

JOURNAL OF THE ASSEMBLY [March 10, 1978]

STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

FRIDAY, March 10, 1978.

10:00 A.M.

The assembly met.

Speaker pro tempore Kedrowski in the chair.

The prayer was offered by Representative Lewis.

Representative Murray 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 substitute amendment 1 to **Assembly Bill 712** offered by committee on Veterans and Military Affairs.

Assembly substitute amendment 1 to **Assembly Bill 1079** offered by Representative Dandeneau, by request of Joint Survey Committee on Tax Exemptions.

Assembly substitute amendment 1 to **Assembly Bill 1161** offered by committee on Veterans and Military Affairs.

Assembly amendment 2 to assembly amendment 1 to assembly substitute amendment 3 to **Assembly Bill 1179** offered by Representative Travis.

Assembly amendment 3 to assembly amendment 1 to assembly substitute amendment 3 to **Assembly Bill 1179** offered by Representatives Travis and Matty.

Assembly amendment 2 to assembly substitute amendment 3 to **Assembly Bill 1179** offered by Representative Medinger.

Assembly amendment 3 to assembly substitute amendment 3 to **Assembly Bill 1179** offered by Representative Medinger.

Assembly amendment 4 to assembly substitute amendment 3 to **Assembly Bill 1179** offered by Representative Medinger.

Assembly amendment 5 to assembly substitute amendment 3 to **Assembly Bill 1179** offered by Representative Lewis.

Assembly amendment 2 to **Assembly Bill 1200** offered by Representative Czerwinski.

Assembly amendment 1 to assembly amendment 2 to **Assembly Bill 1200** offered by Representative Olson.

Assembly amendment 10 to assembly substitute amendment 1 to **Assembly Bill 1220** offered by Representatives Lato and Kedrowski.

Assembly amendment 11 to assembly substitute amendment 1 to **Assembly Bill 1220** offered by Representative Lee.

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Assembly amendment 12 to assembly substitute amendment 1 to **Assembly Bill 1220** offered by Representatives Wood, Hephner, Duren, Swoboda, Murray, Lallensack, Barczak, Coggs, Groshek, Andrea, Hauke, Menos, Looby, Potter, Dorff, Litscher, Kincaid, Porter, Donoghue, DeLong and Barry.

Assembly amendment 13 to assembly substitute amendment 1 to **Assembly Bill 1220** offered by Representatives Groshek, Vanderperren, Murray, Lallensack, Potter, Matty, Olson, McEssy, Tregoning, Thompson, Looby, Schneider and Andrea.

Assembly amendment 14 to assembly substitute amendment 1 to **Assembly Bill 1220** offered by Representatives Lato, Litscher, Rogers, Mohn, Kincaid, Barry, Groshek, Medinger, Fischer, Everson and Clarenbach.

Assembly amendment 15 to assembly substitute amendment 1 to **Assembly Bill 1220** offered by Representative Litscher.

Assembly amendment 16 to assembly substitute amendment 1 to **Assembly Bill 1220** offered by Representatives Roberts, Kedrowski, Day, Murray, Vanderperren, Thompson, Quackenbush, Lingren, Looby, Lallensack, Byers, Gunderson, Donoghue, Ausman, Hephner, Groshek, Schneider, Rogers, Hanson, Duren, Potter, Swoboda, Matty, Schmidt, Lewison, Merkt, McEssy, Barry, Clarenbach, Fischer, Hasenohrl, Bear, Everson, Kincaid, Lato, Mohn, Tregoning, Medinger, Brist, Travis, Luckhardt, Harsdorf, Engeleiter, DeLong, Goodrich, Tesmer, Klicka, Rooney, Broydrick, Lewis, Porter, Conradt, Roth, Ellis and Hauke.

Assembly amendment 1 to **Assembly Bill 1231** offered by Representative Dandeneau, by request of Joint Survey Committee on Tax Exemptions.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Joint Resolution 101

Relating to abolishing the use of the property tax for school purposes.

By Representatives Kincaid and Kedrowski.

To committee on Revenue.

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Assembly Joint Resolution 102

Memorializing the President of the United States and the Secretary of State to accelerate efforts to negotiate a treaty with Turkey relating to the exchange of prisoners imprisoned on drug-related charges.

