

JOURNAL OF THE ASSEMBLY (October 4, 1973)

STATE OF WISCONSIN

# Assembly Journal

Eighty-First Regular Session

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THURSDAY, October 4, 1973.

9:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Reverend Kenneth Atkins of Good Shepherd Wesleyan Methodist Church, 602 Acewood Boulevard, Madison, Wisconsin.

Representative Keegan led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present -Alberts, Atkinson, Azim, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conratt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, 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, Sricula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 99.

Absent -- None.

Absent with leave -- None.

**AMENDMENTS OFFERED**

Assembly amendment 1 to Assembly Bill 1075 offered by Representative Bradley.

Assembly substitute amendment 1 to Assembly Bill 310 offered by Representatives Conta and Dueholm.

Assembly amendment 38 to assembly substitute amendment 1 to Assembly Bill 1016 offered by Representatives Azim and Thompson.

Assembly amendment 39 to assembly substitute amendment 1 to Assembly Bill 1016 offered by Representative Thompson.

Assembly amendment 4 to Assembly Bill 934 offered by Representatives Johnson and Otte.

Assembly substitute amendment 3 to Assembly Bill 766 offered by Representatives Mittness, Donoghue, Kincaid and Roberts.

Assembly amendment 1 to Assembly Bill 858 offered by Representative Everson.

Assembly substitute amendment 1 to Assembly Bill 3 offered by Representative Otte.

Assembly amendment 5 to Assembly Bill 962 offered by Representatives McEssy and Vanderperren.

Assembly amendment 1 to Assembly Bill 691 offered by Representative Day.

Assembly amendment 2 to Assembly Bill 650 offered by Representative Oestreicher.

Assembly amendment 3 to Assembly Bill 650 offered by Representative Miller.

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**INTRODUCTION AND REFERENCE OF RESOLUTIONS**

Read and referred:

**Assembly Joint Resolution 109**

Directing the legislative council to study the subject matter of 1973 Assembly Bills 155 and 473.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES.

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To Calendar.

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INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

**Assembly Bill 1289**

Relating to elimination of the home visit requirement in the AFDC program.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES.

To committee on Health and Social Services.

**Assembly Bill 1290**

Relating to medical assistance for indigents under the age of 21.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES.

To committee on Health and Social Services.

**Assembly Bill 1291**

Relating to the state's program of services for the blind.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES.

To committee on Health and Social Services.

**Assembly Bill 1292**

Relating to creating a 3-year statute of limitations for actions involving charge-backs between counties, or between a county and the state, resulting from institution maintenance of nonresidents.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES.

To committee on Health and Social Services.

**Assembly Bill 1293**

Relating to requiring a certificate of need for changes at health care institutions, granting rule-making authority, increasing an appropriation and providing a penalty.

By Representatives OESTREICHER, CONTA, EARL, MUNTS, DUEHOLM, FLINTROP, BALDUS, TROPMAN, WAHNER, ROBERTS and SANASARIAN; co-sponsored by Senators THOMPSON and DORMAN, by request of Governor Patrick J. Lucey.

To committee on Health and Social Services.

**Assembly Bill 1294**

Relating to requiring the posting of voting lists at polling places.

By Representatives GOWER and BRUHY.

To committee on Elections.

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**Assembly Bill 1295**

Relating to restricting disclosure of the contents of grand jury transcripts.

By Representative ROGERS.

To committee on Judiciary.

**Assembly Bill 1296**

Relating to definition of the Viet Nam era for veterans' purposes.

By Representative OTTE, by request of Robert Steben.

To committee on Veterans and Military Affairs.

**Assembly Bill 1297**

Relating to time served on prison sentence.

By Representatives THOMPSON, SHABAZ, WILCOX, TREGONING, MATTY, SCHRICKER, NIEBLER, LEWISON, BRUHY, KLIKA, SCHROEDER, MERKEL, ROHNER, ROTH, WACKETT, LEWIS, PORTER, QUACKENBUSH, DE LONG, OPITZ, KINCAID, LUCKHARDT, DONOGHUE, BRADLEY and BYERS.

To committee on Judiciary.

**Assembly Bill 1298**

Relating to riding bicycles on roadways.

By Representatives BRADLEY, SCHRICKER, BYERS, EVERSON and DAY.

To committee on Transportation.

**Assembly Bill 1299**

Relating to a deduction of amounts paid for water and sewer service charges from income for purposes of computing state income tax owing.

By Representative ROTH.

To Joint Survey Committee on Tax Exemptions.

**Assembly Bill 1300**

Relating to establishment of a protective services program for the mentally retarded and certain other persons, various changes in guardianship laws, and granting rule-making authority.

By Representative MUNTS.

To committee on Health and Social Services.

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COMMITTEE REPORTS

The committee on Elections reports and recommends:

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**Assembly Bill 1108**

Relating to the privilege of voting in Wisconsin.

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

**Assembly Bill 1128**

Relating to districting of municipalities into wards.

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

**Assembly Bill 1244**

Relating to mandatory special elections to fill vacancies in certain county, city, village and town offices.

Passage: Ayes: (6) Noes: (1)

**Assembly Bill 1246**

Relating to spring primary elections, changing election date and other related dates.

Passage: Ayes: (4) Noes: (3)

**Assembly Bill 1254**

Relating to use of voter registry and poll lists by candidates and providing a penalty.

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

**JOHN C. OESTREICHER,**  
Chairman

The committee on Health and Social Services reports and recommends:

**Assembly Bill 61**

Relating to visitation privileges for inmates of state prisons.

Assembly substitute amendment 1, introduction and adoption:

Ayes: (9) Noes: (2)

Passage: Ayes: (9) Noes: (2)

**Assembly Bill 298**

Relating to permitting homes for runaway children to wait 3 days before notifying parents.

Assembly substitute amendment 1, adoption:

Ayes: (8) Noes: (3)

Passage: Ayes: (8) Noes: (3)

**Assembly Bill 360**

Relating to regulating products containing lead, granting rule-making authority and providing a penalty.

Assembly substitute amendment 1, adoption:

Ayes: (8) Noes: (3)

Passage: Ayes: (8) Noes: (3)

**Assembly Bill 391**

Authorizing actions by county welfare officials to require support for a spouse or children who are receiving public aid.

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

**Assembly Bill 735**

Relating to requiring the dentistry examining board to grant licenses to practice dentistry in this state to dentists licensed in another state if their state grants reciprocity.

Assembly substitute amendment 1, adoption:

Ayes: (9) Noes: (2)

Passage: Ayes: (9) Noes: (2)

**Assembly Bill 765**

Relating to licensing of child welfare agencies, foster homes and day care facilities.

Assembly amendment 1, adoption:

Ayes: (9) Noes: (2)

Passage: Ayes: (9) Noes: (2)

**Assembly Bill 967**

Relating to requiring nonprofit service plans and group accident and sickness policies to provide for the hospital treatment of drug abuse, and granting rule-making authority.

Passage: Ayes: (9) Noes: (2)

**Assembly Bill 1045**

Relating to establishment of a program for nutritional improvement for the elderly, granting rule-making authority and making an appropriation.

Assembly substitute amendment 1, adoption:

Ayes: (11) Noes: (0)

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

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**Assembly Bill 1055**

Relating to the establishment and operation of a foster grandparent program under the department of health and social services, granting rule-making authority and making an appropriation.

Passage: Ayes: (9) Noes: (2)

**Senate Bill 41**

An act to appropriate \$3,934 from the general fund for payment of a claim made by Johnnie Mae and Arthur Johnson.

Concurrence: Ayes: (8) Noes: (3)

JOSEPH C. CZERWINSKI,  
Chairman

The committee on Highways reports and recommends:

**Assembly Bill 1087**

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

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

**Assembly Bill 1093**

Relating to green-yellow-red and WALK-DON'T WALK traffic control signals.

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

**Assembly Bill 1097**

Relating to application for certificate of title.

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

**Assembly Bill 1142**

Relating to exemptions from weight calculations for vehicles transporting livestock.

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

CLETUS VANDERPERREN,  
Chairman

The committee on Insurance and Banking reports and recommends:

**Assembly Bill 941**

Relating to group auto insurance and granting rule-making authority.

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

**Assembly Bill 961**

Relating to cash reserves of banks and granting rule-making authority.

Passage: Ayes: (6) Noes: (3) Not Voting: (1)

**Assembly Bill 1175**

Relating to omnibus coverage of accident liability insurance.

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

PAUL E. SICULA,  
Chairman

The Joint Committee on Finance reports and recommends:

**Assembly Bill 413**

Relating to discrimination in employment by public utilities.

Indefinite postponement: Ayes: (9) Noes: (3) Not Voting: (1)

**Assembly Bill 567**

Relating to requiring automatic fire sprinkler systems above the 7th floor in all buildings and creating a penalty.

Adoption of assembly substitute amendment 1:

Ayes: (13) Noes: (0)

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

**Assembly Bill 886**

Relating to creditable prior service for elected officials under the retirement fund.

Adoption of assembly amendment 1 to assembly substitute amendment 1:

Ayes: (11) Noes: (2)

Adoption of assembly substitute amendment 1:

Ayes: (11) Noes: (1)

Passage: Ayes: (8) Noes: (3)

DENNIS J. CONTA,  
Chairman

The committee on Judiciary reports and recommends:



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**Assembly Bill 566**

Relating to collection of a service charge by the family court commissioner for drafting an order in an action affecting marriage.

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

**Assembly Bill 733**

Relating to retroactive application of contributory negligence statute.

Passage: Ayes: (5) Noes: (2) Not Voting: (1)

**Assembly Bill 895**

Relating to state regulation of securities.

Passage: Ayes: (6) Noes: (2)

**Assembly Bill 949**

Relating to substitution of judges in criminal cases.

Passage: Ayes: (6) Noes: (1) Not Voting: (1)

**Assembly Bill 958**

Relating to construction defects escrow accounts.

Passage: Ayes: (6) Noes: (2)

**Assembly Bill 1224**

Relating to requiring pretrial notice of prosecution witnesses offered to rebut a defendant's alibi.

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

**Assembly Bill 551**

Relating to court commissioners performing marriages.

Adoption: assembly substitute amendment 1:

Ayes: (6) Noes: (2)

Passage: Ayes: (5) Noes: (3)

**Assembly Bill 707**

Relating to establishing a system for legal representation of indigents in civil and criminal actions, creating an indigent legal representation board, granting rule-making authority and making an appropriation.

