

JOURNAL OF THE ASSEMBLY (May 3, 1973)

STATE OF WISCONSIN

# Assembly Journal

Eighty-First Regular Session

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THURSDAY, May 3, 1973.

9:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Father Bruce M. Hennington of the Diocese of Madison, 15 East Wilson Street, Madison, Wisconsin.

Representative Thompson 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, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sricula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Ward, Wilcox, Willkom and Mr. Speaker -- 95.

Absent -- None.

Absent with leave -- Azim, Hephner, Niebler and Wahner -- 4.

AMENDMENTS OFFERED

Assembly amendment 1 to Assembly Bill 196 offered by Representative Merkel.

Assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 505 offered by Representative Mittness.

Assembly substitute amendment 1 to Assembly Bill 893 offered by Representative Molinaro.

Assembly amendment 2 to Assembly Bill 830 offered by Representative Kleczka.

Assembly amendment 2 to Assembly Bill 321 offered by Representative Cyrak.

Assembly amendment 1 to Assembly Bill 517 offered by Representative Swoboda, by request of Sturgeon Bay Jaycettes.

Assembly amendment 2 to Assembly Bill 517 offered by Representative Swoboda, by request of Sturgeon Bay Jaycettes.

Assembly amendment 1 to Assembly Bill 767 offered by Representatives Donoghue and Day.

Assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 300 offered by Representatives Swoboda and Azim.

Assembly amendment 1 to Assembly Bill 536 offered by Representative Baldus, by request of Joint Survey Committee on Retirement Systems.

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INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

**Assembly Joint Resolution 79**

Relating to a unified court system (1st consideration).

By COMMITTEE ON JUDICIARY, by request of Governor Patrick J. Lucey and Citizens Study Committee on Judicial Organization.

To committee on Judiciary.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

**Assembly Bill 929**

Relating to suspension of department of natural resources pollution abatement orders when federal funds are not available.

By Representative MITTNESS, by request of Wisconsin Alliance of Cities.

To committee on Natural Resources.

**Assembly Bill 930**

Relating to implementation of the merger of the universities, granting rule-making authority, making appropriations and providing penalties.

By Representative CONTA; co-sponsored by Senator HOLLANDER.

To committee on Education.

**Assembly Bill 931**

Relating to conflict of interest by physicians and optometrists, and providing penalties.

By Representative SANASARIAN.

To committee on Judiciary.

**Assembly Bill 932**

Relating to prohibiting persons with certain convictions from obtaining a school bus operator's license.

By Representatives OBERLE, QUACKENBUSH, BALDUS and DAY; co-sponsored by Senators MC KENNA and ROSELEIP, by request of the Department of Transportation.

To committee on Transportation.

**Assembly Bill 933**

Relating to removal of children from foster homes.

By Representative CZERWINSKI, by request of Milwaukee County.

To committee on Health and Social Services.

**Assembly Bill 934**

Relating to unemployment compensation, and the unemployment reserve fund.

By Representatives OTTE, MOLINARO, DORFF, PABST, FERRALL, MITTNESS, KLECZKA, WAHNER, TROPMAN, BERGER, WARD, BARCZAK, CZERWINSKI, SICULA,

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TESMER, NAGER, BEHNKE and ELCONIN; co-sponsored by Senators PARYS, M. SWAN, LA FOLLETTE, FLYNN, THOMPSON, DORMAN and MC KENNA, by request of the United Auto Workers.

To committee on Labor.

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COMMUNICATION

Department of State  
Madison, Wisconsin 53702

May 2, 1973

To Whom It May Concern:

Dear Sir: Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

Bill, Jt. Res. or Res. No.	Chapter No.	Publication date
Ass. Jt. Res. 71	Enrolled 11	

Respectfully submitted,  
ROBERT C. ZIMMERMAN,  
Secretary of State.

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The State of Wisconsin  
Department of State  
Madison 53702

May 1, 1973

To The Honorable, The Assembly

Gentlemen:

I have the honor to transmit to you, pursuant to s. 13.67 (2), a list of the registered lobbyists for the period beginning on April 24, 1973, and ending on May 1, 1973.

Respectfully submitted,  
ROBERT C. ZIMMERMAN,  
Secretary of State.

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Received and placed on file in the office of the chief clerk. Pursuant to joint rule 36 the list is printed in full in the senate journal only and appears there beginning on page 912.

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### COMMITTEE REPORTS

The committee on Judiciary reports and recommends:

#### **Assembly Bill 672**

Relating to salaries of clerks of circuit courts, increasing certain fees, and making an appropriation.

