

JOURNAL OF THE ASSEMBLY (June 7, 1973)

STATE OF WISCONSIN

# Assembly Journal

Eighty-First Regular Session

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THURSDAY, June 7, 1973.

9:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Reverend Joseph Washington, retired Baptist minister, 717 Regent Street, Madison, Wisconsin.

Representative Hauke 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, 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, 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, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 97.

Absent -- None.

Absent with leave -- Azim and Hephner -- 2.

AMENDMENTS OFFERED

Assembly amendment 1 to assembly amendment 1 to **Senate Bill 123** offered by Representative Mittness.

Assembly amendment 1 to **Assembly Bill 649** offered by Representative Mittness.

Assembly substitute amendment 1 to **Assembly Bill 597** offered by Representatives Shabaz, Lallensack, Wilcox, Oestreicher, Dorff, Berger, Earl, Wackett, Alberts, Thompson, Cyrak, Luckhardt, Lewison, Rohner, Porter, and Tregoning.

Assembly amendment 8 to assembly substitute amendment 5 to **Assembly Bill 92** offered by Representative Sensenbrenner.

Assembly amendment 9 to assembly substitute amendment 5 to **Assembly Bill 92** offered by Representative Sicula.

Assembly amendment 10 to assembly substitute amendment 5 to **Assembly Bill 92** offered by Representative Sicula.

Assembly substitute amendment 1 to **Assembly Bill 588** offered by Representatives Niebler, Thompson, Wilcox, DeLong, Sensenbrenner and Oestreicher.

Assembly amendment 1 to **Assembly Bill 588** offered by Representative Niebler.

Assembly substitute amendment 2 to **Assembly Bill 752** offered by Representative Barbee.

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

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 409** offered by Representatives Quackenbush and DeLong.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 409** offered by Representative DeLong.

Assembly substitute amendment 1 to **Assembly Bill 539** offered by Representative Sensenbrenner.

Assembly substitute amendment 1 to **Assembly Bill 1012** offered by Representatives Jackamonis, Wahner, Mielke and Kedrowski.

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Assembly amendment 1 to Assembly Bill 970 offered by Representative Kedrowski.

Assembly amendment 1 to Assembly Bill 768 offered by Representative Niebler.

Assembly amendment 2 to Assembly Bill 767 offered by Representative Niebler.

Assembly amendment 2 to Assembly Bill 655 offered by Representative Earl.

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### INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

#### **Assembly Resolution 30**

Requesting the opinion of the attorney general concerning the constitutionality of 1973 Senate Bill 134.

Whereas, the problem of providing liquor licenses for the former "beer only" taverns has been before the legislature for some time as the result of lowering the age of majority to the age of 18; and

Whereas, 1973 Senate Bill 134 -- as shown by Senate Substitute Amendment 1 thereto and as amended by Senate Amendments 1 and 2 to the substitute -- is now pending before the assembly; and

Whereas, as so shown the proposal would grant liquor licenses only to those "beer only" taverns which derived more than "50% of either the gross receipts or the net profit of business operation" in 1971 from the sale of beer; now, therefore, be it

Resolved by the assembly, That the attorney general is requested to render his formal opinion in writing, as expeditiously as possible, on the question of whether 1973 Senate Bill 134, if enacted in the form pending before the assembly, would result in a valid law, or whether said proposal, by virtue of its more than 50% requirement, would arbitrarily and capriciously discriminate.

By Representatives SHABAZ, VANDERPERREN, KINCAID, GROVER and BOLLE.

To Calendar.

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### INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

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**Assembly Bill 1076**

Relating to county court jurisdiction of actions for certiorari and probation and parole revocation review.

By COMMITTEE ON JUDICIARY, by request of Judicial Council.

To committee on Judiciary.

**Assembly Bill 1077**

Relating to rules governing determination of just compensation in eminent domain proceedings.

By Representative MERKEL.

To committee on Judiciary.

**Assembly Bill 1078**

Relating to highway signs.

By Representative ATKINSON, by request of South Milwaukee Association of Commerce.

To committee on Highways.

**Assembly Bill 1079**

Relating to the prevention of negligent or unsafe excavations or demolition operations resulting in damage to transmission facilities.

