

JOURNAL OF THE ASSEMBLY [February 9, 1982]

STATE OF WISCONSIN

# Assembly Journal

Eighty-Fifth Regular Session

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TUESDAY, February 9, 1982.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Joe Dawson of Mt. Zion Baptist Church, 2019 Fischer Street, Madison.

Representative Rooney 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.

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AMENDMENTS OFFERED

Assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 283** offered by Representatives Wagner, Porter, Nelsen, Andrea and Dorff.

Assembly substitute amendment 1 to **Assembly Bill 885** offered by Representatives Everson, Shoemaker, Tregoning, Paulson, Clarenbach, Smith, Hasenohrl, Merkt, Laatsch and Conradt.

Assembly amendment 1 to **Assembly Bill 960** offered by committee on Highways.

Assembly amendment 1 to **Senate Bill 63** offered by Representatives Hopkins and Thompson.

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INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

**Assembly Resolution 30**

Relating to urging the judiciary to act expeditiously on the appeal regarding the constitutional amendment relating to bail.

By Representatives Rooney, Jackamonis, Thompson, Gerlach, Loftus, DeLong, Radtke, Hauke and R. Travis.

To calendar.

**Assembly Joint Resolution 90**

Relating to authorizing the creation of a Wisconsin state lottery (first consideration).

By Representatives Robinson, Plewa, Donoghue and Rogers, co-sponsored by Senator Roshell.

To committee on State Affairs.

**Assembly Joint Resolution 91**

Relating to requiring a circuit court finding of proper cause for the recall of any elected county officer (first consideration).

By Representative Swoboda, co-sponsored by Senator Lasee, by request of Mr. Robert Papke, County Clerk, and the Door County Board of Supervisors.

To committee on Elections.

**Assembly Joint Resolution 92**

Relating to supporting the position taken by the department of agriculture, trade and consumer protection in regard to the use of imitation cheese as a replacement for natural cheese in frozen pizzas.

By Representatives Shoemaker, Hephner, Vanderperren, Porter, Everson, Smith, Hasenohrl, Bradley, Potter, Murray, Merkt, Schmidt, Laatsch, Clarenbach, Paulson, Donoghue, Tregoning, Knox, Radtke, Luckhardt, Young, Stitt, Panzer, Crawford, Duren, Robinson, Flintrop, Lewison, Norquist, Helbach, Neubauer, Czarnezki, Holschbach and Jaronitzky, co-sponsored by Senators Thompson, Kreul, Harnisch, Harsdorf and Cullen.

To committee on Agriculture and Nutrition.

**Assembly Bill 1037**

Relating to changes in county civil service laws.

By Representatives Barczak, Meaux and Czarnezki, by request of Milwaukee County.

To committee on Local Affairs.

**Assembly Bill 1038**

Relating to access to child abuse records.

By Representative Flintrop.

To committee on Children and Human Development.

**Assembly Bill 1039**

Relating to authorizing savings and loan associations to maintain safety deposits.

By Representatives Leopold, Thompson, Matty and Rooney.

To committee on Consumer and Commercial Credit.

**Assembly Bill 1040**

Relating to authorization for payment of attorney or representation fees from unemployment compensation benefits.

By Representatives Rooney and Neubauer, co-sponsored by Senator Strohl, by request of Attorney Manny Brown.

To committee on Labor.

**Assembly Bill 1041**

Relating to permitting municipal courts to order restitution.

By Representatives Rooney and Neubauer, co-sponsored by Senator Strohl, by request of Municipal Judge Robert Michelson.

To committee on Criminal Justice and Public Safety.

**Assembly Bill 1042**

Relating to a prison inmate's liability for the cost of imprisonment.

By Representative Rooney.

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To committee on Criminal Justice and Public Safety.

**Assembly Bill 1043**

Relating to the definition of "homestead" for purposes of the homestead credit.

By Representatives Swoboda, Conradt, Murray, Shoemaker and Harer, by request of Harold G. Anderson, Sturgeon Bay, WI.

To committee on Revenue.

**Assembly Bill 1044**

Relating to distribution of property assessment manuals.

By Representatives Swoboda, Fischer, Robinson and Shoemaker, by request of Emanuel Mueller and Tom Dunn, Door County, WI.

To committee on Revenue.

**Assembly Bill 1045**

Relating to revising the definition of "blighted area" for the purposes of tax incremental financing.

By Representatives Ulichny, Norquist, Lee, Kirby, Loftus and Metz, co-sponsored by Senators Kleczka, Moody and Offner.

To committee on Urban Affairs and Housing.

