

JOURNAL OF THE ASSEMBLY [January 27, 1972]

STATE OF WISCONSIN

# Assembly Journal

## Eightieth Regular Session

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THURSDAY, January 27, 1972.

9:30 A.M.

The assembly met.

The speaker in the chair.

The prayer today was offered by Reverend William F. Koehler, pastor of Lake Edge Church of Christ, 4200 Buckeye Road, Madison, Wisconsin.

Representative Wackett 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, 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, 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, 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—97.

Absent with leave—Atkinson and Grover—2.

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## AMENDMENTS OFFERED

Assembly amendment 1 to Senate Bill 432 offered by Representatives Stack, Vanderperren, Schricker, Sanasarian, Quinn, Looby, McDougal, Byers, Groshek, Barbee, Brown, T. G. Thompson and Mato.

Assembly amendment 1 to Senate Bill 525 offered by Representative Mittness.

Assembly amendment 1 to Assembly Bill 836 offered by Representative Alberts.

Assembly amendment 2 to Assembly Bill 1134 offered by Representative Alberts.

Assembly substitute amendment 1 to Assembly Bill 632 offered by Representative Anderson.

Assembly amendment 1 to Assembly Bill 808 offered by Representative Oestreicher.

Assembly amendment 29 to Assembly Bill 162 offered by Representative R. M. Thompson.

Assembly amendment 30 to Assembly Bill 162 offered by Representative R. M. Thompson.

Assembly amendment 31 to Assembly Bill 162 offered by Representative R. M. Thompson.

Assembly amendment 32 to Assembly Bill 162 offered by Representative R. M. Thompson.

Assembly amendment 2 to Senate Bill 453 offered by Representatives Conradt and Hanna.

Assembly amendment 3 to Assembly Bill 197 offered by Representative Hanna.

Assembly amendment 3 to assembly substitute amendment 1 to Assembly Bill 1104 offered by Representative Helgeson.

Assembly amendment 3 to Senate Bill 453 offered by Representative Conradt.

Assembly amendment 4 to Senate Bill 453 offered by Representative Conradt.

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**Assembly amendment 5 to Senate Bill 453 offered by Representative Conradt.**

**Assembly amendment 6 to Senate Bill 453 offered by Representative Conradt.**

**Assembly amendment 7 to Senate Bill 453 offered by Representative Conradt.**

**Assembly amendment 8 to Senate Bill 453 offered by Representative Conradt.**

**Assembly amendment 9 to Senate Bill 453 offered by Representative Conradt.**

**Assembly amendment 10 to Senate Bill 453 offered by Representative Conradt.**

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## **INTRODUCTION AND REFERENCE OF RESOLUTIONS**

**Read and referred:**

### **Assembly Resolution 49**

**Relating to an assembly agriculture committee study and investigation of preferential taxation of agricultural and open space lands.**

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#### **Analysis by the Legislative Reference Bureau**

**This resolution permits the assembly agriculture committee to conduct a study and investigation of preferential taxation of agricultural and open space lands. It is given the power to hold hearings throughout the state, subpoena witnesses and acquire evidence. It will report to the 1971 legislature and the 1973 legislature when it convenes.**

**For further information, see the appended fiscal note.**

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**Whereas, much talk and legislation relating to preferential taxation of agricultural and open space lands have filled the legislative halls and bill hoppers this session but no action has been taken and no solution is in sight; and**

**Whereas AJR 1, AJR 25, AJR 113, SJR 25, AB 225, AB 729 and AB 935 and many other bills relating less directly to the problems of relying on equal taxation of lands used**

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for unequally profitable purposes have been introduced; now, therefore, be it

*Resolved by the assembly,* That the assembly committee on agriculture may conduct a study and investigation of all questions related to the desirability of and the ways and means best to accomplish preferential taxation of agricultural and open space lands; and, be it further

*Resolved,* That the assembly agriculture committee may hold hearings anywhere in this state at the discretion of the chairman, subpoena witnesses and acquire evidence relating to the study and investigation mentioned in the previous paragraph. The committee may meet during the period the 1971 legislature is in session and during the interim and shall report its findings and recommendations to either or both the 1971 legislature or 1973 legislature when it convenes.

By Representatives Hanson, Everson, O'Malley, Mohn, Vanderperren and Swoboda.

Representative Earl asked unanimous consent that **Assembly Resolution 49** be made a special order of business at 10:00 A.M. Tuesday, February 1.

Representative Sensenbrenner objected.

