

Assembly Journal

Eighty-First Regular Session

THURSDAY, April 12, 1973.

9:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Reverend Roger Lemke, pastor of Lakeview American Lutheran Church, 4001 Mandrake Road, Madison, Wisconsin.

Representative Ellis 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 -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Brühly, Byers, Conradt, Conta, Cyrak, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elcónin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Göwer, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, 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 -- 94.

Absent -- None.

Absent with leave -- Alberts, Azim, Czerwinski, Hephner and Luckhardt -- 5.

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AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 550** offered by Representative Baldus.

Assembly substitute amendment 1 to **Assembly Bill 364** offered by Representative Sanasarian.

Assembly amendment 3 to **Assembly Bill 678** offered by Representative Atkinson.

Assembly amendment 1 to **Assembly Bill 726** offered by Representatives Atkinson and Berger.

Assembly amendment 1 to assembly substitute amendment 3 to **Assembly Bill 225** offered by Representatives Berger, Sensenbrenner and Barbee.

Assembly amendment 2 to assembly substitute amendment 3 to **Assembly Bill 225** offered by Representatives Berger and Sensenbrenner.

Assembly amendment 1 to **Assembly Bill 96** offered by Representatives Mielke and Klicka.

Assembly amendment 4 to **Assembly Bill 262** offered by Representative Merkel.

Assembly amendment 1 to **Assembly Bill 290** offered by Representative Niebler.

Assembly amendment 1 to **Assembly Bill 720** offered by Representative Berger.

Assembly amendment 2 to **Assembly Bill 720** offered by Representative Dueholm.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 491** offered by Representative Cyrak.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 840

Permitting the investment board to designate out-of-state banks or trust companies as special correspondent depositories.

By COMMITTEE ON INSURANCE AND BANKING, by request of Investment Board.

To committee on Insurance and Banking.

Assembly Bill 841

Relating to the investing powers of the investment board.

By COMMITTEE ON INSURANCE AND BANKING, by request of Investment Board.

To committee on Insurance and Banking.

Assembly Bill 842

Relating to employment disqualifications of persons convicted of a crime.

By COMMITTEE ON JUDICIARY, by request of Governor Patrick J. Lucey.

To committee on Judiciary.

Assembly Bill 843

Relating to computation of jail terms.

By COMMITTEE ON JUDICIARY, by request of Governor Patrick J. Lucey.

To committee on Judiciary.

Assembly Bill 844

Relating to minimum gas mileage for motor vehicles sold in the state, granting rule-making authority and providing a penalty.

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By Representative SCHNEIDER.
To committee on Environmental Quality.

Assembly Bill 845

Relating to discrimination in employment because of physical or mental condition.

By Representatives WAHNER, JACKAMONIS, BERGER and DUREN.

To committee on Labor.

Assembly Bill 846

Relating to required use of headlamps by school bus operators when children are present in the busses.

By Representatives MOHN, TESMER and VANDERPERREN.

To committee on Highways.

Assembly Bill 847

Relating to increasing jury fees.

By Representatives DORFF, OLSON and MOLINARO, by request of Judge Harold Bode.

To committee on Judiciary.

Assembly Bill 848

Relating to the licensing and regulation of automotive repair dealers by the secretary of transportation, creating an automotive repair council, granting rule-making power, providing a penalty and making an appropriation.

By Representatives BERGER, JACKAMONIS, SCHNEIDER, FLINTROP and NAGER, by request of Wisconsin Council for Consumer Affairs.

To committee on State Affairs.

PETITIONS

Assembly Petition 27

By Representative MENOS.
To Joint Committee on Finance.

Assembly Petition 28

By Representative KLICKA.

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To Joint Committee on Finance.

Assembly Petition 29

By Representative KLICKA.

To Joint Committee on Finance.

COMMITTEE REPORTS

The committee on Enrolled Bills reports and recommends:

Assembly Bill 10

Correctly enrolled.

GERVASE A. HEPHNER,
Chairman

The committee on Judiciary reports and recommends:

Assembly Bill 138

Relating to elimination of "race" from the operator's license application form and from operator's licenses and requiring a statement of blood type on licenses.

