

JOURNAL OF THE ASSEMBLY (March 22, 1973)

STATE OF WISCONSIN

Assembly Journal

Eighty-First Regular Session

THURSDAY, March 22, 1973.

9:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Reverend John Shield, pastor of Lake Edge Church of Christ, 4200 Buckeye Road, Madison, Wisconsin.

Representative McEssy led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present --Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oberle, Oestreicher, Olson, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 97.

Absent -- None.

Absent with leave -- Azim and Opitz -- 2.

AMENDMENTS OFFERED

Assembly amendment 4 to **Senate Bill 26** offered by Representatives Sicula, Nager, Czerwinski and Flintrop.

Assembly amendment 1 to **Assembly Bill 311** offered by Representative Baldus.

Assembly amendment 1 to **Assembly Joint Resolution 34** offered by Representative Czerwinski.

Assembly amendment 2 to **Assembly Bill 3** offered by Representatives Day, Oberle and O'Malley.

Assembly amendment 1 to **Assembly Bill 351** offered by Representative Molinaro.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 106** offered by Representative Barczak.

Assembly substitute amendment 1 to **Assembly Bill 538** offered by Representatives Willkom and Czerwinski, by request of Senators Devitt and LaFave.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 694

Relating to protecting grade crossings.

By Representative SANASARIAN, by request of the Public Service Commission.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

To committee on Commerce and Consumer Affairs.

Assembly Bill 695

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

By Representatives JACKAMONIS, BERGER, MITTNESS and WARD; co-sponsored by Senators THOMPSON, MC KENNA, LA FOLLETTE and FLYNN.

To committee on Environmental Quality.

Assembly Bill 696

Prohibiting the hiring by certain institutions of persons discharged by other such institutions for mistreating inmates, providing a penalty therefor and making such mistreatment a felony.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES, by request of Lieutenant Governor Martin J. Schreiber.

To committee on Health and Social Services.

Assembly Bill 697

Relating to report requirements for nursing homes.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES, by request of Lieutenant Governor Martin J. Schreiber.

To committee on Health and Social Services.

Assembly Bill 698

Relating to the extension of nursing home licensing requirements to certain county institutions.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES, by request of Lieutenant Governor Martin J. Schreiber.

To committee on Health and Social Services.

Assembly Bill 699

Relating to a requirement for actual inspection annually of nursing homes and staggered license renewal.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES, by request of Lieutenant Governor Martin J. Schreiber.

To committee on Health and Social Services.

Assembly Bill 700

Relating to requirements for work by nursing home patients.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

By COMMITTEE ON HEALTH AND SOCIAL SERVICES,
by request of Lieutenant Governor Martin J. Schreiber.

To committee on Health and Social Services.

Assembly Bill 701

Relating to the requirement of bonds for the faithful performance of nursing home care contracts.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES,
by request of Lieutenant Governor Martin J. Schreiber.

To committee on Health and Social Services.

Assembly Bill 702

Relating to eligibility requirements for aid to families with dependent children.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES,
by request of the Department of Health and Social Services.

To committee on Health and Social Services.

Assembly Bill 703

Relating to eligibility of a wife for aid to families with dependent children when the husband is incarcerated pending or subsequent to a trial or sentencing.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES,
by request of the Department of Health and Social Services.

To committee on Health and Social Services.

Assembly Bill 704

Relating to recovery of payments from the estate of individuals receiving medical assistance after age 65.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES,
by request of the Department of Health and Social Services.

To committee on Health and Social Services.

Assembly Bill 705

Relating to support of dependents.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES,
by request of the Department of Health and Social Services.

To committee on Health and Social Services.

Assembly Bill 706

Relating to the duty of supporting children and the use of payments received by the department of health and social services for the benefit of children in its custody.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES,
by request of the Department of Health and Social Services.

To committee on Health and Social Services.

Assembly Bill 707

Relating to establishing a system for legal representation of indigents in civil and criminal actions, creating an indigent legal representation board, granting rule-making authority and making an appropriation.

By Representative SICULA.