Without Recommendation (Assembly Rule 30)

#### **Senate Bill 189**

Relating to the right to a preliminary examination for persons accused of a felony.

Concurrence: Ayes: (9) Noes: (0)

#### **Assembly Bill 512**

Relating to standing committee approval of administrative rules.

Passage: Ayes: (6) Noes: (4)

#### **Assembly Bill 603**

Relating to prior approval of administrative rules by the administrative rules review committee.

Indefinite postponement

Ayes: (7) Noes: (3)

#### **Assembly Bill 588**

Relating to the effect of indictments by grand juries and witnesses rights to have attorney present.

Passage: Ayes: (9) Noes: (1)

#### **Assembly Bill 540**

Relating to implied consent for prearrest screening of alcohol content of breath.

Indefinite postponement

Ayes: (9) Noes: (0)

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**Assembly Bill 398**

Relating to establishment of a correctional program for youthful offenders.

Passage: Ayes: (8) Noes: (2)

LLOYD A. BARBEE,  
Chairman

The committee on Veterans and Military Affairs reports and recommends:

**Assembly Bill 145**

Relating to making an appropriation for the conservation of the memorial collection of battle flags in the G.A.R. memorial hall.

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

**Assembly Bill 396**

Relating to furnishing water and sewer service to private property from the Grand Army home for veterans at King.

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

MICHAEL P. EARLY,  
Chairman

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JOINT SURVEY COMMITTEE ON  
RETIREMENT SYSTEMS

**Assembly Bill 536**

**Public Policy Involved**

In the interest of achieving rough equality of benefits, the Joint Survey Committee recommends the enactment of this bill, but with the deletion of all material after the period in line 3 of page 4, and the further deletion of all of lines 4 through 8 on page 4. The recommendation of this Committee is further subject to the question as to whether the legislature, in fact, has the legal authority to modify the benefit contracts which are now in effect for the policemen and firemen who would be affected by this bill.

To joint committee on Finance.

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Assembly Bill 747

Public Policy Involved

It is the opinion of the Joint Survey Committee on Retirement Systems that this bill would not be in the public interest.

To committee on Education.

Respectfully submitted,  
REUBEN LA FAVE,  
Chairman  
ALVIN BALDUS,  
Vice-Chairman

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MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

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

Motions under Joint Rule 26.

A Joint Certificate of Congratulations by Representatives Sensenbrenner and Sanasarian; co-sponsored by Senator Kasten for Susan Holloway on her winning the National Collegiate Bowling Championship for Women.

A Joint Certificate of Congratulations by Representative Kincaid; co-sponsored by Senator Krueger for Crandon High School on its fine performance in athletics this season.

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MOTION UNDER JOINT RULE 26

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, Horace P. Mulloy of Sheboygan, Wisconsin, passed away on April 10 at the age of 79; and

Whereas, Mr. Mulloy, a native of Morrison, was for more than 30 years active in the promotion of the cheese industry in Wisconsin, serving for many years as a registered lobbyist in Madison; and

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Whereas, he was an active fund raiser for the promotion of Wisconsin cheese in general, but never supported any individuals or groups to the exclusion of others; and

Whereas, he is fondly remembered by many legislators as the host for a cheese party to which we were invited each session; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Vanderperren and Otte and Senator Keppler under Joint Rule 26, extend their sincere condolences to Mrs. Erna Mulloy and the family at this time of sadness.

The question was: Adoption?

Motion carried.

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

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### MOTION UNDER JOINT RULE 26

The State of Wisconsin \* \* \* Citation by the Legislature

Know you by these presents:

Whereas, Charles Leonard Fitch has announced his resignation from the position of news director of WFRV-TV in Green Bay to enter another field of endeavor, thereby concluding 14 years of service as a working journalist; and

Whereas, since he came to WFRV-TV on May 1, 1968, he has served the citizens of northeastern Wisconsin with the highest degree of competence in the presentation of detailed penetrating news reports; and

Whereas, through the numerous special programs together with the weekly "Inquiry" program which he has produced throughout his tenure at WFRV-TV, he has delivered an outstanding array of balanced and detailed analyses of the issues which lie behind local, state and national news; and



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Whereas, through his leadership and direction, he has built his news department into the largest and one of the best news gathering agencies in northeastern Wisconsin; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Gower and Senator Petri under Joint Rule 26, commend Charles Leonard Fitch for his years of service to the citizens of northeastern Wisconsin in his capacity as a solid, responsible leader in his community and his profession - journalism.

