

JOURNAL OF THE ASSEMBLY [September 1, 1971]

STATE OF WISCONSIN

Assembly Journal

Eightieth Regular Session

WEDNESDAY, September 1, 1971.

9:30 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Reverend Robert Westebroek, pastor of Geneva Chapel, University of Wisconsin, 731 State Street, Madison, Wisconsin.

Representative Kessler 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, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson, W. A., Jones, Kafka, Kessler, Kleczka, Klicka, Korpela, LaFave, Lewison, Looby, 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—98.

Absent with leave—Helgeson—1.

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INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Resolution 35

Directing the assembly committee on labor to study the feasibility of merging the regulation of barbers and cosmetologists under the jurisdiction of one state agency and body of statutory law.

Analysis by the Legislative Reference Bureau

This resolution directs the assembly committee on labor to study the feasibility of merging the regulation of barbers and cosmetologists under one body of statutory law and report its findings and recommendations to the 1973 legislature when it convenes.

For further information, see the appended fiscal note.

Whereas, the practices of barbering and cosmetology are closely related; and

Whereas, the laws of this state presently treat these 2 practices separately with 2 distinct examining councils; and

Whereas, a merged system of regulation may be both feasible and desirable; and

Whereas, the assembly committee on labor has a responsibility to investigate issues such as this; now, therefore, be it

Resolved by the assembly, That the assembly committee on labor study the fees, variances, apprenticeship requirements and reciprocity regulations concerning barbers and cosmetologists and in general the feasibility of merging the laws governing those 2 practices and report its findings and recommendations to the 1973 legislature when it convenes.

By Representatives W. A. Johnson and Mohn.
To committee on Labor.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1275

Relating to maximum vehicle width for vehicles carrying corrugated metal pipes.

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By Representative Kafka.
To committee on Highways.

Assembly Bill 1276

Relating to balanced instruction in the theories of the origin of life.

By Representative Otte.
To committee on Education.

Assembly Bill 1277

Relating to freezing property taxes at 1971 levels.

By Representatives Lewison, Sensenbrenner, Schowalter, Guiles, Tregoning, Froehlich, Luckhardt, Wackett, Merkel, T. G. Thompson, Quinn, Greider, Stalbaum, Wilger, Alberts and Byers; co-sponsored by Senators Knutson, Steinhilber, Bidwell, Swan and Soik.

To committee on Municipalities.

Assembly Bill 1278

Relating to exempting unleaded gasoline from motor fuel taxes.

By Representative Sensenbrenner.
To joint Survey committee on Tax Exemptions.

Assembly Bill 1279

Relating to criminal trespass to commercial buildings.

By Representative Guiles.
To committee on Judiciary.

Assembly Bill 1280

Relating to a municipal registration fee on attorneys.

By Representative W. A. Johnson; co-sponsored by Senator Parys.

To committee on State Affairs.

COMMITTEE REPORTS

The committee on Highways reports and recommends:

Assembly Bill 276

Relating to the sale of used cars by dealers in this state and providing a penalty.

Indefinite postponement; Ayes, 9; Noes, 3.

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Assembly Bill 421

Relating to \$10 registration fees for high-lift cranes.
Indefinite postponement; Ayes, 7; Noes, 4; Not Voting, 1;

Assembly Bill 441

Relating to special registration fees for farm truck tractors and semitrailers.

Indefinite postponement; Ayes, 8; Noes, 3; Not Voting, 1;

JOSEPH E. JONES,
Chairman.

The committee on Third Reading reports and recommends:

Assembly Bill 518

DENNIS J. CONTA,
Chairman.

The committee on Health and Social Services reports and recommends:

Assembly Bill 904

Relating to public assistance for special dietary needs of disabled persons.

Assembly amendment 1, adoption; Ayes, 11; Noes, 0 and passage; Ayes, 11; Noes, 0.

Assembly Bill 931

Relating to establishing and operating a foster grandparent program under the department of health and social services, and making an appropriation.

