

JOURNAL OF THE ASSEMBLY (May 17, 1973)

STATE OF WISCONSIN

Assembly Journal

Eighty-First Regular Session

THURSDAY, May 17, 1973.

9:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Reverend Willis J. Merriam, executive director of the Wisconsin Council of Churches, 818 West Badger Road, Madison, Wisconsin.

Representative Baldus 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, Conrads, Conta, Cyrak, Czerwinski, DeLong, 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, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, 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 -- 93.

Absent -- None.

Absent with leave -- Azim, Day, Donoghue, Hephner, Looby and Murray -- 6.

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AMENDMENTS OFFERED

Assembly amendment 1 to Assembly Bill 655 offered by Representative Sanasarian.

Assembly amendment 9 to Assembly Bill 366 offered by Representative Niebler.

Assembly amendment 10 to Assembly Bill 366 offered by Representative Nager.

Assembly amendment 11 to Assembly Bill 366 offered by Representative Porter.

Assembly amendment 12 to Assembly Bill 366 offered by Representatives Duren and Mittness.

Assembly amendment 1 to Assembly Bill 936 offered by Representatives Lewis and Sanasarian.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Joint Resolution 82

Relating to the costs of automobile transportation borne by the citizens of Wisconsin.

By Representatives FERRALL, ELCONIN, MUNTS, SICULA, CZERWINSKI, NAGER, TOBIASZ, OTTE, MITTNESS and EARL, by request of the Governor's Study Committee on Mass Transit.

To committee on Transportation.

Assembly Joint Resolution 83

Memorializing the Congress and the President of the United States to restore library assistance funding under Title II of the Elementary and Secondary Education Act.

By Representatives SWOBODA, MENOS, GROVER, MOLINARO and ROGERS.

To Calendar.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 986

Relating to creating the elective office of county executive in all counties over 200,000 population.

By Representative BERGER.

To committee on State Affairs.

Assembly Bill 987

Relating to changes in statutory fees for stenographers at coroner's inquests.

By Representatives JACKAMONIS and SHABAZ; co-sponsored by Senators MURPHY and DEVITT, by request of Donald Eggum, Waukesha County Coroner.

To committee on Judiciary.

Assembly Bill 988

Relating to state financing of the costs of practice teaching in elementary and secondary schools, and making an appropriation.

By Representatives FERRALL and GROVER, by request of Manny Brown.

To committee on Education.

Assembly Bill 989

Relating to exemption of building materials used in school construction from the sales and use tax.

By Representatives FERRALL and GROVER, by request of Manny Brown.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 990

Relating to cancellation of automobile liability policies, creating an automobile policy cancellation commission attached to the office of the commissioner of insurance, granting rule-making authority and making an appropriation.

By Representative ELLIS.

To committee on Insurance and Banking.

Assembly Bill 991

Relating to written automotive repair estimates and creating a penalty.

By Representative ELLIS.

To committee on Commerce and Consumer Affairs.

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Assembly Bill 992

Relating to property tax exemptions for clubs whose memberships consists of two-thirds or more retired persons.

By Representative ELLIS.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 993

Relating to local roads and street allotments to certain cities based on their combined population.

By Representative ELLIS.

To committee on Highways.

Assembly Bill 994

Relating to disability benefits for certain employees subject to the Wisconsin retirement act and conservation warden fund.

By Representatives ELLIS and ROTH, by request of the League of Wisconsin Municipalities.

To Joint Survey Committee on Retirement Systems.

Assembly Bill 995

Relating to regulation of cyrogenic interment, and granting rule-making power.

By Representative ELLIS, by request of Joseph G. Cannon.

To committee on State Affairs.

Assembly Bill 996

Relating to increasing service of process fees.

By Representatives WACKETT, ALBERTS, EARL, TREGONING and LUCKHARDT.

To committee on Judiciary.

Assembly Bill 997

Relating to various changes in laws regulating the practice of podiatry.

By Representatives MOLINARO, DORFF, OTTE, MC ESSY, CONRADT, MERKEL, SHABAZ and MENOS; co-sponsored by Senators DEVITT, STEINHILBER, KNUTSON, KRUEGER, ROSELEIP, MARTIN, BABLITCH, LORGE and CHILSEN.

To committee on Health and Social Services.

Assembly Bill 998

AN ACT to appropriate \$327 from the general fund for payment of a claim by James D. August against the state.

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By Representative SENSENBRENNER, by request of James D. August.

To Joint Committee on Finance.

