

JOURNAL OF THE ASSEMBLY [March 25, 1982]

STATE OF WISCONSIN

Assembly Journal

Eighty-Fifth Regular Session

THURSDAY, March 25, 1982.

9:30 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Phil Barnhart of The Chapel on the Hill, Lake Geneva.

Representative Flintrop 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 1 to **Assembly Resolution 35** offered by Representative Prosser.

Assembly amendment 2 to assembly substitute amendment 4 to **Assembly Bill 936** offered by Representatives Knox, Munts and Fischer.

Assembly amendment 2 to **Senate Bill 72** offered by Representative Robertson.

Assembly amendment 3 to **Senate Bill 72** offered by Representative Robertson.

Assembly amendment 4 to **Senate Bill 72** offered by Representative Robertson.

Assembly amendment 5 to **Senate Bill 72** offered by Representative Robertson.

Assembly amendment 6 to **Senate Bill 72** offered by Representative Tregoning.

Assembly amendment 7 to **Senate Bill 72** offered by Representative Robertson.

Assembly amendment 8 to **Senate Bill 72** offered by Representative Robertson.

Assembly amendment 9 to **Senate Bill 72** offered by Representative Bradley.

Assembly amendment 10 to **Senate Bill 72** offered by Representative Robertson.

Assembly amendment 1 to assembly amendment 1 to **Senate Bill 80** offered by Representatives Munts, Dilweg, Wagner and Helbach.

Assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 581** offered by Representative Ulichny.

Assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 695** offered by Representatives Fischer and Hopkins.

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INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 36

Relating to observing the week of April 18 to 24, 1982, as Victims Rights Week.

By Representative Ulichny.

To calendar.

Assembly Joint Resolution 100

Relating to requesting the legislative council to study public health needs in Wisconsin.

By Representatives Robinson, Medinger, Clarenbach, Becker, Schmidt, Munts, Flintrop and Loftus, co-sponsored by Senator Offner, by request of Physicians Alliance - State Medical Society of Wisconsin.

To committee on Health and Human Services.

Assembly Joint Resolution 101

Relating to observing the week of April 18 to 24, 1982, as Victims Rights Week.

By Representative Ulichny, co-sponsored by Senator Flynn.

To calendar.

Assembly Bill 1134

Relating to the disposal of dredge spoils in and near the Mississippi, St. Croix and Black rivers by the U.S. corps of engineers.

By Representatives Shoemaker, Harer, Lewison, Roberts, Medinger and Looby, co-sponsored by Senators Roshell, Bidwell, Harsdorf and Offner, by request of Minnesota - Wisconsin Boundary Area Commission Legislative Advisory Committee.

To committee on Environmental Resources.

Assembly Bill 1135

Relating to creating an income tax credit for property taxes paid on zoned wetlands.

By Representatives Everson, Vanderperren, Fischer, Crawford, Prosser, Kirby, Becker, Kunicki, Neubauer, Schmidt, Paulson and Berndt, co-sponsored by Senator Lorman.

To committee on Environmental Resources.

Assembly Bill 1136

Relating to increases in the compensation of former legislators who are elected to state offices.

By Representative Jackamonis, by request of Roger Murphy.

To committee on Judiciary.

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Assembly Bill 1137

Relating to abolishment of the optometry examining board, creation of an optometry board, transfer of functions of the optometry examining board to the optometry board and the department of regulation and licensing and granting rule-making authority.

By Representatives Gerlach and Nelsen, by request of Wisconsin Association of Optometrists and Opticians, and Department of Regulation and Licensing.

To committee on Health and Human Services.

Assembly Bill 1138

Relating to a sales tax exemption for commercial jukeboxes and other commercial coin-operated amusement devices.

By Representatives Roberts, Schneider and Medinger.

To Joint Survey Committee on Tax Exemptions.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 81-244

Relating to which real estate transfer returns may be open for inspection in a condemnation proceeding or an appeal from an assessment of real property under s. 77.23 (2), Stats.

Submitted by Department of Revenue.

To committee on Revenue.

Referred on March 25, 1982.

COMMITTEE REPORTS

The Joint Legislative Audit Committee reports and recommends:

Assembly Bill 1111

Relating to the organization, powers and duties of the Wisconsin housing finance authority, the powers and duties of the department of development, creating a council on housing and creating and making appropriations.

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

To Joint Committee on Finance.

BARBARA ULICHNY
Assembly Chairperson

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The committee on Commerce and Consumer Affairs reports and recommends:

Senate Bill 600

Relating to miscellaneous trade practices changes.

Adoption of assembly substitute amendment 2:

Ayes: (11) Noes: (0)

Concurrence: Ayes: (10) Noes: (1)

To calendar.

MIDGE MILLER

Chairperson

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

Senate Bill 234

Relating to restricting ownership of electric weapons and providing a penalty.

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

To calendar.

Senate Bill 569

Relating to determination of consent under the sexual assault law.

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

To calendar.

Senate Bill 570

Relating to the definition of sexual contact.

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

To calendar.

Senate Bill 572

Relating to spousal sexual assault.

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

To calendar.

Senate Bill 621

Relating to restitution and other payments as a condition of probation.

Adoption of assembly amendment 1:

Ayes: (10) Noes: (0)

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

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To calendar.

Senate Bill 630

Relating to the definition of sexual intercourse.

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

To calendar.

DAVID TRAVIS

Chairperson

The committee on Judiciary reports and recommends:

Assembly Bill 997

Relating to abolishing offices of jury commissioner if automated jury selection system is used.

Passage: Ayes: (7) Noes: (0)

To calendar.

JAMES RUTKOWSKI

Chairperson

The committee on Local Affairs reports and recommends:

Senate Bill 118

Relating to increasing the fees payable to the register of deeds.

Concurrence: Ayes: (12) Noes: (1)

To calendar.

GARY BARCZAK

Chairperson

The committee on State Affairs reports and recommends:

Senate Bill 324

Relating to the employment of hearing examiners by separate subunits of state agencies.

Adoption of assembly amendment 1:

Ayes: (7) Noes: (1)

Concurrence: Ayes: (5) Noes: (3)

To committee on Rules.

JOHN PLEWA

Chairperson

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The chief clerk reports the following proposals correctly enrolled:

Assembly Bill 246

Assembly Bill 1133

DAVID KEDROWSKI
Chief Clerk

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison

To the Honorable, the Assembly:

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

Assembly Bill	Chapter No.	Date Approved
127 -----	141 -----	March 25, 1982
173 -----	142 -----	March 25, 1982
253 -----	143 -----	March 25, 1982
295 -----	144 -----	March 25, 1982
306 -----	145 -----	March 25, 1982
347 -----	146 -----	March 25, 1982
366 -----	147 -----	March 25, 1982
442 -----	148 -----	March 25, 1982
444 -----	149 -----	March 25, 1982
561 -----	150 -----	March 25, 1982
562 -----	151 -----	March 25, 1982
737 -----	152 -----	March 25, 1982
1029 -----	153 -----	March 25, 1982
1133 -----	155 -----	March 25, 1982

Respectfully submitted,
LEE SHERMAN DREYFUS
Governor

CONSIDERATION OF MOTIONS
FOR RECONSIDERATION

Assembly Bill 186

Relating to prohibiting racial discrimination by real estate brokers and salespersons and providing a penalty.