Representative Earl moved that **Assembly Resolution 49** be made a special order of business at 10:00 A.M. Tuesday, February 1.

The question was: Shall **Assembly Resolution 49** be made a special order of business at 10:00 A.M. Tuesday, February 1?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conradt, Conta, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Giese, Greider, Groshek, Hanna, Hanson, Helgeson, Hephner, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Korpela, LaFave, Lewison, Menos, Looby, Lynn, McCormick, McDougal, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, O'Malley, Oberle, Oestreicher, Orlich,

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Otte, Pabst, Quackenbush, Quinn, Robertson, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schowalter, Schricker, Schwefel, Shabaz, Sicula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—88.

Noes—Ellis, Froehlich, Guiles, Klicka, Luckhardt, Schroeder and Sensenbrenner—7.

Absent or not voting—Atkinson, Czerwinski, Grover and Nager—4.

Motion carried.

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

### **Assembly Joint Resolution 142**

Directing the legislative council to conduct a study of the need for, and the best means of implementing, certain changes in the children's code.

By Representatives Korpela, Brown, Kessler, Mielke, Schneider, Baldus, Everson, Czerwinski, Sanasarian and Wahner; co-sponsored by Senator Cirilli.

To calendar.

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## INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

### **Assembly Bill 1511**

Relating to forest croplands acreage limitation.

By Representative T. G. Thompson; co-sponsored by Senator Bidwell.

To committee on Natural Resources.

### **Assembly Bill 1512**

Relating to medical assistance claims in small estates.

By Representative T. G. Thompson, by request of Richard Kelly, District Attorney for Juneau County.

To committee on Judiciary.

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**Assembly Bill 1513**

Relating to operation of a farm tractor without an operator's license.

By Representative Anderson.

To committee on Highways.

**Assembly Bill 1514**

Relating to vocational, technical and adult education facilities construction, sales of property and temporary borrowing.

By joint committee on Finance, by request of Board of Vocational, Technical and Adult Education.

To committee on Education.

**Assembly Bill 1515**

Relating to removal of waterfowl blinds.

By Representatives Shabaz, Wilger and Guiles.

To committee on Natural Resources.

**Assembly Bill 1516**

Relating to income tax deductions and rates and depreciation by corporations.

By Representatives Sensenbrenner, Froehlich, Wilcox, LaFave, Helgeson, Tregoning, Wackett, Greider, Robertson, McEssy, Conradt, Schricker, Schwefel, Quackenbush, McDougal, Byers, Kafka, Guiles, Schroeder, Merkel, Schowalter, Lewison, Ellis, Giese, T. G. Thompson, Quinn, Bradley and Luckhardt; co-sponsored by Senators Steinhilber, Soik, Swan, Devitt and Murphy.

To committee on Taxation.

**Assembly Bill 1517**

Relating to maintaining and inspecting state public records.

By Representative Barbee.

To committee on Judiciary.

**Assembly Bill 1518**

Relating to expunging arrest records of certain persons, inquiries about arrest records made an unfair labor practice, awarding of public contracts and providing penalties.

By Representative Barbee.

To committee on Labor.

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### **Assembly Bill 1519**

**Relating to divorce and legal separation.**

**By Representative Barbee.**

**To committee on Judiciary.**

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### **FISCAL NOTES**

**Fiscal notes have been received on:**

**Assembly Bill 907 and**

**Assembly Bill 1133.**

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### **COMMITTEE REPORTS**

**The committee on Taxation reports and recommends:**

#### **Assembly Bill 1056**

**Relating to optional municipal "land taxation" of real estate.**

**Passage: Ayes, 6; Noes, 5.**

**HARVEY L. DUEHOLM,**  
**Chairman.**

**The committee on Judiciary reports and recommends:**

#### **Assembly Joint Resolution 140**

**Relating to prohibiting denial of equal rights on the basis of sex.**

**Adoption; Ayes, 7; Noes, 1.**

#### **Assembly Joint Resolution 141**

**Relating to directing a legislative council study to recommend statutory changes to provide equal rights and equal protection under the law for all, regardless of sex.**

**Adoption; Ayes, 7; Noes, 1.**

#### **Senate Bill 241**

**Relating to actions affecting marriage.**

**Concurrence; Ayes, 6; Noes, 2.**

**PAUL E. SICULA,**  
**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 passed and asks concurrence in:

**Senate Bill 53,  
Senate Bill 463,  
Senate Bill 503,  
Senate Bill 572,  
Senate Bill 514 and  
Senate Bill 856.**

**Concurred in:**

**Assembly Bill 279 and  
Assembly Bill 329.**

**Adopted and asks concurrence in:**

**Motions Under Joint Rule 26:**

A joint certificate of Congratulations by Senator Johnson; co-sponsored by Representative Mato to Mr. and Mrs. Daniel Lee on the occasion of an outstanding record of service to foster children.

