

STATE OF WISCONSIN

Assembly Journal

Eightieth Regular Session

WEDNESDAY, October 13, 1971.

9:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Reverend Joseph Washington, retired Baptist minister, 717 Regent Street, Madison, Wisconsin.

Representative Greider 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, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Hanna, Hanson, Helgeson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Klicka, Korpela, LaFave, Lewison, Menos, 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, Sansarian, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Sicala, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—99.

Absent with leave—Conradt—1.

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AMENDMENTS OFFERED

Assembly amendment 1 to Assembly Bill 1247 offered by Representative Sanasarian.

Assembly amendment 1 to Assembly Bill 1246 offered by Representative Sanasarian.

Assembly amendment 5 to Assembly Bill 1356 offered by Representative Quackenbush.

Assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 509 offered by Representative Atkinson.

Assembly amendment 3 to Assembly Bill 509 offered by Representative Atkinson.

Assembly amendment 2 to Assembly Bill 1220 offered by Representatives Sicula and McCormick.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1399

Relating to a presumption of employment connected disease.

By Representatives Looby, Stalbaum, Mato, Everson, Oberle, McDougal, Quackenbush, Schricker, Willkom and Nager; by request of Wisconsin State Employees Association.

To committee on Health and Social Services.

Assembly Bill 1400

Relating to involuntary servitude and Indian persecution reparations, and making an appropriation.

By Representative Barbee.

To joint committee on Finance.

Assembly Bill 1402

Relating to creating a forfeiture as to double bumper automobiles.

By Representative Shabaz.

To committee on Judiciary.

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PETITIONS

Assembly Petition 296

Introduced by Representative O'Malley.
To committee on Education.

Assembly Petition 297

Introduced by Representative Miller.
To committee on Highways.

Assembly Petition 298

Introduced by Representative Everson.
To committee on Highways.

Assembly Petition 299

Introduced by Representative Looby.
To committee on Highways.

Assembly Petition 300

Introduced by Representative Jackamonis.
To committee on Education.

Assembly Petition 301

Introduced by Representative McEssy.
To committee on Education.

Assembly Petition 302

Introduced by Representative Dorff.
To committee on Highways.

Assembly Petition 303

Introduced by Representative Lewison.
To committee on Education.

COMMITTEE REPORT

The committee on Highways reports and recommends:

Assembly Bill 1122

Relating to weight limitation enforcement tolerances for
transporting any commodity on certain highways.

Passage; Ayes, 10; Noes, 0.

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Senate Bill 315

Relating to denial of licenses or permits for contract motor carriers by the public service commission.

Concurrence; Ayes, 10; Noes, 0.

JOSEPH E. JONES,
Chairman.

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 Commendation by Senators Kendzioriski, Parys, Lotto and Chilsen; co-sponsored by Representatives Kleczka, Tobiasz and Orlich to residents of Polish descent on the occasion of the 191st Anniversary of General Pulaski's death;

A joint certificate of Congratulations by Senator Soik; co-sponsored by Representative Sensenbrenner to Robert Courtney, Michael Murr and Timothy Kratz on the occasion of winning the Grand National Explorer Road Rally.

ACTION ON THE SENATE MESSAGE

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

A joint certificate of Commendation by Senators Kendzioriski, Parys, Lotto and Chilsen; co-sponsored by Representatives Kleczka, Tobiasz and Orlich to residents of Polish descent on the occasion of the 191st Anniversary of General Pulaski's death.

The question was: Concurrence?
Motion carried.

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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.

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

A joint certificate of Congratulations by Senator Soik; co-sponsored by Representative Sensenbrenner to Robert Courtney, Michael Murr and Timothy Kratz on the occasion of winning the Grand National Explorer Road Rally.

The question was: Concurrence?
Motion carried.