**Assembly Bill 1046**

Relating to destruction of public records in certain counties.

By Representatives Rooney and Neubauer, co-sponsored by Senator Strohl, by request of Racine County.

To committee on Local Affairs.

**Assembly Bill 1047**

Relating to job training and employment requirements for receipt of general relief.

By Representatives Cogg, Becker, Ulichny, Clarenbach, Miller, Williams, Tesmer, Meaux, Crawford, Tuczynski, Metz, Fischer, Kunicki and Munts, co-sponsored by Senators Braun and Berger.

To committee on Health and Human Services.

**Assembly Bill 1048**

Relating to revising the promotional assistance restrictions in the sale of selected dairy products and granting rule-making authority.

By Representatives Everson, Conradt, Paulson, Smith, Hasenohrl, Leopold, Shoemaker, Tregoning and Merkt, co-sponsored by Senators Lorman, Kreul and Harsdorf.

To committee on Agriculture and Nutrition.

**Assembly Bill 1049**

Relating to bait dealers' licenses.

By Representatives Norquist and Fischer.

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To committee on Small Business and Economic Development.

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ADMINISTRATIVE RULES

Read and referred:

**Assembly Clearinghouse Rule 81-214**

Relating to living quarters at adult correctional institutions and defining housing emergency.

Submitted by Department of Health and Social Services.

To committee on Criminal Justice and Public Safety.

Referred on February 9, 1982.

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COMMITTEE REPORTS

The committee on Criminal Justice and Public Safety reports and recommends:

**Assembly Bill 824**

Relating to permitting the state and Indian tribes to enter into extradition agreements.

Adoption of assembly amendment 1:

Ayes: (8) Noes: (0)

Passage: Ayes: (5) Noes: (3)

To committee on Rules.

**Assembly Bill 825**

Relating to extending full faith and credit to the acts and court documents of Indian tribes.

Adoption of assembly amendment 1:

Ayes: (8) Noes: (0)

Adoption of assembly amendment 2:

Ayes: (8) Noes: (0)

Passage: Ayes: (6) Noes: (2)

To committee on Rules.

**Assembly Bill 930**

Relating to requiring the controlled substances board to enter into agreements with state and federal agencies to control the diversion of controlled substances and requiring the board to report on the diversion of controlled substances.

Passage: Ayes: (7) Noes: (1)  
To committee on Rules.

DAVID TRAVIS  
Chairperson

The committee on Health and Human Services reports and recommends:

**Assembly Bill 653**

Relating to eye enucleation by people who complete courses at any accredited medical school.

Passage: Ayes: (14) Noes: (0)  
To committee on Rules.

**Assembly Bill 710**

Relating to the granting of temporary licenses to practice medicine and surgery, podiatry and physical therapy.

Passage: Ayes: (11) Noes: (3)  
To committee on Rules.

**Assembly Bill 711**

Relating to revising the laws concerning local health agencies and communicable diseases and granting rule-making authority.

Adoption of assembly amendment 1:  
Ayes: (13) Noes: (0)

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

Adoption of assembly amendment 3:  
Ayes: (8) Noes: (6)

Adoption of assembly amendment 4:  
Ayes: (14) Noes: (0)

Passage: Ayes: (9) Noes: (5)  
To committee on Rules.

**Assembly Bill 803**

Relating to information placed on the label of prescription drugs.

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Passage: Ayes: (11) Noes: (2)  
To committee on Rules.

DISMAS BECKER  
Chairperson

The committee on State Affairs reports and recommends:

**Senate Bill 70**

Relating to payment of contractors under public works contracts.

Concurrence: Ayes: (9) Noes: (1)  
To committee on Rules.

JOHN PLEWA  
Chairperson

The committee on State-Federal Relations reports and recommends:

**Assembly Joint Resolution 69**

Relating to reparations for the internment of the Japanese.

Adoption: Ayes: (6) Noes: (0)  
To committee on Rules.

JOANNE DUREN  
Chairperson

The chief clerk reports the following proposals correctly enrolled:

**Assembly Joint Resolution 52**  
**Assembly Bill 52**  
**Assembly Bill 126**  
**Assembly Bill 127**  
**Assembly Bill 132**  
**Assembly Bill 296**  
**Assembly Bill 297**  
**Assembly Bill 306**  
**Assembly Bill 333**  
**Assembly Bill 346**  
**Assembly Bill 347**  
**Assembly Bill 394**  
**Assembly Bill 398**  
**Assembly Bill 459**  
**Assembly Bill 509**  
**Assembly Bill 573**

DAVID KEDROWSKI  
Chief Clerk

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

The assembly stood recessed.