By Representatives Clarenbach, Travis, McEssy and Moody, co-sponsored by Senator Morrison.

To committee on State Affairs.

Assembly Joint Resolution 103

Memorializing the President of the United States and the Secretary of State to accelerate efforts to negotiate a treaty with Turkey relating to the exchange of prisoners imprisoned on drug-related charges.

By Representatives Travis, Clarenbach and Snyder.

To committee on State Affairs.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1272

Relating to prohibiting and restricting state and local abortion subsidies.

By Representatives Czerwinski, Wahner, Jackamonis, McEssy, Goodrich, Donoghue, Gunderson, Day, Hanson, Schneider, Norquist and Metz.

To Calendar.

Assembly Bill 1273

Relating to creating a division of the consumer advocate in the department of agriculture, trade and consumer protection, changing the procedure for utility rate increases and making appropriations.

By Representatives Barczak, Ausman, Pabst and Hauke.

To committee on Commerce and Consumer Affairs.

COMMITTEE REPORTS

The committee on Agriculture reports and recommends:

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Assembly Bill 757

Relating to regulation of grain dealers and warehouse keepers, granting rule-making authority, making an appropriation and providing penalties.

Adoption of assembly substitute amendment 2:

Ayes: (8) Noes: (4) Not Voting: (1)

Without recommendation: (Assembly Rule 19)

To Joint Committee on Finance.

Senate Joint Resolution 53

Memorializing Congress to investigate the grain market and grain monopolies and to guarantee small family farms an honest return.

Concurrence: Ayes: (8) Noes: (3) Not Voting: (2)

To committee on Rules.

LEO MOHN

Chairperson

The committee on Enrolled Bills reports and recommends:

Assembly Bill 262

Assembly Bill 281

Assembly Bill 449

Assembly Bill 588

Assembly Bill 661

Assembly Bill 765

Assembly Bill 887

Assembly Bill 866

Assembly Bill 1100

Correctly enrolled.

GERVASE HEPHNER

Chairperson

The committee on Environmental Protection reports and recommends:

Senate Bill 568

Relating to exploration leases and conveyances of mineral interests.

Concurrence: Ayes: (6) Noes: (2)

To committee on Rules.

MARY LOU MUNTS

Chairperson

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The committee on Natural Resources reports and recommends:

Assembly Bill 759

Relating to authorizing the department of natural resources to distribute a free tree to schools for arbor day observance and increasing an appropriation.

Adoption of assembly amendment 1:

Ayes: (14) Noes: (0)

Passage: Ayes: (14) Noes: (0)

To Joint Committee on Finance.

Senate Bill 210

Relating to establishing a cold water fish hatchery, creating a fish hatchery fund and making an appropriation.

Adoption of assembly substitute amendment 1:

Ayes: (11) Noes: (3)

Concurrence: Ayes: (10) Noes: (4)

To committee on Rules.

LAURENCE J. DAY

Chairperson

The Joint Survey Committee on Retirement Systems reports and recommends:

Assembly Bill 1220

An act to amend and revise chapter 20 of the statutes, and to make diverse other changes in the statutes relating to state finances and appropriations, constituting the budget review bill and making appropriations.

Report recommendation of assembly amendment 1 to assembly substitute amendment 1:

Ayes: (9) Noes: (0)

Report recommendation of **Assembly Bill 1220** as amended by assembly amendment 1 to assembly substitute amendment 1 as good public policy in the area of retirement:

Ayes: (9) Noes: (1)

To Calendar.

ED McCLAIN

Chairperson

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EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison

To the Honorable, the Assembly:

The following bills, originating in the assembly, have been approved, signed and deposited in the office of the Secretary of State:

Assembly Bill	Chapter No.	Date Approved
479 -----	199-----	March 9, 1978
540 -----	200-----	March 9, 1978
632 -----	201-----	March 9, 1978
681 -----	202-----	March 9, 1978

Respectfully submitted,
MARTIN J. SCHREIBER
Acting Governor

MOTIONS

Representative Wahner asked unanimous consent that **Assembly Bill 252** be taken from the table and placed at the foot of the eleventh order of business on the calendar of Tuesday, March 14. **Granted.**

Representative Groshek moved reconsideration of the vote by which assembly amendment 18 to assembly substitute amendment 3 to **Senate Bill 195** failed adoption. **Entered.**

CALL OF THE ASSEMBLY

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

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

The chief clerk called the roll.

