

JOURNAL OF THE ASSEMBLY [March 28, 1978]

STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

TUESDAY, March 28, 1978.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Cornelius Tolsma of Falls Orthodox Presbyterian Church, N86 W17295 Joss Place, Menomonee Falls, Wisconsin.

Representative Barczak 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 4 to **Assembly Bill 400** offered by committee on Internal Management.

Assembly amendment 1 to **Assembly Bill 405** offered by Joint Committee on Finance.

Assembly amendment 2 to **Assembly Bill 759** offered by Joint Committee on Finance.

Assembly substitute amendment 2 to **Assembly Bill 785** offered by Representatives Litscher, Day and Thompson.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 1147** offered by Representative Munts.

Assembly amendment 1 to senate amendment 1 to **Assembly Bill 1220** offered by Representatives Hephner and McEssy.

Assembly amendment 2 to senate amendment 1 to **Assembly Bill 1220** offered by Representatives Schneider, Vanderperren, Groshek, Hephner, Hasenohrl, Barry, Bear, Litscher, Lallensack, Kincaid, Brist, Lato, Coggs, Kedrowski, Everson, Swoboda, Murray, Wood, Hanson, Day, Medinger, Fischer, Potter, Behnke, Roberts, Mohn, Plewa, Duren, Looby, Loftus, Andrea, Gerlach, Tesmer, Rogers and Clarenbach.

Assembly amendment 3 to senate amendment 1 to **Assembly Bill 1220** offered by Representatives Hephner and Rogers.

Assembly amendment 4 to senate amendment 1 to **Assembly Bill 1220** offered by Representatives Hephner and Rogers.

Assembly substitute amendment 2 to **Senate Bill 320** offered by Representative Day.

Assembly amendment 2 to **Senate Bill 627** offered by Representative Miller.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1294

Relating to making federal disability insurance benefit payments exempt from execution.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

By Representative Johnston.
To committee on Insurance and Banking.

Assembly Bill 1295

Relating to reimbursement to counties and municipalities by the department of transportation for highway work.

By Representative Vanderperren.
To committee on Highways.

Assembly Bill 1296

Relating to expanding the coverage of the fair employment law.

By Representative Clarenbach.
To committee on Labor.

Assembly Bill 1297

Relating to expanding the coverage of the fair housing law.

By Representative Clarenbach.
To committee on Judiciary.

Assembly Bill 1298

Relating to discrimination in public accommodations and discrimination by private groups who allow public use of their facilities.

By Representative Clarenbach.
To committee on Judiciary.

Assembly Bill 1299

Relating to creating a council on lupus erythematosis, establishing a program of financial assistance for victims of lupus erythematosis, granting rule-making authority and making an appropriation.

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

COMMUNICATION

State of Wisconsin
Department of State
Madison

To Whom It May Concern:

Dear Sir: Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Bill, Jt. Res. or Res. Chapter No. Publication date
Assembly Bill 383 ----- 205----- March 27, 1978

DOUGLAS LaFOLLETTE
Secretary of State

SPEAKER'S RULING

Point of Order Relating to Senate Amendment 1 to Assembly Bill 321

On March 7, 1978 the Representative from the 93rd Assembly District, Representative Schneider, raised the point of order that, under Assembly Rule 50, Assembly Amendment 1 to Senate Amendment 1 to 1977 Assembly Bill 321 is not germane and, thus, is not properly before the Assembly. In support of this point of order Representative Schneider pointed out that: (1) under Assembly Rule 50 (3) (e) "an amendment which negates the effect of another amendment previously adopted" is not germane; and (2) under Assembly Rule 50 (3) (f) "an amendment which substantially expands the scope of the proposal" is also not germane. The Chair took the point of order under advisement.

Background

Assembly Bill 321 would prohibit the expenditure of state and local government funds on abortions except for: (1) those abortions which are medically determined to be needed either to save the lives of the women involved or to protect them from grave physiological injuries; and (2) those abortions performed to terminate pregnancies caused by rape or incest. Senate Amendment 1 eliminates the "grave physiological injury" exception to this general funding prohibition. Assembly Amendment 1 to Senate Amendment 1, on the other hand, would amend the Senate Amendment to create a new exception for abortions performed to prevent "severe physiological injury." (Emphasis added.)

Assembly Rule 50 entitled "Germaneness of Amendments" is the principle rule governing the admissability of amendments in this house. Because the rule contains a good deal of broad, general and even somewhat conflicting language, the Chair is repeatedly called upon to interpret the rule's application to specific amendments. In determining the meaning of any rule, the Chair has attempted to favor the simplest construction consistent with the language of the

JOURNAL OF THE ASSEMBLY [March 28, 1978]

rule and its apparent intent, the language and intent of other related rules, the general status and purposes of the body of rules of which the rule under question is a part, and the general powers and responsibilities which have been given to this house. The case in point is no exception.

Findings

As Assembly Rule 94 points out, the Wisconsin Constitution grants to each house of the Legislature the power to establish its own rules of procedure. It follows, then, that assembly rules can only, and are intended to only, govern the proceedings of this house. Applying this principle to Assembly Rule 50, it further follows that this rule is intended to govern only the admissibility of Assembly amendments to proposals under consideration in the Assembly. This conclusion about the scope of the rule's applicability is also suggested by language found in the rule itself. Section (2) of the rule states that questions of germaneness raised under this rule "shall apply only to amendments originating in the Assembly"

Assembly Rule 50 (3) (e) provides that an amendment is not germane if it "negates the effect of another amendment previously adopted." Since Assembly Rule 50 as a whole is intended to govern only Assembly consideration of Assembly amendments, it seems reasonable to assume that where the rule refers to actions taken on amendments (such as "adoption") it likewise is intended to refer only to Assembly actions on such amendments. To construe this provision of the rule more broadly to prohibit the consideration of any Assembly amendment which would negate the effect of a previously adopted Senate amendment to the same proposal would be to interpret this rule in a way which could significantly restrict the ability of this house to disagree with Senate actions. The Chair can think of no plausible reason for so restricting the Assembly's authority and, for this reason, concludes that no such effect was ever intended. Instead of such a broad, far-reaching construction, the Chair believes the underlying intent of this portion of Assembly Rule 50 is much simpler and the same as that cited in previous rulings on Assembly Rule 50 (3) (c): to prevent the repeated consideration of amendments to a particular proposal which deal with the same issue, once the Assembly has made a conscious decision concerning the issue.

Accordingly, the Chair finds that Assembly Rule 50 (3) (e) is a prohibition only against the consideration of any Assembly amendment which would negate the effect of another previously

JOURNAL OF THE ASSEMBLY [March 28, 1978]

adopted Assembly amendment to the same proposal. Since the first argument raised by the Representative of the 93rd District is that the Assembly amendment would negate the effect of a Senate amendment, and since there is no Assembly amendment that would be negated, the Chair further finds that this argument in support of the point of order is not well taken.

The second argument made by the Representative from the 93rd District is that Assembly Amendment 1 to Senate Amendment 1 would significantly expand the scope of the proposal and, thus, is not germane under Assembly Rule 50 (3) (f). According to Assembly Rule 97 (61), the term "proposal" is a general term which refers to any proposition put before the Assembly for a determination. Since the only matter concerning Assembly Bill 321 which is presently before this house for a determination is Senate Amendment 1, in the opinion of the Chair, it is this amendment, not the bill itself, which must be viewed as the "proposal" contemplated by Assembly Rule 50. The question to be resolved, then, is whether or not Assembly Amendment 1 expands the scope of Senate Amendment 1. Because the Assembly and Senate Amendments clearly deal with the same subject matter, the Chair finds that the Assembly amendment does not expand the scope of the proposal before this house.

While not pointed out by the Representative from the 93rd, Rule 50 also prohibits the Assembly from considering any Assembly amendment "which is intended to accomplish a different purpose than that of the proposal to which it relates" The purpose of the proposal before us (Senate Amendment 1) is to delete certain language from Assembly Bill 321. The purpose of Assembly Amendment 1 to Senate Amendment 1 is to insert language in that proposal which is very similar to the language it would otherwise delete from the Assembly Bill. Consequently, in the opinion of the Chair, the intent of the Assembly amendment is to accomplish a purpose considerably different from the purpose of the proposal to which it relates. For this reason, albeit somewhat different than either of the arguments raised by the Representative of the 93rd District, the Chair rules well taken the point of order that Assembly Amendment 1 to Senate Amendment 1 to Assembly Bill 321 is not germane.

ED JACKAMONIS
Speaker

Abstract

Assembly Rule 50 (Germaneness of Amendments) applies only to

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Assembly amendments to proposals before the Assembly; A.R. 50 (3) (e) only prohibits an Assembly amendment which negates the effect of a previously adopted Assembly amendment to the same proposal; in the case of an Assembly Bill amended and returned by the Senate, "proposal" in Assembly Rule 50 means the Senate amendment or amendments.

SPEAKER'S RULING

Clarification of March 9 Ruling on the First Point of Order Concerning AB-656

On March 9, 1978, the Representative of the 44th Assembly District, Representative DeLong raised the point of order that 1977 Assembly Bill 656, a public employe retirement bill, was not properly before the Assembly because the requirements of s. 13.50 (a) and (b) of the Wisconsin Statutes governing state retirement fund legislation had not been fully complied with. Specifically, he maintained that this bill could not be considered by the Assembly at this time because the statutorily required report on the bill and its pending amendments had not yet been submitted by the Joint Survey Committee on Retirement Systems to the Assembly Chief Clerk.

In answer to the point of order, the Representative of the 85th Assembly District, Representative McClain, Co-Chairperson of the Joint Survey Committee on Retirement Systems, maintained that the report on the bill required by law had indeed been submitted, that subsequently the bill had been rereferred to the Committee to give it an opportunity to consider amendments offered after the Committee's original consideration on the bill, and that while the Committee had not submitted a report as described in the law on these amendments, such a report on amendments was optional and not in fact required by the law.

Representative DeLong and others responded by maintaining that a second report on the bill and its amendments was required because the bill had been rereferred to the Committee.

The Chair ruled the point of order not well taken.

Background

Section 13.50 (6) (a) and (b) of the Wisconsin Statutes reads as follows:

JOURNAL OF THE ASSEMBLY [March 28, 1978]

- (a) No bill or amendment thereto creating or modifying any system for, or making any provision for, the retirement of or payment of pensions to public officers or employes, shall be acted upon by the legislature until it has been referred to the joint survey committee on retirement systems and such committee has submitted a written report on the proposed bill. Such report shall pertain to the probable costs involved, the effect on the actuarial soundness of the retirement system and the desirability of such proposal as a matter of public policy.
- (b) No bill or amendment thereto creating or modifying any system for the retirement of public employes shall be considered by either house until the written report required by par. (a) has been submitted to the chief clerk. Each such bill shall then be referred to a standing committee of the house in which introduced. The report of the joint survey committee shall be printed as an appendix to the bill and attached thereto as are amendments.