10:15 A.M.

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RECESS

11:15 A.M.

The assembly reconvened.

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CALENDAR OF FRIDAY, FEBRUARY 5, 1982

**Assembly Bill 488**

Relating to training persons to use weapons or techniques to cause public disturbances and providing a penalty.

The question was: Shall the vote by which **Assembly Bill 488** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Behnke, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Miller, Munts, Nelsen, Panzer, Paulson, Porter, Radtke, Schmidt, Schneider, Schneiders, Stitt, Thompson, Travis, R., Tregoning, Tuczynski, Williams and Young -- 40.

Noes -- Alberts, Andrea, Barczak, Becker, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Ladwig, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Prosser, Quackenbush, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 56.

Absent or not voting -- Helbach -- 1.

Motion failed.



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Representative Radtke moved indefinite postponement of **Assembly Bill 488**.

The question was: Shall **Assembly Bill 488** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Alberts, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Meaux, Merkt, Miller, Munts, Nelsen, Norquist, Panzer, Paulson, Potter, Quackenbush, Radtke, Schmidt, Schneider, Schneiders, Shoemaker, Stitt, Thompson, Travis, R., Tregoning, Tuczynski, Ulichny, Williams and Young -- 51.

Noes -- Andrea, Barczak, Becker, Behnke, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Medinger, Menos, Metz, Murray, Neubauer, Otte, Plewa, Plous, Prosser, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Smith, Swoboda, Tesmer, Travis, D., Vanderperren, Wagner, Wood and Mr. Speaker -- 45.

Absent or not voting -- Porter -- 1.

Motion carried.

### **Senate Bill 77**

Relating to removing the requirements of U.S. citizenship and good moral character from certain employment and licensure statutes.

The question was: Shall the vote by which **Senate Bill 77** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Duren, Ellis, Goodrich, Harer, Hasenohrl, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Panzer, Paulson, Porter, Prosser, Radtke, Robertson, Schmidt, Schneiders,

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Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning and Young -- 41.

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

Absent or not voting -- None.

Motion failed.

Representative Thompson moved nonconcurrence in **Senate Bill 77**.

The question was: Shall **Senate Bill 77** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Dorff, Duren, Ellis, Everson, Goodrich, Harer, Hasenohrl, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Wood and Young -- 40.

Noes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Donoghue, Fischer, Flintrop, Gerlach, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Knox, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams and Mr. Speaker -- 57.

Absent or not voting -- None.

Motion failed.

The question was: **Senate Bill 77** having been read three times, shall the bill be concurred in?

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The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Donoghue, Dorff, Fischer, Flintrop, Gerlach, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Knox, Kunicki, 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, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams and Mr. Speaker -- 59.

Noes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Duren, Ellis, Everson, Harer, Hasenohrl, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Wood and Young -- 37.

Absent or not voting -- Goodrich -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 77** be immediately messaged to the senate.

Representative Thompson objected.

Representative Loftus moved that the rules be suspended and that **Senate Bill 77** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Senate Bill 77** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, 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, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 57.

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Noes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Duren, Ellis, Everson, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 39.

Absent or not voting -- Travis, D. -- 1.

Motion failed.

Representative Loftus moved reconsideration of the vote by which **Senate Bill 77** was concurred in. Entered.

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CALENDAR OF MONDAY, FEBRUARY 8, 1982

**Assembly Bill 322**

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

The question was: Shall the vote by which **Assembly Bill 322** was passed be reconsidered?

The roll was taken.

The result follows:

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

Noes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Lee, Leopold, Loftus, Looby, McEssy, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Panzer, Paulson, 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.

Absent or not voting -- None.

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Motion failed.

Deputy speaker Tesmer in the chair.

**Senate Bill 351**

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

The question was: Shall the vote by which **Senate Bill 351** was concurred in be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Berndt, Bradley, Conradt, Crawford, DeLong, Dilweg, Donoghue, Duren, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Radtke, Robertson, Schmidt, Schneiders, Stitt, Tesmer, Thompson, Travis, R., Tregoning, Tuczynski, Williams and Young -- 43.

Noes -- Andrea, Barczak, Becker, Behnke, Byers, Clarenbach, Cogs, Czarnezki, Dorff, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Quackenbush, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Travis, D., Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 54.

Absent or not voting -- None.

Motion failed.

Speaker Jackamonis in the chair.

**Senate Bill 539**

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

The question was: Shall the vote by which **Senate Bill 539** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

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

Noes -- Andrea, 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, McEwen, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Potter, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 66.

