

JOURNAL OF THE ASSEMBLY [March 7, 1978]

STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

TUESDAY, March 7, 1978.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Joel Olson of Saint John's Lutheran Church of Stone Bank, Wisconsin.

Representative Tregoning 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, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, 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, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 98.

Absent -- None.

Absent with leave -- None.

AMENDMENTS OFFERED

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 697** offered by Representatives Pabst, Barczak and Hauke.

Assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 697** offered by Representatives Barczak and Hauke.

Assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 697** offered by Representatives Hauke and Barczak.

Assembly amendment 3 to assembly substitute amendment 2 to **Assembly Bill 697** offered by Representatives Barczak and Hauke.

Assembly amendment 4 to assembly substitute amendment 2 to **Assembly Bill 697** offered by Representatives Barczak and Hauke.

Assembly amendment 5 to assembly substitute amendment 2 to **Assembly Bill 697** offered by Representatives Hauke and Barczak.

Assembly amendment 6 to assembly substitute amendment 2 to **Assembly Bill 697** offered by Representatives Barczak and Hauke.

Assembly amendment 7 to assembly substitute amendment 2 to **Assembly Bill 697** offered by Representatives Pabst, Barczak and Hauke.

Assembly substitute amendment 3 to **Assembly Bill 697** offered by Representatives Barczak, Hauke and Thompson.

Assembly amendment 1 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representatives Pabst and Hauke.

Assembly amendment 2 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representatives Kirby and Leopold.

Assembly amendment 3 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representatives Kirby and Leopold.

Assembly amendment 4 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representatives Kirby and Leopold.

Assembly amendment 5 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representatives Kirby and Leopold.

Assembly amendment 6 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representatives Kirby and Leopold.

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Assembly amendment 7 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representatives Kirby and Leopold.

Assembly amendment 8 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representatives Kirby and Leopold.

Assembly amendment 9 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representative Shabaz.

Assembly amendment 10 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representative Shabaz.

Assembly amendment 11 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representatives Kirby and Leopold.

Assembly amendment 12 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representative Shabaz.

Assembly substitute amendment 2 to **Assembly Bill 719** offered by Representatives Johnston, Lewis and McClain.

Assembly substitute amendment 1 to **Assembly Bill 821** offered by committee on Commerce and Consumer Affairs.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 984** offered by Representative Gower.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 984** offered by Representative Gower.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 984** offered by Representative Gower.

Assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 984** offered by Representative Gower.

Assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 984** offered by Representative Gower.

Assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 984** offered by Representative Gower.

Assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 984** offered by Representative Gower.

Assembly amendment 9 to assembly substitute amendment 1 to **Assembly Bill 984** offered by Representative Gower.

Assembly amendment 10 to assembly substitute amendment 1 to **Assembly Bill 984** offered by Representative Gower.

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Assembly amendment 11 to assembly substitute amendment 1 to **Assembly Bill 984** offered by Representative Gower.

Assembly amendment 12 to assembly substitute amendment 1 to **Assembly Bill 984** offered by Representative Shabaz.

Assembly amendment 1 to assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 1077** offered by Representative Potter.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 1077** offered by Representative Potter.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 1077** offered by Representative Potter.

Assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 1077** offered by Representative Potter.

Assembly substitute amendment 1 to **Assembly Bill 1117** offered by committee on State Affairs.

Assembly amendment 1 to **Assembly Bill 1130** offered by Representatives Rogers and Matty.

Assembly amendment 19 to **Assembly Bill 1220** offered by Representatives Hephner, Luckhardt, Lewis, Groshek, Lato, Day, Merkt, Goodrich, Lallensack, Potter, Mohn, Litscher and Kincaid.

Assembly amendment 20 to **Assembly Bill 1220** offered by Representative Gower.

Assembly amendment 1 to **Assembly Bill 1227** offered by Representative Behnke.

Assembly amendment 2 to **Senate Bill 55** offered by Representative Miller.

Assembly amendment 3 to **Senate Bill 55** offered by Representative Miller.

Assembly amendment 4 to **Senate Bill 55** offered by Representative Miller.

Assembly amendment 3 to **Senate Bill 71** offered by Representative Hephner.

Assembly amendment 4 to **Senate Bill 71** offered by Representative Hephner.

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Assembly substitute amendment 1 to **Senate Bill 71** offered by Representatives Bradley and Conradt.

Assembly amendment 25 to **Senate Bill 195** offered by Representatives Munts, Kedrowski, Johnston, Potter, Lee, Lingren, Kirby, Ausman, Gunderson, Dandeneau, Soucie, Flintrop, Moody, Medinger, Rogers, Loftus, Wood, Wahner, Tuczynski, Ferrall and Metz.

Assembly amendment 26 to **Senate Bill 195** offered by Representative Pabst.

Assembly amendment 27 to **Senate Bill 195** offered by Representatives Barczak, Groshek, Vanderperren, Day and Tesmer.

Assembly amendment 28 to **Senate Bill 195** offered by Representative Jackamonis.

Assembly amendment 7 to **Senate Bill 322** offered by Representatives Hanson and Tuczynski.

Assembly amendment 2 to **Senate Bill 383** offered by Representatives Loftus, Rutkowski and Kirby.

Assembly amendment 3 to **Senate Bill 383** offered by Representatives Loftus, Rutkowski and Kirby.

Assembly amendment 1 to **Senate Bill 467** offered by committee on Judiciary.

Assembly substitute amendment 1 to **Senate Bill 484** offered by committee on State Affairs.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1261

Relating to the sentencing of parolees who are convicted of crimes resulting in the revocation of parole.

By committee on Judiciary.

To committee on Criminal Justice and Public Safety.

Assembly Bill 1262

Relating to property tax exemption for certain ice rinks.

By Representative Brist, by request of Chippewa Youth Hockey Association.

To Joint Survey Committee on Tax Exemptions.

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Assembly Bill 1263

Relating to providing for a county vehicle registration fee, granting rule-making authority and making an appropriation.

By Representative Clarenbach.

To committee on Local Affairs.

COMMITTEE REPORTS

The committee on Enrolled Bills reports and recommends:

Assembly Joint Resolution 98

Assembly Bill 98

Assembly Bill 355

Assembly Bill 543

Assembly Bill 894

Correctly enrolled.

GERVASE HEPHNER

Chairperson

The committee on Highways reports and recommends:

Assembly Bill 1122

Relating to the penalty for violating a restriction on an operator's license.

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

To committee on Rules.

Assembly Bill 1134

Relating to use of red warning lights on school busses.

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

To committee on Rules.

Assembly Bill 1140

Relating to additions to the state trunk highway system.

Adoption of assembly substitute amendment 1:

Ayes: (11) Noes: (0)

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

To Joint Committee on Finance.

Assembly Bill 1143

Relating to registration of certain trailers and semitrailers.

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Passage: Ayes: (8) Noes: (3)
To Joint Committee on Finance.

Assembly Bill 1156

Relating to definition of bicycle way and to rules of the road relating to right-of-way when leaving a bicycle way.

Passage: Ayes: (11) Noes: (0)
To committee on Rules.

Assembly Bill 1162

Relating to periods when vehicle lamps are required to be lighted.

Passage: Ayes: (8) Noes: (3)
To committee on Rules.

Assembly Bill 1163

Relating to appropriating funds for construction of a bridge to replace the Arrowhead bridge between Superior, Wisconsin and Duluth, Minnesota.

Passage: Ayes: (11) Noes: (0)
To Joint Committee on Finance.

Assembly Bill 1164

Relating to speed limits on highways being constructed, reconstructed, maintained or repaired.

