

JOURNAL OF THE ASSEMBLY [August 24, 1971]

STATE OF WISCONSIN

# Assembly Journal

## Eightieth Regular Session

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TUESDAY, August 24, 1971.

2:00 P.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Reverend Bruce Burdick, pastor of First Christian Church, 304 N. Hamilton St., Madison, Wisconsin.

Representative Barbee 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, Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conratt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Giese, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kleczka, Klicka, Korpela, LaFave, Lewison, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Robertson, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—95.

Absent with leave—Greider, Helgeson, Kessler and Looby

—4.

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AMENDMENTS OFFERED

Assembly substitute amendment 1 to Assembly Bill 965 offered by Representative Swoboda.

Assembly amendment 1 to assembly amendment 1 to Assembly Bill 1094 offered by Representative Anderson.

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INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

**Assembly Resolution 30**

Relating to the dissemination of population counts by blocks for urbanized areas and selected municipalities resulting from the 1970 census of population.

Whereas, the population count statistics by urban blocks are now available to the legislative reference bureau in the form of a single set of page proofs furnished by the U. S. bureau of census; and

Whereas, publication of these population statistics is eagerly awaited throughout the state for the purpose of realigning the boundaries of city wards, county supervisory districts, and state assembly and senatorial districts in compliance with the one-man, one-vote decisions of the decade of the 1960's; now, therefore, be it

*Resolved by the assembly*, That said block statistics, as copied by the legislative reference bureau, be incorporated as an appendix into this resolution, together with an introductory explanation by the reference bureau; and, be it further

*Resolved*, That this resolution not be spread on the journal of the assembly but that, instead, 1,100 copies of this resolution and appendix be printed in the style and format used for the printing of bills so as to provide broad distribution to these census data; and, be it further

*Resolved*, That 250 copies of this resolution be distributed in the distribution pattern customary for other assembly resolutions, and that the remaining 850 copies be delivered to the legislative document room for distribution to legislators and to others upon application.

By Representatives Kessler and Sensenbrenner.

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Representative Anderson asked unanimous consent to make a statement. Granted.

Representative Anderson asked unanimous consent that the rules be suspended and that Assembly Resolution 30 be taken up at this time. Granted.

The question was: Adoption of Assembly Resolution 30?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Giese, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kleczka, Korpela, LaFave, Lewison, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Robertson, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sricula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—94.

Noes—None.

Absent or not voting—Greider, Helgeson, Kessler, Klicka and Looby—5.

Motion carried.

### Assembly Resolution 31

Requesting an opinion of the attorney general as to the effect of the Nixon wage freeze on local taxation.

*Resolved by the assembly*, That the attorney general is requested to render an opinion to the assembly at an early date indicating his view of how the federal price-wage freeze of August 14, 1971, and particularly the ban on wage and salary increases, will affect the taxpaying power of Wisconsin residents in supporting national, state and

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local government. The attorney general is further requested to present his views on this same issue of law if the current price-wage freeze is extended beyond the presently proposed November 12, 1971, deadline.

By Representative Sensenbrenner.  
To joint committee on Finance.

**Assembly Resolution 32**

To create assembly rule 20 (4m), relating to representation on the judiciary committee.

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Analysis by the Legislative Reference Bureau

This resolution requires that a majority of the assembly judiciary committee members be non-lawyers.

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*Resolved by the assembly,* That assembly rule 20 (4m) is created to read:

ASSEMBLY RULE 20. (4m) A majority of the members of the assembly committee on Judiciary shall be non-lawyers.

By Representative W. A. Johnson.  
To committee on Rules.

**Assembly Joint Resolution 95**

Relating to a study by the legislative council's highway advisory committee of vehicle licensing and registration.

By committee on Highways.  
To committee on Highways.

**Assembly Joint Resolution 96**

Creating a special joint committee to study the impact of bank holding companies in this state and suggest regulatory legislation.

By Representatives Brown and McCormick.  
To committee on Insurance and Banking.

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## **INTRODUCTION AND REFERENCE OF BILLS**

Read first time and referred:

### **Assembly Bill 1241**

Relating to liquor tax payment.

By Representative Berger.

To committee on Excise and Fees.

### **Assembly Bill 1242**

Relating to transferring to the department of justice the enforcement functions and personnel of the department of natural resources, and redesignating the wardens to be natural resources wardens.

By Representatives Byers, Wilger and Conradt.

To committee on Natural Resources.

### **Assembly Bill 1243**

Relating to aid to counties to clean up litter, state funded work relief projects to clean up dead trees and making appropriations.

By Representatives Conradt, R. M. Thompson, Byers and Sweda.

To committee on State Affairs.

### **Assembly Bill 1244**

Relating to license plates for certain motor vehicles operated by credit unions.

By Representative Mato.

To committee on Highways.

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## **COMMITTEE REPORTS**

The committee on Judiciary reports and recommends:

### **Assembly Bill 65**

Relating to interest on landlord security deposits and providing a penalty.

Assembly amendment 1, adoption; Ayes, 9; Noes, 0 and indefinite postponement; Ayes, 6; Noes, 2; Not Voting, 1.

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### **Assembly Bill 342**

Barring landlords from requiring security deposits in certain cases.

Indefinite postponement; Ayes, 7; Noes, 1; Not Voting, 1.

### **Assembly Bill 648**

Relating to a night court in counties having a population of 500,000 or more.

Indefinite postponement; Ayes, 8; Noes, 1.

### **Assembly Bill 922**

Relating to requiring that abortions be performed by doctors in licensed maternity hospitals, and creating a penalty.