A joint certificate of Congratulations by Senator Chilsen; co-sponsored by Representative Oestreicher to Jane (Mrs. John) Crawford and her co-workers on their publication of "You and The Law".

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## **ACTION ON THE SENATE MESSAGE**

### **Senate Bill 53**

**Relating to creating a Mental Retardation Services Board and changing the name of the colonies and training schools to mental retardation centers.**

**By Legislative Council.**

**To committee on Health and Social Services.**



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### **Senate Bill 463**

Relating to tuition reimbursement and loans for medical students, creating councils on medical and health education and on physician's assistants and requiring certification of physician's assistants.

By Legislative Council and Senators Lorge and Chilsen.  
To committee on Education.

### **Senate Bill 503**

Relating to various changes in retirement fund laws and in retirement benefits for persons other than teachers and providing a penalty.

By joint Survey committee on Retirement Systems, by request of Retirement Research Committee.

To calendar.

### **Senate Bill 572**

Relating to composition of the Milwaukee school board.

By Senators Parys and Lipscomb; co-sponsored by Representatives Kessler, Sanasarian, Berger, Barbee, Bultman and Conta.

To committee on Education.

### **Senate Bill 514**

Relating to state highway bonding funds.

By Senator McKenna; co-sponsored by Representative Schroeder.

To calendar.

### **Senate Bill 856**

Relating to exemption from collegiate transfer program tuition charges in certain vocational districts.

By Senators Krueger, Cirilli and LaFave; co-sponsored by Representatives McDougal, Sweda, Korpela and Gaulke.

To committee on Education.

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

A joint certificate of Congratulations by Senator Johnson; co-sponsored by Representative Mato to Mr. and Mrs. Daniel Lee on the occasion of an outstanding record of service to foster children.

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A joint certificate of Congratulations by Senator Chilsen; co-sponsored by Representative Oestreicher to Jane (Mrs. John) Crawford and her co-workers on their publication of "You and The Law."

The question was: Concurrence?

Motion carried.

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

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### MOTIONS

Representative Merkel asked unanimous consent that **Assembly Joint Resolution 25** be withdrawn from the calendar of January 20 and be made a special order of business at 10:01 A.M., Tuesday, February 1.

Representative Earl objected.

Representative Barbee moved reconsideration of the vote by which **Senate Bill 138** was concurred in. Entered.

Representative Wilcox asked unanimous consent that **Assembly Bill 104** be withdrawn from the joint committee on Finance and referred to the calendar of January 20.

Representative Earl objected.

Representative Wilcox moved that **Assembly Bill 104** be withdrawn from the joint committee on Finance and referred to the calendar.

The question was: Shall **Assembly Bill 104** be withdrawn from the joint committee on Finance and referred to the calendar?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Berger, Boeckmann, Bradley, Byers, Conradt, Day, Duren, Ellis, Everson, Froehlich, Gaulke, Giese, Greider, Groshek, Guiles, Helgeson, Hephner, Jackamonis, Jackson, Kafka, Klicka, LaFave, Lewison, Menos,

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Luckhardt, McCormick, McDougal, McEssy, Merkel, Mielke, Mohn, Oberle, Oestreicher, Quinn, Robertson, Rogers, Rutkowski, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tregoning, Wackett, Wilcox, Wilger and Willkom—58.

Noes—Baldus, Bolle, Brown, Bultman, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Ferrall, Hanna, Hanson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Looby, Lynn, Mato, Miller, Mittness, Molinaro, Nager, O'Malley, Orlich, Otte, Pabst, Quackenbush, Roberts, Sanasarian, Sicula, Tobiasz, Vanderperren, Wahner and Mr. Speaker—38.

Absent or not voting—Atkinson, Barbee and Grover—3.

Motion carried.

Representative Froehlich moved that Senate Bill 113 be withdrawn from the table and be taken up at this time.