Assembly Bill 656, an act 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 was referred to the Joint Survey Committee on Retirement Systems on April 14, 1977.

At the request of the Committee a substitute amendment to the proposal was drafted and introduced by the Assembly Co-Chairperson on August 21, 1977. The report required by s. 13.50 (6) (a) was written on the bill and this substitute amendment, was approved by a majority vote of all the Committee's members, and was subsequently transmitted to the Assembly on September 13, 1977.

Thereafter, the bill was referred, as required by law, to a standing committee in this House and then to the Joint Committee on Finance.

When the bill reached the floor of the Assembly on February 28, 1978, questions arose concerning the ability of the Assembly to act upon certain pending amendments which had been introduced after the Joint Survey Committee reported on the bill. The Chair advised those who asked that, in the Chair's opinion, the Assembly could not consider any such amendment to the bill if it would have a direct impact on a state retirement system because of the requirement in s. 13.50 (6) (a) of the statutes. The Chair further advised that since amendments "follow" the proposals to which they relate, and since there is no procedure for separately referring amendments to a committee, if the members wished to consider any amendments that

JOURNAL OF THE ASSEMBLY [March 28, 1978]

had not been offered before the bill left the Retirement Committee, the bill would have to be rereferred to that Committee. That action was subsequently taken.

The Committee then met on March 3, 1978 to consider the amendments then pending to the bill. At that meeting, it was decided not to submit a report on the amendments under s. 13.50 (6) (a) but rather to merely report on the members' support for, and opposition to, the amendments in a manner similar to that utilized by standing committees in this House. This "report" was subsequently transmitted along with the bill to the Assembly and the Chair then rereferred the bill to the calendar.

Findings

While the language of s. 13.50 (6) (a) and (b) is not as clear as it perhaps ought to be, the Chair is convinced that the basic requirements of this statute can be clearly discerned by a careful reading of its language.

Clearly, the statute requires: (1) that any bill or amendment "creating or modifying any system for, or making any provision for, the retirement of or payments of pensions to public officers or employes" must be submitted to the Joint Survey Committee before it can be acted upon by either House of the Legislature; (2) that no such bill can be acted upon by either house until the "committee has submitted a written report on the proposed bill"; and (3) that such written report on any such bill must "pertain to the probable costs involved, the effect on the actuarial soundness of the retirement system and the desirability of such proposal as a matter of public policy."

The fact that the statute is silent on the question of written reports on amendments is significant and can only lead to one conclusion: while both retirement bills and retirement amendments must be referred to the Joint Survey Committee before they can be acted upon by either House of the Legislature, the written report described in the law is only required on bills.

This same conclusion was reached in a Senate ruling on October 10, 1973 (1973, Senate Journal, page 1691) and a Senate ruling on November 9, 1977 (1977, Senate Journal, pages 1401-1403).

That such a report on AB-656 has not been properly written, approved and submitted to the Assembly has not been maintained by the Representative of the 44th District. Consequently, the Chair does not find persuasive the argument that the bill is not properly

JOURNAL OF THE ASSEMBLY [March 28, 1978]

before the Assembly because the Committee did not submit a report as described in s. 13.50 (6) (a) on the bill's amendments. As far as amendments are concerned, in the opinion of the Chair, such reports are clearly optional.

As to the argument that the bill requires a second report as described in s. 13.50 (6) (a) because it was rereferred to committee, the Chair can only say it knows of no provision of law or the rules which imposes, or can be inferred to impose, any such requirement.

All of the legal requirements having been met, the Chair finds the point of order not well taken.

ED JACKAMONIS

Speaker

Abstract

Amendments affecting state retirement systems must be referred to the Joint Survey Committee prior to action by either House of the Legislature; because there is no procedure in the Assembly for referring such amendments to the Committee independently of the proposal to which they relate, in the case of amendments offered after a bill has left that Committee, rereferral is the only means of meeting this requirement; the Committee may, but need not, report on such amendments in the same manner as it **must** report on bills; in the case of rereferrals to the Committee, the Committee **need not** transmit a second report on the bill or any of its amendments.

COMMITTEE REPORTS

The committee on Enrolled Bills reports and recommends:

Assembly Bill 811

Assembly Bill 1111

Correctly enrolled.

GERVASE HEPHNER

Chairperson

JOURNAL OF THE ASSEMBLY [March 28, 1978]

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

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

Senate Bill 301

Senate Bill 408

Senate Bill 683

Senate Bill 693

Senate Bill 698

Senate Bill 731

Concurred in:

Assembly amendment 1 to Senate Joint Resolution 22

Assembly Joint Resolution 82

Assembly Joint Resolution 93

Assembly Bill 199

Assembly Bill 368

Concurred in as amended:

Assembly Bill 349 (Senate amendments 12, 13, 16, 17 and 18 adopted)

ACTION ON THE SENATE MESSAGE

Senate Bill 301

Relating to regulating the collecting and recycling of waste oil, making appropriations, granting rule-making authority and providing penalties.

By Senators Murphy, Parys, Lorge, Sensenbrenner, Berger, Theno, Petri, Chilsen, McCallum, Cullen, Harnisch, Frank, Flynn, Thompson, Van Sistine, Swan, Maurer, Goyke, Braun and Peloquin; co-sponsored by Representatives Snyder, Roth, Schmidt, Lewis, Lewison, Dorff, Metz, Byers, Menos, Shabaz, Tregoning, Andrea, Pabst, Coggs, Flintrop, Rutkowski, Klicka, Lallensack, Lato, Duren, Hanson, Plewa, Bear, Mohn, Looby, Kirby, Conradt, Barczak, Murray, Lingren, Rogers, Tesmer, Clarenbach, McClain, Roberts, Otte, Wahner, Ferrall, Day, Dueholm, Potter, Behnke, Tuczynski, Tropman, Litscher, Ellis, Engeleiter, Travis, Gunderson, Donoghue, Quackenbush, Bradley, Kincaid, Luckhardt and Merkt.

To committee on Environmental Protection.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Senate Bill 408

Relating to establishing multipurpose centers for displaced homemakers, granting rule-making authority and making an appropriation.

By Senator Thompson.

To committee on Health and Social Services.

Senate Bill 683

Relating to expanding the coverage of the prohibition against age discrimination.

By Senators Offner, Adelman, Flynn and Cullen; co-sponsored by Representatives McClain, Munts, Loftus, Kincaid and Clarenbach.

To committee on Judiciary.

Senate Bill 693

Relating to licensing requirements under the motor vehicle salvage dealer law.

By Senators Goyke, McCallum, and Swan; co-sponsored by Representatives Groshek, Barczak, McEssy, Vanderperren, and Conradt.

To Calendar.

Senate Bill 698

Relating to authorization for the department of health and social services to approved limited use of experimental private domestic sewage treatment and disposal systems during the next five years.

By Senators Murphy, Chilsen, Adelman, Lasee, Keppler and Cullen.

To committee on Environmental Protection.

Senate Bill 731

Relating to installation of braille numerals and letters on elevators in places of employment and public buildings.

By Senator Ripser, by request of the third grade class of Orchard Ridge Elementary School in Madison.

To calendar.

Assembly Bill 349

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

By Representatives Munts, Johnston, Ferrall, Rutkowski, Tuczynski, Brist, Engeleiter, Wahner, Metz, Day, McClain, Quackenbush, Schmidt, Tropman, Elconin, Kedrowski, Lee, Leopold, Lingren, Plewa, Coggs, Loftus, Potter, Clarenbach, Litscher, Flintrop, Bear, Barry, Ausman, Gunderson, Donoghue,

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Byers, Travis, Soucie and Miller, co-sponsored by Senators Adelman, Maurer, Radosevich, Flynn, Offner, Braun, Berger, VanSistine, Goyke, Morrison, Petri, McKenna and Bablitch, by request of The Ethics Board.

To Calendar.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

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

Senate Bill 705

Concurred in:

**Assembly Bill 492
Assembly Bill 1040
Assembly Bill 1069
Assembly Bill 1124**

Concurred in as amended:

Assembly substitute amendment 2 to Senate Bill 71 (Senate amendment 1 adopted)

Assembly Bill 1077 (Senate amendments 3, 5 and 6 adopted)

Assembly Bill 1119 (Senate amendment 1 adopted)

Assembly Bill 1220 (Senate amendment 7 to senate amendment 1 and senate amendment 1 adopted; senate amendments 2 and 4 to senate amendment 49 and senate amendment 49 adopted)

Concurred in committee of conference reports on:

**Senate Bill 72
Senate Bill 199**

Adopted and asks concurrence in the committee of conference report on:

**Assembly Bill 468
Assembly Bill 868**

ACTION ON THE SENATE MESSAGE

Senate Bill 71

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

JOURNAL OF THE ASSEMBLY [March 28, 1978]

By Senators Harnisch, Goyke, Martin, Van Sistine, Cullen and Morrison; co-sponsored by Representative Litscher, by request of the Snowmobile Recreational Council.

To Calendar.

Assembly Bill 1077

Relating to requiring the department of agriculture, trade and consumer protection to prepare an agricultural impact statement on certain actual or proposed public projects, changing certain aspects of recovery of costs in certain condemnation actions and making other changes in the law on eminent domain.

By Legislative Council.

To Calendar.

Assembly Bill 1119

Relating to issuance of fermented malt beverage or intoxicating liquor licenses to corporations, and issuance, the effect and requiring the obtainment of a manager's license, and providing a penalty.

By Representative Dorff.

To Calendar.

Senate Bill 705

Relating to collective bargaining units consisting of supervisors and providing a penalty.

By Senators Kleczka, Risser, Parys, Bablitch, Goyke, Berger, Van Sistine, Swan, Radosevich, Dorman, Maurer, Thompson, Flynn, McKenna, Petri, Offner, Keppler, McCallum, Lasee and Cullen.

To committee on Education.

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.

By Joint Committee on Finance, by request of Acting Governor Martin J. Schreiber.

Representative Wahner asked unanimous consent that **Assembly Bill 1220** be taken from the senate message and made a special order of business at 10:01 A.M. on Wednesday, March 29. Granted.