Adoption of assembly amendment 1:
Ayes: (12) Noes: (0)

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

Assembly Bill 1165

Relating to prohibiting the use of a driver's license as security and providing a penalty.

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

Assembly Bill 1169

Relating to registration of certain trailers and semitrailers.

Passage: Ayes: (9) Noes: (3)
To Joint Committee on Finance.

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Assembly Bill 1174

Relating to registration of certain trailers and semitrailers and making an appropriation.

Passage: Ayes: (9) Noes: (3)
To Joint Committee on Finance.

Assembly Bill 1175

Relating to fees for vehicles registered on the basis of gross weight.

Passage: Ayes: (11) Noes: (1)
To Joint Committee on Finance.

Assembly Bill 1177

Relating to registration of certain trailers and semitrailers.

Passage: Ayes: (9) Noes: (3)
To Joint Committee on Finance.

Assembly Bill 1190

Relating to weight categories for motor vehicles registered on the basis of gross weight.

Adoption of assembly amendment 1:
Ayes: (11) Noes: (1)

Passage: Ayes: (11) Noes: (1)
To Joint Committee on Finance.

Assembly Bill 1191

Relating to quarterly registration for motor homes.

Adoption of assembly amendment 1:
Ayes: (11) Noes: (1)

Passage: Ayes: (11) Noes: (1)
To Joint Committee on Finance.

CLETUS VANDERPERREN
Chairperson

The committee on Judiciary reports and recommends:

Senate Bill 563

Relating to changing procedure in nonconsumer replevin actions.

Adoption of assembly amendment 1:
Ayes: (9) Noes: (1)

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Adoption of assembly amendment 2:

Ayes: (10) Noes: (0)

Adoption of assembly amendment 3:

Ayes: (7) Noes: (3)

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

To committee on Rules.

JAMES RUTKOWSKI

Chairperson

The committee on Revenue reports and recommends:

Assembly Bill 1260

Relating to revisions in the metalliferous mineral mining tax and granting rule-making authority.

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

To committee on Rules.

MARLIN SCHNEIDER

Chairperson

Assembly Bill 656

Relating to implementing merger of the Wisconsin retirement fund, the state teachers retirement system and the Milwaukee teachers retirement fund and granting rule-making authority.

March 3, 1978

Representative Ed Jackamonis

Speaker of the Assembly

211 West, State Capitol

Madison, Wisconsin 53702

Dear Mr. Speaker:

The members of the Joint Survey Committee on Retirement Systems have directed me to inform you that the Committee continues to support the passage of Assembly Substitute Amendment 1 to **Assembly Bill 656**. That continued support is qualified, however, to the extent that the Committee also now recommends the adoption of Amendments 12 and 14 to ASA 1 to AB 656.

This action was taken at a duly convened public meeting of the Joint Survey Committee on Retirement Systems held in Room 314 S.E., State Capitol Building, Madison, Wisconsin on Friday, March 3, 1978, and constitutes the only action taken by the

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committee at that meeting. The motion to so inform you prevailed by a vote of 5-3, which is recorded both in the minutes of the committee and in the bill history for AB 656.

The committee took this action after considering all those amendments pending and so recorded on the bill jacket at the time of our meeting.

I trust this action is sufficient to allow us to return AB 656 to the calendar for consideration by the full Assembly.

ED McCLAIN
Chairperson

To Calendar.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has agreed to a Committee of Conference on **Senate Bill 72** and appoints Senators Flynn, Berger and Adelman as conferees on its part.

Assembly Bill 321

Relating to prohibiting and restricting state and local abortion subsidies.

Representative Czerwinski moved nonconcurrence in senate amendment 1 to **Assembly Bill 321**.

Representative Kirby in the chair.

Speaker Jackamonis in the chair.

The question was: Shall senate amendment 1 to **Assembly Bill 321** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Barezak, Barry, Bear, Becker, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Ducholm, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gunderson, Hanson, Hasenohrl, Johnson, Kedrowski, Kincaid, Lee, Leopold, Lingren, Litscher, Loftus, Lorman, McClain, Medinger, Metz, Miller,

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Mohn, Moody, Munts, Norquist, Olson, Otte, Pabst, Roberts, Schneider, Soucie, Thompson, Tuczynski, Wahner, Ward and Mr. Speaker -- 49.

Noes -- Andrea, Ausman, Behnke, Bradley, Broydrick, Byers, Conradt, DeLong, Dorff, Duren, Ellis, Engeleiter, Gower, Groshek, Harsdorf, Hauke, Hephner, Johnston, Kirby, Klicka, Lallensack, Lato, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Opitz, Plewa, Porter, Potter, Quackenbush, Rogers, Rooney, Roth, Rutkowski, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Travis, Tregoning, Vanderperren and Wood -- 49.

Absent or not voting -- None.

Motion failed.

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

The assembly stood recessed.

12:10 P.M.

RECESS

2:00 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 - Coggs, Czerwinski, Klicka, Lewis, Luckhardt, Miller, Moody, Roberts, Tesmer and Tregoning.

The assembly proceeded to other business while remaining under call.

MOTIONS

POINT OF ORDER

Representative Shabaz rose to the point of order that the assembly should proceed to the next amendment to **Assembly Bill 321** instead of proceeding to the next order of business while under call.

The speaker ruled the point of order well taken and cited as precedent a ruling made on May 10, 1973 (1973 Assembly Journal page 1320).

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 - Coggs and Klicka.

The assembly proceeded to other business while remaining under call.

The question was: Shall senate amendment 22 to **Assembly Bill 321** be concurred in?

The roll was taken.

The result follows:

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

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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, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 95.

Noes -- Kedrowski -- 1.

Absent or not voting -- Coggs and Tregoning -- 2.

Motion carried.

Representative Shabaz moved that the call of the assembly on senate amendment 1 to **Assembly Bill 321** be lifted.

Representative Wahner asked unanimous consent that the call of the assembly on senate amendment 1 to **Assembly Bill 321** be lifted. Granted.

Assembly amendment 1 to senate amendment 1 to **Assembly Bill 321** offered by Representative Czerwinski.

Representative Duren moved rejection of assembly amendment 1 to senate amendment 1 to **Assembly Bill 321**.

POINT OF ORDER

Representative Schneider rose to the point of order that assembly amendment 1 to senate amendment 1 to **Assembly Bill 321** was not germane under Assembly Rule 50 (3) (e) and (f) because it negated the effect of senate amendment 1 to **Assembly Bill 321** and expanded the scope of the bill by adding the word "severe".

The speaker took the point of order under advisement.

All members being present, the call of the assembly on senate amendment 2 to **Assembly Bill 321** was lifted.

MOTIONS

POINT OF ORDER

Representative Shabaz rose to the point of order that the assembly should proceed to the next amendment to **Assembly Bill 321** instead of proceeding to the next order of business while the point of order on senate amendment 1 is under advisement.

The speaker ruled that the assembly would proceed to the next amendment in this particular instance without establishing a precedent.

The question was: Shall senate amendment 2 to **Assembly Bill 321** be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, 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, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 98.

Noes -- None.

Absent or not voting -- None.

Motion carried.

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MOTIONS

Representative Shabaz asked unanimous consent that Representative Schneider's point of order be withdrawn.

Representative Schneider objected.

Representative Shabaz moved reconsideration of the vote by which senate amendment 1 to **Assembly Bill 149** was concurred in. Entered.

Representative Hanson moved reconsideration of the vote by which assembly amendment 9 to **Senate Bill 528** was rejected. Entered.