By COMMITTEE ON COMMERCE AND CONSUMER AFFAIRS, by request of the Public Service Commission.

To committee on Commerce and Consumer Affairs.

**Assembly Bill 1080**

Relating to abolishing the board on government operations, and transferring its functions to the joint committee on Finance.

By Representatives SHABAZ, WACKETT, ALBERTS, THOMPSON, NIEBLER, MERKEL, and LUCKHARDT.

To Joint Committee on Finance.

**Assembly Bill 1081**

Making an appropriation to increase the game warden staff by 25 members.

By Representative MATTY, by request of Wisconsin Conservation Congress.

To committee on Natural Resources.

**Assembly Bill 1082**

Relating to an exemption from civil liability for snowmobile operators responding to emergency calls.

By Representative BEHNKE.

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To committee on Judiciary.

### **Assembly Bill 1083**

Relating to sale of beer to, and operation of motor vehicles containing beer by, persons under 18.

By Representatives OESTREICHER, OBERLE, VANDERPERREN, CONRADT, QUACKENBUSH, and BOLLE.

To committee on Judiciary.

### **Assembly Bill 1084**

Relating to parking privileges for disabled veterans.

By Representatives SCHRICKER, SCHNEIDER, BYERS, MATTY, ROHNER, EARLY, KLIKA, PORTER, KINCAID, ATKINSON, BRADLEY, DONOGHUE, GIESE, QUACKENBUSH, TREGONING, GIBSON, THOMPSON, KEDROWSKI, GROVER, LALLENSACK, MOHN, OBERLE, WILLKOM, MURRAY, OPITZ and ROGERS.

To committee on Veterans and Military Affairs.

### **Assembly Bill 1085**

Relating to the filing fees charged common carriers in interstate commerce.

By Representative SANASARIAN, by request of the Public Service Commission.

To committee on Commerce and Consumer Affairs.

### **Assembly Bill 1086**

Relating to eligibility for tuition reimbursement for professional degrees at out-of-state schools.

By Representative BERGER.

To committee on Education.

### **Assembly Bill 1087**

Relating to issuance of consular corps license plates and vehicle registration.

By Representative SICULA.

To committee on Highways.

### **Assembly Bill 1088**

Relating to authorizations to employers for payroll deductions for credit unions.

By Representatives GIBSON and BALDUS.

To committee on Labor.

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**Assembly Bill 1089**

Relating to vocational, technical and adult education school attendance in lieu of high school.

By Representatives KLECZKA, FERRALL and GROVER, by request of Greenfield Taxpayers Committee.

To committee on Education.

**Assembly Bill 1090**

Relating to creation of the office of judicial court commissioner in counties having a population of 500,000 or more.

By Representatives BARBEE, KEEGAN, TESMER, HAUKE, SANASARIAN, SHABAZ, RUTKOWSKI, SICULA and SENSENBRENNER; co-sponsored by Senators SCHUELE, FRANK, FLYNN and DEVITT, by request of Milwaukee County and Chief Judge L.J. Foley.

To committee on Judiciary.

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PETITIONS

We, the undersigned, pursuant to Assembly Rule 26(1) (b), request that Assembly Joint Resolution 31, requesting the congress to propose for ratification by the states an amendment to the U.S. Constitution providing that the U.S. constitution shall not prohibit the states from protecting the lives of unborn children beginning with the time of conception, be withdrawn from the Assembly Judiciary Committee and placed on the Calendar in the Assembly.

**Representatives**

Rogers  
Merkel  
Duren  
Wackett  
Opitz  
Mohn  
Rooney  
Plewa  
Behnke  
Hauke  
Lallensack  
Kincaid  
Lewis

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Quackenbush  
Sensenbrenner  
Roth  
Klicka  
DeLong  
Donoghue  
Byers  
Porter  
Tregoning  
Lewison  
McEssy  
Giese  
Niebler  
Luckhardt  
Bolle  
Vanderperren  
O'Malley  
Murray  
Otte  
Dorff  
Klecza  
Schricker  
Quinn  
Menos  
Swoboda  
Tobiasz  
Alberts  
Thompson  
Shabaz  
Matty  
Rohner  
Azim  
Conradt  
Gibson  
Gower  
Bruhy  
Schroeder  
Oberle  
Day  
Barczak  
Atkinson

PETITIONS

We, the undersigned, pursuant to Assembly Rule 26 (1) (b), request that Assembly Bill 599, relating to permitting hospitals to refuse to admit patients for the performance of abortions and to permit doctors and other persons to refuse to participate in certain medical procedures, be withdrawn from the Assembly Judiciary Committee and placed on the Calendar in the Assembly.