Assembly Bill 999

Relating to returning ad valorem utility tax to the municipalities and counties in which the utility facility is located.

By Representatives TOBIASZ, WAHNER, JACKAMONIS, NAGER, FERRALL and EARL.

To committee on Taxation.

Assembly Bill 1000

Relating to cash register window display and providing a penalty.

By Representative SANASARIAN.

To committee on Commerce and Consumer Affairs.

Assembly Bill 1001

Relating to no-attorney appearances in small claims court.

By Representatives RUTKOWSKI, TESMER, PLEWA and LALLENSACK.

To committee on Judiciary.

Assembly Bill 1002

Relating to printing specifications for supreme court briefs to permit filing reproductions or duplications of permanent quality.

By Representatives RUTKOWSKI, TESMER, PLEWA, HAUKE and LALLENSACK.

To committee on Judiciary.

Assembly Bill 1003

Relating to time off for voting with pay.

By Representatives RUTKOWSKI, TESMER and OESTREICHER.

To committee on Elections.

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COMMUNICATION

Department of State
Madison, Wisconsin 53702

May 17, 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
Assembly Bill 10 -----	21-----	May 17, 1973
Assembly Bill 394 -----	24 -----	May 17, 1973
Ass. Jt. Res. 77 -----	Enrolled 13	
Ass. Jt. Res. 78 -----	Enrolled 14	

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

MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

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

Assembly Bill 19.

Refused to concur in:

Assembly Joint Resolution 64

Passed and asks concurrence in:

Senate Bill 119

Senate Bill 134

Senate Bill 238

Senate Bill 388

ACTION ON THE SENATE MESSAGE

Senate Bill 238

Relating to membership on the Milwaukee auditorium board.
To Calendar.

Representative Earl asked unanimous consent that **Senate Bill 238** be withdrawn from the calendar and made a special order of business at 10:19 A.M. on Wednesday, May 23. Granted.

Senate Bill 134

Relating to retail liquor licensing for beer bars.
To Calendar.

Representative Willkom asked unanimous consent that **Senate Bill 134** be withdrawn from the calendar and taken up at this time.

Representative Kincaid objected.

Representative Willkom moved that the rules be suspended and that **Senate Bill 134** be taken from the calendar and be taken up at this time.

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

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

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

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

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

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

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

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The question was: Shall the rules be suspended and that Senate Bill 134 be taken from the calendar and taken up at this time?

The roll was taken.

The result follows:

Ayes -- Alberts, Baldus, Barbee, Barczak, Behnke, Berger, Bruhy, Conradt, Conta, Cyrak, Czerwinski, Duren, Earl, Early, Ellis, Ferrall, Giese, Grover, Hauke, Johnson, Keegan, Kleczka, Lewis, Lewison, McEssy, Menos, Mielke, Miller, Nager, Oberle, Olson, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Thompson, Wahner, Willkom and Mr. Speaker -- 48.

Noes -- Atkinson, Bolle, Bradley, Byers, DeLong, Dorff, Ducholm, Elconin, Everson, Flintrop, Gibson, Gower, Groshek, Jackamonis, Kedrowski, Kincaid, Klicka, Lallensack, Luckhardt, Matty, Merkel, Mittness, Mohn, Molinaro, Munts, Niebler, Oestreicher, O'Malley, Opitz, Porter, Quackenbush, Rohner, Schricker, Schroeder, Sensenbrenner, Shabaz, Tesmer, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Ward and Wilcox -- 44.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby, Murray and Quinn -- 7.

Motion failed.

Senate Bill 119

Relating to the age of majority in actions affecting marriage.
To committee on Judiciary.

Senate Bill 388

Relating to airport projects sponsored jointly by a political subdivision in this state and by a similar unit in an adjoining state.
To committee on Transportation.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

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Whereas, Liz Severance, Nancy Stell, Monica Williamson, Nancy Barnhill, Paula Althoff, Sue Andrea, Mary Torcivia, Elise Allen, Nancy Schindler and Barb Tenuta are 7th and 8th grade cheerleaders at St. Mark's School in Kenosha; and

Whereas, they won 1st place in the CYO Parochial School Division Cheerleading Contest March 11 and in the Junior Cheerleading Association of America Contest March 25; and

Whereas, they have been invited to compete in 1974 against Illinois, Wisconsin and Indiana schools; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Molinaro and Dorff and Senator LaFollette under Joint Rule 26, congratulate these students on their fine 1st place victories in cheerleading competition and wish them continued success in the future in their academic and extracurricular activities.