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

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

The question was: Shall Senate Bill 113 be withdrawn from the table and be taken up at this time?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Boeckmann, Bradley, Byers, Conradt, Dueholm, Ellis, Froehlich, Gaulke, Giese, Greider, Guiles, Helgeson, Hephner, Kafka, Kleczka, Klicka, LaFave, Lewison, Menos, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Miller, Mittness, Otte, Pabst, Quackenbush, Quinn, Robertson, Roberts, Schneider, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Shabaz, Slaby, Stalbaum, Swoboda, Thompson T. G., Tregoning, Wackett, Wahner, Wilcox, Wilger and Willkom—53.

Noes—Baldus, Barbee, Berger, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Duren, Earl, Early, Everson, Ferrall, Groshek, Hanna, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kor-

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pela, Merkel, Mielke, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Rogers, Rutkowski, Sanasarian, Sicula, Stack, Sweda, Thompson R. M., Tobiasz, Vanderperren and Mr. Speaker—44.

Absent or not voting—Atkinson and Grover—2.

Motion carried.

### Senate Bill 113

Relating to exempting retirement benefits of federal civil service employees from state income tax.

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

The assembly stood recessed.

10:45 A.M.

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## RECESS

11:50 A.M.

The assembly reconvened.

Representative Earl asked unanimous consent that Senate Bill 113 be made a special order of business at 2:00 P.M., Thursday, February 3. Granted.

Representative Earl asked unanimous consent that Senate Bill 453 be withdrawn from the table and be made a special order of business at 10:00 A.M., Wednesday, February 2. Granted.

Representative Earl asked unanimous consent that Assembly Joint Resolution 140 be withdrawn from the calendar of Tuesday, February 1 and be made a special order of business at 2:00 P.M., today. Granted.

Representative Earl asked unanimous consent that Assembly Joint Resolution 141 be withdrawn from the calendar of Tuesday, February 1 and be made a special order of business at 2:01 P.M. today. Granted.

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Representative Froehlich moved that Senate Bill 163 be withdrawn from the committee on Veterans' and Military Affairs and be made a special order of business at 10:01 A.M., Tuesday, February 1.

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

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

The question was: Shall Senate Bill 163 be withdrawn from the committee on Veterans' and Military Affairs and be made a special order of business at 10:01 A.M., Tuesday, February 1?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Bradley, Byers, Conradt, Ellis, Froehlich, Giese, Greider, Guiles, Helgeson, Hephner, Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, McEssy, Quinn, Schowalter, Schricker, Schroeder, Schwefel, Sensenbrenner, Stalbaum, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—31.

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

Absent or not voting—Atkinson and Grover—2.

Motion failed.

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MOTION UNDER JOINT RULE 26

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

Whereas, Gerard B. Skibinski, 53, of 1957 S. 12th Street,

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Milwaukee, a man who truly exemplified the work ethic in his life as an attorney, machinist and long time member of the Milwaukee county board of supervisors, died suddenly at his home on Saturday, January 22, 1972; and

Whereas, Mr. Skibinski was noted for his willingness to fight the good—and sometimes lonely—battle for a cause he believed in. When he was stricken, he was actively working for construction of a new county jail.

Whereas, he was first elected to the county board in 1960, lost in 1964, and came back to win the post again in 1968.

A native of Milwaukee, he received his law degree from Marquette University in 1951. He was a member of St. Hyacinth Catholic Church Holy Name Society, Amvets Post 60, Gold Star Post 505 of the American Legion, Machinists Lodge 78 among other organizations; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Orlich and Senator Kendzierski, under Joint Rule 26, share in the loss of a valued friend and extend their sincere condolences to the family of Gerard B. Skibinski on the occasion of his untimely passing.

The question was: Adoption?  
Motion carried.

Representative Earl 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 W. A. Johnson asked unanimous consent to be made a co-author of **Assembly Joint Resolution 140**. Granted.

Representative Dueholm asked unanimous consent to be made a co-author of **Assembly Joint Resolution 140**. Granted.

Representative Earl asked unanimous consent that the assembly stand recessed until 1:30 P.M. today. Granted.

The assembly stood recessed.

12:00 Noon.