Introduction and adoption assembly amendment 1

Ayes: (11) Noes: (0)

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Indefinite postponement:

Ayes: (8) Noes: (3)

LLOYD A. BARBEE,  
Chairman

The committee on Natural Resources reports and recommends:

**Assembly Bill 123**

Relating to posting of waters unsafe for drinking or bathing and granting rule-making authority.

Assembly substitute amendment 1, adoption:

Ayes: (8) Noes: (2)

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

**Assembly Bill 195**

Relating to free small game licenses for residents over 65 years of age.

Assembly amendment 1, adoption:

Ayes: (10) Noes: (0)

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

**Assembly Bill 620**

Relating to free resident fishing licenses for residents over the age of 62.

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

**Assembly Bill 918**

Relating to holding the boat operator responsible for littering in navigable waters.

Passage: Ayes: (10) Noes: (0)

**Assembly Bill 970**

Relating to the management of lands designated as wilderness, wild, natural or scientific areas, and granting rule-making power.

Assembly amendment 1, adoption:

Ayes: (13) Noes: (0)

Passage: Ayes: (8) Noes: (5)

**Assembly Bill 1034**

Relating to the designation of hunting and fishing day.

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

LEWIS T. MITTNESS,  
Chairman

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JOINT SURVEY COMMITTEE ON  
RETIREMENT SYSTEMS

**Assembly Bill 385**

It is recommended that Assembly Bill 533 be enacted, but in the form represented by the draft identified in this report as Senate Substitute Amendment 1 to 1973 Assembly Bill 533.

To Calendar.

Respectfully submitted,  
REUBEN LAFAVE,  
Chairman  
ALVIN BALDUS,  
Vice-Chairman

The committee on Rules reports and recommends:

**Assembly Resolution 51**

Relating to making 1973 Assembly Bill 814 a special order of business on October 9, 1973.

Introduction:

Ayes: (7) Noes: (2) Not Voting: (1)

**Assembly Resolution 52**

Relating to making 1973 Assembly Bill 934 a special order of business on October 9, 1973.

Introduction: Ayes: (7) Noes: (3)

**Assembly Resolution 53**

Relating to making 1973 Assembly Bill 948 a special order of business on October 10, 1973.

Introduction: Ayes: (8) Noes: (2)

**Assembly Resolution 54**

Relating to making Assembly Joint Resolution 5 a special order of business on October 10, 1973.

Introduction: Ayes: (8) Noes: (2)

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**Assembly Resolution 55**

Relating to making 1973 Assembly Bill 922 a special order of business on October 11, 1973.

Introduction: Ayes: (8) Noes: (2)

**Assembly Resolution 56**

Relating to making 1973 Assembly Bill 857 a special order of business on October 11, 1973.

Introduction: Ayes: (8) Noes: (2)

GEORGE MOLINARO,  
Chairman

**Assembly Resolution 51**

Relating to making 1973 Assembly Bill 814 a special order of business on October 9, 1973 at 10 a.m.

Resolved by the assembly pursuant to assembly rule 17m, That upon adoption of this resolution, 1973 Assembly Bill 814, relating to electric generating facilities and high-voltage transmission lines, shall be a Tuesday, October 9, 1973 at 10 a.m.; that debate shall not exceed 1-1/2 hours of which time not more than 45 minutes shall be allotted to the proponents of the bill, and not more than 45 minutes shall be allotted to opponents of the bill; that the floor manager for the bill shall be Representative Earl or his designee, and the floor manager against the bill shall be Representative Shabaz or his designee; and that if the bill is ordered engrossed and read a third time, or if a motion to reconsider is entered, it shall appear on subsequent printed calendars as a special order of business at 10 a.m. until passed, reconsidered, referred to a committee, tabled, or adversely disposed of; and

Be it further resolved, That when the bill is before the assembly for passage, debate shall not exceed 20 minutes for the proponents and 20 minutes for the opponents, including all incidental and subsidiary motions, the time to be allotted by the above named floor managers or their designees. If a motion to reconsider is entered, debate on that motion shall not exceed 20 minutes.

By COMMITTEE ON RULES.

Representative Sensenbrenner moved rejection of **Assembly Resolution 51**.

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### POINT OF ORDER

Representative Niebler rose to the point of order that the resolution was not properly before the assembly.

The speaker ruled the point of order not well taken.

Representative Shabaz moved a

### CALL OF THE ASSEMBLY

There were sufficient seconds.

The sergeant-at-arms was directed to close the doors and the chief clerk to call the roll.

The chief clerk called the roll.

Members absent with leave -- None.

Members absent without leave -- Azim, Barbee, Cyrak, Czerwinski, Giese, Klicka, Mielke, Mohn, Munts, Nager, Olson, Schroeder, Tesmer and Ward.

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### LEAVES OF ABSENCE

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

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

Representative Earl asked unanimous consent that the call of the house be lifted.

Representative Shabaz objected.

The assembly proceeded to other business.

### Assembly Resolution 52

Relating to making 1973 Assembly Bill 934 a special order of business on October 9, 1973, at 2 p.m.

Resolved by the assembly pursuant to assembly rule 17m, That upon adoption of this resolution, 1973 Assembly Bill 934, relating to unemployment compensation and the unemployment reserve fund, shall be a special order of business on Tuesday, October 9, 1973 at 2 p.m.; that debate shall not exceed 3 hours of which time not more than 1-1/2 hours shall be allotted to the proponents of the bill, and not more than 1-1/2 hours shall be allotted to opponents of the bill; that the floor manager for the bill shall be

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Representative Earl or his designee, and the floor manager against the bill shall be Representative Shabaz or his designee; and that if the bill is ordered engrossed and read a third time, or if a motion to reconsider is entered, it shall appear on subsequent printed calendars as a special order of business at 10 a.m. until passed, reconsidered, referred to a committee, tabled, or adversely disposed of; and

Be it further resolved, That when the bill is before the assembly for passage, debate shall not exceed 30 minutes for the proponents and 30 minutes for the opponents, including all incidental and subsidiary motions, the time to be allotted by the above named floor managers or their designees. If a motion to reconsider is entered, debate on that motion shall not exceed 20 minutes.

By COMMITTEE ON RULES.

Representative Shabaz moved rejection of **Assembly Resolution 52**.

Representative Merkel moved that **Assembly Resolution 52** be referred to the committee on Rules.

The question was: Shall **Assembly Resolution 52** be referred to the committee on Rules?

The roll was taken.

The result follows:

Ayes -Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Molinaro, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tobiasz, Tregoning, Wackett and Wilcox -- 38.

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

Absent or not voting -- Azim, Barbee and Mielke -- 3.

Motion failed.

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**The question was: Shall Assembly Resolution 52 be rejected?**

**The roll was taken.**

**The result follows:**

**Ayes -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 36.**

**Noes -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rohner, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 61.**

**Absent or not voting -- Azim and Barbee -- 2.**

**Motion failed.**

**The question was: Shall Assembly Resolution 52 be adopted?**

**The roll was taken.**

**The result follows:**

**Ayes -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rohner, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 60.**

**Noes -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 37.**

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

Motion carried.

**Assembly Resolution 53**

Relating to making 1973 Assembly Bill 948 a special order of business on October 10, 1973.

Resolved by the assembly pursuant to assembly rule 17m, That upon adoption of this resolution, 1973 Assembly Bill 948, relating to billboard regulation, shall be a special order of business on Wednesday, October 10, 1973 at 2 p.m.; that debate shall not exceed 2 hours of which time not more than 1 hour shall be allotted to the proponents of the bill, and not more than 1 hour shall be allotted to opponents of the bill; that the floor manager for the bill shall be Representative Earl or his designee, and the floor manager against the bill shall be Representative Shabaz or his designee; and that if the bill is ordered engrossed and read a third time, or if a motion to reconsider is entered, it shall appear on subsequent printed calendars as a special order of business at 10 a.m. until passed, reconsidered, referred to a committee, tabled, or adversely disposed of; and

Be it further resolved, That when the bill is before the assembly for passage, debate shall not exceed 30 minutes for the proponents and 30 minutes for the opponents, including all incidental and subsidiary motions, the time to be allotted by the above named floor managers or their designees. If a motion to reconsider is entered, debate on that motion shall not exceed 20 minutes.

By COMMITTEE ON RULES.

Representative Thompson moved rejection of **Assembly Resolution 53**.

Representative Shabaz asked unanimous consent that **Assembly Bill 948** be taken from the calendar of October 4 and taken up at this time.

Representative Earl objected.

Representative Shabaz moved that the rules be suspended and that **Assembly Bill 948** be withdrawn from the calendar of October 4 and taken up at this time.

The question was: Shall the rules be suspended and that **Assembly Bill 948** be withdrawn from the calendar of October 4 and taken up at this time?



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The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Behnke, Berger, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Hauke, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Olson, Opitz, Pabst, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Tesmer, Thompson, Tregoning, Wackett, Ward and Wilcox -- 47.

Noes -- Baldus, Barczak, Bolle, Conta, Czerwinski, Dorff, Ducholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hephner, Jackamonis, Johnson, Kedrowski, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sricula, Sweda, Swoboda, Tobiasz, Tropman, Vanderperren, Wahner, Willkom and Mr. Speaker -- 50.

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

Motion failed.

Representative Merkel moved that **Assembly Resolution 53** be referred to the committee on Rules.

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**POINT OF ORDER**

Representative Earl rose to the point of order that the motion was dilatory.

The speaker ruled the point of order well taken.

The question was: Shall **Assembly Resolution 53** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Barczak, Behnke, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Ellis, Everson, Gibson, Giese, Gower, Hauke, Hephner, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Murray, Nager, Niebler, Oberle, Olson, Opitz, Pabst, Porter, Quackenbush, Quinn, Rohner, Rooney, Roth,

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Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Wackett, Wilcox and Willkom -- 57.

Noes -- Baldus, Berger, Bolle, Conta, Czerwinski, Dorff, Ducholm, Earl, Early, Elconin, Ferrall, Flintrop, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Looby, Mielke, Miller, Mittness, Molinaro, Munts, Oestreicher, O'Malley, Otte, Plewa, Roberts, Rogers, Rutkowski, Sanasarian, Sicula, Sweda, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 39.