Absent or not voting -- Paulson -- 1.

Motion failed.

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

Representative Thompson moved nonconcurrency 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, Klicka, Laatsch, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Paulson, Porter, Prosser, Robertson, Schmidt, Stitt, Thompson, Travis, R., Tregoning and Young -- 32.

Noes -- 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, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 65.

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Absent or not voting -- None.

Motion failed.

The question was: **Senate Bill 539** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Ladwig, Larson, Lee, Leopold, Loftus, Looby, 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.

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

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 539** be immediately messaged to the senate. Granted.

**Assembly Bill 1029**

Relating to the compensation plan for nonrepresented classified state employees.

The question was: Shall **Assembly Bill 1029** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 1029** be given a third reading. Granted.

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Representative Loftus asked unanimous consent that **Assembly Bill 1029** be placed at the foot of the twelfth order of business on the calendar of Tuesday, February 9. Granted.

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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 Bill 26**  
**Assembly Bill 581**

Adopted and asks concurrence in:

**Senate Joint Resolution 54**

Passed and asks concurrence in:

**Senate Bill 3**  
**Senate Bill 123**  
**Senate Bill 414**  
**Senate Bill 497**  
**Senate Bill 630**  
**Senate Bill 681**

Concurred in as amended:

**Assembly Bill 22** (senate amendment 1 adopted) /  
**Assembly Bill 242** (senate substitute amendment 1 adopted)

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ACTION ON THE SENATE MESSAGE

**Senate Joint Resolution 54**

Granting the use of the senate and assembly chambers on April 23 and 24, 1982, to Wisconsin Y.M.C.A. for its Youth in Government program for the purpose of holding a practice legislative session.

By Senator Goyke; co-sponsored by Representative Schneider.  
To calendar.

**Senate Bill 3**

Relating to conveying certain submerged lands to the city of Sheboygan.

By Senator Opitz; co-sponsored by Representatives Otte and Potter.



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To committee on State Affairs.

**Senate Bill 123**

Relating to scientific collectors permits, to trespass on fox or mink farms and to transfer of the ownership of land on which a dam exists (suggested as remedial legislation by the department of natural resources).

By Law Revision Committee, pursuant to section 13.83 (1)(c), Wis. Stats.

To committee on Tourism and Recreation.

**Senate Bill 414**

Relating to removal of wharves, piers, structures and obstructions in navigable waters.

By Senator Cullen; co-sponsored by Representative Porter.

To committee on Environmental Resources.

**Senate Bill 497**

Relating to allowing counties to contract with municipalities for on-site sewage disposal inspections.

By Senator Johnston.

To committee on Environmental Resources.

**Senate Bill 630**

Relating to the definition of sexual intercourse.

By Legislative Council.

To committee on Criminal Justice and Public Safety.

**Senate Bill 681**

Relating to conservation easements.

By Senators George and Engleiter, by request of Commission on Uniform State Laws.

To committee on Environmental Resources.

**Assembly Bill 22**

Relating to agricultural statistics.

By Representatives Potter, Vanderperren, Hasenohrl and Andrea.

To committee on Rules.

**Assembly Bill 242**

Relating to providing penalties for use of a dangerous weapon.

By Representatives Rutkowski, Prosser, Kunicki, Wood and Ulichny, co-sponsored by Senator Moody.

To committee on Rules.

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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 Thursday, February 11.

Representative Looby objected.

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CALENDAR OF TUESDAY, FEBRUARY 9, 1982

**Assembly Bill 466**

Relating to operation of motor vehicles in the navigable waters of the state and creating a penalty.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 466** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 466** offered by Representatives Hephner and Nelsen.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 466** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 466** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 466** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 466** be given a third reading. Granted.

The question was: **Assembly Bill 466** 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,

JOURNAL OF THE ASSEMBLY [February 9, 1982]

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 466** be immediately messaged to the senate. Granted.

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 Thursday, February 11.

Representative Donoghue objected.

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

The assembly stood recessed.

12:20 P.M.

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RECESS

2:10 P.M.

The assembly reconvened.

Representative Thompson requested a call of the assembly.

There were not sufficient seconds.

Representative Thompson moved a quorum call.

The roll was taken.

The result follows:

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Present -- Andrea, Becker, Clarenbach, Conradt, DeLong, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Hephner, Hopkins, Jaronitzky, Johnson, Kincaid, Knox, Kunicki, Larson, Lee, Lewison, Loftus, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Murray, Nelsen, Norquist, Otte, Plous, Porter, Potter, Prosser, Quackenbush, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Swoboda, Travis, R., Tregoning, Tuczynski, Wagner, Young and Mr. Speaker -- 53.