The question was: Adoption?

Motion carried.

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

Representative Earl called the attention of the chair to the fact that the hour of 9:00 A.M. had arrived.

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### SPECIAL ORDER OF BUSINESS AT 9:00 A.M. ON THURSDAY, MAY 3

#### **Assembly Bill 663**

Relating to population estimating by the department of administration.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 663** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 663** be ordered engrossed and read a third time?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 663** be given a third reading. Granted.

The question was: **Assembly Bill 663** having been read three times, shall the bill pass?

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The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, 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, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, 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 -- 93.

Noes -- None.

Absent or not voting -- Azim, Baldus, Czerwinski, Hephner, Nager and Niebler -- 6.

Motion carried.

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

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 663** be immediately messaged to the senate. Granted.

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LEAVES OF ABSENCE

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

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

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Representative Earl asked unanimous consent for a leave of absence for today's session for Representative Wahner who is in Washington D. C. attending the President's Commission on Employment of the Physically Handicapped. Granted.

Representative Earl called the attention of the chair to the fact that the hour of 9:35 A.M. had arrived.

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### SPECIAL ORDER OF BUSINESS AT 9:35 A.M. ON THURSDAY, MAY 3

#### **Assembly Bill 689**

Relating to filling mid-term vacancies on the Milwaukee county board of supervisors.

The question was: Shall assembly amendment 1 to **Assembly Bill 689** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 689** be ordered engrossed and read a third time?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 689** be given a third reading. Granted.

The question was: **Assembly Bill 689** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Kincaid, Kleczka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder,

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Sensenbrenner, Shabaz, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Ward, Wilcox, Willkom and Mr. Speaker -- 87.

Noes -- Cyrak, Czerwinski, Keegan, Merkel and Sicula -- 5.

Absent or not voting -- Azim, Hephner, Klicka, Nager, Niebler, Schricker and Wahner -- 7.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 689** be immediately messaged to the senate. Granted.

Representative Earl called the attention of the chair to the fact that the hour of 9:36 A.M. had arrived.

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SPECIAL ORDER OF BUSINESS AT 9:36 A.M. ON  
THURSDAY, MAY 3

**Assembly Bill 128**

Relating to the creation of a pollutant discharge elimination system, granting rule-making authority and providing penalties.

Representative Sicula moved that **Assembly Bill 128** be made a special order of business at 10:01 A.M. on Tuesday, May 8.

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

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

Representative Sicula asked unanimous consent to change his motion to 9:59 A.M. instead of 10:01 A.M.

Representative Donoghue objected.

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

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Representative Sicula moved that **Assembly Bill 128** be made a special order of business at 9:59 A.M. on Tuesday, May 8.

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

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

The question was: Shall **Assembly Bill 128** be made a special order of business at 9:59 A.M. on Tuesday, May 8?

The roll was taken.

The result follows:

Ayes -- Barbee, Barczak, Berger, Bradley, Cyrak, Czerwinski, DeLong, Elconin, Gower, Keegan, Kleczka, Klicka, Merkel, Olson, Pabst, Plewa, Porter, Sanasarian, Sensenbrenner, Shabaz, Sicula, Thompson, Tobiasz, Tregoning, Tropman and Wackett -- 26.

Noes -- Alberts, Atkinson, Baldus, Behnke, Bolle, Bruhy, Byers, Conradt, Conta, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Kincaid, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Oberle, Oestreicher, O'Malley, Opitz, Otte, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Schneider, Schricker, Schroeder, Sweda, Swoboda, Tesmer, Vanderperren, Ward, Wilcox, Willkom and Mr. Speaker -- 68.

Absent or not voting -- Azim, Hephner, Nager, Niebler and Wahner -- 5.

Motion failed.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 128** be adopted?

Motion carried.

Representative Atkinson asked unanimous consent that assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 128** be revived. Granted.

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Representative Mittness moved rejection of assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 128**.

Assembly amendment 1 to assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 128** offered by Representatives Merkel and Opitz.

The question was: Shall assembly amendment 1 to assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 128** be adopted?

Motion carried.

Representative Mittness moved rejection of assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 128**.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 128** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barczak, Behnke, Berger, Bradley, Conta, Czerwinski, Ducholm, Earl, Early, Elconin, Ferrall, Flintrop, Hauke, Jackamonis, Johnson, Kedrowski, Mielke, Miller, Mittness, Munts, Nager, Oestreicher, Otte, Plewa, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Tobiasz, Tropman, Ward and Mr. Speaker -- 34.