Assembly Bill 468

Relating to authorizing the issuance of senior citizen recreation cards permitting free fishing, small game hunting and admission to state parks.

By committee on Natural Resources.

To Calendar.

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.

By Representatives Flintrop, Munts, Dandeneau, Plewa, Metz, Fischer, Hasenohrl, Soucie, Vanderperren, Early, Otte, Roberts, Kirby, Wahner, Ferrall, Hanson, Dueholm, Barczak, Loftus, Bear, Duren, Gerlach, Lee, Leopold, Rutkowski, Lallensack, Ellis, Ausman, Bradley, Rooney, Elconin, Norquist, McClain, Medinger, Mohn, Everson, Litscher, Clarenbach, Kedrowski, Miller, Tropman and Rogers.

To Calendar.

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

Representative Clarenbach asked unanimous consent to be recorded as voting "Aye" on concurrence in **Senate Bill 142**. Granted.

Assembly Bill 576

Relating to permitting wardens to operate department vehicles without headlights at night for law enforcement.

The question was: Shall senate amendment 1 to **Assembly Bill 576** be concurred in?

Motion carried.

Representative Shabaz moved nonconcurrence in senate amendment 2 to **Assembly Bill 576**.

The question was: Shall senate amendment 2 to **Assembly Bill 576** be nonconcurred in?

The roll was taken.

The result follows:

Ayes -- Coggs, DeLong, Duren, Ellis, Ferrall, Goodrich, Gower, Kedrowski, Kincaid, Klicka, Lewison, Luckhardt, Miller, Olson, Shabaz, Snyder and Tuczynski -- 17.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Conradt, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Dueholm, Engeleiter, Everson, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Harsdorf,

JOURNAL OF THE ASSEMBLY [March 28, 1978]

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

Absent or not voting -- None.

Motion failed.

The question was: Shall senate amendment 2 to **Assembly Bill 576** be concurred in?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 576** be immediately messaged to the senate. Granted.

Assembly Bill 610

Relating to regulating health spa contracts, granting rule-making authority and providing a penalty.

Assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 610** offered by Representative Shabaz.

Representative Soucie moved rejection of assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 610**.

The question was: Shall assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 610** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 58.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Noes -- Andrea, Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning and Wood -- 40.

Absent or not voting -- None.

Motion carried.

The question was: Shall senate substitute amendment 1 to **Assembly Bill 610** 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, Ducholm, Duren, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, McClain, McEssy, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Thompson, Travis, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 85.

Noes -- Ellis, Hauke, Johnston, Klicka, Lewis, Luckhardt, Matty, Merkt, Opitz, Roth, Shabaz, Snyder and Tregoning -- 13.

Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 610** be immediately messaged to the senate. Granted.

Assembly Bill 1075

Relating to juries and providing penalties.

The question was: Shall senate amendment 1 to **Assembly Bill 1075** be concurred in?

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Motion carried.

Representative Shabaz moved nonconcurrency in senate amendment 2 to **Assembly Bill 1075**.

The question was: Shall senate amendment 2 to **Assembly Bill 1075** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Andrea, Bradley, Conradt, DeLong, Ellis, Engeleiter, Goodrich, Gower, Hephner, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Merkt, Murray, Olson, Opitz, Porter, Roth, Shabaz, Snyder, Thompson and Tregoning -- 25.

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

Absent or not voting -- None.

Motion failed.

The question was: Shall senate amendment 2 to **Assembly Bill 1075** be concurred in?

Motion carried.

The question was: Shall senate amendment 4 to **Assembly Bill 1075** be concurred in?

Motion carried.

The question was: Shall senate amendment 5 to **Assembly Bill 1075** be concurred in?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 1075** be immediately messaged to the senate. Granted.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Assembly Bill 898

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

The question was: Shall senate amendment 1 to **Assembly Bill 898** be concurred in?

Motion carried.

Representative Shabaz moved nonconcurrence in senate amendment 2 to **Assembly Bill 898**.

Speaker pro tempore Kedrowski in the chair.

The question was: Shall senate amendment 2 to **Assembly Bill 898** be nonconcurred in?

The roll was taken.

The result follows:

Ayes -- Ausman, Byers, Day, DeLong, Donoghue, Duren, Engleiter, Goodrich, Gower, Gunderson, Hanson, Harsdorf, Hephner, Johnston, Klicka, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Murray, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis, Tregoning and Ward -- 35.

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

Absent or not voting -- None.

Motion failed.

The question was: Shall senate amendment 2 to **Assembly Bill 898** be concurred in?

Motion carried.

Representative Shabaz moved nonconcurrence in senate amendment 3 to **Assembly Bill 898**.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

The question was: Shall senate amendment 3 to **Assembly Bill 898** be nonconcurring in?

The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conradt, Czerwinski, DeLong, Duren, Goodrich, Gower, Hephner, Shabaz, Snyder and Thompson -- 12.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Dandeneau, Day, Donoghue, Dorff, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, 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, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 85.

Absent or not voting -- Ducholm -- 1.

Motion failed.

The question was: Shall senate amendment 3 to **Assembly Bill 898** be concurred in?

Motion carried.

The question was: Shall senate amendment 4 to **Assembly Bill 898** be concurred in?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 898** be immediately messaged to the senate. Granted.

Speaker Jackamonis in the chair.

MOTIONS

Representative Shabaz moved reconsideration of the vote by which assembly amendment 5 to **Senate Bill 650** was rejected. Entered.

Representative Medinger moved reconsideration of the vote by which **Senate Bill 326** was nonconcurrent in. Entered.

Representative Looby asked unanimous consent that **Senate Bill 694** be taken from the table and placed at the foot of the twelfth order of business on the calendar of Tuesday, March 28.

Representative Shabaz objected.

Representative Looby moved that **Senate Bill 694** be taken from the table and placed at the foot of the twelfth order of business on the calendar of Tuesday, March 28.

The question was: Shall **Senate Bill 694** be taken from the table and placed at the foot of the twelfth order of business on the calendar of Tuesday, March 28?

The roll was taken.

The result follows:

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

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

Absent or not voting -- None.

Motion carried.

Representative Groshek moved reconsideration of the vote by which assembly amendment 5 to **Senate Bill 568** was rejected. Entered.

Representative Duren moved reconsideration of the vote by which assembly amendment 6 to **Senate Bill 650** was adopted. Entered.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Representative Duren moved that **Assembly Bill 255** be withdrawn from the committee on Judiciary and placed on the calendar of Tuesday, March 28.

Representative Shabaz asked unanimous consent that the rules be suspended and that **Assembly Bill 255** be withdrawn from the committee on Judiciary and referred to the Joint Committee on Finance.

Representative Kedrowski objected.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 255** be withdrawn from the committee on Judiciary and referred to the Joint Committee on Finance. Granted.

Representative Roth asked unanimous consent that the rules be suspended and that **Assembly Bill 255** be withdrawn from the Joint Committee on Finance and taken up at this time.

Representative Ferrall objected.

Representative Roth moved that the rules be suspended and that **Assembly Bill 255** be withdrawn from the Joint Committee on Finance and taken up at this time.

The question was: Shall the rules be suspended and **Assembly Bill 255** be withdrawn from the Joint Committee on Finance and taken up at this time?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bradley, Byers, Conradt, DeLong, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Goodrich, Gower, Gunderson, Hanson, Harsdorf, Hasenohrl, Hephner, Johnston, Klicka, Lallensack, Leopold, Lewison, Lorman, Luckhardt, Matty, Menos, Merkt, Murray, Olson, Pabst, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Swoboda, Travis, Tregoning and Vanderperren -- 42.

Noes -- Andrea, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Cogs, Czerwinski, Dandeneau, Day, Donoghue, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Lewis, Lingren, Litscher, Loftus, Looby, McClain, McEssy, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Opitz, Otte, Plewa, Porter, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Thompson, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 56.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Absent or not voting -- None.

Motion failed.

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

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

The assembly stood recessed.

12:20 P.M.

RECESS

2:05 P.M.

The assembly reconvened.

Speaker pro tempore Kedrowski in the chair.

CALL OF THE ASSEMBLY

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

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

The chief clerk called the roll.

Members absent with leave - None.

Members absent without leave - Hauke, Matty and Ward.

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

CALENDAR OF FRIDAY, MARCH 24, 1978

Assembly Bill 300

Relating to service on statutory bodies by members of the legislature, and reimbursement of legislators for actual and necessary expenses.

The question was: Shall the vote by which senate substitute amendment 1 to **Assembly Bill 300** was concurred in be reconsidered?

JOURNAL OF THE ASSEMBLY [March 28, 1978]

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Bradley, Byers, Conrad, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Harsdorf, Hephner, Johnston, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis and Tregoning -- 41.

Noes -- Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 57.

Absent or not voting -- None.

Motion failed.

Senate Bill 484

Relating to classification and certification procedure in county civil service systems.

Speaker Jackamonis in the chair.

The question was: Shall the vote by which **Senate Bill 484** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Bradley, Byers, Coggs, Conrad, DeLong, Donoghue, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hauke, Hephner, Klicka, Lallensack, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Matty, Merkt, Metz, Mohn, Murray, Olson, Opitz, Pabst, Porter, Rooney, Roth, Schmidt, Schneider, Shabaz, Snyder, Tesmer, Thompson, Travis, Tregoning, Vanderperren and Wood -- 47.

Noes -- Ausman, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl,

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Menos, Miller, Moody, Munts, Norquist, Otte, Plewa, Potter, Quackenbush, Roberts, Rogers, Rutkowski, Soucie, Swoboda, Tuczynski, Wahner, Ward and Mr. Speaker -- 51.

Absent or not voting -- None.

Motion failed.

Representative Tesmer moved nonconcurrency in **Senate Bill 484**.

The question was: Shall **Senate Bill 484** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Barczak, Bradley, Byers, Conradt, DeLong, Donoghue, Duren, Ellis, Goodrich, Gower, Gunderson, Hauke, Hephner, Klicka, Lallensack, Lewis, Lewison, Litscher, Lorman, Luckhardt, McEssy, Menos, Merkt, Mohn, Murray, Olson, Opitz, Porter, Rogers, Rooney, Roth, Schmidt, Shabaz, Snyder, Tesmer, Thompson, Travis, Tregoning and Wood -- 39.

Noes -- Andrea, Ausman, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Harsdorf, Hasenohrl, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, McClain, Matty, Medinger, Metz, Miller, Moody, Munts, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rutkowski, Schneider, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 59.

Absent or not voting -- None.

Motion failed.