Assembly amendment 2, adoption:

Ayes: (11) Noes: (0)

Indefinite postponement:

Ayes: (6) Noes: (5)

Assembly Bill 243

Relating to sheriffs' process fees and other related services.

Passage: Ayes: (6) Noes: (5)

Assembly Bill 410

Relating to state aid to counties for juvenile court services.

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Passage: Ayes: (7) Noes: (4)

Assembly Bill 417

Relating to various changes in the laws on nonstock corporations and related changes affecting insurance corporations.

Assembly amendment 1, adoption:

Ayes: (11) Noes: (0)

Assembly amendment 2, adoption:

Ayes: (11) Noes: (0)

Passage: Ayes: (11) Noes: (0)

Senate Bill 30

Relating to discretionary commitment for sex crimes offenders.

Concurrence: Ayes: (11) Noes: (0)

Senate Bill 31

Relating to placement of persons convicted of sex crimes at sex crimes facilities and allowing credit for time served at such facilities.

Concurrence: Ayes: (11) Noes: (0)

LLOYD A. BARBEE,
Chairman

The committee on Tourism reports and recommends:

Assembly Bill 807

Making an appropriation for Wisconsin participation in the Marquette-Joliet tercentennial commemoration.

Passage: Ayes: (7) Noes: (0)

JAMES A. RUTKOWSKI,
Chairman

MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

Motions under joint rule 26,

A Joint Certificate of Commendation by Representative Vanderperren; co-sponsored by Senator LaFave for Edward H. McHugh on his becoming the leading blood donor in the United States;

A Joint Certificate of Condolence by Representatives Barbee and Ward; co-sponsored by Senator Swan for Isaac N. Coggs on the occasion of his death;

A Joint Certificate of Congratulations by Representative McEssy; co-sponsored by Senator Hollander for Fond du Lac's Goodrich High School on receiving Sentry Award for Good Sportsmanship;

A Joint Certificate of Commendation by Representatives Schneider and Berger; co-sponsored by Senator Johnson for Lt. William J. Metzger, Jr. on his release from North Vietnamese captivity; and

A Joint Certificate of Congratulations by Representatives Mielke and Everson; co-sponsored by Senator Thompson for Edgerton High School Basketball Team on its successful effort this season.

MOTIONS

Representative Jackamonis moved reconsideration of the vote by which Assembly Bill 523 failed engrossment. Entered.

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Representative Vanderperren asked unanimous consent that **Assembly Bill 730** be withdrawn from the committee on Environmental Quality and referred to the committee on Highways. Granted.

Representative Cyrak moved reconsideration of the vote by which **Assembly Bill 437** was indefinitely postponed. Entered.

Representative Sensenbrenner moved reconsideration of the vote by which **Assembly Resolution 22** was adopted. Entered.

LEAVES OF ABSENCE

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

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, James M. Foote of Poplar, Wisconsin was presented with a Young American Medal by Governor Lucey on April 12; and

Whereas, Mr. Foote, 18 years of age, was honored for alertly and unselfishly rescuing three people from a house fire on January 27, 1972; and

Whereas, his heroic effort is worthy of commendation; now, therefore,

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The Members of the Wisconsin Legislature, on the motion of Representative Murray under joint rule 26, congratulate James Foote on the receipt of his award and offer their praise for the fine example of humanitarian cooperation he is setting for the other citizens of the state.

The question was: Adoption?

Motion carried.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Steven Martin of Superior, Wisconsin, was presented with a Young American Medal by Governor Lucey on April 12; and

Whereas, Mr. Martin, 14 years of age, was honored for alertly and unselfishly rescuing two drowning men on July 7, 1972; and

Whereas, this heroic effort is worthy of commendation; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Murray under Joint Rule 26, congratulate Steven Martin on the receipt of his award and offer their praise for the fine example of humanitarian cooperation he is setting for the other citizens of the state.

The question was: Adoption?

Motion carried.

Representative Duren asked unanimous consent that **Assembly Resolution 24** be taken from the committee on Rules and be taken up at this time.

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Representative Earl objected.

