

JOURNAL OF THE ASSEMBLY (April 18, 1973)

STATE OF WISCONSIN

Assembly Journal

Eighty-First Regular Session

WEDNESDAY, April 18, 1973.

9:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Mr. Joseph Elder, former Clerk of Madison Society of Friends, 2002 Monroe Street, Madison, Wisconsin.

Representative Lallensack 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, Azim, Baldus, Barbec, 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, 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, Oison, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 96.

Absent -- None.

Absent with leave -- Hephner, Luckhardt and Sweda -- 3.

AMENDMENTS OFFERED

Assembly amendment 7 to Assembly Bill 94 offered by Representative Tobiasz.

Assembly substitute amendment 1 to Assembly Bill 270 offered by Representative Jackamonis.

Assembly amendment 1 to Assembly Bill 378 offered by Representative Tesmer.

Assembly amendment 1 to Assembly Bill 722 offered by Representative Berger.

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

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 856

Relating to recall of elected officials of villages and towns.

By Representatives HAUKE, PLEWA, NAGER, KEEGAN, SENSENBRENNER, BEHNKE, ELCONIN, TESMER, BARCZAK, PABST, CONTA, ROONEY, LALLENSACK, JACKAMONIS, TROPAN, WARD, NIEBLER, MERKEL and OPITZ.

To committee on Municipalities.

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Assembly Bill 857

Relating to a referendum on borrowing or promissory notes by vocational, technical and adult education districts.

By Representatives GROVER, FERRALL, CYRAK, SANASARIAN, SENSENBRENNER, ROGERS, BERGER, DUREN, QUACKENBUSH and EARL; co-sponsored by Senators DEVITT, WHITTOW, PELOQUIN, KEPPLER and CHILSEN, by request of Thomas S. Hanson.

To committee on Education.

Assembly Bill 858

Relating to contribution for unemployment compensation upon voluntary termination of employment.

By Representatives MERKEL, WACKETT and CYRAK.

To committee on Labor.

Assembly Bill 859

Relating to requiring referenda for certain bond issues in vocational, technical and adult education districts.

By Representatives MERKEL, WACKETT and CYRAK.

To committee on Education.

Assembly Bill 860

Relating to accumulated sick leave for state employees.

By Representative MC ESSY.

To committee on Labor.

Assembly Bill 861

Relating to exempting agricultural litter from sales and use taxes.

By Representatives O'MALLEY, VANDERPERREN, BOLLE, ROBERTS, OBERLE, DAY, JACKAMONIS, SCHROEDER and OLSON.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 862

Requiring the use of the low-beam headlights during periods of impaired visibility.

By Representatives O'MALLEY, VANDERPERREN, OBERLE, DAY, QUINN and CONRADT.

To committee on Highways.

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Assembly Bill 863

Relating to limitations on budgets for local government jurisdictions.

By Representatives WACKETT, MERKEL, LEWISON, HEPHNER, BOLLE, OLSON, LUCKHARDT and PORTER; co-sponsored by Senators STEINHILBER, HOLLANDER, KNUTSON and MC KENNA.

To committee on Municipalities.

Assembly Bill 864

Relating to product grade specifications and labeling of certain petroleum products and granting rule-making authority.

By Representatives WAHNER, BERGER, RUTKOWSKI, KEEGAN, FERRALL, WARD, LALLENSACK and ELCONIN.

To committee on Environmental Quality.

Assembly Bill 865

Relating to cognovit judgments.

By Representatives CONRADT, ALBERTS and EARL; co-sponsored by Senator THOMPSON.

To committee on Judiciary.

Assembly Bill 866

Exempting from the sales and use tax, receipts from sales of tickets to certain performing arts events.

By Representatives FERRALL, SANASARIAN, ELCONIN, SENSENBRENNER, SCHRICKER, LOOBY, WARD, MUNTS, NIEBLER, BARCZAK and CONTA; co-sponsored by Senators FRANK, PELOQUIN, DEVITT, MC KENNA, STEINHILBER and KNUTSON.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 867

Relating to commencement of terms for school board members in common and union high school districts.