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.

MOTIONS

Representative Berger asked unanimous consent that the assembly adjourn today in honor of Representative Schneider's well kept secret. Granted.

Representative Schneider announced his engagement to Representative Hephner's secretary Georgia Johansen.

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

Representative Niebler asked unanimous consent to introduce a joint resolution.

Representative Merkel objected.

Representative Niebler moved that the rules be suspended to introduce a joint resolution.

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

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, Czerwinski, DeLong, Duren, Earl, Early, Elconin, Ellis, Gibson, Giese, Gower, Grover, Hauke, Johnson, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Mielke, Mittness, Nager, Niebler, Oberle, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rohner, Rooney, Roth, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sweda, Swoboda, Thompson, Tregoning, Vanderperren, Wackett and Wilcox -- 61.

Noes -- Baldus, Berger, Conta, Dorff, Dueholm, Everson, Ferrall, Flintrop, Groshek, Jackamonis, Kedrowski, Merkel, Miller, Mohn, Molinaro, Munts, Oestreicher, O'Malley, Otte, Rogers, Rutkowski, Sanasarian, Sicula, Tesmer, Tobiasz, Tropman, Wahner, Ward, Willkom and Mr. Speaker -- 30.

Absent or not voting -- Azim, Barbee, Barczak, Day, Donoghue, Hephner, Looby and Murray -- 8.

Motion carried.

Assembly Joint Resolution 84

Requesting the attorney general to appeal a recent federal court decision regarding back payments for welfare benefits.

Representative Niebler asked unanimous consent that **Assembly Joint Resolution 84** be made a special order of business at 9:30 A.M. on Thursday, May 24.

Representative Earl objected.

Representative Niebler moved that the rules be suspended and that **Assembly Joint Resolution 84** be made a special order of business at 9:30 A.M. on Thursday, May 24.

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

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

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

The question was: Shall **Assembly Joint Resolution 84** be made a special order of business at 9:30 A.M. on Thursday, May 24?

The roll was taken.

The result follows:

Ayes -- Alberts, Barczak, Behnke, Bradley, Bruhy, Byers, Cyrak, DeLong, Early, Ellis, Gibson, Giese, Gower, Hauke, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Niebler, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Rohner, Rooney, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 42.

Noes -- Atkinson, Baldus, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Keegan, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 48.

Absent or not voting -- Azim, Barbee, Conradt, Day, Donoghue, Hephner, Looby, Murray and Quinn -- 9.

Motion failed.

Representative Kincaid moved that **Senate Bill 134** be withdrawn from the calendar and referred to the committee on Excise and Fees.

The question was: Shall **Senate Bill 134** be withdrawn from the calendar and be referred to the committee on Excise and Fees?

The roll was taken.

The result follows:

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Ayes -- Atkinson, Bolle, Bruhy, Byers, Conradt, DeLong, Everson, Ferrall, Gower, Jackamonis, Kincaid, Klicka, Lallensack, Luckhardt, McEssy, Merkel, Molinaro, Oestreicher, Olson, Opitz, Porter, Quinn, Rohner, Roth, Sensenbrenner, Shabaz, Tregoning, Vanderperren and Wackett -- 29.

Noes -- Alberts, Baldus, Barbee, Barczak, Behnke, Berger, Bradley, Conta, Cyrak, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Johnson, Kedrowski, Keegan, Kleczka, Lewis, Lewison, Matty, Menos, Mielke, Miller, Mittness, Mohn, Munts, Nager, Niebler, Oberle, O'Malley, Otte, Pabst, Plewa, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 64.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby and Murray -- 6.

Motion failed.

LEAVES OF ABSENCE

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

Representative Earl asked unanimous consent for a leave of absence for today's session for Representatives Day, Hephner, Looby and Murray. Granted.

Representative Cyrak asked unanimous consent to be made a co-author of **Assembly Bill 589**. Granted.

CALENDAR OF FRIDAY, APRIL 13, 1973

Assembly Bill 366

Relating to requiring use of safety belts in motor vehicles, granting rule-making authority and providing a penalty.

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Representative Duren asked unanimous consent that assembly amendment 1 to **Assembly Bill 366** be laid on the table.

Representative Earl objected.

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

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

Representative Olson moved that **Assembly Bill 366** be referred to the committee on Judiciary.

The question was: Shall **Assembly Bill 366** be referred to the committee on Judiciary?

The roll was taken.