Absent or not voting -- Azim, Barbee and Mohn -- 3.

Motion carried.

### **Assembly Resolution 54**

Relating to making 1973 Assembly Joint Resolution 5 a special order of business on October 10, 1973.

Resolved by the assembly pursuant to assembly rule 17m, That upon adoption of this resolution, 1973 Assembly Joint Resolution 5, relating to alterations in court structure, shall be a special order of business on Wednesday, October 10, 1973 at 9 a.m.; that debate shall not exceed 3 hours of which time not more than 1-1/2 hours shall be allotted to the proponents of the bill, and not more than 1-1/2 hours shall be allotted to opponents of the bill; that the floor manager for the bill shall be Representative Earl or his designee, and the floor manager against the bill shall be designated by the minority floor leader; and that if the bill is ordered engrossed and read a third time, or if a motion to reconsider is entered, it shall appear on subsequent printed calendars as a special order of business at 10 a.m. until passed, reconsidered, referred to a committee, tabled, or adversely disposed of; and

Be it further resolved, That when the bill is before the assembly for passage, debate shall not exceed 30 minutes for the proponents and 30 minutes for the opponents, including all incidental and subsidiary motions, the time to be allotted by the above-named floor managers or their designees. If a motion to reconsider is entered, debate on that motion shall not exceed 20 minutes.

By COMMITTEE ON RULES.

Representative Shabaz moved rejection of **Assembly Resolution 54**.

Representative Baldus in the chair.

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**POINT OF ORDER**

Representative Sensenbrenner rose to the point of order that the hour of 2:00 P.M. on October 3 had arrived and the assembly was on a special order of business.

The chair took the point of order under advisement.

The question was: Shall Assembly Resolution 54 be rejected?

The roll was taken.

The result follows:

**Ayes -- Alberts, Atkinson, Barczak, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Duren, Ellis, Gibson, Giese, Gower, Hauke, Hephner, Keegan, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Murray, Niebler, Olson, Opitz, Pabst, Porter, Quackenbush, Quinn, Rohner, Rooney, Roth, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sricula, Swoboda, Tesmer, Thompson, Tregoning, Wackett, Wilcox and Willkom -- 51.**

**Noes -- Baldus, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Kleczka, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Plewa, Roberts, Rogers, Rutkowski, Sanasarian, Sweda, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 46.**

**Absent or not voting -- Azim and Barbee -- 2.**

**Motion carried.**

**The speaker in the chair.**

**Assembly Resolution 55**

**Relating to making 1973 Assembly Bill 922 a special order of business on October 11, 1973.**

**Resolved by the assembly pursuant to assembly rule 17m, That upon adoption of this resolution, 1973 Assembly Bill 922, relating to creation of a solid waste reclamation authority, shall be a special order of business on Thursday, October 11, 1973 at 10 a.m.; that debate shall not exceed 2 hours of which time not more than 1 hour shall be allotted to the proponents of the bill, and not more than 1 hour shall be allotted to opponents of the bill; that the floor manager for**

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the bill shall be Representative Earl or his designee, and the floor manager against the bill shall be Representative Shabaz or his designee; and that if the bill is ordered engrossed and read a third time, or if a motion to reconsider is entered, it shall appear on subsequent printed calendars as a special order of business at 10 a.m. until passed, reconsidered, referred to a committee, tabled, or adversely disposed of; and

Be it further resolved, That when the bill is before the assembly for passage, debate shall not exceed 30 minutes for the proponents and 30 minutes for the opponents, including all incidental and subsidiary motions, the time to be allotted by the above named floor managers or their designees. If a motion to reconsider is entered, debate on that motion shall not exceed 20 minutes.

By COMMITTEE ON RULES.

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### POINT OF ORDER

Representative Niebler rose to the point of order that **Assembly Resolution 55** was not properly before us under Assembly Rule 17m because **Assembly Bill 922** was in committee.

The speaker ruled the point of order not well taken.

The speaker ruled the point of order on **Assembly Resolution 54** raised by Representative Sensenbrenner not well taken.

Representative Shabaz asked unanimous consent that **Assembly Resolution 55** be laid on the table.

Representative Earl objected.

Representative Shabaz moved that **Assembly Resolution 55** be laid on the table.

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

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

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

The question was: Shall **Assembly Resolution 55** be laid on the table?

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The roll was taken.

The result follows:

**Ayes -- Alberts, Atkinson, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Hephner, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Olson, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 37.**

**Noes -- Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Oberle, Oestreicher, O'Malley, Opitz, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 59.**

**Absent or not voting -- Azim, Barbee and Nager -- 3.**

**Motion failed.**

**Representative Niebler moved rejection of Assembly Resolution 55.**

**Representative Opitz asked unanimous consent to introduce an amendment.**

**Representative Earl objected.**

**Representative Opitz moved that the rules be suspended to introduce an amendment.**

**The question was: Shall the rules be suspended to introduce an amendment?**

**The roll was taken.**

**The result follows:**

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

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**Noes** -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 80.

**Absent or not voting** -- Azim, Barbee, Day and Olson -- 4.

**Motion failed.**

**The question was:** Shall **Assembly Resolution 55** be rejected?

**The roll was taken.**

**The result follows:**

**Ayes** -- Alberts, Bradley, Bruhy, Byers, Conrads, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Hephner, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Olson, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 35.

**Noes** -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Opitz, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 62.

**Absent or not voting** -- Azim and Barbee -- 2.

**Motion failed.**

**Representative Sensenbrenner** asked unanimous consent that **Assembly Bill 922** be referred to the joint committee on Finance.

**Representative Earl** objected.

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Representative Sensenbrenner moved that the rules be suspended and that **Assembly Bill 922** be withdrawn from the committee on Environmental Quality and referred to the joint committee on Finance.

The question was: Shall the rules be suspended and that **Assembly Bill 922** be withdrawn from the committee on Environmental Quality and referred to the joint committee on Finance?

The roll was taken.

The result follows:

**Ayes -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Hephner, Keegan, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 38.**

**Noes -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 59.**

**Absent or not voting -- Azim and Barbee -- 2.**

Motion failed.

Representative Cyrak moved that **Assembly Resolution 55** be referred to the committee on Rules.

The question was: Shall **Assembly Resolution 55** be referred to the committee on Rules?

The roll was taken.

The result follows:

**Ayes -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Kincaid, Klicka,**

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Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 36.

Noes -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 61.

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

Motion failed.

The question was: Shall Assembly Resolution 55 be adopted?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Opitz, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 62.

Noes -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Hephner, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Merkel, Niebler, Olson, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 35.

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

Motion carried.



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**Assembly Resolution 56**

Relating to making 1973 Assembly Bill 857 a special order of business on October 11, 1973, at 2 p.m.

Resolved by the assembly pursuant to assembly rule 17m, That upon adoption of this resolution, 1973 Assembly Bill 857, relating to referenda on borrowing by vocational, technical and adult education districts, shall be a special order of business on Thursday, October 11, 1973 at 2 p.m.; that debate shall not exceed 2 hours of which time not more than 1 hour shall be allotted to the proponents of the bill, and not more than 1 hour shall be allotted to opponents of the bill; that the floor manager for the bill shall be Representative Grover or his designee, and the floor manager against the bill shall be the designee of the minority floor leader; and that if the bill is ordered engrossed and read a third time, or if a motion to reconsider is entered, it shall appear on subsequent printed calendars as a special order of business at 10 a.m. until passed, reconsidered, referred to a committee, tabled, or adversely disposed of; and

Be it further resolved, That when the bill is before the assembly for passage, debate shall not exceed 30 minutes for the proponents and 30 minutes for the opponents, including all incidental and subsidiary motions, the time to be allotted by the above named floor managers or their designees. If a motion to reconsider is entered, debate on that motion shall not exceed 20 minutes.

By COMMITTEE ON RULES.

Representative Merkel moved rejection of **Assembly Resolution 56**.

Representative Shabaz asked unanimous consent that **Assembly Bill 857** be taken from the calendar and taken up at this time.

Representative Earl objected.

Representative Shabaz moved that the rules be suspended and that **Assembly Bill 857** be taken from the calendar and taken up at this time.

The question was: Shall the rules be suspended and that **Assembly Bill 857** be taken from the calendar and taken up at this time?

The roll was taken.

The result follows:

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**Ayes** -- Alberts, Atkinson, Barczak, Behnke, Bradley, Bruhy, Byers, Conradt, Cyrak, Czerwinski, Day, DeLong, Donoghue, Duren, Ellis, Gibson, Giese, Gower, Hauke, Hephner, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Murray, Nager, Niebler, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 52.

**Noes** -- Baldus, Berger, Bolle, Conta, Dorff, Ducholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Lallensack, Looby, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Oberle, Oestreicher, O'Malley, Otte, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 45.

**Absent or not voting** -- Azim and Barbee -- 2.

**Motion failed.**

**The question was:** Shall **Assembly Resolution 56** be rejected?

**The roll was taken.**

**The result follows:**

**Ayes** -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Hauke, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Merkel, Niebler, Olson, Opitz, Plewa, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Thompson, Tregoning, Wackett and Wilcox -- 38.

**Noes** -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Ducholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 59.

**Absent or not voting** -- Azim and Barbee -- 2.

**Motion failed.**

**The question was:** Shall **Assembly Resolution 56** be adopted?

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The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 60.

Noes -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Merkel, Niebler, Olson, Opitz, Plewa, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Sricula, Thompson, Tregoning, Wackett and Wilcox -- 37.

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

Motion carried.

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### COMMITTEE REPORTS

The committee on Environmental Quality reports and recommends:

#### **Assembly Bill 814**

Relating to long-range planning for and approval of electric generating facilities and high-voltage transmission lines.

Introduction and adoption of assembly substitute amendment 3:  
Ayes: (6) Noes: (1)

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

#### **Assembly Bill 922**

Relating to the creation of a Wisconsin solid waste reclamation authority, granting rule-making authority and making an appropriation.