By Representatives RUTKOWSKI, PLEWA, TOBIASZ and BERGER; co-sponsored by Senators FRANK and DEVITT, by request of Greenfield Taxpayers Committee, Greenfield District No. 6 School Board and Greendale School Board.

To committee on Education.

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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 adopted and asks concurrence in:

Motion under Joint Rule 26,

A Joint Certificate of Commendation by Senator Bidwell; co-sponsored by Representative Cyrak to the Cambria-Friesland Area Schools on winning the dual county championship.

Representative Baldus asked unanimous consent that the motion under joint rule 26 be taken up at this time. Granted.

The question was: Concurrence?

Motion carried.

Representative Baldus asked unanimous consent that the rules be suspended and that the assembly's action on the motion 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 463,

Concurred in:

Assembly Bill 235

ACTION ON THE SENATE MESSAGE

Senate Bill 463

Relating to transition provisions for town mutual laws.

By Senators Risser and Knowles.

To committee on Insurance and Banking.

MOTIONS

Representative Earl asked unanimous consent that **Assembly Bill 807** be taken from the calendar and referred to the joint committee on Finance. Granted.

Representative Shabaz moved that the rules be suspended and that **Assembly Resolution 21** be withdrawn from the committee on Assembly Organization and referred to the calendar.

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

The question was: Shall the rules be suspended and that **Assembly Resolution 21** be withdrawn from the committee on Assembly Organization and referred to the calendar?

The roll was taken.

The result follows:

Ayes -Alberts, Atkinson, Azim, Bradley, Bruhy, Byers, Cyrak, DeLong, Donoghue, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Matty, Merkel, Niebler, Oestreicher, Olson, Opitz, Porter, Quackenbush, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 34.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, 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, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 61.

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Absent or not voting -- Ellis, Hephner, Luckhardt and Sweda --
4.

Motion failed.

Representative Earl called the attention of the chair to the fact that the hour of 9:15 A.M. had arrived.

SPECIAL ORDER OF BUSINESS AT 9:15 A.M. ON
WEDNESDAY, APRIL 18

Senate Bill 364

Relating to exemption from the Wisconsin consumer act of
FHA and VA loans.

The question was: Shall **Senate Bill 364** be ordered to a third
reading?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Barczak, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, 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, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 90.

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Noes -- Barbee, Berger and Sanasarian -- 3.

Absent or not voting -- Ellis, Gower, Hephner, Kleczka, Luckhardt and Sweda -- 6.

Motion carried.

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

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 364** be given a third reading. Granted.

The question was: **Senate Bill 364** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Barczak, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, 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, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Wilcox, Willkom and Mr. Speaker -- 90.

Noes -- Barbee, Behnke, Berger, Sanasarian and Ward -- 5.

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Absent or not voting -- Ellis, Hephner, Luckhardt and Sweda --
4.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 364** be immediately messaged to the senate. Granted.

LEAVES OF ABSENCE

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

Representative Thompson asked unanimous consent for a leave of absence for today's session for Representative Luckhardt. Granted.

Senate Bill 9

Relating to annexation of town islands.

Assembly amendment 4 to **Senate Bill 9** offered by Representative Schneider.

Representative McEssy moved rejection of assembly amendment 4 to **Senate Bill 9**.

The question was: Shall assembly amendment 4 to **Senate Bill 9** be rejected?

The roll was taken.

The result follows:

Ayes -- Atkinson, Azim, Baldus, Barczak, Behnke, Berger, Bolle, Byers, Conta, Cyrak, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Klicka, Lallensack, Lewison, Looby, McEssy, Matty, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oberle, O'Malley, Otte, Pabst, Plewa, Quinn, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 65.

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Noes -- Alberts, Bradley, Conradt, DeLong, Duren, Gibson, Kincaid, Lewis, Menos, Merkel, Mielke, Oestreicher, Olson, Opitz, Porter, Quackenbush, Roberts, Rogers, Rohner, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning and Wackett -- 27.