The question was: Shall the vote by which **Assembly Bill 186** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Barczak, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hephner, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Swoboda, Thompson, Tregoning and Young -- 41.

Noes -- Andrea, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Holschbach, Johnson, 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, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker - - 55.

Absent or not voting -- Kincaid -- 1.

Motion failed.

Representative Thompson moved indefinite postponement of **Assembly Bill 186**.

The question was: Shall **Assembly Bill 186** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hauke, Hephner, Hopkins, Jaronitzky, Kincaid, Klicka, Laatsch, Ladwig, Larson,

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Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Robertson, Schmidt, Schneiders, Stitt, Swoboda, Thompson, Tregoning and Young -- 40.

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

Absent or not voting -- None.

Motion failed.

Representative Thompson moved that **Assembly Bill 186** be referred to the committee on Judiciary.

The question was: Shall **Assembly Bill 186** be referred to the committee on Judiciary?

The roll was taken.

The result follows:

Ayes -- Alberts, Barczak, Behnke, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hauke, Hephner, Hopkins, Jaronitzky, Kincaid, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Tregoning, Tuczynski and Young -- 44.

Noes -- Andrea, Becker, Clarenbach, Coggs, Crawford, Czarnezki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Holschbach, Johnson, 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., Travis, R., Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker - - 53.

Absent or not voting -- None.

Motion failed.

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Representative Thompson moved that **Assembly Bill 186** be laid on the table.

The question was: Shall **Assembly Bill 186** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Alberts, Barczak, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hephner, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Murray, Panzer, Paulson, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Swoboda, Thompson, Tregoning and Young -- 39.

Noes -- Andrea, Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Holschbach, Jaronitzky, Johnson, Kincaid, Kirby, Knox, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Nelsen, Neubauer, Norquist, Otte, Plewa, Plous, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 57.

Absent or not voting -- Hopkins -- 1.

Motion failed.

The question was: **Assembly Bill 186** 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, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Holschbach, Jaronitzky, Kirby, Knox, Kunicki, Lee, Leopold, Loftus, Looby, McEwen, Meaux, Medinger, Menos, Metz, Miller, Munts, Nelsen, Neubauer, Norquist, Otte, Panzer, Plewa, Plous, Potter, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 60.

Noes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Goodrich, Harer, Hephner, Hopkins,

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Kincaid, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, Matty, Merkt, Murray, Paulson, Porter, Prosser, Quackenbush, Robertson, Schmidt, Schneiders, Stitt, Swoboda, Thompson, Tregoning and Young -- 36.

Absent or not voting -- Johnson -- 1.

Motion carried.

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

Representative Loftus moved that the rules be suspended and that **Assembly Bill 186** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Bill 186** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Holschbach, Johnson, Kincaid, Kirby, Klicka, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Nelsen, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 56.

Noes -- Alberts, Andrea, Barczak, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Goodrich, Harer, Hauke, Hephner, Hopkins, Jaronitzky, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Murray, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Tregoning and Young -- 40.

Absent or not voting -- Ellis -- 1.

Motion failed.

Representative Loftus moved reconsideration of the vote by which **Assembly Bill 186** was passed. Entered.

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MOTIONS

Representative Goodrich moved reconsideration of the vote by which **Assembly Joint Resolution 20** failed to be ordered to a third reading. Entered.

Representative R. Travis moved that the motion to withdraw **Assembly Joint Resolution 17** from the committee on State-Federal Relations and refer it to the committee on Rules be taken from the table.

The question was: Shall the motion to withdraw **Assembly Joint Resolution 17** from the committee on State-Federal Relations and refer it to the committee on Rules be taken from the table?

The roll was taken.

The result follows:

Ayes -- Alberts, Berndt, Bradley, Conradt, DeLong, Dilweg, Ellis, Goodrich, Harer, Hephner, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Robertson, Rogers, Rooney, Schmidt, Schneiders, Stitt, Swoboda, Thompson, Travis, R., Tregoning and Young -- 41.

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

Absent or not voting -- None.

Motion failed.

Representative Young asked unanimous consent to be recorded on the following questions. Granted.

Thursday, March 11, 1982

The question was: Shall the vote by which Assembly Bill 371 was ordered to a third reading be reconsidered? Aye

The question was: Assembly Bill 371 having been read three times, shall the bill pass? No

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The question was: Shall the rules be suspended and Assembly Bill 371 be immediately messaged to the senate? No

The question was: Shall the motion to withdraw Assembly Joint Resolution 17 from the committee on State-Federal Relations and refer it to the committee on Rules be taken from the table? Aye

The question was: Shall assembly amendment 29 to assembly substitute amendment 1 to Assembly Bill 615 be rejected? No

The question was: Shall assembly amendment 31 to assembly substitute amendment 1 to Assembly Bill 615 be rejected? No

The question was: Shall the rules be suspended to allow Representative Munts to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative R. Travis to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Looby to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Jaronitzky to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Duren to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Alberts to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Looby to make a statement? Aye

The question was: Shall assembly amendment 31 to assembly substitute amendment 1 to Assembly Bill 615 be laid on the table? No

The question was: Shall assembly amendment 1 to assembly amendment 31 to assembly substitute amendment 1 to Assembly Bill 615 be rejected? Aye

The question was: Shall assembly amendment 3 to assembly amendment 31 to assembly substitute amendment 1 to Assembly Bill 615 be rejected? No

The question was: Shall the rules be suspended to allow Representative Munts to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Shoemaker to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Munts to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Hopkins to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Schmidt to make a statement? Aye

The question was: Shall assembly amendment 31 to assembly substitute amendment 1 to Assembly Bill 615 be rejected? No

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The question was: Shall the rules be suspended to allow Representative Knox to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Munts to make a statement? Aye

The question was: Shall assembly amendment 28 to assembly substitute amendment 1 to Assembly Bill 615 be taken from the table? Aye

The question was: Shall assembly amendment 32 to assembly substitute amendment 1 to Assembly Bill 615 be rejected? No

The question was: Shall assembly amendment 34 to assembly substitute amendment 1 to Assembly Bill 615 be rejected? No

The question was: Shall assembly amendment 34 to assembly substitute amendment 1 to Assembly Bill 615 be laid on the table? No

The question was: Shall assembly amendment 34 to assembly substitute amendment 1 to Assembly Bill 615 be adopted? Aye