The question was: **Senate Bill 484** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Ausman, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Harsdorf, Hasenohrl, Johnson, Johnston,

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Looby, McClain, Matty, Medinger, Metz, Miller, Moody, Munts, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 65.

Noes -- Andrea, Barczak, Byers, DeLong, Donoghue, Duren, Ellis, Goodrich, Gower, Gunderson, Hauke, Hephner, Klicka, Lato, Litscher, Lorman, Luckhardt, McEssy, Menos, Merkt, Mohn, Murray, Olson, Opitz, Porter, Rogers, Roth, Shabaz, Snyder, Tesmer, Thompson, Travis and Tregoning -- 33.

Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 484** be immediately messaged to the senate.

Representative Barczak objected.

Representative Wahner moved that the rules be suspended and that **Senate Bill 484** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Senate Bill 484** be immediately messaged to the senate?

The roll was taken.

The result follows:

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

Noes -- Ausman, Barczak, Byers, DeLong, Donoghue, Duren, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Harsdorf, Hauke, Johnston, Klicka, Litscher, Lorman, Luckhardt, McEssy, Matty, Merkt, Mohn, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Tesmer, Thompson, Travis and Tregoning -- 34.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Absent or not voting -- None.

Motion failed.

Representative Wahner moved reconsideration of the vote by which **Senate Bill 484** was concurred in. Entered.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

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

Assembly substitute amendment 1 to Senate Bill 210
Assembly substitute amendment 1 to Senate Bill 256
Assembly amendment 1 to Senate Bill 258
Assembly amendments 1, 7, 16, 18 and 26 to Senate Bill 286
Assembly amendment 1 to Senate Bill 384
Assembly substitute amendment 1 to Senate Bill 392
Assembly amendments 1, 2, 3 and 4 to Senate Bill 422
Assembly amendment 1 to Senate Bill 467
Assembly amendment 1 to Senate Bill 524
Assembly amendments 1, 2 and 3 to Senate Bill 563
Assembly amendment 1 to Senate Bill 710
Assembly Joint Resolution 65
Assembly Joint Resolution 69
Assembly Bill 112
Assembly Bill 220
Assembly Bill 889
Assembly Bill 947
Assembly Bill 1031
Assembly Bill 1081
Assembly Bill 1099
Assembly Bill 1103
Assembly Bill 1130
Assembly Bill 1170
Assembly Bill 1223

Concurred in as amended:

Assembly substitute amendment 3 to Senate Bill 195 (Senate amendments 1, 3 and 9 to assembly substitute amendment 3 adopted)

Assembly Bill 944 (Senate amendments 1, 2 and 3 adopted)

Assembly Bill 1004 (Senate amendment 1 adopted)

Nonconcurred in:

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Assembly Joint Resolution 75 Assembly Bill 338

Agrees to a Committee of Conference on **Senate Bill 292** and appoints Senators Thompson, Harnisch and Sensenbrenner as conferees on its part.

Adheres to its position on senate amendment 4 to **Assembly Bill 353**, requests a Committee of Conference and appoints Senators Berger, Flynn and Petri as conferees on its part.

Adheres to its position on senate amendment 1 to **Assembly Bill 713**, requests a Committee of Conference and appoints Senators Parys, Goyke and Petri as conferees on its part.

Adheres to its position on senate amendment 1 to **Assembly Bill 967**, requests a Committee of Conference and appoints Senators Flynn, Berger and Petri as conferees on its part.

ACTION ON THE SENATE MESSAGE

Senate Bill 195

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

By Senators Risser, Dorman, Braun, Radosevich, Maurer, Van Sistine and McCallum; co-sponsored by Representative Munts, by request of the Health Policy Council.

To Calendar.

Assembly Bill 944

Relating to the registration of mobile meat processors and granting rule-making authority.

By Representatives Mohn, Vanderperren and Litscher, co-sponsored by Senators Thompson, McKenna and Radosevich.

To Calendar.

Assembly Bill 1004

Relating to creating a waterways commission, establishing boating facilities and boating safety assistance programs, granting rule-making authority and making an appropriation.

By Representatives Rooney, Andrea, Kedrowski, Roth, Bradley, Murray, Czerwinski, Kirby, Elconin, Vanderperren, Otte, Wahner, McClain, Kincaid, Plewa, Lallensack, Tesmer, Menos, Byers, Pabst, Medinger, Munts, Mohn, Clarenbach, Roberts, Schneider, Dorff, Moody, Rogers, Matty, Dandeneau, Olson, Gerlach, Gunderson,

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Dueholm, Thompson, Hanson, Porter, Schricker, Opitz, Lewison, Engeleiter, Behnke, McEssy, Norquist, DeLong, Hauke, Flintrop, Brist, Johnson, Everson, Litscher, Barry, Hasenohrl, Potter, Looby, Wood, Lato, Swoboda, Conradt, Donoghue, Coggs, Barczak, Groshek, Ferrall, Metz, Loftus, Soucie, Leopold, Lee, Lingren, Lewis, Klicka, Tuczynski, Rutkowski, Johnston, Merkt, Ellis and Schmidt, co-sponsored by Senators Maurer, Dorman, Chilsen, Berger and Cullen.

To Calendar.

Assembly Bill 353

Relating to establishing a natural gas conservation program including prohibiting pilot lights, requiring utility-sponsored consumer education programs and prohibiting nonessential uses of natural gas under the public service commission, granting rule-making authority and providing a penalty.

By Representatives Munts, Jackamonis, Dandeneau, Metz, Kirby, Wahner, Kedrowski, Flintrop, Byers, Fischer, Loftus, Clarenbach, Schricker, McClain, Soucie, Lee, Andrea, Norquist, Groshek, Rutkowski, Hasenohrl, Tuczynski, Tropman, Wood, Murray, Lallensack and Engeleiter, co-sponsored by Senators Flynn, Berger, Risser, Sensenbrenner, McKenna, Harnisch, Braun, Morrison, McCallum, Keppler, Offner, Cullen, Bablitch, Radosevich and Adelman, by request of Governor Patrick J. Lucey.

The speaker appointed Representatives Munts, Brist and Lee as conferees on the part of the assembly on **Assembly Bill 353**.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 353** be immediately messaged to the senate. Granted.

Assembly Bill 713

Relating to defining and regulating mopeds, placing mopeds for certain purposes under the laws regulating bicycles instead of motor-driven cycles, and providing penalties.

By Committee on Highways.

The speaker appointed Representatives Vanderperren, Kirby and Klicka as conferees on the part of the assembly on **Assembly Bill 713**.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 713** be immediately messaged to the senate. Granted.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Assembly Bill 967

Relating to various banking changes and granting rule-making authority.

By Representatives Hanson, Rooney, Ward, Dorff, Andrea, Pabst, Tregoning and Tuczynski.

The speaker appointed Representatives Hanson, Andrea and Thompson as conferees on the part of the assembly on **Assembly Bill 967**.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 967** be immediately messaged to the senate. Granted.

Senate Bill 688

Relating to the authority of municipalities to finance industrial projects.

The question was: Shall the vote by which **Senate Bill 688** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Ausman, Becker, Bradley, Byers, DeLong, Donoghue, Dueholm, Ellis, Engeleiter, Gerlach, Goodrich, Gower, Gunderson, Harsdorf, Johnston, Klicka, Lewis, Lingren, Lorman, Luckhardt, Matty, Merkt, Metz, Miller, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis and Tregoning -- 35.

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

Absent or not voting -- None.

Motion failed.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Representative Shabaz moved that **Senate Bill 688** be referred to the committee on Tourism and Economic Development.

The question was: Shall **Senate Bill 688** be referred to the committee on Tourism and Economic Development?

The roll was taken.

The result follows:

Ayes -- Ausman, Byers, DeLong, Donoghue, Dueholm, Ellis, Engleiter, Ferrall, Fischer, Gerlach, Goodrich, Gower, Gunderson, Harsdorf, Johnston, Klicka, Lewis, Lingren, Lorman, Luckhardt, Matty, Merkt, Metz, Miller, Norquist, Olson, Opitz, Porter, Quackenbush, Roth, Shabaz, Snyder, Thompson, Travis and Tregoning -- 35.

Noes -- Andrea, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Clarenbach, Cogg, Conradt, Czerwinski, Dandeneau, Day, Dorff, Duren, Everson, Flintrop, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Litscher, Loftus, Looby, McClain, McEssy, Medinger, Menos, Mohn, Moody, Munts, Murray, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 63.

Absent or not voting -- None.

Motion failed.

Representative Goodrich moved nonconcurrency in **Senate Bill 688**.

The question was: Shall **Senate Bill 688** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Ausman, Becker, Byers, DeLong, Donoghue, Dueholm, Ellis, Engleiter, Everson, Fischer, Gerlach, Goodrich, Gower, Gunderson, Harsdorf, Johnston, Klicka, Lewis, Lingren, Litscher, Lorman, Luckhardt, Matty, Merkt, Norquist, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis and Tregoning -- 36.

Noes -- Andrea, Barczak, Barry, Bear, Behnke, Bradley, Brist, Broydrick, Clarenbach, Cogg, Conradt, Czerwinski, Dandeneau,

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Day, Dorff, Duren, Ferrall, Flintrop, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Loftus, Looby, McClain, McEssy, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 62.

Absent or not voting -- None.

Motion failed.

Representative Ferrall in the chair.

The question was: **Senate Bill 688** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Bradley, Brist, Broydrick, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, Dorff, Duren, Ferrall, Flintrop, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Loftus, Looby, McClain, McEssy, Medinger, Menos, Metz, Mohn, Moody, Munts, Murray, Otte, Pabst, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 60.

Noes -- Ausman, Becker, Byers, DeLong, Donoghue, Dueholm, Ellis, Engeleiter, Everson, Fischer, Gerlach, Goodrich, Gower, Gunderson, Harsdorf, Johnston, Klicka, Lewis, Lingren, Litscher, Lorman, Luckhardt, Matty, Merkt, Miller, Norquist, Olson, Opitz, Porter, Quackenbush, Rogers, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis and Tregoning -- 38.

Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 688** be immediately messaged to the senate.

Representative Goodrich objected.

Representative Wahner moved that the rules be suspended and that **Senate Bill 688** be immediately messaged to the senate.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

The question was: Shall the rules be suspended and **Senate Bill 688** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, Dorff, Duren, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 69.

Noes -- Ausman, Becker, Broydrick, DeLong, Donoghue, Dueholm, Ellis, Goodrich, Gower, Harsdorf, Johnston, Klicka, Lewis, Lorman, Luckhardt, McEssy, Matty, Merkt, Norquist, Olson, Opitz, Porter, Quackenbush, Roth, Shabaz, Snyder, Thompson, Travis and Tregoning -- 29.

