

Assembly Journal

Eighty-First Regular Session

TUESDAY, October 16, 1973.

10:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Representative Miller.

Representative Wackett 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, 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, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 98.

Absent -- None.

Absent with leave -- Tregoning -- 1.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 1303** offered by Representatives Tesmer and Murray.

Assembly amendment 1 to **Assembly Bill 1108** offered by Representative Oestreicher.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 516** offered by Representative Duren.

Assembly substitute amendment 4 to **Assembly Bill 309** offered by Representatives Earl, Thompson, Mielke, Cyrak, Bradley, Schricker, Mittness, Otte, Johnson, Giese, Duren, Tregoning, Kedrowski, Matty, Roberts, Willkom, Sicula and Grover.

Assembly amendment 1 to **Senate Bill 16** offered by Representative Jackamonis, by request of Mrs. Harry Hunt of the Society for Humane Legislation.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representatives Shabaz and Thompson.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representatives Shabaz, Hauke and Oestreicher.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representatives Sensenbrenner and Earl.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representative Sensenbrenner.

Assembly amendment 5 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representative Sensenbrenner.

Assembly amendment 6 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representative Sensenbrenner.

Assembly amendment 7 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representative Sanasarian.

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Assembly amendment 8 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representatives Berger, Jackamonis and Wahner.

Assembly amendment 9 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representatives Munts and Oestreicher.

Assembly amendment 10 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representatives Berger and Jackamonis.

Assembly amendment 11 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representatives Tesmer and Azim.

Assembly amendment 12 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representatives Azim, Tesmer and Rutkowski.

Assembly amendment 13 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representative Sicula.

Assembly amendment 14 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representative Sicula.

Assembly amendment 15 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representative Sanasarian.

Assembly amendment 16 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representatives Nager and Sicula.

Assembly amendment 17 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representatives Tesmer and Azim.

Assembly amendment 18 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representative Niebler.

Assembly amendment 19 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representative Nager.

Assembly amendment 20 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representative Nager.

Assembly amendment 21 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** offered by Representative Sensenbrenner.

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Assembly substitute amendment 1 to Assembly Bill 1046 offered by Representatives Munts and Miller.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Resolution 60

Requesting the legislative council to study current standards for the certification and licensing of school personnel.

Analysis by the Legislative Reference Bureau

This assembly resolution requests the legislative council to study the department of public instruction's standards for the certification and licensing of school personnel (administrative, supervisory and pupil personnel included), and to consider ways of further refining the department's standards. The council is requested to report its findings to the 1975 assembly when it convenes.

For further information, see the appended fiscal note.

Resolved by the assembly, That the legislative council is requested to study the current standards for the certification and licensing of school personnel, including administrative, supervisory and pupil personnel, as well as teaching staff; and, be it further

Resolved, That such study include an examination of the present practices of the department of public instruction and consideration of effective and appropriate procedures to further refine the department's certification and licensing standards, including their enforcement and implementation; and, be it further

Resolved, That the council is requested to report its findings and recommendations to the 1975 assembly when it convenes.

By Representatives GROVER, FERRALL, DE LONG and QUACKENBUSH.

To Calendar.

Assembly Resolution 61

Requesting an opinion of the attorney general with regard to the constitutionality of 1973 Senate Bill 230.

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Resolved by the assembly, That the attorney general is requested to provide an opinion as expeditiously as possible as to the constitutionality of 1973 Senate Bill 230.

By Representatives SCHNEIDER and OESTREICHER.
To Calendar.

INTRODUCTION AND REFERENCE OF BILLS

Read first time and referred:

Assembly Bill 1319

Relating to the salary schedule for elected officials, appointed department and agency heads, unclassified positions and higher education administrative positions and creating a special legislative committee to review salaries.

By Representatives TESMER, AZIM and LALLENSACK.
To committee on State Affairs.

Assembly Bill 1320

Relating to creation of a volunteer firemen's pension fund, granting rule-making authority and making appropriations.

By Representative ROGERS, by request of Tom Lamers.
To Joint Survey Committee on Retirement Systems.

Assembly Bill 1321

Relating to protecting the employment rights of legislators and of candidates for election to the legislature.

By Representatives CYRAK, BARCZAK, LEWIS, ELCONIN, LOOBY, PABST, TOBIASZ, SWEDA, MITTNESS, WAHNER, MILLER, PLEWA, MENOS, BERGER, WILLKOM, SCHNEIDER, FERRALL, GOWER, THOMPSON, DORFF, TROPMAN, RUTKOWSKI, SICULA, MOLINARO, BRUHY, ROHNER, KLICKA, OBERLE, BEHNKE, KLECZKA, CZERWINSKI, MIELKE, JOHNSON, SCHROEDER and SCHRICKER; co-sponsored by Senators PARYS, WHITTOW, KRUEGER, MARTIN, LA FAVE, KEPPLER, SCHUELE, MURPHY, FLYNN, J. SWAN, DEVITT, KNUTSON, M. SWAN, MC KENNA and PELOQUIN.

To committee on Labor.

Assembly Bill 1322

Relating to prohibiting the exhibition of explicit sexual material at outdoor theaters, and providing a penalty.

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By Representatives GOWER, BRUHY, WILCOX, AZIM, LEWISON, ROTH, ALBERTS, DE LONG, MERKEL, GIESE and OLSON.

To committee on Judiciary.

Assembly Bill 1323

Relating to utility sales promotion practices and granting rule-making authority.

By Representative SANASARIAN.

To committee on Commerce and Consumer Affairs.

Assembly Bill 1324

Relating to enforcement under the unfair sales act and providing a penalty.

By Representative SANASARIAN.

To committee on Commerce and Consumer Affairs.