To committee on Judiciary.

Assembly Bill 708

Prohibiting sale of aerosol cans which explode under temperature change and providing a penalty.

By Representatives ELCONIN, TROPMAN, KEDROWSKI
and FLINTROP.

To committee on Commerce and Consumer Affairs.

Assembly Bill 709

Relating to the state life insurance fund and granting rule-making authority.

By Representatives FLINTROP, ELCONIN, BERGER,
WAHNER, JACKAMONIS, TROPMAN, SANASARIAN,
MIELKE, BEHNKE, FERRALL, WARD, LALLENSACK,
TESMER, MUNTS and KEDROWSKI.

To committee on Insurance and Banking.

Assembly Bill 710

Relating to legislative scholarships throughout the university of Wisconsin system.

By Representatives EARLY, ROBERTS, OESTREICHER,
MOHN, KEEGAN, DAY, OBERLE, WILLKOM, LOOBY,
KEDROWSKI, ROONEY and DUREN.

To committee on Education.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Assembly Bill 711

Relating to public service commission approval of persons servicing septic tanks, seepage pits, grease traps and privies and granting rule-making authority.

By Representatives ROBERTS, EARLY, GIBSON and SCHRICKER.

To committee on State Affairs.

Assembly Bill 712

Relating to calling county board special meetings within 48 hours.

By Representatives ROBERTS, EARLY, OBERLE, O'MALLEY, ROONEY, MOHN, KEEGAN, GIBSON AND SCHRICKER.

To committee on Municipalities.

Assembly Bill 713

Relating to increasing nonresident hunting license fees.

By Representatives EARLY, ROBERTS, MOHN, KEDROWSKI, OESTREICHER, KEEGAN, OBERLE and ROONEY.

To committee on Natural Resources.

Assembly Bill 714

Relating to penalty for locking toilets.

By Representatives FERRALL, TESMER, MIELKE, LALLENSACK, JACKAMONIS, WARD and KEEGAN.

To committee on State Affairs.

Assembly Bill 715

Relating to institutional limits on grants, student loans and guaranteed loans made by the higher educational aids board.

By Representatives FERRALL, GROVER and TESMER.

To committee on Education.

Assembly Bill 716

Relating to \$10 registration fees for high-lift cranes.

By Representative RUTKOWSKI.

To committee on Transportation.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Assembly Bill 717

Creating a port development board, granting rule-making authority and providing an appropriation.

By Representatives MURRAY, MOLINARO, CZERWINSKI, KEDROWSKI, VANDERPERREN, GROSHEK, O'MALLEY, BERGER, DORFF, OTTE, EARL, SCHRICKER, GROVER, QUINN, SANASARIAN, RUTKOWSKI, WARD, LALLENSACK, BEHNKE, ROONEY, DONOGHUE, WAHNER, MITTNESS, GROVER, BOLLE, KEEGAN, FERRALL, KLECZKA, WILLKOM, BARBEE, TOBIASZ, BALDUS, SWEDA, BARCZAK, DAY, SWOBODA, ALBERTS, ROBERTS, KINCAID and LOOBY; co-sponsored by Senators THENO and PELOQUIN.

To committee on State Affairs.

Assembly Bill 718

Relating to collection and docketing of delinquent taxes and contractor responsibility for state taxes.

By Representatives DUEHOLM, TOBIASZ, GROVER, CONRADT and WILLKOM.

To committee on Taxation.

Assembly Bill 719

Relating to prohibiting proceedings to regain an adopted child and providing a penalty.

By Representatives SHABAZ, LEWIS and KLIICKA.

To committee on Judiciary.

Assembly Bill 720

Relating to providing for senate and assembly cochairmen of the joint survey committees on retirement systems and on tax exemptions.

By Representatives ANDERSON and EARL.

To calendar.

PETITIONS

Assembly Petition 15

By Representative KINCAID.

To committee on Health and Social Services.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Assembly Petition 16

By Representative SWOBODA.
To Joint Committee on Finance.

Assembly Petition 17

By Representative SENSENBRENNER.
To committee on Judiciary.