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

MOTION UNDER JOINT RULE 26

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

Whereas, on Monday night, October 11, 1971, Ernest Conradt, respected farmer, lifelong resident of the Shiocton area of Outagamie County and father of Representative Ervin Conradt, died at the age of 86; and

Whereas, the passing of Ernest Conradt marks the irreplaceable loss of a devoted family man, who will be especially missed by his brother, 3 sisters, 4 sons, 3 daughters, 25 grandchildren, 36 great grandchildren and great, great grandchild; now, therefore,

The Members of the Wisconsin Legislature, on the motion of the entire membership of the assembly, under Joint Rule 26, do hereby extend their most sincere condolences to the family of Ernest Conradt, and express their sorrow at his passing.

The question was: Adoption?
Motion carried.

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MOTIONS

Representative Shabaz asked unanimous consent that **Assembly Bill 1200** be withdrawn from the table and be taken up at this time.

Representative Earl objected.

Representative Shabaz moved that **Assembly Bill 1200** be withdrawn from the table and be taken up at this time.

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

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

Representative Conta asked unanimous consent that his name be withdrawn as an author of **Assembly Bill 1200**. Granted.

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

The question was: Shall **Assembly Bill 1200** be withdrawn from the table and be taken up at this time?

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Azim, Barbee, Bradley, Byers, Ellis, Froehlich, Gaulke, Giese, Greider, Guiles, Helgeson, Jackson, Kafka, Kleczka, Klicka, Lewison, Luckhardt, McCormick, McDougal, McEssy, Merkel, Pabst, Quackenbush, Robertson, Rogers, Schneider, Schowalter, Schricker, Schroeder, Sensenbrenner, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—39.

Noes—Anderson, Baldus, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Everson, Ferrall, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Johnson G. K., Johnson W. A., Jones, Kessler, Korpela, Menos, Looby, Lynn, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Roberts, Rutkowski, Sanasarian, Sicala, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—56.

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Absent or not voting—Conradt, Duren, LaFave, Quinn and Schwefel—5.

Motion failed.

Representative Duren asked unanimous consent to be recorded as voting “No”. Granted.

Representative Froehlich moved that the rules be suspended and that **Assembly Bill 414** be made a special order of business at 10:01 A.M., today.

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

The question was: Shall the rules be suspended and **Assembly Bill 414** be made a special order of business at 10:01 A.M. today?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Bradley, Byers, Ellis, Froehlich, Giese, Greider, Guiles, Helgeson, Kafka, Klicka, Lewison, Luckhardt, McDougal, McEssy, Merkel, Quackenbush, Quinn, Robertson, Roberts, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Swoboda, Thompson R. M., Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—35.

Noes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Menos, Looby, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Slaby, Stack, Sweda, Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—63.

Absent or not voting—Conradt and LaFave—2.

Motion failed.

Representative Anderson asked unanimous consent that the assembly stand recessed for 45 minutes. Granted.

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The assembly stood recessed.

10:00 A.M.

RECESS

2:30 P.M.

The assembly reconvened.

Representative Anderson asked unanimous consent that the assembly stand recessed for 15 minutes. Granted.

The assembly stood recessed.

2:31 P.M.

RECESS

2:55 P.M.

The assembly reconvened.

SPECIAL ORDER OF BUSINESS AT 10:00 A.M.

Senate Bill 805

Relating to general school aids, increasing vocational school aids, decreasing the mill rate ceiling for vocational schools, increasing personal property tax relief and homestead tax relief, providing real property tax relief, making appropriations and constituting the executive budget bill of the 1971 legislature.

Representative Anderson asked unanimous consent that Assembly Bill 805 be laid on the table. Granted.

Assembly Bill 489

Relating to registration of vehicles for motor vehicle dealers.

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Assembly amendment 2 to Assembly Bill 489 offered by Representative Berger.

Representative Helgeson moved rejection of assembly amendment 2 to Assembly Bill 489.

The question was: Shall assembly amendment 2 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Bolle, Bradley, Brown, Byers, Day, Early, Ellis, Froehlich, Gaulke, Giese, Greider, Groshek, Guiles, Helgeson, Johnson W. A., Jones, Kafka, Klicka, LaFave, Luckhardt, McDougal, Merkel, Quackenbush, Robertson, Rogers, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Shabaz, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—39.