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## **RECESS**

**1:45 P.M.**

**The assembly reconvened.**

**Representative Earl asked unanimous consent that Assembly Joint Resolution 1 be withdrawn from the calendar of January 20 and be made a special order of business at 10:01 A.M. Tuesday, February 1. Granted.**

**Representative McCormick moved that the motion for reconsideration of Senate Bill 138 be taken up at this time.**

**Representative McCormick asked unanimous consent to make a statement. Granted.**

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## **LEAVES OF ABSENCE**

**Representative Earl asked unanimous consent for a leave of absence for today's session for Representative Atkinson. Granted.**

**Representative Froehlich asked unanimous consent for a leave of absence for this afternoon's session for Representatives LaFave and Schwefel. Granted.**

**Representative G. K. Johnson moved a**

## **CALL OF THE ASSEMBLY**

**There were sufficient seconds.**

**The sergeant-at-arms was directed to close the doors and the chief clerk to call the roll.**

**The chief clerk called the roll.**

**Members absent with leave—Atkinson, LaFave and Schwefel—3.**

**Members absent without leave—Gaulke, Grover, W. A. Johnson and Wilger—4.**

**Representative Earl asked unanimous consent that the assembly proceed with other business. Granted.**

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Representative Helgeson moved that **Assembly Bill 1062** be withdrawn from the joint committee on Finance and be made a special order of business at 10:02 A.M., Tuesday, February 1.

The question was: Shall the rules be suspended that **Assembly Bill 1062** be withdrawn from the joint committee on Finance and be made a special order of business at 10:02 A.M., Tuesday, February 1?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Bradley, Byers, Conradt, Ellis, Froehlich, Giese, Greider, Guiles, Helgeson, H e p h n e r , Kafka, Klicka, LaFave, Lewison, Luckhardt, McDougal, Quackenbush, Quinn, Robertson, Schowalter, Schricker, Schroeder, Sensenbrenner, Shabaz, Stack, Stalbaum, Swoboda, Thompson T. G., Tregoning, Wackett, Wilcox and Wilger—34.

Noes—Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Groshek, Hanna, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Korpela, Menos, Looby, Lynn, McCormick, McEssy, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sricula, Slaby, Sweda, Thompson R. M., Tobiasz, Vanderperren, Wahner, Willkom and Mr. Speaker—61.

Absent or not voting—Atkinson, Gaulke, Grover and Schwefel—4.

Motion failed.

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

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

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

Motion failed.



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Representative Tobiasz asked unanimous consent that Assembly Bill 182 be withdrawn from the table and be taken up at this time. Granted.

### Assembly Bill 182

Relating to payment for public services rendered on state-owned property.

Representative Hephner asked unanimous consent that Assembly Bill 182 be laid on the table.

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

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

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

The question was: Shall Assembly Bill 182 be laid on the table?

The roll was taken.

The vote follows:

Ayes—Alberts, Bradley, Day, Dueholm, Duren, Gaulke, Giese, Helgeson, Hephner, Kafka, Korpela, Luckhardt, McDougal, Mato, Merkel, Mielke, Mohn, Oberle, Oestreicher, Quackenbush, Robertson, Roberts, Schneider, Schowalter, Schricker, Sensenbrenner, Shabaz, Slaby, Thompson R. M., Wackett, Wilcox and Willkom—32.

Noes—Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Dorff, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Greider, Groshek, Guiles, Hanna, Hanson, Jackamonis, Jackson, Johnson G. K., Johnson W. A., Jones, Kessler, Kleczka, Klicka, Lewison, Menos, Looby, Lynn, McCormick, McEssy, Miller, Mittness, Molinaro, Nager, O'Malley, Orlich, Ote, Pabst, Quinn, Rogers, Rutkowski, Sanasarian, Schroeder, Sicula, Stack, Stalbaum, Sweda, Swoboda, Thompson T. G., Tobiasz, Tregoning, Vanderperren, Wahner, Wilger and Mr. Speaker—63.

Absent or not voting—Atkinson, Grover, LaFave and Schwefel—4.

Motion failed.

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Representative Korpela moved that **Assembly Bill 182** be indefinitely postponed.

The question was: Shall the bill be indefinitely postponed?

The roll was taken.

The vote follows:

Ayes—Alberts, Boeckmann, Bolle, Bradley, Conradt, Day, Dueholm, Duren, Earl, Everson, Froehlich, Gaulke, Giese, Groshek, Helgeson, Hephner, Johnson G. K., Kafka, Korpela, McDougal, Mato, Merkel, Mielke, Mittness, Mohn, Oberle, Oestreicher, Otte, Quackenbush, Quinn, Robertson, Rogers, Schneider, Schowalter, Schricker, Sensenbrenner, Shabaz, Slaby, Stack, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tregoning, Wackett, Wilcox and Willkom—47.