Assembly substitute amendment 1, adoption; Ayes, 4; Noes, 3; Not Voting, 2 and passage; Ayes, 4; Noes, 3; Not Voting, 2.

### **Assembly Bill 1093**

Relating to open housing and increasing an appropriation.

Assembly amendment 1, adoption; Ayes, 8; Noes, 1 and passage; Ayes, 8; Noes, 1.

### **Assembly Bill 1095**

Relating to civil procedures for handling equal rights complaints and increasing an appropriation.

Assembly amendment 1, adoption; Ayes, 8; Noes, 0; Not Voting, 1 and passage; Ayes, 8; Noes, 1.

### **Assembly Bill 1096**

Relating to nondiscrimination in state contracts.

Assembly amendment 1, adoption; Ayes, 9; Noes, 0 and passage; Ayes, 6; Noes, 2; Not Voting, 1.

### **Assembly Bill 1160**

Relating to the readoption of children adopted under court orders of other nations.

Passage; Ayes, 9; Noes, 0.

### **Assembly Bill 1200**

Relating to pardons to restore civil rights of convicts.

Passage; Ayes, 9; Noes, 0.

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**Senate Bill 246**

Relating to certificates accompanying land plats.

Concurrence; Ayes, 9; Noes, 0.

**Senate Bill 373**

Relating to remedies supplementary to executions against property.

Concurrence; Ayes, 9; Noes, 0.

**Senate Bill 394**

Relating to licensing of funeral directors and embalmers and reciprocal agreements with other states pertaining to funeral directors and embalmers (suggested as remedial legislation by the Wisconsin Funeral Directors Association).

Concurrence; Ayes, 8; Noes, 1.

**PAUL E. SICULA,**  
Chairman.

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The joint committee on Finance reports and recommends:

**Assembly Bill 8**

Relating to exemptions of insurance companies from personal property taxes.

Emergency statement recommended; Ayes, 12; Noes, 0 and passage; Ayes, 12; Noes, 0.

**Assembly Bill 260**

Relating to service credits for retirement of legislative employees.

Emergency statement recommended; Ayes, 13; Noes, 0 and passage; Ayes, 13; Noes, 0.

**Assembly Bill 355**

Relating to posting no-passing zones on both sides of the roadway.

Emergency statement recommended; Ayes 8; Noes, 4 and passage; Ayes, 8; Noes, 4.

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**Assembly Bill 984**

Revising the state civil service laws, granting rule-making power and making appropriations.

Emergency statement recommended; Ayes, 10; Noes, 1 and passage; Ayes, 10; Noes, 1.

GEORGE MOLINARO,  
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 adopted and asks concurrence in:

Motions under Joint Rule 26,

A joint certificate of Condolence by Senator Roseleip; co-sponsored by Representatives Klicka and Tregoning to the family of Walter R. De Weese vice-commander of the Wisconsin American Legion on the occasion of his death, June 26, 1971;

A joint certificate of Commendation by Senator Roseleip; co-sponsored by Representatives Klicka and Tregoning to Danny McGinnity for his courage and unhesitating action to save a human life from drowning;

A joint certificate of Commendation by Senator Keppler; co-sponsored by Representative Boeckmann to the Village of Glenbeulah which has declared itself "The Northern Gateway to the Kettle Moraine State Forest";

A joint certificate of Commendation by Senator Lorge; co-sponsored by Representative Conradt to Andy Jimos for his long and active business and public life—having opened business in Appleton as an immigrant 55 years ago, at the age of 16;

A joint certificate of Commendation by Senator Johnson; co-sponsored by Representatives Looby and Mato to The Eau Claire Downtown Development Assoc., The Eau Claire Barstow Commons Assoc. and The Greater Eau Claire Chamber of Commerce in executing the completion of Barstow Commons Project; and



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A joint certificate of Congratulations by Senator Schuele; co-sponsored by Representative Everson to Russell Hellickson on the occasion of winning a Gold Medal for the United States at Cali, Columbia in the sport of wrestling at the Pan-American Games.

### Concurred in:

Motion under Joint Rule 26,

A joint certificate of Commendation by Representative O'Malley; co-sponsored by Senators Lorge and Thompson to Waunakee Police Chief Henry "Hank" Ripp for his heroic performance in an emergency situation.

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## ACTION ON THE SENATE MESSAGE

A joint certificate of Condolence by Senator Roseleip; co-sponsored by Representatives Klicka and Tregoning to the family of Walter R. De Weese, vice-commander of the Wisconsin American Legion on the occasion of his death, June 26, 1971.

Representative Anderson asked unanimous consent that the rules be suspended and that the motion be taken up at this time. Granted.

The question was: Concurrence?

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on the motion be immediately messaged to the senate. Granted.

A joint certificate of Commendation by Senator Roseleip; co-sponsored by Representatives Klicka and Tregoning to Danny McGinnity for his courage and unhesitating action to save a human life from drowning.

Representative Anderson asked unanimous consent that the rules be suspended and that the motion be taken up at this time. Granted.

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The question was: Concurrence?

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on the motion be immediately messaged to the senate. Granted.

A joint certificate of Commendation by Senator Keppler; co-sponsored by Representative Boeckmann to the Village of Glenbeulah which has declared itself "The Northern Gateway to the Kettle Moraine State Forest".

Representative Anderson asked unanimous consent that the rules be suspended and that the motion be taken up at this time. Granted.

The question was: Concurrence?

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on the motion be immediately messaged to the senate. Granted.

A joint certificate of Commendation by Senator Lorge; co-sponsored by Representative Conradt to Andy Jimos for his long and active business and public life—having opened business in Appleton as an immigrant 55 years ago, at the age of 16.

Representative Anderson asked unanimous consent that the rules be suspended and that the motion be taken up at this time. Granted.

