

JOURNAL OF THE ASSEMBLY (June 5, 1973)

STATE OF WISCONSIN

Assembly Journal

Eighty-First Regular Session

TUESDAY, June 5, 1973.

10:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Representative Berger.

Representative Lewison 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, 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, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 96.

Absent -- None.

Absent with leave -- Azim, Hephner and Sicula -- 3.

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AMENDMENTS OFFERED

Assembly amendment 3 to **Assembly Bill 927** offered by Representative Ferrall.

Assembly amendment 1 to **Assembly Bill 825** offered by Representative Jackamonis, by request of Kenneth Cooley, Waukesha.

Assembly amendment 1 to **Assembly Bill 828** offered by Representative Jackamonis, by request of Kenneth Cooley, Waukesha.

Assembly amendment 1 to **Assembly Bill 888** offered by Representative Day.

Assembly substitute amendment 1 to **Assembly Bill 837** offered by Representative Earl, by request of Governor Patrick J. Lucey and Senator Wayne Whittow.

Assembly substitute amendment 1 to **Assembly Bill 456** offered by Representatives Baldus, Johnson, Sanasarian, Munts, Flintrop, Jackamonis, Berger and Mittness.

Assembly amendment 1 to **Assembly Joint Resolution 70** offered by Representative Plewa.

Assembly amendment 1 to **Assembly Bill 914** offered by Representative Atkinson.

Assembly amendment 1 to **Assembly Bill 934** offered by Representative Mittness.

Assembly amendment 2 to **Senate Bill 197** offered by Representative Jackamonis.

Assembly substitute amendment 1 to **Assembly Bill 532** offered by Representative Jackamonis.

Assembly substitute amendment 1 to **Senate Bill 115** offered by Representative Anderson.

Assembly substitute amendment 1 to **Assembly Bill 409** offered by Representative Grover.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1065

Relating to payment of 2 years' back taxes for persons who withdraw land from the woodland tax law status.

By Representatives VANDERPERREN, DUEHOLM, DAY and CONRADT.

To committee on Taxation.

Assembly Bill 1066

Relating to transferring regulation of barber apprenticeships to the department of health and social services and granting rule-making authority.

By Representatives MOLINARO, DORFF, SICULA and NAGER, by request of Wis. Barbers and Beauty Culture Assn., AFL-CIO; Associated Master Barbers of Wisconsin; United Barbers of Wisconsin; Barber Science Association of Wisconsin.

To committee on Labor.

Assembly Bill 1067

Relating to filing fees for corporate documents.

By Representatives JOHNSON and EARL, by request of Dept. of Business Development.

To committee on Judiciary.

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COMMUNICATIONS

The State of Wisconsin
Department of State
Madison 53702

May 29, 1973

To Your Honor, 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 May 22, 1973, and ending on May 29, 1973.

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

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 1145.

COMMITTEE REPORTS

The committee on Commerce and Consumer Affairs reports and recommends:

Assembly Bill 855

Permitting the public service commission to establish new standards for railroad track clearances, granting rule-making authority and providing a penalty.

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

Assembly Bill 1018

Relating to dollar amount requiring publication of balance sheet and income account by public utilities.

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

Assembly Bill 1019

Relating to acquisition of controlling interest in a public utility.

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

HAROUT O. SANASARIAN,
Chairman

The committee on Health and Social Services reports and recommends:

Assembly Bill 201

Relating to vision screening to detect childhood vision problems, making an appropriation and providing rule-making authority.

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

JOSEPH C. CZERWINSKI,
Chairman

The committee on Insurance and Banking reports and recommends:

Assembly Bill 840

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

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

Senate Bill 237

Relating to banks with trust powers.

Concurrence: Ayes: (6) Noes: (1)

PAUL E. SICULA,
Chairman

The committee on Municipalities reports and recommends:

Assembly Bill 133

Relating to interest received by populous cities.

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

Assembly Bill 247

Relating to cash to be kept on hand in populous counties.

Passage: Ayes: (7) Noes: (3)

Assembly Bill 798

Relating to validation of village debts and contracts incurred for public works and to authorizing a city, village or county to pay for certain benefits and improvements furnished them.

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

Assembly Bill 978

Relating to authorization for counties of less than 500,000 to borrow money and issue bonds for low-income housing construction.

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

Senate Bill 104

Relating to classification of users under the Milwaukee metropolitan sewerage commission.

Concurrence: Ayes: (9) Noes: (1)

EDWARD NAGER,
Chairman

The committee on Tourism reports and recommends:

Assembly Bill 658

Relating to the creation of a rustic roads board in the department of transportation, designation of a rustic roads system, providing rule-making authority and making an appropriation.