Noes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bultman, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Everson, Ferrall, Grover, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Kessler, Kleczka, Korpela, Menos, Looby, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Sanasarian, Sensenbrenner, Sricula, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—56.

Absent or not voting—Conradt, Lewison, McEssy, Quinn and Rutkowski—5.

Motion failed.

The question was: Shall assembly amendment 2 be adopted?

Motion carried.

Assembly amendment 3 to Assembly Bill 489 offered by Representative Hanson.

Representative McEssy moved rejection of assembly amendment 3 to Assembly Bill 489.

The question was: Shall assembly amendment 3 be rejected?

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The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Azim, Baldus, Boeckmann, Bolle, Bradley, Brown, Byers, Day, Dorff, Ellis, Everson, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Hanna, Helgeson, Hephner, Jones, Klicka, LaFave, Lewison, Luckhardt, McCormick, McDougal, McEssy, Mato, Merkel, Molinaro, Oberle, Orlich, Pabst, Q u a c k e n b u s h, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Shabaz, Sicula, Slaby, Stalbaum, Sweda, Thompson T. G., Tre-goning, Vanderperren, Wackett, Wilcox, Wilger, Willkom and Mr. Speaker—57.

Noes—Anderson, Barbee, Berger, Bultman, Conta, Czerwinski, Dueholm, Duren, Earl, Early, Ferrall, Hanson, Jack-amonis, Jackson, Johnson G. K., Johnson W. A., Kafka, Kessler, Kleczka, Korpela, Menos, Looby, Mielke, Miller, Mittness, Mohn, Nager, O'Malley, Oestreicher, Otte, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Stack, Swoboda, Thompson R. M., Tobiasz and Wahner—41.

Absent or not voting—Conradt and Lynn—2.

Motion carried.

Assembly amendment 4 to Assembly Bill 489 offered by Representative Baldus.

Representative McEssy moved rejection of assembly amendment 4 to Assembly Bill 489.

Assembly amendment 1 to assembly amendment 4 to Assembly Bill 489 offered by Representative Wahner.

Representative McEssy moved rejection of assembly amendment 1 to assembly amendment 4 to Assembly Bill 489.

Representative Brown asked unanimous consent to speak on both the amendment and the bill. Granted.

Representative Molinaro asked unanimous consent to speak on both the amendment and the bill. Granted.

The question was: Shall assembly amendment 1 to assembly amendment 4 to Assembly Bill 489 be rejected?

The roll was taken.

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The vote follows:

Ayes—Alberts, Azim, Baldus, Boeckmann, Bolle, Bradley, Brown, Byers, Day, Dorff, Early, Ellis, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Hanna, Hanson, Helgeson, Hephner, Jones, Kafka, Kleczka, Korpela, LaFave, Lewison, Looby, Luckhardt, Lynn, McDougal, McEssy, Merkel, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Quackenbush, Quinn, Robertson, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Shabaz, Sricula, Slaby, Stalbaum, Sweda, Swoboda, Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wilcox, Wilger and Willkom—62.

Noes—Anderson, Atkinson, Barbee, Berger, Bultman, Conta, Czerwinski, Dueholm, Duren, Earl, Everson, Ferrall, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Kessler, Klicka, Menos, McCormick, Mato, Mielke, Miller, Mittness, Nager, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski Sanasarian, Sensenbrenner, Stack, Thompson R. M., Wahner and Mr. Speaker—37.

Absent or not voting—Conradt—1.

Motion carried.

The question was: Shall assembly amendment 4 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Atkinson, Azim, Berger, Bolle, Bradley, Brown, Byers, Dorff, Froehlich, Giese, Greider, Groshek, Guiles, Hanna, Helgeson, Hephner, Jackamonis, Jones, Kafka, Korpela, LaFave, Lewison, Menos, Looby, Luckhardt, McDougal, McEssy, Merkel, Molinaro, O'Malley, Oberle, Quackenbush, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Slaby, Stalbaum, Sweda, Swoboda, Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wilcox and Wilger—50.