Representative Byers moved reconsideration of the vote by which assembly amendment 1 to senate amendment 1 to **Assembly Bill 149** was rejected. Entered.

Representative Byers moved reconsideration of the vote by which assembly amendment 2 to senate amendment 1 to **Assembly Bill 149** was rejected. Entered.

Representative Wahner asked unanimous consent that **Assembly Bill 492** be taken from the table and placed at the head of the eleventh order of business on the calendar of Friday, March 10.

Representative Shabaz objected.

Representative Wahner moved that **Assembly Bill 492** be taken from the table and placed at the head of the eleventh order of business on the calendar of Friday, March 10.

The question was: Shall **Assembly Bill 492** be taken from the table and placed at the head of the eleventh order of business on the calendar of Friday, March 10?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Bear, Behnke, Broydrick, Clarenbach, Cogs, Czerwinski, Dandeneau, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Luckhardt, McClain, Matty, Medinger, Menos, Metz, Miller, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Rogers, Rooney, Rutkowski, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 55.

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Noes -- Barczak, Barry, Becker, Bradley, Brist, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Dueholm, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hephner, Kincaid, Klicka, Lewis, Lewison, Looby, Lorman, McEssy, Merkt, Mohn, Olson, Opitz, Porter, Quackenbush, Roberts, Roth, Schmidt, Schneider, Shabaz, Snyder, Thompson, Travis, Tregoning and Wood -- 43.

Absent or not voting -- None.

Motion carried.

Representative Dandeneau asked unanimous consent to be recorded as voting "No" on indefinite postponement of **Assembly Bill 1092**. Granted.

CALENDAR OF FRIDAY, MARCH 3, 1978

Assembly Bill 262

Relating to optional office of town constable.

The question was: Shall senate amendment 1 to **Assembly Bill 262** be concurred in?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 262** be immediately messaged to the senate. Granted.

Senate Bill 199

Relating to authorizing the examining board of architects, professional engineers, designers and land surveyors to adopt rules for maintaining professional competence.

Representative Wahner moved that the assembly recede from its position on assembly amendment 3 to **Senate Bill 199**.

Speaker pro tempore Kedrowski in the chair.

The question was: Shall the assembly recede from its position on assembly amendment 3 to **Senate Bill 199**?

The roll was taken.

The result follows:

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Ayes -- Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Wahner, Ward and Mr. Speaker -- 41.

Noes -- Andrea, Ausman, Barczak, Barry, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Everson, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Rogers, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren and Wood -- 57.

Absent or not voting -- None.

Motion failed.

Representative Shabaz moved that the assembly adhere to its position on assembly amendment 3 to **Senate Bill 199** and request a committee of conference.

The question was: Shall the assembly adhere to its position on assembly amendment 3 to **Senate Bill 199** and request a committee of conference?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Coggs, Conradt, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lee, Lewis, Lewison, Lingren, Litscher, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Mohn, Moody, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren, Wahner, Wood and Mr. Speaker -- 84.

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Noes -- Clarenbach, Dandeneau, Ferrall, Johnson, Kedrowski, Kirby, Leopold, Loftus, Miller, Munts, Schneider, Soucie, Tuczynski and Ward -- 14.

Absent or not voting -- None.

Motion carried.

CALENDAR OF MONDAY, MARCH 6, 1978

Assembly Bill 281

Relating to the definition of optometry and permitting the use of pharmaceutical agents for diagnostic purposes.

Assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 281** offered by Representatives Duren, Goodrich, Gower, Johnston, Kincaid, Klicka, Lato, Lewison, Litscher, Lorman, Luckhardt, Matty, Opitz, Pabst, Porter, Roth, Shabaz, Swoboda, Thompson, Tregoning, Wood, Andrea, Ausman, Bradley, DeLong and Donoghue.

Representative Czerwinski moved rejection of assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 281**.

The question was: Shall assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 281** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Bear, Behnke, Bradley, Brist, Broydrick, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Dorff, Dueholm, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lallensack, Lee, Leopold, Lewison, Lingren, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 53.

Noes -- Andrea, Ausman, Byers, Day, DeLong, Donoghue, Duren, Ellis, Engeleiter, Everson, Goodrich, Gower, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Kincaid, Klicka, Lato, Lewis, Litscher, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt,

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Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Ward and Wood -- 44.

Absent or not voting -- Becker -- 1.

Motion carried.

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

Assembly amendment 2 to senate substitute amendment 1 to **Assembly Bill 281** offered by Representative Gower.

Representative Czerwinski moved rejection of assembly amendment 2 to senate substitute amendment 1 to **Assembly Bill 281**.

The question was: Shall assembly amendment 2 to senate substitute amendment 1 to **Assembly Bill 281** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Harsdorf, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, Matty, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Soucie, Tesmer, Thompson, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 80.

Noes -- DeLong, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Hephner, Klicka, Lallensack, Lewis, McEssy, Merkt, Olson, Opitz, Shabaz, Snyder, Swoboda and Tregoning -- 18.

Absent or not voting -- None.

Motion carried.

The question was: Shall senate substitute amendment 1 to **Assembly Bill 281** be concurred in?

Motion carried.

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Representative Wahner asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 281** be immediately messaged to the senate. Granted.

Assembly Bill 705

Relating to time limitations on actions against health providers brought by or on behalf of minors.

Representative Hauke moved that **Assembly Bill 705** be referred to the committee on Judiciary.

The question was: Shall **Assembly Bill 705** be referred to the committee on Judiciary?

The roll was taken.

The result follows:

Ayes -- Behnke, Czerwinski, DeLong, Everson, Goodrich, Gower, Hauke, Klicka, Litscher, Luckhardt, McEssy, Matty, Miller, Opitz, Pabst, Shabaz, Snyder, Tesmer, Thompson and Tregoning -- 20.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Menos, Merkt, Metz, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 77.

Absent or not voting -- Travis -- 1.

Motion failed.

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

Representative Shabaz moved nonconcurrency in senate amendment 1 to **Assembly Bill 705**.

The question was: Shall senate amendment 1 to **Assembly Bill 705** be nonconcurrent in?

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The roll was taken.

The result follows:

Ayes -- Barczak, Behnke, Bradley, Broydrick, Clarenbach, Cogs, Conradt, Czerwinski, DeLong, Everson, Goodrich, Gower, Hauke, Johnson, Johnston, Klicka, Lallensack, Lewison, Loftus, Lorman, Luckhardt, McEssy, Matty, Menos, Metz, Miller, Moody, Munts, Norquist, Opitz, Pabst, Roberts, Rogers, Shabaz, Snyder, Soucie, Tesmer, Thompson, Vanderperren, Ward, Wood and Mr. Speaker -- 42.

Noes -- Andrea, Ausman, Barry, Bear, Becker, Brist, Byers, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hephner, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Looby, McClain, Medinger, Merkt, Mohn, Murray, Olson, Otte, Plewa, Porter, Potter, Quackenbush, Rooney, Roth, Rutkowski, Schmidt, Schneider, Swoboda, Travis, Tregoning, Tuczynski and Wahner -- 56.

Absent or not voting -- None.

Motion failed.

The question was: Shall senate amendment 1 to **Assembly Bill 705** be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Brist, Broydrick, Byers, Cogs, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hephner, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Looby, McClain, Medinger, Menos, Merkt, Metz, Mohn, Murray, Olson, Otte, Plewa, Porter, Potter, Quackenbush, Roberts, Rooney, Roth, Schmidt, Schneider, Swoboda, Travis, Tregoning, Tuczynski, Vanderperren and Wahner -- 62.