Assembly amendment 1, adoption:

Ayes: (7) Noes: (0)

Passage: Ayes: (5) Noes: (2)

JAMES A. RUTKOWSKI,
Chairman

The committee on State Affairs reports and recommends:

Senate Bill 131

Relating to the restriction on alienation of Menominee Indian tribe corporation securities.

Concurrence: Ayes: (7) Noes: (0) Not voting: (1)

ED JACKAMONIS,
Chairman

The committee on State Affairs reports and recommends for introduction:

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Assembly Bill -----

Relating to state inspection and registration of boarding and rooming houses, and providing for a fee.

Ayes: (10) Noes: (0) Not voting: (1)

ED JACKAMONIS,
Chairman

MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

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

Motions under Joint Rule 26,

A Joint Certificate of Commendation and Congratulations by Representative Earl; co-sponsored by Senator Chilsen for Reverend Anthony W. Fischer on his retirement; and

A Joint Certificate of Commendation by Representative Schneider; co-sponsored by Senator Johnson for Don Ruck and David Bean on the organization of the Biron Lake Improvement Committee;

A Joint Certificate of Congratulations by Representative Sensenbrenner; co-sponsored by Senator Swan for The Very Rev. Charles T. Gaskell on his consecration as Bishop-Coadjutor of the Episcopal Diocese of Milwaukee;

A Joint Certificate of Congratulations by Representative Sensenbrenner; co-sponsored by Senator Kasten for North Shore Savings and Loan Assn. on its 50th anniversary.

Adopted and asks concurrence in:

Motions under Joint Rule 26,

A Joint Certificate of Commendation by the Entire Membership of the Senate; co-sponsored by Representatives Anderson and Shabaz to Senator Ernest Keppler, Representative Carl Otte, Representative Bill Bruhy, The Sheboygan Chamber of Commerce and The Sheboygan Firemen on the occasion of the Sheboygan Bratwurst Day; and

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A Joint Certificate of Condolence by Senator McKenna; co-sponsored by Representative Wackett to the family of Raymond A. Emmerich on the occasion of his untimely death.

Representative Baldus asked unanimous consent that the motions under joint rule 26 be taken from the senate message and taken up en masse. 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 motions be immediately messaged to the senate. Granted.

MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

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

Assembly Bill 663

Passed and asks concurrence in:

Senate Bill 223, and

Senate Bill 548.

ACTION ON THE SENATE MESSAGE

Senate Bill 223

Relating to safety eye protective devices.

To Calendar.

Senate Bill 548

An act to authorize the town of Merrimac, in Sauk County, to hold a special referendum election on the sale of beer.

To Calendar

Representative Earl asked unanimous consent that **Senate Bill 548** be withdrawn from the calendar and taken up at this time. Granted.

Senate Bill 548

An act to authorize the town of Merrimac, in Sauk County, to hold a special referendum election on the sale of beer.

The question was: Shall **Senate Bill 548** be ordered to a third reading?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 548** be given a third reading. Granted.

The question was: **Senate Bill 548** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Alberts, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Düren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, 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, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 92.

Noes -- Atkinson and Merkel -- 2.

Absent or not voting -- Azim, Gower, Hephner, Quinn and Sicula -- 5.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 548** be immediately messaged to the senate. Granted.

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Representative Baldus asked unanimous consent that the motions under joint rule 26 be taken up en masse. Granted.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Mike Smith and Mike Skavland of Madison convincingly won the first doubles title in the Madison City Conference tennis championship in May 1973; and

Whereas, Smith and Skavland overcame the fine tennis of netmen from South, Pulaski and Washington to win their championship; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Berger congratulate Mike Smith and Mike Skavland on winning the May 1973 first doubles title in the Madison City Conference tennis championships and wish them continued success in the future.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Le Roy J. Simmons, deceased, served as 6th district assemblyman in the Wisconsin Legislature from 1945 to 1952; and

Whereas, Mr. Simmons was one of the first blacks to serve in the legislature; and

Whereas, he encountered problems and frustrations unique to his position as forerunner to present black legislators in the state; and

Whereas, his manner of dealing with those difficulties made the role of current black legislators easier; and

Whereas, Le Roy Simmons provided progressive leadership not only for his area but for the entire state of Wisconsin; now, therefore,

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The Members of the Wisconsin Legislature, on the motion of Representative Ward commend Le Roy J. Simmons for his significant and historic contributions to his race, community, the legislature and the state of Wisconsin, extend their condolences to the family.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Roger W. Huston, son of Mr. and Mrs. William Huston of Milwaukee, is a 1969 graduate of James Madison high school; and