Introduction and adoption of assembly substitute amendment 2  
Ayes: (7) Noes: (0)

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

**JAMES W. WAHNER,  
Chairman**

**Representative Earl asked unanimous consent that the call of the house be lifted. Granted.**

**Representative McEssy asked unanimous consent that the assembly adjourn today in honor of the birthday of Representative Conradt. Granted.**

**Representative Earl asked unanimous consent that the assembly stand recessed until 2:00 P.M.. Granted.**

**The assembly stood recessed.**

**12:35 P.M.**

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**RECESS**

**2:15 P.M.**

**The assembly reconvened.**

**Representative Earl asked unanimous consent that **Assembly Resolution 51** be laid on the table. Granted.**

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**MESSAGE FROM THE SENATE**

**By William P. Nugent, chief clerk.**

**Mr. Speaker:**

**I am directed to inform you that the senate has adopted and asks concurrence in:**

**Motion under joint rule 26:**

**A Joint Certificate of Condolence by Senator Risser; co-sponsored by Representatives Miller and Anderson, for the Ralph O. Nafziger Family on the occasion of his death.**

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

**The question was: Concurrence?**

**Motion carried.**

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Representative Earl 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 adopted and asks concurrence in:

**Senate Joint Resolution 80**

Representative Earl asked unanimous consent that **Senate Joint Resolution 80** be taken from the senate message and taken up at this time. Granted

**Senate Joint Resolution 80**

Requesting the U. S. environmental protection agency to amend the proposed effluent limitations guidelines of feedlots category of the federal water pollution control act.

The question was: Shall **Senate Joint Resolution 80** be concurred in?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 80** 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 adopted and asks concurrence in:

**Senate Joint Resolution 43,**  
**Senate Joint Resolution 59, and**  
**Senate Joint Resolution 61.**

Passed and asks concurrence in:

**Senate Bill 16,**

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**Senate Bill 449** and  
**Senate Bill 541.**

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ACTION ON THE SENATE MESSAGE

**Senate Joint Resolution 43**

Memorializing the congress to restore cutbacks in veterans benefits as a result of recent changes in the social security act.

By Senators McKenna, Bablitch, LaFollette, Thompson, Frank and Flynn, cosponsored by Representatives Duren, Oberle and Miller.

To Calendar.

**Senate Joint Resolution 59**

Directing the legislative council to study the feasibility of the federal government collecting state income taxes and of simplifying the state income tax bringing it into closer conformity with the federal income tax.

By Senators Petri, Kasten and Knowles.

To Calendar.

**Senate Joint Resolution 61**

Memorializing congress to stop federal control over areas which are property of state concern.

By Senator Roseleip.

To committee on State Affairs.

**Senate Bill 16**

Relating to crimes against animals and providing penalties.

By Legislative Council.

To committee on Agriculture.

**Senate Bill 449**

Relating to investment by the investment board of employe trust funds.

By Senator LaFave.

To committee on State Affairs.

**Senate Bill 541**

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

By Senators Lorge and Roseleip, cosponsored by Representative Byers.

To committee on Veterans and Military Affairs.

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Representative Earl 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, William J. Buss, whose 242-acre grade A dairy farm, located at Rt. 1, Platteville, Town of Belmont, in Lafayette County, supports 42 head of dairy cattle, has been named "1973 Wisconsin Farm Family of the Year" by the Farmers Home Administration of the U.S. Department of Agriculture; and

Whereas, Mr. Buss started farming in 1953 and he and his family have arrived at their present farm ownership as a result of careful thought and planning and with the maximum use of agricultural and other services available in their community; and

Whereas, Mr. Buss has served with the armed forces of this country in the Korean conflict with a distinguished record having been awarded the Bronze Star; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Tregoning and Senator Roseleip under Joint Rule 26, extend their warmest congratulations to William J. and Shirley Buss and their three children on being selected as the "1973 Wisconsin Farm Family of the Year", and wish them well in the competition for the national title.

---

**MOTION UNDER JOINT RULE 26**

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

**Know you by these presents:**

Whereas, on August 23, 1973, Keith Kontowski, age 13, and Edward Pinkowski, age 12, while collecting on a newspaper route, saw smoke coming from the home of Charles Lohrenz, age 82, and immediately ran to a nearby fire station to alert the fire department; and

Whereas, the alertness of these two young men and their exhibition of responsibility and good citizenship were instrumental in saving the life of an elderly citizen; now, therefore,

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The Members of the Wisconsin Legislature, on the motion of Representative Plewa do hereby commend these two fine youngsters for their sense of responsibility, their alertness and their display of good citizenship.

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### MOTION UNDER JOINT RULE 26

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

Know you by these presents:

Whereas, the Extension Homemakers Club is a unique organization which involves the individual woman in identifying and solving family and community problems through an educational program; and

Whereas, an extension homemaker is an off-campus student of the University of Wisconsin and is also a member of a national organization affiliated with the Associated County Women of the World - a part of the largest women's organization in the world; and

Whereas, Extension Homemakers emphasize continuing education in the areas of leadership and personal growth and give their members an opportunity to meet other women educationally and socially and to pool experiences and information to keep up to date on current trends and the latest research; and

Whereas, the Dodge County Extension Homemakers have grown in membership to the point where there are now 48 clubs with over 650 members; and

Whereas, the Dodge County Extension Homemakers Clubs, organized in 1938, are celebrating their 35th anniversary; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Luckhardt, Lewis, Cyrak, Wilcox and Senators Hollander, Bidwell under Joint Rule 26, congratulate the Dodge County Extension Homemakers on their past achievements and wish them well in the future.

---

### MOTION UNDER JOINT RULE 26

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



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Know you by these presents:

Whereas, Mrs. Edna Schaad is retiring as head of technical services of the T. B. Scott Free Library in Merrill; and

Whereas, Mrs. Schaad's service to the T. B. Scott library and the people of Merrill and of Lincoln County encompass 23 years; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Donoghue commend Mrs. Edna Schaad on her 23 years of devoted public service as a librarian, and extend their best wishes for her retirement years.

The question was: Adoption?

Motion carried.

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

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### MOTIONS

Representative Earl asked unanimous consent to introduce a joint resolution. Granted.

#### **Assembly Joint Resolution 110**

Relating to the week of October 13-21, 1973 being designated as "Applefest Week in Wisconsin".

Representative Earl asked unanimous consent that **Assembly Joint Resolution 110** be taken up at this time. Granted.

The question was: Shall **Assembly Joint Resolution 110** be adopted?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 110** be immediately messaged to the senate. Granted.

Representative Conta asked unanimous consent that **Assembly Bill 922** be referred to the joint committee on Finance. Granted.

## JOURNAL OF THE ASSEMBLY (October 4, 1973)

Representative Wackett asked unanimous consent that **Assembly Bill 863** be withdrawn from the committee on Municipalities and referred to the joint committee on Finance. Granted.

Representative Schricker asked unanimous consent that Representatives Schricker and Byers be made co-authors of **Assembly Bill 1284**. Granted.

Representative Roberts asked unanimous consent to be recorded as voting "Aye" on adoption of **Assembly Resolution 53**. Granted.

Representative Gower asked unanimous consent that **Assembly Bill 512** be taken from the table and placed at the foot of the calendar of October 4.

Representative Earl objected.

Representative Gower moved that **Assembly Bill 512** be taken from the table and placed at the foot of the calendar of October 4.

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

The question was: Shall **Assembly Bill 512** be taken from the table and placed at the foot of the calendar of October 4?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Duren, Ellis, Gibson, Giese, Gower, Hauke, Hephner, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Olson, Opitz, Pabst, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 45.

Noes -- Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 53.

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**Absent or not voting -- Barbee -- 1.**

**Motion failed.**

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**SPECIAL ORDER OF BUSINESS AT 2:00 P.M. ON  
WEDNESDAY, OCTOBER 3**

**Assembly Bill 1016**

**Relating to regulation of elections and campaign contributions and expenditures, granting rule-making authority, providing penalties and making an appropriation.**

**Representative Duren moved that Assembly Bill 1016 be laid on the table.**

**The question was: Shall Assembly Bill 1016 be laid on the table?**

**The roll was taken.**

**The result follows:**

**Ayes -- Alberts, Azim, Bradley, Bruhy, Byers, Cyrak, Day, DeLong, Donoghue, Duren, Gibson, Giese, Gower, Hephner, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Mittness, Murray, Oberle, Olson, Opitz, Otte, Pabst, Porter, Rohner, Rooney, Roth, Schricker, Schroeder, Shabaz, Sicula, Thompson, Tregoning, Wackett and Wilcox -- 40.**

**Noes -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mohn, Molinaro, Munts, Nager, Niebler, Oestreicher, O'Malley, Plewa, Quackenbush, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 56.**

**Absent or not voting -- Barbee, Conradt and Quinn -- 3.**

**Motion failed.**

**Representative Thompson moved rejection of assembly amendment 3 to assembly substitute amendment 1 to Assembly Bill 1016.**

**The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to Assembly Bill 1016 be rejected?**

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The roll was taken.

The result follows:

Ayes -- Alberts, Azim, Byers, Cyrak, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Everson, Gibson, Giese, Gower, Kincaid, Kleczka, Lewis, Lewison, Luckhardt, McEssy, Merkel, Murray, Niebler, Olson, Opitz, Pabst, Porter, Rohner, Schroeder, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 34.

Noes -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Conta, Czerwinski, Day, Ducholm, Earl, Elconin, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Klicka, Lallensack, Looby, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Sensenbrenner, Sricula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 63.

Absent or not voting -- Barbee and Conradt -- 2.

Motion failed.

Assembly amendment 1 to assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 1016** offered by Representative Azim.

Representative Oestreicher moved rejection of assembly amendment 1 to assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 1016**.

The question was: Shall assembly amendment 1 to assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 1016** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barczak, Behnke, Berger, Bolle, Conta, Cyrak, Czerwinski, Day, Dorff, Ducholm, Earl, Early, Elconin, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sweda, Tesmer, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 52.

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Noes -- Alberts, Atkinson, Azim, Bradley, Bruhy, Byers, DeLong, Donoghue, Duren, Ellis, Everson, Gibson, Giese, Gower, Hephner, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Olson, Opitz, Pabst, Porter, Quackenbush, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Swoboda, Thompson, Tobiasz, Tregoning, Wackett and Wilcox -- 44.

Absent or not voting -- Barbee, Conradt and Quinn -- 3.

Motion carried.

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

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 1016** be adopted?

Motion carried.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 1016** be adopted?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Klicka, Lallensack, Looby, Menos, Merkel, Mielke, Miller, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Willkom and Mr. Speaker -- 65.