**Representatives**

Duren  
Merkel  
Rogers  
Wackett  
Opitz  
Mohn  
Rooney  
Plewa  
Hauke  
Lallensack  
Kincaid  
Schroeder  
Lewis  
Quackenbush  
Sensenbrenner  
Roth  
Klicka  
DeLong  
Donoghue  
Byers  
Porter  
Tregoning  
Lewison  
McEssy  
Giese  
Niebler  
Cyrak  
Luckhardt  
Bolle  
Vanderperren  
O'Malley  
Murray



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Otte  
Dorff  
Kleczka  
Schricker  
Bradley  
Ellis  
Quinn  
Conradt  
Oberle  
Day  
Matty  
Wilcox  
Rohner  
Swoboda  
Menos  
Tobiasz  
Wahner  
Alberts  
Thompson  
Shabaz  
Gibson  
Gower  
Bruhy  
Barczak  
Atkinson

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COMMUNICATION

State of Wisconsin  
Department of State  
Madison 53702

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 807 -----	26 -----	June 2, 1973

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

**SPEAKER'S APPOINTMENTS**

Wisconsin Legislature  
Assembly Chambers  
Madison  
53702

June 7, 1973

As of this date, Representative Michael P. Elconin (D-District 16) has been appointed to serve on the Committee on Labor to replace Representative Gary Barczak.

**NORMAN C. ANDERSON,**  
Speaker

June 7, 1973

Due to the extended absence of Representative Gervase Hephner and his consequent inability to serve as chairman of the Special Committee on Telephone and Electricity Rate Disparities, I hereby appoint Representative Gary Barczak as Acting Chairman of that committee, to serve until Representative Hephner is able to return to his duties.

**NORMAN C. ANDERSON,**  
Speaker

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**COMMITTEE REPORTS**

The Joint Committee on Finance reports and recommends:

**Assembly Bill 469**

Relating to expanding the governor's cabinet to include the secretaries of agriculture, of natural resources and of veterans affairs, and to provide for appointment by the governor of the executive secretary of the higher educational aids board.

Without recommendation (Assembly Rule 30)

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**Assembly Bill 525**

Relating to the fee charged and length of time for processing applications by the commissioner of banking leading to issuance of certificate of authority to commence the business of banking.

Emergency statement recommended:

Ayes: (10) Noes: (2)

Passage: Ayes: (10) Noes: (2)

**Assembly Bill 536**

Relating to pension and disability benefits for members of the pre-1948 municipal police and firemen pension plans.

Adoption of assembly amendment 1:

Ayes: (13) Noes: (0)

Emergency statement recommended:

Ayes: (9) Noes: (4)

Passage: Ayes: (9) Noes: (4)

**Assembly Bill 664**

Relating to taxation of wine.

Emergency statement recommended:

Ayes: (13) Noes: (1)

Passage: Ayes: (13) Noes: (1)

**Assembly Bill 955**

Relating to tuition-free higher education for children of POW's and soldiers missing in action and providing an appropriation.

Emergency statement recommended:

Ayes: (11) Noes: (0)

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

DENNIS J. CONTA,  
Assembly Chairman

The committee on Highways reports and recommends:

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**Assembly Bill 786**

Relating to requiring name and date and place of birth information on applications for motor vehicle operators' licenses.

Indefinite postponement: Ayes: (7) Noes: (6)

**Assembly Bill 817**

Relating to state trunk highways classification and maintenance and connecting streets in municipalities.

Assembly amendment 1, adoption:

Ayes: (13) Noes: (0)

Indefinite postponement:

Ayes: (12) Noes: (1)

**Assembly Bill 850**

Relating to instruction permits for operation of motor vehicles.

Indefinite postponement: Ayes: (11) Noes: (2)

**Assembly Bill 876**

Relating to towing charges for impounded vehicles.