Assembly Petition 18

By Representative SENSENBRENNER.
To committee on Education.

Assembly Petition 19

By Representative MITTNESS.
To committee on Natural Resources.

Assembly Petition 20

By Representative MITTNESS.
To committee on State Affairs.

Assembly Petition 21

By Representative MITTNESS.
To committee on Natural Resources.

Assembly Petition 22

By Representative BARBEE.
To committee on Judiciary.

COMMITTEE REPORTS

The Joint Committee on Finance reports and recommends:

Assembly Bill 200

Relating to state documents delivered to the legislative reference bureau.

Emergency statement recommended:

Ayes: (9) Noes: (4)

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Passage: Ayes: (9) Noes: (4)

Assembly Bill 219

Relating to indecent articles and family planning, and providing a penalty.

Indefinite postponement:

Ayes: (7) Noes: (6)

DENNIS J. CONTA,

Assembly Chairman

The committee on Health and Social Services reports and recommends:

Assembly Bill 477

Relating to creating a council on physician's assistants, requiring certification of physician's assistants and granting rule-making authority.

Assembly substitute amendment 1,

Introduction and adoption: Ayes: (10) Noes: (1)

Assembly amendment 1 to assembly substitute amendment 1,

Introduction and adoption: Ayes: (11) Noes: (0)

Passage: Ayes: (10) Noes: (1)

Assembly Bill 491

Relating to the contractual employment of physicians by hospitals or nonprofit medical education and research organizations.

Assembly substitute amendment 1

Introduction and adoption: Ayes: (11) Noes: (0)

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Passage: Ayes: (10) Noes: (1)

JOSEPH C. CZERWINSKI,
Chairman

The committee on Municipalities reports and recommends:

Assembly Bill 235

Relating to special assessments and charges by towns.

Passage: Ayes: (13) Noes: (0)

EDWARD NAGER,
Chairman

Representative Earl asked unanimous consent that **Assembly Bill 235** be placed at the foot of the calendar of March 14. Granted.

The committee on Labor reports and recommends:

Assembly Bill 265

Relating to wage rates in municipal public works projects.

Passage: Ayes: (6) Noes: (3)

Assembly Bill 290

Relating to transcript costs on review in equal employment cases and granting rule-making authority.

Passage: Ayes: (9) Noes: (0)

JOSEPH L. LOOBY,
Chairman

The committee on Labor reports and recommends for introduction:

Assembly Bill ———

Relating to hours of labor, granting rule-making authority and providing penalties.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Ayes: (7) Noes: (2)

JOSEPH L. LOOBY,

Chairman

The committee on Third Reading reports and recommends:

Assembly Joint Resolution 29

Correct.

LEO O. MOHN,

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 Condolence by Senator Knutson; co-sponsored by Representatives Roberts and Gibson to Mrs. Clarice Weigent and the family of Walter Weigent on the occasion of his death;

A Joint Certificate of Congratulations by Senator Risser; co-sponsored by Representative Munts to Madison West Flyers on the occasion of winning the State Championship Wisconsin State "A" Bantam Tournament.

A Joint Certificate of Congratulations by Senator McKenna; co-sponsored by Representatives Everson and Anderson to the McFarland High School Basketball Team on the occasion of winning the State Class "B" Championship.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Representative Baldus asked unanimous consent that the motions be taken up en masse. Granted.

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.

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 9,
Senate Bill 12,
Senate Bill 48,
Senate Bill 70,
Senate Bill 89,
Senate Bill 109,
Senate Bill 110, and
Senate Bill 115.

ACTION ON THE SENATE MESSAGE

Senate Bill 9

Relating to annexation of town islands.

To calendar.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Senate Bill 12

Relating to terms of judges.

To committee on Judiciary.

Senate Bill 48

Relating to registration fees for trailers transporting modular homes.

To committee on Transportation.

Senate Bill 70

Relating to appointment of successor guardians.

To committee on Judiciary.

Senate Bill 89

Relating to examining local uniform traffic accident reports.

To committee on Judiciary.