Members absent with leave - None.

Members absent without leave - Barry, Bear, Coggs, Day, Klicka, Munts, Soucie, Snyder and Ward.

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Representative Barczak asked unanimous consent that **Senate Bill 96** be withdrawn from the committee on Revenue and placed at the foot of the eleventh order of business on the calendar of Tuesday, March 14.

Representative Schneider objected.

CALENDAR OF FRIDAY, MARCH 10, 1978

Assembly Bill 492

Relating to permitting statewide branching and lending by savings and loan associations.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 492** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 492** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 492** be given a third reading. Granted.

The question was: **Assembly Bill 492** 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, 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, Tregoning, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 95.

Noes -- Lato, Travis and Wood -- 3.

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Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 492** be immediately messaged to the senate. Granted.

Assembly Bill 1179

Relating to a definition of death.

Representative Medinger asked unanimous consent that assembly substitute amendment 2 to **Assembly Bill 1179** be placed after assembly substitute amendment 1 to **Assembly Bill 1179**. Granted.

Assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 1179** offered by Representative Czerwinski.

Speaker Jackamonis in the chair.

The question was: Shall assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 1179** be adopted?

Motion carried.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 1179** be adopted?

Motion carried.

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

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 1179** be adopted?

Motion carried.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 1179** be adopted?

Motion carried.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 1179** offered by Representatives Thompson and Czerwinski.

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POINT OF ORDER

Representative Medinger rose to the point of order that assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 1179** was not germane under Assembly Rule 50 (3) (f).

The speaker took the point of order under advisement.

Assembly Bill 1200

Relating to partial exclusion of emergency room medical services from coverage under disability insurance policies.

Representative Tesmer moved that **Assembly Bill 1200** be laid on the table.

Representative Ferrall in the chair.

The question was: Shall **Assembly Bill 1200** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Clarenbach, Coggs, Conradt, Dandeneau, Dorff, Duren, Ellis, Flintrop, Gerlach, Goodrich, Groshek, Hauke, Hephner, Johnson, Kincaid, Kirby, Lallensack, Lewis, Lewison, Lingren, Looby, Lorman, Luckhardt, McClain, Menos, Metz, Miller, Mohn, Munts, Murray, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Ward and Wood -- 51.

Noes -- Ausman, Barczak, Barry, Byers, Czerwinski, Day, DeLong, Donoghue, Dueholm, Engelter, Everson, Ferrall, Fischer, Gower, Gunderson, Hanson, Harsdorf, Hasenohrl, Johnston, Kedrowski, Klicka, Lato, Lee, Leopold, Litscher, Loftus, McEssy, Matty, Medinger, Merkt, Moody, Norquist, Olson, Opitz, Porter, Quackenbush, Rooney, Roth, Rutkowski, Schmidt, Shabaz, Thompson, Travis, Tregoning, Wahner and Mr. Speaker -- 46.

Absent or not voting -- Snyder -- 1.

Motion carried.

Senate Bill 71

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

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Representative Bradley asked unanimous consent that assembly substitute amendment 1 to **Senate Bill 71** be withdrawn and returned to the authors. Granted.

Representative Quackenbush asked unanimous consent that **Senate Bill 71** be placed at the foot of the twelfth order of business on the calendar of Friday, March 10. Granted.

Senate Bill 208

Relating to clerk's fees in municipal courts.

The question was: Shall **Senate Bill 208** be ordered to a third reading?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 208** be given a third reading. Granted.

The question was: **Senate Bill 208** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Clarenbach, Coggs, Conratt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Groshek, Gunderson, Hanson, Harsdorf, 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, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 93.

Noes -- Byers, Gower, Hasenohrl and Shabaz -- 4.

Absent or not voting -- Porter -- 1.

Motion carried.

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Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 208** be immediately messaged to the senate. Granted.

Senate Bill 251

Relating to place of trial in actions against insurance companies growing out of negligence.