Noes -- Alberts, Azim, Bradley, Bruhy, Byers, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Kincaid, Lewis, Lewison, Luckhardt, McEssy, Matty, Mittness, Niebler, Olson, Opitz, Porter, Quackenbush, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Thompson and Wilcox -- 30.

Absent or not voting -- Barbee, Barczak, Conradt and Quinn -- 4.

Motion carried.

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Representative Oestreicher moved rejection of assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 1016**.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 1016** be rejected?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dueholm, Duren, Earl, Early, Ellis, Everson, Ferrall, Flintrop, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Lewis, Looby, Menos, Mielke, Miller, Mittness, Mohn, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Opitz, Otte, Pabst, Plewa, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schneider, Schroeder, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 63.

Noes -- Alberts, Azim, Bradley, Bruhy, Byers, Cyrak, DeLong, Donoghue, Dorff, Elconin, Gibson, Giese, Hephner, Kincaid, Klicka, Lewison, Luckhardt, McEssy, Matty, Merkel, Molinaro, Niebler, Olson, Porter, Rohner, Roth, Sanasarian, Schricker, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 33.

Absent or not voting -- Barbee, Conradt and Quinn -- 3.

Motion carried.

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

Representative Oestreicher moved rejection of assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 1016**.

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 1016** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis,

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Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mohn, Molinaro, Munts, Murray, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schneider, Schricker, Sensenbrenner, Sricula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 79.

Noes -- Azim, Cyrak, Hephner, Klicka, Lewis, Mittness, Nager, Porter, Rohner, Sanasarian, Schroeder, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 17.

Absent or not voting -- Barbee, Conradt and Quinn -- 3.

Motion carried.

Representative Ferrall asked unanimous consent that assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 1016** be withdrawn and returned to the authors. Granted.

Representative Oestreicher moved rejection of assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 1016**.

Representative Mittness moved that **Assembly Bill 1016** be referred to the committee on Elections.

The questions: Shall **Assembly Bill 1016** be referred to the committee on Elections?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Ellis, Gibson, Gower, Groshek, Hephner, Keegan, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Mielke, Mittness, Murray, Oberle, Olson, Opitz, Otte, Porter, Quackenbush, Quinn, Rohner, Rooney, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Sricula, Thompson, Tregoning, Wackett and Wilcox -- 48.

Noes -- Baldus, Barczak, Behnke, Berger, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Giese, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Kincaid, Kleczka, Lallensack, Looby, Menos, Miller, Mohn, Molinaro,

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Munts, Nager, Niebler, Oestreicher, O'Malley, Pabst, Plewa, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 50.

Absent or not voting -- Barbee -- 1.

Motion failed.

The question was: Shall assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 1016** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Berger, Conta, Dueholm, Earl, Early, Ellis, Flintrop, Grover, Johnson, Kedrowski, Looby, Luckhardt, Miller, Mohn, Molinaro, Munts, Oberle, Oestreicher, Rooney, Sanasarian, Sweda, Tobiasz, Tropman, Wahner, Willkom and Mr. Speaker -- 27.

Noes -- Alberts, Atkinson, Azim, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Duren, Elconin, Everson, Ferrall, Gibson, Giese, Gower, Groshek, Hauke, Hephner, Jackamonis, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, McEssy, Matty, Menos, Merkel, Mielke, Mittness, Murray, Nager, Niebler, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Rogers, Rohner, Roth, Rutkowski, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tregoning, Vanderperren, Wackett, Ward and Wilcox -- 69.

Absent or not voting -- Barbee, Barczak and Roberts -- 3.

Motion failed.

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

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

The question was: Shall assembly amendment 8 to assembly substitute amendment 1 to **Assembly Bill 1016** be adopted?

The roll was taken.

The result follows:



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**Ayes -- Alberts, Atkinson, Azim, Barczak, Behnke, Bolle, Bradley, Bruhy, Byers, Cyrak, Czerwinski, DeLong, Donoghue, Dorff, Duren, Early, Ellis, Everson, Ferrall, Gibson, Giese, Gower, Grover, Hauke, Hephner, Jackamonis, Johnson, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Mittness, Murray, Nager, Niebler, Oberle, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Roth, Rutkowski, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tregoning, Vanderperren, Wackett, Ward and Wilcox -- 73.**

**Noes -- Baldus, Berger, Conta, Day, Dueholm, Earl, Elconin, Flintrop, Groshek, Kedrowski, Looby, Miller, Mohn, Molinaro, Munts, Oestreicher, Rooney, Sanasarian, Sweda, Tobiasz, Tropman, Wahner, Willkom and Mr. Speaker -- 24.**

**Absent or not voting -- Barbee and Conradt -- 2.**

**Motion carried.**

**Representative Oestreicher moved rejection of assembly amendment 9 to assembly substitute amendment 1 to Assembly Bill 1016.**

**Assembly amendment 1 to assembly amendment 9 to assembly substitute amendment 1 to Assembly Bill 1016 offered by Representative Sanasarian.**

**Representative Azim moved rejection of assembly amendment 1 to assembly amendment 9 to assembly substitute amendment 1 to Assembly Bill 1016.**

**Representative Azim asked unanimous consent that the chief clerk be instructed to make a change in the amendment.**

**Representative Gower objected.**

**Representative Oestreicher moved that the chief clerk be instructed to make a change in the amendment according to the instructions of Representative Azim.**

**The question was: Shall the chief clerk be instructed to make a change in the amendment according to the instructions of Representative Azim?**

**The roll was taken.**

**The result follows:**

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Ayes -- Alberts, Atkinson, Azim, Baldus, 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, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, 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 -- 96.

Noes -- Mielke -- 1.

Absent or not voting -- Barbee and Klicka -- 2.

Motion carried.

Representative Sanasarian asked unanimous consent that assembly amendment 1 to assembly amendment 9 to assembly substitute amendment 1 to **Assembly Bill 1016** be withdrawn and returned to the author. Granted.

Representative Sicula moved that **Assembly Bill 1016** be referred to the committee on Judiciary.

The question was: Shall **Assembly Bill 1016** be referred to the committee on Judiciary?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Gibson, Giese, Gower, Groshek, Hephner, Keegan, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Merkel, Mielke, Mittness, Murray, Niebler, Oberle, Olson, Opitz, Otte, Pabst, Porter, Quinn, Rohner, Roth, Schneider, Schricker, Schroeder, Shabaz, Sicula, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 50.

Noes -- Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Ducholm, Earl, Early, Elconin, Everson, Ferrall,

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Flintrop, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Kincaid, Kleczka, Looby, McEssy, Menos, Miller, Mohn, Molinaro, Munts, Nager, Oestreicher, O'Malley, Plewa, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Sensenbrenner, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 48.

Absent or not voting -- Barbee -- 1.

Motion carried.

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SPECIAL ORDER OF BUSINESS AT 10:00 A.M. ON  
THURSDAY, OCTOBER 4

**Assembly Bill 1181**

Relating to certification and regulation of suppliers of certain energy resources, granting rule-making authority, providing penalties and making an appropriation.

Representative Earl asked unanimous consent that the assembly stand recessed for one-half hour. Granted.

The assembly stood recessed.

3:45 P.M.

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RECESS

4:50 P.M.

The assembly reconvened.

Representative Earl asked unanimous consent that **Assembly Bill 1181** be referred to the joint committee on Finance. Granted.

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SPECIAL ORDER OF BUSINESS AT 2:00 P.M. ON  
THURSDAY, OCTOBER 4

**Assembly Bill 23**

Relating to eliminating distinctions based on sex in the statutes.

The question was: Shall assembly amendment 1 to **Assembly Bill 23** be adopted?

Motion carried.

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Representative Merkel moved rejection of assembly amendment 3 to **Assembly Bill 23**.

The question was: Shall assembly amendment 3 to **Assembly Bill 23** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Bruhy, DeLong, Dorff, Duren, Giese, Gower, Hephner, Kincaid, Klicka, Lewis, Lewison, McEssy, Matty, Menos, Merkel, Molinaro, Niebler, Olson, Opitz, Otte, Pabst, Porter, Rogers, Rohner, Rooney, Schneider, Schroeder, Shabaz, Swoboda, Thompson, Tregoning, Wackett, Ward and Wilcox -- 37.

Noes -- Baldus, Barczak, Behnke, Berger, Bolle, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, Donoghue, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, Luckhardt, Mielke, Miller, Mittness, Mohn, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Plewa, Quackenbush, Quinn, Roberts, Roth, Rutkowski, Sanasarian, Sensenbrenner, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Willkom and Mr. Speaker -- 58.

Absent or not voting -- Barbee, Bradley, Ellis and Schricker -- 4.

Motion failed.

The question was: Shall assembly amendment 3 to **Assembly Bill 23** be adopted?

Motion carried.

The question was: Shall assembly amendment 4 to **Assembly Bill 23** be adopted?

Motion carried.

The question was: Shall assembly amendment 1 to assembly amendment 5 to **Assembly Bill 23** be adopted?

Motion carried.

The question was: Shall assembly amendment 5 to **Assembly Bill 23** be adopted?

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The roll was taken.

The result follows:

**Ayes -- Alberts, Atkinson, Azim, Baldus, 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, Hephner, 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, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 97.**

**Noes -- None.**

**Absent or not voting -- Barbee and Schricker -- 2.**

**Motion carried.**

**Representative Munts moved rejection of assembly amendment 6 to Assembly Bill 23.**

**The question was: Shall assembly amendment 6 to Assembly Bill 23 be rejected?**

The roll was taken.

The result follows:

**Ayes -- Alberts, Atkinson, Azim, Baldus, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, Donoghue, Dorff, Ducholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Kincaid, Kleczka, Lallensack, Lewis, Lewison, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 73.**

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Noes -- Bruhy, DeLong, Giese, Gower, Hauke, Hephner, Keegan, Klicka, Luckhardt, Matty, Merkel, Niebler, Olson, Opitz, Otte, Porter, Rohner, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 23.

Absent or not voting -- Barbee, Ellis and Schricker -- 3.

Motion carried.

The question was: Shall assembly amendment 7 to **Assembly Bill 23** be adopted?

Motion carried.

Representative Miller asked unanimous consent that assembly amendment 8 to **Assembly Bill 23** be laid on the table.

Representative Shabaz objected.

Representative Johnson moved that assembly amendment 8 to **Assembly Bill 23** be laid on the table.