Senate Bill 109

Relating to prohibited conduct by the governor, and establishing a penalty.

To committee on State Affairs.

Assembly Bill 110

Relating to publication of notice to cut noxious weeds.

To committee on Judiciary.

Senate Bill 115

Relating to termination of paternal rights.

To committee on Judiciary.

MOTIONS

Representative Czerwinski asked unanimous consent that **Assembly Bill 477** be taken from the calendar and referred to the joint committee on Finance. Granted.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Representative Czerwinski asked unanimous consent that **Assembly Resolution 19** be taken from the committee on Health and Social Services and taken up at this time. Granted.

Assembly Resolution 19

Directing the assembly health and social services committee to investigate the Milwaukee county welfare department.

The question was: Shall **Assembly Resolution 19** be adopted?

Motion carried.

Representative Earl moved reconsideration of the vote by which **Assembly Bill 66** was indefinitely postponed. Entered.

Representative Ferrall moved reconsideration of the vote by which **Assembly Joint Resolution 30** was adopted. Entered.

Representative Ferrall moved reconsideration of the vote by which assembly substitute amendment 1 to **Assembly Joint Resolution 30** was adopted.

POINT OF ORDER

Representative Sensenbrenner rose to the point of order that the motion to reconsider adoption of assembly substitute amendment 1 to **Assembly Joint Resolution 30** was not in order.

The speaker ruled the point of order well taken.

Representative Shabaz moved reconsideration of the vote by which **Assembly Bill 142** passed. Entered.

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

Representative Nager asked unanimous consent to introduce a joint resolution.

Representative Shabaz objected.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Representative Nager moved that the rules be suspended and that he be allowed to introduce a joint resolution.

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

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

The question was: Shall the rules be suspended to introduce a joint resolution?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Behnke, *Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Ward, Willkom and Mr. Speaker -- 60.

Noes -- Alberts, Atkinson, Bradley, Bruhy, Byers, Conrard, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Olson, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 35.

Absent or not voting -- Azim, Barczak, Opitz and Wahner -- 4.

Motion failed.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

LEAVES OF ABSENCE

Representative Thompson asked unanimous consent for a leave of absence for today's session for Representatives Azim and Opitz. Granted.

CALENDAR OF WEDNESDAY, MARCH 14, 1973

Assembly Bill 104

Relating to authority of the board of vocational, technical and adult education to change districts.

Representative Earl moved rejection of assembly amendment 2 to **Assembly Bill 104**.

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

The question was: Shall assembly amendment 2 to **Assembly Bill 104** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Byers, Conrad, Conta, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Elconin, Everson, Ferrall, Gibson, Giese, Groshek, Grover, Hauke, Hephner, Kleczka, Lewis, Lewison, McEssy, Menos, Miller, Mittness, Mohn, Molinaro, Murray, Nager, Olson, Otte, Pabst, Plewa, Quackenbush, Schricker, Sweda, Swoboda, Tobiasz, Tropman and Mr. Speaker -- 44.

Noes -- Alberts, Atkinson, Berger, Bolle, Bradley, Bruhy, Cyrak, DeLong, Duren, Early, Ellis, Flintrop, Gower, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Klicka, Lallensack, Looby, Luckhardt, Matty, Merkel, Mielke, Munts, Niebler, Oberle, Oestreicher, O'Malley, Porter, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Shabaz, Sicula, Tesmer, Thompson, Tregoning, Vanderperren, Wackett, Ward, Wilcox and Willkom -- 51.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Absent or not voting -- Opitz and Wahner -- 2.

Paired for -- Azim -- 1.

Paired against -- Sensenbrenner -- 1.

Motion failed.

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

Representative Baldus in the chair.

The speaker in the chair.

Representative Grover moved that assembly amendment 2 to **Assembly Bill 104** be laid on the table.

The question was: Shall assembly amendment 2 to **Assembly Bill 104** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Bolle, Byers, Conradt, Conta, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Groshek, Grover, Hauke, Hephner, Keegan, Kleczka, Lewis, Lewison, Looby, McEssy, Menos, Miller, Mohn, Molinaro, Munts, Murray, Nager, Olson, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Schricker, Sweda, Swoboda, Tobiasz, Tropman, Vanderperren and Mr. Speaker -- 52.