Noes—Azim, Baldus, Barbee, Berger, Brown, Bultman, Byers, Conta, Czerwinski, Dorff, Early, Ellis, Ferrall, Greider, Guiles, Hanna, Hanson, Jackamonis, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Klicka, Lewison, Menos, Looby, Luckhardt, Lynn, McCormick, McEssy, Miller, Molinaro, Nager, O'Malley, Orlich, Pabst, Roberts, Rutkowski, Sanasarian, Schroeder, Sicula, Stalbaum, Tobiasz, Wahner, Wilger and Mr. Speaker—47.

Absent or not voting—Atkinson, Grover, LaFave, Schwefel and Vanderperren—5.

Motion failed.

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

The roll was taken.

The vote follows:

Ayes—Azim, Baldus, Barbee, Berger, Brown, Bultman, Byers, Conta, Czerwinski, Dorff, Early, Ellis, Ferrall, Greider, Guiles, Hanna, Hanson, Jackamonis, Jackson, Johnson W. A., Jones, Kessler, Kleczka, Lewison, Menos, Looby, Luckhardt, Lynn, McCormick, McEssy, Miller, Molinaro, Nager, O'Malley, Orlich, Pabst, Roberts, Rutkowski, Sanasarian, Schroeder, Sicula, Stack, Stalbaum, Tobiasz, Vanderperren, Wahner, Wilger and Mr. Speaker—48.

Noes—Alberts, Boeckmann, Bolle, Bradley, Conradt, Day,

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Dueholm, Duren, Earl, Everson, Froehlich, Gaulke, Giese, Groshek, Helgeson, Hephner, Johnson G. K., Kafka, Klicka, Korpela, McDougal, Mato, Merkel, Mielke, Mittness, Mohn, Oberle, Oestreicher, Otte, Quackenbush, Quinn, Robertson, Rogers, Schneider, Schowalter, Schricker, Sensenbrenner, Shabaz, Slaby, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tregoning, Wackett, Wilcox and Willkom—47.

Absent or not voting—Atkinson, Grover, LaFave and Schwefel—4.

Motion carried.

Representative Kessler asked unanimous consent that **Assembly Bill 1070** be withdrawn from the calendar of January 27 and referred to the joint committee on Finance. Granted.

Representative McEssy moved that the rules be suspended and that the assembly's action on **Assembly Bill 182** be immediately messaged to the senate.

The question was: Shall the rules be suspended and that the assembly's action on **Assembly Bill 182** be immediately messaged to the senate?

The roll was taken.

The vote follows:

Ayes—Azim, Baldus, Barbee, Berger, Brown, Bultman, Byers, Conratt, Conta, Czerwinski, Dorff, Earl, Ellis, Ferrall, Gaulke, Greider, Guiles, Hanna, Hanson, Jackamonis, Jackson, Johnson W. A., Jones, Kafka, Kessler, Kleczka, Lewison, Menos, Looby, Luckhardt, Lynn, McCormick, McEssy, Mielke, Miller, Molinaro, Nager, O'Malley, Orlich, Pabst, Quinn, Rutkowski, Sanasarian, Schneider, Schroeder, Sricula, Stalbaum, Tobiasz, Wahner, Wilger and Mr. Speaker—51.

Noes—Alberts, Boeckmann, Bradley, Day, Dueholm, Duren, Early, Everson, Froehlich, Giese, Groshek, Helgeson, Hephner, Johnson G. K., Klicka, Korpela, McDougal, Mato, Merkel, Mittness, Mohn, Oberle, Oestreicher, Otte, Quackenbush, Robertson, Rogers, Schowalter, Schricker, Sensenbrenner, Shabaz, Slaby, Stack, Sweda, Swoboda,

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Thompson R. M., Thompson T. G., Tregoning, Wackett, Wilcox and Willkom—41.

Absent or not voting—Atkinson, Bolle, Grover, LaFave, Roberts, Schwefel and Vanderperren—7.

**Motion failed.**

Representative McEssy asked unanimous consent that the call of the house on **Senate Bill 138** be lifted. **Granted.**

### **Senate Bill 138**

Representative G. K. Johnson asked unanimous consent to make a statement. **Granted.**

The question was: Shall the rules be suspended that the motion for reconsideration be taken up at this time?

**The roll was taken.**

**The vote follows:**

**Ayes**—Azim, Baldus, Berger, Boeckmann, Bolle, Bultman, Czerwinski, Day, Dorff, Duren, Early, Ellis, Froehlich, Gaulke, Groshek, Hanna, Hanson, Hephner, Jackson, Johnson W. A., Jones, Kafka, Kessler, Kleczka, Menos, Looby, Lynn, McCormick, McDougal, McEssy, Mato, Molinaro, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Sricula, Stack, Swoboda, Thompson T. G., Tobiasz, Vanderperren, Wahner and Willkom—51.