Absent or not voting -- Barbee, Bruhy, Gower, Hephner, Kleczka, Luckhardt and Sweda -- 7.

Motion carried.

Assembly amendment 5 to **Senate Bill 9** offered by Representative Rohner.

Representative McEssy moved rejection of assembly amendment 5 to **Senate Bill 9**.

Representative Murray asked unanimous consent to be recorded as voting "No" on rejection of assembly amendment 4 to **Senate Bill 9**. Granted.

Representative Gibson asked unanimous consent to be recorded as voting "Aye" on rejection of assembly amendment 4 to **Senate Bill 9**. Granted.

The question was: Shall assembly amendment 5 to **Senate Bill 9** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Azim, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bruhy, Conta, Czerwinski, Day, Dueholm, Earl, Early, Elconin, Ellis, Ferrall, Flintrop, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Menos, Miller, Mittness, Molinaro, Munts, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 60.

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Noes -- Atkinson, Bradley, Byers, Conradt, Cyrak, DeLong, Donoghue, Dorff, Duren, Everson, Gibson, Gower, Kincaid, Klicka, Lewis, Lewison, Matty, Merkel, Mielke, Mohn, Murray, Niebler, Oestreicher, Olson, Opitz, Porter, Rogers, Rohner, Schricker, Schroeder, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 36.

Absent or not voting -- Hephner, Luckhardt and Sweda -- 3.

Motion carried.

Assembly amendment 6 to **Senate Bill 9** offered by Representative Merkel.

Representative Nager moved rejection of assembly amendment 6 to **Senate Bill 9**.

Representative Nager asked unanimous consent that assembly amendment 6 to **Senate Bill 9** be laid on the table.

Representative Merkel objected.

Representative Earl in the chair.

The question was: Shall assembly amendment 6 to **Senate Bill 9** be rejected?

The roll was taken.

The result follows:

Ayes -- Azim, Barbee, Barczak, Behnke, Berger, Bolle, Bruhy, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Matty, Miller, Mittness, Molinaro, Munts, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sricula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 56.

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Noes -- Alberts, Atkinson, Baldus, Bradley, Byers, Conradt, Cyrak, DeLong, Donoghue, Duren, Everson, Gibson, Giese, Kincaid, Klicka, Lewis, Lewison, Menos, Merkel, Mielke, Mohn, Murray, Niebler, Oestreicher, Olson, Opitz, Porter, Quackenbush, Rogers, Rohner, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 39.

Absent or not voting -- Gower, Hephner, Luckhardt and Sweda - 4.

Motion carried.

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

Representative Behnke asked unanimous consent to be recorded as voting "Aye" on concurrence in **Senate Bill 364**. Granted.

Representative Ellis asked unanimous consent to be recorded as voting "Aye" on concurrence in **Senate Bill 364**. Granted.

Assembly amendment 7 to **Senate Bill 9** offered by Representatives Rogers and Flintrop.

The speaker in the chair.

The question was: Shall assembly amendment 7 to **Senate Bill 9** be adopted?

The roll was taken.

The result follows:

Ayes -- 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, 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, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 93.

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Noes -- Oestreicher -- 1.

Absent or not voting -- Azim, Hephner, Luckhardt, Sweda and Tregoning -- 5.

Motion carried.

Assembly amendment 8 to **Senate Bill 9** offered by Representative DeLong.

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

Representative DeLong asked unanimous consent that assembly amendment 8 to **Senate Bill 9** be withdrawn and returned to the author. Granted.

Assembly amendment 9 to **Senate Bill 9** offered by Representative Earl.

Representative Shabaz moved rejection of assembly amendment 9 to **Senate Bill 9**.

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

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

LEAVES OF ABSENCE

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

The question was: Shall assembly amendment 9 to **Senate Bill 9** be rejected?

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The roll was taken.

The result follows:

Ayes -- Alberts, Azim, Bradley, Byers, Conrardt, DeLong, Donoghue, Everson, Gibson, Klicka, Lewis, Lewison, Matty, Merkel, Mielke, Mohn, Olson, Opitz, Porter, Quackenbush, Rogers, Rohner, Schricker, Schroeder, Sensenbrenner, Shabaz, Wackett and Wilcox -- 28.