CALENDAR OF THURSDAY, MARCH 27, 1973

CONSIDERATION OF MOTIONS
FOR RECONSIDERATION

Assembly Joint Resolution 30

Relating to gubernatorial succession (2nd consideration).

The question was: Shall the vote by which **Assembly Joint Resolution 30** was adopted be reconsidered?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Cyrak, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicala, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 61.

Noes -- Bradley, Bruhy, Byers, Conradt, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Keegan, Kincaid, Klicka, Lewis, Lewison, McEssy, Matty, Merkel, Niebler, Olson, Opitz, Porter, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 33.

Absent or not voting -- Alberts, Azim, Everson, Hephner and Luckhardt -- 5.

Motion carried.

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Representative Jackamonis moved that **Assembly Joint Resolution 30** be referred to the committee on State Affairs.

The question was: Shall **Assembly Joint Resolution 30** be referred to the committee on State Affairs?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, Menos, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Willkom and Mr. Speaker -- 57.

Noes -- Atkinson, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, McEssy, Matty, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Rogers, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett, Ward and Wilcox -- 37.

Absent or not voting -- Alberts, Azim, Hephner, Luckhardt and Mielke -- 5.

Motion carried.

SPECIAL GUEST

Representative Schneider introduced Lt. William Metzger of Wisconsin Rapids, a prisoner of war for 6 years in Vietnam who addressed the members of the assembly from the speaker's rostrum.

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Assembly Bill 66

Relating to elimination of compulsory school attendance and truancy laws.

Representative Barbee asked unanimous consent to speak a second time. Granted.

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

The question was: Shall the vote by which **Assembly Bill 66** was indefinitely postponed be reconsidered?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Conta, Cyrak, Day, Dueholm, Earl, Gower, Groshek, Keegan, Lallensack, Merkel, Nager, Oberle, Schroeder, Tesmer, Thompson, Wackett and Wilcox -- 20.

Noes -- Atkinson, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Czerwinski, DeLong, Donoghue, Dorff, Duren, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Kincaid, Kleczka, Klicka, Lewis, Lewison, Looby, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Niebler, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Sensenbrenner, Shabaz, Sricula, Sweda, Swoboda, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 75.

Absent or not voting -- Alberts, Azim, Hephner and Luckhardt -- 4.

Motion failed.

Assembly Bill 142

Relating to authorization for the establishment of interstate metropolitan councils.

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Representative Earl asked unanimous consent to speak a second time. Granted.

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

Representative Shabaz asked unanimous consent to speak for one minute. Granted.

The question was: Shall the vote by which Assembly Bill 142 passed be reconsidered?

The roll was taken.

The result follows:

Ayes -- Atkinson, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Matty, Menos, Merkel, Mielke, Mittness, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 37.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Miller, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 57.

Absent or not voting -- Alberts, Azim, Hephner, Luckhardt and Sicula -- 5.

Motion failed.

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LEAVES OF ABSENCE

Representative Baldus asked unanimous consent for a leave of absence for today's session for Representatives Czerwinski and Hephner. Granted.

Representative Baldus asked unanimous consent that the assembly stand recessed for thirty minutes. Granted.

The assembly stood recessed.

10:20 A.M.

RECESS

11:30 A.M.

The assembly reconvened.

SECOND READING AND AMENDMENT
OF ASSEMBLY BILLS

Assembly Bill 200

Relating to state documents delivered to the legislative reference bureau.

The question was: Shall Assembly Bill 200 be ordered engrossed and read a third time?

Motion carried.

Representative Baldus asked unanimous consent that the rules be suspended and that Assembly Bill 200 be given a third reading. Granted.

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The question was: **Assembly Bill 200** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Day, DeLong, Donoghue, Dorff, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Giese, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 87.

Noes -- Gibson, Niebler, Rohner and Shabaz -- 4.

Absent or not voting -- Alberts, Azim, Czerwinski, Dueholm, Hephner, Luckhardt, Merkel and Sicula -- 8.

Motion carried.

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

Representative Baldus asked unanimous consent that the rules be suspended and that **Assembly Bill 200** be immediately messaged to the senate. Granted.

