spring primary and election.

Speaker pro tempore Kedrowski in the chair.

Representative Barczak moved nonconcurrency in **Senate Bill 287**.

The question was: Shall **Senate Bill 287** be nonconcurrent in?

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The roll was taken.

The result follows:

Ayes -- Barczak, Ellis, Gower, Groshek, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Medinger, Merkt, Plewa, Porter, Shabaz, Tesmer, Tregoning and Wood -- 18.

Noes -- Andrea, Ausman, Barry, Bear, Becker, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Matty, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Thompson, Travis, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 77.

Absent or not voting -- Behnke, Rooney, Roth and Snyder -- 4.

Motion failed.

Assembly amendment 1 to Senate Bill 287 offered by Representative Shabaz.

Representative Clarenbach moved rejection of assembly amendment 1 to Senate Bill 287.

The question was: Shall assembly amendment 1 to Senate Bill 287 be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Matty, Menos, Metz, Miller, Moody, Munts, Norquist, Opitz, Otte, Potter, Roberts, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Travis, Wahner, Ward and Mr. Speaker -- 57.

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Noes -- Barczak, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Goodrich, Gower, Groshek, Harsdorf, Hephner, Johnston, Klicka, Lallensack, Lato, Lewis, Lewison, Luckhardt, McEssy, Medinger, Merkt, Mohn, Murray, Olson, Pabst, Plewa, Porter, Quackenbush, Rogers, Schricker, Shabaz, Tesmer, Thompson, Tregoning, Tuczynski, Vanderperren and Wood -- 38.

Absent or not voting -- Behnke, Rooney, Roth and Snyder -- 4.

Motion carried.

Representative Goodrich asked unanimous consent that **Senate Bill 287** be laid on the table.

Representative Clarenbach objected.

Representative Goodrich moved that **Senate Bill 287** be laid on the table.

The question was: Shall **Senate Bill 287** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Barczak, Bradley, Byers, Conradt, DeLong, Ellis, Engeleiter, Flintrop, Goodrich, Gower, Groshek, Klicka, Lallensack, Lato, Lewis, Lorman, Luckhardt, McEssy, Medinger, Merkt, Opitz, Plewa, Porter, Schricker, Shabaz, Tesmer, Thompson, Tregoning, Vanderperren and Wood -- 30.

Noes -- Andrea, Ausman, Barry, Bear, Becker, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Everson, Ferrall, Fischer, Gerlach, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, McClain, Matty, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Travis, Tuczynski, Wahner, Ward and Mr. Speaker -- 63.

Absent or not voting -- Behnke, Broydrick, Olson, Rooney, Roth and Snyder -- 6.

Motion failed.

Speaker Jackamonis in the chair.

The question was: Shall **Senate Bill 287** be ordered to a third reading?

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The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Becker, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Gerlach, Gower, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, McEssy, Matty, Menos, Metz, Miller, Moody, Munts, Murray, Olson, Opitz, Otte, Pabst, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Travis, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 73.

Noes -- Barczak, Bradley, Broydrick, Day, Flintrop, Goodrich, Groshek, Klicka, Lewis, Luckhardt, McClain, Medinger, Merkt, Mohn, Norquist, Plewa, Porter, Shabaz, Tesmer, Thompson, Tregoning and Wood -- 22.

Absent or not voting -- Behnke, Rooney, Roth and Snyder -- 4.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 287** be given a third reading. Granted.

The question was: **Senate Bill 287** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Becker, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Gerlach, Gower, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, McClain, McEssy, Matty, Menos, Metz, Miller, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Thompson, Travis, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 79.

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Noes -- Barczak, Broydrick, Flintrop, Goodrich, Groshek, Klicka, Lato, Lewis, Luckhardt, Medinger, Merkt, Mohn, Shabaz, Tesmer, Tregoning and Wood -- 16.

Absent or not voting -- Behnke, Rooney, Roth and Snyder -- 4.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 287** be immediately messaged to the senate. Granted.

Assembly Bill 824

Relating to county aid for town bridges or culverts.

The speaker ruled well taken the point of order raised by Representative Shabaz that assembly amendment 1 to **Assembly Bill 824** was not germane under Assembly Rule 50 (3) (f).

Assembly amendment 2 to **Assembly Bill 824** offered by Representative Opitz.

Representative Opitz asked unanimous consent that assembly amendment 2 to **Assembly Bill 824** be withdrawn and returned to the author. Granted.

Assembly amendment 3 to **Assembly Bill 824** offered by Representative Opitz.

Representative Metz moved rejection of assembly amendment 3 to **Assembly Bill 824**.