Noes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bruhy, Conta, Cyrak, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Elconin, Ellis, Ferrall, Flintrop, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Looby, McEssy, Menos, Miller, Mittness, Molinaro, Munts, Murray, Nager, Niebler, Oberle, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sicula, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 65.

Absent or not voting -- Hephner and Luckhardt -- 2.

Paired for - Oestreicher and Gower -- 2.

Paired against - Sweda and Early -- 2.

Motion failed.

The question was: Shall assembly amendment 9 to **Senate Bill 9** be adopted?

The roll was taken.

The result follows:

Ayes -Atkinson, Azim, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bruhy, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Elconin, Ellis, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Miller, Mittness, Molinaro, Munts, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sicula, Tesmer, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 58.

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Noes -- Alberts, Bradley, Byers, Conradt, Cyrak, DeLong, Donoghue, Duren, Everson, Gibson, Giese, Kincaid, Klicka, Lewis, Lewison, Matty, Menos, Merkel, Mielke, Mohn, Murray, Niebler, Olson, Opitz, Porter, Quackenbush, Rogers, Rohner, Schricker, Schroeder, Shabaz, Swoboda, Thompson, Wackett and Wilcox -- 35.

Absent or not voting -- Hephner and Luckhardt -- 2.

Paired for - Sweda and Early -- 2.

Paired against - Oestreicher and Gower -- 2.

Motion carried.

Assembly amendment 10 to **Senate Bill 9** offered by Representative Nager.

Representative Rohner moved rejection of assembly amendment 10 to **Senate Bill 9**.

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

The question was: Shall assembly amendment 10 to **Senate Bill 9** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Baldus, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Everson, Flintrop, Gibson, Giese, Grover, Kedrowski, Kincaid, Klicka, Lewis, Lewison, Matty, Menos, Merkel, Mielke, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, Opitz, Porter, Quackenbush, Rogers, Rohner, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Vanderperren, Wackett and Wilcox -- 46.

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Noes -- Atkinson, Azim, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Ferrall, Groshek, Hauke, Jackamonis, Johnson, Keegan, Kleczka, Lallensack, Looby, McEssy, Miller, Mittness, Molinaro, Munts, Nager, Otte, Pabst, Plewa, Quinn, Roberts, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sicula, Tesmer, Tobiasz, Tropman, Wahner, Ward, Willkom and Mr. Speaker -- 48.

Absent or not voting -- Gower, Hephner, Luckhardt, O'Malley and Sweda -- 5.

Motion failed.

The question was: Shall assembly amendment 10 to **Senate Bill 9** be adopted?

The roll was taken.

The result follows:

Ayes -- Azim, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Ferrall, Groshek, Hauke, Jackamonis, Johnson, Kleczka, Lallensack, Looby, McEssy, Miller, Mittness, Molinaro, Munts, Nager, Otte, Pabst, Plewa, Quinn, Roberts, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 47.

Noes -- Alberts, Atkinson, Baldus, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Everson, Flintrop, Gibson, Giese, Grover, Kedrowski, Keegan, Kincaid, Klicka, Lewis, Lewison, Matty, Menos, Merkel, Mielke, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Porter, Quackenbush, Rogers, Rohner, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 48.

Absent or not voting -- Gower, Hephner, Luckhardt and Sweda -
- 4.

Motion failed.

POINT OF ORDER

Representative Rohner rose to the point of order that the bill required a fiscal note.

The speaker ruled the point of order not well taken.

Assembly amendment 11 to Senate Bill 9 offered by Representative Ferrall.

Representative Shabaz moved rejection of assembly amendment 11 to Senate Bill 9.

The question was: Shall assembly amendment 11 to Senate Bill 9 be rejected?

The roll was taken.