The question was: Shall Assembly Bill 615 be re-referred to the committee on Health and Human Services? Aye

The question was: Shall Assembly Bill 615 be indefinitely postponed? Aye

The question was: Shall Assembly Bill 615 be ordered engrossed and read a third time? No

The question was: Shall the rules be suspended and Assembly Bill 615 be given a third reading? No

The question was: Assembly Bill 613 having been read three times, shall the bill pass? Aye

The question was: Shall Assembly Bill 803 be ordered engrossed and read a third time? Aye

The question was: Assembly Bill 803 having been read three times, shall the bill pass? Aye

The question was: Shall the rules be suspended and Assembly Bill 858 be given a third reading? No

The question was: Assembly Bill 858 having been read three times, shall the bill pass? Aye

The question was: Shall the rules be suspended and Assembly Bill 858 be immediately messaged to the senate? No

The question was: Shall assembly amendment 3 to Assembly Bill 711 be rejected? No

The question was: Shall assembly amendment 3 to Assembly Bill 711 be laid on the table? Aye

The question was: Assembly Bill 711 having been read three times, shall the bill pass? Aye

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 922 be rejected? No

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The question was: Shall Assembly Bill 922 be re-referred to the committee on Judiciary? Aye

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to Assembly Bill 922 be rejected? No

The question was: Shall the rules be suspended to allow Representative Munts to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative DeLong to make a statement? Aye

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to Assembly Bill 922 be laid on the table? No

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to Assembly Bill 922 be rejected? No

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to Assembly Bill 922 be rejected? No

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 885 be placed after assembly amendment 3 to assembly substitute amendment 1 to Assembly Bill 885? No

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 885 be rejected? Aye

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to Assembly Bill 885 be rejected? Aye

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to Assembly Bill 885 be rejected? Aye

The question was: Shall the rules be suspended to allow Representative Hephner to speak for an additional three minutes? Aye

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to Assembly Bill 885 be rejected? Aye

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to Assembly Bill 885 be rejected? Aye

The question was: Assembly Bill 885 having been read three times, shall the bill pass? Aye

Tuesday, March 16, 1982

The question was: Shall item veto 1 (relating to early retirement) of Assembly Bill 272 pass notwithstanding the objections of the governor? No

The question was: Shall item veto 2 (relating to transcript fees) of Assembly Bill 272 pass notwithstanding the objections of the governor? No

The question was: Shall the rules be suspended to allow Representative Klicka to make a statement? Aye

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The question was: Shall the rules be suspended to allow Representative Matty to make a statement? Aye

The question was: Shall the motion to withdraw Assembly Joint Resolution 28 from the committee on Criminal Justice and Public Safety and refer it to the committee on Rules be laid on the table? No

The question was: Shall Senate Bill 507 be nonconcurrent in? Aye

The question was: Assembly Bill 1082 having been read three times, shall the bill pass? Aye

The question was: Shall Assembly Bill 839 be referred to the committee on Local Affairs? Aye

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 839 be rejected? No

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to Assembly Bill 839 be rejected? No

The question was: Assembly Bill 672 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 497 having been read three times, shall the bill pass? Aye

The question was: Shall Assembly Bill 839 be indefinitely postponed? Aye

The question was: Shall the rules be suspended and the motion for reconsideration of the vote by which assembly substitute amendment 1 to Assembly Bill 839 was adopted be taken up at this time? Aye

The question was: Shall assembly amendment 9 to assembly substitute amendment 1 to Assembly Bill 839 be rejected? No

The question was: Shall assembly amendment 9 to assembly substitute amendment 1 to Assembly Bill 839 be laid on the table? No

The question was: Shall Assembly Bill 839 be ordered engrossed and read a third time? No

The question was: Shall the rules be suspended and Assembly Bill 839 be given a third reading? No

The question was: Shall Senate Bill 417 be nonconcurrent in? No

The question was: Assembly Bill 637 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 677 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 1023 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 1024 having been read three times, shall the bill pass? Aye

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The question was: Shall Assembly Joint Resolution 66 be adopted? No

The question was: Assembly Bill 1054 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 973 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 984 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 983 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 1010 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 976 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 941 having been read three times, shall the bill pass? Aye

The question was: Senate Bill 99 having been read three times, shall the bill be concurred in? Aye

The question was: Senate Bill 210 having been read three times, shall the bill be concurred in? Aye

The question was: Senate Bill 392 having been read three times, shall the bill be concurred in? Aye

The question was: Senate Bill 382 having been read three times, shall the bill be concurred in? Aye

The question was: Senate Bill 121 having been read three times, shall the bill be concurred in? Aye

The question was: Senate Bill 520 having been read three times, shall the bill be concurred in? Aye

The question was: Senate Bill 308 having been read three times, shall the bill be concurred in? Aye

The question was: Shall assembly amendment 2 to assembly substitute amendment 4 to Assembly Bill 441 be rejected? Aye

The question was: Shall assembly amendment 3 to assembly substitute amendment 4 to Assembly Bill 441 be rejected? No

The question was: Assembly Bill 441 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 977 having been read three times, shall the bill pass? Aye

The question was: Shall Assembly Bill 241 be re-referred to the committee on Judiciary? Aye

The question was: Shall assembly amendment 3 to Assembly Bill 241 be rejected? No

The question was: Shall Assembly Bill 241 be laid on the table? No

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The question was: Shall assembly amendment 3 to Assembly Bill 241 be laid on the table? No

The question was: Shall assembly amendment 3 to Assembly Bill 241 be adopted? Aye

The question was: Shall assembly amendment 4 to Assembly Bill 241 be rejected? No

The question was: Shall assembly amendment 4 to Assembly Bill 241 be laid on the table? No

The question was: Shall assembly amendment 4 to Assembly Bill 241 be adopted? Aye

The question was: Shall assembly amendment 5 to Assembly Bill 241 be rejected? No

The question was: Assembly Bill 241 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 893 having been read three times, shall the bill pass? Aye

The question was: Shall assembly amendment 1 to assembly amendment 4 to Assembly Bill 825 be rejected? Aye

The question was: Assembly Bill 825 having been read three times, shall the bill pass? Aye

The question was: Senate Bill 461 having been read three times, shall the bill be concurred in? Aye

The question was: Shall the rules be suspended and Senate Bill 462 be given a third reading? Aye

The question was: Shall the rules be suspended and the motion for reconsideration of the vote by which Assembly Bill 839 was ordered to a third reading be taken up at this time? No

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 742 be rejected? Aye

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to Assembly Bill 742 be rejected? Aye

The question was: Shall Assembly Bill 742 be indefinitely postponed? Aye

The question was: Assembly Bill 742 having been read three times, shall the bill pass? No

The question was: Assembly Bill 824 having been read three times, shall the bill pass? Aye

Wednesday, March 17, 1982

The question was: Shall assembly substitute amendment 2 to Assembly Bill 623 be laid on the table? Aye