Whereas, Roger maintained a 3.83 grade point through 4 years of college and has recently been commissioned an Ensign in the U.S. Navy; and

Whereas, he has been assigned to the personal staff of Admiral Rickover, designing reactors and hulls for nuclear submarines; and

Whereas, Governor Ray of Iowa presented Mr. Huston with the Governor's Award on April 24 for being the outstanding Navy ROTC student at Iowa State University at Ames; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Berger congratulate Roger W. Huston on receiving the Iowa Governor's Award, commend him for the academic and leadership excellence he has displayed and wish him continued success on the staff of Admiral Rickover.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Lieutenant Colonel Raymond C. Schrupp of Tomahawk was recently released from a North Vietnamese prison camp after almost five years of captivity; and

Whereas, he endured great sacrifices and demonstrated tremendous courage during this long ordeal; and

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Whereas, Lieutenant Colonel Schrupp will be welcomed home by the people of the City of Tomahawk on June 7, 1973; and

Whereas, the people of Wisconsin are grateful to him for his service and proud and honored to have him back home again; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Donoghue and Senator Krueger under Joint Rule 26, commend Raymond Schrupp for his patience and courage during this trying experience and extend their warmest greetings to his family and friends at this time of happy reunion.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Alan G. Barbian, son of Mrs. Fritz Barbian and the late Fritz Barbian of 407 East Main Street, Waunakee, is serving as assistant scoutmaster of troop 46; and

Whereas, Alan, a senior at Waunakee High School, recently received scouting's highest honor, the Eagle Scout Progress Award; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative O'Malley and Senator Thompson under Joint Rule 26, congratulate Alan G. Barbian on being honored with the Eagle Scout Progress Award and wish him continued success in the future.

The question was: Adoption?

Motion carried.

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

MOTIONS

Representative Schricker moved reconsideration of the vote by which Assembly Bill 265 was engrossed. Entered.

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Representative Barczak asked unanimous consent that **Assembly Bill 436** be withdrawn from the calendar and re-referred to the committee on Elections. Granted.

LEAVES OF ABSENCE

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

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

Representative Duren asked unanimous consent that **Assembly Bill 171** be withdrawn from the joint committee on Finance and referred to the calendar.

Representative Earl objected.

Representative Duren moved that **Assembly Bill 171** be withdrawn from the joint committee on Finance and referred to the calendar.

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

The roll was taken.

The result follows:

Ayes -- Barbee, Bruhy, DeLong, Duren, Klicka, Lallensack, Merkel, Mohn, Niebler, Otte, Plewa, Quackenbush, Roberts, Rogers, Rohner, Roth and Sensenbrenner -- 17.

Noes -- Alberts, Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Opitz, Pabst, Porter, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Shabaz, Sweda,

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Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 76.

Absent or not voting -- Azim, Everson, Gower, Hephner, Quinn and Sicula -- 6.

Motion failed.

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

Representative Kleczka asked unanimous consent that the chief clerk be instructed to obtain a local fiscal note for **Assembly Bill 984**. Granted.

Representative Thompson moved that **Assembly Bill 356** be taken from the table and taken up at this time.

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

The question was: Shall **Assembly Bill 356** be taken from the table and taken up at this time?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Berger, Bradley, Bruhy, Byers, Conradt, Cyrak, Czerwinski, Day, DeLong, Donoghue, Ellis, Everson, Flintrop, Gibson, Giese, Grover, Hauke, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Rogers, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Wackett, Wahner, Ward and Wilcox -- 51.

Noes -- Baldus, Barbee, Barczak, Behnke, Bolle, Conta, Dorff, Ducholm, Duren, Earl, Early, Elconin, Ferrall, Groshek, Jackamonis, Johnson, Kedrowski, Looby, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rooney, Rutkowski, Sanasarian, Schneider, Sweda, Tobiasz, Tropman, Vanderperren, Willkom and Mr. Speaker -- 43.

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Absent or not voting -- Azim, Gower, Hephner, Quinn and Sicula -- 5.

Motion carried.

Assembly Bill 356

Relating to expanding the powers of the joint committee for review of administrative rules and increasing its membership.

Representative Earl moved indefinite postponement of **Assembly Bill 356**.

Representative Oestreicher moved that **Assembly Bill 356** be referred to the committee on Judiciary.

The question was: Shall **Assembly Bill 356** be referred to the committee on Judiciary?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Conta, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ferrall, Flintrop, Jackamonis, Johnson, Kedrowski, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oestreicher, O'Malley, Otte, Pabst, Rooney, Rutkowski, Sanasarian, Schneider, Sweda, Tobiasz, Tropman, Vanderperren, Willkom and Mr. Speaker -- 36.