The question was: Concurrence?

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on the motion be immediately messaged to the senate. Granted.

A joint certificate of Commendation by Senator Johnson; co-sponsored by Representatives Looby and Mato to The Eau Claire Downtown Development Assoc., The Eau Claire Barstow Commons Assoc. and The Greater Eau Claire Chamber of Commerce in executing the completion of Barstow Commons Project.

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Representative Anderson asked unanimous consent that the rules be suspended and that the motion be taken up at this time. Granted.

The question was: Concurrence?

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on the motion be immediately messaged to the senate. Granted.

A joint certificate of Congratulations by Senator Schuele; co-sponsored by Representative Everson to Russell Hellickson on the occasion of winning a Gold Medal for the United States at Cali, Columbia in the sport of wrestling at the Pan-American Games.

Representative Sweda asked unanimous consent that the rules be suspended and that the motion be taken up at this time. Granted.

The question was: Concurrence?

Motion carried.

Representative Sweda asked unanimous consent that the rules be suspended and that the assembly's action on the motion be immediately messaged to the senate. Granted.

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### MOTION UNDER JOINT RULE 26

The State of Wisconsin \* \* \* Citation by the Legislature  
Know you by these presents:

Whereas, the city of La Crosse is a co-sponsor of the Stars of Tomorrow Baseball Tournament; and

Whereas, this year's tournament with its events for young men 14 and under and 12 and under included a total of 145 teams supported by progressive citizens and merchants, service clubs and labor organizations; and

Whereas, 200 youthful teams from all parts of the upper midwest are expected to participate in this La Crosse-sponsored event next year; now, therefore,

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The Members of the Wisconsin Legislature, on the motion of Representatives Roberts and Greider and Senator Knutson, under Joint Rule 26, heartily commend the city of La Crosse and tournament director "Kootch" Carroll for their contributions in aid and support of the youth of the upper midwest.

The question was: Adoption?

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on the motion be immediately messaged to the senate. Granted.

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### MOTION UNDER JOINT RULE 26

The State of Wisconsin \* \* \* Citation by the Legislature  
Know you by these presents:

Whereas, Charles W. Mentkowski of Milwaukee has been named to head the federal task force to encourage employment of minority groups by police departments and other law enforcement agencies; and

Whereas, Mr. Mentkowski, who is chairman of the Milwaukee Fire and Police Commission and associate dean of the Marquette University Law School, was a moving force behind this important endeavor to improve both minority employment opportunities and the administration of justice; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Pabst and McCormick and Senators Whittow and Kendzierski, under Joint Rule 26, do commend Mr. Mentkowski on his worthy activities and congratulate him on assuming this important post.

The question was: Adoption?

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on the motion be immediately messaged to the senate. Granted.

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### **MOTIONS**

#### **LEAVES OF ABSENCE**

Representative Anderson asked unanimous consent for a leave of absence for today's session for Representatives Kessler and Looby. Granted.

Representative Froehlich asked unanimous consent for a leave of absence for today's session for Representatives Greider and Helgeson. Granted.

Representative Dueholm moved reconsideration of the vote by which Assembly Bill 845 was indefinitely postponed. Entered.

Representative McEssy moved that Senate Bill 225 be withdrawn from committee on Elections and referred to the calendar.

Representative McEssy asked unanimous consent to read from a printed document. Granted.

Representative Oestreicher asked unanimous consent to read from a printed document. Granted.

Representative Schneider asked unanimous consent to read from a printed document. Granted.

The question was: Shall Senate Bill 225 be withdrawn from committee on Elections and referred to the calendar?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Boeckmann, Bradley, Byers, Conradt, Day, Duren, Ellis, Froehlich, Giese, Guiles, Hephner, Jackson, Kafka, Kleczka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Mato, Merkel, Pabst, Quackenbush, Quinn, Robertson, Roberts, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Swoboda, Thompson R. M., Thompson T. G., Tregoning, Wacket, Wilcox and Wilger—43.

Noes—Anderson, Atkinson, Baldus, Barbee, Berger, Bolle,

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Brown, Bultman, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Jackamonis, Johnson G. K., Johnson W. A., Jones, Korpela, Lynn, McCormick, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Rogers, Rutkowski, Sanasarian, Schneider, Sicala, Slaby, Stack, Sweda, Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—52.

Absent or not voting—Greider, Helgeson, Kessler and Looby—4.

Motion failed.

Representative Wahner asked unanimous consent to be recorded as voting as follows on questions from August 11:

Shall Senate Bill 225 be withdrawn from committee on Elections and referred to the calendar?—"No";

Shall Assembly Bill 1192 pass?—"Aye";

Shall Assembly Bill 845 be indefinitely postponed?—"No";

Shall Assembly Bill 609 be laid on the table?—"No";

Shall Assembly Bill 611 be ordered engrossed and read a third time?—"Aye";

Shall the rules be suspended and Assembly Bill 611 be given a third reading?—"Aye";

Shall assembly substitute amendment 1 to Assembly Bill 653 be rejected?—"Aye";

Shall Assembly Bill 653 be indefinitely postponed?—"No";

Shall Assembly Bill 653 be laid on the table?—"No";

Shall Assembly Bill 653 be engrossed and read a third time?—"Aye";

Shall assembly amendment 1 to Assembly Bill 675 be adopted?—"Aye". Granted.

Representative Anderson asked unanimous consent to make a statement. Granted.

Representative Schwefel asked unanimous consent that Assembly Bill 36 be withdrawn from committee on Municipalities and referred to the calendar.

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Representative Anderson objected.