Absent -- Alberts, Barczak, Behnke, Berndt, Bradley, Byers, Coggs, Crawford, Czarnezki, Dilweg, Donoghue, Harer, Hauke, Helbach, Holschbach, Kirby, Klicka, Laatsch, Ladwig, Leopold, Looby, McEwen, Meaux, Metz, Miller, Munts, Neubauer, Panzer, Paulson, Plewa, Radtke, Roberts, Robertson, Schmidt, Shoemaker, Smith, Stitt, Tesmer, Thompson, Travis, D., Ulichny, Vanderperren, Williams and Wood -- 44.

A quorum was present.

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### CALL OF THE ASSEMBLY

Representative Thompson requested 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 - Czarnezki, Hauke, Kirby, Leopold, Metz, Munts, Norquist, Otte, Porter, Roberts, Smith, Ulichny, Vanderperren and Wood.

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

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**Assembly Bill 988**

Relating to identification cards, restrictions on the wholesale sale of alcohol beverages to university of Wisconsin system campuses, permitting brewers and wholesalers of fermented malt beverages to contribute money and other items of value to, or purchase advertising from, private colleges and universities, permitting counties to adopt ordinances regulating the possession or procurement of alcohol beverages by minors and furnishing alcohol beverages to minors, alcohol beverage licenses for vessels and permitting minors to enter premises licensed to sell alcohol beverages to march or drill.

The question was: Shall **Assembly Bill 988** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 988** be given a third reading. Granted.

The question was: **Assembly Bill 988** 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, Cogg, 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, 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 -- 96.

Noes -- Roberts -- 1.

Absent or not voting -- None.

Motion carried.

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Representative Roberts 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 988** be immediately messaged to the senate. Granted.

**Assembly Bill 464**

Relating to outside occupations of commissioners.

The question was: Shall assembly substitute amendment 3 to **Assembly Bill 464** be adopted?

Motion carried.

Representative Lee moved indefinite postponement of **Assembly Bill 464**.

Deputy speaker Tesmer in the chair.

The question was: Shall **Assembly Bill 464** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Lee, Leopold, McEwen and Norquist -- 7.

Noes -- Alberts, Behnke, Berndt, Bradley, Byers, Clarenbach, Cogg, 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, Lewison, Loftus, Looby, Luckhardt, McEssy, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, 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 -- 90.

Absent or not voting -- None.

Motion failed.

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The question was: Shall **Assembly Bill 464** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 464** be given a third reading. Granted.

The question was: **Assembly Bill 464** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Behnke, Berndt, Bradley, Byers, Clarenbach, Cogg, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lewison, Loftus, Luckhardt, McEssy, 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 -- 89.

Noes -- Becker, Crawford, Czarnezki, Harer, Lee, Leopold, Looby and McEwen -- 8.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 464** be immediately messaged to the senate. Granted.

**Assembly Bill 732**

Relating to requiring local units of government to set the dog license tax on unneutered male dogs and unspayed female dogs at a higher rate than on neutered male dogs and spayed female dogs.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 732** offered by Representative Otte.

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The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 732** be adopted?

Motion carried.

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### POINT OF ORDER

Representative Thompson rose to the point of order that assembly substitute amendment 1 to **Assembly Bill 732** was not germane under Assembly Rule 54 (3)(f).

The chair took the point of order under advisement.

### **Assembly Bill 758**

Relating to civil damages for violations of certain laws governing motor vehicle transactions and penalties for violation of certain laws governing motor vehicle transactions.

Assembly amendment 1 to **Assembly Bill 758** offered by Representative Thompson.

The question was: Shall assembly amendment 1 to **Assembly Bill 758** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 758** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 758** be given a third reading.

Representative Behnke objected.

Representative Loftus moved that the rules be suspended and that **Assembly Bill 758** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 758** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Berndt, Bradley, Byers, Clarenbach, Cogs, Conradt, Crawford, Czarnecki, Dilweg, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins,



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Jaronitzky, Johnson, Kincaid, Kirby, Knox, Kunicki, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, Matty, Meaux, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Potter, Prosser, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 83.

Noes -- Behnke, DeLong, Ellis, Goodrich, Klicka, Laatsch, McEssy, McEwen, Porter, Quackenbush, Robertson, Schneiders, Thompson and Tregoning -- 14.

Absent or not voting -- None.

Motion carried.

Speaker Jackamonis in the chair.