The question was: Shall assembly amendment 8 to **Assembly Bill 23** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barczak, Behnke, Berger, Bolle, Byers, Conta, Cyrak, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Kincaid, Lallensack, Lewis, Lewison, Looby, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 69.

Noes -- Alberts, Azim, Bradley, Bruhy, Conradt, DeLong, Duren, Giese, Gower, Hauke, Hephner, Keegan, Kleczka, Klicka, Luckhardt, Merkel, Molinaro, Niebler, Olson, Opitz, Quinn, Rohner, Schricker, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 29.

Absent or not voting -- Barbee -- 1.

Motion carried.

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The question was: Shall assembly amendment 9 to **Assembly Bill 23** be adopted?

Motion carried.

The question was: Shall assembly amendment 10 to **Assembly Bill 23** be adopted?

Motion carried.

The question was: Shall assembly amendment 11 to **Assembly Bill 23** be adopted?

Motion carried.

Assembly amendment 12 to **Assembly Bill 23** offered by Representative Kedrowski.

The question was: Shall assembly amendment 12 to **Assembly Bill 23** be adopted?

Motion carried.

Assembly amendment 13 to **Assembly Bill 23** offered by Representatives Niebler and Giese.

Representative Sicula asked unanimous consent that assembly amendment 13 to **Assembly Bill 23** be laid on the table. Granted.

Assembly amendment 14 to **Assembly Bill 23** offered by Representative Tesmer.

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POINT OF ORDER

Representative Sensenbrenner rose to the point of order that assembly amendment 14 to **Assembly Bill 23** was not germane.

Representative Tesmer asked unanimous consent that assembly amendment 14 to **Assembly Bill 23** be withdrawn and returned to the author. Granted.

Representative Sicula asked unanimous consent that assembly amendment 13 to **Assembly Bill 23** be taken from the table. Granted.

The question was: Shall assembly amendment 13 to **Assembly Bill 23** be adopted?

Motion carried.

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**Assembly amendment 15 to Assembly Bill 23** offered by Representatives Shabaz, Niebler, Giese and Wackett.

Representative Miller moved rejection of assembly amendment 15 to **Assembly Bill 23**.

The question was: Shall assembly amendment 15 to **Assembly Bill 23** be rejected?

The roll was taken.

The result follows:

**Ayes** -Azim, Baldus, Barczak, Behnke, Berger, Bolle, Byers, Conradt, Conta, Cyrak, Czerwinski, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Kleczka, Looby, McEssy, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sricula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 58.

**Noes** -- Alberts, Atkinson, Bradley, Bruhy, Day, DeLong, Duren, Ellis, Gibson, Giese, Gower, Hauke, Hephner, Keegan, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Menos, Merkel, Niebler, Oberle, Olson, Opitz, Porter, Quackenbush, Rohner, Roth, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 39.

Absent or not voting -- Barbee and Schricker -- 2.

Motion carried.

Representative Shabaz moved indefinite postponement of **Assembly Bill 23**.

The question was: Shall **Assembly Bill 23** be indefinitely postponed?

The roll was taken.

The result follows:

**Ayes** -- Bradley, Bruhy, DeLong, Gower, Hauke, Hephner, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Menos, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Wackett and Wilcox -- 26.



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Noes -- Alberts, Atkinson, Azim, Baldus, Barczak, Behnke, Berger, Bolle, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Sicula, Sweda, Tesmer, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 71.

Absent or not voting -- None.

Paired for - Rohner -- 1.

Paired against - Barbee -- 1.

Motion failed.

Assembly amendment 16 to **Assembly Bill 23** offered by Representatives Sensenbrenner and Shabaz.

Representative Miller moved rejection of assembly amendment 16 to **Assembly Bill 23**.

The question was: Shall assembly amendment 16 to **Assembly Bill 23** be rejected?

The roll was taken.

The result follows:

Ayes -- Azim, Baldus, Barczak, Behnke, Berger, Bolle, Conradt, Conta, Cyrak, Czerwinski, Day, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Keegan, Lallensack, Looby, McEssy, Mielke, Miller, Mittness, Mohn, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Plewa, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 59.

Noes -- Alberts, Atkinson, Bradley, Bruhy, Byers, DeLong, Donoghue, Dorff, Ellis, Giese, Gower, Hauke, Hephner, Kincaid, Kleczka, Klicka, Lewis, Lewison, Luckhardt, Matty, Menos, Merkel, Molinaro, Niebler, Olson, Opitz, Pabst, Porter, Quackenbush, Rohner, Roth, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 39.

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**Absent or not voting -- Barbee -- 1.**

**Motion carried.**

**The question was: Shall Assembly Bill 23 be ordered engrossed and read a third time?**

**The roll was taken.**

**The result follows:**

**Ayes -- Atkinson, Azim, Baldus, Barczak, Behnke, Berger, Bolle, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 68.**

**Noes -- Alberts, Bradley, Bruhy, DeLong, Gower, Hauke, Hephner, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Menos, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Roth, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 29.**

**Absent or not voting -- None.**

**Paired for - Barbee -- 1.**

**Paired against - Rohner -- 1.**

**Motion carried.**

**Representative Earl moved that the rules be suspended and that Assembly Bill 23 be given a third reading.**

**The question was: Shall the rules be suspended and that Assembly Bill 23 be given a third reading?**

**The roll was taken.**

**The result follows:**

**Ayes -- Atkinson, Azim, Baldus, Barczak, Behnke, Berger, Bolle, Byers, Conradt, Conta, Czerwinski, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Jackamonis, Johnson,**

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Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 67.

Noes -- Alberts, Bradley, Bruhy, Cyrak, DeLong, Gower, Hauke, Hephner, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Menos, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Roth, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 30.

Absent or not voting -- None.

Paired for - Barbee -- 1.

Paired against - Rohner -- 1.

Motion carried.

The question was: Assembly Bill 23 having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -Atkinson, Azim, Baldus, Barczak, Behnke, Berger, Bolle, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Sicula, Sweda, Tesmer, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 69.

Noes -- Alberts, Bradley, Bruhy, DeLong, Gower, Hauke, Hephner, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Menos, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Roth, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Wackett and Wilcox -- 28.

Absent or not voting -- None.

Paired for - Barbee -- 1.

Paired against - Rohner -- 1.

Motion carried.

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Representative Earl moved that the rules be suspended and that **Assembly Bill 23** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Bill 23** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Atkinson, Azim, Baldus, 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, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Lewis, Looby, McEssy, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sicula, Sweda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 73.

Noes -- Alberts, Bruhy, Cyrak, Gower, Hauke, Hephner, Kincaid, Klicka, Lewison, Luckhardt, Matty, Menos, Merkel, Niebler, Olson, Opitz, Porter, Roth, Sensenbrenner, Shabaz, Swoboda, Tregoning, Wackett and Wilcox -- 24.

Absent or not voting -- None.

Paired for - Barbee -- 1.

Paired against - Rohner -- 1.

Motion carried.

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SPECIAL ORDER OF BUSINESS AT 3:00 P.M. ON  
THURSDAY, OCTOBER 4

**Assembly Bill 352**

Relating to registration of mineral rights separate from surface fees ownership and providing a registration fee.

Representative Alberts moved indefinite postponement of **Assembly Bill 352**.

Assembly amendment 1 to **Assembly Bill 352** offered by Representative Niebler.

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The question was: Shall assembly amendment 1 to **Assembly Bill 352** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 352** offered by Representative Thompson.

Representative Earl moved rejection of assembly amendment 2 to **Assembly Bill 352**.

The question was: Shall assembly amendment 2 to **Assembly Bill 352** be rejected?

The roll was taken.

The result follows:

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

Noes -- Alberts, Azim, Bradley, Bruhy, Cyrak, DeLong, Ellis, Gibson, Giese, Gower, Hephner, Klicka, Luckhardt, Matty, Merkel, Niebler, Olson, Opitz, Quackenbush, Roberts, Rohner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 26.

Absent or not voting -- Barbee, Roth and Sensenbrenner -- 3.

Motion carried.

Assembly amendment 3 to **Assembly Bill 352** offered by Representatives Merkel and Opitz.

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### POINT OF ORDER

Representative Earl rose to the point of order that the amendment was not germane.

The speaker ruled the point of order well taken.

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**Assembly amendment 4 to Assembly Bill 352** offered by Representative Niebler.

**Representative Earl** moved rejection of assembly amendment 4 to **Assembly Bill 352**.

**Representative Earl** in the chair.

The question was: Shall assembly amendment 4 to **Assembly Bill 352** be rejected?

The roll was taken.

The result follows:

**Ayes** -- Atkinson, Baldus, Barczak, Berger, Bolle, Conrad, Conta, Czerwinski, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Groshek, Grover, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Looby, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sricula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 68.

**Noes** -- Alberts, Azim, Behnke, Bruhy, Byers, Cyrak, DeLong, Gibson, Giese, Gower, Klicka, Lewis, Lewison, Luckhardt, Merkel, Niebler, Olson, Opitz, Porter, Rohner, Roth, Schroeder, Sensenbrenner, Shabaz, Thompson and Wackett -- 26.

**Absent or not voting** -- Barbee, Bradley, Hauke, Schricker and Tregoning -- 5.

Motion carried.

**Assembly amendment 5 to Assembly Bill 352** offered by Representative Merkel.

**Representative Anderson** moved rejection of assembly amendment 5 to **Assembly Bill 352**.

The question was: Shall assembly amendment 5 to **Assembly Bill 352** be rejected?

The roll was taken.

The result follows:

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**Ayes -- Atkinson, Baldus, Barbee, Barczak, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Giese, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sricula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 77.**

**Noes -- Alberts, Azim, Behnke, Cyrak, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Merkel, Niebler, Opitz, Porter, Rohner, Schroeder, Shabaz, Thompson, Tregoning and Wackett -- 19.**

**Absent or not voting -- Gibson, Olson and Schricker -- 3.**

**Motion carried.**

**Assembly amendment 6 to Assembly Bill 352 offered by Representatives DeLong, Thompson and Shabaz.**

**The question was: Shall assembly amendment 6 to Assembly Bill 352 be adopted.**

**Motion carried.**

**Assembly amendment 7 to Assembly Bill 352 offered by Representatives Niebler and Anderson.**

**The question was: Shall assembly amendment 7 to Assembly Bill 352 be adopted?**

**Motion carried.**

**Assembly amendment 8 to Assembly Bill 352 offered by Representative Gower.**

**The question was: Shall assembly amendment 8 to Assembly Bill 352 be adopted?**

**Motion carried.**

**The speaker in the chair.**

**The question was: Shall Assembly Bill 352 be ordered engrossed and read a third time?**

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The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, 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, Hephner, 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, Schroeder, Sensenbrenner, Shabaz, Sricula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 98.