Representative Day moved that **Assembly Bill 824** be laid on the table.

The question was: Shall **Assembly Bill 824** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Bradley, Brist, Broydrick, Byers, Clarenbach, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Mohn, Murray, Olson, Opitz, Otte, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Schmidt, Schneider, Schricker,

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Shabaz, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren, Wahner and Ward -- 70.

Noes -- Barczak, Becker, Coggs, Czerwinski, Ferrall, Hanson, Hauke, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Medinger, Metz, Miller, Moody, Munts, Norquist, Pabst, Rutkowski, Soucie, Tuczynski, Wood and Mr. Speaker -- 25.

Absent or not voting -- Behnke, Rooney, Roth and Snyder -- 4.

Motion carried.

Senate Bill 393

Relating to various changes in awards to victims of crimes.

The question was: Shall assembly substitute amendment 1 to **Senate Bill 393** be adopted?

Motion carried.

The question was: Shall **Senate Bill 393** be ordered to a third reading?

The roll was taken.

The result follows:

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

Noes -- Duren, Ellis, Goodrich, Klicka, Lallensack, Lewison, Looby, McEssy, Matty, Opitz, Shabaz and Tregoning -- 12.

Absent or not voting -- Behnke, Rooney, Roth and Snyder -- 4.

Motion carried.

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Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 393** be given a third reading. **Granted.**

Representative Duren asked unanimous consent that **Senate Bill 393** be laid on the table.

Representative McClain objected.

Representative Duren moved that **Senate Bill 393** be laid on the table.

The question was: Shall **Senate Bill 393** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Brist, Duren, Ellis, Engeleiter, Goodrich, Gower, Hephner, Johnston, Klicka, Lallensack, Lewis, Litscher, Luckhardt, Medinger, Merkt, Opitz, Plewa, Porter, Shabaz, Thompson and Tregoning -- 21.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lewison, Lingren, Loftus, Looby, Lorman, McClain, McEssy, Matty, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schneider, Schricker, Soucie, Swoboda, Tesmer, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 73.

Absent or not voting -- Behnke, Rooney, Roth, Schmidt and Snyder -- 5.

Motion failed.

Representative Shabaz asked unanimous consent that **Senate Bill 393** be referred to the Joint Committee on Finance.

Representative Ferrall objected.

The question was: **Senate Bill 393** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Harsdorf, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Schricker, Soucie, Swoboda, Tesmer, Thompson, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 82.

Noes -- Duren, Ellis, Goodrich, Gower, Hasenohrl, Hephner, Klicka, Lallensack, Lewis, Luckhardt, Opitz, Shabaz and Tregoning -- 13.

Absent or not voting -- Behnke, Rooney, Roth and Snyder -- 4.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 393** be immediately messaged to the senate. Granted.

Assembly Bill 349

Relating to recodification of the code of ethics for state public officials, granting rule-making authority, making an appropriation and providing penalties.

Representative Wahner asked unanimous consent that **Assembly Bill 349** be placed on the calendar of Wednesday, February 15 immediately following **Assembly Bill 898**. Granted.

The following motions under joint rule 7 were adopted pursuant to Assembly Rule 73.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Loren E. Norman, universally respected and beloved Racine community leader, passed away on January 31, 1978 at the age of 72; and

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Whereas, Mr. Norman throughout his lifetime gave unsparingly of his time and talents toward the cause of social justice and the betterment of the lives of working men and women in Racine and elsewhere; and

Whereas, Mr. Norman for 32 years was the editor of the Racine Labor newspaper and an integral part of the labor movement locally and beyond; and

Whereas, Mr. Norman was esteemed by labor and business colleagues alike for his honesty, altruism and fair-mindedness; and

Whereas, Mr. Norman's personal qualities -- his warmth, patience and empathy -- endeared him to all who knew him, and established him as an irreplaceable friend and leader to the entire community; and

Whereas, his widow, family and friends now mourn his passing; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Ferrall, Dandeneau and Rooney and Senator Dorman under Joint Rule 7, in recognition of his life and public service express their sincere condolences to the family of Loren E. Norman, including his wife, Elizabeth; son and daughter-in-law, Gene and Patsy Norman of Milwaukee; daughter and son-in-law, Nancy and Thomas Green of Montclair, New Jersey; and six grandchildren.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Wisconsin has been blessed to have Elwood "Corky" Shirland as a resident since his birth in 1901; and

Whereas, on June 23, 1972 Mr. Shirland, at the age of 70, became caretaker of the Hiles Town Dump; and