Representative T. G. Thompson moved that **Assembly Bill 218** be withdrawn from committee on Natural Resources and referred to the calendar.

The question was: Shall **Assembly Bill 218** be withdrawn from committee on Natural Resources and referred to the calendar?

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Azim, Boeckmann, Bradley, Byers, Conradt, Ellis, Froehlich, Giese, Guiles, Hanson, Hephner, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Mato, Merkel, Oberle, Quackenbush, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Slaby, Stack, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—40.

Noes—Anderson, Baldus, Barbee, Berger, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kleczka, Korpela, Lynn, McCormick, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sricula, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—54.

Absent or not voting—Greider, Helgeson, Kessler, Looby and Nager—5.

Motion failed.

Representative Shabaz moved that **Assembly Joint Resolution 23** be withdrawn from committee on Natural Resources and referred to the calendar.

Representative Shabaz asked unanimous consent to read from a printed document. Granted.

The question was: Shall **Assembly Joint Resolution 23** be withdrawn from committee on Natural Resources and referred to the calendar?

The roll was taken.

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The vote follows:

Ayes—Alberts, Atkinson, Azim, Boeckmann, Bradley, Byers, Conradt, Ellis, Froehlich, Giese, Guiles, Hephner, Jackson, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Merkel, Quackenbush, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—36.

Noes—Anderson, Baldus, Barbee, Berger, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Jackamonis, Johnson G. K., Johnson W. A., Jones, Kleczka, Korpela, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sricula, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—58.

Absent or not voting—Greider, Helgeson, Kessler, Looby and Nager—5.

Motion failed.

Representative Sensenbrenner moved that **Assembly Joint Resolution 14** be withdrawn from committee on Taxation and referred to the calendar.

Representative Sensenbrenner asked unanimous consent to read from a printed document. Granted.

The question was: Shall **Assembly Joint Resolution 14** be withdrawn from committee on Taxation and referred to the calendar?

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Azim, Bradley, Byers, Conradt, Ellis, Froehlich, Giese, Guiles, Hanson, Hephner, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, Merkel, Quackenbush, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Slaby, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—35.

Noes—Anderson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff,



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Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kleczka, Korpela, Lynn, McCormick, McEssy, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—59.

Absent or not voting—Greider, Helgeson, Kessler, Looby and Nager—5.

Motion failed.

Representative Wilcox asked unanimous consent to be recorded as voting as follows on questions from August 11:

Shall **Assembly Bill 218** be withdrawn from committee on Natural Resources and referred to the calendar?—"Aye";

Shall **Senate Bill 225** be withdrawn from committee on Elections and referred to calendar?—"Aye";

Shall **Assembly Bill 1192** pass?—"Aye";

Shall **Assembly Bill 845** be indefinitely postponed?—"No";

Shall **Assembly Bill 609** be laid on the table?—"Aye";

Shall **Assembly Bill 611** be ordered engrossed and read a third time?—"No";

Shall the rules be suspended and that **Assembly Bill 611** be given a third reading?—"No";

Shall assembly substitute amendment 1 to **Assembly Bill 653** be rejected?—"Aye";

Shall **Assembly Bill 653** be indefinitely postponed?—"No";

Shall **Assembly Bill 653** be laid on the table?—"No";

Shall **Assembly Bill 653** be ordered engrossed and read a third time?—"Aye"

Shall assembly amendment 1 to **Assembly Bill 675** be adopted?—"Aye". Granted.

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## LEAVE OF ABSENCE

Representative Anderson asked unanimous consent for a leave of absence for the balance of today's session for Representative Nager. Granted.

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**MOTION UNDER JOINT RULE 26**

**The State of Wisconsin \* \* \* Citation by the Legislature  
Know you by these presents:**

**Whereas, in January of 1846 a newly ordained Irish priest trudged across the snow covered fields from Milwaukee to establish a parish for the residents of the Watertown area; and**

**Whereas, the parish he founded, St. Bernard's Catholic Church, is the oldest religious congregation in Watertown and continues to foster the moral and religious growth of the area; now, therefore,**

**The Members of the Wisconsin Legislature, on the motion of Representatives Luckhardt and Wackett, under Joint Rule 26, do congratulate the congregation of St. Bernard's Catholic Church of Watertown on this, its 125th Anniversary.**

**The question was: Adoption?  
Motion carried.**

**Representative Tregoning asked unanimous consent that Assembly Bill 536 be withdrawn from committee on Judiciary and referred to the calendar.**

**Representative Anderson objected.**

**Representative Tregoning moved that Assembly Bill 536 be withdrawn from committee on Judiciary and referred to the calendar.**

**The question was: Shall Assembly Bill 536 be withdrawn from committee on Judiciary and referred to the calendar?**

**The roll was taken.**

**The vote follows:**

**Ayes—Alberts, Atkinson, Azim, Boeckmann, Bradley, Byers, Conradt, Early, Ellis, Froehlich, Giese, Guiles, Hephner, Jackson, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Merkel, Quackenbush, Quinn, Robertson, Roberts, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox, Wilger and Willkom—40.**

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Noes—Anderson, Baldus, Barbee, Berger, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Jackamonis, Johnson G. K., Johnson W. A., Jones, Kleczka, Korpela, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Rogers, Rutkowski, Sanasarian, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner and Mr. Speaker—53.

Absent or not voting—Greider, Helgeson, Kessler, Looby, Nager and Sicula—6.

Motion failed.

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### CALENDAR OF THURSDAY, JUNE 10

Representative Anderson asked unanimous consent that the rules be suspended and that **Assembly Bill 638** be withdrawn from the table and be taken up at this time. Granted.

#### **Assembly Bill 638**

Relating to the regulation of amusement rides, creating an amusement ride safety board, granting rule-making power and making an appropriation.

