

JOURNAL OF THE ASSEMBLY [March 18, 1969]

STATE OF WISCONSIN

# Assembly Journal

## Seventy-Ninth Regular Session

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TUESDAY, March 18, 1969.

10:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Assemblyman York.

Assemblyman Dueholm led the membership in reciting the pledge of allegiance to the flag of the United States.

The roll was taken.

The result follows:

Present—Alberts, Alfonsi, Anderson, Atkinson, Baldus, Barbee, Belting, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, Conradt, Conta, Czerwinski, Day, Dueholm, Gee, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Huber, Hutnik, Jackson, Johnson L. H., Johnson W. A., Jones, Kafka, Kenyon, Kessler, Kleczka, Klicka, Korpela, LaFave, Laper, Lewison, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Merkel, Mittness, Molinaro, Nager, Nikolay, Nitschke, Nuttelman, Obey, Olson, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Sana-sarian, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Stalbaum, Steinhilber, Sweda, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—97.

Absent—None.

Absent with leave—Azim, Lipscomb and Stack—3.

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AMENDMENTS OFFERED

Assembly substitute amendment 1 to Assembly Bill 343 offered by committee on Taxation, by request of League of Wisconsin Municipalities.

Assembly amendment 1 to Assembly Bill 343 offered by Assemblyman Uehling.

Assembly amendment 2 to Assembly Bill 343 offered by Assemblyman Hephner.

Assembly amendment 2 to Assembly Bill 9 offered by Assemblyman Anderson.

Assembly amendment 3 to Assembly Bill 58 offered by committee on Commerce and Manufactures.

Assembly substitute amendment 1 to Assembly Bill 120 offered by Assemblyman Atkinson.

Assembly amendment 1 to Assembly Bill 349 offered by Assemblyman Martin.

Assembly substitute amendment 1 to Assembly Bill 449 offered by Assemblyman Kenyon.

Assembly substitute amendment 1 to Assembly Bill 84 offered by Assemblyman Steinhilber.

Assembly amendment 2 to Assembly Bill 29 offered by Assemblymen Martin and Froehlich.

Assembly amendment 1 to Assembly Bill 176 offered by Assemblyman Weisensel.

Assembly amendment 2 to Assembly Bill 299 offered by Assemblyman Lewison.

Assembly amendment 1 to Assembly Bill 362 offered by Assemblyman Atkinson.

Assembly amendment 3 to Assembly Bill 7 offered by Assemblyman Brown.

Assembly substitute amendment 2 to Assembly Bill 52 offered by Assemblyman Boche.

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INTRODUCTION AND REFERENCE OF  
JOINT RESOLUTIONS

Read and referred:

**Assembly Joint Resolution 35**

By Assemblyman Molinaro.

To committee on Insurance and Banking.

Read first time and referred:

**Assembly Joint Resolution 36**

By Assemblymen Warren, Molinaro, Mittness, Kafka, Wilger and Lewison.

To joint Survey committee on Tax Exemptions.

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INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

**Assembly Bill 534**

By Assemblyman Merkel, by request of Civic Awareness and Reverence for Life.

To committee on Public Welfare.

**Assembly Bill 535**

By Assemblyman Parys.

To committee on Conservation.

**Assembly Bill 536**

By Assemblymen L. H. Johnson and Korpela; co-sponsored by Senator Meunier, by request of Arni Richter, Washington Island, Wis.

To committee on Transportation.

**Assembly Bill 537**

By Assemblymen Conta, Froehlich, Alfonsi, Obey, Uehling, Nager, Parys, Wilcox, Looby, Czerwinski, Grover, Nikolay, Merkel, Orlich, Weisensel, Martin, Lipscomb, Sanasarian, Tamms, Korpela, Dueholm, Baldus, Schowalter, Greider, Steinhilber and Helgeson; co-sponsored by Senator Lotto.

To committee on Taxation.

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**Assembly Bill 538**

By Assemblyman Stalbaum; co-sponsored by Senator Kendziorski.