Noes -- Alberts, Atkinson, Barbee, Bolle, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Gibson, Giese, Gower, Groshek, Grover, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mohn, Molinaro, Murray, Oberle, Olson, O'Malley, Opitz, Pabst, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Sweda, Swoboda, Tesmer, Thompson, Tregoning, Vanderperren, Wackett, Wilcox and Willkom -- 60.

Absent or not voting -- Azim, Everson, Hephner, Niebler and Wahner -- 5.

Motion failed.

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

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

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 128** be adopted?

Motion carried.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 128** be adopted?

Motion carried.

Assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 128** offered by Representative Shabaz.

Representative Mittness moved rejection of assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 128**.

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 128** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Baldus, Barbee, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Earl, Elconin, Everson, Ferrall, Flintrop, Jackamonis, Johnson, Kedrowski, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oestreicher, Opitz, Otte, Pabst, Plewa, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Tobiasz, Ward and Mr. Speaker -- 43.

Noes -- Atkinson, Barczak, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Early, Ellis, Gibson, Giese, Gower, Groshek, Grover, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Murray, Oberle, Olson, O'Malley, Porter, Quackenbush, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Sweda, Swoboda, Tesmer, Thompson, Tregoning, Tropman, Vanderperren, Wackett, Wilcox and Willkom -- 51.

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Absent or not voting -- Azim, Hauke, Hephner, Niebler and Wahner -- 5.

Motion failed.

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

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 128** be adopted?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Barczak, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Ellis, Gibson, Giese, Gower, Groshek, Grover, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Murray, Oberle, Olson, O'Malley, Opitz, Pabst, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Sweda, Swoboda, Tesmer, Thompson, Tregoning, Wackett, Wilcox and Willkom -- 53.

Noes -- Baldus, Barbee, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Hauke, Jackamonis, Johnson, Kedrowski, Looby, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oestreicher, Otte, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicala, Tobiasz, Tropman, Vanderperren, Ward and Mr. Speaker -- 42.

Absent or not voting -- Azim, Hephner, Niebler and Wahner -- 4.

Motion carried.

Assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 128** offered by Representative Shabaz.

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

Representative Day moved rejection of assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 128**.



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The question was: Shall assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 128** be rejected?

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, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Lewis, Looby, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sicula, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Ward, Willkom and Mr. Speaker -- 58.

Noes -- Alberts, Atkinson, Barczak, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Kincaid, Klicka, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Rooney, Roth, Sensenbrenner, Shabaz, Sweda, Thompson, Tregoning, Wackett and Wilcox -- 37.

Absent or not voting -- Azim, Hephner, Niebler and Wahner -- 4.

Motion carried.

Assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 128** offered by Representative Sicula.

Assembly amendment 1 to assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 128** offered by Representative Sicula.

The question was: Shall assembly amendment 1 to assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 128** be adopted?

Motion carried.

Representative Earl moved rejection of assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 128**.

Representative Baldus in the chair.

The speaker in the chair.

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The question was: Shall assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 128** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Baldus, Barbee, Behnke, Bolle, Bruhy, Byers, Conradt, Conta, Cyrak, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Hauke, Jackamonis, Johnson, Kedrowski, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Opitz, Otte, Porter, Quackenbush, Quinn, Roberts, Rohner, Rooney, Roth, Rutkowski, Schneider, Schricker, Schroeder, Shabaz, Sweda, Swoboda, Tesmer, Tregoning, Vanderperren, Wackett, Ward, Willkom and Mr. Speaker -- 72.

Noes -- Atkinson, Barczak, Berger, Bradley, Czerwinski, Grover, Keegan, Kleczka, Looby, Matty, Menos, Merkel, Olson, Pabst, Plewa, Rogers, Sanasarian, Sensenbrenner, Sicula, Thompson, Tobiasz, Tropman and Wilcox -- 23.

Absent or not voting -- Azim, Hephner, Niebler and Wahner -- 4.

Motion carried.

Assembly amendment 9 to assembly substitute amendment 1 to **Assembly Bill 128** offered by Representative Earl.

The question was: Shall assembly amendment 9 to assembly substitute amendment 1 to **Assembly Bill 128** be adopted?

Motion carried.

Assembly amendment 10 to assembly substitute amendment 1 to **Assembly Bill 128** offered by Representatives Thompson, Merkel and Olson.

The question was: Shall assembly amendment 10 to assembly substitute amendment 1 to **Assembly Bill 128** be adopted?

The roll was taken.

