

JOURNAL OF THE ASSEMBLY [February 4, 1982]

STATE OF WISCONSIN

Assembly Journal

Eighty-Fifth Regular Session

THURSDAY, February 4, 1982.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Richard Sisson of Middleton Baptist Church, 6101 University Avenue, Madison.

Representative Donoghue 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 -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 97.

Absent -- None.

Absent with leave -- None.

Vacancies -- 47th District and 83rd District -- 2.

AMENDMENTS OFFERED

Assembly substitute amendment 2 to **Assembly Bill 515** offered by committee on Urban Affairs and Housing.

Assembly amendment 2 to **Assembly Bill 711** offered by committee on Health and Human Services.

Assembly amendment 3 to **Assembly Bill 711** offered by committee on Health and Human Services.

Assembly amendment 4 to **Assembly Bill 711** offered by committee on Health and Human Services.

Assembly amendment 1 to **Assembly Bill 835** offered by committee on Urban Affairs and Housing.

Assembly substitute amendment 1 to **Assembly Bill 858** offered by Joint Committee on Finance.

Assembly substitute amendment 1 to **Assembly Bill 871** offered by committee on Urban Affairs and Housing.

Assembly substitute amendment 1 to **Assembly Bill 884** offered by committee on Urban Affairs and Housing.

Assembly amendment 1 to **Assembly Bill 1005** offered by Joint Committee on Finance.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 87

Requesting the legislative council to study the state forestry tax program.

By Representatives McEssy and Conradt, by request of Wisconsin County Boards Association.

To committee on Government Operations.

Assembly Joint Resolution 88

Requesting the legislative council to study ways to expand existing business activity in and attract new business activity to this state.

By Representatives Neubauer, Clarenbach, Czarnezki, Kunicki, Lee, Becker, Jackamonis, Tuczynski, Otte, Ulichny, Wagner,

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Gerlach, Meaux, Knox, Radtke, Alberts, Ladwig, Coggs and Panzer, co-sponsored by Senators Cullen, Hanaway, Braun and Frank.

To committee on Small Business and Economic Development.

Assembly Joint Resolution 89

Relating to county option for replacing the elected office of sheriff with the appointive office of chief of county law enforcement (first consideration).

By Representative Lee, by request of Wisconsin County Boards Association.

To committee on Local Affairs.

Assembly Bill 1029

Relating to the compensation plan for nonrepresented classified state employees.

By Joint Committee on Employment Relations.

To calendar.

Assembly Bill 1030

Relating to authorizing regulation and registration of bicycles by towns and counties.

By Representatives Schneider, Larson, Conradt and Helbach, co-sponsored by Senator Harnisch.

To committee on Transportation.

Assembly Bill 1031

Relating to search warrants.

By Representatives Shoemaker and Looby, co-sponsored by Senator Roshell.

To committee on Criminal Justice and Public Safety.

Assembly Bill 1032

Relating to restoring medical assistance coverage of podiatric services and affecting an appropriation.

By Representatives Behnke, Dorff, Hauke, Potter, Leopold, Otte, Shoemaker, Barczak, Andrea, Menos, Neubauer, Czarnezki, Coggs, Duren, Crawford, Robinson, McEssy and Smith, co-sponsored by Senators Thompson, Berger, Moody, George, Maurer and Johnston.

To committee on Health and Human Services.

Assembly Bill 1033

Relating to search warrants.

By Representatives D. Travis and Prosser, co-sponsored by Senator Roshell, by request of Attorney General Bronson C. La Follette, Wisconsin District Attorneys Association, Wisconsin Chiefs of Police Association and Wisconsin Sheriffs and Deputy Sheriffs Association.

To committee on Criminal Justice and Public Safety.

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Assembly Bill 1034

Relating to extending time period of county contracts for services of employes.

By Representative Rooney, by request of Wisconsin County Boards Association.

To committee on Local Affairs.

Assembly Bill 1035

Relating to authorizing counties to issue rewards for apprehension of certain vandals.

By Representative Panzer, by request of Wisconsin County Boards Association.

To committee on Criminal Justice and Public Safety.

Assembly Bill 1036

Relating to providing full service to disabled customers at motor vehicle service stations and providing a penalty.

By Representatives Hauke, Miller, Ulichny and Holschbach.

To committee on Aging, Women and Minorities.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 79-12

Relating to commercial fishing in outlying waters.

Submitted by Department of Natural Resources.