Noes -- Alberts, Atkinson, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, Czerwinski, Day, DeLong, Donoghue, Ellis, Everson, Gibson, Giese, Gower, Groshek, Grover, Hauke, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Murray, Niebler, Oberle, Olson, Opitz, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Wackett, Wahner, Ward and Wilcox -- 60.

Absent or not voting -- Azim, Hephner and Sicula -- 3.

Motion failed.

Assembly amendment 1 to **Assembly Bill 356** offered by Representative Berger.

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Representative Earl asked unanimous consent that assembly amendment 2 to **Assembly Bill 356** be taken up before assembly amendment 1 to **Assembly Bill 356**. Granted.

Assembly amendment 2 to **Assembly Bill 356** offered by Representative Earl.

Representative Thompson moved rejection of assembly amendment 2 to **Assembly Bill 356**.

The question was: Shall assembly amendment 2 to **Assembly Bill 356** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Berger, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Ellis, Everson, Gibson, Giese, Gower, Hauke, Keegan, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 40.

Noes -- Baldus, Barbee, Barczak, Behnke, Bolle, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ferrall, Flintrop, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 55.

Absent or not voting -- Azim, Hephner, Schroeder and Sicula -- 4.

Motion failed.

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

The question was: Shall assembly amendment 2 to **Assembly Bill 356** be adopted?

Motion carried.

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Representative Shabaz moved rejection of assembly amendment 1 to **Assembly Bill 356**.

The question was: Shall assembly amendment 1 to **Assembly Bill 356** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Behnke, Bradley, Bruhy, Byers, Conrardt, Cyrak, DeLong, Donoghue, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Hauke, Johnson, Kedrowski, Kincaid, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mohn, Munts, Niebler, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Quinn, Rogers, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett, Wilcox and Willkom -- 54.

Noes -- Baldus, Barbee, Barczak, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Groshek, Grover, Jackamonis, Keegan, Kleczka, Mielke, Miller, Mittness, Molinaro, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Roberts, Rooney, Rutkowski, Sanasarian, Schneider, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 41.

Absent or not voting -- Azim, Hephner, Klicka and Sicula -- 4.

Motion carried.

Assembly amendment 3 to **Assembly Bill 356** offered by Representative Mittness.

Representative Shabaz moved rejection of assembly amendment 3 to **Assembly Bill 356**.

The question was: Shall assembly amendment 3 to **Assembly Bill 356** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Barbee, Barczak, Behnke, Bradley, Bruhy, Byers, Conrardt, Cyrak, Day, DeLong, Donoghue, Dorff, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Gibson, Giese,

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Gower, Groshek, Grover, Hauke, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Miller, Mohn, Murray, Niebler, Oberle, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Quinn, Rogers, Rohner, Rooney, Roth, Rutkowski, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sweda, Swoboda, Tesmer, Thompson, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Wilcox and Willkoin -- 73.

Noes -- Baldus, Berger, Bolle, Conta, Czerwinski, Dueholm, Flintrop, Jackamonis, Johnson, Looby, Mielke, Mittness, Molinaro, Munts, Nager, Oestreicher, Otte, Roberts, Sanasarian, Tobiasz, Ward and Mr. Speaker -- 22.

Absent or not voting -- Azim, Hephner, O'Malley and Sicula -- 4.

Motion carried.

Representative Earl rose to the point of order that the hour of 10:15 A.M. had arrived.

SPECIAL ORDER OF BUSINESS AT 10:15 A.M. ON
TUESDAY, JUNE 5

Assembly Bill 1023

Relating to contracts by public officials.

The question was: Shall **Assembly Bill 1023** be ordered engrossed and read a third time?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 1023** be given a third reading. Granted.

The question was: **Assembly Bill 1023** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

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Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 92.

Noes -- Duren, Lewis, Merkel and Niebler -- 4.

Absent or not voting -- Azim, Hephner and Sicula -- 3.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 1023** be immediately messaged to the senate. Granted.