Assembly amendment 1; adoption; Ayes, 11; Noes, 0 and passage; Ayes, 9; Noes, 2.

Assembly Bill 1052

Relating to public assistance application verifications.
Passage; Ayes, 9; Noes, 2.

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Assembly Bill 1105

Relating to physicians treating minors for venereal disease without parental consent.

Passage; Ayes, 9; Noes, 2.

Assembly Bill 1125

Relating to representation of petitioners in adoption proceedings.

Assembly amendment 1, adoption; Ayes, 11; Noes, 0 and passage; Ayes, 11; Noes, 0.

Senate Bill 187

Relating to exempting cemetery lots from transfer fees.

Concurrence; Ayes, 11; Noes, 0.

Senate Bill 248

Relating to allowing the juvenile judge to authorize needed medical services for children.

Concurrence; Ayes, 10; Noes, 1.

Senate Bill 419

Relating to temporary licensing of graduates of foreign medical schools who are on the academic staff of medical schools in this state.

Concurrence; Ayes, 11; Noes, 0.

JOSEPH C. CZERWINSKI,
Chairman.

The committee on Natural Resources reports and recommends:

Assembly Bill 218

Relating to Department of Natural Resources powers of condemnation.

Assembly amendment 1, adoption; Ayes, 12; Noes, 0 and passage; Ayes, 11; Noes, 1.

Assembly Bill 749

Relating to use of civil damages collected by the Department of Natural Resources for rehabilitation of waters and making an appropriation.

Passage; Ayes, 10; Noes, 2.

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Assembly Bill 780

Relating to warnings on hunting licenses.

Passage; Ayes, 11; Noes, 1.

Assembly Bill 1047

Relating to back tags for all licensed hunters.

Assembly amendment 1, adoption; Ayes, 11; Noes, 1 and passage; Ayes, 10; Noes, 2.

Senate Bill 222

Relating to cruelty to any live fowl or other birds when used for a target in marksmanship practice and providing for a penalty.

Concurrence; Ayes, 12; Noes, 0.

Senate Bill 422

Relating to deleting the mourning dove from the definition of game bird and making it the Wisconsin state symbol of peace.

Concurrence; Ayes, 10; Noes, 2.

LEWIS T. MITTNESS,
Chairman.

The committee on Labor reports and recommends:

Senate Bill 216

Relating to allowing cosmetologists to cut male hair without a barber's license upon meeting certain standards.

Without recommendation (Assembly Rule 30).

WILLIAM A. JOHNSON,
Chairman.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Father John P. Hanley, principal of Catholic Memorial High School for the past 13 years, has been named superintendent of schools for the Milwaukee Catholic archdiocese; and

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Whereas, Father Hanley will assume new and challenging responsibilities in a school system now serving over 70,000 students; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Merkel, Jackamonis, Alberts and Shabaz and Senators Devitt and Murphy, under Joint Rule 26, congratulate Father John P. Hanley on being named to this most responsible position, and wish him well in his new duties.

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.

MOTIONS

LEAVE OF ABSENCE

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

Representative Nager moved reconsideration of the vote by which **Assembly Bill 518** was engrossed. Entered.

Representative Kleczka moved reconsideration of the vote by which assembly amendment 4 to **Assembly Bill 518** was rejected. Entered.

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

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

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

Representative Rogers moved reconsideration of the vote by which **Assembly Bill 482** was passed. Entered.

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

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

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

**CALENDAR OF WEDNESDAY, SEPTEMBER 1
SPECIAL ORDER OF BUSINESS
AT 10:00 A.M.**

Assembly Bill 774

Relating to regulation of migrant worker camps by the department of industry, labor and human relations.

The question was: Shall assembly amendment 1 be adopted?

Motion carried.

The question was: Shall assembly amendment 2 be adopted?

Motion carried.

The question was: Shall assembly amendment 3 be adopted?

Motion carried.

Assembly amendment 4 to Assembly Bill 774 offered by Representative Swoboda.

Representative Orlich moved that assembly amendment 4 be rejected.