Absent or not voting -- None.

Motion carried.

CALENDAR OF MONDAY, MARCH 27, 1978

Senate Bill 322

Relating to permitting credit unions to levy maintenance charges on dormant accounts.

Speaker Jackamonis in the chair.

POINT OF ORDER

Representative Travis rose to the point of order that **Senate Bill 322** required a two-thirds vote of all elected members because it was a general banking law under Article XI, Section 4 of the Wisconsin Constitution.

The speaker ruled the point of order not well taken based on past precedents in judicial decisions, opinions of the attorney general and rulings of the chair.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Representative Ferrall in the chair.

The question was: Shall the vote by which **Senate Bill 322** was concurred in be reconsidered?

The roll was taken.

The result follows:

Ayes -- Becker, Broydrick, Clarenbach, DeLong, Ducholm, Duren, Ellis, Goodrich, Gower, Harsdorf, Kedrowski, Kirby, Klicka, Lee, Leopold, Lorman, Luckhardt, Merkt, Metz, Miller, Moody, Norquist, Porter, Roth, Rutkowski, Schneider, Shabaz, Snyder, Soucie, Tesmer, Thompson, Travis, Tregoning, Tuczynski and Mr. Speaker -- 35.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Conradt, Czerwinski, Dandeneau, Day, Donoghue, Dorff, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kincaid, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, McClain, McEssy, Matty, Medinger, Menos, Mohn, Munts, Murray, Olson, Opitz, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Schmidt, Swoboda, Vanderperren, Wahner, Ward and Wood -- 62.

Absent or not voting -- Coggs -- 1.

Motion failed.

Assembly Bill 1046

Relating to application of civil service law to certain law enforcement and fire fighting personnel.

The question was: Shall the vote by which **Assembly Bill 1046** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hephner, Johnston, Kedrowski, Klicka, Lallensack, Lewis, Lewison, Loftus, Lorman, Luckhardt, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schneider, Shabaz, Snyder, Tesmer, Thompson, Travis and Tregoning -- 42.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Noes -- Andrea, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Everson, Ferrall, Flintrop, Hasenohrl, Hauke, Johnson, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Looby, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 86.

Absent or not voting -- None.

Motion failed.

Representative Shabaz moved indefinite postponement of **Assembly Bill 1046**.

The question was: Shall **Assembly Bill 1046** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Ausman, Barry, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Ellis, Engeleiter, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Johnston, Kedrowski, Klicka, Lewis, Lewison, Litscher, Loftus, Lorman, Luckhardt, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Rutkowski, Schmidt, Shabaz, Snyder, Tesmer, Thompson, Travis and Tregoning -- 42.

Noes -- Andrea, Barczak, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Dueholm, Duren, Everson, Ferrall, Flintrop, Hauke, Hephner, Johnson, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Looby, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Schneider, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 55.

Absent or not voting -- Lallensack -- 1.

Motion failed.

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

Representative Thompson moved that **Assembly Bill 1046** be laid on the table.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

The question was: Shall **Assembly Bill 1046** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Barry, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Ellis, Engeleiter, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hephner, Johnston, Kedrowski, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Loftus, Lorman, Luckhardt, McClain, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Tesmer, Thompson, Travis and Tregoning -- 43.

Noes -- Andrea, Barczak, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Dueholm, Duren, Everson, Ferrall, Flintrop, Hanson, Hasenohrl, Hauke, Johnson, Kincaid, Kirby, Lee, Leopold, Lingren, Looby, McEssy, Matty, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 55.

Absent or not voting -- None.

Motion failed.

The question was: **Assembly Bill 1046** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Bear, Becker, Behnke, Broydrick, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Dorff, Dueholm, Duren, Everson, Ferrall, Flintrop, Hasenohrl, Hauke, Johnson, Kincaid, Kirby, Lee, Leopold, Lingren, Looby, Lorman, McEssy, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 51.

Noes -- Ausman, Barry, Bradley, Brist, Byers, Day, DeLong, Donoghue, Ellis, Engeleiter, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hephner, Johnston, Kedrowski, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Loftus, Luckhardt, McClain, Matty, Merkt, Olson, Opitz, Porter,

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Quackenbush, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Tesmer, Thompson, Travis and Tregoning -- 46.

Absent or not voting -- Barczak -- 1.

Motion carried.

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

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

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

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 1046** be immediately messaged to the senate.

Representative Thompson objected.

Representative Wahner moved that the rules be suspended and that **Assembly Bill 1046** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Bill 1046** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dorff, Ducholm, Duren, Everson, Ferrall, Flintrop, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 60.

Noes -- Ausman, Barry, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Ellis, Engeleiter, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Johnston, Klicka, Lallensack, Lewis, Lewison, Litscher, Lorman, Luckhardt, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Tesmer, Thompson, Travis and Tregoning -- 38.

Absent or not voting -- None.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Motion failed.

Representative Wahner moved reconsideration of the vote by which **Assembly Bill 1046** was passed. Entered.

Senate Bill 568

Relating to exploration leases and conveyances of mineral interests.

The question was: Shall the vote by which **Senate Bill 568** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Dueholm, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hephner, Johnston, Klicka, Lallensack, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Roberts, Rogers, Roth, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis, Tregoning, Vanderperren and Ward -- 46.

Noes -- Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hauke, Johnson, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Rooney, Rutkowski, Schneider, Soucie, Tesmer, Tuczynski, Wahner, Wood and Mr. Speaker -- 52.

Absent or not voting -- None.

Motion failed.

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

Representative Shabaz moved that **Senate Bill 568** be laid on the table.

The question was: Shall **Senate Bill 568** be laid on the table?

The roll was taken.

The result follows:

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Ayes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hephner, Johnston, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis, Tregoning and Ward -- 36.

Noes -- 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, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 62.

Absent or not voting -- None.

Motion failed.

The question was: **Senate Bill 568** having been read three times, shall the bill be concurred in?

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, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, 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, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis, Tregoning and Vanderperren -- 33.

Absent or not voting -- None.

Motion carried.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 568** be immediately messaged to the senate.

Representative Shabaz objected.

Representative Wahner moved that the rules be suspended and that **Senate Bill 568** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Senate Bill 568** be immediately messaged to the senate?

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, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, 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, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis, Tregoning and Vanderperren -- 33.

Absent or not voting -- None.

Motion failed.

Representative Wahner moved reconsideration of the vote by which **Senate Bill 568** was concurred in. Entered.

Senate Bill 650

Relating to leaves for qualified prison inmates and granting rule-making authority.

The question was: Shall the vote by which **Senate Bill 650** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Ayes -- Andrea, Barczak, Barry, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Everson, Goodrich, Gower, Groshek, Hanson, Harsdorf, Hephner, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rooney, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis and Tregoning -- 44.

Noes -- Ausman, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Ducholm, Duren, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 54.

Absent or not voting -- None.

Motion failed.

Representative Thompson moved that **Senate Bill 650** be laid on the table.

The question was: Shall **Senate Bill 650** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Everson, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hephner, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Shabaz, Snyder, Tesmer, Thompson, Tregoning and Vanderperren -- 48.

Noes -- Ausman, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Ducholm, Duren, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, Lorman, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rutkowski, Schneider, Soucie, Swoboda, Travis, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 49.

Absent or not voting -- McClain -- 1.

Motion failed.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

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

Representative Shabaz moved nonconcurrency in **Senate Bill 650**.

The question was: Shall **Senate Bill 650** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Everson, Goodrich, Gower, Groshek, Hanson, Harsdorf, Hauke, Hephner, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rooney, Roth, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis and Tregoning -- 45.

Noes -- Ausman, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Duren, Ferrall, Fischer, Flintrop, Gerlach, Gunderson, Hasenohrl, Johnson, Johnston, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rutkowski, Schneider, Soucie, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 53.

Absent or not voting -- None.

Motion failed.

The question was: **Senate Bill 650** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Ausman, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Duren, Ferrall, Fischer, Flintrop, Gerlach, Gower, Gunderson, Harsdorf, Johnson, Johnston, Kedrowski, Kirby, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rutkowski, Schneider, Soucie, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 54.

Noes -- Andrea, Barczak, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Everson, Goodrich, Groshek,

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Hanson, Hasenohrl, Hauke, Hephner, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rooney, Roth, Schmidt, Shabaz, Snyder, Swoboda, Thompson, Travis and Tregoning -- 44.

Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 650** be immediately messaged to the senate.

Representative Luckhardt objected.

Representative Wahner moved that the rules be suspended and that **Senate Bill 650** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Senate Bill 650** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Ausman, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Lato, Lee, Leopold, Lingren, Loftus, Looby, Lorman, McClain, Medinger, 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 -- 58.

Noes -- Andrea, Barczak, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Everson, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hauke, Hephner, Klicka, Lallensack, Lewis, Lewison, Litscher, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis and Tregoning -- 40.

Absent or not voting -- None.

Motion failed.

Representative Wahner moved reconsideration of the vote by which **Senate Bill 650** was concurred in. Entered.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Representative Wahner moved that the rules be suspended and the motion for reconsideration of the vote by which **Senate Bill 568** was concurred in be taken up at this time.

The question was: Shall the rules be suspended and the motion for reconsideration of the vote by which **Senate Bill 568** was concurred in 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, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 63.

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

Absent or not voting -- None.

Motion failed.

Assembly Bill 1278

Relating to an income tax credit for taxable year 1978.

Representative Wahner asked unanimous consent that **Assembly Bill 1278** be laid on the table. Granted.

Assembly Bill 1279

Relating to uniform foster care rates and foster care education and monitoring, granting rule-making authority and making an appropriation.

Representative Wahner asked unanimous consent that **Assembly Bill 1279** be laid on the table. Granted.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Assembly Bill 1280

Relating to creating a budget stabilization fund, tax reform reserve fund, permitting financing of state building program, water pollution abatement and sewage collection facility projects and early retirement of outstanding indebtedness from a general purpose revenue appropriation in lieu of general obligation borrowing and bonding revenue appropriations and making appropriations.

Representative Wahner asked unanimous consent that **Assembly Bill 1280** be laid on the table. Granted.

Assembly Bill 1281

Relating to registration fees for trailers, semitrailers, camping trailers and motor trucks and quarterly registration of motor homes and making appropriations.

Representative Wahner asked unanimous consent that **Assembly Bill 1281** be laid on the table. Granted.