Noes—Anderson, Baldus, Barbee, Boeckmann, Bultman, Conta, Czerwinski, Day, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Gaulke, Grover, Hanson, Jackson, Johnson G. K., Johnson W. A., Kessler, Kleczka, Klicka, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Nager, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski,

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Sanasarian, Schneider, Sensenbrenner, Shabaz, Sicula, Stack, Thompson R. M., Wahner, Willkom and Mr. Speaker—49.

Absent or not voting—Conradt—1.

Motion carried.

Assembly amendment 5 to Assembly Bill 489 offered by Representative R. M. Thompson.

POINT OF ORDER

Representative McEssy raised the point of order that assembly amendment 5 was not germane.

RULING ON THE POINT OF ORDER

The chair ruled the point of order was well taken.

Assembly amendment 6 to Assembly Bill 489 offered by Representative Atkinson.

Representative McEssy moved rejection of assembly amendment 6 to Assembly Bill 489.

The question was: Shall assembly amendment 6 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Bolle, Bradley, Brown, Byers, Day, Dorff, Early, Ellis, Everson, Froehlich, Gaulke, Giese, Greider, Groshek, Hanna, Helgeson, Hephner, Jackson, Jones, Kafka, Kleczka, LaFave, Lewison, Looby, Luckhardt, McDougal, McEssy, Mato, Merkel, Mielke, Mohn, Molinaro, O'Malley, Oberle, Otte, Quackenbush, Quinn, Robertson, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Slaby, Stalbaum, Sweda, Swoboda, Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox, Wilger and Willkom—56.

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Noes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bultman, Conta, Czerwinski, Dueholm, Duren, Earl, Ferrall, Grover, Guiles, Hanson, Jackamonis, Johnson G. K., Klicka, Korpela, Menos, Lynn, McCormick, Miller, Mittness, Nager, Oestreicher, Orlich, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Sensenbrenner, Shabaz, Sicula, Stack, Thompson R. M., Tobiasz, Wahner and Mr. Speaker—41.

Absent or not voting—Conradt, Johnson W. A. and Kesler—3.

Motion carried.

Representative W. A. Johnson asked unanimous consent to be recorded as voting "No". Granted.

Representative Bultman asked unanimous consent that assembly amendment 7 be returned to its author and the record be expunged. Granted.

Assembly amendment 7 to Assembly Bill 487 offered by Representative Berger.

Representative Wilcox moved rejection of assembly amendment 7 to Assembly Bill 489.

The question was: Shall assembly amendment 7 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Bolle, Bradley, Brown, Byers, Day, Dorff, Ellis, Everson, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Hanna, Helgeson, Hephner, Jackson, Jones, Kafka, Kleczka, LaFave, Lewison, Looby, Luckhardt, McDougal, McEssy, Mato, Merkel, Mohn, Molinaro, Oberle, Oestreicher, Otte, Quackenbush, Quinn, Robertson, Roberts, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Stalbaum, Sweda, Swoboda, Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox, Wilger and Willkom—55.

Noes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bultman, Conta, Czerwinski, Dueholm, Duren, Earl, Early, Ferrall, Guiles, Hanson, Jackamonis, Johnson

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G. K., Johnson W. A., Kessler, Klicka, Korpela, Menos, Lynn, McCormick, Mielke, Miller, Mittness, Nager, O'Malley, Orlich, Pabst, Rogers, Rutkowski, Sanasarian, Sensenbrenner, Shabaz, Sicula, Slaby, Stack, Thompson R. M., Wahner and Mr. Speaker—43.

Absent or not voting—Conradt and Tobiasz—2.

Motion carried.

Assembly amendment 8 to **Assembly Bill 489** offered by Representative Ferrall.

Representative McEssy, moved rejection of assembly amendment 8 to **Assembly Bill 489**.

The question was: Shall assembly amendment 8 be rejected?

Motion carried.