Representative Brown asked unanimous consent to read from a printed document. Granted.

Representative Bultman asked unanimous consent to read from a printed document. Granted.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 638** be adopted?

Motion carried.

Representative Azim moved that **Assembly Bill 638** be indefinitely postponed.

The question was: Shall **Assembly Bill 638** be indefinitely postponed?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Boeckmann, Bradley, Bultman,

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Byers, Conradt, Day, Dorff, Ellis, Froehlich, Gaulke, Giese, Groshek, Guiles, Hanson, Jackson, Johnson G. K., Jones, Kafka, Kleczka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Mato, Merkel, Mielke, Mohn, Oberle, Quackenbush, Quinn, Robertson, Roberts, Rutkowski, Schowalter, Schricker, Schroeder, Schwefel, Shabaz, Stack, Stalbaum, Swoboda, Thompson R. M., Thompson T. G., Tregoning, Wackett, Wilcox, Wilger and Willkom—52.

Noes—Anderson, Atkinson, Baldus, Barbee, Berger, Bolle, Brown, Conta, Czerwinski, Dueholm, Duren, Earl, Early, Everson, Ferrall, Grover, Hanna, Hephner, Jackamonis, Johnson W. A., Korpela, Lynn, McCormick, Miller, Mittness, Molinaro, O'Malley, Oestreicher, Orlich, Otte, Pabst, Rogers, Sanasarian, Schneider, Sensenbrenner, Slaby, Sweda, Tobiasz, Vanderperren, Wahner and Mr. Speaker—41.

Absent or not voting—Greider, Helgeson, Kessler, Looby, Nager and Sicula—6.

Motion carried.

### **Assembly Bill 675**

Relating to pollution orders issued by the department of Natural Resources.

Representative Mittness asked unanimous consent that the record be expunged on the adoption of assembly amendment 1 to **Assembly Bill 675**. Granted.

Representative Mittness moved that assembly amendment 1 to **Assembly Bill 675** be rejected.

The question was: Shall assembly amendment 1 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Byers, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Giese, Groshek, Grover, Guiles, Hanson, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kleczka, Klicka, Korpela, LaFave, Luckhardt, Lynn, McCormick, McDougal, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich,

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Otte, Pabst, Quackenbush, Robertson, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schroeder, Sensenbrenner, Shabaz, Slaby, Stack, Stalbaum, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—80.

Noes—Bradley, Conradt, Duren, Gaulke, Hanna, Hephner, Jackamonis, Lewison, McEssy, Quinn, Schricker, Schwefel and Sweda—13.

Absent or not voting—Greider, Helgeson, Kessler, Looby, Nager and Sicula—6.

Motion carried.

Representative Sweda moved that **Assembly Bill 675** be withdrawn from the calendar of June 10 and referred to the committee on Natural Resources.

The question was: Shall **Assembly Bill 675** be withdrawn from the calendar of June 10 and referred to the committee on Natural Resources?

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Azim, Bolle, Bradley, Byers, Conradt, Day, Dueholm, Duren, Ellis, Everson, Froehlich, Gaulke, Giese, Groshek, Grover, Guiles, Hanna, Hephner, Jackson, Kafka, Kleczka, Klicka, LaFave, Lewison, Luckhardt, McCormick, McDougal, McEssy, Merkel, Mohn, O'Malley, Oberle, Pabst, Quackenbush, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Slaby, Stalbaum, Sweda, Swoboda, Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox and Wilger—54.

Noes—Anderson, Baldus, Barbee, Berger, Boeckmann, Brown, Bultman, Conta, Czerwinski, Dorff, Earl, Early, Ferrall, Hanson, Jackamonis, Johnson G. K., Johnson W. A., Jones, Korpela, Lynn, Mato, Mielke, Miller, Mittness, Molinaro, Oestreicher, Orlich, Otte, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Stack, Thompson R. M., Tobiasz, Wahner, Willkom and Mr. Speaker—39.

Absent or not voting—Greider, Helgeson, Kessler, Looby, Nager and Sicula—6.

Motion carried.

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**Assembly Bill 676**

Relating to elimination of administrative review of certain orders of the department of natural resources.

Representative Azim moved that **Assembly Bill 676** be indefinitely postponed.

Representative Sweda in the chair.

The question was: Shall **Assembly Bill 676** be indefinitely postponed?

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Azim, Baldus, Bradley, Bultman, Byers, Conradt, Day, Duren, Early, Ellis, Everson, Froehlich, Gaulke, Giese, Groshek, Grover, Guiles, Hanna, Hephner, Kafka, Kleczka, Klicka, LaFave, Lewison, Luckhardt, McCormick, McDougal, McEssy, Merkel, Mohn, Oestreich, Pabst, Quackenbush, Quinn, Robertson, Rutkowski, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Sweda, Swoboda, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—52.

Noes—Anderson, Barbee, Berger, Boeckmann, Bolle, Brown, Conta, Czerwinski, Dorff, Dueholm, Earl, Ferrall, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Korpela, Lynn, Mielke, Miller, Mittness, Molinaro, O'Malley, Oberle, Orlich, Otte, Roberts, Rogers, Sanaarian, Slaby, Stack, Thompson R. M., Tobiasz, Vanderperren, Wahner and Mr. Speaker—38.

Absent or not voting—Greider, Helgeson, Kessler, Looby, Mato, Nager, Schneider, Sicula and Willkom—9.

Motion carried.

**Assembly Bill 678**

Relating to state forest timber sales.

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

Motion carried.

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Representative Anderson asked unanimous consent that the rules be suspended and that Assembly Bill 678 be given a third reading. Granted.