Assembly Bill 1285

Relating to adjustment of the guaranteed valuation in the general school aid formula and revision of the method for calculating school district membership for districts with declining enrollment or for determining racial balance transfer aids, and making an appropriation.

Representative Wahner asked unanimous consent that **Assembly Bill 1285** be laid on the table. Granted.

Assembly Bill 1286

Relating to establishing point source and nonpoint source water pollution abatement financial aid programs and a solid waste management grant program under the department of natural resources, granting rule-making authority, making appropriations and providing a penalty.

Representative Wahner asked unanimous consent that **Assembly Bill 1286** be laid on the table. 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:

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Assembly Bill 1037

Assembly Bill 1188

Concurred in as amended:

Assembly Bill 855 (Senate amendment 1 adopted)

Assembly Bill 874 (Senate amendments 1, 2, 3, 4, 5 and 6 adopted)

Assembly Bill 969 (Senate amendments 2 and 5 adopted)

Assembly Bill 1024 (Senate amendments 2, 3, 4, 6, 7, 8, 9, 1 to 11 and 11 adopted)

Nonconcurrent in:

Assembly amendments 1, 2, 3 and 4 to senate substitute amendment 1 to **Assembly Bill 860**

ACTION ON THE SENATE MESSAGE

Assembly Bill 855

Relating to continuing education of licensed intermediaries and granting rule-making authority.

By Representatives Rooney and Andrea, by request of The Wisconsin Association of Life Underwriters.

To Calendar.

Assembly Bill 874

Relating to revision of the children's code and providing penalties.

By Representatives Tropman, Munts, Loftus, Hauke, Metz, Moody, Elconin, Flintrop, Schricker, Leopold, Cogs, Clarenbach and Miller, co-sponsored by Senators Flynn, McKenna and Morrison.

To Calendar.

Assembly Bill 969

Relating to making various changes in the law on eminent domain.

By Legislative Council.

To Calendar.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Assembly Bill 1024

Relating to establishing a hazardous waste management program under the department of natural resources, establishing a waste management fund, creating a manufacturing machinery and equipment tax exemption, revising the department's regulation of the planning, establishment and operation of solid waste disposal sites and facilities, granting rule-making authority, making an appropriation and providing a penalty.

By Committee on Environmental Protection.

To Calendar.

Assembly Bill 860

Relating to regulation of raffles, granting rule-making authority, making an appropriation and providing penalties.

By Representatives Gunderson, Kedrowski, Byers, Behnke, Medinger, Hauke, Andrea, Goodrich, Tuczynski and Thompson.

Representative Plewa asked unanimous consent that **Assembly Bill 860** be taken from the senate message and taken up at this time. Granted.

The question was: Shall the assembly adhere to its position on assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 860**?

Motion carried.

The question was: Shall the assembly adhere to its position on assembly amendment 2 to senate substitute amendment 1 to **Assembly Bill 860**?

Motion carried.

The question was: Shall the assembly adhere to its position on assembly amendment 3 to senate substitute amendment 1 to **Assembly Bill 860**?

Motion carried.

The question was: Shall the assembly adhere to its position on assembly amendment 4 to senate substitute amendment 1 to **Assembly Bill 860**?

Motion carried.

Representative Wahner asked unanimous consent that the assembly request a committee of conference on **Assembly Bill 860**. Granted.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

The speaker appointed Representatives Plewa, Kedrowski and Gunderson as conferees on the part of the assembly on **Assembly Bill 860**.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 860** be immediately messaged to the senate.

Representative Schneider objected.

Representative Wahner moved that the rules be suspended and that **Assembly Bill 860** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Bill 860** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Cogs, Conradt, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, 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, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 92.

Noes -- Dandeneau, Hephner, Looby, Miller, Munts and Schneider -- 6.

Absent or not voting -- None.

Motion carried.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

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

JOURNAL OF THE ASSEMBLY [March 28, 1978]

A joint certificate of congratulations by Representative Jackamonis; co-sponsored by Senator Murphy for La Casa de Esperanza on its 12th anniversary.

A joint certificate of congratulations by Representative Conradt; co-sponsored by Senator Lorge for the Seymour Kiwanis Club on its 50th anniversary.

A joint certificate of commendation by Representative Schneider; co-sponsored by Senator Harnisch for Ronald Kubisiak on receipt of the Haskell Noyes award.

A joint certificate of congratulations by Representative Schneider; co-sponsored by Senator Harnisch for the Lincoln High School Symphony Band on representing the state at a national band festival.

A joint certificate of congratulations by Representative Everson; co-sponsored by Senator McKenna for McFarland Girls Varsity Basketball team on winning the 1978 Capitol Conference Championship.

A joint certificate of congratulations by Representative Everson; co-sponsored by Senator McKenna for Gregory Blaska on receiving an agriculture service award.

A joint certificate of congratulations by Representatives Everson, Bear, Day, Klicka, Metz, McClain, Munts, Soucie, Dueholm and Roth; co-sponsored by Senators McKenna, Bidwell, Risser, Thompson and Keppler for Ward Cowles, Chief, State Printing Section on receiving the 1978 Horace Hart Award.

A joint certificate of commendation by Representatives Plewa, Gerlach and Tesmer; co-sponsored by Senator Frank for Peter J. Pekar on his retirement from the Cudahy Common Council.

A joint certificate of commendation by Representative Gerlach; co-sponsored by Senator Frank for Del Nirode on his retirement from the Oak Creek Common Council.

A joint certificate of commendation by Representative Gerlach; co-sponsored by Senator Frank for Edward Augustine on his retirement from the Oak Creek Common Council.

A joint certificate of commendation by Representatives Gerlach, Plewa and Tesmer; co-sponsored by Senator Frank for Anthony Luljak on his retirement from the Cudahy Common Council.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

A joint certificate of commendation by Representatives Plewa, Gerlach and Tesmer; co-sponsored by Senator Frank for Richard Sobocinski on his retirement from the Cudahy Common Council.

A joint certificate of commendation by Representatives Gerlach, Plewa and Tesmer; co-sponsored by Senator Frank for Gerald Ponec on his retirement from the Cudahy Common Council.

A joint certificate of commendation by Representatives Gerlach, Plewa and Tesmer; co-sponsored by Senator Frank for Charles Miller on his retirement from the Cudahy School Board.

A joint certificate of commendation by Representatives Gerlach, Plewa and Tesmer; co-sponsored by Senator Frank for Vincent Langowski on his retirement from the Cudahy School Board.

A joint certificate of commendation by Representative Hasenohrl; co-sponsored by Senator Bablitch for Lorrin Nall on his 30 years of service to the Spencer Village Volunteer Fire Department.

A joint certificate of congratulations by Representatives Pabst and Behnke; co-sponsored by Senator Parys for Michael Burtak on being appointed a union vice-president.

A joint certificate of congratulations by Representative Matty; co-sponsored by Senator Van Sistine for the Coleman Cougars on participating in the state basketball tournament.

A joint certificate of congratulations by Representative Thompson; co-sponsored by Senator Bidwell for the Wisconsin Dells Chiefs on participating in the state basketball tournament.

A joint certificate of congratulations by Representative Thompson; co-sponsored by Senator Bidwell for the Pardeeville Bulldogs on participating in the state basketball tournament.

A joint certificate of congratulations by Representative Ausman; co-sponsored by Senator Peloquin on winning the state Class "C" basketball championship.

A joint certificate of condolence by Representative Thompson; co-sponsored by Senator Bidwell for the family of Alfred Winkler on his death.

Adopted and asks concurrence in:

A joint certificate of commendation by Senator McKenna; co-sponsored by Representative Everson for the Antique Auto Racing

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Association on its 100th anniversary of the Green Bay to Madison Auto Race.

A joint certificate of congratulations by Senator Radosevich; co-sponsored by Representatives Mohn and Dueholm for the Farmington Mutual Insurance Company on completion of 100 years in business on June 5, 1978.

A joint certificate of congratulations by Senator Chilsen; co-sponsored by Representatives Day and McClain for the D. C. Everest High School Wrestling Team on winning the 1978 WIAA State Wrestling Tournament.

A joint certificate of congratulations by Senator McKenna; co-sponsored by Representative Everson for Mr. Glenn Anderson on his appointment as President of the Cooperative League of the USA.

A joint certificate of congratulations by Senator Lorge; co-sponsored by Representative Byers for the Iola-Scandinavia High School Girls Thunderbird basketball team on winning the Class "C" State Girls Basketball Championship.

A joint certificate of congratulations by Senator Maurer; co-sponsored by Representatives Dorff and Andrea for U.W. Parkside Basketball team on winning the NAIA District 14 basketball championship.

A joint certificate of commendation by Senator Krueger; co-sponsored by Representative Lato for Mark Berry on saving the lives of his sisters and brothers.

A joint certificate of commendation by Senators Cullen, Morrison and Thompson; co-sponsored by Representatives Johnson, Wood and Barry for Arnie Agnew on his retirement from public service.

A joint certificate of congratulations by Senator McCallum; co-sponsored by Representative Lewis for the Lomira Girls Basketball team on winning the WIAA Class "B" championship.

The above motions under Joint Rule 7 were concurred in pursuant to Assembly Rule 73.