The result follows:

Ayes -- Atkinson, Barbee, Bolle, Bradley, Bruhy, Byers, Conradt, Czerwinski, DeLong, Dorff, Gower, Groshek, Grover, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewison, McEssy, Matty, Merkel, Miller, Molinaro, Nager, Oberle, Oestreicher, Olson, O'Malley, Pabst, Porter, Quackenbush, Quinn, Rohner, Roth, Rutkowski, Schricker, Schroeder, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tregoning, Wackett, Wahner, Ward and Wilcox -- 48.

Noes -- Alberts, Baldus, Barczak, Behnke, Berger, Conta, Cyrak, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Hauke, Jackamonis, Johnson, Kedrowski, Lewis, Luckhardt, Menos, Mielke, Mittness, Munts, Niebler, Opitz, Otte, Plewa, Roberts, Rogers, Rooney, Sanasarian, Schneider, Sensenbrenner, Sweda, Tobiasz, Tropman, Vanderperren, Willkom and Mr. Speaker -- 44.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby, Mohn and Murray -- 7.

Motion carried.

Assembly Bill 472

Relating to employment advertisements classified on the basis of sex, granting rule-making authority and providing a penalty.

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Assembly substitute amendment 2 to **Assembly Bill 472** offered by Representatives Munts, Flintrop, Oestreicher, Kedrowski, Johnson, Ferrall, Conta and Miller.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 472** be adopted?

Motion carried.

Representative Sensenbrenner moved indefinite postponement of **Assembly Bill 472**.

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

Representative Tesmer asked unanimous consent to speak for two minutes. Granted.

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

The question was: Shall **Assembly Bill 472** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Behnke, Bradley, Bruhy, Byers, Conradt, DeLong, Dorff, Early, Everson, Gibson, Giese, Gower, Grover, Hauke, Keegan, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Molinaro, Niebler, Oberle, Olson, O'Malley, Opitz, Pabst, Plewa, Porter, Quackenbush, Quinn, Rogers, Rohner, Rooney, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 48.

Noes -- Baldus, Barbee, Barczak, Berger, Bolle, Conta, Cyrak, Czerwinski, Dueholm, Duren, Earl, Elconin, Ellis, Ferrall, Flintrop, Groshek, Jackamonis, Johnson, Kedrowski, Kleczka, Menos, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oestreicher, Otte, Roberts, Roth, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 45.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby and Murray -- 6.

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Motion carried.

Assembly Bill 531

Relating to legislators' and constitutional officers' expenses.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 531** be adopted?

Motion carried.

Representative Earl asked unanimous consent that **Assembly Bill 531** be referred to the joint committee on Finance. Granted.

Representative Earl asked unanimous consent that **Assembly Bill 531** be withdrawn from the joint committee on Finance and taken up at this time. Granted.

The question was: Shall **Assembly Bill 531** be ordered engrossed and read a third time?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 531** be given a third reading. Granted.

The question was: **Assembly Bill 531** 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, Cyrak, Czerwinski, DeLong, 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, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, 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, Ward, Wilcox, Willkom and Mr. Speaker -
- 92.

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Noes -- None.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby, Murray and Wahner -- 7.

Motion carried.

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

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 531** be immediately messaged to the senate. Granted.

Assembly Bill 665

Relating to establishment of a correctional program for youthful offenders.

Representative Earl asked unanimous consent that **Assembly Bill 665** be referred to the joint committee on Finance. Granted.

Assembly Bill 678

Expanding the duties of the secretary of regulation and licensing and providing for public members on certain examining boards.

Representative Earl asked unanimous consent that **Assembly Bill 678** be referred to the joint committee on Finance. Granted.

SECOND READING AND AMENDMENT
OF SENATE BILLS

Senate Bill 110

Relating to revocation of chauffeurs' licenses for drunken driving.

The question was: Shall **Senate Bill 110** be ordered to a third reading?

Motion carried.

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Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 110** be given a third reading. Granted.

The question was: **Senate Bill 110** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Czerwinski, DeLong, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, McEssy, Matty, Menos, Mielke, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, Oestreicher, Olson, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 76.

Noes -- Alberts, Cyrak, Gibson, Giese, Luckhardt, Merkel, Miller, Niebler, Opitz, Porter, Rohner, Sensenbrenner, Shabaz, Sicula, Tregoning, Wackett and Wilcox -- 17.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby and Murray -- 6.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 110** be immediately messaged to the senate. Granted.

Senate Bill 138

Relating to the period in which fuel tax refund claims are to be filed.