Assembly amendment 1, adoption:

Ayes: (12) Noes: (1)

Passage: Ayes: (11) Noes: (2)

CLETUS VANDERPERREN,  
Chairman

The committee on Labor reports and recommends:

**Assembly Bill 266**

Relating to statute of limitations for labor contract enforcement and fair representation actions.

Assembly amendment 2, introduction and adoption:

Ayes: (8) Noes: (0) Not voting: (1)

Passage: Ayes: (8) Noes: (1)

**Assembly Bill 462**

Relating to collective bargaining for police and firemen.

Assembly substitute amendment 1, adoption:

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Ayes: (8) Noes: (1)

Passage: Ayes: (6) Noes: (3)

**Assembly Bill 736**

Relating to hours of labor, granting rule-making authority and providing penalties.

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

**Assembly Bill 758**

Relating to strikes and binding arbitration procedures in contract disputes by county and municipal employes other than law enforcement and firefighter personnel and granting rule-making authority.

Passage: Ayes: (5) Noes: (4)

JOSEPH L. LOOBY,  
Chairman

The committee on Transportation reports and recommends:

**Assembly Bill 838**

Relating to discontinuing the reports on stolen or recovered motor vehicles now published monthly by the division of motor vehicles.

Passage: Ayes: (7) Noes: (1)

**Assembly Bill 937**

Relating to making certain vehicles ineligible for registration by the division of motor vehicles.

Assembly amendment 1, adoption;

Ayes: (7) Noes: (1)

Passage: Ayes: (8) Noes: (0)

**Assembly Bill 973**

Relating to boards to review denial of operator's licenses for epileptics.

Passage: Ayes: (8) Noes: (0)

**Senate Bill 48**

Relating to registration fees for trailers transporting modular homes.

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Concurrence: Ayes: (7) Noes: (0)

LEONARD A. GROSHEK,  
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:

Motion under Joint Rule 26,

A Joint Certificate of Congratulations by Representative O'Malley; co-sponsored by Senator Thompson for Alan G. Barbian on his becoming an Eagle Scout; and

A Joint Certificate of Commendation by Representative Donoghue; co-sponsored by Senator Krueger for Lt. Col. Raymond C. Schrupp on his recent release from a North Vietnamese prison camp.

Adopted and asks concurrence in:

Motion under Joint Rule 26,

A Joint Certificate of Commendation by the Entire Membership of the Senate; co-sponsored by Representative T. Thompson to Henry Aaron on the occasion of approaching Babe Ruth's record, and establishing himself as the greatest baseball player of all time; and

A Joint Certificate of congratulations by Senator Bidwell; co-sponsored by Representative Cyrak to Curtis B. Sanderson on the occasion of his retirement as a public servant in the field of education.

Representative Baldus asked unanimous consent that the motions under joint rule 26 be taken from the senate message and taken up at this time. Granted.

The question was: Concurrence?

Motion carried.

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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 passed and asks concurrence in:

**Senate Bill 269**

ACTION ON THE SENATE MESSAGE

**Senate Bill 269**

Relating to personal pick up of public assistance grants and granting rule-making authority.

By Senator Steinhilber.

To committee on Health and Social Services.

MOTION UNDER JOINT RULE 26

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

Know you by these presents:

Whereas, the Sheboygan Area Chamber of Commerce and Jaycees sponsored the 9th biennial Sheboygan Bratwurst Day in Madison's Burrows Park on May 30; and

Whereas, the event, attracted more than 500 participants who savored the Sheboygan bratwurst and joined in the festivities; and

Whereas, the Sheboygan presentation of Bratwurst Day in Madison was the finest ever; and

Whereas, among those contributing to Bratwurst Day's enormous success were L. N. (Bud) Mathieu, Chamber president, Ken King, Jaycee president, Richard Ballschmeider, Chamber of Commerce board president, Sheboygan Mayor Richard Suscha, fireman Herbert Hermann, head chef of the fry crew, and firemen

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Delbert Daehn, Fred Felübusch, Larry Schneider, Jerry Fisher, Dave Berenz, Tom Murray, George Schaefer and Merlin Radke who assisted Mr. Hermann; now, therefore,

The Members of the Wisconsin Legislature, on the motion of the entire membership under Joint Rule 26, congratulate the Sheboygan Area Chamber of Commerce, the Jaycees, the Sheboygan area and their legislative representatives on the unqualified success of their 9th biennial Sheboygan Bratwurst Day - and may there be many more.