Noes -- Alberts, Atkinson, Berger, Bradley, Bruhy, Cyrak, DeLong, Duren, Early, Gower, Jackamonis, Johnson, Kedrowski, Kincaid, Klicka, Lallensack, Luckhardt, Matty, Merkel, Mielke, Mittness, Niebler, Oberle, Oestreicher, Porter, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Sensenbrenner, Shabaz, Sricula, Tesmer, Thompson, Tregoning, Wackett, Ward, Wilcox and Willkom -- 43.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Absent or not voting -- Azim, Giese, Opitz and Wahner -- 4.

Motion carried.

Representative Earl moved rejection of assembly amendment 3 to **Assembly Bill 104**.

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

The question was: Shall assembly amendment 3 to **Assembly Bill 104** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Bolle, Bradley, Byers, Conradt, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Hephner, Kleczka, Lewis, Lewison, Looby, McEssy, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Olson, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Roth, Schricker, Schroeder, Sweda, Swoboda, Tobiasz, Tropman, Vanderperren, Ward and Mr. Speaker -- 56.

Noes -- Alberts, Atkinson, Berger, Bruhy, Conta, Cyrak, DeLong, Duren, Gower, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Klicka, Lallensack, Luckhardt, Matty, Menos, Merkel, Mielke, Niebler, Oberle, Oestreicher, Porter, Rogers, Rohner, Rooney, Rutkowski, Sanasarian, Schneider, Shabaz, Sicula, Tesmer, Thompson, Tregoning, Wackett, Wilcox and Willkom -- 39.

Absent or not voting -- Opitz and Wahner -- 2.

Paired for -- Azim -- 1.

Paired against -- Sensenbrenner -- 1.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Motion carried.

POINT OF ORDER

Representative Earl rose to the point of order that assembly amendment 4 to **Assembly Bill 104** was not germane.

The speaker ruled the point of order not well taken.

Representative Earl moved rejection of assembly amendment 4 to **Assembly Bill 104**.

The question was: Shall assembly amendment 4 to **Assembly Bill 104** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Bolle, Byers, Conradt, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Elconin, Ferrall, Flintrop, Gibson, Groshek, Grover, Hauke, Jackamonis, Kleczka, Lallensack, Lewis, McEssy, Miller, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Olson, O'Malley, Otte, Plewa, Quackenbush, Quinn, Roberts, Schricker, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren and Mr. Speaker -- 46.

Noes -- Alberts, Atkinson, Berger, Bradley, Bruhy, Conta, Cyrak, DeLong, Duren, Early, Ellis, Everson, Giese, Gower, Hephner, Johnson, Kedrowski, Keegan, Kincaid, Klicka, Lewison, Looby, Luckhardt, Matty, Menos, Merkel, Mielke, Mittness, Niebler, Oestreicher, Pabst, Porter, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Shabaz, Sicula, Swoboda, Thompson, Tregoning, Wackett, Wahner, Wilcox and Willkom -- 49.

Absent or not voting -- Opitz and Ward -- 2.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Paired for -- Azim -- 1.

Paired against -- Sensenbrenner -- 1.

Motion failed.

Assembly amendment 1 to assembly amendment 4 to **Assembly Bill 104** offered by Representative Schneider.

The question was: Shall assembly amendment 1 to assembly amendment 4 to **Assembly Bill 104** be adopted?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conta, Cyrak, Czerwinski, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Mittness, Mohn, Molinaro, Nager, Niebler, Oberle, Oestreicher, O'Malley, Otte, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 87.

Noes -- Conradt, Day, Lallensack, Miller, Murray, Olson, Pabst and Tropman -- 8.

Absent or not voting -- Azim, Hauke, Munts and Opitz -- 4.

Motion carried.

The question was: Shall assembly amendment 4 to **Assembly Bill 104** be adopted?

The roll was taken.