Assembly amendment 9 to **Assembly Bill 489** offered by Representative Kleczka.

Representative Kleczka asked unanimous consent to speak on both the amendment and the bill. Granted.

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

Representative McEssy moved rejection of assembly amendment 9 to **Assembly Bill 489**.

The question was: Shall assembly amendment 9 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Bolle, Brown, Byers, Dorff, Ellis, Froehlich, Giese, Greider, Hanna, Helgeson, Hephner, Jackson, Jones, Kafka, LaFave, Lewison, Looby, Luckhardt, McCormick, McDougal, McEssy, Merkel, Molinaro, O'Malley, Otte, Pabst, Quackenbush, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Stalbaum, Swoboda, Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox and Wilger—42.

Noes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bradley, Bultman, Conta, Day, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover,

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Guiles, Hanson, Jackamonis, Johnson G. K., Johnson W. A., Kessler, Kleczka, Klicka, Korpela, Menos, Lynn, Mato, Mielke, Miller, Mittness, Mohn, Nager, Oberle, Oestreich, Orlich, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Shabaz, Sicala, Slaby, Stack, Sweda, Thompson R. M., Wahner, Willkom and Mr. Speaker—55.

Absent or not voting—Conradt, Czerwinski and Tobiasz—3.

Motion failed.

The question was: Shall assembly amendment 9 be adopted?

Motion carried.

Assembly amendment 10 to Assembly Bill 489 offered by Representative Greider.

POINT OF ORDER

Representative Kleczka raised the point of order that assembly amendment 10 was not germane.

RULING ON THE POINT OF ORDER

The chair ruled the point of order was well taken.

Representative Greider moved that Assembly Bill 489 be indefinitely postponed.

Representative Kleczka moved that Assembly Bill 489 be laid on the table.

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

The question was: Shall Assembly Bill 489 be laid on the table?

The roll was taken.

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The vote follows:

Ayes—Alberts, Bolle, Bradley, Bultman, Byers, Early, Greider, Grover, Hanna, Hephner, Johnson G. K., Jones, Kafka, Kleczka, LaFave, Luckhardt, McCormick, McDougal, Mohn, Molinaro, Orlich, Pabst, Quackebush, Quinn, Roberts, Rogers, Schricker, Schwefel, Shabaz, Sicula, Sweda, Swoboda, Thompson T. G., Tregoning, Vanderperren, Wilcox and Wilger—37.

Noes—Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Brown, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Ellis, Everson, Ferrall, Foehlich, Gaulke, Giese, Groshek, Guiles, Hanson, Helgeson, Jackamonis, Johnson W. A., Kessler, Klicka, Korpela, Lewison, Menos, Looby, Lynn, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Nager, O'Malley, Oberle, Oestreicher, Otte, Robertson, Rutkowski, Sanasarian, Schneider, Schowalter, Schroeder, Sensenbrenner, Slaby, Stack, Stalbaum, Thompson R. M., Tobiasz, Wackett, Wahner, Willkom and Mr. Speaker—61.

Absent or not voting—Conradt and Jackson—2.

Motion failed.

Representative Berger asked unanimous consent that the assembly's action on assembly amendment 2 to Assembly Bill 489 be expunged.

Representative Helgeson objected.

Representative Berger moved the rules be suspended that the assembly's action on assembly amendment 2 to Assembly Bill 489 be expunged.

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

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

The question was: Shall the rules be suspended that the assembly's action on assembly amendment 2 to Assembly Bill 489 be expunged?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czer-

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winski, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Grover, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Kafka, Kessler, Kleczka, Korpela, Menos, Looby, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Shabaz, Sricula, Slaby, Stack, Sweda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—63.

Noes—Azim, Bradley, Ellis, Froehlich, Giese, Greider, Guiles, Hanna, Helgeson, Hephner, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Merkel, Mohn, Molinaro, Quackenbush, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Stalbaum, Swoboda, Tregoning, Wackett, Wilcox and Wilger—33.