The question was: Adoption?

Motion carried.

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MOTION UNDER JOINT RULE 26

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

Know you by these presents:

Whereas, the Northwest Festival Association has reached its 10th anniversary; and

Whereas, the Association has proven itself worthy of commendation thru its promotion of and on-going work in charitable enterprises; for the promotion of the principles of youthful competition stressing the ideals of good citizenship and the American ideal, and for promoting community growth and participation; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Berger under Joint Rule 26, commend the Northwest Festival Association on its anniversary and wish them continued success.

The question was: Adoption?

Motion carried.

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MOTION UNDER JOINT RULE 26

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



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Know you by these presents:

Whereas, Jo Ann Fabina, daughter of Mr. and Mrs. John J. Fabina of Juneau, was awarded the 1973 Juneau Civic Music Association Award; and

Whereas, Miss Fabina, a senior at Juneau High School, has won 6 gold and 2 silver medals in competition at the Wisconsin State Music Association's annual contests; and

Whereas, Juneau High School principal Andre Ptak nominated Miss Fabina for "Outstanding Teenager of America"; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Pabst and Senator Whittow under Joint Rule 26, congratulate Miss Jo Ann Fabina on receiving the Juneau Civic Music Association Award and on her nomination for "Outstanding Teenager of America", and wish her continued success in her academic and extracurricular endeavors.

The question was: Adoption?

Motion carried.

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

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LEAVES OF ABSENCE

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

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CALENDAR OF TUESDAY, MAY 8, 1973

**Assembly Bill 232**

Relating to execution and notarization of wills.

Representative Shabaz moved that **Assembly Bill 232** be referred to the committee on Judiciary.

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The question was: Shall Assembly Bill 232 be referred to the committee on Judiciary?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Gibson, Giese, Gower, Hauke, Keegan, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Oestreicher, Olson, O'Malley, Opitz, Porter, Quackenbush, Quinn, Roberts, Rohner, Shabaz, Thompson, Tregoning, Wackett, Wilcox, Willkom and Mr. Speaker -- 38.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Bradley, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Otte, Pabst, Plewa, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Wahner and Ward -- 56.

Absent or not voting -- Azim, Bolle, Hephner, Rogers and Vanderperren -- 5.

Motion failed.

The question was: Shall Assembly Bill 232 be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Bruhy, Cyrak, DeLong, Gibson, Giese, Hauke, Keegan, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Oestreicher, Olson, Opitz, Quackenbush, Quinn, Rohner, Shabaz, Thompson, Tregoning, Wackett, Wilcox, Willkom and Mr. Speaker -- 30.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gower, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Kincaid, Kleczka, Lallensack, Looby, Menos, Mielke,

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Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Porter, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner and Ward -- 67.

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

Motion failed.

The question was: Shall **Assembly Bill 232** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conta, Czerwinski, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Willkom -- 66.

Noes -- Alberts, Atkinson, Bruhy, Conradt, Cyrak, DeLong, Gibson, Giese, Keegan, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Shabaz, Thompson, Tregoning, Wackett, Wilcox and Mr. Speaker -- 31.

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

Motion carried.

Representative Baldus asked unanimous consent that the rules be suspended and that **Assembly Bill 232** be given a third reading. Granted.

The question was: **Assembly Bill 232** having been read three times, shall the bill pass?

Motion carried.

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Representative Baldus asked unanimous consent that the rules be suspended and that **Assembly Bill 232** be immediately messaged to the senate. Granted.

SECOND READING AND AMENDMENT  
OF SENATE BILLS

**Senate Bill 189**

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

The question was: Shall **Senate Bill 189** be ordered to a third reading?

Motion carried.

Representative Baldus asked unanimous consent that the rules be suspended and that **Senate Bill 189** be given a third reading. Granted.

The question was: **Senate Bill 189** 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, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Eleonin, 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, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 95.

Noes -- Niebler -- 1.