**Noes**—Alberts, Barbee, Bradley, Brown, Byers, Conratt, Conta, Dueholm, Earl, Everson, Ferrall, Giese, Greider, Guiles, Helgson, Jackamonis, Johnson G. K., Klicka, Korpela, Lewison, Luckhardt, Merkel, Mielke, Miller, Mittness, Mohn, Nager, Quackenbush, Robertson, Schneider, Schowalter, Schricker, Schroeder, Sensenbrenner, Shabaz, Slaby, Stalbaum, Sweda, Thompson R. M., Tregoning, Wackett, Wilcox, Wilger and Mr. Speaker—44.

Absent or not voting—Atkinson, Grover, LaFave and Schwefel—4.

**Motion failed.**

Representative Earl asked unanimous consent to make a statement. **Granted.**

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**Senate Bill 66**

Relating to one additional circuit court branch in the 22nd judicial circuit and one additional county court branch in Waukesha county.

Representative Brown asked unanimous consent to withdraw his motion for rejection of assembly amendment 3 to assembly amendment 3 to **Senate Bill 66**. Granted.

Representative Kessler moved rejection of assembly amendment 3 to assembly amendment 3 to **Senate Bill 66**.

Representative Mittness moved that **Senate Bill 66** be referred to the committee on Judiciary.

The question was: Shall **Senate Bill 66** be referred to the committee on Judiciary?

Motion failed.

The question was: Shall assembly amendment 3 to assembly amendment 3 to **Senate Bill 66** be rejected?

Motion failed.

The question was: Shall assembly amendment 3 to assembly amendment 3 to **Senate Bill 66** be adopted?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conradt, Czerwinski, Day, Dorff, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Giese, Greider, Groshek, Guiles, Hanna, Hanson, Helgeson, Jackamonis, Jackson, Johnson G. K., Jones, Kafka, Kleczka, Klicka, Korpela, Lewison, Menos, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Mielke, Mittness, Mohn, O'Malley, Oberle, Oestreicher, Orlich, Pabst, Quinn, Robertson, Roberts, Rogers, Rutkowski, Schneider, Schowalter, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox and Wilger—77.

Noes—Conta, Dueholm, Duren, Hephner, Johnson W. A., Kessler, Merkel, Miller, Molinaro, Nager, Otte, Quackenbush, Sanasarian, Tobiasz, Wahner, Willkom and Mr. Speaker—17.

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Absent or not voting—Atkinson, Gaulke, Grover, LaFave and Schwefel—5.

Motion carried.

The question was: Shall assembly amendment 3 be adopted?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Baldus, Barbee, Berger, Bradley, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Day, Dorff, Earl, Early, Ellis, Everson, Ferrall, Froehlich, Gaulke, Giese, Greider, Groshek, Guiles, Hanson, Helgeson, Jackamonis, Jackson, Johnson G. K., Jones, Kafka, Kleczka, Klicka, Korpela, Lewison, Menos, Looby, Luckhardt, Lynn, McCormick, McDougal, McEssy, Mato, Mielke, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Pabst, Quinn, Robertson, Roberts, Rogers, Rutkowski, Schneider, Schowalter, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tregoning, Vanderperren, Wackett, Wilcox and Wilger—77.

Noes—Boeckmann, Bolle, Dueholm, Duren, Hephner, Johnson W. A., Kessler, Merkel, Miller, Mittness, Otte, Quackenbush, Sanasarian, Tobiasz, Wahner, Willkom and Mr. Speaker—17.

Absent or not voting—Atkinson, Grover, Hanna, LaFave and Schwefel—5.

Motion carried.

Assembly amendment 4 to Senate Bill 66 offered by Representative Froehlich.

The question was: Shall assembly amendment 4 be adopted?

Motion carried.

Representative Conta moved that Senate Bill 66 be non-concurred in.

Representative W. A. Johnson asked unanimous consent to make a statement.

Representative Froehlich objected.

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Representative W. A. Johnson asked unanimous consent to read from a printed document.

Representative Froehlich objected.

Representative W. A. Johnson moved that he be allowed to read from a printed document.

The question was: Shall the rules be suspended that Representative W. A. Johnson be allowed to read from a printed document?