Noes -- Behnke, Bradley, Clarenbach, Conradt, Czerwinski, DeLong, Everson, Goodrich, Gower, Hauke, Johnston, Klicka, Lallensack, Loftus, Lorman, Luckhardt, McEssy, Matty, Miller, Moody, Munts, Norquist, Opitz, Pabst, Rogers, Rutkowski,

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Shabaz, Snyder, Soucie, Tesmer, Thompson, Ward, Wood and Mr. Speaker -- 34.

Absent or not voting -- Kincaid and Lewison -- 2.

Motion carried.

The question was: Shall senate amendment 2 to **Assembly Bill 705** be concurred in?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 705** 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.

Assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 868** offered by Representative Opitz.

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

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

Assembly amendment 2 to senate substitute amendment 1 to **Assembly Bill 868** offered by Representatives Shabaz, Dorff, Andrea, Duren, Goodrich, Gower, Johnston, Kincaid, Pabst, Ellis, Swoboda, Wood, Ausman, Bradley, DeLong, Donoghue, Klicka, Lato, Lewison, Litscher, Lorman, Opitz, Tregoning, Thompson and Travis.

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

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

The roll was taken.

The result follows:

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Ayes -- Barczak, Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Johnson, Kirby, Lallensack, Lee, Leopold, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tuczynski, Wahner, Ward and Mr. Speaker -- 44.

Noes -- Andrea, Ausman, Barry, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Everson, Goodrich, Gower, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Kincaid, Klicka, Lato, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren and Wood -- 53.

Absent or not voting -- Kedrowski -- 1.

Motion failed.

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

Motion carried.

The question was: Shall senate substitute amendment 1 to **Assembly Bill 868** be concurred in?

Motion carried.

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

Representative Shabaz objected.

Representative Ferrall moved that the rules be suspended and that **Assembly Bill 868** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Bill 868** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, Dorff, Ducholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gower, Groshek, Hanson,

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Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 76.

Noes -- Byers, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gunderson, Harsdorf, Johnston, Klicka, Lewis, Lorman, Luckhardt, Merkt, Olson, Opitz, Roth, Shabaz, Snyder, Thompson, Travis and Tregoning -- 22.

Absent or not voting -- None.

Motion carried.

Assembly Bill 131

Relating to criminal trespass to land.

POINT OF ORDER

Representative Dorff rose to the point of order that the question of reconsideration was not properly before the assembly under Assembly Rule 72 because Representative Wahner, who offered the motion, had voted against the bill.

The chair ruled the point of order not well taken because the question of engrossment had been a voice vote.

The question was: Shall the vote by which **Assembly Bill 131** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Behnke, Brist, Broydrick, Cogg, Czerwinski, Dandeneau, Dorff, Dueholm, Ferrall, Fischer, Harsdorf, Hauke, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Litscher, Looby, McClain, Medinger, Menos, Miller, Murray, Norquist, Otte, Pabst, Plewa, Potter, Rooney, Soucie, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 41.

Noes -- Ausman, Barczak, Barry, Bear, Bradley, Byers, Clarenbach, Conradt, Day, DeLong, Donoghue, Duren, Ellis,

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Engeleiter, Everson, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Loftus, Lorman, Luckhardt, McEssy, Matty, Merkt, Metz, Mohn, Moody, Munts, Olson, Opitz, Porter, Quackenbush, Roberts, Rogers, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Swoboda, Thompson, Travis and Tregoning -- 57.

Absent or not voting -- None.

Motion failed.

The question was: **Assembly Bill 131** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bear, Bradley, Byers, Clarenbach, Conradt, Czerwinski, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Everson, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnston, Kedrowski, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Loftus, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Metz, Mohn, Moody, Munts, Olson, Opitz, Porter, Quackenbush, Roberts, Rogers, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Swoboda, Thompson, Travis and Tregoning -- 61.

Noes -- Andrea, Becker, Behnke, Brist, Broydrick, Coggs, Dandeneau, Day, Dueholm, Ferrall, Gower, Harsdorf, Hauke, Johnson, Kincaid, Kirby, Lee, Leopold, Lingren, Looby, McClain, Miller, Murray, Norquist, Otte, Pabst, Plewa, Potter, Rooney, Soucie, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 37.

Absent or not voting -- None.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 131** be immediately messaged to the senate.

Representative Dorff objected.

Representative Ferrall moved that the rules be suspended and that **Assembly Bill 131** be immediately messaged to the senate.

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The question was: Shall the rules be suspended and **Assembly Bill 131** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bear, Becker, Bradley, Brist, Byers, Clarenbach, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Lewis, Lewison, Litscher, Loftus, Lorman, Luckhardt, McEssy, Matty, Medinger, Merkt, Metz, Mohn, Moody, Munts, Olson, Opitz, Otte, Porter, Roberts, Rogers, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner and Wood -- 73.

Noes -- Andrea, Behnke, Broydrick, Coggs, Dorff, Dueholm, Harsdorf, Hauke, Leopold, Lingren, Looby, McClain, Menos, Miller, Murray, Norquist, Pabst, Plewa, Potter, Quackenbush, Rooney, Soucie, Tesmer, Ward and Mr. Speaker -- 25.

Absent or not voting -- None.

Motion carried.

Senate Bill 528

Relating to various regulations affecting loans made by certain licensees and oral requests for information under the uniform commercial code.

The question was: Shall the vote by which **Senate Bill 528** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Ducholm, Duren, Everson, Ferrall, Fischer, Flintrop, Goodrich, Hanson, Hasenohrl, Kedrowski, Kirby, Lato, Lee, Leopold, Loftus, Looby, Lorman, McClain, Medinger, Menos, Metz, Miller, Moody, Munts, Norquist, Rutkowski, Schneider, Soucie, Tesmer, Travis, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 48.

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Noes -- Barczak, Behnke, Bradley, Byers, Conradt, Donoghue, Dorff, Ellis, Engeleiter, Gerlach, Gower, Groshek, Gunderson, Harsdorf, Hauke, Hephner, Johnson, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Lingren, Litscher, Luckhardt, McEssy, Matty, Merkt, Mohn, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Tregoning and Vanderperren -- 50.

Absent or not voting -- None.

Motion failed.

Representative Tuczynski moved nonconcurrency in **Senate Bill 528**.

The question was: Shall **Senate Bill 528** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Ausman, Bear, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Dueholm, Duren, Everson, Ferrall, Flintrop, Hasenohrl, Kedrowski, Kirby, Lee, Leopold, Loftus, Looby, Lorman, McClain, Medinger, Menos, Metz, Miller, Moody, Munts, Norquist, Rutkowski, Soucie, Tesmer, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 39.

Noes -- Andrea, Barczak, Barry, Behnke, Bradley, Brist, Byers, Conradt, Donoghue, Dorff, Ellis, Engeleiter, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hauke, Hephner, Johnson, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Luckhardt, McEssy, Matty, Merkt, Mohn, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Schmidt, Schneider, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Vanderperren -- 59.

Absent or not voting -- None.

Motion failed.

The question was: **Senate Bill 528** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Conradt, Day, Donoghue, Dorff, Ellis, Engeleiter, Everson, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hauke, Hephner, Johnson, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Luckhardt, McEssy, Matty, Merkt, Metz, Mohn, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Schmidt, Schneider, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Vanderperren and Ward -- 65.

Noes -- Ausman, Becker, Broydrick, Coggs, Czerwinski, Dandeneau, DeLong, Dueholm, Duren, Ferrall, Flintrop, Hasenohrl, Kedrowski, Kirby, Lee, Leopold, Loftus, Looby, Lorman, McClain, Medinger, Menos, Miller, Moody, Munts, Norquist, Rutkowski, Soucie, Tesmer, Tuczynski, Wahner, Wood and Mr. Speaker -- 33.

Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 528** be immediately messaged to the senate.

Representative Leopold objected.

Representative Wahner moved that the rules be suspended and that **Senate Bill 528** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Senate Bill 528** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Engeleiter, Everson, Ferrall, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Looby, Luckhardt, McEssy, Matty, Merkt, Mohn, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Schmidt, Schneider, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Tregoning, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 73.

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Noes -- Becker, Broydrick, Coggs, Czerwinski, Dueholm, Duren, Flintrop, Kirby, Lee, Leopold, Loftus, Lorman, McClain, Medinger, Menos, Metz, Miller, Moody, Munts, Norquist, Rutkowski, Soucie, Travis and Tuczynski -- 24.

Absent or not voting -- Ellis -- 1.

Motion carried.

Senate Bill 195

Relating to regulating smoking in public places, granting rule-making authority and providing a penalty.

Representative Wahner asked unanimous consent that **Senate Bill 195** be placed at the head of the twelfth order of business on the calendar of Thursday, March 9. Granted.

Representative Goodrich introduced a privileged joint resolution.

Assembly Joint Resolution 99

Relating to the life and public service of Judge Boyd Clark.

By Representatives Goodrich, Thompson and Schneider, co-sponsored by Senator Bablitch.

The question was: Shall **Assembly Joint Resolution 99** be adopted?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 99** be immediately messaged to the senate. Granted.

CALENDAR OF TUESDAY, MARCH 7, 1978

Assembly Bill 697

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

Representative Kirby moved that assembly substitute amendment 3 to **Assembly Bill 697** be laid on the table.

The question was: Shall assembly substitute amendment 3 to **Assembly Bill 697** be laid on the table?

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The roll was taken.

The result follows:

Ayes -- Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Everson, Ferrall, Fischer, Flintrop, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Litscher, Loftus, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Soucie, Tesmer, Tuczynski, Wahner, Ward and Mr. Speaker -- 33.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Byers, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Gerlach, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Lingren, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Schmidt, Schneider, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Vanderperren and Wood -- 63.

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

Motion failed.

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

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

The question was: Shall assembly amendment 1 to assembly substitute amendment 3 to **Assembly Bill 697** be adopted?

Motion carried.

Representative Barczak moved rejection of assembly amendment 2 to assembly substitute amendment 3 to **Assembly Bill 697**.

Representative Kirby asked unanimous consent that assembly amendment 2 to assembly substitute amendment 3 to **Assembly Bill 697** be placed after assembly amendment 8 to assembly substitute amendment 3 to **Assembly Bill 697**. Granted.

The question was: Shall assembly amendment 3 to assembly substitute amendment 3 to **Assembly Bill 697** be adopted?

Motion carried.

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Representative Barczak moved rejection of assembly amendment 4 to assembly substitute amendment 3 to **Assembly Bill 697**.

The question was: Shall assembly amendment 4 to assembly substitute amendment 3 to **Assembly Bill 697** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Goodrich, Gower, Groshek, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Lorman, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Rogers, Rooney, Roth, Rutkowski, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Tregoning and Vanderperren -- 49.

Noes -- Andrea, Ausman, Barry, Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hanson, Harsdorf, Hasenohrl, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Roberts, Schneider, Soucie, Tesmer, Travis, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 49.

Absent or not voting -- None.

Motion failed.

Representative Gower moved that assembly amendment 4 to assembly substitute amendment 3 to **Assembly Bill 697** be laid on the table.

The question was: Shall assembly amendment 4 to assembly substitute amendment 3 to **Assembly Bill 697** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Barczak, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Goodrich, Gower, Groshek, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Otte, Pabst, Plewa,

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Porter, Potter, Quackenbush, Roberts, Rooney, Roth, Rutkowski, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Tregoning and Vanderperren -- 50.

Noes -- Andrea, Ausman, Barry, Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hanson, Harsdorf, Hasenohrl, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Rogers, Schneider, Soucie, Tesmer, Travis, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 48.

Absent or not voting -- None.

Motion carried.

Representative Kirby asked unanimous consent that assembly amendment 5 to assembly substitute amendment 3 to **Assembly Bill 697** be laid on the table. Granted.

Representative Thompson moved rejection of assembly amendment 6 to assembly substitute amendment 3 to **Assembly Bill 697**.

The question was: Shall assembly amendment 6 to assembly substitute amendment 3 to **Assembly Bill 697** be rejected?

The roll was taken.

The result follows:

Ayes -- Ausman, Behnke, Bradley, Byers, Conradt, Dandeneau, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Klicka, Lewis, Lewison, Looby, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Otte, Plewa, Porter, Quackenbush, Rooney, Roth, Shabaz, Snyder, Tesmer, Thompson and Tregoning -- 41.

Noes -- Andrea, Barczak, Barry, Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Day, Dorff, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Pabst, Potter, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 57.

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Absent or not voting -- None.

Motion failed.

Representative Shabaz moved that assembly amendment 6 to assembly substitute amendment 3 to **Assembly Bill 697** be laid on the table.

The question was: Shall assembly amendment 6 to assembly substitute amendment 3 to **Assembly Bill 697** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Behnke, Bradley, Conradt, Dandeneau, DeLong, Dorff, Ellis, Engeleiter, Goodrich, Gower, Groshek, Harsdorf, Hauke, Hephner, Klicka, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Rooney, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson and Tregoning -- 41.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Brist, Broydrick, Byers, Clarenbach, Coggs, Czerwinski, Day, Donoghue, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hanson, Hasenohrl, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Roberts, Rogers, Rutkowski, Schneider, Soucie, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 57.

Absent or not voting -- None.

Motion failed.

Assembly amendment 1 to assembly amendment 6 to assembly substitute amendment 3 to **Assembly Bill 697** offered by Representative Gower.

Representative Kirby moved rejection of assembly amendment 1 to assembly amendment 6 to assembly substitute amendment 3 to **Assembly Bill 697**.

The question was: Shall assembly amendment 1 to assembly amendment 6 to assembly substitute amendment 3 to **Assembly Bill 697** be rejected?

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The roll was taken.

The result follows:

Ayes -- Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dueholm, Duren, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Loftus, Medinger, Metz, Miller, Moody, Munts, Norquist, Roberts, Rogers, Schneider, Soucie, Tesmer, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 38.

Noes -- Andrea, Ausman, Barczak, Barry, Behnke, Bradley, Byers, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Engeleiter, Everson, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Lingren, Litscher, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Mohn, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Rooney, Roth, Rutkowski, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Vanderperren -- 59.

Absent or not voting -- Ellis -- 1.

Motion failed.

The question was: Shall assembly amendment 1 to assembly amendment 6 to assembly substitute amendment 3 to **Assembly Bill 697** be adopted?

Motion carried.

The question was: Shall assembly amendment 6 to assembly substitute amendment 3 to **Assembly Bill 697** be adopted?

Motion carried.

Representative Barczak moved rejection of assembly amendment 7 to assembly substitute amendment 3 to **Assembly Bill 697**.

The question was: Shall assembly amendment 7 to assembly substitute amendment 3 to **Assembly Bill 697** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Behnke, Bradley, Byers, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Gower, Groshek, Gunderson, Hanson, Hasenohrl,

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Hauke, Hephner, Johnston, Klicka, Lallensack, Lewis, Lewison, Lingren, Litscher, Looby, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rooney, Roth, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Vanderperren -- 53.

Noes -- Barry, Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Harsdorf, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Loftus, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Rogers, Rutkowski, Schmidt, Schneider, Soucie, Tesmer, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 45.