The question was: Shall the rules be suspended and Assembly Bill 623 be given a third reading? No

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The question was: Assembly Bill 759 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 1016 having been read three times, shall the bill pass? Aye

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Senate Joint Resolution 4 be adopted? No

The question was: Shall Senate Joint Resolution 4 be referred to the committee on Revenue? Aye

The question was: Shall assembly amendment 2 to Senate Bill 604 be rejected? No

The question was: Senate Bill 604 having been read three times, shall the bill be concurred in? Aye

The question was: Shall senate substitute amendment 1 to Assembly Bill 246 be concurred in? Aye

The question was: Shall the vote by which Assembly Bill 371 was passed be reconsidered? Aye

The question was: Shall the vote by which Senate Bill 258 was nonconcurrent in be reconsidered? No

The question was: Shall the vote by which Assembly Bill 615 was ordered to a third reading be reconsidered? Aye

The question was: Shall Assembly Bill 615 be indefinitely postponed? Aye

The question was: Shall Assembly Bill 615 be laid on the table? Aye

The question was: Assembly Bill 615 having been read three times, shall the bill pass? No

The question was: Shall the rules be suspended and Assembly Bill 615 be immediately messaged to the senate? No

The question was: Assembly Bill 1086 having been read three times, shall the bill pass? Aye

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 286 be rejected? Aye

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to Assembly Bill 286 be rejected? Aye

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to Assembly Bill 286 be rejected? No

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to Assembly Bill 286 be adopted? Aye

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to Assembly Bill 286 be rejected? No

The question was: Assembly Bill 210 having been read three times, shall the bill pass? Aye

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Thursday, March 18, 1982

The question was: Shall the vote by which Senate Bill 507 was nonconcurrent in be reconsidered? No

The question was: Shall Senate Bill 507 be laid on the table? Aye

The question was: Shall Senate Bill 507 be placed at the foot of the thirteenth order of business on the calendar of Thursday, March 18? Aye

The question was: Shall the vote by which Assembly Bill 839 was ordered to a third reading be reconsidered? Aye

The question was: Shall Assembly Bill 839 be indefinitely postponed? Aye

The question was: Assembly Bill 839 having been read three times, shall the bill pass? No

The question was: Shall the rules be suspended and Assembly Bill 839 be immediately messaged to the senate? No

The question was: Shall the rules be suspended and the motion for reconsideration of the vote by which Assembly Bill 839 was passed be taken up at this time? No

The question was: Shall the rules be suspended to allow Representative Hauke to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Potter to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Otte to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Barczak to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Hauke to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Goodrich to make a statement? Aye

The question was: Shall senate amendment 1 to assembly substitute amendment 2 to Senate Bill 683 be laid on the table? Aye

The question was: Shall Senate Bill 683 be placed after Senate Bill 80 on the calendar of Friday, March 19? Aye

The question was: Assembly Bill 286 having been read three times, shall the bill pass? Aye

The question was: Shall the rules be suspended and Senate Bill 683 be withdrawn from the calendar of Friday, March 19 and taken up at this time? Aye

The question was: Shall Senate Bill 683 be placed after Senate Bill 80 on the calendar of Friday, March 19? Aye

The question was: Shall senate amendment 1 to assembly substitute amendment 2 to Senate Bill 683 be nonconcurrent in? Aye

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The question was: Shall assembly amendment 2 to senate amendment 1 to assembly substitute amendment 2 to Senate Bill 683 be rejected? No

The question was: Shall assembly amendment 2 to senate amendment 1 to assembly substitute amendment 2 to Senate Bill 683 be laid on the table? No

The question was: Shall senate amendment 1 to assembly substitute amendment 2 to Senate Bill 683 be concurred in? No

The question was: Shall senate amendment 2 to assembly substitute amendment 2 to Senate Bill 683 be laid on the table? Aye

The question was: Shall senate amendment 3 to assembly substitute amendment 2 to Senate Bill 683 be concurred in? Aye

The question was: Shall the rules be suspended and Senate Bill 683 be immediately messaged to the senate? No

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to Senate Bill 507 be rejected? No

The question was: Shall Senate Bill 507 be nonconcurred in? Aye

The question was: Shall the rules be suspended to allow Representative Goodrich to make a statement? Aye

The question was: Shall Senate Bill 507 be laid on the table? Aye

The question was: Shall Senate Bill 507 be ordered to a third reading? No

The question was: Shall Senate Bill 427 be taken from the table and taken up at this time? No

The question was: Shall assembly amendment 1 to Senate Bill 427 be revived? Aye

The question was: Shall assembly amendment 1 to Senate Bill 427 be rejected? No

The question was: Shall assembly amendment 1 to Senate Bill 427 be adopted? Aye

The question was: Senate Bill 427 having been read three times, shall the bill be concurred in? No

The question was: Shall the rules be suspended to allow Representative Fischer to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Smith to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Knox to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Shoemaker to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Munts to make a statement? Aye

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The question was: Shall the rules be suspended to allow Representative Conradt to make a statement? Aye

The question was: Shall assembly substitute amendment 3 to Assembly Bill 936 be laid on the table? No

The question was: Shall the rules be suspended to allow Representative Munts to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Conradt to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Goodrich to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Helbach to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Schmidt to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Fischer to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Conradt to make a statement? Aye

The question was: Shall Assembly Bill 936 be laid on the table? No

The question was: Shall the rules be suspended and Senate Bill 501 be withdrawn from the calendar of Tuesday, March 16 and made a special order of business at 10:01 A.M. on Friday, March 19? Aye

The question was: Shall the rules be suspended and Senate Bill 683 be immediately messaged to the senate? No

Friday, March 19, 1982

The question was: Shall the vote by which Assembly Bill 623 was ordered to a third reading be reconsidered? Aye

The question was: Assembly Bill 623 having been read three times, shall the bill pass? No

The question was: Shall the vote by which Assembly Bill 615 was passed be reconsidered? Aye

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Senate Bill 501 be rejected? No

The question was: Shall the rules be suspended to allow Representative Barczak to make a statement? Aye

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Senate Bill 501 be laid on the table? No

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Senate Bill 501 be adopted? Aye

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Senate Joint Resolution 51 be rejected? No

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The question was: Shall the rules be suspended to allow Representative Duren to make a statement? Aye

The question was: Shall the rules be suspended to allow Representative Panzer to make a statement? Aye

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Senate Joint Resolution 51 be laid on the table? No

The question was: Shall Senate Joint Resolution 51 be nonconcurring in? Aye

The question was: Shall Senate Joint Resolution 51 be ordered to a third reading? No

The question was: Senate Joint Resolution 51 having been read three times, shall the joint resolution be concurred in? No

The question was: Shall Assembly Bill 240 be ordered engrossed and read a third time? Aye

The question was: Assembly Bill 240 having been read three times, shall the bill pass? Aye

The question was: Shall the rules be suspended and Assembly Bill 240 be immediately messaged to the senate? Aye

The question was: Senate Bill 462 having been read three times, shall the bill be concurred in? Aye

The question was: Shall the rules be suspended and Senate Bill 462 be immediately messaged to the senate? Aye

The question was: Shall the vote by which Assembly Bill 839 was passed be reconsidered? No

The question was: Assembly Bill 1122 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 292 having been read three times, shall the bill pass? Aye

Representative Medinger introduced a privileged resolution.