The question was: Shall **Senate Bill 138** be ordered to a third reading?

Motion carried.

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Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 138** be given a third reading. Granted.

The question was: **Senate Bill 138** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, DeLong, 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, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, 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, Day, Donoghue, Hephner, Looby and Murray -- 6.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 138** be immediately messaged to the senate. Granted.

Senate Bill 273

Relating to exempting restoration and reconstruction contracts at the old world Wisconsin site from the law requiring such contracts to be let on bid and let to the lowest bidder.

The question was: Shall **Senate Bill 273** be ordered to a third reading?

Motion carried.

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Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 273** be given a third reading. Granted.

The question was: **Senate Bill 273** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Byers, Conradt, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Lewison, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 70.

Noes -- Bradley, Bruhy, Cyrak, DeLong, Flintrop, Gibson, Giese, Gower, Klicka, Lewis, Luckhardt, Merkel, Niebler, Olson, Opitz, Porter, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 23.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby and Murray -- 6.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 273** be immediately messaged to the senate. Granted.

CALENDAR OF TUESDAY, APRIL 17, 1973

CONSIDERATION OF MOTIONS
FOR RECONSIDERATION

Assembly Resolution 22

Relating to committee business.

The question was: Shall the vote by which **Assembly Resolution 22** was adopted be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Duren, Ellis, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Olson, Opitz, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tropman, Wackett and Wilcox -- 35.

Noes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Porter, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tregoning, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 58.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby and Murray -- 6.

Motion failed.

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

Assembly Bill 437

Relating to filing of legislative nomination papers.

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The question was: Shall the vote by which **Assembly Bill 437** was indefinitely postponed be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Barczak, Behnke, Bolle, Bruhy, Conta, Cyrak, Czerwinski, Dorff, Gibson, Giese, Gower, Groshek, Hauke, Jackamonis, Klicka, Luckhardt, McEssy, Matty, Menos, Merkel, Molinaro, Niebler, O'Malley, Opitz, Plewa, Porter, Rohner, Rooney, Roth, Rutkowski, Sensenbrenner, Shabaz, Sicula, Thompson, Tobiasz, Tregoning, Vanderperren and Wilcox -- 40.

Noes -- Baldus, Barbee, Berger, Bradley, Byers, Conradt, DeLong, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Grover, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Lewis, Lewison, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oberle, Oestreicher, Olson, Otte, Pabst, Quackenbush, Quinn, Roberts, Rogers, Sanasarian, Schneider, Schricker, Schroeder, Sweda, Swoboda, Tesmer, Tropman, Wackett, Wahner, Ward, Willkom and Mr. Speaker -- 53.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby and Murray -- 6.

Motion failed.

Assembly Bill 523

Relating to free cigarette samples and providing a civil penalty.

The question was: Shall the vote by which **Assembly Bill 523** failed engrossment be reconsidered?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Conta, Cyrak, DeLong, Duren, Earl, Early, Elconin, Ferrall, Flintrop, Gibson, Gower, Groshek, Grover, Jackamonis, Johnson, Klicka, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Munts, Oestreicher, Otte, Roberts, Rogers, Rohner, Rutkowski, Sanasarian, Schneider, Sweda, Swoboda, Tesmer, Tropman, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 43.

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Noes -- Alberts, Atkinson, Barczak, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Czerwinski, Dorff, Dueholm, Ellis, Everson, Giese, Hauke, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Molinaro, Nager, Niebler, Oberle, Olson, O'Malley, Opitz, Pabst, Plewa, Porter, Quackenbush, Quinn, Rooney, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tobiasz, Tregoning, Vanderperren and Wackett -- 48.

Absent or not voting -- Azim, Berger, Day, Donoghue, Hephner, Looby, Murray and Sicula -- 8.

Motion failed.

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

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

SECOND READING AND AMENDMENT OF ASSEMBLY BILLS

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.

Representative Earl asked unanimous consent that **Assembly Bill 138** be referred to the joint committee on Finance. Granted.

Representative Sanasarian asked unanimous consent to be recorded as voting "Aye" on referring **Assembly Bill 366** to the committee on Judiciary. Granted.

Assembly Bill 243

Relating to sheriffs' process fees and other related services.

Representative Earl asked unanimous consent that **Assembly Bill 243** be placed at the foot of the calendar of Friday, May 11. Granted.

Assembly Bill 410

Relating to state aid to counties for juvenile court services.

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Representative Earl asked unanimous consent that **Assembly Bill 410** be referred to the joint committee on Finance. Granted.