The result follows:

Ayes -Alberts, Atkinson, Baldus, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Dueholm, Duren, Early, Everson, Flintrop, Gibson, Giese, Grover, Kedrowski, Keegan, Kincaid, Klicka, Lallensack, Lewis, Lewison, Matty, Menos, Merkel, Mielke, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Porter, Quackenbush, Rogers, Rohner, Roth, Schricker, Schroeder, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Wackett and Wilcox -- 52.

Noes -- Azim, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Earl, Elconin, Ellis, Ferrall, Groshek, Hauke, Jackamonis, Johnson, Kleczka, Looby, McEssy, Miller, Mittness, Molinaro, Munts, Nager, Otte, Pabst, Plewa, Quinn, Roberts, Rooney, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sicala, Tobiasz, Tröpman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 43.

Absent or not voting -- Gower, Hephner, Luckhardt and Sweda -

- 4.

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Motion carried.

Assembly amendment 12 to **Senate Bill 9** offered by Representative Ferrall.

Representative Oestreicher moved rejection of assembly amendment 12 to **Senate Bill 9**.

The question was: Shall assembly amendment 12 to **Senate Bill 9** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Dueholm, Duren, Early, Everson, Flintrop, Gibson, Giese, Groshek, Grover, Kedrowski, Keegan, Kincaid, Klicka, Lewis, Lewison, Looby, Matty, Menos, Merkel, Mielke, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Porter, Quackenbush, Roberts, Rogers, Rohner, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 53.

Noes -- Azim, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Earl, Elconin, Ellis, Ferrall, Hauke, Jackamonis, Johnson, Kleczka, Lallensack, McEssy, Miller, Mittness, Molinaro, Munts, Nager, Otte, Pabst, Plewa, Quinn, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 42.

Absent or not voting -- Gower, Hephner, Luckhardt and Sweda - 4.

Motion carried.

Representative Shabaz moved that **Senate Bill 9** be referred to the joint committee on Finance.

POINT OF ORDER

Representative Kincaid rose to the point of order that the bill required a fiscal note.

The speaker ruled the point of order not well taken.

The question was: Shall **Senate Bill 9** be referred to the joint committee on Finance?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Bradley, Bruhy, Byers, Conratt, Cyrak, DeLong, Donoghue, Duren, Everson, Gibson, Giese, Kincaid, Klicka, Lewison, Matty, Menos, Merkel, Murray, Niebler, Olson, Opitz, Porter, Rohner, Schricker, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 32.

Noes -- Azim, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Lewis, Looby, McEssy, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Sensenbrenner, Sricula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 63.

Absent or not voting -- Gower, Hephner, Luckhardt and Sweda - 4.

Motion failed.

Representative Olson moved nonconcurrence in **Senate Bill 9**.

The question was: Shall **Senate Bill 9** be nonconcurrent in?

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The roll was taken.

The result follows:

Ayes -- Atkinson, Bradley, Byers, Conradt, Cyrak, DeLong, Donoghue, Duren, Everson, Gibson, Giese, Kincaid, Klicka, Lewison, Matty, Menos, Merkel, Murray, Niebler, Oestreicher, Olson, Opitz, Porter, Rogers, Rohner, Schricker, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 33.

Noes -- Alberts, Azim, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bruhy, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Lewis, Looby, McEssy, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 62.

Absent or not voting -- Gower, Hephner, Luckhardt and Sweda - 4.

Motion failed.

The question was: Shall **Senate Bill 9** be ordered to a third reading?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Barbee, Behnke, Berger, Bolle, Bruhy, Conta, Czerwinski, Dorff, Dueholm, Earl, Elconin, Ellis, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Lewis, Looby, McEssy, Matty, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker - 62.

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Noes -- Bradley, Byers, Conradt, Cyrak, DeLong, Donoghue, Duren, Everson, Gibson, Giese, Kincaid, Klicka, Lewison, Menos, Merkel, Murray, Niebler, Olson, Opitz, Rogers, Rohner, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning and Wackett -- 29.

Absent or not voting -- Barczak and Luckhardt -- 2.

Paired for - Sweda, Early and Day -- 3.

Paired against - Oestreicher, Gower and Hephner -- 3.