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

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Motion carried.

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

Representative Baldus asked unanimous consent that the rules be suspended and that **Senate Bill 189** be immediately messaged to the senate. Granted.

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CALENDAR OF THURSDAY, MAY 10, 1973

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SECOND READING AND AMENDMENT  
OF ASSEMBLY BILLS

**Assembly Bill 22**

Relating to equal rights of women.

Representative Baldus asked unanimous consent that **Assembly Bill 22** be referred to the joint committee on Finance. Granted.

**Assembly Bill 92**

Relating to the shielding of communications to newsmen.

Assembly amendment 5 to assembly substitute amendment 5 to **Assembly Bill 92** offered by Representative Rogers.

Representative Nager moved rejection of assembly amendment 5 to assembly substitute amendment 5 to **Assembly Bill 92**.

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

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

Representative Sensenbrenner asked unanimous consent to speak a third time. Granted.

Representative Sensenbrenner asked unanimous consent to extend the time for debate on the question. Granted.

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

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

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

The question was: Shall assembly amendment 5 to assembly substitute amendment 5 to **Assembly Bill 92** be rejected?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Bolle, Conta, Cyrak, Czerwinski, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Giese, Jackamonis, Johnson, Kedrowski, Kleczka, Lallensack, Lewis, Looby, Luckhardt, McEssy, Mielke, Miller, Molinaro, Munts, Nager, Oberle, O'Malley, Rutkowski, Sanasarian, Schricker, Schroeder, Sicula, Tesmer, Tobiasz, Tröpman, Vanderperren, Ward, Willkom and Mr. Speaker -- 45.

Noes -- Alberts, Behnke, Berger, Bradley, Bruhy, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Gower, Groshek, Grover, Hauke, Keegan, Kincaid, Klicka, Lewison, Matty, Menos, Merkel, Mittness, Mohn, Murray, Niebler, Oestreicher, Olson, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Schneider, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett, Wahner and Wilcox -- 51.

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

Motion failed.

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

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

Representative Nager moved that assembly amendment 5 to assembly substitute amendment 5 to **Assembly Bill 92** be laid on the table.

Representative Shabaz moved that **Assembly Bill 92** be laid on the table.

The question was: Shall **Assembly Bill 92** be laid on the table?

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The roll was taken.

The result follows:

Ayes -- Alberts, Behnke, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Gower, Groshek, Hauke, Johnson, Kedrowski, Keegan, Klicka, Lewison, Luckhardt, Matty, Merkel, Mittness, Mohn, Murray, Niebler, Oestreicher, Olson, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Rohner, Rooney, Roth, Schneider, Sensenbrenner, Shabaz, Tesmer, Thompson, Tregoning, Wahner and Wilcox -- 45.

Noes -- Atkinson, Baldus, Barbee, Barczak, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Grover, Jackamonis, Kincaid, Kleczka, Lallensack, Lewis, Looby, McEssy, Menos, Mielke, Miller, Molinaro, Munts, Nager, Oberle, O'Malley, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schricker, Schroeder, Sricula, Sweda, Swoboda, Tobiasz, Tropman, Vanderperren, Wackett, Ward, Willkom and Mr. Speaker -- 52.

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

Motion failed.

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

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

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

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

The question was: Shall assembly amendment 5 to assembly substitute amendment 5 to **Assembly Bill 92** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Berger, Bolle, Conta, Cyrak, Czerwinski, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Giese, Jackamonis, Johnson, Kedrowski, Kleczka, Lallensack, Lewis, Lewison, Looby, Mielke, Miller, Mohn,

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Molinaro, Munts, Nager, Oestreicher, O'Malley, Rutkowski, Sanasarian, Schricker, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 46.

Noes -- Alberts, Behnke, Bradley, Bruhy, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Gower, Groshek, Grover, Hauke, Keegan, Kincaid, Klicka, Luckhardt, McEssy, Matty, Menos, Merkel, Mittness, Murray, Niebler, Oberle, Olson, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Schneider, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 50.

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

Motion failed.