Absent or not voting -- None.

Motion carried.

Representative Barczak moved rejection of assembly amendment 8 to assembly substitute amendment 3 to **Assembly Bill 697**.

The question was: Shall assembly amendment 8 to assembly substitute amendment 3 to **Assembly Bill 697** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Byers, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Ellis, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Lingren, Litscher, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rooney, Roth, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Vanderperren -- 60.

Noes -- Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dueholm, Duren, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Harsdorf, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Loftus, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Rogers, Rutkowski, Schneider, Soucie, Tesmer, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 38.

Absent or not voting -- None.

Motion carried.

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Representative Kirby asked unanimous consent that assembly amendment 2 to assembly substitute amendment 3 to **Assembly Bill 697** be laid on the table. Granted.

The question was: Shall assembly amendment 9 to assembly substitute amendment 3 to **Assembly Bill 697** be adopted?

Motion carried.

Representative Kirby moved rejection of assembly amendment 10 to assembly substitute amendment 3 to **Assembly Bill 697**.

The question was: Shall assembly amendment 10 to assembly substitute amendment 3 to **Assembly Bill 697** be rejected?

The roll was taken.

The result follows:

Ayes -- Ausman, Barry, Bear, Becker, Brist, Broydrick, Byers, Clarenbach, Coggs, Dandeneau, Donoghue, Dueholm, Duren, Ellis, Everson, Ferrall, Flintrop, Gerlach, Gunderson, Hanson, Harsdorf, Hasenohrl, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Munts, Norquist, Otte, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Soucie, Travis, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 56.

Noes -- Andrea, Barczak, Behnke, Bradley, Conradt, Czerwinski, Day, DeLong, Dorff, Engeleiter, Fischer, Goodrich, Gower, Groshek, Hauke, Hephner, Klicka, Lato, Lewis, Lewison, Luckhardt, McEssy, Menos, Merkt, Murray, Olson, Opitz, Pabst, Plewa, Porter, Potter, Rooney, Roth, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Tregoning and Vanderperren -- 40.

Absent or not voting -- Matty and Moody -- 2.

Motion carried.

Representative Barczak moved rejection of assembly amendment 11 to assembly substitute amendment 3 to **Assembly Bill 697**.

The question was: Shall assembly amendment 11 to assembly substitute amendment 3 to **Assembly Bill 697** be rejected?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Barczak, Behnke, Bradley, Byers, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lewison, Litscher, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Rogers, Rooney, Roth, Shabaz, Snyder, Swoboda, Thompson, Tregoning and Vanderperren -- 56.

Noes -- Barry, Bear, Becker, Brist, Broydrick, Clarenbach, Cogs, Czerwinski, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Metz, Miller, Mohn, Moody, Munts, Roberts, Rutkowski, Schmidt, Schneider, Soucie, Tesmer, Travis, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 41.

Absent or not voting -- Lewis -- 1.

Motion carried.

Representative Kirby moved rejection of assembly amendment 12 to assembly substitute amendment 3 to **Assembly Bill 697**.

The question was: Shall assembly amendment 12 to assembly substitute amendment 3 to **Assembly Bill 697** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Bear, Becker, Brist, Broydrick, Clarenbach, Cogs, Czerwinski, Dandeneau, Day, Dueholm, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Potter, Roberts, Rutkowski, Schneider, Soucie, Tesmer, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 47.

Noes -- Ausman, Barczak, Barry, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Klicka, Lallensack, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Vanderperren -- 51.

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Absent or not voting -- None.

Motion failed.

Representative Kirby moved that assembly amendment 12 to assembly substitute amendment 3 to **Assembly Bill 697** be laid on the table.

The question was: Shall assembly amendment 12 to assembly substitute amendment 3 to **Assembly Bill 697** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Ferrall, Fischer, Flintrop, Hanson, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Loftus, Looby, McClain, Medinger, Metz, Mohn, Moody, Munts, Norquist, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 41.

Noes -- Ausman, Barczak, Barry, Bear, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Everson, Gerlach, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Klicka, Lallensack, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Rogers, Roth, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Vanderperren -- 56.

Absent or not voting -- Miller -- 1.

Motion failed.

The question was: Shall assembly amendment 12 to assembly substitute amendment 3 to **Assembly Bill 697** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 3 to **Assembly Bill 697** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 697** be ordered engrossed and read a third time?

Motion carried.

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Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 697** be given a third reading. Granted.

The question was: **Assembly Bill 697** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lee, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 92.

Noes -- Lato, Luckhardt, McEssy, Opitz and Shabaz -- 5.

Absent or not voting -- Leopold -- 1.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 697** be immediately messaged to the senate. Granted.

Assembly Bill 786

Relating to maintenance liens.

The question was: Shall assembly amendment 1 to **Assembly Bill 786** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 786** be ordered engrossed and read a third time?

Motion carried.

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Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 786** be given a third reading. Granted.

The question was: **Assembly Bill 786** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, 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, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 98.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 786** be immediately messaged to the senate. Granted.

Assembly Bill 1118

Relating to holding certain agreements to limit or eliminate tort liability void.

The question was: Shall **Assembly Bill 1118** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 1118** be given a third reading. Granted.

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The question was: **Assembly Bill 1118** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Bear, Becker, Behnke, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, 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, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 94.

Noes -- Barry, Shabaz and Snyder -- 3.

Absent or not voting -- Bradley -- 1.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 1118** be immediately messaged to the senate. Granted.

Assembly Bill 984

Relating to prepaid maintenance liens and providing a penalty.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 984** be adopted?

Motion carried.

Representative Barczak moved rejection of assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 984**.

Representative Kirby in the chair.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 984** be rejected?

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The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 89.

Noes -- Bradley, Ellis, Gower, Klicka, Lewis, Lewison, Luckhardt, Shabaz and Snyder -- 9.

Absent or not voting -- None.

Motion carried.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 984** be adopted?

Motion carried.

Representative Barczak moved rejection of assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 984**.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 984** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Matty, Medinger, Menos, Merkt, Miller, Mohn, Moody,

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Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 77.

Noes -- Bradley, Byers, Conradt, DeLong, Engeleiter, Goodrich, Gower, Klicka, Lewison, Luckhardt, McEssy, Metz, Olson, Opitz, Porter, Quackenbush, Roth, Shabaz, Snyder, Thompson and Tregoning -- 21.

Absent or not voting -- None.

Motion carried.

Representative Gower asked unanimous consent that assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 984** be withdrawn and returned to the author. Granted.

Representative Barczak moved rejection of assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 984**.

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 984** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, McClain, Matty, Medinger, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Tesmer, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 79.

Noes -- Bradley, Conradt, Ellis, Gower, Klicka, Lewison, Lorman, Luckhardt, McEssy, Menos, Olson, Opitz, Porter, Roth, Shabaz, Snyder, Swoboda, Thompson and Tregoning -- 19.

Absent or not voting -- None.

Motion carried.

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Representative Barczak moved rejection of assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 984**.

The question was: Shall assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 984** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Brist, Broydrick, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 78.

Noes -- Bradley, Conradt, DeLong, Ellis, Goodrich, Gower, Klicka, Lewison, Lorman, Luckhardt, McEssy, Matty, Opitz, Porter, Roth, Shabaz, Snyder, Thompson and Tregoning -- 19.

Absent or not voting -- Becker -- 1.

Motion carried.

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

Representative Barczak moved rejection of assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 984**.

The question was: Shall assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 984** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson,

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Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Thompson, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 81.