LEAVES OF ABSENCE

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

Representative Oberle asked unanimous consent to be recorded as voting as follows on the following questions from May 30 and May 31:

The question was: Assembly Bill 745 having been read three times, shall the bill pass? Aye

The question was: Shall the rules be suspended and that Assembly Bill 697 be withdrawn from the joint committee on Finance and taken up at this time? Aye

The question was: Assembly Bill 698 having been read three times shall the bill pass? Aye

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The question was: Shall the rules be suspended and that Assembly Bill 700 be withdrawn from the joint committee on Finance and taken up at this time? Aye

The question was: Assembly Bill 751 having been read three times, shall the bill pass? Aye

The question was: Shall the assembly adhere to its position on assembly amendment 1 to Senate Bill 20? Aye

The question was: Shall the rules be suspended and that Assembly Bill 703 be withdrawn from the joint committee on Finance and taken up at this time? Aye

The question was: Shall assembly amendment 2 to Assembly Bill 703 be rejected? Aye

The question was: Shall the rules be suspended and that Assembly Bill 703 be given a third reading? Aye

The question was: Assembly Bill 15 having been read three times shall the bill pass? Aye

The question was: Shall assembly amendment 6 to Assembly Bill 265 be rejected? Aye

The question was: Shall assembly amendment 7 to Assembly Bill 265 be rejected? Aye

The question was: Shall assembly amendment 8 to Assembly Bill 265 be rejected? Aye

The question was: Shall assembly amendment 9 to Assembly Bill 265 be rejected? Aye

The question was: Shall assembly amendment 10 to Assembly Bill 265 be rejected? Aye

The question was: Shall assembly amendment 11 to Assembly Bill 265 be rejected? Aye

The question was: Shall Assembly Bill 265 be indefinitely postponed? No

The question was: Shall the rules be suspended and that Assembly Bill 26 be withdrawn from the committee on Labor and referred to the joint committee on Finance? No

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The question was: Shall assembly amendment 13 to Assembly Bill 265 be rejected? No

The question was: Shall assembly amendment 14 to Assembly Bill 265 be rejected? Aye

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

The question was: Shall the rules be suspended and that Assembly Bill 265 be given a third reading? Aye

The question was: Assembly Bill 363 having been read three times shall the bill pass? Aye

The question was: Shall Assembly Bill 403 be indefinitely postponed? No

The question was: Shall the rules be suspended and that Assembly Bill 403 be given a third reading? Aye

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to Assembly Bill 477 be rejected? No

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to Assembly Bill 477 be adopted? Aye

The question was: Shall assembly substitute amendment 2 to Assembly Bill 477 be rejected? Aye

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to Assembly Bill 477 be rejected? Aye

The question was: Shall Assembly Bill 477 be ordered engrossed and read a third time? Aye

The question was: Assembly Bill 477 having been read three times shall the bill pass? Aye

The question was: Assembly Bill 574 having been read three times shall the bill pass? Aye

The question was: Shall Assembly Joint Resolution 46 be referred to the committee on Judiciary? No

The question was: Shall the rules be suspended and that Assembly Bill 959 be withdrawn from the committee on Judiciary and made a special order of business at 10:00 A.M. on Wednesday, June 6? Aye

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LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly Bill 934

On page 13, after line 26, insert "SECTION 14m. 108.09 (6m) of the statutes is repealed." The correction is based on information shown in the title of the printed bill, and in the drafting records of the Legislative Reference Bureau.

Assembly Bill 655

On page 8, after line 6, insert:

"CHAPTER 635

NO FAULT MOTOR VEHICLE ACCIDENT INSURANCE".

Assembly Bill 1045

On page 4, line 21, substitute "which" for "who".

VISITORS

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

50 students of 3rd and 4th grades of Swallow School, accompanied by teachers, Mrs. Preisler and Mrs. Benrud from Hartland, Wisconsin, guests of Representative Alberts.

25 students of Loganville Elementary School, accompanied by the teacher, Mr. Weir, and Chaperones, Mrs. Thieding, Mrs. Carroll and Mrs. Schroeder from Loganville, Wisconsin, guests of Representative Giese.

63 students of 7th grade of St. Anne School, accompanied by teachers, Mrs. Passer and Sister Mary Ellen from Milwaukee, Wisconsin, guests of Representative Sicula, introduced by Representative Tropman.

Mrs. D. Millard and son Donald from Madison, Wisconsin guests of Representative Bruhy.

Fred Rehm, Director of Air Pollutions Control from Milwaukee, Wisconsin, guests of Representative Wahner.

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90 students of T. J. Middle School Model Assembly, accompanied by leaders. Bob Brock and Mr. Radtke, from Port Washington, Wisconsin, guests of Representative Opitz.

Students of grades 7th to 9th of Racine Christian School, accompanied by Mr. R. Wiers and Mr. J. Hofland, from Racine, Wisconsin, guests of Representative Ferrall.

29 students of 7th and 8th grades of St. Paul Lutheran School, accompanied by Mr. Orlan R. Dorn, Principal and Mr. Melvin Koss, teacher, from Green Bay, Wisconsin, guests of Representative Gower.

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

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

12:05 P.M.