Assembly Bill 219

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

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 219** offered by Representative Merkel.

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Representative Conta moved rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 219**.

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

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 219** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Bradley, Byers, Conradt, Conta, Czerwinski, Donoghue, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Groshek, Grover, Johnson, Kedrowski, Kincaid, Lallensack, Looby, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oestreicher, Olson, O'Malley, Pabst, Roberts, Rooney, Schneider, Schricker, Sweda, Tesmer, Thompson, Tropman, Vanderperren, Wahner, Willkom and Mr. Speaker -- 47.

Noes -- Atkinson, Berger, Bolle, Bruhy, Cyrak, Day, DeLong, Dorff, Duren, Gibson, Giese, Gower, Hauke, Jackamonis, Keegan, Kleczka, Klicka, Lewis, Lewison, McEssy, Matty, Menos, Merkel, Molinaro, Murray, Niebler, Oberle, Opitz, Otte, Plewa, Porter, Quackenbush, Quinn, Rogers, Rohner, Roth, Rutkowski, Sanasarian, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tobiasz, Wackett, Ward and Wilcox -- 46.

Absent or not voting -- Alberts, Azim, Hephner, Luckhardt, Sicula and Tregoning -- 6.

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 219** offered by Representative Merkel.

Representative Barczak asked unanimous consent to speak on both the amendment and the substitute amendment. Granted.

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Representative Barczak moved rejection of assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 219**.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 219** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Berger, Bolle, Bradley, Byers, Conta, Cyrak, DeLong, Donoghue, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrail, Flintrop, Gibson, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Kincaid, Lallensack, Looby, Matty, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oestreicher, Olson, O'Malley, Opitz, Pabst, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sweda, Thompson, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -
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Noes -- Atkinson, Behnke, Bruhy, Conradt, Day, Dorff, Duren, Giese, Gower, Hauke, Keegan, Kleczka, Klicka, Lewis, Lewison, McEssy, Menos, Merkel, Molinaro, Murray, Niebler, Oberle, Otte, Plewa, Porter, Quackenbush, Quinn, Rohner, Shabaz, Swoboda, Tesmer, Tobiasz, Tregoning and Wackett -- 34.

Absent or not voting -- Alberts, Azim, Czerwinski, Hephner, Luckhardt and Sicula -- 6.

Motion carried.

Representative Jackamonis asked unanimous consent to be recorded as voting "Aye" on rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 219**. Granted.

Representative Sanasarian asked unanimous consent to be recorded as voting "Aye" on rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 219**. Granted.

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Representative Sanasarian asked unanimous consent to be recorded as voting "Aye" on reconsideration of **Assembly Bill 66**.
Granted.

Representative Cyark asked unanimous consent to be recorded as voting "Aye" on rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 219**. Granted.

Representative Shabaz moved that the rules be suspended and that the vote on assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 219** be expunged.

The question was: Shall the rules be suspended and that the vote on assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 219** be expunged?

The roll was taken.

The result follows:

Ayes -- Atkinson, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Dorff, Duren, Early, Ellis, Gibson, Giese, Gower, Groshek, Hauke, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, McEssy, Matty, Menos, Merkel, Murray, Niebler, Oberle, Olson, Opitz, Plewa, Porter, Quackenbush, Quinn, Roberts, Rohner, Roth, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Wackett and Wilcox -- 47.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Conta, Donoghue, Dueholm, Earl, Elconin, Everson, Ferrall, Flintrop, Grover, Jackamonis, Johnson, Kedrowski, Lallensack, Looby, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oestreicher, O'Malley, Otte, Pabst, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Sweda, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 46.

Absent or not voting -- Alberts, Azim, Czerwinski, Hephner, Luckhardt and Sicula -- 6.

Motion failed.

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Representative Tregoning asked unanimous consent to be recorded as voting "No" on rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 219**. Granted.