Representative Anderson asked unanimous consent that Assembly Bill 678 be referred to joint committee on Finance. Granted.

### Assembly Bill 853

Relating to eliminating the state forestation tax.

The question was: Shall Assembly Bill 853 be indefinitely postponed?

Motion failed.

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

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Baldus, Barbee, Boeckmann, Bolle, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Dorff, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Giese, Groshek, Grover, Guiles, Hanna, Hanson, Jackamonis, Jackson, Johnson W. A., Jones, Kafka, Kleczka, Klicka, Lewison, Luckhardt, Lynn, McCormick, McEssy, Mato, Merkel, Miller, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Rogers, Rutkowski, Sanasarian, Schowalter, Schricker, Schwefel, Sensenbrenner, Shabaz, Stack, Stalbaum, Sweda, Swoboda, Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—69.

Noes—Anderson, Azim, Bradley, Day, Dueholm, Gaulke, Hephner, Johnson G. K., Korpela, LaFave, McDougal, Mielke, Mittness, Mohn, Molinaro, Oberle, Robertson, Roberts, Schneider, Schroeder, Slaby and Thompson R. M.—22.

Absent or not voting—Berger, Greider, Helgeson, Kessler, Looby, Nager, O'Malley and Sricula—8.

Motion carried.

Representative Miller asked unanimous consent to be recorded as voting "No". Granted.

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Representative Anderson asked unanimous consent that **Assembly Bill 853** be referred to joint committee on Finance. Granted.

### **Assembly Bill 859**

Relating to the dockline of the city of Kenosha.

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

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that **Assembly Bill 859** be given a third reading. Granted.

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

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 859** be immediately messaged to the senate. Granted.

### **Assembly Bill 871**

Relating to establishment of large electric generating facilities and high-voltage transmission lines.

Representative Anderson asked unanimous consent that the journal show that he is refraining from participating in the deliberations on **Assembly Bill 871** according to Assembly Rule 77m. Granted.

The question was: Shall assembly amendment 1 be adopted?

Motion carried.

Representative Wackett moved that assembly amendment 2 to **Assembly Bill 871** be rejected.

The question was: Shall assembly amendment 2 be rejected?

Motion carried.



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The question was: Shall assembly amendment 3 be adopted?

Motion carried.

The question was: Shall assembly amendment 4 be adopted?

Motion carried.

Assembly amendment 5 to Assembly Bill 871 offered by Representative Hephner.

Representative Lynn moved that assembly amendment 5 be rejected.

Representative Wackett asked unanimous consent to speak a third time. Granted.

The speaker in the chair.

The question was: Shall assembly amendment 5 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bradley, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Ellis, Ferrall, Froehlich, Gaulke, Groshek, Grover, Guiles, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kleczka, Klicka, Korpela, Lewison, Lynn, McCormick, Mato, Mielke, Mittness, Molinaro, Oberle, Oestreicher, Otte, Pabst, Sana-sarian, Schowalter, Schricker, Sensenbrenner, Slaby, Stack, Stalbaum, Sweda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Wackett, Wahner, Wilger, Willkom and Mr. Speaker—61.

Noes—Azim, Bolle, Duren, Everson, Giese, Hanna, Hanson, Hephner, Kafka, LaFave, Luckhardt, McDougal, McEssy, Merkel, Miller, Mohn, O'Malley, Orlich, Quackenbush, Quinn, Robertson, Roberts, Rogers, Rutkowski, Schneider, Schroeder, Schwefel, Shabaz, Swoboda, Vanderperren and Wilcox—31.

Absent or not voting—Anderson, Greider, Helgeson, Kessler, Looby, Nager and Sicula—7.

Motion carried.

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

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Giese, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Jackamnis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kleczka, Klicka, Korpela, LaFave, Lewison, Luckhardt, Lynn, McCormick, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Robertson, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—91.

Noes—McDougal—1.

Absent or not voting—Anderson, Greider, Helgeson, Kessler, Looby, Nager and Sricula—7.

Motion carried.

Representative Grover asked unanimous consent that Assembly Bill 871 be referred to joint committee on Finance. Granted.

### Assembly Bill 873

Relating to including protection of environmental quality as a specific consideration in certain department of natural resources proceedings.

Representative Giese moved that Assembly Bill 873 be indefinitely postponed.

Representative Giese asked unanimous consent to read from a printed document. Granted.

The question was: Shall Assembly Bill 873 be indefinitely postponed?

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The roll was taken.

The vote follows:

Ayes—Atkinson, Azim, Bradley, Duren, Ellis, Froehlich, Gaulke, Giese, Hephner, Kafka, LaFave, Lewison, Luckhardt, Robertson, Schowalter, Schwefel, Shabaz, Thompson T. G., Tregoning and Wackett—20.

Noes—Alberts, Anderson, Baldus, Barbee, Berger, Boeckmann, Bolle, Bultman, Byers, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Everson, Ferrall, Groshek, Grover, Guiles, Hanna, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kleczka, Klicka, Korpela, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—72.

Absent or not voting—Brown, Greider, Helgeson, Kessler, Looby, Nager and Sricula—7.

Motion failed.

Representative Azim asked unanimous consent that Assembly Bill 873 be placed at the foot of the calendar of June 10.

Representative Lynn objected.

Representative Azim moved that Assembly Bill 873 be placed at the foot of the calendar of June 10.

The question was: Shall Assembly Bill 873 be placed at the foot of the calendar of June 10?