The question was: **Assembly Bill 758** having been read three times, shall the bill pass?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 758** be immediately messaged to the senate.

Representative Tesmer objected.

Representative Loftus moved that the rules be suspended and that **Assembly Bill 758** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Bill 758** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Berndt, Byers, Clarenbach, Coggs, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, 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,

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Schneiders, Shoemaker, Smith, Stitt, Swoboda, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 85.

Noes -- Behnke, Bradley, Conradt, Hopkins, Jaronitzky, Klicka, Luckhardt, McEssy, McEwen, Tesmer, Thompson and Tregoning -- 12.

Absent or not voting -- None.

Motion carried.

**Assembly Bill 491**

Relating to discontinuance of interim allowances to members of the legislature for postage and clerical assistance.

Representative Metz moved that **Assembly Bill 491** be referred to the Joint Committee on Finance.

The question was: Shall **Assembly Bill 491** be referred to the Joint Committee on Finance?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Berndt, Byers, Coggs, Conradt, Crawford, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Holschbach, Johnson, Kincaid, Klicka, Ladwig, Lewison, Loftus, Looby, McEssy, Matty, Meaux, Metz, Murray, Nelsen, Norquist, Otte, Paulson, Plewa, Plous, Potter, Prosser, Quackenbush, Roberts, Rogers, Rooney, Schneider, Schneiders, Tesmer, Thompson, Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wood and Young -- 56.

Noes -- Alberts, Bradley, Clarenbach, Czarnecki, DeLong, Fischer, Goodrich, Helbach, Hephner, Hopkins, Jaronitzky, Kirby, Knox, Kunicki, Laatsch, Larson, Lee, Leopold, Luckhardt, McEwen, Medinger, Menos, Merkt, Miller, Munts, Neubauer, Panzer, Radtke, Robertson, Robinson, Rutkowski, Schmidt, Shoemaker, Smith, Stitt, Swoboda, Travis, D., Travis, R., Williams and Mr. Speaker -- 40.

Absent or not voting -- Porter -- 1.

Motion carried.

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**Assembly Bill 1029**

Relating to the compensation plan for nonrepresented classified state employees.

The question was: Shall **Assembly Bill 1029** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 1029** be given a third reading. Granted.

The question was: **Assembly Bill 1029** 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, 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 1029** be immediately messaged to the senate. Granted.

**Senate Joint Resolution 18**

Relating to allowing the legislature to provide property or other tax benefits for home improvements (first consideration).

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Assembly amendment 1 to **Senate Joint Resolution 18** offered by Representatives Hephner, Duren and Thompson.

Representative Knox moved rejection of assembly amendment 1 to **Senate Joint Resolution 18**.

Deputy speaker Tesmer in the chair.

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POINT OF ORDER

Representative Plous rose to the point of order that assembly amendment 1 to **Senate Joint Resolution 18** was not germane under Assembly Rule 54.

The chair took the point of order under advisement.

The chair ruled well taken the point of order raised by Representative Thompson that assembly substitute amendment 1 to **Assembly Bill 732** was not germane under Assembly Rule 54 (3)(f).

The question was: Shall **Assembly Bill 732** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dilweg, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hauke, Helbach, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Prosser, Roberts, Robinson, Rogers, Rooney, Rutkowski, Shoemaker, Smith, Tesmer, Travis, D., Tuczynski, Ulichny, Wagner, Wood and Mr. Speaker -- 52.

Noes -- Alberts, Barczak, Berndt, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Goodrich, Harer, Hasenohrl, Hephner, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Nelsen, Panzer, Paulson, Porter, Quackenbush, Radtke, Robertson, Schmidt, Schneider, Schneiders, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Vanderperren and Young -- 44.

Absent or not voting -- Williams -- 1.

Motion carried.

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Representative Gerlach asked unanimous consent that the rules be suspended and that **Assembly Bill 732** be given a third reading.

Representative Thompson objected.

Representative Gerlach moved that the rules be suspended and that **Assembly Bill 732** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 732** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Barczak, Becker, Clarenbach, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Menos, Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Prosser, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wood and Mr. Speaker -- 54.

Noes -- Alberts, Andrea, Behnke, Berndt, Bradley, Byers, Coggs, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Medinger, Merkt, Nelsen, Panzer, Paulson, Porter, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning, Williams and Young -- 43.

Absent or not voting -- None.

Motion failed.

Speaker Jackamonis in the chair.

Representative Loftus moved reconsideration of the vote by which **Assembly Bill 732** was ordered to a third reading. 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 Thursday, February 11.