Representative Orlich asked unanimous consent that assembly amendment 4 be laid on the table.

Representative Hephner objected.

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

Assembly amendment 1 to assembly amendment 4 to Assembly Bill 774 offered by Representative T. G. Thompson.

Representative Kessler moved that assembly amendment 1 to assembly amendment 4 to Assembly Bill 774 be rejected.

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Representative Orlich asked unanimous consent that assembly amendment 1 to assembly amendment 4 be laid on the table. Granted.

Assembly amendment 2 to assembly amendment 4 to Assembly Bill 774 offered by Representative Orlich.

Representative LaFave asked unanimous consent that assembly amendment 2 to assembly amendment 4 be laid on the table. Granted.

LEAVE OF ABSENCE

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

Assembly amendment 3 to assembly amendment 4 to Assembly Bill 774 offered by Representative LaFave.

Representative Anderson asked unanimous consent that the assembly stand recessed for one-half hour. Granted.

The assembly stood recessed.

11:00 A.M.

RECESS

11:50 A.M.

The assembly reconvened.

Representative LaFave asked unanimous consent that assembly amendment 3 to assembly amendment 4 be laid on the table. Granted.

Representative Anderson moved that the assembly stand recessed until 3:00 P.M. today.

The question was: Shall the assembly stand recessed?
Motion carried.

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The assembly stood recessed.

12:00 Noon.

RECESS

3:25 P.M.

The assembly reconvened.

Representative Orlich asked unanimous consent that assembly amendment 4 be laid on the table. Granted.

Representative Orlich asked unanimous consent that the record on assembly amendments 1, 2 and 3 to assembly amendment 4 and assembly amendment 4 be expunged. Granted.

Assembly amendment 4 to Assembly Bill 774 offered by Representatives Wilcox and Orlich.

The question was: Shall assembly amendment 4 be adopted?

Motion carried.

Assembly amendment 5 to Assembly Bill 774 offered by Representative Swoboda.

Representative McEssy asked unanimous consent that the assembly stand informal for 5 minutes. Granted.

3:35 P.M.

3:40 P.M.

The assembly reconvened.

Representative Orlich moved that assembly amendment 5 be rejected.

The question was: Shall assembly amendment 5 be rejected?

The roll was taken.

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The vote follows:

Ayes—Alberts, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bultman, Byers, Conta, Czerwinski, Dorff, Dueholm, Earl, Ellis, Ferrall, Froehlich, Greider, Guiles, Hanna, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Kessler, Kleczka, Korpela, Lewison, Looby, Luckhardt, McEssy, Mato, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Orlich, Otte, Quackenbush, Robertson, Rutkowski, Sanasarian, Schneider, Schricker, Schwefel, Sensenbrenner, Sricula, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Wackett, Wahner, Wilcox, Willkom and Mr. Speaker—59.

Noes—Atkinson, Bradley, Day, Duren, Early, Everson, Gaulke, Giese, Groshek, Grover, Hanson, Hephner, Jones, Kafka, Klicka, LaFave, McDougal, Merkel, Mielke, Oestreicher, Roberts, Rogers, Schowalter, Schroeder, Shabaz, Slaby, Stack, Stalbaum, Sweda, Swoboda, Vanderperren and Wilger—32.

Absent or not voting—Anderson, Brown, Conradt, Helgeson, Lynn, McCormick, Pabst and Quinn—8.

Motion carried.

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

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

Assembly amendment 6 to Assembly Bill 774 offered by Representative Swoboda.

Representative Swoboda asked unanimous consent that assembly amendment 6 be returned to its author. Granted.

Assembly amendment 7 to Assembly Bill 774 offered by Representative Swoboda.

Representative Orlich moved that assembly amendment 7 be rejected.

The question was: Shall assembly amendment 7 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Azim, Baldus, Barbee, Berger, Bolle, Bultman, Byers, Conta, Czerwinski, Dorff, Due-

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holm, Earl, Everson, Ferrall, Froehlich, Giese, Greider, Guiles, Hanna, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Klicka, Korpela, LaFave, Lewison, Looby, Luckhardt, McCormick, McEssy, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Robertson, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Shabaz, Sicola, Slaby, Thompson R. M., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox and Mr. Speaker—70.