Assembly Joint Resolution 102

Relating to the life and public service of Gerald Greider.

By the entire membership of the assembly; co-sponsored by Senator Offner.

The question was: Shall **Assembly Joint Resolution 102** be adopted?

Motion carried.

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Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 102** be immediately messaged to the senate. Granted.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

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

Assembly Bill 290
Assembly Bill 466
Assembly Bill 736
Assembly Bill 739
Assembly Bill 744
Assembly Bill 769
Assembly Bill 780
Assembly Bill 782
Assembly Bill 785
Assembly Bill 871
Assembly Bill 902
Assembly Bill 911
Assembly Bill 989
Assembly Bill 1054

Adhered to its position on senate amendment 3 to **Assembly Bill 62**, asks for a committee of conference and appoints Senators Strohl, Berger and Lorman as conferees on its part.

Passed and asks concurrence in:

Senate Bill 699
Senate Bill 773
Senate Bill 775
Senate Bill 790

Adopted and asks concurrence in:

Senate Joint Resolution 43

Concurred in as amended:

Assembly Bill 711 (senate amendment 1 adopted)
Assembly Bill 752 (senate amendment 1 adopted)

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ACTION ON THE SENATE MESSAGE

Senate Bill 699

Relating to campground reservation.

By Senators Opitz, Goyke, Cullen, Johnston, Theno, Braun, Frank, Roshell, Engeleiter, George, Kreul, Strohl, Lasee, Krueger, Van Sistine, McCallum and Adelman; co-sponsored by Representatives Ellis, Nelsen, Robinson, Ladwig, Dilweg, Bradley, Thompson, Schmidt, Stitt, Klicka, Rogers, Conradt, Merkt, Leopold and Otte.

To committee on Tourism and Recreation.

Senate Bill 773

Relating to labeling requirements for nondairy food products and granting rule-making authority.

By Senators Chilsen, Krueger, McCallum, Offner, Harsdorf, Opitz, Lorman and Lasee; co-sponsored by Representatives Everson, Knox, Smith, Plous, Fischer, Jaronitzky, Shoemaker, Porter, Lewison, Roberts, Thompson, Luckhardt and Ladwig.

To committee on Agriculture and Nutrition.

Senate Bill 775

Relating to regulating PCBs and creating financial responsibility requirements.

By Senators Chilsen and Opitz; co-sponsored by Representatives Schmidt, Donoghue, McEwen, Merkt and Matty.

To committee on Environmental Resources.

Senate Bill 790

An act to repeal, renumber, renumber and amend, amend, reenact, create and revise various provisions of the statutes and session laws for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of departments, officers and institutions, correcting references, renumbering for better location and arrangement, eliminating duplications and unnecessary provisions, reconciling conflicts and repelling unintended repeals. (Revisor's Correction Bill)

By Law Revision Committee.

To calendar.

Senate Joint Resolution 43

Relating to the deregulation of natural gas prices.

By Senators Strohl, Braun, Van Sistine, George, Thompson and Berger; co-sponsored by Representatives Crawford, Flintrop, Becker, Neubauer, Kunicki, Miller, Munts, Robinson, Tuczynski, Kirby and Plous.

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To calendar.

Assembly Bill 711

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

By committee on Health and Human Services, by request of Wisconsin Council of Public Health Administrators and Association of Directors of Full Service Health Departments.

To calendar.

Assembly Bill 752

Relating to deferred prosecution agreements.

By Legislative Council.

To calendar.

Assembly Bill 62

Relating to renewable energy resources and increasing an appropriation.

By Representatives Metz, Munts, Gerlach, Laatsch, Hasenohrl, Flintrop, Dilweg, Rutkowski, Loftus, Ulichny, Radtke, Becker, Wagner, Everson, Plewa, Crawford, Williams, Leopold, Medinger, Potter, Plous, Roberts, Miller, Shoemaker, Kunicki, Duren, Kirby and Ladwig, co-sponsored by Senators Adelman, Risser, Strohl, Theno, Moody, McCallum, Berger, Flynn, Cullen, Braun and Goyke.

The speaker appointed Representatives Fischer, Metz and Hopkins as conferees on the part of the assembly on **Assembly Bill 62**.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 62** be immediately messaged to the senate. Granted.

CALENDAR OF THURSDAY, MARCH 18, 1982

Assembly Bill 1064

Relating to extending the ban on the sale of certain products containing phosphates.

The question was: Shall **Assembly Bill 1064** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 1064** be given a third reading.

Representative Thompson objected.

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Representative Loftus moved that the rules be suspended and that **Assembly Bill 1064** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 1064** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Becker, Bradley, Clarenbach, Coggs, Crawford, Czarnecki, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Holschbach, Jaronitzky, Johnson, Kirby, Knox, Kunicki, Lee, Leopold, Loftus, Looby, Medinger, Metz, Miller, Munts, Neubauer, Norquist, Otte, Plous, Potter, Roberts, Rogers, Rutkowski, Schneider, Tesmer, Tuczynski, Ulichny, Vanderperren and Mr. Speaker -- 40.

Noes -- Alberts, Andrea, Barczak, Behnke, Berndt, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Goodrich, Harer, Hauke, Hephner, Hopkins, Kincaid, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Meaux, Menos, Merkt, Murray, Nelsen, Panzer, Paulson, Plewa, Porter, Prosser, Quackenbush, Radtke, Robertson, Robinson, Rooney, Schmidt, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Wagner, Williams, Wood and Young -- 56.

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

Motion failed.

Representative Loftus moved reconsideration of the vote by which **Assembly Bill 1064** was ordered to a third reading. Entered.

Representative Thompson moved that the rules be suspended and that the motion for reconsideration of the vote by which **Assembly Bill 1064** was ordered to a third reading be taken up at this time.

The question was: Shall the rules be suspended and the motion for reconsideration of the vote by which **Assembly Bill 1064** was ordered to a third reading be taken up at this time?

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, Gerlach, Goodrich, Harer,

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Hasenohrl, Hauke, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Klicka, Knox, Laatsch, Ladwig, Larson, Lee, Lewison, Loftus, Luckhardt, McEssy, McEwen, Matty, Meaux, Medinger, Menos, Merkt, Miller, Murray, Nelsen, Norquist, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Shoemaker, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Ulichny, Vanderperren, Wagner, Williams, Wood and Young -- 75.