The result follows:

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Ayes -- Alberts, Atkinson, Berger, Bradley, Bruhy, Conta, Cyrak, DeLong, Duren, Early, Ellis, Everson, Giese, Gower, Hephner, Johnson, Kedrowski, Keegan, Kincaid, Klicka, Lewison, Looby, Luckhardt, Matty, Menos, Merkel, Mielke, Mittness, Niebler, Oberle, Oestreicher, Pabst, Porter, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Wackett, Wahner, Ward, Wilcox and Willkom -- 53.

Noes -- Baldus, Barbee, Barczak, Behnke, Bolle, Byers, Conradt, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Elconin, Ferrall, Flintrop, Gibson, Groshek, Grover, Hauke, Jackamonis, Kleczka, Lallensack, Lewis, McEssy, Miller, Mohn, Molinaro, Munts, Murray, Nager, Olson, O'Malley, Otte, Plewa, Quackenbush, Quinn, Roberts, Schricker, Sweda, Tropman, Vanderperren and Mr. Speaker -- 43.

Absent or not voting -- Opitz -- 1.

Paired for -- Sensenbrenner -- 1.

Paired against -- Azim -- 1.

Motion carried.

The question was: Shall **Assembly Bill 104** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Bolle, Bradley, Conradt, Conta, Cyrak, Czerwinski, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Grover, Hauke, Hephner, Jackamonis, Johnson, Keegan, Kleczka, Lallensack, Lewison, Looby, Matty, Menos, Mittness, Mohn, Munts, Nager, Niebler, Oberle, Olson, O'Malley, Pabst, Plewa, Quackenbush, Roberts, Rogers, Roth, Sanasarian, Schneider, Sicula, Swoboda, Thompson, Tobiasz, Tropman, Vanderperren, Wackett, Wahner, Wilcox and Mr. Speaker -- 61.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Noes -- Alberts, Berger, Bruhy, Byers, Day, DeLong, Duren, Gower, Groshek, Kedrowski, Kincaid, Klicka, Lewis, Luckhardt, McEssy, Merkel, Mielke, Miller, Molinaro, Murray, Oestreicher, Otte, Porter, Quinn, Rohner, Rooney, Rutkowski, Schricker, Schroeder, Sensenbrenner, Shabaz, Sweda, Tesmer, Tregoning and Willkom -- 35.

Absent or not voting -- Azim, Opitz and Ward -- 3.

Motion carried.

Representative Earl moved that the rules be suspended and that **Assembly Bill 104** be given a third reading.

The question was: Shall the rules be suspended and that **Assembly Bill 104** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Keegan, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oberle, Olson, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Willkom and Mr. Speaker -- 85.

Noes -- Berger, Conta, Cyrak, Kedrowski, Kincaid, Merkel, Mielke, Oestreicher, Rooney, Sensenbrenner and Sweda -- 11.

Absent or not voting -- Azim, Opitz and Wilcox -- 3.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Motion carried.

Representative Oestreicher moved that **Assembly Bill 104** be indefinitely postponed.

The question was: Shall **Assembly Bill 104** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Alberts, Berger, Bradley, Bruhy, Conradt, Conta, Cyrak, DeLong, Duren, Gower, Kedrowski, Keegan, Kincaid, Klicka, Lewis, Luckhardt, Matty, Menos, Merkel, Mielke, Oestreicher, Quinn, Rohner, Rooney, Roth, Schneider, Schriccker, Schroeder, Shabaz, Sweda, Thompson, Tregoning, Wackett, Ward, Wilcox and Willkom -- 36.

Noes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Bolle, Byers, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kleczka, Lallensack, Lewison, Looby, McEssy, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oberle, Olson, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Roberts, Rogers, Rutkowski, Sanasarian, Sicula, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner and Mr. Speaker -- 60.

Absent or not voting -- Opitz -- 1.

Paired for -- Sensenbrenner -- 1.

Paired against -- Azim -- 1.

Motion failed.

The question was: **Assembly Bill 104** having been read three times, shall the bill pass?