To committee on Agriculture.

**Assembly Bill 539**

By Assemblymen Kleczka, Parys, Pabst, Tobiasz, Barbee, Jackson and W. A. Johnson, by request of Milwaukee County.

To committee on State Affairs.

**Assembly Bill 540**

By Assemblymen Jones, Tamms, Sanasarian, Kleczka, Pabst and Klicka, by request of Milwaukee County.

To committee on Public Welfare.

**Assembly Bill 541**

By Assemblymen Lipscomb, Sensenbrenner and Kessler, by request of Milwaukee County.

To committee on Judiciary.

**Assembly Bill 542**

By Assemblymen LaFave and McDougal; co-sponsored by Senator LaFave, by request of Judge James Martineau.

To committee on Judiciary.

**Assembly Bill 543**

By Assemblymen Molinaro, Brown, Warren and Olson; co-sponsored by Senators Dorman, Devitt and Lourigan.

To committee on Education.

**Assembly Bill 544**

By Assemblyman Molinaro.

To committee on Judiciary.

**Assembly Bill 545**

By committee on Judiciary, by request of Judicial Council.

To committee on Judiciary.

**Assembly Bill 546**

By Assemblymen Klicka, Tamms, Nuttelman, Schroeder, Wing, Kafka, Tregoning, Thompson, Quinn, Byers, Bradley, McDougal and Schneeberg.

To committee on Judiciary.

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**Assembly Bill 547**

By Assemblymen Laper, Lewison, Vanderperren, Thompson, Schwefel, Byers, Bock, Bradley, Blanchard, Schowalter, Boche and Nuttelman; co-sponsored by Senator Terry.

To committee on Elections.

**Assembly Bill 548**

By Assemblymen McDougal, LaFave, Vanderperren, Bolle, Bradley, Byers, Schwefel, Van Hollen, Parkin, Thompson, Conradt, Kafka and Boche.

To committee on Agriculture.

**Assembly Bill 549**

By Assemblymen Conta and Orlich, by request of Milwaukee County.

To committee on Public Welfare.

**Assembly Bill 550**

By Assemblyman Molinaro.

To committee on Elections.

**Assembly Bill 551**

By Assemblymen Tobiasz and Sicula, by request of Milwaukee County.

To committee on Public Welfare.

**Assembly Bill 552**

By Assemblymen Barbee, Kessler, Conta and Czerwinski, by request of Wisconsin Education Association.

To committee on Elections.

**Assembly Bill 553**

By committee on Veterans' and Military Affairs, by request of Department of Veterans' Affairs.

To committee on Veterans' and Military Affairs.

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PETITIONS

**Assembly Petition 31**

By Assemblyman Kleczka.

To committee on State Affairs.

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**Assembly Petition 32**

By Assemblyman Czerwinski.  
To committee on State Affairs.

**Assembly Petition 33**

By Assemblyman L. H. Johnson.  
To committee on Education.

**Assembly Petition 34**

By Assemblyman L. H. Johnson.  
To committee on Education.

**Assembly Petition 35**

By Assemblyman Van Hollen.  
To committee on Judiciary.

**Assembly Petition 36**

By Assemblyman Van Hollen.  
To committee on Highways.

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COMMUNICATIONS

The State of Wisconsin  
Legislative Reference Bureau  
State Capitol  
Madison, Wis. 53702

March 17, 1969.

Wilmer H. Struebing, Chief Clerk of the Assembly  
Dear Mr. Chief Clerk:

Pursuant to Joint Rule 18 of the Wisconsin Legislature, the deadline for submitting drafting instructions for the 1969 Session occurred at 4:30 p.m. on March 13, 1969. At that time, the Legislative Reference Bureau assigned

LRB-4125

Because of the adoption by the Senate of 1969 **Senate Resolution 10**, *the drafting deadline under Joint Rule 18 no longer applies to senators.*

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Whether *it continues to apply to assemblymen* might be open to question inasmuch as the 1969 Legislature has not adopted joint rules. However, it is our belief that the joint rules adopted in 1967 continue to apply to the 1969 Assembly by virtue of the Assembly's adoption of the assembly rules. Assembly Rule 95 states (in part) that "the rules shall also remain in force at the beginning of a succeeding regular session until superseded by rules adopted by such succeeding session of the legislature."