Representative Tesmer asked unanimous consent to be recorded as voting "No" on rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 219**. Granted.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 219** be adopted?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Day, DeLong, Donoghue, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Kincaid, Lallensack, Lewison, Looby, Matty, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oestreicher, Olson, O'Malley, Opitz, Pabst, Porter, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sweda, Thompson, Tregoning, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker--
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Noes -- Atkinson, Bolle, Dorff, Duren, Hauke, Keegan, Kleczka, Klicka, Lewis, McEssy, Menos, Merkel, Molinaro, Murray, Niebler, Oberle, Otte, Plewa, Quackenbush, Quinn, Rohner, Swoboda, Tesmer, Tobiasz and Wackett -- 25.

Absent or not voting -- Alberts, Azim, Czerwinski, Hephner, Luckhardt and Sicula -- 6.

Motion carried.

Representative Duren moved indefinite postponement of **Assembly Bill 219**.

The question was: Shall **Assembly Bill 219** be indefinitely postponed?

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The roll was taken.

The result follows:

Ayes -- Atkinson, Dorff, Duren, Hauke, Keegan, Kleczka, Klicka, Lallensack, Lewis, Lewison, McEssy, Menos, Merkel, Molinaro, Murray, Niebler, Oberle, Olson, Otte, Plewa, Porter, Quackenbush, Quinn, Rohner, Schroeder, Shabaz, Swoboda, Tesmer, Tobiasz and Wackett -- 30.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Day, DeLong, Donoghue, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Kincaid, Looby, Matty, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oestreicher, O'Malley, Opitz, Pabst, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Sensenbrenner, Sweda, Thompson, Tregoning, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 63.

Absent or not voting -- Alberts, Azim, Czerwinski, Hephner, Luckhardt and Sicula -- 6.

Motion failed.

The question was: Shall **Assembly Bill 219** be ordered engrossed and read a third time?

Motion carried.

Representative Baldus asked unanimous consent that the rules be suspended and that **Assembly Bill 219** be given a third reading.

Representative Merkel objected.

Representative Baldus moved that the rules be suspended and that **Assembly Bill 219** be given a third reading.

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The question was: Shall the rules be suspended and that **Assembly Bill 219** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Berger, Bolle, Bradley, Bruhy, Byers, Conta, Cyrak, Day, DeLong, Donoghue, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Kincaid, Looby, Matty, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oestreicher, Olson, O'Malley, Opitz, Pabst, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Sensenbrenner, Sweda, Swoboda, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker - 61.

Noes -- Atkinson, Behnke, Conradt, Dorff, Duren, Hauke, Keegan, Kleczka, Klicka, Lallensack, Lewis, Lewison, McEssy, Menos, Merkel, Molinaro, Murray, Niebler, Oberle, Otte, Plewa, Porter, Quackenbush, Quinn, Rohner, Schroeder, Shabaz, Tesmer, Thompson, Tobiasz, Tregoning and Wackett -- 32.

Absent or not voting -- Alberts, Azim, Czerwinski, Hephner, Luckhardt and Sicula -- 6.

Motion failed.

Assembly Bill 265

Relating to wage rates in municipal public works projects.

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

Representative Tobiasz moved rejection of assembly amendment 1 to **Assembly Bill 265**.

The question was: Shall assembly amendment 1 to **Assembly Bill 265** be rejected?

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The roll was taken.

The result follows:

Ayes -- Behnke, Berger, Bolle, Bruhy, Conradt, Conta, Dueholm, Earl, Early, Elconin, Ferrall, Flintrop, Gibson, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schroeder, Swoboda, Tobiasz, Tropman, Vanderperren, Wahner, Willkom and Mr. Speaker -- 52.

Noes -- Atkinson, Baldus, Bradley, Byers, Cyrak, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Everson, Giese, Klicka, Lallensack, Lewis, Lewison, McEssy, Matty, Merkel, Murray, Niebler, Olson, Opitz, Plewa, Porter, Quackenbush, Rohner, Roth, Schricker, Sensenbrenner, Shabaz, Sweda, Tesmer, Thompson, Tregoning, Wackett, Ward and Wilcox -- 39.

Absent or not voting -- Alberts, Azim, Barbee, Barczak, Czerwinski, Hephner, Luckhardt and Sicula -- 8.