Noes -- None.

Absent or not voting -- Schricker -- 1.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 352** be given a third reading. Granted.

The question was: **Assembly Bill 352** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, 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, Hephner, 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,



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Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 98.

Noes -- None.

Absent or not voting -- Schricker -- 1.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 352** be immediately messaged to the senate. Granted.

Representative Earl asked unanimous consent to return to the ninth order of business. Granted.

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MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has adopted and asks concurrence in:

Motion under joint rule 26:

A Joint Certificate of Condolence by Senators J. D. Swan, La Follette, Thompson and McKenna; co-sponsored by Representatives DeLong, Johnson, Mittness and Mielke, for the wife and family of Harold E. Gilbert on the occasion of his death.

Motion under joint rule 26:

A Joint Certificate of Commendation by Senators Petri and Lorge; co-sponsored by Representative Rogers, for Herbert H. Leiterman on the occasion of his heroic action.

Representative Earl 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.

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

Representative Alberts asked unanimous consent that the assembly stand recessed for fifteen minutes. Granted.

The assembly stood recessed.

7:50 P.M.

-----  
**RECESS**

8:10 P.M.

The assembly reconvened.

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**LEAVES OF ABSENCE**

Representative Thompson asked unanimous consent for a leave of absence for the balance of today's session for Representatives Azim, Bruhy and Schricker. Granted.

Representative Thompson asked unanimous consent for a leave of absence for yesterday's session for Representative Olson. Granted.

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**CALENDAR OF TUESDAY, JULY 3, 1973**  
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### CONSIDERATION OF RESOLUTIONS

#### **Assembly Resolution 39**

Requesting an attorney general's opinion on the constitutionality of 5 person town boards.

The question was: Shall **Assembly Resolution 39** be adopted?

Motion carried.

#### **Senate Joint Resolution 3**

Memorializing congress to release this state's share of held-back federal highway trust funds.

The question was: Shall **Senate Joint Resolution 3** be concurred in?

Motion carried.

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Representative Earl asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 3** be immediately messaged to the senate. Granted.

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### SECOND READING AND AMENDMENT OF ASSEMBLY BILLS

#### **Assembly Bill 436**

Relating to September primary elections, filing and first day for circulation of nomination papers.

Representative Barczak asked unanimous consent that assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 436** be withdrawn and returned to the author. Granted.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 436** be adopted?

Motion carried.

Representative Sensenbrenner moved indefinite postponement of **Assembly Bill 436**.

The question was: Shall **Assembly Bill 436** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Alberts, Behnke, Byers, Cyrak, DeLong, Donoghue, Dorff, Duren, Early, Elconin, Ellis, Ferrall, Flintrop, Gibson, Jackamonis, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Merkel, Mielke, Miller, Mohn, Molinaro, Munts, Murray, Niebler, Olson, Opitz, Porter, Quackenbush, Rogers, Rohner, Schneider, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett, Wahner, Wilcox and Willkom -- 47.

Noes -- Atkinson, Baldus, Barbee, Barczak, Berger, Bolle, Conradt, Conta, Czerwinski, Day, Dueholm, Earl, Everson, Giese, Gower, Groshek, Grover, Hauke, Hephner, Johnson, Kedrowski, Keegan, Looby, McEssy, Menos, Mittness, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quinn, Roberts, Rooney, Roth, Rutkowski, Sanasarian, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Ward and Mr. Speaker -- 48.

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Absent or not voting -- Azim, Bradley, Bruhy and Schricker --  
4.

Motion failed.

The question was: Shall **Assembly Bill 436** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

**Ayes** -- Atkinson, Baldus, Barbee, Barczak, Berger, Bolle, Conta, Czerwinski, Day, Dueholm, Earl, Early, Everson, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, Johnson, Kedrowski, Keegan, Kincaid, Looby, McEssy, Menos, Mittness, Nager, Oberle, Oestreicher, O'Malley, Opitz, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Sicula, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Ward and Mr. Speaker -- 51.

**Noes** -- Alberts, Behnke, Byers, Conradt, Cyrak, DeLong, Donoghue, Dorff, Duren, Elconin, Ellis, Ferrall, Jackamonis, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Merkel, Mielke, Miller, Mohn, Molinaro, Munts, Murray, Niebler, Olson, Porter, Quackenbush, Quinn, Rohner, Schneider, Schroeder, Sensenbrenner, Shabaz, Sweda, Thompson, Tregoning, Wackett, Wahner, Wilcox and Willkom -- 44.

Absent or not voting -- Azim, Bradley, Bruhy and Schricker --  
4.

Motion carried.

Representative Earl moved that the rules be suspended and that **Assembly Bill 436** be given a third reading.

The question was: Shall the rules be suspended and that **Assembly Bill 436** be given a third reading?

The roll was taken.

The result follows:

**Ayes** -- Atkinson, Baldus, Barbee, Barczak, Berger, Bolle, Conta, Czerwinski, Day, Dueholm, Earl, Early, Everson, Gibson, Giese, Gower, Groshek, Grover, Hauke, Johnson, Kedrowski, Keegan, Kincaid, Looby, McEssy, Menos, Mittness, Nager, Oberle, Oestreicher, O'Malley, Opitz, Otte, Pabst, Plewa, Roberts, Rooney,

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Roth, Rutkowski, Sanasarian, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Vanderperren, Ward and Mr. Speaker -- 48.

Noes -- Alberts, Behnke, Bradley, Byers, Conradt, Cyrak, DeLong, Donoghue, Dorff, Duren, Elconin, Ellis, Ferrall, Flintrop, Hephner, Jackamonis, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Merkel, Mielke, Miller, Mohn, Munts, Murray, Niebler, Olson, Porter, Quackenbush, Quinn, Rogers, Rohner, Schneider, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Tropman, Wackett, Wahner, Wilcox and Willkom -- 47.

Absent or not voting -- Azim, Bruhy, Molinaro and Schricker -- 4.

Motion failed.

**Assembly Bill 754**

Relating to election recount procedure.

The question was: Shall **Assembly Bill 754** be ordered engrossed and read a third time?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 754** be given a third reading. Granted.

The question was: **Assembly Bill 754** 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, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, 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, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 96.

Noes -- None.

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**Absent or not voting -- Azim, Bruhy and Schricker -- 3.**

**Motion carried.**

**Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 754** be immediately messaged to the senate. Granted.**

**Assembly Bill 862**

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

**The question was: Shall assembly amendment 1 to **Assembly Bill 862** be adopted?**

**Motion carried.**

**Representative Shabaz moved that **Assembly Bill 862** be laid on the table.**

**The question was: Shall **Assembly Bill 862** be laid on the table?**

**The roll was taken.**

**The result follows:**

**Ayes -- Alberts, Atkinson, Barbee, Bradley, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Everson, Flintrop, Gibson, Giese, Gower, Kedrowski, Klicka, Lewis, Luckhardt, Matty, Merkel, Miller, Niebler, Opitz, Porter, Quackenbush, Quinn, Rohner, Rooney, Roth, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett, Wahner, Ward and Wilcox -- 39.**

**Noes -- Baldus, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ferrall, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Keegan, Kincaid, Kleczka, Lallensack, Lewison, Looby, McEssy, Menos, Mielke, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sricula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Willkom and Mr. Speaker -- 57.**

**Absent or not voting -- Azim, Bruhy and Schricker -- 3.**

**Motion failed.**

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The question was: Shall **Assembly Bill 862** be ordered engrossed and read a third time?

Representative Earl moved that the rules be suspended and that **Assembly Bill 862** be given a third reading.

The question was: Shall the rules be suspended and that **Assembly Bill 862** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conratt, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Gower, Groshek, Grover, Hauke, Hephner, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Lewison, Looby, McEssy, Menos, Merkel, Mielke, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sricula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Willkom and Mr. Speaker -- 72.

Noes -- Alberts, Bradley, Byers, Cyrak, DeLong, Donoghue, Giese, Jackamonis, Klicka, Lewis, Luckhardt, Matty, Miller, Niebler, Porter, Schroeder, Shabaz, Thompson, Tregoning, Wackett, Wahner, Ward and Wilcox -- 23.

Absent or not voting -- Atkinson, Azim, Bruhy and Schricker -- 4.

Motion carried.

The question was: **Assembly Bill 862** 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, Conratt, Conta, Czerwinski, Day, DeLong, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Gower, Groshek, Grover, Hauke, Hephner, Johnson, Keegan, Kincaid, Kleczka, Lallensack, Lewison, Looby, McEssy, Menos, Merkel, Mielke, Mittness, Mohn, Molinaro,

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Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Roth, Sanasarian, Schneider, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wackett, Willkom and Mr. Speaker -- 72.

Noes -- Bradley, Byers, Cyrak, Donoghue, Giese, Jackamonis, Kedrowski, Klicka, Lewis, Luckhardt, Matty, Miller, Niebler, Porter, Rohner, Rooney, Rutkowski, Schroeder, Shabaz, Thompson, Trengoning, Wahner, Ward and Wilcox -- 24.

Absent or not voting -- Azim, Bruhy and Schricker -- 3.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 862** be immediately messaged to the senate. Granted.

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### SECOND READING AND AMENDMENT OF SENATE BILLS

#### **Senate Bill 81**

Relating to special registration fees for truck tractors and semitrailers used by nonprofit corporations.

The question was: Shall **Senate Bill 81** be nonconcurrent in?

Motion carried.

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### THIRD READING OF ASSEMBLY BILLS

#### **Assembly Bill 855**

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

Representative Thompson moved indefinite postponement of **Assembly Bill 855**.

The question was: Shall **Assembly Bill 855** be indefinitely postponed?

The roll was taken.