The question was: Shall **Senate Bill 251** be ordered to a third reading?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 251** be given a third reading. Granted.

Speaker Jackamonis in the chair.

The question was: **Senate Bill 251** having been read three times, shall the bill 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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Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 251** be immediately messaged to the senate. Granted.

Senate Bill 454

Relating to principal and income for trusts and estates.

The question was: Shall **Senate Bill 454** be ordered to a third reading?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 454** be given a third reading. Granted.

The question was: **Senate Bill 454** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conratt, 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 Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 454** be immediately messaged to the senate. Granted.

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Senate Bill 494

Relating to sentencing a person after a probation revocation.

Assembly amendment 1 to **Senate Bill 494** offered by Representatives Rutkowski, Thompson and Gower.

The question was: Shall assembly amendment 1 to **Senate Bill 494** be adopted?

Motion carried.

The question was: Shall **Senate Bill 494** be ordered to a third reading?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 494** be given a third reading. Granted.

The question was: **Senate Bill 494** having been read three times, shall the bill 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, 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 -- 97.

Noes -- None.

Absent or not voting -- Gower -- 1.

Motion carried.

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

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Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 494** be immediately messaged to the senate. Granted.

Senate Bill 564

Relating to the procedure used by a creditor to attach property of his or her debtor.

Assembly amendment 1 to **Senate Bill 564** offered by Representative Shabaz.

Representative Rutkowski moved rejection of assembly amendment 1 to **Senate Bill 564**.

The question was: Shall assembly amendment 1 to **Senate Bill 564** be rejected?

The roll was taken.

The result follows:

Ayes -- Bear, Becker, Brist, Broydrick, Clarenbach, Day, Dueholm, Gerlach, Hanson, Hasenohrl, Johnson, Kirby, Lee, Leopold, Lingren, McClain, Medinger, Metz, Miller, Munts, Plewa, Rutkowski, Soucie, Wahner and Mr. Speaker -- 25.

Noes -- Andrea, Ausman, Barczak, Barry, Behnke, Bradley, Byers, Cogs, Conradt, Czerwinski, Dandeneau, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Kedrowski, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Loftus, Looby, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Mohn, Moody, Murray, Norquist, Olson, Opitz, Otte, Pabst, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Schmidt, Schneider, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Ward and Wood -- 73.

Absent or not voting -- None.

Motion failed.

The question was: Shall assembly amendment 1 to **Senate Bill 564** be adopted?

Motion carried.

Assembly amendment 2 to **Senate Bill 564** offered by Representative Shabaz.

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Representative Rutkowski moved rejection of assembly amendment 2 to **Senate Bill 564**.

The question was: Shall assembly amendment 2 to **Senate Bill 564** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barry, Bear, Becker, Brist, Broydrick, Clarenbach, Cogg, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hephner, Johnson, Kedrowski, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 58.

Noes -- Ausman, Barczak, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Everson, Goodrich, Gower, Gunderson, Harsdorf, Hauke, Johnston, Kincaid, Kirby, Klicka, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis and Tregoning -- 39.

Absent or not voting -- Roberts -- 1.

Motion carried.

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

The question was: Shall **Senate Bill 564** be ordered to a third reading?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 564** be given a third reading. Granted.

The question was: **Senate Bill 564** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

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Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, 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 Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 564** be immediately messaged to the senate. Granted.

Senate Bill 585

Relating to disclaimers of transfers of property or an interest in property.

The question was: Shall **Senate Bill 585** be ordered to a third reading?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 585** be given a third reading. Granted.

The question was: **Senate Bill 585** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach,

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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 -- 97.

Noes -- None.

Absent or not voting -- Bear -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 585** be immediately messaged to the senate. Granted.

Senate Bill 71

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

The question was: Shall assembly amendment 2 to **Senate Bill 71** be adopted?

Motion carried.

Representative Kedrowski moved rejection of assembly amendment 3 to **Senate Bill 71**.

The question was: Shall assembly amendment 3 to **Senate Bill 71** be rejected?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Hanson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Rogers, Rooney, Roth, Rutkowski,

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Schmidt, Shabaz, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 78.