To committee on Tourism and Recreation.

Referred on February 4, 1982.

COMMITTEE REPORTS

The Joint Survey Committee on Debt Management reports and recommends:

Assembly Bill 972

Relating to authorizing various university of Wisconsin system building projects and bonding for them.

Adoption of report: Ayes: (7) Noes: (2)

To Joint Committee on Finance.

JOHN MEDINGER
Assembly Chairperson

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The committee on Energy reports and recommends:

Senate Bill 521

Relating to customer liability for unbilled utility service.

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

To committee on Rules.

Assembly Bill 66 Item Veto 6F

Relating to Three Mile Island cost pick up.

Passage notwithstanding the objections of the governor:

Ayes: (6) Noes: (4)

To committee on Rules.

Senate Bill 507

Relating to rate increases of certain utilities under an automatic adjustment clause.

Adoption of assembly substitute amendment 1:

Ayes: (9) Noes: (1)

Concurrence: Ayes: (7) Noes: (2) Not Voting: (1)

To committee on Rules.

DANIEL FISCHER

Chairperson

The Joint Committee on Finance reports and recommends:

Assembly Bill 238

Relating to creating a dairy promotion council; creating a dairy promotion program and a commodity promotion program, granting rule-making authority and making appropriations.

Adoption of assembly amendment 2:

Ayes: (13) Noes: (0)

Passage: Ayes: (12) Noes: (2)

To committee on Rules.

Assembly Bill 1005

Relating to allowing the department of health and social services to authorize bonding by the health facilities authority for the financing of residential facilities for the elderly and the chronically disabled and affecting an appropriation.

Adoption of assembly amendment 1:

Ayes: (14) Noes: (0)

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

To committee on Rules.

JOHN NORQUIST
Assembly Chairperson

The committee on Highways reports and recommends:

Assembly Bill 873

Relating to jurisdiction over roads.

Adoption of assembly substitute amendment 1:

Ayes: (11) Noes: (0)

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

To Joint Committee on Finance.

Assembly Bill 897

Relating to procedures for nonmoving traffic violations and affecting an appropriation.

Adoption of assembly amendment 1:

Ayes: (11) Noes: (0)

Passage: Ayes: (10) Noes: (1)

To Joint Committee on Finance.

CLETUS VANDERPERREN
Chairperson

The committee on Labor reports and recommends:

Assembly Bill 371

Relating to reducing payments to hospitals that engage persons to defeat the organization of a collective bargaining unit by hospital employees.

Adoption of assembly amendment 1 to assembly substitute amendment 1: Ayes: (7) Noes: (4)

Adoption of assembly substitute amendment 1:

Ayes: (10) Noes: (1)

Passage: Ayes: (7) Noes: (4)

To committee on Rules.

Assembly Bill 935

Relating to removing a provision from the worker's compensation laws relating to awards for malice or bad faith.

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Passage: Ayes: (7) Noes: (4)
To committee on Rules.

ROBERT BEHNKE
Chairperson

The committee on Revenue reports and recommends:

Assembly Bill 130

Relating to allowing quarterly payments of real property taxes.

Without recommendation (Assembly Rule 19)
To Joint Committee on Finance.

Assembly Bill 172

Relating to a sales tax exemption for goods sold to bona fide veterans' organizations operating as homes for the retreat or asylum of needy veterans.

Passage: Ayes: (10) Noes: (0)
To Joint Committee on Finance.

MARLIN SCHNEIDER
Chairperson

The committee on Urban Affairs and Housing reports and recommends:

Assembly Bill 515

Relating to the purchase of certain mortgage loans by the department of veterans affairs.

Adoption of assembly substitute amendment 2:
Ayes: (13) Noes: (0)

Passage: Ayes: (10) Noes: (3)
To Joint Committee on Finance.

Assembly Bill 871

Relating to removing the Park East Freeway and Lake Freeway North in Milwaukee county from the state trunk highway system, disposing of the lands and property and making an appropriation.

Adoption of assembly substitute amendment 1:
Ayes: (14) Noes: (0)

Passage: Ayes: (14) Noes: (0)
To Joint Committee on Finance.

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Assembly Bill 835

Relating to removing the Stadium Freeway South in Milwaukee county from the state trunk highway system and disposing of the lands and property.

Adoption of assembly amendment 1:

Ayes: (13) Noes: (1)

Passage: Ayes: (9) Noes: (5)

To Joint Committee on Finance.