The roll was taken.

The vote follows:

Ayes—Alberts, Azim, Baldus, Barbee, Berger, Boeckmann, Bolle, Bradley, Brown, Bultman, Byers, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Everson, Ferrall, Gaulke, Giese, Greider, Groshek, Guiles, Hanna, Hanson, Hephner, Jackson, Johnson G. K., Johnson W. A., Jones, Kafka, Kessler, Kleczka, Korpela, Menos, Looby, Lynn, McCormick, McDougal, Mato, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Nager, O'Malley, Oberle, Oestreicher, Orlich, Otte, Pabst, Quackenbush, Quinn, Robertson, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sicula, Slaby, Stack, Stalbaum, Sweda, Swoboda, Thompson R. M., Thompson T. G., Tobiasz, Vanderperren, Wackett, Wahner, Wilcox, Wilger, Willkom and Mr. Speaker—84.

Noes—Froehlich, Helgeson, Jackamonis, Klicka, Lewison, Luckhardt, McEssy, Shabaz and Tregoning—9.

Absent or not voting—Atkinson, Ellis, Grover, LaFave, Schowalter and Schwefel—6.

Motion carried.

Representative Roberts asked unanimous consent to be recorded as voting "Aye" on messaging Assembly Bill 182. Granted.

Representative Shabaz asked unanimous consent that the assembly return to the tenth order of business. Granted.

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## **MOTIONS**

Representative Schroeder moved reconsideration of the vote by which Assembly Bill 182 passed. Entered.

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## **LEAVE OF ABSENCE**

Representative Earl asked unanimous consent for a leave of absence for today's session for Representative Grover. Granted.

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## **CHIEF CLERK'S CORRECTION**

as provided by Legislative Reference Bureau

Senate amendment 1 to senate substitute amendment 2 to Senate Bill 255

On page 1, line 18, delete "line 4,".

Representative Korpela asked unanimous consent to be recorded as voting as follows from January 25. Granted.

Table Senate Bill 138? "Aye";

Nonconcurrence in Senate Joint Resolution 13? "No";

Concurrence in Senate Joint Resolution 13? "Aye";

Reconsider Senate Bill 195? "No";

Concurrence in Senate Bill 195? "Aye";

Reconsideration of Senate Bill 195? "Aye";

Make Senate Bill 163 a special order? "Aye";

Adoption of Assembly Resolution 43? "Aye";

Reconsideration of Assembly Resolution 43? "Aye";

Table Assembly Joint Resolution 115? "Aye";

Nonconcurrence in Senate Joint Resolution 19? "No";

Concurrence in Senate Joint Resolution 19? "Aye";

Indefinite postponement of Assembly Bill 405? "Aye";



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**Table Assembly Bill 545? "No";**

**Passage of Assembly Bill 545? "Aye".**

Representative Gaulke asked unanimous consent to be recorded as voting as follows from January 25. Granted.

**Table Senate Bill 138? "Aye";**

**Nonconcurrence in Senate Joint Resolution 13? "No";**

**Concurrence in Senate Joint Resolution 13? "Aye";**

**Reconsider Senate Bill 195? "No";**

**Concurrence in Senate Bill 195? "Aye";**

**Reconsideration of Senate Bill 195? "Aye";**

**Make Senate Bill 163 a special order? "Aye";**

**Adoption of Assembly Resolution 43? "Aye";**

**Reconsideration of Assembly Resolution 43? "Aye";**

**Table Assembly Joint Resolution 115? "Aye";**

**Nonconcurrence in Senate Joint Resolution 19? "No";**

**Concurrence in Senate Joint Resolution 19? "Aye";**

**Indefinite postponement of Assembly Bill 405? "Aye";**

**Table Assembly Bill 545? "No";**

**Engross Assembly Bill 545? "Aye";**

**Suspend rules for third reading? "Aye";**

**Passage of Assembly Bill 545? "Aye";**

**Reconsider Assembly Bill 545? "Aye";**

**Reconsideration of passage of Assembly Bill 545? "Aye".**

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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:

Donald Gary Ronne from Madison, Wisconsin, guest of Representative Nager.

86 students from Reedsburg Middle School, accompanied by teachers, Terry Jones and Joe Ketter, from Reedsburg, Wisconsin, as guests of Representative Giese.

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Mrs. Rita Wlodarczyk from Monona, Wisconsin, guest of Representative Everson.

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Representative Earl 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.

4:00 P.M.