To assist the staffs of the Chief Clerks we have in recent sessions shown the name of the requesting legislator on the jacket together with the LRB number in the upper right-hand corner of the jacket. We believe that this is helpful information and will continue to provide it regardless of whether or not there is a deadline for drafting instructions.

Also, let me remind you once more that as the result of your suggestions we started the practice for the 1969 Session of identifying proposals to be submitted to the *Joint Survey Committee on Tax Exemptions* or the *Joint Survey Committee on Retirement Systems* by inserting—in the lower right-hand corner of the title field on the jacket—the word "Tax" or the word "Ret.", respectively.

Sincerely yours,

H. RUPERT THEOBALD,  
Chief.

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COMMITTEE REPORTS

The committee on Insurance and Banking reports and recommends:

**Assembly Bill 98**

Relating to insurance coverage of property mortgaged to savings and loan associations.

Assembly amendment 1 adoption; Ayes, 8; Noes, 0.

Assembly amendment 2 adoption; Ayes, 8; Noes, 0 and Passage; Ayes, 8; Noes, 0.

KYLE KENYON,  
Chairman.

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The committee on Education reports and recommends:

**Assembly Bill 298**

Relating to procedures in connection with a pupil's repeated truancy.

Passage; Ayes, 11; Noes, 0.

**Assembly Bill 427**

Relating to payment by the state in connection with certain lands acquired by the state, and its proportionate share of school bond issues secured by such lands.

Passage; Ayes, 11; Noes, 0.

LAWRENCE H. JOHNSON,  
Chairman.

The committee on Enrolled Bills reports:

**Assembly Joint Resolution 31**

**Assembly Joint Resolution 32**

Correctly enrolled.

LAWRENCE J. KAFKA,  
Chairman.

The joint committee on Finance reports for introduction:

**Assembly Bill —**

Relating to the authority of the department of administration to contract for personal services.

Ayes, 11; Noes, 0.

BYRON F. WACKETT,  
Chairman.

The committee on Elections reports and recommends:

**Assembly Bill 49**

Relating to the selection of delegates and alternates to the national presidential convention.

Passage; Ayes, 7; Noes, 0.

**Assembly Bill 50**

Relating to abolishing a vote of "no" or "none of the names" in presidential preference primaries.

Passage; Ayes, 3; Noes, 2.

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**Assembly Bill 60**

Relating to the "candidate designation" committee for presidential preference primaries.

Passage; Ayes, 7; Noes, 0.

**Assembly Bill 109**

Relating to election observers.

Adoption of assembly amendment 1; Ayes, 7; Noes, 0.  
Passage; Ayes, 7; Noes, 0.

**Assembly Bill 123**

Relating to affidavits by registered voters on a late voter registration card for an elector.

Adoption of assembly amendment 1; Ayes, 7; Noes, 0.  
Passage; Ayes, 7; Noes, 0.

STANLEY YORK,  
Chairman.

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MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

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

Motions Under Joint Rule 26.

A joint certificate of Congratulations by Assemblymen Warren, Brown and Stalbaum; co-sponsored by Senators Dorman and Devitt to Washington Park High School of Racine Wrestling Team for winning the Wisconsin Inter-scholastic Athletic Association Championship; and

A joint certificate of Congratulations by Assemblymen Warren, Brown and Stalbaum; co-sponsored by Senators Dorman and Devitt to the St. Catherine High School Basketball Team of Racine who had an undefeated 26-0 record this year, and captured the Wisconsin Independent Schools Athletic Association in the Milwaukee Arena and also won the Wisconsin Catholic Conference title.