JOURNAL OF THE ASSEMBLY (March 22, 1973)

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Keegan, Kleczka, Lallensack, Lewis, Lewison, Looby, McEssy, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Olson, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sicula, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 69.

Noes -- Alberts, Berger, Bruhy, Cyrak, DeLong, Duren, Gower, Kedrowski, Kincaid, Klicka, Luckhardt, Matty, Menos, Merkel, Mielke, Niebler, Oestreicher, Rogers, Rohner, Rooney, Roth, Shabaz, Sweda, Thompson, Tregoning, Wackett and Wilcox -- 27.

Absent or not voting -- Opitz -- 1.

Paired for -- Azim -- 1.

Paired against -- Sensenbrenner -- 1.

Motion carried.

Representative Earl moved that the rules be suspended and that **Assembly Bill 104** be immediately messaged to the Senate.

The question was: Shall the rules be suspended and that **Assembly Bill 104** be immediately messaged to the Senate?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, Johnson, Keegan, Kincaid, Kleczka, Lallensack, Lewis, Lewison, Looby, McEssy, Menos, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oberle, Olson, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wahner, Willkom and Mr. Speaker -- 74.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Noes -- Berger, Cyrak, DeLong, Duren, Jackamonis, Kedrowski, Klicka, Luckhardt, Matty, Merkel, Mielke, Oestreicher, Porter, Rohner, Rooney, Roth, Sensenbrenner, Shabaz, Tregoning, Wackett, Ward and Wilcox -- 22.

Absent or not voting -- Azim, Miller and Opitz -- 3.

Motion carried.

Assembly Bill 171

Relating to abolishing legislative scholarships.

Representative Sweda asked unanimous consent that **Assembly Bill 171** be referred to the joint committee on Finance.

Representative Duren objected.

Representative Sweda moved that **Assembly Bill 171** be referred to the joint committee on Finance.

The question was: Shall **Assembly Bill 171** be referred to the joint committee on Finance?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Earl, Early, Elcónin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Murray, Nager, Oestreicher, Olson, O'Malley, Pabst, Plewa, Porter, Quackenbush, Rooner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 84.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Noes -- Barbee, Duren, Grover, Merkel, Mohn, Oberle, Otte, Roberts, Rogers and Wackett -- 10.

Absent or not voting -- Azim, Conradt, Niebler, Opitz and Quinn -- 5.

Motion carried.

Representative Wilcox asked unanimous consent to be recorded as voting "No" on engrossment of **Assembly Bill 104**. Granted.

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

Assembly Bill 199

Relating to municipal bargaining with police and firemen. -

POINT OF ORDER

Representative Shabaz rose to the point of order that the bill required a local fiscal note and a state fiscal note.

The speaker ruled the point of order not well taken.

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

Representative Thompson appealed the ruling of the chair.

The question was: Shall the ruling of the chair stand as the judgement of the house?

The roll was taken.

The result follows:

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Ayes -- Atkinson, Baldus, Barbee, Behnke, Berger, Bolle, Conratt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Ward, Willkom and Mr. Speaker -- 64.

Noes -- Alberts, Bradley, Bruhy, Byers, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Merkel, Niebler, Olson, Porter, Quackenbush, Rohner, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 31.

Absent or not voting -- Azim, Barczak, Opitz and Wahner -- 4.

Motion carried.

The question was: Shall assembly amendment 1 to **Assembly Bill 199** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 199** offered by Representative Gower.

Representative Gower asked unanimous consent that amendment 3 be considered before amendment 2. Granted.

Assembly amendment 3 to **Assembly Bill 199** offered by Representative Gower.

Representative Dorff moved rejection of assembly amendment 3 to **Assembly Bill 199**.

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

JOURNAL OF THE ASSEMBLY (March 22, 1973)

The question was: Shall assembly amendment 3 to **Assembly Bill 199** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Conradt, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Kleczka, Lallensack, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Rogers, Rooney, Roth, Sanasarian, Schneider, Schroeder, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 63.

Noes -- Alberts, Atkinson, Bruhy, Byers, Cyrak, Day, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Keegan, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Merkel, Oberle, Olson, Porter, Quackenbush, Roberts, Rohner, Rutkowski, Schricker, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 34.