Absent or not voting—Byers, Conradt, Jones and Thompson T. G.—4.

Motion failed.

Assembly amendment 11 to Assembly Bill 489 offered by Representative Berger.

POINT OF ORDER

Representative Sensenbrenner raised the point of order that assembly amendment 11 was not germane according to Assembly Rule 55 (3) (c).

RULING ON THE POINT OF ORDER

The chair ruled the point of order well taken.

Assembly amendment 12 to Assembly Bill 489 offered by Representative Berger.

Representative Azim moved rejection of assembly amendment 12 to Assembly Bill 489.

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POINT OF ORDER

Representative Helgeson raised the point of order that assembly amendment 12 was not germane according to Assembly Rule 55 (3) (c).

RULING ON THE POINT OF ORDER

The chair ruled the point of order was not well taken.

Representative Kleczka moved Assembly Bill 489 be laid on the table.

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

The question was: Shall Assembly Bill 489 be laid on the table?

The roll was taken.

The vote follows:

Ayes—Bradley, Bultman, Byers, Dorff, Early, Everson, Ferrall, Hanna, Hephner, Jackamonis, Johnson G. K., Johnson W. A., Kafka, Kleczka, Mato, Mielke, Mohn, Molinaro, Oberle, Oestreicher, Rogers, Schneider, Schricker, Shabaz, Swoboda and Willkom—26.

Noes—Alberts, Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Conta, Czerwinski, Day, Dueholm, Duren, Earl, Ellis, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Hanson, Helgeson, Jackson, Jones, Kessler, Klicka, Korpela, LaFave, Lewison, Menos, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Merkel, Miller, Mittness, Nager, O'Malley, Orlich, Otte, Pabst, Quackenbush, Quinn, Robertson, Roberts, Rutkowski, Sanasarian, Schowalter, Schroeder, Schwefel, Sensenbrenner, Sicula, Slaby, Stack, Stalbaum, Sweda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger and Mr. Speaker—73.

Absent or not voting—Conradt—1.

Motion failed.

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Representative Atkinson asked unanimous consent that a chief clerk's correction be made in assembly amendment 12, before the word "motor-vehicle" add "other".

Representative Helgeson objected.

Representative Atkinson moved the rules be suspended that a chief clerk's correction be made in assembly amendment 12, before the word "motor-vehicle" add "other".

The question was: Shall the rules be suspended that a chief clerk's correction be made in assembly amendment 12, before the word "motor-vehicle" add "other"?

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Everson, Ferrall, Gaulke, Groshek, Hanna, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, LaFave, Menos, Looby, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Shabaz, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Wilger, Willkom and Mr. Speaker—66.

Noes—Alberts, Azim, Bradley, Byers, Early, Ellis, Froehlich, Giese, Greider, Grover, Guiles, Helgeson, Kafka, Klicka, Lewison, Luckhardt, McDougal, McEssy, Merkel, Orlich, Quackenbush, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Thompson T. G., Tregoning, Wackett and Wilcox—32.

Absent or not voting—Conradt and Sricula—2.

Motion carried.

The question was: Shall assembly amendment 12 be rejected?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Bolle, Bradley, Brown, Byers, Dorff, Ellis, Froehlich, Giese, Greider, Grover, Guiles,

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Hanna, Helgeson, Jones, Kafka, Klicka, LaFave, Lewison, Looby, Luckhardt, McDougal, McEssy, Merkel, Mohn, Molinaro, O'Malley, Quackenbush, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Stalbaum, Sweda, Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox and Wilger—44.

Noes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bultman, Conta, Czerwinski, Day, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Groshek, Hanson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Kessler, Kleczka, Korpela, Menos, Lynn, McCormick, Mato, Mielke, Miller, Mittness, Nager, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Shabaz, Sicula, Slaby, Stack, Swoboda, Thompson R. M., Tobiasz, Wahner, Willkom and Mr. Speaker—55.

Absent or not voting—Conradt—1.

Motion failed.

The question was: Shall assembly amendment 12 be adopted?