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Azim, Boeckmann, Bradley, Byers, Conradt, Duren, Ellis, Everson, Froehlich, Gaulke, Giese, Guiles, Hephner, Johnson G. K., Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Merkel, Mielke, Pabst, Quackenbush, Quinn, Robertson, Schneider, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz,

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**Stalbaum, Sweda, Thompson T. G., Tregoning, Wackett, Wahner, Wilcox and Wilger—43.**

**Noes—Anderson, Baldus, Barbee, Berger, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Ferrall, Groshek, Grover, Hanna, Hanson, Jackamonis, Jackson, Johnson W. A., Jones, Kleczka, Korpela, Lynn, McCormick, Mato, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Roberts, Rogers, Rutkowski, Sanasarian, Schricker, Slaby, Stack, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Willkom and Mr. Speaker—50.**

**Absent or not voting—Greider, Helgeson, Kessler, Looby, Nager and Sricula—6.**

**Motion failed.**

**Representative Hephner moved that Assembly Bill 873 be referred to the committee on Natural Resources.**

**The question was: Shall Assembly Bill 873 be withdrawn from the calendar of June 10 and referred to the committee on Natural Resources?**

**The roll was taken.**

**The vote follows:**

**Ayes—Atkinson, Azim, Bolle, Bradley, Byers, Conratt, Duren, Ellis, Everson, Froehlich, Gaulke, Giese, Guiles, Hephner, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Mato, Merkel, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Shabaz, Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox and Wilger—36.**

**Noes—Alberts, Anderson, Baldus, Barbee, Berger, Boeckmann, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Ferrall, Groshek, Grover, Hanna, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kleczka, Korpela, Lynn, McCormick, Mielke, Miller, Mittness, Mohn, Molinaro, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Tobiasz, Wahner, Willkom and Mr. Speaker—56.**

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**Absent or not voting—Greider, Helgeson, Kessler, Looby, Nager, O'Malley and Sicula—7.**

**Motion failed.**

**Assembly amendment 1 to Assembly Bill 873 offered by Representative Azim.**

**Representative Lynn moved that assembly amendment 1 be rejected.**

**The question was: Shall assembly amendment 1 be rejected?**

**The roll was taken.**

**The vote follows:**

**Ayes—Alberts, Anderson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Byers, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Ferrall, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson W. A., Jones, Kleczka, Korpela, Lynn, McCormick, Mato, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Roberts, Rogers, Rutkowski, Sanasarian, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—56.**

**Noes—Atkinson, Azim, Bradley, Bultman, Conradt, Day, Duren, Ellis, Everson, Froehlich, Gaulke, Giese, Guiles, Johnson G. K., Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Merkel, Mielke, Quinn, Robertson, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—37.**

**Absent or not voting—Greider, Helgeson, Kessler, Looby, Nager and Sicula—6.**

**Motion carried.**

**Representative Anderson asked unanimous consent that Assembly Bill 873 be laid on the table. Granted.**

**Assembly Bill 875**

**Relating to governmental consideration of environmental impact.**

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### LEAVE OF ABSENCE

Representative Azim asked unanimous consent for a leave of absence for the balance of today's session. Granted.

The question was: Shall assembly amendment 1 be adopted?

Motion carried.

Representative Merkel asked unanimous consent that the record be expunged regarding assembly amendment 2. Granted.

Representative Wackett asked unanimous consent that Assembly Bill 875 be laid on the table.

Representative Anderson objected.

Representative Wackett moved that Assembly Bill 875 be laid on the table.

Representative Anderson asked unanimous consent to make a statement. Granted.

Representative Wackett asked unanimous consent to make a statement. Granted.

The question was: Shall Assembly Bill 875 be laid on the table?

The roll was taken.

The vote follows:

Ayes—Atkinson, Bradley, Conradt, Duren, Ellis, Froehlich, Giese, Guiles, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Merkel, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Shabaz, Stalbaum, Sweda, Thompson T. G., Wackett, Wilcox and Wilger—29.

Noes—Alberts, Anderson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Byers, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kleczka, Korpela, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Roberts, Rogers, Rutkowski, Sana-

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sarian, Schneider, Sensenbrenner, Slaby, Stack, Swoboda, Thompson R. M., Tobiasz, Tregoning, Vanderperren, Wahner, Willkom and Mr. Speaker—63.

Absent or not voting—Azim, Greider, Helgeson, Kessler, Looby, Nager and Sicula—7.

**Motion failed.**

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

**The roll was taken.**

**The vote follows:**

Ayes—Alberts, Anderson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Froehlich, Gaulke, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kleczka, Klicka, Korpela, Lewison, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Tregoning, Vanderperren, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—80.

Noes—Atkinson, Bradley, Ellis, Giese, LaFave, Robertson, Schowalter, Schwefel, Shabaz, Stalbaum, Thompson T. G. and Wackett—12.

Absent or not voting—Azim, Greider, Helgeson, Kessler, Looby, Nager and Sicula—7.

**Motion carried.**

Representative Azim asked unanimous consent to be recorded as voting "Aye". Granted.

Representative Anderson asked unanimous consent that the rules be suspended and that Assembly Bill 875 be given a third reading. Granted.

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

**The roll was taken.**

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The vote follows:

Ayes—Alberts, Anderson, A t k i n s o n , Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Giese, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kleczka, Klicka, Korpela, LaFave, Lewison, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Tregoning, Vanderperren, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—85.

Noes—Conradt, Kafka, Robertson, Shabaz, Stalbaum, Thompson T. G. and Wackett—7.

Absent or not voting—Azim, Greider, Helgeson, Kessler, Looby, Nager and Sicula—7.

Motion carried.

Representative Azim asked unanimous consent to be recorded as voting "Aye". Granted.

Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 875** be immediately messaged to the senate. Granted.