Noes -- Becker, Clarenbach, Fischer, Flintrop, Helbach, Kirby, Kunicki, Leopold, Looby, Metz, Munts, Neubauer, Otte, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Smith, Tuczynski and Mr. Speaker -- 22.

Absent or not voting -- None.

Motion carried.

Representative Clarenbach in the chair.

The question was: Shall the vote by which **Assembly Bill 1064** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Everson, Fischer, Gerlach, Goodrich, Harer, Hauke, Hephner, Holschbach, Hopkins, Kincaid, Klicka, Laatsch, Ladwig, Larson, Lewison, Loftus, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Murray, Panzer, Paulson, Plewa, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Tuczynski, Wagner, Williams, Wood and Young -- 57.

Noes -- Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Ellis, Flintrop, Hasenohrl, Helbach, Jaronitzky, Johnson, Kirby, Knox, Kunicki, Lee, Leopold, Looby, Meaux, Medinger, Metz, Miller, Munts, Nelsen, Neubauer, Norquist, Otte, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Travis, D., Ulichny, Vanderperren and Mr. Speaker -- 40.

Absent or not voting -- None.

Motion carried.

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Representative Thompson moved indefinite postponement of **Assembly Bill 1064**.

The question was: Shall **Assembly Bill 1064** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Alberts, Andrea, Barczak, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Everson, Goodrich, Harer, Hauke, Hephner, Holschbach, Hopkins, Kincaid, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Murray, Panzer, Paulson, Plewa, Porter, Prosser, Quackenbush, Radtke, Robertson, Robinson, Schmidt, Shoemaker, Smith, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Wagner, Williams, Wood and Young -- 53.

Noes -- Becker, Behnke, Clarenbach, Coggs, Crawford, Czarnezki, Ellis, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Jaronitzky, Johnson, Kirby, Knox, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Metz, Miller, Munts, Nelsen, Neubauer, Norquist, Otte, Plous, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren and Mr. Speaker -- 44.

Absent or not voting -- None.

Motion carried.

Senate Bill 72

Relating to abolishing the board of soil and water conservation districts and transferring its functions to the department of agriculture, trade and consumer protection, abolishing the agricultural lands preservation board and transferring its functions to the land conservation board, creating a land conservation board, abolishing soil and water conservation districts, creating county land conservation committees and programs, granting rule-making authority and making appropriations.

Representative Shoemaker moved rejection of assembly substitute amendment 2 to **Senate Bill 72**.

The question was: Shall assembly substitute amendment 2 to **Senate Bill 72** be rejected?

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The roll was taken.

The result follows:

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

Noes -- Alberts, Behnke, Berndt, Conradt, DeLong, Dilweg, Ellis, Goodrich, Harer, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 30.

Absent or not voting -- None.

Motion carried.

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

Representative Shoemaker moved rejection of assembly substitute amendment 1 to **Senate Bill 72**.

Representative McEwen asked unanimous consent to be made a co-author of assembly substitute amendment 1 to **Senate Bill 72**. Granted.

The question was: Shall assembly substitute amendment 1 to **Senate Bill 72** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Byers, Clarenbach, Coggs, Crawford, Czarnecki, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Plewa, Plous,

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Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -
- 63.

Noes -- Alberts, Behnke, Berndt, Bradley, Conradt, DeLong, Dilweg, Flintrop, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Thompson, Travis, R., Tregoning and Young -- 34.

Absent or not voting -- None.

Motion carried.

Representative Shoemaker moved rejection of assembly amendment 1 to **Senate Bill 72**.

The question was: Shall assembly amendment 1 to **Senate Bill 72** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Byers, Clarenbach, Cogg, Crawford, Czarnecki, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, 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, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -
- 62.

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

Absent or not voting -- None.

Motion carried.

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Representative Shoemaker moved rejection of assembly amendment 2 to **Senate Bill 72**.

Representative Robertson asked unanimous consent that **Senate Bill 72** be made a special order of business at 1:59 P.M. today.

Representative Shoemaker objected.

Representative Robertson moved that **Senate Bill 72** be made a special order of business at 1:59 P.M. today.

The question was: Shall **Senate Bill 72** be made a special order of business at 1:59 P.M. today?

The roll was taken.

The result follows:

Ayes -- Alberts, Berndt, Bradley, Conradt, DeLong, Dilweg, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Stitt, Thompson, Travis, R., Tregoning and Young -- 36.

Noes -- Andrea, Barczak, Becker, Behnke, Byers, Clarenbach, Coggs, Crawford, Czarnecki, Donoghue, 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, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 60.

Absent or not voting -- Rutkowski -- 1.

Motion failed.

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

The question was: Shall assembly amendment 2 to **Senate Bill 72** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Byers, Clarenbach, Coggs, Crawford, Czarnecki, Donoghue, Dorff, Duren, Everson, Fischer,

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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 and Mr. Speaker -- 58.

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

Absent or not voting -- None.

Motion carried.

Representative Shoemaker moved rejection of assembly amendment 3 to **Senate Bill 72**.

The question was: Shall assembly amendment 3 to **Senate Bill 72** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Becker, Byers, Clarenbach, Cogs, Crawford, Czarnecki, Donoghue, Dorff, Duren, Everson, Fischer, 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 -- 57.

Noes -- Alberts, Barczak, Behnke, Berndt, Bradley, Conradt, DeLong, Dilweg, Ellis, Flintrop, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 40.

Absent or not voting -- None.

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Motion carried.

Representative Shoemaker moved rejection of assembly amendment 4 to **Senate Bill 72**.

The question was: Shall assembly amendment 4 to **Senate Bill 72** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Byers, Clarenbach, Coggs, Crawford, Czarnecki, Donoghue, Dorff, Duren, Everson, Fischer, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Knox, 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, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 58.

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

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

Motion carried.

Representative Shoemaker moved rejection of assembly amendment 5 to **Senate Bill 72**.

The question was: Shall assembly amendment 5 to **Senate Bill 72** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Byers, Clarenbach, Coggs, Crawford, Czarnecki, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis,

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D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams and Mr. Speaker -- 56.

Noes -- Alberts, Behnke, Berndt, Bradley, Conradt, DeLong, Dilweg, Ellis, Goodrich, Harer, Hasenohrl, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning, Wood and Young -- 40.

Absent or not voting -- Murray -- 1.

Motion carried.

Representative Thompson asked unanimous consent that **Senate Bill 72** be made a special order of business at 1:59 P.M. today.

Representative Shoemaker objected.

Representative Shoemaker moved rejection of assembly amendment 6 to **Senate Bill 72**.

The question was: Shall assembly amendment 6 to **Senate Bill 72** be rejected?

The roll was taken.

The result follows:

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

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

Absent or not voting -- None.

Motion carried.

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Representative Thompson asked unanimous consent that **Senate Bill 72** be laid on the table.