The result follows:

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Ayes -- Alberts, Atkinson, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Gibson, Giese, Gower, Groshek, Grover, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Mohn, Molinaro, Murray, Oberle, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Sweda, Swoboda, Tesmer, Thompson, Tregoning, Vanderperren, Wackett, Wilcox and Willkom -- 60.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Conta, Czerwinski, Dueholm, Earl, Elconin, Everson, Ferrall, Flintrop, Hauke, Jackamonis, Johnson, Kedrowski, Looby, Mielke, Miller, Mittness, Munts, Nager, Oestreicher, O'Malley, Otte, Rutkowski, Sanasarian, Schneider, Sicula, Tobiasz, Tropman, Ward and Mr. Speaker -- 34.

Absent or not voting -- Azim, Hephner, Niebler, Rooney and Wahner -- 5.

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 128** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 128** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, 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, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sicula, Swoboda, Tesmer, Tobiasz, Tregoning, Tropman, Vanderperren, Ward, Wilcox, Willkom and Mr. Speaker -- 88.

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Noes -- Bradley, Merkel, Olson, Shabaz and Wackett -- 5.

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

Paired for - Thompson and Sweda -- 2.

Paired against - Niebler and Hephner -- 2.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 128** be given a third reading. Granted.

The question was: **Assembly Bill 128** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, 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, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Opitz, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sricula, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wackett, Ward, Wilcox, Willkom and Mr. Speaker -- 86.

Noes -- Bradley, Merkel, Olson, Porter, Rohner, Shabaz and Tregoning -- 7.

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

Paired for - Thompson and Sweda -- 2.

Paired against - Niebler and Hephner --2.

Motion carried.

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Representative Earl asked unanimous consent that the rules be suspended and that Assembly Bill 128 be immediately messaged to the senate. Granted.

Representative Roberts asked unanimous consent that the assembly adjourn in honor of National Plumbers Week. Granted.

Representative Thompson asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Lewis. Granted.

Representative Vanderperren asked unanimous consent that the entire membership of the assembly be made co-authors of the motion under joint rule 26 relating to Horace P. Mulloy. 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:

The following Forensics Contestants from Unity High School, visited on Friday, April 27, 1973 Shelley Rusk, Pat Connolly, Noli Muller, Mary Schieffer, Pam Holin, Kathy Bloom and Stella Olson from Milltown, Wisconsin, guests of Representative Dueholm.

Students of fourth grade of East Elementary School, accompanied by teachers, Joanne Schultz and Catherine Meinel, from Jefferson, Wisconsin, guests of Representative Wackett.

60 Maple Tree School students from Milwaukee, Wisconsin, guests of Representative Berger.

7th grade students from Story School, accompanied by teachers, Mrs. Stamborski and Ms. Naparla from Milwaukee, Wisconsin, guests of Representative Pabst.

Students from University of Wisconsin, Barron County, Mr. White, Pete O'Brien, Kevin Nutter, William Green, Brent Barta, Kent Ohlfs and Keth Muschinske from Rice Lake, Wisconsin, guests of Representative Dueholm and Representative Schricker.

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31 students of grade 5 of Monticello School, accompanied by teacher, Mrs. Hazel Kumdert, and parents, Mrs. Waelchli, Mrs. Schultz, Mr. Hartwig, Mrs. Blum, Mrs. Saunders from Monticello, Wisconsin, guests of Representative Tregoning.

28 students of 7th and 8th grades of St. Paul's Lutheran School, accompanied by teacher, Mr. George Dengier and escorts, Mrs. Ella Dengier, Mrs. Geraldine Babineck, Mrs. Barbara Nugaard, Mrs. Joan Jones, Mrs. Donna Tekampa, Mrs. Helga Schulz, Mrs. Carol Praeber, Mrs. Joan Schmal, Mr. Herman Callies and Mr. Art Winter.

Governor Dodge School (rural) students from grades 1, 2 and 3, from grades 4, 5 and 6, accompanied by teacher, Mrs. Robinson, from Mineral Point, Wisconsin, guests of Representative Duren.

Mr. and Mrs. Mel Sandvig, guests of Representative Bruhy.

River Valley School students, accompanied by teachers, Mrs. Alta Gilbertson, Mary Gunnel and Ruth Bauer from Spring Green, Wisconsin, guests of Representative Duren.

4th grade students of John Marshall School, accompanied by Mr. Godrey, Mr. Fitzgerald, and Mrs. Seagren from Wausau, Wisconsin, guests of Representative Earl.

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

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

11:30 A.M.