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Adopted and asks concurrence in:

Motion under Joint Rule 26

A joint certificate of Congratulations by Senator Lorge; co-sponsored by Assemblyman Byers to the Waupaca High School Curling Team and their coach, Leroy R. Haberkorn on winning the Wisconsin State High School "Bonspiel" at Medford, Wisconsin.

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ACTION ON SENATE MESSAGE

Rules suspended and taken up.

The question was: Concurrence?

Motion carried.

Ordered immediately messaged to the Senate.

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MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

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

Assembly Bill 77

Assembly Bill 248

Adopted and asks concurrence in:

Senate Joint Resolution 9

Passed and asks concurrence in:

Senate Bill 2,	Senate Bill 132,
Senate Bil 70,	Senate Bill 136,
Senate Bill 91,	Senate Bill 137,
Senate Bill 104,	Senate Bill 140,
Senate Bill 123,	Senate Bill 141,
Senate Bill 126,	Senate Bill 142,
Senate Bill 127,	Senate Bill 145,
Senate Bill 128,	Senate Bill 156,
Senate Bill 129,	Senate Bill 230 and
Senate Bill 130,	Senate Bill 244.

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ACTION ON SENATE MESSAGE

Read and referred:

**Senate Joint Resolution 9**

To committee on State Affairs.

Read first time and referred:

**Senate Bill 2**

To committee on Education.

**Senate Bill 70**

To committee on State Affairs.

**Senate Bill 91**

To committee on Municipalities.

**Senate Bill 123**

To committee on Public Welfare.

**Senate Bill 126**

To committee on Agriculture.

**Senate Bill 127**

To committee on Agriculture.

**Senate Bill 128**

To committee on Agriculture.

**Senate Bill 129**

To committee on Agriculture.

**Senate Bill 130**

To committee on Education.

**Senate Bill 132**

To committee on Education.

**Senate Bill 136**

To committee on Agriculture.

**Senate Bill 137**

To committee on Education.

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**Senate Bill 140**

To committee on Education.

**Senate Bill 141**

To committee on Transportation.

**Senate Bill 142**

To committee on Transportation.

**Senate Bill 145**

To committee on Municipalities.

**Senate Bill 156**

To calendar.

**Senate Bill 230**

To calendar.

**Senate Bill 244**

To calendar.

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MOTIONS

Assemblyman Huber asked unanimous consent that the rules be suspended for the introduction of a joint resolution. Granted.

Assemblyman Huber asked unanimous consent that the rules be suspended and that the joint resolution be taken up at this time. Granted.

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JOINT RESOLUTION

**Assembly Joint Resolution 37**

Relating to the life and public service of Michael F. O'Connell.

By Assemblymen Huber, Molinaro and Kessler; co-sponsored by Senators McParland and Meunier.

The question was: Shall **Assembly Joint Resolution 37** be adopted?

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Motion carried by unanimous rising vote.

Assemblyman Huber asked unanimous consent that the assembly's action on **Assembly Joint Resolution 37** be immediately messaged to the senate. Granted.

Assemblyman Sricula asked unanimous consent that **Assembly Bill 35** be withdrawn from the calendar of March 14th and be placed on the calendar of March 28th. Granted.

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CALENDAR OF MARCH 12, 1969

SECOND READING AND AMENDMENT OF  
ASSEMBLY BILLS

**Assembly Bill 271**

Relating to periods of ineligibility for readmission to the university of Wisconsin and state universities following certain convictions and suspension or expulsion therefrom.

The question was: Shall assembly amendment 3 be adopted?

Assemblyman Alfonsi asked unanimous consent that the assembly stand recessed for one half hour. Granted.

10:30 A.M.

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RECESS

11:50 A.M.

The assembly reconvened.

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LEAVES OF ABSENCE

Assemblyman Alfonsi asked unanimous consent for leave of absence for today's session for the following: Assemblyman Azim. Granted.

Assemblyman Huber asked unanimous consent for leave of absence for today's session for the following: Assemblymen Lipscomb and Stack. Granted.

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**Assembly Bill 271**

The question was: Shall assembly amendment 3 be adopted?