Representative Shoemaker objected.

Representative Thompson moved that **Senate Bill 72** be laid on the table.

The question was: Shall **Senate Bill 72** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Berndt, Bradley, Byers, DeLong, Dilweg, Donoghue, Ellis, Flintrop, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 37.

Noes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, Dorff, Duren, Everson, Fischer, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Knox, 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 -- 59.

Absent or not voting -- Alberts -- 1.

Motion failed.

Representative Shoemaker moved rejection of assembly amendment 7 to **Senate Bill 72**.

The question was: Shall assembly amendment 7 to **Senate Bill 72** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Byers, Clarenbach, Coggs, Crawford, Czarnecki, Donoghue, Dorff, Duren, Everson, Fischer, Gerlach, 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,

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Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams and Mr. Speaker -- 56.

Noes -- Alberts, Behnke, Berndt, Bradley, Conradt, DeLong, Dilweg, Ellis, Flintrop, Goodrich, Harer, Hasenohrl, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning, Wood and Young -- 41.

Absent or not voting -- None.

Motion carried.

Representative Shoemaker moved rejection of assembly amendment 8 to **Senate Bill 72**.

The question was: Shall assembly amendment 8 to **Senate Bill 72** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Byers, Clarenbach, Coggs, Crawford, Czarnecki, Donoghue, Dorff, Duren, Everson, Fischer, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Knox, 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 -- 59.

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

Absent or not voting -- None.

Motion carried.

Representative Shoemaker moved rejection of assembly amendment 9 to **Senate Bill 72**.

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The question was: Shall assembly amendment 9 to **Senate Bill 72** be rejected?

The roll was taken.

The result follows:

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

Noes -- Alberts, Berndt, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Flintrop, Goodrich, Harer, Hasenohrl, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Menos, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneider, Schneiders, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Wood and Young -- 45.

Absent or not voting -- None.

Motion carried.

Representative Thompson moved nonconcurrency in **Senate Bill 72**.

Representative Shoemaker moved rejection of assembly amendment 10 to **Senate Bill 72**.

The question was: Shall assembly amendment 10 to **Senate Bill 72** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Byers, Clarenbach, Coggs, Crawford, Czarnecki, Donoghue, Dorff, Duren, Everson, Fischer, 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, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Tesmer, Travis,

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D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams and Mr. Speaker -- 56.

Noes -- Alberts, Behnke, Berndt, Bradley, Conradt, DeLong, Dilweg, Ellis, Flintrop, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Knox, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning, Wood and Young -- 41.

Absent or not voting -- None.

Motion carried.

The question was: Shall **Senate Bill 72** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Alberts, Behnke, Bradley, Conradt, DeLong, Dilweg, Ellis, Goodrich, Hopkins, Jaronitzky, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Porter, Prosser, Quackenbush, Radtke, Robertson, Stitt, Thompson, Tregoning and Young -- 29.

Noes -- Andrea, Barczak, Becker, Berndt, Byers, Clarenbach, Cogg, Crawford, Czarnecki, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Lee, Leopold, Loftus, Looby, Meaux, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Potter, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 68.

Absent or not voting -- None.

Motion failed.

The question was: Shall **Senate Bill 72** be ordered to a third reading?

Motion carried.

Representative Loftus moved that the rules be suspended and that **Senate Bill 72** be given a third reading.

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The question was: Shall the rules be suspended and **Senate Bill 72** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Byers, Clarenbach, Coggs, Crawford, Czarnezki, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Knox, 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, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 59.

Noes -- Alberts, Behnke, Berndt, Bradley, Conradt, DeLong, Dilweg, Ellis, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Schneiders, Stitt, Thompson, Travis, R., Tregoning and Young -- 36.

Absent or not voting -- McEwen and Tesmer -- 2.

Motion failed.

Representative Loftus moved reconsideration of the vote by which **Senate Bill 72** was ordered to a third reading. Entered.

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

The assembly stood recessed.

12:50 P.M.

RECESS

2:55 P.M.

The assembly reconvened.

Speaker Jackamonis in the chair.

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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 amendment 1 to **Senate Bill 308**
Assembly substitute amendment 1 to **Senate Bill 417**
Assembly amendments 2 and 3 to **Senate Bill 520**
Assembly Joint Resolution 32
Assembly Joint Resolution 62
Assembly Joint Resolution 69
Assembly Bill 38
Assembly Bill 365
Assembly Bill 482
Assembly Bill 578
Assembly Bill 606
Assembly Bill 652
Assembly Bill 657
Assembly Bill 696
Assembly Bill 709
Assembly Bill 753
Assembly Bill 805
Assembly Bill 816
Assembly Bill 829
Assembly Bill 884
Assembly Bill 921
Assembly Bill 930
Assembly Bill 943
Assembly Bill 986
Assembly Bill 1013
Assembly Bill 1100

Passed and asks concurrence in:

Senate Bill 158
Senate Bill 622
Senate Bill 656
Senate Bill 697
Senate Bill 738
Senate Bill 740
Senate Bill 793
Senate Bill 817
Senate Bill 821
Senate Bill 823

Concurred in as amended:

Assembly Bill 266 (senate amendment 1 to senate substitute amendment 1 and senate substitute amendment 1 adopted)

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Assembly Bill 358 (senate amendment 1 adopted)

Assembly Bill 756 (senate amendment 1 adopted)

Assembly Bill 758 (senate amendment 1 adopted)

Assembly Bill 850 (senate amendment 1 adopted)

ACTION ON THE SENATE MESSAGE

Senate Bill 158

Relating to private consensual sex acts between married persons.

By Senator Johnston.

To committee on Criminal Justice and Public Safety.

Senate Bill 622

Relating to presentence investigations.

By Legislative Council.

To committee on Criminal Justice and Public Safety.

Senate Bill 656

Relating to technical revisions affecting public utility regulation.

By Senators Braun, Berger and Strohl; co-sponsored by Representative Crawford.

To committee on Energy.

Senate Bill 697

Relating to waterfowl blind regulation and providing for and revising penalties.

By Senators Strohl and Maurer; co-sponsored by Representative Neubauer.

To committee on Tourism and Recreation.

Senate Bill 738

Relating to bail and pretrial release and detention.

By Senators Bablitch, Flynn, Berger, Harsdorf, Lorman, Hanaway, Chilsen and Kreul; co-sponsored by Representatives Hauke, D. Travis, Rutkowski, Rooney, Hasenohrl and Prosser.

To committee on Rules.

Senate Bill 740

Relating to application of collective bargaining agreements concerning disciplinary procedure to employes of certain counties and 1st class cities.

By Senator Braun; co-sponsored by Representative Behnke, by request of Milwaukee District Council 48 A.F.S.C.M.E.

To committee on Labor.

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Senate Bill 793

Relating to ownership of agricultural land by corporations.