The question was: Shall assembly amendment 5 to assembly substitute amendment 5 to **Assembly Bill 92** be adopted?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Behnke, Bradley, Bruhy, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Gower, Groshek, Grover, Hauke, Keegan, Kincaid, Klicka, Lewison, Luckhardt, Matty, Menos, Merkel, Mittness, Murray, Niebler, Oberle, Olson, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Schneider, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett, Wahner and Wilcox -- 52.

Noes -- Baldus, Barbee, Barczak, Berger, Bolle, Conta, Cyrak, Czerwinski, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Giese, Jackamonis, Johnson, Kedrowski, Kleczka, Lallensack, Lewis, Looby, McEssy, Mielke, Miller, Mohn, Molinaro, Munts, Nager, Oestreicher, O'Malley, Rutkowski, Sanasarian, Schricker, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Ward, Willkom and Mr. Speaker -- 44.

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

Motion carried.

Assembly amendment 6 to assembly substitute amendment 5 to **Assembly Bill 92** offered by Representative Sanasarian.



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Representative Nager moved rejection of assembly amendment 6 to assembly substitute amendment 5 to **Assembly Bill 92**.

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

Representative Molinaro in the chair.

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

The question was: Shall assembly amendment 6 to assembly substitute amendment 5 to **Assembly Bill 92** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Bradley, Conradt, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Hauke, Jackamonis, Johnson, Kedrowski, Kleczka, Lallensack, Lewis, Looby, McEssy, Miller, Mohn, Molinaro, Munts, Nager, Oestreicher, O'Malley, Pabst, Roberts, Roth, Rutkowski, Schneider, Schricker, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Ward, Willkom and Mr. Speaker -- 50.

Noes -- Alberts, Atkinson, Berger, Bruhy, Byers, Cyrak, Day, DeLong, Donoghue, Duren, Ellis, Gower, Grover, Keegan, Kincaid, Klicka, Lewison, Luckhardt, Matty, Menos, Merkel, Mielke, Mittness, Murray, Niebler, Oberle, Olson, Opitz, Otte, Plewa, Porter, Quackenbush, Quinn, Rogers, Rohner, Rooney, Sanasarian, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett, Wahner and Wilcox -- 46.

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

Motion carried.

Assembly amendment 7 to assembly substitute amendment 5 to **Assembly Bill 92** offered by Representatives Niebler, Shabaz, Sensenbrenner, Rogers and Berger.

Representative Nager moved rejection of assembly amendment 7 to assembly substitute amendment 5 to **Assembly Bill 92**.

Representative Nager moved that **Assembly Bill 92** be laid on the table.

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The speaker in the chair.

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

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

The question was: Shall Assembly Bill 92 be laid on the table?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Gibson, Giese, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Schneider, Schricker, Schroeder, Shabaz, Sicula, Sweda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 86.

Noes -- Berger, Elconin, Flintrop, Kincaid, Matty, Sanasarian, Sensenbrenner, Swoboda, Wackett, Wilcox and Willkom -- 11.

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

Motion carried.

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### SPECIAL ORDER OF BUSINESS AT 10:00 A.M. ON THURSDAY, JUNE 7

#### **Assembly Bill 588**

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

Representative Shabaz asked unanimous consent that **Assembly Bill 588** be made a special order of business at 10:30 A.M. on Tuesday, June 12.

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Representative Sicula objected.

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POINT OF ORDER

Representative Sicula rose to the point of order that assembly substitute amendment 1 to **Assembly Bill 588** was not germane because it accomplishes a different purpose than that of the bill.

The speaker took the point of order under advisement.

**Assembly Bill 134**

Relating to changing the date of evaluation of property acquired by redevelopment authorities.

The question was: Shall **Assembly Bill 134** be ordered engrossed and read a third time?

Motion carried.

Representative Baldus asked unanimous consent that the rules be suspended and that **Assembly Bill 134** be given a third reading. Granted.

The question was: **Assembly Bill 134** 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, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, 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, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 88.

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Noes -- Bruhy, Duren, Gower, Klicka, Merkel, Niebler, O'Malley and Wackett -- 8.

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

Motion carried.

Representative Baldus asked unanimous consent that the rules be suspended and that **Assembly Bill 134** be immediately messaged to the senate. Granted.

**Assembly Bill 500**

Relating to the regulation and licensing of private employment agents.