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

JOURNAL OF THE ASSEMBLY [March 28, 1978]

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the Haskell Noyes Award honors one warden in Wisconsin each year; and

Whereas, Ronald Kubisiak was chosen for this special honor because of his efficiency and exceptional dedication to duty in his work as a conservation warden for the State of Wisconsin; and

Whereas, Warden Kubisiak has shown earnest and spirited attention to the tasks of his chosen profession in all phases of environmental protection; and

Whereas, as warden for the past 23 years, he has consistently merited the respect of all with whom he has had contact, both on and off the job; and

Whereas, Warden Kubisiak has unselfishly devoted himself to the demands of the public in an increasingly difficult profession; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Schneider and Senator Harnisch under Joint Rule 7, commend Ronald Kubisiak for receiving the Haskell Noyes Award.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the Lincoln High School Symphony Band, from Wisconsin Rapids, will officially represent the state at the Six Flags Over Georgia National Invitational Band Festival in Atlanta, Georgia, from May 4 to 6, 1978; and

Whereas, Richard G. Alnes, the Director of Music Education, and the entire band have worked hard to prepare for the festival; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Schneider and Senator Harnisch under Joint Rule 7, congratulate the Lincoln High School Symphony Band on being selected to represent the state at the festival.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the McFarland Girls Varsity Basketball Team captured its first Capitol Conference Championship with a 14-0 conference record; and

Whereas, the Spartan Girls victory was the result of hard work and good coaching from Brad Minter and his assistants, Tom Stroik and Bill Garvey; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Everson and Senator McKenna under Joint Rule 7, congratulate the Spartan Girls for winning the championship, and their coaches, fans and parents for providing encouragement and support to the team.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Gregory Blaska has been honored by the College of Agriculture and Life Sciences of the University of Wisconsin Madison for his service to agriculture and rural life; and

Whereas, Gregory Blaska is a Dane County dairy and grain farmer who is very active in farmers' organizations, and is concerned about the welfare of his community; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Everson and Senator McKenna under Joint Rule 7, congratulate Gregory Blaska on receiving this award, and commend him for his continued devotion to the quality of agriculture and life in the State of Wisconsin.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Ward Cowles has been selected to receive the 1978 Horace Hart Award, a national award annually presented to recognize and honor a government employee for distinguished public service in the field of printing and publication; and

Whereas, Ward Cowles has served as Wisconsin's State Printer since 1958, and has benefitted the people of Wisconsin by being a credit to his profession and community; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Everson, Bear, Day, Klicka, Metz, McClain, Munts, Soucie, Ducholm and Roth and Senators McKenna, Bidwell, Risser, Thompson and Keppler under Joint Rule 7, are proud to commend Ward Cowles for his dedication and achievements, and congratulate him for bringing honor to himself and the State of Wisconsin by receiving the 1978 Horace Hart Award.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the Seymour Kiwanis Club has celebrated its 50th anniversary; and

Whereas, members of the Seymour Kiwanis Club have given unselfishly of their time and energies in worthwhile projects; and

Whereas, the members of the Seymour Kiwanis Club have had the unique opportunity to "make their fellowman feel needed" through their dedication and hard work; thereby making their community a better place in which to live; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Conradt and Senator Lorge under Joint Rule 7, pay tribute and offer congratulations to the members of the Seymour Club on their golden anniversary and commend them for their fine example of volunteer spirit.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Chester R. Gable has served with distinction as a Deputy of the Walworth County Sheriff's Department; and

Whereas, Chester Gable has carried out his enforcement responsibilities above and beyond call of duty with long hours and dedication; and

Whereas, Chester Gable will be retiring from the Sheriff's Department on April 1, 1978; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative DeLong under Joint Rule 7, commend Chester Gable for his proficiency in his performance of duty in upholding the laws of the United States, the State of Wisconsin and Walworth County so the citizens of his community could go about their pursuits in the knowledge that there are present law enforcement officers of his caliber maintaining law and order at all times.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Louis R. Henningfield has served with distinction as a member of the Walworth County Sheriff's Department; and

Whereas, Louis Henningfield has carried out his enforcement responsibilities above and beyond the call of duty with long hours and dedication; and

Whereas, Louis Henningfield will be retiring from the Sheriff's Department on April 1, 1978; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative DeLong under Joint Rule 7, commend Louis R. Henningfield for his proficiency in his performance of duty in upholding the laws of the United States, the State of Wisconsin and Walworth County so the citizens of his community could go about their pursuits in the knowledge that there are present law enforcement officers of his caliber maintaining law and order at all times.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Wayne Euclid has developed personal skills, leadership qualities, and an awareness of what services to his fellow scouts and community means since becoming a scout in July, 1971; and

Whereas, Wayne Euclid has served in several scout leadership positions including quartermaster, assistant patrol leader and two years as patrol leader, and has recently attained the rank of Eagle Scout; and

Whereas, Wayne Euclid has demonstrated personal strength, determination, honesty and selflessness throughout his years as a scout; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Hephner under Joint Rule 7, congratulate Wayne Euclid on being presented the Boy Scout Eagle Award by the Chilton Eagles Club.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Vincent M. Langowski has served for two years as a director of the Cudahy School District Board; and

Whereas, during those two years he has generously given his time and energy in the service of the students in the Cudahy Public School system and the community at large; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Gerlach, Plewa and Tesmer and Senator Frank under Joint Rule 7, want to thank Vincent M. Langowski for his service and wish him the best in the future.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Charles L. Miller has served for 12 years as a director of the Cudahy School District Board; and

Whereas, during those 12 years he has generously given his time and energy in the service of the students in the Cudahy Public School system and the community at large; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Gerlach, Plewa and Tesmer and Senator Frank under Joint Rule 7, want to thank Charles L. Miller for his service and wish him the best in the future.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Gerald R. Ponc has served for 12 years as a representative to the Cudahy Common Council from the 4th District; and

Whereas, during those 12 years he has generously given of his time and energy to serve the people of Cudahy; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Gerlach, Plewa and Tesmer and Senator Frank under Joint Rule 7, want to thank Gerald R. Ponc for his service and wish him the best in the future.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Richard Sobocinski has served for five years as a representative to the Cudahy Common Council from the 2nd District; and

Whereas, during those five years he has generously given of his time and energy to serve the people of Cudahy; now, therefore,

JOURNAL OF THE ASSEMBLY [March 28, 1978]

The Members of the Wisconsin Legislature, on the motion of Representatives Plewa, Gerlach and Tesmer and Senator Frank under Joint Rule 7, want to thank Richard Sobocinski for his service and wish him the best in the future.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Anthony Luljak has served for eight years as a representative to the Cudahy Common Council from the 3rd District; and

Whereas, during those eight years he has generously given of his time and energy to serve the people of Cudahy; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Gerlach, Plewa and Tesmer and Senator Frank under Joint Rule 7, want to thank Anthony Luljak for his service and wish him the best in the future.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Peter J. Pekar has served for four years as a representative to the Cudahy Common Council from the 5th District; and

Whereas, during those four years he has generously given of his time and energy to serve the people of Cudahy; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Plewa, Gerlach and Tesmer and Senator Frank under Joint Rule 7, want to thank Peter J. Pekar for his service and wish him the best in the future.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Edward J. Augustine has served for six years as a representative to the Oak Creek Common Council from the 2nd District; and

Whereas, during those six years he has generously given of his time and energy to serve the people of Oak Creek; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Gerlach and Senator Frank under Joint Rule 7, want to thank Edward J. Augustine for his service and wish him the best in the future.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Del W. Nirode has served for four years as a representative to the Oak Creek Common Council from the 4th District; and

Whereas, during those four years he has generously given of his time and energy to serve the people of Oak Creek; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Gerlach and Senator Frank under Joint Rule 7, want to thank Del W. Nirode for his service and wish him the best in the future.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Lorrin Nall has been a member of the Spencer Village Volunteer Fire Department, performing life- and property-saving duties for over 30 years; and

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Whereas, Lorrin Nall has served the Spencer Village Volunteer Fire Department as Fire Chief for the past 17 years, overseeing the continuing growth of the Department; and

Whereas, Fire Chief Nall has earned the respect and gratitude of Spencer Village for his service and leadership of the Spencer Village Volunteer Fire Department; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Hasenohrl and Senator Bablitch under Joint Rule 7, commend Lorrin Nall for his 30 years of service to the Spencer Village Volunteer Fire Department.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Michael Burtak, a Milwaukee labor leader, was recently appointed as a vice president of the 650,000 member AFL-CIO Retail Clerks International Union; and

Whereas, Burtak will continue to serve as the president of the union's Local 444, which has about 6,500 members in the Milwaukee area; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Pabst and Behnke and Senator Parys under Joint Rule 7, congratulate Michael Burtak on his appointment and on his proven record of good leadership.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the Pardeeville "Bulldogs" basketball team were champions of the Dual County Conference with a record of 18-0; and

Whereas, the "Bulldogs" won the WIAA Regional at home and the Sectional Tournament at West Bend thereby winning a berth in the WIAA State Basketball Tournament in Madison; and

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Whereas, the "Bulldogs" carried an undefeated record of 23-0 into the state tournament and came in second place in the state Class "C" championship; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Thompson and Senator Bidwell under Joint Rule 7, heartily commend Pardeeville Coach Bruce Hammond and his fighting "Bulldogs" on bringing honor to themselves and their school in securing second place - Class "C" - in the entire state of Wisconsin.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the Coleman Cougars Basketball Team comprised of a group of fine young athletes, under the guidance of their coach, Mark Tate, emerged victorious in their District Tourney, Regional Tourney, Sectional Tourney and went on to the semifinals in the Wisconsin State Basketball Tournament (only to lose to Colfax, the Wisconsin State Class "C" champions); and

Whereas, Tate's Troops represented their community with outstanding sportsmanship; and

Whereas, the performance and behavior of the Coleman Cougars, both on and off the field of athletic endeavor, are a credit to their school, community and the State of Wisconsin; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Matty and Roth and Senator Van Sistine under Joint Rule 7, extend sincere congratulations on the exceptional performance of the Cougars, express their wish that they continue to excel in future endeavors, add a note of recognition to the Cougar cheerleaders, administrators of the school, and all students and loyal fans.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the Wisconsin Dells "Chiefs" made a strong showing by coming from a .500 rating in the South Central Conference season and earning a berth in the WIAA State Basketball Tournament; and

Whereas, the Wisconsin Dells "Chiefs" brought a 16-7 record to Madison for the Class "B" Tournament; and

Whereas, the "Chiefs" earned the respect and admiration of the entire Wisconsin Dells community for their diligence and performance on the basketball court; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Thompson and Senator Bidwell under Joint Rule 7, commend Coach Gordon Lewison and his Wisconsin Dells "Chiefs" on a job well done on behalf of the team, the student body and the citizens of Wisconsin Dells.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Mr. Alfred C. Winkler, of Montello, Wisconsin, passed away recently; and

Whereas, Mr. Winkler was a member of the Masonic Lodge #141, Montello, for 59 years, was a past president and charter member of the Marquette County Farm Bureau; and

Whereas, Mr. Winkler served on the Town of Packwaukee Board from 1955 to 1969 where he also served as Town Chairman; and

Whereas, Mr. Winkler gave devoted service to the Marquette County Board of Supervisors from 1955 to 1968; and

Whereas, Mr. Winkler also found time to serve his church as an elder which is the highest position a person may attain in the Presbyterian Church; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Thompson and Senator Bidwell under Joint Rule 7, express deep sympathy to his widow, Mrs. Gladys Winkler, and his

JOURNAL OF THE ASSEMBLY [March 28, 1978]

daughter, Mrs. Margarete Rodger, on the death of their loved one, and assure them that Mr. Winkler's contributions to his township, county and state have made Wisconsin a better place in which to live.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the 1977-78 Colfax Vikings have won the Dunn-St. Croix Basketball Conference with a 15-1 record; and

Whereas, the 1977-78 Colfax Vikings displayed this same ability, desire and good sportsmanship throughout the tournament games; and

Whereas, this performance and behavior of the Colfax Vikings, both on and off the court, are a credit to their school, their community and the State of Wisconsin; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Ausman and Senator Peloquin under Joint Rule 7, pay tribute to Wisconsin's Class "C" Basketball Champions, the 1977-78 Colfax Vikings and extend sincere congratulations on their exceptional performance and add a note of recognition to Coach Dick Diener, the school administrators, and all the loyal fans.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, John Magnin, rural Oconto Falls, was presented the Wisconsin Electric Cooperative Association's (WECA) "Ally of Cooperative Electrification" (ACE) Award; and

Whereas, John Magnin's name has been associated with countless forward steps taken by rural cooperatives in the state and nation, and markedly with the organization, development and growth of the Oconto Electric Cooperative; and

Whereas, John was one of the founding members of the Oconto Electric Cooperative, served as the cooperative's first president from 1937 to 1971; he represented the Oconto Electric Cooperative for 37 years until his retirement from the cooperative's board of directors in

JOURNAL OF THE ASSEMBLY [March 28, 1978]

1974; and he was active on the board of directors of WECA for 32 years, serving as its vice president from 1950 to 1954; and

Whereas, John Magnin, a man of outstanding leadership, is to be commended for his substantial contribution to rural America; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Matty under Joint Rule 7, pay tribute to John Magnin for his years of exemplary service to his community and the State of Wisconsin and wish him continued success.