Motion carried.

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

Assembly amendment 2 to Assembly Bill 265 offered by Representative Olson.

Representative Tobiasz moved rejection of assembly amendment 2 to Assembly Bill 265.

The question was: Shall assembly amendment 2 to Assembly Bill 265 be rejected?

The roll was taken.

The result follows:

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Ayes -- Atkinson, Baldus, Behnke, Berger, Bolle, Conta, Day, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Lewis, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schroeder, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 59.

Noes -- Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Duren, Ellis, Gibson, Giese, Gower, Grover, Klicka, Lewison, Matty, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Rohner, Roth, Schricker, Sensenbrenner, Shabaz, Sweda, Thompson, Tregoning, Wackett and Wilcox -- 32.

Absent or not voting -- Alberts, Azim, Barbee, Barczak, Czerwinski, Hephner, Luckhardt and Sicula -- 8.

Motion carried.

Assembly amendment 3 to **Assembly Bill 265** offered by Representative Thompson.

Representative Looby moved rejection of assembly amendment 3 to **Assembly Bill 265**.

The question was: Shall assembly amendment 3 to **Assembly Bill 265** be rejected?

The roll was taken.

The result follows:

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

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Noes -- Atkinson, Bradley, Bruhy, Byers, Cyrak, DeLong, Donoghue, Duren, Ellis, Gibson, Giese, Gower, Grover, Klicka, Matty, Merkel, Niebler, Oestreicher, Olson, Opitz, Porter, Quackenbush, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 32.

Absent or not voting -- Alberts, Azim, Barczak, Czerwinski, Hephner, Luckhardt and Sicula -- 7.

Motion carried.

Assembly amendment 4 to Assembly **Bill 265** offered by Representatives Thompson and Shabaz.

Representative Tobiasz moved rejection of assembly amendment 4 to Assembly **Bill 265**.

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

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

The question was: Shall assembly amendment 4 to Assembly **Bill 265** be rejected?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Behnke, Berger, Bolle, Conradt, Conta, Day, Dorff, Dueholm, Earl, Elconin, Everson, Ferrall, Flintrop, Groshek, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 59.

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Noes -- Bradley, Bruhy, Byers, Cyrak, DeLong, Donoghue, Duren, Early, Ellis, Gibson, Giese, Gower, Grover, Klicka, Lewis, Lewison, Matty, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 33.

Absent or not voting -- Alberts, Azim, Barczak, Czerwinski, Hephner, Luckhardt and Sicula -- 7.

Motion carried.

Assembly amendment 5 to Assembly Bill 265 offered by Representative Shabaz.

Representative Tobiasz moved rejection of assembly amendment 5 to Assembly Bill 265.

The question was: Shall assembly amendment 5 to Assembly Bill 265 be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Behnke, Berger, Bolle, Conradt, Conta, Dorff, Dueholm, Earl, Elconin, Everson, Ferrall, Flintrop, Groshek, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rooney, Rutkowski, Sanasarian, Schneider, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 53.

Noes -- Atkinson, Barbee, Bradley, Bruhy, Byers, Cyrak, Day, DeLong, Donoghue, Duren, Early, Ellis, Gibson, Giese, Gower, Grover, Kincaid, Klicka, Lewis, Lewison, Matty, Merkel, Niebler, Oestreicher, Olson, Opitz, Porter, Quackenbush, Rogers, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 39.

Absent or not voting -- Alberts, Azim, Barczak, Czerwinski, Hephner, Luckhardt and Sicula -- 7.

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Motion carried.

The question was: Shall Assembly Bill 265 be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Behnke, Berger, Bolle, Bradley, Conradt, Conta, Day, Dorff, Earl, Elconin, Everson, Ferrall, Flintrop, Gibson, Groshek, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Lewis, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 61.

Noes -- Bruhy, Byers, Cyrak, DeLong, Donoghue, Dueholm, Duren, Early, Ellis, Giese, Gower, Grover, Klicka, Lewison, Matty, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Roberts, Rohner, Roth, Sensenbrenner, Shabaz, Sweda, Thompson, Tregoning, Wackett and Wilcox -- 31.