Noes -- Bradley, Conradt, DeLong, Engeleiter, Goodrich, Gower, Johnston, Klicka, Lewison, Lorman, Luckhardt, Opitz, Porter, Roth, Shabaz, Snyder and Tregoning -- 17.

Absent or not voting -- None.

Motion carried.

Representative Barczak moved rejection of assembly amendment 9 to assembly substitute amendment 1 to **Assembly Bill 984**.

The question was: Shall assembly amendment 9 to assembly substitute amendment 1 to **Assembly Bill 984** be rejected?

Motion carried.

Representative Barczak moved rejection of assembly amendment 10 to assembly substitute amendment 1 to **Assembly Bill 984**.

The question was: Shall assembly amendment 10 to assembly substitute amendment 1 to **Assembly Bill 984** be rejected?

The roll was taken.

The result follows:

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

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Noes -- Bradley, Conradt, Gower, Klicka, Lewison, Lorman, Luckhardt, McEssy, Opitz, Porter, Roth, Shabaz, Snyder and Tregoning -- 14.

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

Motion carried.

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

Representative Barczak moved rejection of assembly amendment 11 to assembly substitute amendment 1 to **Assembly Bill 984**.

The question was: Shall assembly amendment 11 to assembly substitute amendment 1 to **Assembly Bill 984** be rejected?

The roll was taken.

The result follows:

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

Noes -- Conradt, DeLong, Gower, Klicka, Lewison, Lorman, Luckhardt, McEssy, Opitz, Porter, Roth, Shabaz, Snyder, Thompson and Tregoning -- 15.

Absent or not voting -- None.

Motion carried.

Representative Barczak moved that the rules be suspended and that the record on adoption of assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 984** be expunged.

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The question was: Shall the rules be suspended and the record on adoption of assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 984** be expunged?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Bear, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Litscher, Loftus, McClain, Medinger, Menos, Metz, Miller, Moody, Munts, Murray, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Swoboda, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 56.

Noes -- Ausman, Barry, Bradley, Brist, Byers, Conradt, Day, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Harsdorf, Johnston, Kincaid, Klicka, Lewis, Lewison, Lingren, Looby, Lorman, Luckhardt, McEssy, Matty, Merkt, Mohn, Norquist, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Soucie, Tesmer, Thompson, Travis and Tregoning -- 42.

Absent or not voting -- None.

Motion failed.

Representative Barczak moved rejection of assembly amendment 12 to assembly substitute amendment 1 to **Assembly Bill 984**.

The question was: Shall assembly amendment 12 to assembly substitute amendment 1 to **Assembly Bill 984** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Dueholm, Everson, 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, Rooney,

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Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 61.

Noes -- Ausman, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Duren, Ellis, Engeleiter, Ferrall, Goodrich, Gower, Gunderson, Harsdorf, Johnston, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Rogers, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis, Tregoning and Wood -- 37.

Absent or not voting -- None.

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 984** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 984** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall moved reconsideration of the vote by which **Assembly Bill 984** was ordered to a third reading. Entered.

Representative Ferrall moved reconsideration of the vote by which assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 984** was adopted. Entered.

Speaker Jackamonis in the chair.

POINT OF ORDER

Representative Shabaz rose to the point of order that the motion for reconsideration of the vote by which assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 984** was adopted was not timely under Assembly Rule 72 (5) (a).

The speaker ruled the point of order not well taken.

Representative Ferrall moved that the rules be suspended and that the motion for reconsideration of the vote by which assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 984** was adopted be taken up at this time.

Representative Kirby in the chair.

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The question was: Shall the rules be suspended and the motion for reconsideration of the vote by which assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 984** was adopted be taken up at this time?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, 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, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 65.

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

Absent or not voting -- None.

Motion failed.

Assembly Bill 1133

Relating to pay of officers of certain circuit courts.

The question was: Shall assembly amendment 1 to **Assembly Bill 1133** be adopted?

Motion carried.

Speaker pro tempore Kedrowski in the chair.

The question was: Shall **Assembly Bill 1133** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 1133** be given a third reading. Representative Snyder objected.

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Representative Ferrall moved that the rules be suspended and that **Assembly Bill 1133** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 1133** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 63.

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

Absent or not voting -- Norre.

Motion failed.

Representative Ferrall moved reconsideration of the vote by which **Assembly Bill 1133** was ordered to a third reading. Entered.

Assembly Bill 986

Relating to plumbing code enforcement officers in 1st, 2nd and 3rd class cities and granting rule-making authority.

The question was: Shall assembly amendment 1 to **Assembly Bill 986** be adopted?

Motion carried.

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Assembly amendment 2 to **Assembly Bill 986** offered by Representatives Bradley, DeLong, Donoghue, Dorff, Duren, Goodrich, Gower, Johnston, Kincaid, Klicka, Lato, Lewison, Litscher, Lorman, Luckhardt, Matty, Opitz, Pabst, Porter, Roth, Shabaz, Thompson, Tregoning, Wood, Andrea, Ausman and Swoboda.

The question was: Shall assembly amendment 2 to **Assembly Bill 986** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 986** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bear, Becker, Clarenbach, Cogs, Czerwinski, Dueholm, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hephner, Johnson, Kirby, Lallensack, Leopold, Litscher, Loftus, Lorman, Metz, Miller, Moody, Munts, Opitz, Rogers, Rooney, Rutkowski, Swoboda, Tesmer, Travis, Wahner, Ward and Wood -- 41.

Noes -- Andrea, Behnke, Bradley, Brist, Broydrick, Byers, Conrad, Dandeneau, Day, DeLong, Donoghue, Dorff, Duren, Goodrich, Gower, Gunderson, Harsdorf, Hauke, Johnston, Kincaid, Klicka, Lato, Lee, Lewis, Lewison, Lingren, Looby, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Mohn, Murray, Norquist, Olson, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Roth, Schmidt, Schneider, Shabaz, Snyder, Soucie, Thompson, Tregoning, Tuczynski, Vanderperren and Mr. Speaker -- 56.

Absent or not voting -- Kedrowski -- 1.

Motion failed.

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

Assembly Bill 1127

Relating to authorizing municipalities and counties to enact ordinances concerning bicycles.

Assembly amendment 1 to **Assembly Bill 1127** offered by Representative Ellis.

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Representative Ellis asked unanimous consent that assembly amendment 1 to **Assembly Bill 1127** be withdrawn and returned to the author. Granted.

Assembly amendment 2 to **Assembly Bill 1127** offered by Representatives Ellis and Jackamonis.

Representative Murray moved that **Assembly Bill 1127** be laid on the table.

The question was: Shall **Assembly Bill 1127** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Day, Dueholm, Groshek, Hephner, Kincaid, Lallensack, Looby, Menos, Mohn, Murray, Otte, Potter, Schneider and Vanderperren -- 14.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conratt, Czerwinski, Dandeneau, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kirby, Klicka, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Merkt, Metz, Miller, Moody, Munts, Norquist, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Shabaz, Snyder, Söucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 84.

Absent or not voting -- None.

Motion failed.

Assembly amendment 1 to assembly amendment 2 to **Assembly Bill 1127** offered by Representatives Shabaz and Rooney.

The question was: Shall assembly amendment 1 to assembly amendment 2 to **Assembly Bill 1127** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 1127** be adopted?

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Motion carried.

Assembly amendment 3 to **Assembly Bill 1127** offered by Representatives Ellis and Jackamonis.

The question was: Shall assembly amendment 3 to **Assembly Bill 1127** be adopted?

Motion carried.

Assembly amendment 4 to **Assembly Bill 1127** offered by Representatives Thompson, Bradley and DeLong.