The result follows:



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**Ayes -- Atkinson, Behnke, Cyrak, Duren, Ellis, Gower, Hauke, Lewis, Lewison, Matty, Merkel, Niebler, Opitz, Roth, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Ward and Wilcox -- 22.**

**Noes -- Alberts, Baldus, Barbee, Barczak, Berger, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Looby, Luckhardt, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Rutkowski, Sanasarian, Schneider, Schroeder, Sicula, Sweda, Tobiasz, Tropman, Vanderperren, Wackett, Wahner, Willkom and Mr. Speaker -- 73.**

**Absent or not voting -- Azim, Bruhy, Lallensack and Schricker - 4.**

**Motion failed.**

**The question was: Assembly Bill 855 having been read three times, shall the bill pass?**

**The roll was taken.**

**The result follows:**

**Ayes -- Alberts, Baldus, Barbee, Barczak, Berger, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Lewison, Looby, Luckhardt, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wackett, Wahner, Willkom and Mr. Speaker -- 78.**

**Noes -- Atkinson, Behnke, Cyrak, Duren, Hauke, Klicka, Lewis, Matty, Merkel, Niebler, Opitz, Sensenbrenner, Shabaz, Swoboda, Thompson, Tregoning, Ward and Wilcox -- 18.**

**Absent or not voting -- Azim, Bruhy and Schricker -- 3.**

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Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 855** be immediately messaged to the senate. Granted.

**Assembly Bill 691**

Relating to reimbursing towns for highway rescue calls.

Representative Day asked unanimous consent that **Assembly Bill 691** be referred to the committee on Highways.

Representative Rohner objected.

The question was: Shall **Assembly Bill 691** be referred to the joint committee on Finance?

The roll was taken.

The result follows:

Ayes -- Barbee, Barczak, Berger, Bolle, Conta, Cyrak, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ferrall, Flintrop, Jackamonis, Johnson, Kedrowski, Kleczka, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Tobiasz, Tropman, Wahner, Willkom and Mr. Speaker -- 45.

Noes -- Alberts, Atkinson, Baldus, Behnke, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Ellis, Everson, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, Keegan, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Murray, Niebler, Oberle, Olson, Opitz, Porter, Quackenbush, Quinn, Rogers, Rohner, Roth, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Vanderperren, Wackett, Ward and Wilcox -- 51.

Absent or not voting -- Azim, Bruhy and Schricker -- 3.

Motion failed.

Representative Day moved that **Assembly Bill 691** be referred to the committee on Highways.

The question was: Shall **Assembly Bill 691** be referred to the committee on Highways?

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The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Ducholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, 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, Niebler, Oberle, Oestreicher, Olson, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Sensenbrenner, Sricula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 87.

Noes -- Alberts, Atkinson, Gibson, Hephner, Lewis, Merkel, Pitz, Shabaz and Wackett -- 9.

Absent or not voting -- Azim, Bruhy and Schricker -- 3.

Motion carried.

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CALENDAR OF WEDNESDAY, JULY 4, 1973

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CONSIDERATION OF RESOLUTIONS

**Assembly Resolution 40**

Urging congress to immediately end our participation in the war in Southeast Asia.

Representative Miller asked unanimous consent that **Assembly Resolution 40** be laid on the table. Granted.

**Assembly Joint Resolution 96**

Directing the legislative council to study the feasibility of a state takeover of public utilities.

Representative Earl asked unanimous consent that **Assembly Joint Resolution 96** be referred to the joint committee on Finance. Granted.

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SECOND READING AND AMENDMENT  
OF ASSEMBLY BILLS

**Assembly Bill 498**

Relating to state aid by the department of health and social services to cities and counties for the provision of essential health services.

Representative Earl asked unanimous consent that **Assembly Bill 498** be referred to the joint committee on Finance. Granted.

**Assembly Bill 835**

Relating to creating a dairy products stabilization board and a dairy products stabilization act, granting rule-making authority, making an appropriation and providing penalties.

Representative Earl asked unanimous consent that **Assembly Bill 835** be referred to the joint committee on Finance. Granted.

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SECOND READING AND AMENDMENT  
OF SENATE BILLS

**Senate Bill 206**

Relating to permits for house contract work.

The question was: Shall **Senate Bill 206** be ordered to a third reading?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 206** be given a third reading. Granted.

The question was: **Senate Bill 206** 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, Byers, Conratt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison,

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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, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 95.

Noes -- Duren -- 1.

Absent or not voting -- Azim, Bruhy and Schricker -- 3.

Motion carried.

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

Representative Earl asked unanimous consent that the rules be suspended and that **Senate Bill 206** be immediately messaged to the senate. Granted.

**Assembly Bill 650**

Relating to mandatory jail sentence for pushing hard drugs.

Assembly substitute amendment 1 to **Assembly Bill 650** offered by Representative Flintrop.

Representative Behnke moved rejection of assembly substitute amendment 1 to **Assembly Bill 650**.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 650** be rejected?

The roll was taken.

The result follows:

**Ayes** -- Alberts, Barczak, Behnke, Bolle, Bradley, Byers, Cyrak, Day, Donoghue, Everson, Gibson, Giese, Gower, Hauke, Hephner, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewison, Luckhardt, McEssy, Matty, Merkel, Mittness, Murray, Niebler, Oberle, Olson, Opitz, Otte, Pabst, Plewa, Porter, Rohner, Roth, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Vanderperren, Wackett, Wahner and Wilcox -- 47.

**Noes** -- Atkinson, Baldus, Barbee, Berger, Conradt, Conta, Czerwinski, DeLong, Dorff, Dueholm, Duren, Earl, Early, Elconin,

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Ellis, Ferrall, Flintrop, Groshek, Grover, Jackamonis, Johnson, Kedrowski, Lewis, Looby, Menos, Mielke, Miller, Mohn, Molinaro, Munts, Nager, Oestreicher, O'Malley, Quackenbush, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schroeder, Sicula, Sweda, Tobiasz, Tropman, Ward, Willkom and Mr. Speaker -- 49.

Absent or not voting -- Azim, Bruhy and Schricker -- 3.

Motion failed.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 650** offered by Representatives Gower and Lallensack.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 650** be adopted?

Motion carried.

Representative Murray moved that **Assembly Bill 650** be laid on the table.

The question was: Shall **Assembly Bill 650** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Berger, Bolle, Conta, Czerwinski, Day, Ducholm, Earl, Ferrall, Flintrop, Jackamonis, Johnson, Kedrowski, Lallensack, Looby, Mielke, Miller, Munts, Murray, Nager, Oestreicher, O'Malley, Roberts, Rooney, Sanasarian, Sicula, Sweda, Tropman, Wahner, Ward, Willkom and Mr. Speaker -- 34.

Noes -- Alberts, Atkinson, Behnke, Bradley, Byers, Conradt, Cyrak, DeLong, Donoghue, Dorff, Duren, Early, Elconin, Ellis, Everson, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Mittness, Mohn, Molinaro, Niebler, Oberle, Olson, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Rogers, Rohner, Roth, Rutkowski, Schneider, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Vanderperren, Wackett and Wilcox -- 62.

Absent or not voting -- Azim, Bruhy and Schricker -- 3.

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Motion failed.

Representative Behnke moved that assembly substitute amendment 1 to **Assembly Bill 650** be laid on the table.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 650** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Behnke, Bradley, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Dorff, Ellis, Everson, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, Kincaid, Kleczka, Klicka, Lallensack, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Mittness, Murray, Niebler, Oberle, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Quinn, Rohner, Roth, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Wackett and Wilcox -- 52.

Noes -- Baldus, Barbee, Barczak, Berger, Bolle, Conta, Czerwinski, Dueholm, Duren, Earl, Early, Elconin, Ferrall, Flintrop, Jackamonis, Johnson, Kedrowski, Lewis, Looby, Mielke, Miller, Mohn, Molinaro, Munts, Nager, Oestreicher, O'Malley, Otte, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 43.

Absent or not voting -- Azim, Bruhy, Keegan and Schricker -- 4.

Motion carried.

Assembly amendment 1 to **Assembly Bill 650** offered by Representative Tropman.

Representative Porter asked unanimous consent that the assembly adjourn in honor of the wedding anniversaries of Representatives Kincaid and Rohner. Granted.

Representative Johnson asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Ferrall. Granted.

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SPEAKER'S APPOINTMENTS

Wisconsin Legislature  
Assembly Chamber  
Madison 53702

October 2, 1973

Pursuant to the authority vested in me under Assembly Rule 5 (11), and in compliance with Section 542(v) of Chapter 90, Laws of 1973, I herewith appoint to the Special Study Committee on the Wisconsin Child Center the following:

Representative Marjorie M. Miller, Madison (D-District 77)  
Representative Raymond Tobiasz, Milwaukee (D-District 7)  
Representative Robert Quackenbush, Sparta (R-District 92)

NORMAN C. ANDERSON,  
Speaker

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October 2, 1973

Pursuant to the authority vested in me under Assembly Rule 5 (11), and in compliance with Section 546(e) of Chapter 90, Laws of 1973, I herewith appoint to the Special Study Committee on Personal Property Tax Exemption the following:

Representative Gary K. Johnson, Beloit (D-District 45)  
Representative Tobias A. Roth, Appleton (R-District 42)

NORMAN C. ANDERSON,  
Speaker

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October 2, 1973

Pursuant to the authority vested in me under Assembly Rule 5 (11), and in compliance with Section 553(m) of Chapter 90, Laws of 1973, I herewith appoint to the Select Committee on Health and Social Services the following:

Representative Terry Willkom, Chippewa Falls (D-District 67)  
Representative Virgil Roberts, Holmen (D-District 94)



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**Representative Peter Tropman, Milwaukee (D-District 32)**

**Representative Kenneth Schricker, Spooner (R-District 75)**

**Representative John Niebler, Menomonee Falls (R-District 97)**

**NORMAN C. ANDERSON,  
Speaker**

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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:

Mrs. Isabel Beck, President, Church Women United of Madison, from Monona, Wisconsin, guests of Representative Everson.

Milton Jaehing and Miss Pearl Jaehing from Town of Saukville, Wisconsin, guests of Representative Opitz.

John Schultz of Clarence Popular, Janet Schultz of Florence Popular and son Tom from Reedsville, Wisconsin, guests of Representative Bolle.

Elray Becher from Plymouth, Wisconsin, guest of Representative Bruhy.

George Bablick, Margaret Teeters, Elenore Thompson, Mae Ann Dahlman and Helen Mitchell, guests of Representatives Kedrowski and Murray.

Bill Van Beuning from Appleton, guest of Representatives Opitz and Roth.

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

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

10:15 P.M.