By Senator Krueger; co-sponsored by Representatives Thompson, DeLong and Conradt.

To committee on Agriculture and Nutrition.

Senate Bill 817

Relating to liability for recreational use of property, and changing penalties.

By committee on Agriculture and Natural Resources.

To committee on Insurance, Cooperatives and Risk Management.

Senate Bill 821

Relating to regulating and limiting wild turkey hunting, creating penalties and increasing an appropriation.

By committee on Agriculture and Natural Resources.

To committee on Tourism and Recreation.

Senate Bill 823

Relating to awarding costs for frivolous appeals.

By Senators Bablitch, Bidwell, Adelman and Risser; co-sponsored by Representative Laatsch.

To committee on Judiciary.

Assembly Bill 266

Relating to duties of and remedies for maintenance of residential premises and retaliatory conduct and defenses to eviction in residential tenancies.

By Representative Leopold, co-sponsored by Senator Flynn.

To calendar.

Assembly Bill 358

Relating to placing in the statutes laws related to sewerage commissions in 1st class cities and metropolitan sewerage districts.

By Law Revision Committee.

To calendar.

Assembly Bill 756

Relating to various changes in the code of ethics for state public officials.

By committee on State Affairs, by request of State Ethics Board.

To calendar.

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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.

By Representatives Leopold and Thompson, co-sponsored by Senators Goyke and Braun.

To calendar.

Assembly Bill 850

Relating to preservation of records by city housing and redevelopment authorities.

By Representatives Kunicki, Czarnecki, Robinson, Plous, Crawford, Holschbach, Lee, Tuczynski, Kirby, Fischer, Becker, Rooney, Jackamonis, Neubauer and Ulichny, co-sponsored by Senators Kleczka, George and Moody.

To calendar.

RULING ON THE POINT OF ORDER

The speaker ruled as follows:

“During the assembly debate on SB 70, Representative Loftus raised the point of order that Assembly Substitute Amendment 2 to that measure was not germane under Assembly Rule 54 (3)(f). That rule provides that an amendment is not germane if it substantially expands the scope of the proposal.

As passed by the senate, SB 70 establishes provisions governing periodic payment to contractors under public works contracts. That proposal would require public works contracts to specify the day of the month on which each monthly estimate is to be provided by the contractor and the name of the person to whom it is to be delivered. Payment to the contractor is due 30 days after the estimate is received and the final payment under the contract is to be made within 60 days after completion of the project. The proposal also specifies the percentage of each periodic payment which may be retained to assure prompt and adequate completion of the project.

Assembly Substitute Amendment 2 to SB 70 also relates to the periodic payment of contractors under public works contracts. However, instead of mandating the specific provisions which must be included in contracts governing these periodic payments, the substitute provides permissive authority for the state and other public bodies to include their own provisions which govern periodic payments. The scope of both proposals is the same. Both are limited in their extent and application to the subject of contracts providing

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for periodic payment; while the specific provisions of each are obviously different, the substitute does not address a broader area than does the senate version and consequently does not run afoul of Assembly Rule 54 (3)(f).

In addition, the substitute amendment is germane under the provision of Assembly Rule 54 (4)(b), as an amendment which accomplishes the same purpose as the original proposal in a different manner. The purpose of SB 70 is to specify provisions which must be included in public works contracts. As was pointed out by Rep. Plewa in discussion concerning the point of order, SB 70 establishes (1) a maximum percentage of each periodic payment which the public body may retain and (2) establishes a maximum length of time within which the public body must make payment. However, under the original proposal the state or municipality retains a considerable amount of flexibility and may elect not to retain anything out of each periodic payment or may retain less than 5% of each payment as the work progresses. In addition, the contract may provide for partial payment as the work progresses. In addition, the contract may provide for partial payments within any time period shorter than 30 days and may provide for final payment within any time period less than 60 days. Thus, under the main proposal, the discretion of the state or municipality to specify such provisions in the public works contracts is maintained although limited.

Similarly, Assembly Substitute Amendment 2 to SB 70 authorizes municipalities to include provisions within their public works contracts which govern periodic payments. It details the type of provisions which may be included, while removing the limitations contained in SB 70. It therefore accomplishes the same purpose as the original, however in a different fashion.

While Representative Loftus also raised the point that Assembly Substitute Amendment 2 expanded the scope of the main proposal because it newly amended secs. 59.96 (6)(m) and 62.15 (10), I would note that the senate version also addresses these sections in making cross-reference changes under sec. 4 of that bill. The changes which Assembly Substitute Amendment 2 makes in those sections of the statutes are really unnecessary to accomplish the intent of the substitute and were only technical modifications made by the drafter similar to the cross-reference changes of SB 70. Provisions contained in a contract under Assembly Substitute Amendment 2 relating to periodic payments would continue to apply to contracts under 59.96 (6)(m) and 62.15 (10) in the same fashion as would the provisions established by SB 70. This is merely a particularized detail contained

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in the amendment which under Rule 54 (4)(e) would not cause the amendment to be nongermane.

In sum, I believe that Assembly Substitute Amendment 2 to SB 70 is germane under Assembly Rule 54 (4)(b) as an amendment which accomplishes the same purpose as the original proposal although in a different manner and the different provisions of the two proposals are nothing more than particularized details acceptable under Assembly Rule 54 (4)(e). As a result, the assembly should not be precluded by Assembly Rule 54 (1) from considering it".

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

The assembly stood recessed.

3:05 P.M.

RECESS

6:00 P.M.

The assembly reconvened.

Senate Bill 70

Relating to payment of contractors under public works contracts.

Representative Plewa moved rejection of assembly substitute amendment 2 to **Senate Bill 70**.

Representative Loftus asked unanimous consent that **Senate Bill 70** be made a special order of business at 9:32 A.M. on Friday, March 26. 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:

Mark Hunter from Kenosha, guest of Representatives Wagner, Andrea and Dorff.

Paschal and Raymond Frigo from Ashwaubenon, guests of Representative Vanderperren.

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Amy and Scott Christianson and Carole and Carolyn Kinas from Green Lake, guests of Representative Goodrich.

Members of the Ozaukee Unit of Republican Women, guests of Representatives Merkt and Stitt.

Nick Stricker and Otto Ghere from Florence, guests of Representative Kincaid.

Fourth grade students from LaFarge accompanied by teacher Mrs. Stout, guests of Representative Lewison.

Pat Reischl from Appleton, Anabelle Chambers from Delavan, Dean Pentor from Saukville, Adam Proper from Kaukauna and Nick Bondgien from Wausau, guests of Representative Donoghue.

Ken Hoover, Daniel Orth, Mark Hunter, Sara Neubauer, Tom Myers, Pam Browsers, Judy O'Connor, Kim Plache and Diane Evans from UW-Parkside, guests of Representative Neubauer.

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

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

6:05 P.M.