Noes—Atkinson, Boeckmann, Bradley, Day, Duren, Early, Ellis, Gaulke, Groshek, Grover, Hephner, Kafka, McDougal, Mato, Merkel, Mielke, Roberts, Sensenbrenner, Stack, Stalbaum, Sweda, Swoboda, Thompson T. G., Wilger and Willkom—25.

Absent or not voting—Brown, Conradt, Helgeson and Lynn—4.

Motion carried.

Assembly amendment 8 to Assembly Bill 774 offered by Representatives Wilcox and T. G. Thompson.

The question was: Shall assembly amendment 8 be adopted?

Motion carried.

Assembly amendment 9 to Assembly Bill 774 offered by Representatives T. G. Thompson, Wilcox, Stalbaum and Hephner.

The question was: Shall assembly amendment 9 be adopted?

Motion carried.

Representative Swoboda moved that Assembly Bill 774 be indefinitely postponed.

The question was: Shall the bill be indefinitely postponed?

The roll was taken.

The vote follows:

Ayes—Early, Froehlich, Greider, Luckhardt, Merkel,

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Schowalter, Shabaz, Stalbaum, Swoboda and Tregoning—10.

Noes—Alberts, Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Ellis, Everson, Ferrall, Gaulke, Giese, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Klicka, Korpela, LaFave, Lewison, Looby, McCormick, McDougal, McEssy, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Robertson, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Schwefel, Sensenbrenner, Sricula, Slaby, Stack, Sweda, Thompson R. M., Thompson T. G., Tobiasz, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—86.

Absent or not voting—Helgeson, Lynn and Mato—3.

Motion failed.

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 774 be given a third reading. Granted.

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

The roll was taken.

The results follows:

Ayes—Alberts, Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Byers, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Frehlich, Giese, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Korpela, LaFave, Lewison, Looby, McCormick, McDougal, McEssy, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Robertson, Roberts, Rogers,

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Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Schwefel, Sensenbrenner, Sricula, Slaby, Stack, Sweda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—86.

Noes—Bradley, Conradt, Gaulke, Greider, Klicka, Luckhardt, Merkel, Schowalter, Shabaz, Stalbaum and Swoboda—11.

Absent or not voting—Helgeson and Lynn—2.

Motion carried.

Representative Anderson asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 774** be immediately messaged to the senate. **Granted.**

Assembly Bill 487

Establishing a requirement that all territory in this state be in school districts operating both elementary and high school grades by July 1, 1975.

Representative Brown asked unanimous consent to speak a second time. **Granted.**

Representative Azim asked unanimous consent to speak a second time. **Granted.**

Representative Korpela asked unanimous consent to speak a second time. **Granted.**

The question was: Shall the vote by which **Assembly Bill 487** was indefinitely postponed be reconsidered?

The roll was taken.

The vote follows:

Ayes—Anderson, Baldus, Berger, Bolle, Bradley, Brown, Conta, Czerwinski, Day, Dueholm, Earl, Early, Ferrall, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Looby, McCormick, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rutkowski, Sanasarian, Schneider, Schricker, Sricula, Slaby, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner and Mr. Speaker—48.

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Noes—Alberts, Atkinson, Azim, Barbee, Boeckmann, Bultman, Byers, Dorff, Duren, Ellis, Everson, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Kafka, Kilcka, Lewison, McDougal, McEssy, Mato, Merkel, O'Malley, Quackenbush, Robertson, Rogers, Schowalter, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stack, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox, Wilger and Willkom—45.

Absent or not voting—Conradt, Helgeson, LaFave, Luckhardt, Lynn and Quinn—6.

Motion carried.

Representative O'Malley asked unanimous consent to be recorded as voting "Aye". Granted.

Assembly Bill 487

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

Representative Sweda in the chair.