Assembly Bill 884

Relating to removing the Lake Freeway South in Milwaukee county from the state trunk highway system, disposing of the lands and property and making an appropriation.

Adoption of assembly substitute amendment 1:

Ayes: (13) Noes: (0)

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

To Joint Committee on Finance.

MORDECAI LEE
Chairperson

SPEAKER'S APPOINTMENTS

February 4, 1982

Mr. David Kedrowski
Assembly Chief Clerk
State Capitol, 329-West
Madison, WI 53702

Dear Dave:

I have, as of this date, appointed Representative Tom Meaux as Vice-Chairperson to the Assembly Committee on Consumer and Commercial Credit.

ED JACKAMONIS
Speaker

Representative Rooney asked unanimous consent that the assembly stand recessed for twenty minutes. Granted.

The assembly stood recessed.

10:10 A.M.

RECESS

11:15 A.M.

The assembly reconvened.

CONSIDERATION OF MOTIONS
FOR RECONSIDERATION

Assembly Bill 205

Relating to establishing pupil minimum competency examinations in public schools.

The question was: Shall the vote by which **Assembly Bill 205** was passed be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Bradley, Coggs, Conradt, DeLong, Ellis, Flintrop, Goodrich, Harer, Hopkins, Jaronitzky, Laatsch, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Miller, Munts, Prosser, Quackenbush, Radtke, Robertson, Schneider, Schneiders, Stitt, Thompson, Travis, R., Tregoning, Wagner, Williams, Wood and Young -- 34.

Noes -- Andrea, Barczak, Becker, Behnke, Berndt, Byers, Clarenbach, Crawford, Czarnezki, Dilweg, Donoghue, Dorff, Duren, Everson, Fischer, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Ladwig, Larson, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren and Mr. Speaker -- 63.

Absent or not voting -- None.

Motion failed.

Assembly Bill 322

Relating to public employe occupational safety and health and granting rule-making authority.

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The question was: Shall the vote by which **Assembly Bill 322** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 38.

Noes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 58.

Absent or not voting -- Schmidt -- 1.

Motion failed.

The question was: **Assembly Bill 322** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Ladwig, Lee, Leopold, Loftus, Looby, McEssy, McEwen, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Porter, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 66.

Noes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Larson, Lewison, Luckhardt, Matty, Merkt, Nelsen,

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Paulson, Prosser, Quackenbush, Radtke, Robertson, Stitt, Thompson, Travis, R., Tregoning and Young -- 31.

Absent or not voting -- None.

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that **Assembly Bill 322** be immediately messaged to the senate.

Representative Hopkins objected.

Representative Gerlach moved that the rules be suspended and that **Assembly Bill 322** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Bill 322** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, McEssy, McEwen, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 63.

Noes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, Matty, Merkt, Nelsen, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Stitt, Thompson, Travis, R., Tregoning and Young -- 34.

Absent or not voting -- None.

Motion failed.

Representative Gerlach moved reconsideration of the vote by which **Assembly Bill 322** was passed. Entered.

Senate Bill 351

Relating to Brule river protection, granting rule-making authority and creating a penalty.

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Representative Clarenbach in the chair.

Speaker Jackamonis in the chair.

The question was: Shall the vote by which **Senate Bill 351** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Becker, Behnke, Berndt, Bradley, Clarenbach, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Duren, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Meaux, Merkt, Nelsen, Panzer, Plous, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning, Tuczynski, Williams and Young -- 47.

Noes -- Andrea, Barczak, Byers, Coggs, Dorff, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Loftus, Looby, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Paulson, Plewa, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 49.

Absent or not voting -- Leopold -- 1.

Motion failed.

Representative Thompson moved that **Senate Bill 351** be referred to the committee on Environmental Resources.

The question was: Shall **Senate Bill 351** be referred to the committee on Environmental Resources?

The roll was taken.

The result follows:

Ayes -- Alberts, Becker, Berndt, Bradley, Byers, Coggs, Conradt, Crawford, DeLong, Dilweg, Donoghue, Duren, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Merkt, Nelsen, Panzer, Paulson, Plous, Porter, Prosser, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning, Williams and Young -- 45.

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Noes -- Andrea, Barczak, Behnke, Clarenbach, Czarnezki, Dorff, Ellis, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Potter, Quackenbush, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 52.

Absent or not voting -- None.

Motion failed.

Representative Jaronitzky moved that **Senate Bill 351** be laid on the table.