Representative Wagner objected.

Representative Loftus moved that the rules be suspended and that **Assembly Bill 283** be taken from the table and placed at the foot of the twelfth order of business on the calendar of Thursday, February 11.

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The question was: Shall the rules be suspended and **Assembly Bill 283** be taken from the table and placed at the foot of the twelfth order of business on the calendar of Thursday, February 11?

The roll was taken.

The result follows:

Ayes -- Barczak, Becker, Behnke, Bradley, Byers, Coggs, Conratt, Crawford, Duren, Ellis, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Helbach, Hephner, Jaronitzky, Johnson, Kirby, Klicka, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Loftus, Meaux, Medinger, Menos, Metz, Munts, Norquist, Otte, Panzer, Plewa, Plous, Potter, Prosser, Robinson, Rogers, Rooney, Shoemaker, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski and Williams -- 52.

Noes -- Alberts, Andrea, Berndt, Clarenbach, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Everson, Harer, Hauke, Holschbach, Hopkins, Kincaid, Knox, Lewison, Looby, Luckhardt, McEssy, McEwen, Matty, Merkt, Miller, Murray, Nelsen, Neubauer, Paulson, Porter, Quackenbush, Radtke, Roberts, Robertson, Rutkowski, Schmidt, Schneider, Schneiders, Smith, Stitt, Ulichny, Vanderperren, Wagner, Wood, Young and Mr. Speaker -- 45.

Absent or not voting -- None.

Motion failed.

The speaker ruled well taken the point of order raised by Representative Plous that assembly amendment 1 to **Senate Joint Resolution 18** was not germane under Assembly Rule 54.

Representative Johnson moved nonconcurrency in **Senate Joint Resolution 18**.

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

Representative Johnson moved that **Senate Joint Resolution 18** be referred to the committee on Revenue.

The question was: Shall **Senate Joint Resolution 18** be referred to the committee on Revenue?

The roll was taken.

The result follows:

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Ayes -- Alberts, Barczak, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Duren, Ellis, Everson, Gerlach, Goodrich, Harer, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Klicka, Knox, Laatsch, Ladwig, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Merkt, Miller, Munts, Murray, Neubauer, Otte, Panzer, Paulson, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Vanderperren, Wagner, Wood and Young -- 64.

Noes -- Andrea, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Fischer, Flintrop, Hasenohrl, Kirby, Kunicki, Larson, Lee, Leopold, Meaux, Medinger, Menos, Metz, Nelsen, Norquist, Plewa, Plous, Porter, Rooney, Rutkowski, Travis, D., Tuczynski, Ulichny, Williams and Mr. Speaker -- 32.

Absent or not voting -- Kincaid -- 1.

Motion carried.

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

**Senate Bill 63**

Relating to review of certain executive orders of the governor by appropriate standing committees of the legislature, adoption of certain executive orders as rules and granting rule-making authority.

Assembly substitute amendment 1 to **Senate Bill 63** offered by Representatives Jackamonis, Rogers and Thompson.

The question was: Shall assembly substitute amendment 1 to **Senate Bill 63** be adopted?

Motion carried.

Representative Johnson moved nonconcurrency in **Senate Bill 63**.

The question was: Shall **Senate Bill 63** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Becker, Berndt, Bradley, Byers, Clarenbach, Coggs, Conradt, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hauke, Helbach, Hephner, Holschbach, Hopkins,

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Jaronitzky, Johnson, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Meaux, Menos, Merkt, Metz, Miller, Munts, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Vanderperren, Williams, Wood and Young -- 85.

Noes -- Behnke, Crawford, Duren, Hasenohrl, Kincaid, Kirby, Medinger, Murray, Rogers, Ulichny, Wagner and Mr. Speaker -- 12.

Absent or not voting -- None.

Motion carried.

**Senate Bill 71**

Relating to fair-share and maintenance of membership agreements under the state employment labor relations act.

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POINT OF ORDER

Representative Tregoning rose to the point of order that **Senate Bill 71** required a fiscal estimate and was required to be referred to the Joint Committee on Finance under section 13.10(2) of the Wisconsin Statutes.

The speaker took the point of order under advisement.

**Senate Bill 332**

Relating to the right of an employe to copy personnel records and creating a penalty.

The question was: Shall assembly amendment 1 to **Senate Bill 332** be adopted?

Motion carried.

Assembly amendment 2 to **Senate Bill 332** offered by Representative Hopkins.

Representative Hopkins asked unanimous consent that assembly amendment 2 to **Senate Bill 332** be withdrawn and returned to the author. Granted.