Motion carried.

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

Representative Porter moved reconsideration of the vote by which **Senate Bill 9** was ordered to a third reading. Entered.

Representative Earl moved that the rules be suspended and that the motion for reconsideration be taken up at this time.

The question was: Shall the rules be suspended and that the motion for reconsideration of the vote by which **Senate Bill 9** was ordered to a third reading be taken up at this time?

The roll was taken.

The result follows:

Ayes -- Azim, Baldus, Barbee, Barczak, Behake, Berger, Bolle, Bruhy, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Lewis, Looby, McEssy, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sricula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 61.

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Noes -- Alberts, Atkinson, Bradley, Byers, Conradt, Cyrak, DeLong, Donoghue, Duren, Everson, Gibson, Giese, Kincaid, Klicka, Lewison, Matty, Menos, Merkel, Mielke, Murray, Niebler, Olson, Opitz, Porter, Rohner, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 34.

Absent or not voting -- Gower, Hephner, Luckhardt and Sweda - 4.

Motion failed.

Representative Sensenbrenner moved reconsideration of the vote by which assembly amendment 9 to **Senate Bill 9** was adopted. Entered.

SPECIAL ORDER OF BUSINESS AT 9:30 A.M. ON
WEDNESDAY, APRIL 18

Assembly Bill 94.

Relating to county acquisition of transportation systems.

Representative Sanasarian asked unanimous consent that assembly substitute amendment 1 to **Assembly Bill 94** be laid on the table. Granted.

Representative Sanasarian moved rejection of assembly amendment 1 to assembly amendment 2 to **Assembly Bill 94**.

The question was: Shall assembly amendment 1 to assembly amendment 2 to **Assembly Bill 94** be rejected?

The roll was taken.

The result follows:

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Ayes -- Alberts, Atkinson, Azim, Baldus, Barbee, Barczak, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Everson, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Jackamonis, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, Looby, McEssy, Matty, Menos, Mittness, Mohn, Molinaro, Murray, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Roth, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Swoboda, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 77.

Noes -- Berger, Dueholm, Earl, Early, Elconin, Ferrall, Johnson, Kedrowski, Lallensack, Mielke, Miller, Munts, Nager, Rooney, Rutkowski and Tesmer -- 16.

Absent or not voting -- Czerwinski, Gower, Hephner, Luckhardt, Merkel and Sweda -- 6.

Motion carried.

Representative Sanasarian moved rejection of assembly amendment 2 to assembly amendment 2 to **Assembly Bill 94**.

The question was: Shall assembly amendment 2 to assembly amendment 2 to **Assembly Bill 94** be rejected?

The roll was taken.

The result follows:

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

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Noes -- Niebler, Olson and Opitz -- 3.

Absent or not voting -- Bruhy, Gower, Hephner, Luckhardt, Merkel, Molinaro, Sweda, Tobiasz and Tregoning -- 9.

Motion carried.

Representative Sanasarian asked unanimous consent that assembly amendment 3 to assembly amendment 2 to **Assembly Bill 94** be laid on the table.

Representative Ferrall objected.

Representative Sanasarian moved that assembly amendment 3 to assembly amendment 2 to **Assembly Bill 94** be laid on the table.

Representative Sanasarian asked unanimous consent to withdraw his motion. Granted.

Representative Everson moved rejection of assembly amendment 3 to assembly amendment 2 to **Assembly Bill 94**.

The question was: Shall assembly amendment 3 to assembly amendment 2 to **Assembly Bill 94** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Day, DeLong, Donoghue, Dorff, Ellis, Everson, Gibson, Giese, Groshek, Grover, Hauke, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, Looby, McEssy, Matty, Menos, Merkel, Mohn, Molinaro, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Pabst, Plewa, Porter, Quackenbush, Quinn, Rogers, Rohner, Roth, Rutkowski, Sanasarian, Schricker, Schroeder, Sensenbrenner, Shabaz, Sricula, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Vanderperren, Wackett, Wahner, Ward, Wilcox and Willkom -- 67.