The question was: Shall **Senate Bill 351** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Alberts, Behnke, Bradley, Byers, Coggs, Conradt, Crawford, DeLong, Dilweg, Donoghue, Duren, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Plous, Porter, Prosser, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning, Tuczynski, Williams and Young -- 42.

Noes -- Andrea, Barczak, Becker, Berndt, Clarenbach, Czarnezki, Dorff, Ellis, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Paulson, Plewa, Potter, Quackenbush, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 55.

Absent or not voting -- None.

Motion failed.

The question was: **Senate Bill 351** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barczak, Behnke, Byers, Clarenbach, Conradt, Czarnezki, Dilweg, Dorff, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Larson, Lee, Leopold, Loftus, Looby, McEwen, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Paulson, Plewa, Potter, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 68.

Noes -- Alberts, Becker, Berndt, Bradley, Coggs, Crawford, DeLong, Donoghue, Duren, Harer, Hopkins, Jaronitzky, Laatsch, Ladwig, Lewison, Luckhardt, McEssy, Matty, Panzer, Plous, Porter, Prosser, Robertson, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 29.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 351** be immediately messaged to the senate.

Representative R. Travis objected.

Representative Loftus moved that the rules be suspended and that **Senate Bill 351** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Senate Bill 351** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Byers, Clarenbach, Czarnezki, Dorff, Ellis, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 56.

Noes -- Alberts, Berndt, Bradley, Coggs, Conradt, Crawford, DeLong, Dilweg, Donoghue, Duren, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison,

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Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Plous, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 41.

Absent or not voting -- None.

Motion failed.

Representative Loftus moved reconsideration of the vote by which **Senate Bill 351** was concurred in. Entered.

Representative Loftus asked unanimous consent that the assembly stand recessed until 2:30 P.M. Granted.

The assembly stood recessed.

12:20 P.M.

RECESS

2:45 P.M.

The assembly reconvened.

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 Joint Resolution 52
Assembly Bill 52
Assembly Bill 127
Assembly Bill 132
Assembly Bill 394
Assembly Bill 509
Assembly Bill 573

Passed and asks concurrence in:

Senate Bill 40
Senate Bill 142
Senate Bill 145
Senate Bill 184
Senate Bill 382
Senate Bill 461
Senate Bill 462
Senate Bill 569

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Senate Bill 572

Senate Bill 577

Senate Bill 695

Concurred in as amended:

Assembly Bill 112 (senate amendment 1 adopted)

Assembly Bill 654 (senate amendment 1 adopted)

ACTION ON THE SENATE MESSAGE

Senate Bill 40

Relating to hunting from airplanes and using airplanes for hunting and increasing penalties.

By Senator Lorge, by request of Daniel Goffard of Appleton, Wisconsin.

To committee on Tourism and Recreation.

Senate Bill 142

Relating to the penalty for violating a department of agriculture, trade and consumer protection pest control order.

By Senators Johnston and Harnisch; co-sponsored by Representative Merkt.

To committee on Agriculture and Nutrition.

Senate Bill 145

Relating to hunting privileges and a permit for disabled persons and granting rule-making authority.

By Senators Chilsen and Lorge, by request of Mr. Bill Unertl, Mosinee.

To committee on Tourism and Recreation.

Senate Bill 184

Relating to state and local cooperation in suppressing forest fires and increasing an appropriation.

By Senators Harnisch and Van Sistine; co-sponsored by Representatives Hephner and Fischer.

To committee on Criminal Justice and Public Safety.

Senate Bill 382

Relating to increasing the assessment rate on potatoes and changing the districts under the potato industry act, adding members to the potato industry board and granting rule-making authority.

By Senators Bablitch, Harnisch, Krueger, Chilsen, Kreul, Lasee, Thompson, Cullen, Opitz and Goyke; co-sponsored by Representatives Helbach, Everson, Byers, Kincaid, Vanderperren,

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Behnke, Shoemaker, Goodrich, Looby, Donoghue, Larson, Otte, Schmidt, Duren, Hephner, Thompson and Hasenohrl.

To committee on Agriculture and Nutrition.

Senate Bill 461

Relating to determining the navigability of farm drainage ditches and the applicability of flood plain and shoreland zoning to land adjacent to farm drainage ditches.

By Senators Opitz, Lasee, Krueger, Chilsen, Thompson, Kreul and Harsdorf; co-sponsored by Representatives Alberts, Porter, R. Travis, Conradt, Duren, Luckhardt, Stitt, Goodrich, Panzer, DeLong, Schmidt, McEssy and Bradley.