Whereas, since that time the town dump has become the cleanest and most attractive in the state, the Hiles community feels that Mr. Shirland deserves recognition for the hard and long work he has given to the citizens of Hiles and the state; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Kincaid and Senator Krueger under Joint Rule 7,

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commend Elwood "Corky" Shirland for his work and recognize that he has shown daily a deep respect for people, God and nature.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Chester Matoska has been an outstanding promoter of sports in Kenosha; and

Whereas, he has organized numerous group trips to see baseball and football games; and

Whereas, he has been a dedicated sponsor of basketball, baseball and bowling teams and has organized golf and fishing derbies; and

Whereas, he has also found time for his church and for veterans and service organizations; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Andrea and Senator Maurer under Joint Rule 7, commend Chester Matoska on being an outstanding sports booster and an all-around exemplary citizen.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Roman R. Witkowiak has served or is serving as President and Director of the Milwaukee Society of the Polish National Alliance, a member of the Archbishop's Lay Advisory Board for the Milwaukee Archdiocese, a member at large of the Boy Scouts of America, and as a chairman of the Milwaukee County Jury Commission; and

Whereas, Roman R. Witkowiak is a charter member of the International Mushroom Pickers Society; and

Whereas, Roman R. Witkowiak has been and is active in the service of his community and has often, and now once again, been cited for his contribution; now, therefore,

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The Members of the Wisconsin Legislature, on the motion of Representatives Plewa, Barczak, Rutkowski, Tuczynski and Gerlach and Senators Frank and Kleczka under Joint Rule 7, commend Roman R. Witkowiak for his contribution to his community, and wish him the traditional "STO LAT".

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, on March 17, 1953 WBAY Television Station in Green Bay began broadcasting as the second television station in the state of Wisconsin and the first in Northeastern Wisconsin; and

Whereas, WBAY's viewing area has grown to include Central Wisconsin, the Fox River Valley, and upper and lower Michigan; and

Whereas, WBAY's broadcasting power has increased from 6000 watts video and 3000 watts audio to 100,000 watts video and 25,000 watts audio; and

Whereas, WBAY continues to serve the community by their public interest programming; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Swoboda, Vanderperren, Metz, Lallensack, Hephner, Rogers, Flintrop, Fischer, Lato, Kincaid, Groshek, Otte, Potter, Bradley, Opitz, Byers, Matty, Ellis, Lewis, Donoghue, Roth, Luckhardt, McEssy, Goodrich, Conradt and Gower and Senators Van Sistine, Goyke, McCallum, Petri and Lasee under Joint Rule 7, congratulate WBAY-TV, Green Bay on their 25th broadcasting anniversary and wish them many more years of continued successful service to the people.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Mr. Borg served the residents of Superior and Douglas County as district attorney, and as a member of the Superior Police and Fire Commission for many years; and

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Whereas, Mr. Borg has served the citizens of the state as a member of the State Labor Conciliation Panel and the Wisconsin Great Lakes Ports Commission, and as VFW Commander for the State of Wisconsin; and

Whereas, Mr. Borg has served the citizens of the United States as National VFW Commander, as a member of the President's Veterans Advisory Commission, as a member of a committee appointed by President Johnson to evaluate the activities of the Veterans Administration, and as chairman of the U.S. section of the Permanent U.S.-Canadian Joint Board of Defense; and

Whereas, Mr. Borg has been selected as "Man of the Year" by the Superior Council of the United Commercial Travelers of America; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Murray under Joint Rule 7, express both their gratitude for Mr. Borg's service to the citizens of Superior, the state and the nation, and their hope for Mr. Borg's continuing contribution to public affairs.

VISITORS

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

Students from Manitowoc Roncalli High school accompanied by Mr. and Mrs. Greg Scott, guests of Representatives Lallensack and Fischer.

Robert Rookey and John Berg from Superior, guests of Representative Murray.

James LaPointe, Joseph McCormack and Donald Zautke from Port Washington, guests of Representative Opitz.

Don Jones, owner and operator of radio station KFIZ and Joe Goeser, News Director of radio station KFIZ from Fond du Lac, guests of Representative McEssy.

Ron Hutson and Harvey Moss from Oshkosh, guests of Representative Bradley.

The La Crosse Boy Choir with director Daniel Johnson-Wilmot, accompanist Judy Stafslie, and chaperones Charlene

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Gundersen, Marion Egan, Barbara Forer, Marion Hefti, Cora Lynn Nelson and Phil Hirsch from LaCrosse, guests of Representatives Roberts and Medinger.

Representative Wahner moved that the assembly stand adjourned until 2:00 P.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

6:15 P.M.