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Noes -- Barbee, Barczak, Berger, Cyrak, Czerwinski, Dueholm, Duren, Earl, Early, Elconin, Ferrall, Flintrop, Jackamonis, Johnson, Kedrowski, Lallensack, Mielke, Miller, Mittness, Munts, Murray, Nager, Otte, Roberts, Rooney, Schneider, Tropman and Mr. Speaker -- 28.

Absent or not voting -- Gower, Hephner, Luckhardt and Sweda -
- 4.

Motion carried.

Representative Jackamonis moved rejection of assembly amendment 2 to **Assembly Bill 94**.

Representative Cyrak asked unanimous consent that his name be withdrawn as a co-author of assembly amendment 2 to **Assembly Bill 94**. Granted.

Representative Duren asked unanimous consent to be made a co-author of assembly amendment 2 to **Assembly Bill 94**. Granted.

Representative Cyrak moved that assembly amendment 2 to **Assembly Bill 94** be laid on the table.

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

The question was: Shall assembly amendment 2 to **Assembly Bill 94** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Berger, Bolle, Cyrak, Dueholm, Earl, Early, Elconin, Ferrall, Flintrop, Jackamonis, Johnson, Kedrowski, Looby, Mielke, Miller, Mittness, Munts, Otte, Roberts, Rogers, Rooney, Roth, Schneider, Willkom and Mr. Speaker -- 25.

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Noes -- Alberts, Atkinson, Azim, Baldus, Barbee, Barczak, Behnke, Bradley, Bruhy, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Everson, Gibson, Giese, Groshek, Grover, Hauke, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, McEssy, Matty, Menos, Merkel, Mohn, Molinaro, Murray, Nager, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Pabst, Plewa, Porter, Quackenbush, Quinn, Rohner, Rutkowski, Sanasarian, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward and Wilcox -- 70.

Absent or not voting -- Gower, Hephner, Luckhardt and Sweda -
- 4.

Motion failed.

The question was: Shall assembly amendment 2 to **Assembly Bill 94** be rejected?

The roll was taken.

The result follows:

Ayes -- Berger, Bolle, Cyrak, Czerwinski, Dueholm, Earl, Elconin, Ferrall, Flintrop, Jackamonis, Johnson, Kedrowski, Miller, Mittness, Molinaro, Munts, Nager, O'Malley, Otte, Rogers, Rooney, Roth, Schneider, Willkom and Mr. Speaker -- 25.

Noes -- Alberts, Atkinson, Azim, Baldus, Barbee, Barczak, Behnke, Bradley, Bruhy, Byers, Conradt, Conta, Day, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Everson, Gibson, Giese, Groshek, Grover, Hauke, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, McEssy, Matty, Menos, Merkel, Mielke, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rohner, Rutkowski, Sanasarian, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward and Wilcox -- 70.

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Absent or not voting -- Gower, Hephner, Luckhardt and Sweda -
- 4.

Motion failed.

The question was: Shall assembly amendment 2 to **Assembly Bill 94** be adopted?

Motion carried.

Representative Sanasarian asked unanimous consent that assembly amendment 3 to **Assembly Bill 94** be laid on the table. Granted.

The question was: Shall assembly amendment 4 to **Assembly Bill 94** be adopted?

Motion carried.

VISITORS

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

Mr. and Mrs. Homer Harris and Thomas A. Harris from La Crosse, Wisconsin, guests of Representative Roberts.

Students of 4th grade of Pier School from Fond du Lac, Wisconsin, guests of Representative McEssy.

Students of 4th grade of Neosho Public School, accompanied by teachers Mrs. J. Pusch, Mrs. LaFerner, Mr. Kiefert, Mrs. Kohler and Mrs. Beran from Neosho, Wisconsin, guests of Representative Cyrak and Representative Luckhardt.

Teachers and students, accompanied by Mrs. Narzec, from Burdick School, Milwaukee, Wisconsin, guests of Representative Plewa.

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Mike Olson from Wautoma, Wisconsin, guest of Representative Behnke.

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

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

11:55 A.M.