Assembly amendment 3 to **Senate Bill 332** offered by Representative Thompson.



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The question was: Shall assembly amendment 3 to **Senate Bill 332** be adopted?

The roll was taken.

The result follows:

Ayes -- Alberts, Barczak, Behnke, Berndt, Bradley, Byers, Conradt, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Goodrich, Harer, Hasenohrl, Helbach, Hephner, Hopkins, Jaronitzky, Johnson, Kincaid, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Miller, Munts, Murray, Nelsen, Neubauer, Otte, Panzer, Paulson, Plous, Porter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Ulichny, Vanderperren, Wagner, Wood and Young -- 72.

Noes -- Andrea, Becker, Clarenbach, Coggs, Crawford, Flintrop, Gerlach, Hauke, Holschbach, Kirby, Lee, Leopold, Loftus, Looby, Metz, Norquist, Plewa, Potter, Robinson, Smith, Tesmer, Travis, D., Tuczynski, Williams and Mr. Speaker -- 25.

Absent or not voting -- None.

Motion carried.

The question was: Shall **Senate Bill 332** be ordered to a third reading?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 332** be given a third reading. Granted.

The question was: **Senate Bill 332** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, 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,

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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 -- 96.

Noes -- Andrea -- 1.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 332** be immediately messaged to the senate. Granted.

**Senate Bill 189**

Relating to qualifications for issuance and use of a special restricted operator's license.

The question was: Shall assembly amendment 1 to **Senate Bill 189** be adopted?

Motion carried.

The question was: Shall **Senate Bill 189** be ordered to a third reading?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 189** be given a third reading. Granted.

The question was: **Senate Bill 189** 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, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Loftus, Looby, Luckhardt, McEssy, Matty, Meaux,

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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, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 94.

Noes -- McEwen and Robertson -- 2.

Absent or not voting -- Lewison -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 189** be immediately messaged to the senate. Granted.

**Senate Bill 67**

Relating to prohibiting employment discrimination against state employes because of political affiliation, except where political affiliation is an appropriate requirement.

Assembly amendment 2 to assembly substitute amendment 1 to **Senate Bill 67** offered by Representatives Jackamonis and Thompson.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Senate Bill 67** be adopted?

Motion carried.

Assembly amendment 3 to assembly substitute amendment 1 to **Senate Bill 67** offered by Representative Thompson.

Representative Clarenbach moved rejection of assembly amendment 3 to assembly substitute amendment 1 to **Senate Bill 67**.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Senate Bill 67** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Neubauer,

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Norquist, Otte, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams and Wood -- 55.

Noes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gerlach, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Plewa, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning, Young and Mr. Speaker -- 42.

Absent or not voting -- None.

Motion carried.

Assembly amendment 4 to assembly substitute amendment 1 to **Senate Bill 67** offered by Representative Thompson.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Senate Bill 67** be adopted?

Motion carried.

Representative Loftus moved nonconcurrency in **Senate Bill 67**.

The question was: Shall **Senate Bill 67** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Behnke, Berndt, Bradley, Byers, Conradt, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Goodrich, Harer, Hauke, Hopkins, Jaronitzky, Johnson, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Norquist, Otte, Panzer, Paulson, Plewa, Porter, Potter, Prosser, Radtke, Roberts, Robertson, Schmidt, Schneiders, Shoemaker, Stitt, Thompson, Travis, R., Tregoning, Tuczynski, Vanderperren, Wood, Young and Mr. Speaker -- 58.

Noes -- Becker, Clarenbach, Coggs, Crawford, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Holschbach, Kincaid, Kirby, Kunicki, Lee, Leopold, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Rutkowski, Schneider, Smith, Swoboda, Tesmer, Travis, D., Ulichny, Wagner and Williams -- 39.

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Absent or not voting -- None.

Motion carried.

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

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

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LEGISLATIVE REFERENCE BUREAU CORRECTIONS

**Senate Bill 382**

Page 4, line 10: substitute "4" for "2".

**Engrossed Senate Bill 501**

1. Page 30, line 18: delete "equal".
2. Page 30, line 24: delete "any" and substitute "and".

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VISITORS

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

Mr. and Mrs. Joe Lauber from Brownsville, guests of Representative Panzer.

Seventh grade students from Elroy accompanied by teachers Mr. Daines and Mr. Baisden, guests of Representative Thompson.

Kris Thompson, Kathy Garvin and Katie Bunk from Elroy, guests of Representative Thompson.

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Representative Loftus moved that the assembly stand adjourned until 10:00 A.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

4:20 P.M.