Noes -- Andrea, DeLong, Duren, Gower, Groshek, Gunderson, Harsdorf, Hephner, Klicka, Lallensack, Luckhardt, McEssy, Matty, Medinger, Roberts, Schneider, Snyder, Thompson, Travis and Tregoning -- 20.

Absent or not voting -- None.

Motion carried.

Representative Kedrowski moved rejection of assembly amendment 4 to **Senate Bill 71**.

Representative Ferrall in the chair.

The question was: Shall assembly amendment 4 to **Senate Bill 71** be rejected?

The roll was taken.

The result follows:

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

Noes -- Bradley, Duren, Gower, Hephner, Luckhardt, McEssy, Medinger, Rogers and Vanderperren -- 9.

Absent or not voting -- None.

Motion carried.

Assembly amendment 5 to **Senate Bill 71** offered by Representative Quackenbush.

Representative Kedrowski moved rejection of assembly amendment 5 to **Senate Bill 71**.

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Representative Quackenbush asked unanimous consent that assembly amendment 5 to **Senate Bill 71** be withdrawn and returned to the author. Granted.

Representative Wood asked unanimous consent that **Senate Bill 71** be placed at the head of the twelfth order of business on the calendar of Tuesday, March 14.

Representative Kedrowski objected.

Representative Wood moved that **Senate Bill 71** be placed at the head of the twelfth order of business on the calendar of Tuesday, March 14.

The question was: Shall **Senate Bill 71** be placed at the head of the twelfth order of business on the calendar of Tuesday, March 14?

The roll was taken.

The result follows:

Ayes -- Bradley, Brist, Coggs, Dandeneau, DeLong, Dorff, Ellis, Engleiter, Everson, Goodrich, Gower, Gunderson, Harsdorf, Hauke, Hephner, Johnson, Johnston, Klicka, Lallensack, Lee, Leopold, Lewison, Lingren, Looby, Lorman, Luckhardt, McEssy, Menos, Miller, Moody, Olson, Opitz, Pabst, Porter, Quackenbush, Roth, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Tregoning, Tuczynski, Vanderperren, Ward and Wood -- 47.

Noes -- Andrea, Barczak, Barry, Bear, Becker, Behnke, Broydrick, Byers, Clarenbach, Conradt, Czerwinski, Day, Donoghue, Dueholm, Duren, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Kedrowski, Kincaid, Kirby, Lato, Lewis, Litscher, Loftus, McClain, Matty, Medinger, Merkt, Metz, Mohn, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Travis, Wahner and Mr. Speaker -- 50.

Absent or not voting -- Ausman -- 1.

Motion failed.

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

Assembly amendment 6 to **Senate Bill 71** offered by Representatives Hephner, Thompson and Matty.

Representative Kedrowski moved rejection of assembly amendment 6 to **Senate Bill 71**.

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The question was: Shall assembly amendment 6 to **Senate Bill 71** be rejected?

The roll was taken.

The result follows:

Ayes -- Barry, Bear, Becker, Behnke, Broydrick, Clarenbach, Czerwinski, Dandeneau, Ducholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hauke, Johnson, Kedrowski, Lallensack, Lato, Lee, Leopold, Lewis, Lingren, McClain, Medinger, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Quackenbush, Roberts, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Wahner and Mr. Speaker -- 47.

Noes -- Andrea, Ausman, Barczak, Bradley, Brist, Byers, Cogs, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hephner, Johnston, Kincaid, Kirby, Klicka, Lewison, Litscher, Loftus, Looby, Lorman, Luckhardt, McEssy, Matty, Menos, Olson, Opitz, Pabst, Porter, Rogers, Roth, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Ward and Wood -- 51.

Absent or not voting -- None.

Motion failed.

Representative Kedrowski moved that assembly amendment 6 to **Senate Bill 71** be laid on the table.

The question was: Shall assembly amendment 6 to **Senate Bill 71** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Barry, Bear, Becker, Behnke, Broydrick, Clarenbach, Cogs, Czerwinski, Dandeneau, Ducholm, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hauke, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Quackenbush, Roberts, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Tuczynski, Wahner, Ward and Mr. Speaker -- 47.