Assemblymen Thompson, Wilcox, Kessler and Conta offered an amendment. Entered.

The question was: Shall assembly substitute amendment 1 be adopted?

Assemblyman Alfonsi asked unanimous consent that **Assembly Bill 271** be withdrawn from the calendar of March 12 and be placed on the calendar of March 20, special order at 10:15 A.M. Granted.

**Assembly Bill 272**

Relating to review of faculty status for certain convictions.

The question was: Shall assembly amendment 1 be adopted?

Assemblyman Shabaz asked unanimous consent that **Assembly Bill 272** be referred to committee on Education. Granted.

**Assembly Bill 290**

Relating to notice of cancellation of fire insurance in town mutual insurance companies.

The question was: Shall the bill be ordered engrossed and read a third time?

Assemblyman Alfonsi asked unanimous consent that **Assembly Bill 290** be placed on the calendar of March 14, at the foot of the 13th order. Granted.

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SECOND READING AND AMENDMENT OF  
SENATE BILLS

**Senate Bill 66**

Relating to loans to school districts.

The question was: Shall the bill be ordered to a third reading?

Motion carried.

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Assemblyman Alfonsi asked unanimous consent that the rules be suspended and that **Senate Bill 66** be given a third reading. Granted.

The question was: This bill having been read three times, shall the bill be concurred in?

Motion carried.

Assemblyman Alfonsi asked unanimous consent that the assembly's action on **Senate Bill 66** be immediately messaged to the senate. Granted.

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CALENDAR OF MARCH 14, 1969

CONSIDERATION OF RESOLUTIONS

**Senate Joint Resolution 16**

Memorializing the Congress of the United States to amend the social security act in Title 42 of the United States Code so as to authorize release of needed information for enforcement of child support to county law enforcement officers, and to enact a federal law making child abandonment a federal misdemeanor.

The question was: Concurrence?

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Anderson, Atkinson, Baldus, Barbee, Belting, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, Conradt, Conta, Czerwinski, Day, Gee, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Huber, Jackson, Johnson L. H., Jones, Kafka, Kenyon, Kleczka, Klicka, Korpela, LaFave, Laper, Lewison, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Mittness, Molinaro, Nitschke, Nuttelman, Obey, O'Malley, Orlich, Otte, Pabst, Packard, Parys, Pelouquin, Quinn, Radcliffe, Rogers, Sanasarian, Schneeberg, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Stalbaum, Steinhilber, Sweda, Thompson, Tobiasz, Uehling, Vanderperren, Wackett, Warren, Weisensel, Wilcox, Wilger, York and Mr. Speaker—83.

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Noes—Dueholm, Hutnik, Kessler, Merkel, Nager, Nikolay, Olson, Parkin, Schowalter, Tamms, Tregoning, Van Hollen and Wing—13.

Absent or not voting—Azim, Johnson W. A., Lipscomb and Stack—4.

Motion carried.

Ordered immediately messaged to the Senate.

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SECOND READING AND AMENDMENT OF  
ASSEMBLY BILLS

**Assembly Bill 9**

Relating to revamping jurisdiction of municipal courts.

The question was: Shall the bill be ordered engrossed and read a third time?

Assemblyman Anderson asked unanimous consent that **Assembly Bill 9** be laid on the table. Granted.

**Assembly Bill 83**

Relating to applications and qualifications of cosmetologists.

The question was: Shall assembly amendment 1 be adopted?

Motion failed.

Assemblyman Schroeder asked unanimous consent that **Assembly Bill 83** be referred to committee on Commerce and Manufactures. Granted.

**Assembly Bill 150**

Relating to the definition of public accountant.

The question was: Shall assembly amendment 1 be adopted?

Motion carried.

Assemblyman Alfonsi asked unanimous consent, that the rules be suspended and that **Assembly Bill 150** be given a third reading. Granted.

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The question was: This bill having been read three times, shall the bill pass?

The roll was taken.