Representative Anderson asked unanimous consent that **Assembly Bill 873** be withdrawn from the table and be taken up at this time. Granted.

Assembly amendment 2 to **Assembly Bill 873** offered by Representative Hanson.

The question was: Shall assembly amendment 2 be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 873** offered by Representative Merkel.

Representative Anderson moved that assembly amendment 3 be rejected.

The question was: Shall assembly amendment 3 be rejected?



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The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Byers, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Everson, Ferrall, Groshek, Grover, Hanna, Hanson, Jackamonis, Jackson, Johnson G. K., Kleczka, Korpela, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schricker, Sensenbrenner, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—57.

Noes—Atkinson, Bradley, Bultman, Conradt, Day, Duren, Froehlich, Gaulke, Giese, Guiles, Hephner, Johnson W. A., Jones, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Merkel, Quackenbush, Quinn, Robertson, Schowalter, Schroeder, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—33.

Absent or not voting—Azim, Ellis, Greider, Helgeson, Kessler, Looby, Nager, Schwefel and Sicula—9.

Motion carried.

Representative Azim asked unanimous consent to be recorded as voting "No". Granted.

Assembly amendment 4 to Assembly Bill 873 offered by Representatives Merkel and Giese.

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### POINT OF ORDER

Representative Anderson raised the point of order that assembly amendment 4 is not germane because it intends to accomplish a different purpose.

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### RULING ON THE POINT OF ORDER

The chair ruled the point of order well taken.

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

The roll was taken.

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The vote follows:

Ayes—Alberts, Anderson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Byers, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Everson, Ferrall, Groshek, Grover, Guiles, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kleczka, Klicka, Korpela, LaFave, Lewison, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Roberts, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—72.

Noes—Atkinson, Azim, Bradley, Conradt, Duren, Froehlich, Gaulke, Giese, Hephner, Quinn, Robertson, Rogers, Schowalter, Shabaz, Tregoning, Wackett, Wilcox and Wilger—18.

Absent or not voting—Ellis, Greider, Hanna, Helgeson, Kessler, Looby, Nager, Schwefel and Sricula—9.

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that Assembly Bill 873 be given a third reading.

Representative Wilcox objected.

Representative Anderson moved that the rules be suspended and that Assembly Bill 873 be given a third reading.

The question was: Shall the rules be suspended and Assembly Bill 873 be given a third reading?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Byers, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Everson, Ferrall, Groshek, Grover, Guiles, Hanna, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kleczka, Klicka, Korpela, LaFave, Luckhardt, Lynn, McCormick, McDougal, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkow-

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ski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—67.

Noes—Atkinson, Bradley, Conradt, Duren, Ellis, Froehlich, Gaulke, Giese, Hephner, Lewison, McEssy, Merkel, Quackenbush, Quinn, Robertson, Schowalter, Schwefel, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—24.

Absent or not voting—Azim, Greider, Helgeson, Kafka, Kessler, Looby, Nager and Sicula—8.

Motion carried.

Representative Azim asked unanimous consent to be recorded as voting "No". Granted.

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

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Ellis, Everson, Ferrall, Groshek, Grover, Guiles, Hanna, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kleczka, Klicka, Korpela, LaFave, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—79.

Noes—Conradt, Duren, Froehlich, Gaulke, Giese, Hephner, Lewison, Quinn, Robertson, Shabaz, Thompson T. G., Tregoning and Wackett—13.

Absent or not voting—Azim, Greider, Helgeson, Kessler, Looby, Nager and Sicula—7.

Motion carried.

Representative Azim asked unanimous consent to be recorded as voting "No". Granted.

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Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 873** be immediately messaged to the senate. **Granted.**

### **Assembly Bill 877**

Relating to making each day of continuing violation of prohibitions against depositing noxious substances in waters a separate offense.

Representative Mittness asked unanimous consent that **Assembly Bill 877** be laid on the table. **Granted.**

### **Assembly Bill 878**

Relating to prohibiting the discharge of untreated domestic sewage into the waters of the state.

Representative Stalbaum moved that **Assembly Bill 878** be indefinitely postponed.

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## **AMENDMENTS OFFERED**

Assembly amendment 1 to **Assembly Bill 1120** offered by Representative Korpela.

Assembly amendment 1 to **Assembly Bill 665** offered by Representative Molinaro.

Assembly amendment 1 to **Assembly Bill 774** offered by Representative Orlich.

Assembly amendment 3 to **Assembly Bill 365** offered by Representative Dueholm.

Assembly substitute amendment 1 to **Senate Bill 231** offered by Representative Baldus.

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## **CHIEF CLERK'S CORRECTION**

as provided by Legislative Reference Bureau

### **Assembly Bill 1145**

On page 5, line 1, substitute "and" for "an".

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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:

Mrs. M. Keane and Mr. Colm Keane from Dublin, Ireland, guests of Representative Barbee.

Mr. and Mrs. Louis Williams from Kenosha, Wisconsin, guests of Representative Dorff.

Mr. and Mrs. Robert Murphy from Minneapolis, Minnesota, guests of Representative Dueholm.

Miss Jane Vogel from Milwaukee, Wisconsin, guest of Representative Everson.

Miss Mary Wisniewski from Milwaukee, Wisconsin, guest of Representative Lynn.

Matt Troy, member of the City Council, City of New York and Democratic Party Chairman, Queens County, New York, from New York, New York, guest of Representative Anderson.

Sam L. Orlich, Jr., son of Representative Orlich, from Milwaukee, Wisconsin, guest of Representative Orlich.

Roland J. Eggebeen, Doris, Kevin and Karie from Plymouth, Wisconsin, guests of Representative Boeckmann.

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

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

6:30 P.M.