Noes -- Andrea, Ausman, Barczak, Bradley, Brist, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Everson, Goodrich, Gower, Groshek, Gunderson, Harsdorf,

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Hasenohrl, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Looby, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Pabst, Porter, Rogers, Roth, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren and Wood -- 50.

Absent or not voting -- Litscher -- 1.

Motion failed.

The question was: Shall assembly amendment 6 to **Senate Bill 71** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Behnke, Bradley, Brist, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Engleleiter, Everson, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Kirby, Klicka, Lallensack, Lewis, Lewison, Litscher, Looby, Lorman, Luckhardt, McEssy, Matty, Menos, Olson, Opitz, Pabst, Porter, Rogers, Roth, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren and Wood -- 52.

Noes -- Barry, Bear, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Ducholm, Duren, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Johnson, Kedrowski, Lato, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Quackenbush, Roberts, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Tuczynski, Wahner, Ward and Mr. Speaker -- 46.

Absent or not voting -- None.

Motion carried.

Representative Dorff moved that **Senate Bill 71** be placed at the head of the twelfth order of business on the calendar of Tuesday, March 14.

The question was: Shall **Senate Bill 71** be placed at the head of the twelfth order of business on the calendar of Tuesday, March 14?

Motion carried.

Assembly Bill 1179

Relating to a definition of death.

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The speaker ruled not well taken the point of order raised by Representative Medinger that assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 1179** was not germane under Assembly Rule 50 (3) (f).

Representative Czerwinski asked unanimous consent that assembly substitute amendment 1 to **Assembly Bill 1179** be laid on the table. Granted.

Assembly substitute amendment 3 to **Assembly Bill 1179** offered by Representative Czerwinski.

Assembly amendment 1 to assembly substitute amendment 3 to **Assembly Bill 1179** offered by Representatives Thompson and Czerwinski.

Assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 3 to **Assembly Bill 1179** offered by Representative Medinger.

Representative Czerwinski moved rejection of assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 3 to **Assembly Bill 1179**.

Representative Merkt asked unanimous consent that **Assembly Bill 1179** be laid on the table.

Representative Czerwinski objected.

Representative Merkt moved that **Assembly Bill 1179** be laid on the table.

Representative Czerwinski asked unanimous consent that **Assembly Bill 1179** be placed at the head of the eleventh order of business on the calendar of Wednesday, March 15. Granted.

Representative Thompson asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Schmidt. Granted.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

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A joint certificate of commendation by Representatives Potter and Otte; co-sponsored by Senator Keppler for John Hahn on his retirement as principal of Sheboygan South High School.

A joint certificate of congratulations by Representatives Roberts and Medinger; co-sponsored by Senator Offner for Myrtle Carlson on the occasion of her retirement.

The following motion under Joint Rule 7 was adopted pursuant to Assembly Rule 73.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, La Casa de Esperanza has served the latino community in the Waukesha area for over 12 years; and

Whereas, La Casa de Esperanza, under the able directorship of Dr. Walter Sava, is providing a variety of needed services to latinos, including legal advocacy, student tutoring, English classes, employment counseling and adult and youth recreational programs; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Jackamonis and Senator Murphy under Joint Rule 7, congratulate La Casa de Esperanza on its twelfth anniversary and commend it for its outstanding contributions to Waukesha and to the state of Wisconsin. Felicitaciones!

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly amendment 1 to **Assembly Bill 262**

In enrolling, the following correction was made: underscore the material shown in quotes, beginning on line 3 and ending on line 6.

VISITORS

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

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Special Education students accompanied by Mrs. Huppler from Lapham School in Madison, guests of Representative Clarenbach.

Mr. and Mrs. Harvey Hagedorn from Milwaukee, guests of Representative Behnke.

Mrs. Ellen McGuire, Ms. Linda Carlin and Ms. Kristine Young from Lena, guests of Representative Matty.

Dan Zoeller from Florence, guest of Representative Kincaid.

Tina Mucha, Robert Peirce and Helen Emery, guests of Representatives Hauke and Barczak.

Alderman Kevin O'Conner from Milwaukee, guest of Representative Leopold.

Girls basketball players from Glenwood City and Spring Valley, guests of Representative Mohn.

Representative Wahner moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, March 14.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

1:05 P.M.