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

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

The question was: Shall the bill be indefinitely postponed?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Barbee, Boeckmann, Bolle, Bradley, Bultman, Byers, Conradt, Dorff, Duren, Early, Ellis, Everson, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Hanna, Hanson, Hephner, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Mato, Merkel, O'Malley, Oberle, Orlich, Quackenbush, Quinn, Robertson, Rogers, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Stack, Stalbaum, Sweda, Swoboda, Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox, Wilger and Willkom—58.

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Noes—Anderson, Atkinson, Baldus, Berger, Brown, Conta, Czerwinski, Day, Dueholm, Earl, Ferrall, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Looby, McCormick, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, Oestreicher, Otte, Pabst, Roberts, Rutkowski, Sanasarian, Schneider, Slaby, Thompson, R. M., Tobiasz, Wahner, and Mr. Speaker—39.

Absent or not voting—Helgeson and Lynn—2.

Motion carried.

The speaker in the chair.

Assembly Bill 491

Relating to free cigarette samples and providing a civil penalty.

The question was: Shall the vote by which Assembly Bill 491 was refused engrossment be reconsidered?

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Barbee, Boeckmann, Bolle, Bradley, Bultman, Byers, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Giese, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Kessler, Korpela, LaFave, McCormick, McDougal, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oestreicher, Otte, Quackenbush, Quinn, Robertson, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Sensenbrenner, Shabaz, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wackett, Wahner, Wilger, Willkom and Mr. Speaker—69.

Noes—Alberts, Azim, Baldus, Berger, Brown, Conradt, Conta, Czerwinski, Greider, Guiles, Jones, Kafka, Kleczka, Klicka, Lewison, Looby, Luckhardt, McEssy, Oberle, Orlich, Pabst, Schroeder, Schwefel, Sicula, Slaby, Thompson T. G., Tregoning and Wilcox—28.

Absent or not voting—Helgeson and Lynn—2.

Motion carried.

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Assembly Bill 491

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 491 be given a third reading. 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, Bultman, Byers, 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., Kafka, Klicka, Korpela, LaFave, Looby, McCormick, McDougal, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Quackenbush, Quinn, Robertson, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicala, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Vanderperren, Wackett, Wahner, Wilger, Willkom and Mr. Speaker—80.

Noes—Azim, Brown, Conradt, Conta, Czerwinski, Greider, Jones, Kleczka, Lewison, Luckhardt, McEssy, Pabst, Schwefel, Slaby, Tregoning and Wilcox—16.

Absent or not voting—Helgeson, Kessler and Lynn—3.

Motion carried.

Representative Shabaz 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 491 be immediately messaged to the senate. Granted.

Senate Bill 138

Relating to state grants for students attending private

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schools, changing the name of the higher educational aids board, providing income and gift tax exemptions and making an appropriation.

POINT OF ORDER

Representative Sensenbrenner raised the point of order that **Senate Bill 138** must be referred to the joint Survey committee on Tax Exemptions according to 13.52 of the statutes.

RULING ON THE POINT OF ORDER

The chair ruled the point of order was not timely.

Representative Sensenbrenner moved that **Senate Bill 138** and its amendments be withdrawn from the calendar of June 22 and referred to the joint Survey committee on Tax Exemptions.

The question was: Shall **Senate Bill 138** and its amendments be withdrawn from the calendar of June 22 and referred to the joint Survey committee on Tax Exemptions?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Barbee, Bradley, Brown, Byers, Conradt, Conta, Dueholm, Earl, Ellis, Everson, Ferrall, Giese, Greider, Guiles, Hanson, Jackamonis, Johnson G. K., Klicka, Korpela, Looby, Luckhardt, Mielke, Miller, Mittness, Mohn, Nager, Oberle, Quackenbush, Robertson, Schneider, Schowalter, Schricker, Schroeder, Sensenbrenner, Shabaz, Slaby, Thompson R. M., Thompson T. G., Tregoning, Wackett, Wahner, Wilcox and Wilger—45.