Representative Baldus asked unanimous consent that **Assembly Bill 500** be referred to the joint committee on Finance. Granted.

Representative Baldus asked unanimous consent that **Assembly Bill 500** be withdrawn from the joint committee on Finance and taken up at this time. Granted.

Representative Baldus asked unanimous consent that assembly amendment 2 to **Assembly Bill 500** be revived. Granted.

Assembly amendment 1 to assembly amendment 2 to **Assembly Bill 500** offered by Representative Olson.

The question was: Shall assembly amendment 1 to assembly amendment 2 to **Assembly Bill 500** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 500** be adopted?

Motion carried.

Representative Baldus asked unanimous consent that assembly amendments 3 and 4 to **Assembly Bill 500** be revived. Granted.

Representative Olson moved rejection of assembly amendment 3 to **Assembly Bill 500**.

The question was: Shall assembly amendment 3 to **Assembly Bill 500** be rejected?

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The roll was taken.

The result follows:

Ayes -- Alberts, Bruhy, Cyrak, Gower, Lewis, Lewison, Matty, Merkel, Niebler, Olson, Opitz, Rohner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 17.

Noes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Looby, Luckhardt, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sricula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 79.

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

Motion failed.

The question was: Shall assembly amendment 3 to Assembly Bill 500 be adopted?

Motion carried.

The question was: Shall assembly amendment 4 to Assembly Bill 500 be adopted?

Motion carried.

The question was: Shall Assembly Bill 500 be ordered engrossed and read a third time?

Motion carried.

Representative Baldus asked unanimous consent that the rules be suspended and that Assembly Bill 500 be given a third reading. Granted.

The question was: Assembly Bill 500 having been read three times, shall the bill pass?

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The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Lewison, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 81.

Noes -- Cyrak, Duren, Gower, Klicka, Lewis, Luckhardt, Matty, Merkel, Niebler, Opitz, Rohner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 16.

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

Motion carried.

Representative Baldus asked unanimous consent that the rules be suspended and that **Assembly Bill 500** be immediately messaged to the senate. Granted.

### **Assembly Bill 501**

Relating to a minimum wage for all employees.

Representative Baldus asked unanimous consent that **Assembly Bill 501** be referred to the joint committee on Finance. Granted.

### **Assembly Bill 760**

Relating to continuation of group life insurance for retired public employes.

Representative Baldus asked unanimous consent that **Assembly Bill 760** be referred to the joint committee on Finance. Granted.

Representative Baldus asked unanimous consent that the chief clerk be instructed to obtain a local fiscal note. Granted.

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Representative Conta asked unanimous consent that the assembly adjourn in honor of the wedding of Nick Nichols, administrative assistant to the joint committee on Finance. 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.

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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:

Tom Murphy from Spooner, Wisconsin, guest of Representative Schricker.

Peter X. Fugina, State Representative of Minnesota House of Representatives, from Virginia, Minnesota, guest of Representative Anderson.

Robert Hannack and Jody Hannack from Spring Valley, Wisconsin, and Kelly Kado from Menomonie, Wisconsin, guests of Representative Mohn.

107 students of 7th grade of Dells Junior High School, accompanied by teachers, Dennis Sweeney, Jerry Thompson, Connie Kirschbaum, from Wisconsin Dells, Wisconsin, guests of Representative Thompson.

58 students of Manitoba School, accompanied by teachers, John Kleveshad and Joan Markel from Milwaukee, Wisconsin, guests of Representative Tobiasz.

Mrs. Henry Joosten Sr. Valley 4 H Leader, 39 children and 5 adults from Appleton, Wisconsin, guests of Representative Rogers.

Frederick Trowbridge from Green Bay, Wisconsin, guest of Representative Gower.

Dr. Bruce Koch, President, Sauk Prairie Chamber of Commerce from Sauk Prairie, Wisconsin, guest of Representative Giese.

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**Mark Kedrowski son and guest of Representative Kedrowski.**

**Mrs. Chris Duehom, Marion Randall, Olva Johnson and Mrs. Franstad from Polk County, Wisconsin, guests of Representative Dueholm.**

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

**The question was: Adjournment?**

**Motion carried.**

**The assembly stood adjourned.**

**12:10 P.M.**