To committee on Environmental Resources.

Senate Bill 462

Relating to permits to remove materials from waters of the state.

By Senators Opitz, Krueger, Johnston, Thompson and Kreul; co-sponsored by Representatives Alberts, Laatsch, Potter, Porter, Hopkins, R. Travis, Conradt, Luckhardt, Stitt, Goodrich, Panzer, DeLong and McEssy.

To committee on Environmental Resources.

Senate Bill 569

Relating to determination of consent under the sexual assault law.

By Legislative Council.

To committee on Criminal Justice and Public Safety.

Senate Bill 572

Relating to spousal sexual assault.

By Legislative Council.

To committee on Criminal Justice and Public Safety.

Senate Bill 577

Relating to membership on the conservation work projects board (suggested as remedial legislation by the conservation work projects board).

By Law Revision Committee.

To committee on Tourism and Recreation.

Senate Bill 695

Relating to electric utility rates for certain purposes.

By Senators Strohl, Moody, Braun, George, Cullen and Berger; co-sponsored by Representatives Fischer, Metz, Crawford, Becker, Gerlach, Lee, Norquist, Flintrop, Jackamonis, Plous, Kirby, Neubauer, Smith and Coggs.

To committee on Energy.

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Assembly Bill 112

Relating to declaring agricultural uses not to be nuisances.

By Representatives Hephner, Swoboda, Shoemaker, Hasenohrl, Fischer, Potter, Goodrich and Radtke, co-sponsored by Senator Harnisch.

To committee on Rules.

Assembly Bill 654

Relating to the definition of "inland trout waters".

By Representatives Swoboda, Kincaid, Vanderperren, Fischer and Holschbach.

To committee on Rules.

MOTIONS

Representative Hopkins moved reconsideration of the vote by which assembly substitute amendment 1 to **Senate Bill 77** was rejected. Entered.

Representative Loftus asked unanimous consent that **Assembly Bill 283** be taken from the table and placed at the foot of the twelfth order of business on the calendar of Tuesday, February 9.

Representative Thompson objected.

CALENDAR OF THURSDAY, FEBRUARY 4, 1982

Assembly Bill 380

Relating to extraterritorial zoning and plat approval by cities and villages.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 380** offered by Representative Robinson.

Representative Everson asked unanimous consent that **Assembly Bill 380** be laid on the table. Granted.

Assembly Bill 359

Relating to publication of notice to cut noxious weeds.

The question was: Shall **Assembly Bill 359** be ordered engrossed and read a third time?

Motion carried.

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Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 359** be given a third reading. Granted.

The question was: **Assembly Bill 359** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 97.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 359** be immediately messaged to the senate. Granted.

Assembly Bill 303

Relating to voluntary designation on income tax returns for the protection and acquisition of endangered resources and making an appropriation.

The question was: Shall assembly amendment 1 to assembly amendment 1 to **Assembly Bill 303** be adopted?

Motion carried.

The question was: Shall assembly amendment 1 to **Assembly Bill 303** be adopted?

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Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 303** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 303** offered by Representative Thompson.

Representative Schmidt moved rejection of assembly amendment 3 to **Assembly Bill 303**.

The question was: Shall assembly amendment 3 to **Assembly Bill 303** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, Dilweg, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Holschbach, Jaronitzky, Johnson, Kirby, Kunicki, Larson, Lee, Leopold, Loftus, Looby, Luckhardt, Meaux, Medinger, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Otte, Panzer, Paulson, Plewa, Plous, Potter, Prosser, Quackenbush, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 70.

Noes -- Alberts, DeLong, Ellis, Goodrich, Hephner, Hopkins, Kincaid, Klicka, Knox, Laatsch, Ladwig, Lewison, McEssy, McEwen, Matty, Menos, Norquist, Porter, Radtke, Robertson, Schneiders, Stitt, Swoboda, Thompson, Travis, R., Tregoning and Young -- 27.

Absent or not voting -- None.

Motion carried.

The question was: Shall **Assembly Bill 303** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnezki,

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DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Johnson, Klicka, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 89.

Noes -- Harer, Hopkins, Kincaid, Kirby, Knox, Robertson, Schneiders and Travis, R. -- 8.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 303** be given a third reading. Granted.