Absent or not voting -- Alberts, Azim, Barczak, Czerwinski, Hephner, Luckhardt and Sicula -- 7.

Motion carried.

Representative Baldus asked unanimous consent that the rules be suspended and that Assembly Bill 265 be given a third reading.

Representative Thompson objected.

Representative Baldus moved that the rules be suspended and that Assembly Bill 265 be given a third reading.

POINT OF ORDER

Representative Thompson rose to the point of order that **Assembly Bill 265** was required to be referred to the joint committee on Finance.

The speaker ruled the point of order well taken.

Representative Baldus asked unanimous consent that **Assembly Bill 265** be referred to the joint committee on Finance. Granted.

Representative Baldus asked unanimous consent that **Assembly Bill 265** be withdrawn from the joint committee on Finance and taken up at this time.

Representative Thompson objected.

Representative Baldus moved that the rules be suspended and that **Assembly Bill 265** be withdrawn from the joint committee on Finance and taken up at this time.

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

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

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

The question was: Shall the rules be suspended and that **Assembly Bill 265** be withdrawn from the joint committee on Finance and taken up at this time?

The roll was taken.

The result follows:

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Ayes -- Atkinson, Baldus, Barbee, Behnke, Berger, Bolle, Conta, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Hauke, Jackamonis, Johnson, Kedrowski, Kleczka, Lallensack, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schricker, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 56.

Noes -- Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Ellis, Gibson, Giese, Gower, Grover, Keegan, Kincaid, Klicka, Lewis, Lewison, Matty, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Rohner, Roth, Schneider, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 36.

Absent or not voting -- Alberts, Azim, Barczak, Czerwinski, Hephner, Luckhardt and Sicula -- 7.

Motion failed.

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

Representative Barbee asked unanimous consent that the assembly adjourn today in memory of former representative Isaac Coggs who passed away this week. Granted.

Representative Rutkowski asked unanimous consent to be recorded as voting "Aye" on rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 219**. Granted.

Representative Rogers asked unanimous consent that the journal show that Representative Hephner's absence this week was his first in seven years and was due to his hospitalization following the airplane crash of last weekend. Granted.

Representative Early asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Roberts. Granted.

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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:

Students of 4th grade of Nichols School, accompanied by teachers, Miss Agnew, Mrs. Thurlow, Mrs. Fenner, and Mrs. Setz, and mothers, Mrs. Fischer, Mrs. White, Mrs. Sam, Mrs. Theisen, Mrs. Linden, Mrs. Kleckner and Mrs. Oren, from Monona, Wisconsin, guests of Representative Everson.

William Tisler from Manitowoc, Wisconsin, guest of Representative Bolle and Representative Lallensack.

Political Science and American Issues classes from Palmyra High School, accompanied by Jerry Robinson, from Palmyra, Wisconsin, guests of Representative Alberts.

Ed Smith and Mo Prestine from Peshtigo, Wisconsin, and Herb Buegge, Donald Witt, and Ed Shaffer from Crivitz, Wisconsin, guests of Representative Matty.

Students of grades 4 of Hillside School, accompanied by teachers, Mrs. Roy, and Mr. Henius from Brookfield, Wisconsin, guests of Representative Merkel.

8th Grade classes of Spencer School, accompanied by teachers, Dave Kunding, and Stesson R. Christenson from Spencer, Wisconsin, guests of Representative Oestreicher.

7th and 8th grade students of Waupun Christian School, accompanied by teacher, Mr. Hartman and Mr. Buteyn from Waupun, Wisconsin, guests of Representative Lewis.

Mrs. Lou Ella Buzzell, Sue O'Connor, Gertrude Ahlsten of Sweden, and Yoshi Tanimota of Japan, from Delavan, Wisconsin, guests of Representative DeLong.

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Mayor Jerry Bond, Irwin Tessmer, and Billy Sarnow from New Lisbon, Wisconsin, guests of Representative Thompson.

Miss Chris Kindel and 10 teachers and 7 students from Cologne, Germany, from Greendale, Wisconsin, guests of Representative Rutkowski.

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

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

12:55 P.M