The roll was taken.

The vote follows:

Ayes—Anderson, Atkinson, Baldus, Barbee, Berger, Boeckmann, Bultman, Conta, Czerwinski, Day, Dueholm, Duren, Earl, Everson, Ferrall, Gaulke, Groshek, Grover, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Kessler, Kleczka, Lewison, Menos, Lynn, McCormick, Mato, Miller, Mittness, Mohn, Nager, O'Malley, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Slaby, Stack, Thompson R. M., Tobiasz, Wahner, Willkom and Mr. Speaker—52.

Noes—Alberts, Azim, Bolle, Bradley, Brown, Byers, Dorff, Early, Ellis, Froehlich, Giese, Greider, Guiles, Hanna, Helgeson, Hephner, Jones, Kafka, Klicka, LaFave, Looby, Luckhardt, McDougal, McEssy, Merkel, Molinaro, Oberle, Quackenbush, Quinn, Robertson, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Stalbaum, Sweda, Swoboda, Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox and Wilger—45.

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Absent or not voting—Conradt, Korpela and Mielke—3.
Motion carried.

Assembly amendment 13 to Assembly Bill 489 offered by Representative Jackamonis.

The question was: Shall assembly amendment 13 be adopted?

Motion carried.

Representative Greider moved that Assembly Bill 489 be indefinitely postponed.

The question was: Shall the bill be indefinitely postponed?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Bolle, Bradley, Brown, Byers, Dorff, Early, Ellis, Froehlich, Giese, Grover, Hanna, Hanson, Helgeson, Hephner, Jones, Kafka, LaFave, Lewison, Looby, Luckhardt, McDougal, McEssy, Mato, Merkel, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Pabst, Quackenbush, Quinn, Robertson, Roberts, Rogers, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Stalbaum, Sweda, Swoboda, Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox, Wilger and Willkom—52.

Noes—Anderson, Atkinson, Baldus, Barbée, Berger, Boeckmann, Bultman, Conta, Czerwinski, Day, Dueholm, Duren, Earl, Everson, Ferrall, Gaulke, Greider, Groshek, Guiles, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Kessler, Kleczka, Klicka, Korpela, Menos, Lynn, McCormick, Mielke, Miller, Mittness, Nager, Orlich, Otte, Rutkowski, Sanasarian, Sensenbrenner, Shabaz, Sricula, Slaby, Thompson R. M., Tobiasz, Wahner and Mr. Speaker—46.

Absent or not voting—Conradt and Stack—2.

Motion carried.

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

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

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Representative Anderson asked unanimous consent to introduce a bill. Granted.

Assembly Bill 1407

Relating to cooperation between sanitary districts.

By Representatives Mittness, Mielke, Wackett and Anderson; co-sponsored by Senators Swan, Thompson and McKenna.

Representative Anderson asked unanimous consent that **Assembly Bill 1407** be made a special order of business at 9:00 A.M., tomorrow.

Representative Merkel objected.

Representative Anderson moved the rules be suspended that **Assembly Bill 1407** be made a special order of business at 9:00 A.M., tomorrow.

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

The question was: Shall the rules be suspended that **Assembly Bill 1407** be made a special order of business at 9:00 A.M., tomorrow?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Atkinson, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Giese, Greider, Groshek, Grover, Guiles, Hanna, Hanson, Helgeson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Korpela, LaFave, Lewison, Menos, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, 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, Sicala, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—97.

Noes—Klicka and Merkel—2

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Absent or not voting—Conradt—1.

Motion carried.

Representative Anderson asked unanimous consent to introduce a bill. Granted.

Assembly Bill 1408

An act to create 181.135 of the statutes, relating to restricting certain activities of nonprofit foundations unless such activities are specifically authorized by their articles of incorporation.

By Representatives Anderson, Froehlich and T. G. Thompson; co-sponsored by Senator Risser.

Representative Anderson asked unanimous consent that Assembly Bill 1408 be made a special order of business at 9:01 A.M., tomorrow.