The question was: **Assembly Bill 303** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Behnke, Bradley, Byers, Coggs, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Johnson, Klicka, Kunicki, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 85.

Noes -- Becker, Berndt, Clarenbach, Harer, Hopkins, Kincaid, Kirby, Knox, Laatsch, Norquist, Robertson and Travis, R. -- 12.

Absent or not voting -- None.

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Motion carried.

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

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 303** be immediately messaged to the senate. Granted.

Assembly Bill 493

Relating to authorizing county registers of deeds to keep a parcel identifier index system.

The question was: Shall assembly amendment 1 to **Assembly Bill 493** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 493** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 493** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 493** be given a third reading. Granted.

The question was: **Assembly Bill 493** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders,

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Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 95.

Noes -- Kincaid and Matty -- 2.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 493** be immediately messaged to the senate. Granted.

Assembly Bill 482

Relating to amending the powers and duties of 1st class cities to conform to the powers and duties of other cities.

The question was: Shall assembly amendment 1 to **Assembly Bill 482** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 482** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 482** be given a third reading. Granted.

The question was: **Assembly Bill 482** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt,

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Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 97.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 482** be immediately messaged to the senate.

Representative Rooney objected.

Representative Loftus moved that the rules be suspended and that **Assembly Bill 482** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Bill 482** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Barczak, Becker, Behnke, Berndt, Clarenbach, Coggs, Czarnecki, Dilweg, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Larson, Lee, Loftus, Looby, Luckhardt, Matty, Meaux, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Otte, Paulson, Plewa, Plous, Potter, Prosser, Radtke, Rogers, Rutkowski, Schmidt, Schneiders, Thompson, Travis, D., Ulichny, Vanderperren, Wagner and Williams -- 51.

Noes -- Alberts, Andrea, Bradley, Byers, Conradt, Crawford, DeLong, Donoghue, Harer, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Lewison, McEssy, McEwen, Medinger, Menos, Merkt, Panzer, Porter, Quackenbush, Roberts, Robertson, Robinson, Rooney, Schneider, Shoemaker, Stitt, Swoboda, Tesmer, Travis, R., Tregoning, Tuczynski, Wood, Young and Mr. Speaker -- 43.

Absent or not voting -- Leopold, Norquist and Smith -- 3.

Motion failed.

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Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 482** be immediately messaged to the senate. Granted.

Assembly Bill 584

Relating to miscellaneous town mutual insurance law changes.

Assembly substitute amendment 1 to **Assembly Bill 584** offered by Representative Shoemaker.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 584** offered by Representative Loftus.

Representative Shoemaker moved rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 584**.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 584** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Becker, Berndt, Bradley, Byers, Clarenbach, Conradt, DeLong, Dilweg, Dorff, Duren, Ellis, Everson, Flintrop, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Klicka, Laatsch, Ladwig, Larson, Leopold, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Nelsen, Neubauer, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Roberts, Robertson, Rogers, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Vanderperren, Wagner, Wood and Young -- 66.

Noes -- Barczak, Behnke, Coggs, Crawford, Czarnezki, Fischer, Gerlach, Kirby, Knox, Kunicki, Lee, Loftus, Looby, Meaux, Medinger, Metz, Miller, Munts, Murray, Norquist, Otte, Plous, Radtke, Robinson, Rooney, Rutkowski, Tesmer, Ulichny, Williams and Mr. Speaker -- 30.

Absent or not voting -- Donoghue -- 1.

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 584** be adopted?

Motion carried.

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The question was: Shall **Assembly Bill 584** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 584** be given a third reading. Granted.

The question was: **Assembly Bill 584** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 96.

Noes -- None.

Absent or not voting -- Tuczynski -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 584** be immediately messaged to the senate. Granted.

Assembly Bill 506

Relating to cabooses and equipment for them and providing penalties.

Representative Thompson moved that **Assembly Bill 506** be referred to the committee on Labor.

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Representative Clarenbach in the chair.

The question was: Shall **Assembly Bill 506** be referred to the committee on Labor?

Motion carried.

Representative Murray moved that the rules be suspended and that **Assembly Bill 506** be withdrawn from the committee on Labor and taken up at this time.

The question was: Shall the rules be suspended and **Assembly Bill 506** be withdrawn from the committee on Labor and taken up at this time?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Bradley, Coggs, Dorff, Duren, Everson, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Kincaid, Kirby, Kunicki, Lee, Leopold, Looby, McEssy, Matty, Meaux, Medinger, Menos, Metz, Murray, Neubauer, Norquist, Otte, Potter, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 46.