Assembly Bill 417

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

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

The question was: Shall assembly amendment 1 to **Assembly Bill 417** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 417** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 417** be ordered engrossed and read a third time?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 417** be given a third reading. Granted.

The question was: **Assembly Bill 417** 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, Cyrak, Czerwinski, DeLong, Dorff, Ducholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, 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,

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Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 93.

Noes -- None.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby and Murray -- 6.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 417** be immediately messaged to the senate. Granted.

SECOND READING AND AMENDMENT
OF SENATE BILLS

Senate Bill 30

Relating to discretionary commitment for sex crimes offenders.

The question was: Shall **Senate Bill 30** be ordered to a third reading?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 30** be given a third reading. Granted.

The question was: **Senate Bill 30** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, DeLong, 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, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox and Mr. Speaker -- 91.

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Noes -- None.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby, Murray, Schneider and Willkom -- 8.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 30** be immediately messaged to the senate. Granted.

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.

The question was: Shall **Senate Bill 31** be ordered engrossed and read a third time?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 31** be given a third reading. Granted.

The question was: **Senate Bill 31** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, DeLong, 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, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox and Mr. Speaker -- 91.

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Noes -- None.

Absent or not voting -- Azim, Day, Donoghue, Hephner, Looby, Murray, Schneider and Willkom -- 8.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 31** be immediately messaged to the senate. Granted.

Representative Wackett asked unanimous consent that the assembly adjourn today in honor of Dog' n' Suds restaurants who have not raised the price of their hamburgers. Granted.

Representative Cyrak asked unanimous consent that the assembly adjourn today in honor of reporter Sylvia Brooks who is leaving the Capitol Press Corps. Granted.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly Bill 891

On page 1, line 14, delete "~~fuel oil~~" as this is not shown in the 1971 Wisconsin Statutes.

VISITORS

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

12 students of Peace Lutheran School, accompanied by the Principal, Mr. James Haferman and Rev. D. E. Hallemeier from Green Lake, Wisconsin, guests of Representative Wilcox.

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47 students of St. Alexander School, accompanied by the leader, Miss Patricia Dunwane, from Milwaukee, Wisconsin, guests of Representative Kleczka.

7th grade Social Science Class of Highland Public School, accompanied by the teacher, Mrs. Robert Griffin from Highland, Wisconsin, guests of Representative Duren.

Waukesha County Supervisor Betty Cooper and Mrs. Mary Birdener, guests of Representative Jackamonis.

44 students of Woodruff - Arbor Vitae School, accompanied by W. L. Hagen, Mrs. Jack Blosser, Mrs. Dudley Vanderhoff, Mr. Ray Wilde, and Mr. Ray Koivisto, from Woodruff, Wisconsin, guests of Representative Kincaid.

25 students of St. John's Lutheran School, accompanied by the Principal, Mr. J. L. Hartzell, and teachers, Annette Hartzell and Rev. R. A. Maurice and 7 adults from Fremont, Wisconsin, guests of Representative Byers.

82 students of Franklin Elementary School, accompanied by the leader, Mrs. Gerald Gertschen from Wausau, Wisconsin, guests of Representative Earl.

7 students of Custer High School from Milwaukee, Wisconsin, guests of Representative Berger.

35 students of Northwest Lutheran School, accompanied by the leader, Joel R. Mueller, from Milwaukee, Wisconsin, guests of Representative Berger.

78 students of second grade of Riverview School, accompanied by teachers Mrs. Moser, Mrs. Doubek, and Mrs. Bandt and 12 parent chaperones, from Wautoma, Wisconsin, guests of Representative Wilcox.

Stanley W. Peterson, Chairman, Town of Medary, from Medary, Wisconsin, guest of Representative Roberts.

59 students of grade 8 of Elroy Middle School accompanied by leaders, Mr. Robert Preuss and Mr. James Soderling, from Elroy, Wisconsin, guests of Representative Thompson.

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45 students from Arbor Vitae Woodruff School, accompanied by leaders, Mr. Ray Wilde and Mr. Ray Koivisto, from Woodruff, Wisconsin, guests of Representative Kincaid.

9 students of Madison Area Technical College (Future Court Reporters) accompanied by L. Druck from Madison, Wisconsin, guests of Representative Miller.

61 students of Thorp Junior High School, accompanied by teachers, Mr. Myhus, Miss Krueger and Mr. Shewryzb and 8 chaperones from Thorp, Wisconsin, guests of Representative Oberle.

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.

11:50 A.M.