The vote follows:

Ayes—Alberts, Alfonsi, Anderson, Atkinson, Baldus, Barbee, Belting, Blanchard, Boche, Bock, Boeckmann, Bolle, Bradley, Brown, Byers, Conradt, Conta, Czerwinski, Day, Dueholm, Gee, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Huber, Hutnik, Jackson, Johnson L. H., Johnson W. A., Jones, Kafka, Kenyon, Kessler, Kleczka, Klicka, Korpela, LaFave, Laper, Lewison, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Martin, Mathews, Mato, Merkel, Mittness, Molinaro, Nager, Nitschke, Nuttelman, Obey, Olson, O'Malley, Orlich, Otte, Pabst, Packard, Parkin, Parys, Peloquin, Quinn, Radcliffe, Rogers, Sanasarian, Schneeberg, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Stalbaum, Steinhilber, Sweda, Tamms, Thompson, Tobiasz, Tregoning, Uehling, Vanderperren, Van Hollen, Wackett, Warren, Weisensel, Wilcox, Wilger, Wing, York and Mr. Speaker—96.

Noes—Nikolay—1.

Absent or not voting—Azim, Lipscomb and Stack—3.

Motion carried.

Ordered immediately messaged to the senate.

**Assembly Bill 186**

Relating to depositions as a taxable cost in courts of record.

The question was: Shall the bill be ordered engrossed and read a third time?

Motion carried.

Assemblyman Alfonsi asked unanimous consent, that the rules be suspended and that Assembly Bill 186 be given a third reading. Granted.

The question was: This bill having been read three times, shall the bill pass?

Motion carried.

Ordered immediately messaged to the senate.

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**Assembly Bill 226**

Relating to investment by clerk of court of funds not identifiable.

The question was: Shall the bill be ordered engrossed and read a third time?

Motion carried.

Assemblyman Alfonsi asked unanimous consent, that the rules be suspended and that **Assembly Bill 226** be given a third reading. Granted.

The question was: This bill having been read three times, Shall the bill pass?

Motion carried.

Ordered immediately messaged to the senate.

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SECOND READING AND AMENDMENT OF  
SENATE BILLS

**Senate Bill 125**

Relating to the statement of purposes for which a corporation may be incorporated.

The question was: Shall the bill be ordered to a third reading?

Assemblyman Alfonsi asked unanimous consent that **Senate Bill 125** be referred to the committee on Judiciary. Granted.

Assemblyman Czerwinski asked unanimous consent that the assembly return to the 10th order of business. Granted.

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MOTIONS

Assemblyman Czerwinski asked unanimous consent that he be listed as co-author of **Assembly Bill 208**. Granted.

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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 :

A group of students from St. Dominic School, accompanied by Mrs. Mary Hoffmann, Mrs. Pat Faupl, Mrs. Lois Marincic, Mrs. Jane Donovan, Mrs. Frank Heindl, Mrs. Vincent Ingrilli and Mrs. Peter Fenlon from Brookfield, Wis., guests of Assemblyman Merkel. Included in the announcement by the assemblyman was the belief that some, if not all, in this group of "A" students would become governors, legislators and statesmen.

Mrs. James Alexander, Mrs. Arthur J. Peterson and Mrs. Robert P. Knowles from New Richmond, Wis., guests of Assemblyman Boche.

Robert A. Smith, chairman of the legislative committee, Local 111, Independent Electrical Union from Milwaukee, guest of Assemblyman Orlich.

Mr. and Mrs. Ken Gottsacker from Sheboygan Falls, Wis., guests of Assemblyman Boeckmann.

Assemblyman McEssy asked unanimous consent that the assembly adjourn today in recognition of, and sympathy to, Karen O'Callaghan (Leader of I.S.A.) Irish Students' Association in her campaign for Green Power and Irish equality on the University of Wisconsin campus. Granted.

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Assemblyman Alfonsi, pursuant to the foregoing request by Assemblyman McEssy, moved that the assembly adjourn.

Motion carried.

12:00 Noon.