Noes -- Alberts, Becker, Behnke, Berndt, Byers, Clarenbach, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Ellis, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hopkins, Jaronitzky, Johnson, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Loftus, Luckhardt, McEwen, Merkt, Munts, Nelsen, Panzer, Paulson, Plewa, Plous, Porter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 50.

Absent or not voting -- Miller -- 1.

Motion failed.

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

Assembly Bill 606

Relating to forfeiture of property derived from or associated with crime.

The question was: Shall assembly amendment 1 to **Assembly Bill 606** be adopted?

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Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 606** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 606** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 606** be given a third reading. Granted.

The question was: **Assembly Bill 606** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Behnke, Berndt, Bradley, Byers, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wood, Young and Mr. Speaker -- 91.

Noes -- Becker, Clarenbach, Leopold, Travis, R. and Williams -- 5.

Absent or not voting -- Goodrich -- 1.

Motion carried.

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

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

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Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 606** be immediately messaged to the senate. Granted.

Assembly Bill 741

Relating to restructuring the board of public welfare in populous counties.

Representative Becker asked unanimous consent that assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 606** be withdrawn and returned to the author. Granted.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 741** offered by Representative Becker.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 741** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 741** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 741** be ordered engrossed and read a third time?

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that **Assembly Bill 741** be given a third reading. Granted.

The question was: **Assembly Bill 741** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa,

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Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 97.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Gerlach asked unanimous consent that the rules be suspended and that **Assembly Bill 741** be immediately messaged to the senate. Granted.

Senate Bill 290

Relating to the deadline for filing for refunds on, or making adjustments in, income taxes caused by adjustments to the basis of partnership assets.

The question was: Shall **Senate Bill 290** be ordered to a third reading?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 290** be given a third reading. Granted.

The question was: **Senate Bill 290** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Ladwig, Larson, Lee, Leopold, Lewison, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Murray, Nelsen, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski,

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Ulichny, Vanderperren, Wagner, Williams, Young and Mr. Speaker -- 91.

Noes -- Gerlach, Laatsch, Loftus, Neubauer and Wood -- 5.

Absent or not voting -- Munts -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 290** be immediately messaged to the senate. Granted.

Senate Bill 539

Relating to prohibiting the department of industry, labor and human relations from promulgating certain rules on fair housing.

Representative Thompson moved nonconcurrence in **Senate Bill 539**.

The question was: Shall **Senate Bill 539** be nonconcurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Laatsch, Larson, Lewison, Luckhardt, McEssy, Matty, Merkt, Paulson, Porter, Prosser, Robertson, Schmidt, Stitt, Thompson, Travis, R., Tregoning and Young -- 30.

Noes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Ladwig, Lee, Leopold, Loftus, Looby, McEwen, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Potter, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 67.

Absent or not voting -- None.

Motion failed.

The question was: Shall **Senate Bill 539** be ordered to a third reading?

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Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 539** be given a third reading.

Representative Thompson objected.

Representative Loftus moved that the rules be suspended and that **Senate Bill 539** be given a third reading.

The question was: Shall the rules be suspended and **Senate Bill 539** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Ladwig, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -
- 62.

Noes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Laatsch, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 35.

Absent or not voting -- None.

Motion failed.

Speaker Jackamonis in the chair.

Representative Loftus moved reconsideration of the vote by which **Senate Bill 539** was ordered to a third reading. Entered.

Representative McEssy asked unanimous consent to be recorded on the following questions from Thursday, January 21. Granted.

Shall Senate Bill 683 be laid on the table? Aye

Shall assembly substitute amendment 2 to Senate Bill 683 be adopted? No

Shall Senate Bill 683 be nonconcurrent in? Aye

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Shall Senate Bill 683 be concurred in? No

Representative Panzer asked unanimous consent that the journal show that **Assembly Joint Resolution 86** was introduced by request of Governor Lee Sherman Dreyfus. Granted.

VISITORS

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

Dr. and Mrs. Gary Haug and son Erin from Minocqua, guests of Representative Donoghue.

Dick Jacobs, Quent Zinsmaster, Gary Tuescher, Dan Stoller and Jerry First, guests of Representatives R. Travis, Hopkins and Looby.

Vince Holschbach from Fond du Lac, guest of Representative Holschbach.

Representative Loftus moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, February 9.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

4:25 P.M.