Representative Merkel objected.

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

Representative Anderson moved the rules be suspended that Assembly Bill 1408 be made a special order of business at 9:01 A.M., tomorrow.

The question was: Shall the rules be suspended that Assembly Bill 1408 be made a special order of business at 9:01 A.M. tomorrow?

The roll was taken.

The vote follows:

Ayes—Alberts, Anderson, Atkinson, Baldus, B a r b e e, Berger, Boeckmann, Bolle, Brown, Bultman, Byers, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Froehlich, Gaulke, Greider, Groshek, Grover, Hanna, Hanson, Helgeson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Korpela, Lewison, Menos, Looby, Lynn, McCormick, McDougal, McEssy, Mato, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sana-sarian, Schneider, Schricker, Sensenbrenner, Sicula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., To-

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biasz, Vanderperren, Wahner, Wilger, Willkom and Mr. Speaker—78.

Noes—Azim, Bradley, Ellis, Giese, Guiles, Hephner, Klicka, LaFave, Luckhardt, Merkel, Quackenbush, Robertson, Schowalter, Schroeder, Schwefel, Shabaz, Thompson T. G., Tregoning, Wackett and Wilcox—20.

Absent or not voting—Conradt and Quinn—2.

Motion carried.

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

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

Representative Anderson asked unanimous consent that Senate Bill 570 be withdrawn from the calendar of October 10 and be made a special order of business at 9:02 A.M. tomorrow. Granted.

Representative Anderson asked unanimous consent that Senate Bill 399 be withdrawn from the calendar of October 10 and be made a special order of business at 9:03 A.M. tomorrow. Granted.

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

LEAVE OF ABSENCE

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

Representative LaFave asked unanimous consent to be recorded as voting as follows:

Assembly Bill 1401 having been read three times, shall the bill pass?—"Aye";

Shall assembly amendment 2 to Assembly Bill 974 be adopted?—"Aye";

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Shall assembly amendment 2 to Assembly Bill 1060 be rejected?—"No";

Shall assembly amendment 2 to Assembly Bill 790 be rejected?—"No";

Shall assembly amendment 2 to Assembly Bill 790 be laid on the table?—"No";

Shall Assembly Bill 790 be laid on the table?—"No";

Shall assembly amendment 1 to assembly amendment 4 to Assembly Bill 790 be rejected?—"Aye";

Shall assembly amendment 4 to Assembly Bill 790 be rejected?—"No";

Shall assembly amendment 4 to Assembly Bill 790 be adopted?—"Aye";

Shall Assembly Bill 790 be laid on the table?—"No";

Assembly Bill 790 having been read three times, shall the bill pass?—"Aye";

Shall Assembly Bill 855 be withdrawn from the table and be taken up at this time?—"Aye";

Shall Assembly Bill 855 be ordered engrossed and read a third time?—"Aye";

Shall the rules be suspended and Assembly Bill 855 be given a third reading?—"Aye";

Assembly Bill 855 having been read three times, shall the bill pass?—"Aye";

Shall the rules be suspended and Assembly Bill 855 be be immediately messaged to the senate?—"Aye";

Shall the rules be suspended so that Senate Bill 138 be withdrawn from the calendar of October 1 and taken up at this time?—"Aye";

Shall Assembly Bill 414 be made a special order of business at 10:01 A.M. tomorrow?—"Aye". Granted.

AMENDMENTS OFFERED

Assembly amendment 6 to Assembly Bill 1057 offered by Representative Helgeson.

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Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 617** offered by Representative Froehlich.

VISITORS

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

19 students from South High School Sheboygan and Nick Burus and Charles Bruske, the teachers accompanying from Sheboygan, Wisconsin as guests of Representative Otte.

Mary Shannon Early from River Falls, Wisconsin, daughter of Representative Early.

Representative Anderson moved that the assembly stand adjourned until 9:00 A.M., tomorrow.

The question was: Shall the assembly stand adjourned?
The motion carried.

The assembly stood adjourned.

6:00 P.M.