Absent or not voting -- Azim and Opitz -- 2.

Motion carried.

Representative Gower asked unanimous consent that amendment 4 be considered before amendment 2. Granted.

Assembly amendment 4 to **Assembly Bill 199** offered by Representative Gower.

Representative Dorff moved rejection of assembly amendment 4 to **Assembly Bill 199**.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

SPECIAL GUEST

Mr. Elroy Hirsch, athletic director of the University of Wisconsin, Bill Rothwell, assistant coach of the UW Hockey team, and Tim Dool, captain of the UW Hockey team addressed the members of the assembly.

Representative Giese presented a citation to the UW Hockey team for winning the NCAA Hockey championship at Boston last weekend.

The question was: Shall assembly amendment 4 to **Assembly Bill 199** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Behnke, Berger, Bolle, Bradley, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Menos, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 63.

Noes -- Alberts, Bruhy, Byers, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Jackamonis, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Merkel, Mielke, Niebler, Olson, Porter, Quackenbush, Rohner, Roth, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 32.

Absent or not voting -- Atkinson, Azim, Barczak and Opitz -- 4.

Motion carried.

Representative Day asked unanimous consent to be recorded as voting "Aye" on engrossment of **Assembly Bill 104**. Granted.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Representative Ward asked unanimous consent to be recorded as voting "Aye" on rejection of assembly amendment 4 to **Assembly Bill 104**. Granted.

Representative Earl asked unanimous consent that the assembly adjourn today in honor of the birthday of Representative Conta. Granted.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly Joint Resolution 47

On page, 1, line 22, substitute "communications" for "communiications".

Assembly substitute amendment 1, Assembly Bill 128

On page 19, line 22, substitute "class" for "loss".

Assembly Bill 128

On page 18, line 2, substitute "class" for "loss".

Assembly Bill 484

On page 35, line 1, substitute "lobotomy" for "lobotamy".

Assembly Bill 519

On page 3, line 7, substitute "funds" for "finds".

Assembly Bill 628

On page 2, line 6, substitute "1947" for "147".

VISITORS

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

JOURNAL OF THE ASSEMBLY (March 22, 1973)

Students from E. G. Kromrly Middle School, accompanied by teacher, Michael Esser from Middleton, Wisconsin, guests of Representative O'Malley.

Students from Brookfield Elementary School, accompanied by teachers Mrs. Crawford, Miss Peters and Mr. Dethardt, from Brookfield, Wisconsin, guests of Representative Merkel.

Mr. Tony Parks and John Konred from Milwaukee, Wisconsin, guests of Representative Menos.

Students from Parker High School, Kevin Goebel, Linda Wurtz, Mary Church, Nancy Eddingsaas, Joe Lynch, Denise Jeske, Jean Wagner, Duane Huber and John Eyster from Janesville, Wisconsin, guests of Representative Mittness.

20 students from Mount Mary School, accompanied by teachers Mrs. Ricelene and Miss Miller, from Milwaukee, Wisconsin, guests of Representative Berger and Representative Wahner.

6th, 7th and 8th graders from Thorp Catholic School, accompanied by Mr. Henry Smith, Mrs. Claybourne Ebben, Mr. Bob Conzemius, Kathy, Grajkowski, Sister Rosemary, Sister Francine, Mrs. Nancy Kodl and Sister Jeanne, from Thorp, Wisconsin, guests of Representative Oberle.

Don and Colleen Kreuser, son-in-law and daughter of Gentlemen from 52nd, from Greenfield, Wisconsin, guests of Representative McEssy.

Mr. Rosemeyer and Mr. Koltis from Thorp, Wisconsin, guests of Representative Oberle.

Cadette Troop 63 from Coon Valley, Wisconsin, guests of Representative Lewison.

Dorothy Larson, Secretary of Vernon County Republican Party, from Coon Valley, Wisconsin, guest of Representative Lewison.

JOURNAL OF THE ASSEMBLY (March 22, 1973)

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

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

12:05 P.M.