Noes—Atkinson, Azim, Baldus, Berger, Boeckmann, Bolle, Bultman, Czerwinski, Day, Dorff, Duren, Early, Froehlich, Gaulke, Groshek, Grover, Hanna, Hephner, Jackson, Johnson W. A., Jones, Kafka, Kessler, Kleczka, LaFave, McCormick, McDougall, McEssy, Mato, Merkel, Molinaro, O'Malley,

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Oestreicher, Orlich, Otte, Pabst, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schwefel, Sicula, Stack, Stalbaum, Sweda, Swoboda, Tobiasz, Vanderperren, Willkom and Mr. Speaker—51.

Absent or not voting—Lynn—1.

Paired—Helgeson for referral, Lewison against referral—2.

Motion failed.

Assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 2 to **Senate Bill 138** offered by Representative LaFave.

Representative McCormick moved that assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 2 to **Senate Bill 138** be rejected.

The question was: Shall assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 2 to **Senate Bill 138** be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Azim, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conta, Czerwinski, Day, Dorff, Duren, Earl, Ellis, Everson, Ferrall, Gaulke, Giese, Greider, Groshek, Guiles, Hanna, Hanson, Hephner, Jackson, Jones, Kafka, Kleczka, Klicka, Lewison, Looby, Luckhardt, McCormick, McDougal, McEssy, Mato, Merkel, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Robertson, Roberts, Rogers, Sanasarian, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicula, Slaby, Stack, Swoboda, Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wilcox, Wilger, Willkom and Mr. Speaker—75.

Noes—Anderson, Baldus, Barbee, Berger, Conradt, Early, Froehlich, Grover, Jackamonis, Johnson G. K., Johnson W. A., Kessler, Korpela, LaFave, Mielke, Nager, Rutkowski, Stalbaum, Sweda, Thompson R. M. and Wahner—21.

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Absent or not voting—Dueholm, Helgeson and Lynn—8.

Motion carried.

Representative McCormick moved that assembly amendment 1 to assembly substitute amendment 2 to Senate Bill 138 be rejected.

Representative Anderson asked unanimous consent that the assembly adjourn in honor of the 20th wedding anniversary of Representative and Mrs. Sweda; and in honor of the 40th birthday of Neil Schivley, Milwaukee Sentinel reporter. Granted.

AMENDMENTS OFFERED

Assembly substitute amendment 1 to Assembly Bill 477 offered by Representatives Greider and Schowalter.

Assembly amendment 2 to assembly amendment 1 to assembly substitute amendment 2 to Senate Bill 138 offered by Representative Merkel.

CHIEF CLERK'S CORRECTION

As provided by Legislative Reference Bureau

Assembly Bill 1255

On page 1, line 22, delete all material after the first period.

VISITORS

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

Juventind Gonzales, Viola Gonzales and Cruz Rendon of Racine, Wisconsin, guests of Representative Brown and Representative Ferrall.

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Frank Nickolay of Abbotsford, Wisconsin, guest of Representative Oberle.

Mr. and Mrs. A. J. Wyman, Mrs. J. W. Hipp, Mrs. Clara Tuttle and Miss Gertrude Boehler, guests of Representative Lynn.

Mrs. David Hall (Shirley) of Milwaukee, Wisconsin, guest of Representative Berger.

Mr. and Mrs. Gene Van Gemert, Pedro, Carlo and Ecuador of New Berlin, Wisconsin, guests of Representative Shabaz.

Dr. and Mrs. Richard Flanary, Tim, Sue, Patrick and Kelly Ann Flanary of Wauwatosa, Wisconsin, guests of Representative Klicka.

Mr. and Mrs. Richard Bye and family of Oak Creek, Wisconsin, guests of Representative Hanna.

Mrs. Lorraine Wirtz of Milwaukee, Wisconsin, guest of Representative Pabst.

Alan Worley of River Forest, Illinois, a guest of Representative Guiles.

Dr. Wayne Kirkham of Madison, Wisconsin, guest of Representative Berger.

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

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

6:00 P.M.