MOTION UNDER JOINT RULE 7

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the Bob Nichols Rink of Superior, Wisconsin won the U.S. Curling Championship March 11, 1978; and

Whereas, each member of the team composed of Bob Nichols, Bill Strum, Tom Locken and Bob Christman has demonstrated outstanding ability; and

Whereas, the 11-0 mark of the Bob Nichols Rink at the national tournament has set the team on the route to the World Championship; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Murray under Joint Rule 7, congratulate the Bob Nichols Rink on winning the U.S. Championship and wish the team success at the world games in Winnipeg, Canada.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Senate amendment 5 to **Assembly Bill 1075**

On page 2, line 5, delete the 3rd "of" and substitute "of or".

Engrossed **Assembly Bill 1077**

1. On page 19, line 9, substitute "as" for "is".

Assembly Amendment 261 to Assembly Substitute Amendment 1 to **Assembly Bill 1220**

On page 3, delete lines 17 to 19 and substitute:

"(1) EQUAL EDUCATIONAL OPPORTUNITIES".

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Assembly substitute amendment 1 to Assembly Bill 1220

1. On page 103, line 38, substitute "more" for "mroe".

Senate amendment 1 to senate substitute amendment 1 to Assembly Bill 1220

1. On page 8, after line 9, insert: "48m. On page 65, delete lines 9 to 45."

NOTE: This item was shown in assembly amendment 261 (on which it was based) and in the manuscript for senate amendment 1, but was omitted in typing.

Senate amendment 1 to Assembly Bill 1220

In engrossing senate amendment 1 to Assembly Bill 1220, the following corrections were made:

1. On page 17, after line 2, insert: "69m. On page 135, after line 30, delete the material which was there inserted by assembly amendment 261, page 23, line 7, and substitute the following text from assembly amendment 1 to assembly amendment 173 to assembly substitute amendment 1 to assembly bill 1220. Adoption of the amendment to the amendment is recorded on pages 3840 to 3841 of the assembly journal for March 16, 1978. Assembly amendment 173, as modified by the amendment, was to have been included in assembly amendment 261 (and, through it, in senate amendment 1), but the amendment to the amendment was left out: "ritory lying outside of the city and in an adjoining state whose laws permit, subject to the laws of that state but subject to the laws of this state in all matters relating to rail service"."

Engrossed Senate Amendment 1 to Assembly Bill 1220

Insert the following material on page 41 after line 16. The material was contained in Senate Amendment 51 to Senate Substitute Amendment 1 to the bill which, according to the drafting record, was directed to be included in Senate Amendment 1 to resolve a possible conflict resulting from the divergent treatment of statute section 69.30 by both 1977 AB-24 and 1977 AB-1220. That treatment had been removed from AB-1220 by Assembly Amendment 261, but was reinserted into the bill by Senate Amendment 1, page 20, lines 28 to 29 (Item 71m). In now inserting the material from Senate Amendment 51, its assigned placement in the bill is corrected from "SECTION 931" to SECTION 923 (nonstatutory provisions), subsection (18) (health and social services), paragraph "(j)":

"(j) Reconciliation. In the event that 1977 assembly bill 24 is signed into law, its treatment of section 69.30 of the statutes shall

JOURNAL OF THE ASSEMBLY [March 28, 1978]

take precedence over the treatment of section 69.30 of the statutes by this act.”.

Engrossed Senate Amendment 1 to Assembly Bill 1220

1. On page 4, line 2, after “administration” insert “and”.

Engrossed Senate Amendment 1 to Assembly Bill 1220

1. On page 4, in both lines 10 and 18, substitute “repealed and recreated” for “created”.

2. On page 9, line 36, substitute “repealed and recreated” for “created”.

3. On page 11, line 40, substitute “repealed and recreated” for “created”.

4. On page 14, line 19, after the period insert a closing quote and period.

5. On page 18, line 10, after the 2nd comma insert “before the material inserted by assembly amendment 261.”.

6. On page 18, line 11, substitute “339g” for “339m”.

7. On page 18, line 12, delete the first “(1)”.

8. On page 30, line 21, after “affected” insert “by”.

Senate Amendment 7 to Senate Amendment 1 to Assembly Bill 1220

In engrossing Senate Amendment 1 to Assembly Bill 1220, the following corrections were made in Senate Amendment 7 to Senate Amendment 1 to Assembly Bill 1220:

1. On page 8, delete lines 5 and 6 to restore the supreme court “programmer analyst” position as shown in assembly amendment 261 to assembly substitute amendment 1 on page 51, lines 6 to 14, and in senate amendment 1 to senate substitute amendment 1 to Assembly Bill 1220 on page 26, line 43, to page 27, line 7.

2. On page 3, line 26, substitute “33m” for “23m”.

Senate Amendment 49 to Assembly Bill 1220

In engrossing Senate Amendment 49 to Assembly Bill 1220, the following chief clerk’s correction was made:

1. On page 2, line 24, after the semicolon, insert “and”.

Engrossed Senate Amendment 49 to Assembly Bill 1220

1. On page 3, line 1, substitute “means” for “mean”.

2. On page 3, line 23, delete the 2nd comma.

3. On page 5, line 7, substitute “(o)” for “(fc)”.

Senate Substitute Amendment 1 to Senate Bill 504

1. On page 1, line 10, substitute “(4)” for “(5)”.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

VISITORS

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

Wally Thill from Fredonia, guest of Representative Opitz.

Russ Skebba from West Bend, guest of Representative Merkt.

Seventh and eighth grade students from Elkhorn Middle School accompanied by teacher Mr. Kline, guests of Representative DeLong.

Mark Dorman, Terry Dorman and Matt Dorman, guests of Representative Ducholm.

Peter Schmidt from Milwaukee, guests of Representatives Menos and Behnke.

Robert Stachler from Kewaskum, guest of Representative Hephner.

George Lendved, guest of Representative Hephner.

Members of Redeemer Senior Center in Milwaukee led by Janet Birch, guests of Representative Leopold.

Fay Stroh from Milwaukee, guest of Representative Moody.

Mrs. Patricia D'Angelo from Waukesha, guest of Representative Jackamonis.

Mrs. Mary Ellen Taylor, Mary Ellen Taylor, Bobby Taylor and Teresa Braun from McFarland, guests of Representative Everson.

Mrs. Michael Nelson, Kurt Nelson, Eric Nelson and Mark Nelson from Madison, guests of Representative Munts.

Janet Kohl and Renee Reece from Dodgeville, guests of Representative Duren.

Steven Hentz from Milwaukee, guest of Representative Kirby.

Tom Steltz, Ginger Steltz, Julie Steltz, Ellen Steltz, David Steltz, Barbie Steltz and John Steltz from Two Rivers, guests of Representative Fischer.

Dorothy Jones and Michael Jones from Milwaukee, guests of Representative Becker.

Bill Brown from Madison, guest of Representative Miller.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Edmund Manydeeds and Myron Peterson from Ashland, guests of Representative Kedrowski.

Steve Bowie and Jane Bowie from McFarland, guests of Representative Everson.

Barb Goetsch from Milwaukee, guest of Representative Wahner.

Paul, Tom, Karl and Janet Breuer from Manitowoc, guests of Representative Lallensack.

Scott Stroessner, Steve Stroessner and Aaron Stroessner from Monroe, guests of Representative Tregoning.

Students from Kromrey Middle School in Middleton, guests of Representative Loftus.

Elaine and Richie Chmielewski from Mequon, guests of Representative Merkt.

Mr. and Mrs. Robert Haas from Beaver Dam, guests of Representative Hanson.

Lawrence Grebel from Beaver Dam and Barbara Bening from Burnett, guests of Representative Hanson.

Don Kaiser from Horicon, guest of Representative Luckhardt.

Sarah Barnet and Linda Maimon from Milwaukee, guests of Representative Lee.

Anna Reber, Bill Farley and Marge Farley from Burlington, guests of Representative Porter.

Daniel, Agnes, Nathalie and Barbara Strassheim from Silver Lake, guests of Representative Olson.

Gerhardt and Irene Kiekhaefer and Loraine and Jim Shillcox from Greenleaf, guests of Representative Fischer.

Ed Wilder from Fall Creek, guest of Representative Ausman.

Mrs. Ethel Peterson from Eau Claire, guest of Representative Ausman.

Fran Dresden from Eau Claire, guest of Representative Looby.

Mary Nowak, Clif Zittlow and Bill Ziebarth, guests of Representatives Vanderperren, Metz, Gower and Swoboda.

Students from Wyoming Valley School and Clyde School accompanied by Ms. Bankson, Mrs. Kraemer, Mrs. Peterson, Mrs.

JOURNAL OF THE ASSEMBLY [March 28, 1978]

Alt, Mrs. Koller, Mrs. Gee, Mrs. Notbohm, Mrs. Hampton, Mr. Smith, Mrs. Harrington, Mrs. Erdman, Mrs. Larson, Mrs. McElwee and Ms. Benetti, guests of Representative Litscher.

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

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

The assembly stood adjourned.

6:20 P.M.