The question was: Shall assembly amendment 4 to **Assembly Bill 1127** be adopted?

Motion carried.

Assembly amendment 5 to **Assembly Bill 1127** offered by Representative Thompson.

Assembly amendment 1 to assembly amendment 5 to **Assembly Bill 1127** offered by Representative Thompson.

The question was: Shall assembly amendment 1 to assembly amendment 5 to **Assembly Bill 1127** be adopted?

Motion carried.

The question was: Shall assembly amendment 5 to **Assembly Bill 1127** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 1127** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 1127** be given a third reading. Representative Schneider objected.

Representative Ferrall moved that the rules be suspended and that **Assembly Bill 1127** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 1127** be given a third reading?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, 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, Rooney, Roth, Rutkowski, Schmidt, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 93.

Noes -- Groshek, Hephner, Kincaid, Schneider and Travis -- 5.

Absent or not voting -- None.

Motion carried.

The question was: Assembly Bill 1127 having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, 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, 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, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 95.

Noes -- Groshek and Murray -- 2.

Absent or not voting -- Czerwinski -- 1.

Motion carried.

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Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 1127** be immediately messaged to the senate. Granted.

Assembly Bill 1148

Relating to the applicability of provisions relating to public depositories to the housing finance authority.

The question was: Shall **Assembly Bill 1148** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 1148** be given a third reading. Granted.

The question was: **Assembly Bill 1148** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, 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, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 97.

Noes -- None.

Absent or not voting -- Rooney -- 1.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 1148** be immediately messaged to the senate. Granted.

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Senate Bill 71

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

Representative Ferrall asked unanimous consent that **Senate Bill 71** be placed at the head of the twelfth order of business on the calendar of Wednesday, March 8. Granted.

Senate Joint Resolution 51

To amend sections 1m and 1n of article V so as in effect to repeal said sections; and to amend section 9 of article IV, sections 1, 7 and 8 of article V and section 10 of article XIII, relating to gubernatorial succession (1st consideration).

Representative Shabaz asked unanimous consent that **Senate Joint Resolution 51** be placed at the head of the twelfth order of business on the calendar of Wednesday, March 8.

Representative Ferrall objected.

Assembly substitute amendment 1 to **Senate Joint Resolution 51** offered by Representative Jackamonis.

Representative Kirby in the chair.

Assembly amendment 1 to assembly substitute amendment 1 to **Senate Joint Resolution 51** offered by Representative Shabaz.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Senate Joint Resolution 51** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Senate Joint Resolution 51** offered by Representative Kedrowski.

Representative Jackamonis moved rejection of assembly amendment 2 to assembly substitute amendment 1 to **Senate Joint Resolution 51**.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Senate Joint Resolution 51** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Ellis, Engleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich,

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Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kincaid, Kirby, Klicka, Lallensack, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 92.

Noes -- Czerwinski, Dueholm, Duren, Kedrowski and Lato -- 5.

Absent or not voting -- Olson -- 1.

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Senate Joint Resolution 51** be adopted?

Motion carried.

The question was: Shall **Senate Joint Resolution 51** be ordered to a third reading?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 51** be given a third reading. Granted.

The question was: **Senate Joint Resolution 51** having been read three times, shall the joint resolution be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, 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, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts,

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Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 97.

Noes -- Duren -- 1.

Absent or not voting -- None.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 51** be immediately messaged to the senate. Granted.

Senate Bill 355

Relating to indigent persons' right to counsel in paternity actions.

Representative Tesmer moved nonconcurrency in **Senate Bill 355**.

The question was: Shall **Senate Bill 355** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Engeleiter, Gerlach, Goodrich, Gower, Gunderson, Hanson, Harsdorf, Hephner, Johnston, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkt, Mohn, Murray, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Tregoning, Ward and Wood -- 40.

Noes -- Andrea, Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Groshek, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Moody, Munts, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Travis, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 58.

Absent or not voting -- None.

Motion failed.

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The question was: Shall **Senate Bill 355** be ordered to a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gower, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, McEssy, Medinger, Metz, Miller, Moody, Munts, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Travis, Tuczynski, Vanderperren, Wahner and Mr. Speaker -- 58.

Noes -- Ausman, Barczak, Conradt, DeLong, Donoghue, Engeleiter, Gerlach, Goodrich, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Menos, Merkt, Mohn, Murray, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Tregoning, Ward and Wood -- 40.

Absent or not voting -- None.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 355** be given a third reading.

Representative Thompson objected.

Representative Ferrall moved that the rules be suspended and that **Senate Bill 355** be given a third reading.

The question was: Shall the rules be suspended and **Senate Bill 355** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts,

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Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 58.

Noes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hephner, Jackamonis, Johnston, Klicka, Lallensack, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning and Ward -- 40.

Absent or not voting -- None.

Motion failed.

Representative Ferrall moved reconsideration of the vote by which **Senate Bill 355** was ordered to a third reading. Entered.

Senate Bill 383

Relating to condominium ownership and regulation.

Representative Ferrall asked unanimous consent that **Senate Bill 383** be placed at the head of the twelfth order of business on the calendar of Thursday, March 9. Granted.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly amendment 3 to **Assembly Bill 894**

In enrolling, the following correction was made in the amendment:

1. In line 2, before "EFFECTIVE DATE" insert "SECTION 4."

Assembly Bill 1210

1. On page 4, line 21, delete the first "of".

Engrossed 1977 **Senate Bill 286**

1. On page 8, line 21, substitute "secretary of state" for "board".

NOTE: This material was inserted by senate amendment 5. The senate instructed that all references to "board" should be changed to read "secretary of state" (see analysis).

2. On page 10, line 4, substitute "employs" for "employees".

3. On page 21, line 4, substitute "secretary of state" for "bureau".

VISITORS

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

Fifth grade students from Van Hise Elementary School in Madison accompanied by teachers Mrs. Schroeder and Mr. Benson, guests of Representative Miller.

Dr. Sunil Nath from New York City, guest of Representative Dueholm.

Students from Brookfield East High School accompanied by teacher George Hunt, guests of Representative Engeleiter.

Ginger Steltz from Two Rivers, guest of Representative Fischer.

David Howard Tabbutt and Jeanne M. Tabbutt from Madison, guests of Representatives Bear and Clarenbach.

Liesl M. Blockstein, Pat Wirtz and Jeff Wirtz from Madison, guests of Representative Munts.

Jean Janke from Milwaukee, guest of Representative Wahner.

Louise A. Wangard from Milwaukee, guest of Representative Wahner.

Mary Dietrich from Milwaukee, guest of Representative Broydrick.

C.T. "Jug" Jouppi from West Bend, guest of Representatives Kedrowski and Lewis.

Students of Wisconsin School for the Deaf, accompanied by Mrs. Teri McIntosh from Delavan, guests of Representative DeLong.

Don LaViolette and Dr. Walter Coyle from Abbot Pennings High School in DePere and Ms. Ronda Brandter from St. Joseph's Academy in Green Bay, guests of Representative Gower.

Students from Slinger High School accompanied by teachers Roger Kacmarynski and Vic Erickson, guests of Representative Merkt.

Mr. and Mrs. Norbert Nuttelman from West Salem, guests of Representatives Roberts and Medinger.

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Patricia Levin from Middleton, guest of Representative Loftus.

Mr. Robert Bennett from Superior, guest of Representative Murray.

Joan Osthelder and son Charles from Sheboygan, guests of Representative Otte.

Joan M. Statz from Madison, guest of Representative Miller.

Representative Ferrall moved that the assembly stand adjourned until 9:30 A.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

9:55 P.M.