COMMUNICATION

Department of State
Madison, Wisconsin 53702

October 16, 1973

To Whom It May Concern:

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

Bill, Jt. Res. or Res. No.	Chapter No.	Publication date
Assembly Bill 664 -----	121 -----	September 29, 1973
Ass. Jt. Res. 23 -----	-----	Enrolled 19
Ass. Jt. Res. 66 -----	-----	Enrolled 20

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

October 9, 1973

To Your Honor, The Assembly

Gentlemen:

I have the honor to transmit to you pursuant to s. 13.67(2), a

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list of the registered lobbyists for the period beginning on October 2, 1973, and ending on October 9, 1973.

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

Received and placed on file in the office of the chief clerk. Pursuant to joint rule 36 the list is printed in full in the senate journal only and appears there beginning on page 1684.

COMMITTEE REPORTS

The committee on Commerce and Consumer Affairs reports and recommends:

Assembly Bill 1000

Relating to cash register window display and providing a penalty.

Passage: Ayes: (10) Noes: (1)

Assembly Bill 1085

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

Assembly amendment 1 adoption:

Ayes: (11) Noes: (0)

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

HAROUT O. SANASARIAN,
Chairman

The committee on Enrolled Bills reports and recommends:

Assembly Bill 211,
Assembly Bill 622, and
Assembly Bill 658.

Correctly enrolled.

GERVASE A. HEPHNER,
Chairman

The committee on Health and Social Services reports and recommends:

Assembly Bill 997

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

Assembly amendment 1, adoption:

Ayes: (11) Noes: (0)

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

Assembly Bill 1059

Relating to the right to be reimbursed under accident and health policies for chiropractic services.

Indefinite postponement:

Ayes: (6) Noes: (4) Not voting: (1)

Assembly Bill 1311

Relating to repealing statutory provisions for the recovery of medical assistance payments made by the state.

Passage: Ayes: (10) Noes: (1)

Assembly Bill 1312

Relating to restoring the department of transportation's authority to regulate dealers and salesmen of mobile homes less than 45 feet in length.

Passage: Ayes: (10) Noes: (1)

Senate Bill 129

Relating to administration and financing of relief to needy Indian persons.

Concurrence: Ayes: (11) Noes: (0)

Senate Bill 203

Relating to the right to be reimbursed under accident and health policies for chiropractic services.

Concurrence: Ayes: (6) Noes: (4) Not voting: (1)

Senate Bill 601

Relating to emergency medical services programs and licensing of emergency medical technicians-advanced (paramedics), creating an examining council, granting rule-making authority and making an appropriation.

Concurrence: Ayes: (11) Noes: (0)

JOSEPH C. CZERWINSKI,
Chairman

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The committee on Highways reports and recommends:

Assembly Bill 691

Relating to reimbursing towns for highway rescue calls.

Assembly amendment 1, adoption:

Ayes: (8) Noes: (0)

Passage: Ayes: (6) Noes: (0) Not voting: (2)

CLETUS VANDERPERREN,
Chairman

The Joint Committee on Finance reports and recommends:

Assembly Joint Resolution 106

Relating to a study by the joint committee on finance of home loan interest rates and variable interest mortgages for the purpose of developing legislation to protect the consumer.

Introduction and adoption of assembly amendment 1:

Ayes: (11) Noes: (1)

Adoption: Ayes: (9) Noes: (3)

Assembly Bill 899

Relating to court administration.

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

DENNIS J. CONTA,
Chairman

The committee on Judiciary reports and recommends:

Senate Bill 98

Relating to traffic court procedures, substitution of judges, jury trials, the standard of proof in traffic regulation cases and providing penalties.

Introduction and adoption: Assembly amendment 1

Ayes: (6) Noes: (5)

Introduction and adoption: Assembly amendment 2

Ayes: (11) Noes: (0)

Concurrence:

Ayes: (9) Noes: (2)

Assembly Bill 245

Relating to confidential medical records of deceased persons.

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

LLOYD A. BARBEE,
Chairman

The committee on Labor reports and recommends:

Assembly Bill 845

Relating to discrimination in employment because of physical or mental condition.

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

Assembly Bill 1009

Relating to establishment of a requirement for paid rest periods for each 4 hours of work, granting rule-making authority and providing a penalty.

Assembly substitute amendment 1, adoption:

Ayes: (7) Noes: (0)

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

Assembly Bill 1074

Relating to establishment of minimum hourly wage.

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

Assembly Bill 1176

Relating to temporary help employment contractors and providing a penalty.

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

Assembly Bill 1189

Relating to permitting certain all-union bands and orchestras without employe referendums.

Without Recommendation (Assembly Rule 30)

Senate Bill 455

Establishing minimum safety, health and comfort requirements for railroad cabooses, granting rule-making authority and providing a penalty.

Concurrence: Ayes: (6) Noes: (0) Not voting: (1)

JOSEPH L. LOOBY,
Chairman

The committee on Natural Resources reports and recommends:

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Assembly Bill 575

Relating to creating a water monitoring council and making an appropriation.

Assembly substitute amendment 1, adoption:

Ayes: (10) Noes: (0)

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

Assembly Bill 905

Relating to labeling and regulating the sale of cleaning products containing phosphorus, prohibiting the sale of enzyme detergents and providing a penalty.

Assembly amendment 1, adoption:

Ayes: (10) Noes: (0)

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

Assembly Bill 1237

Relating to authorizing possession and sale of mounted collections of wild game.

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

Assembly Bill 1305

Relating to nonresident fishing licenses and resident sportsman licenses.

Assembly substitute amendment 1, introduction and adoption:

Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)

LEWIS T. MITTNESS,
Chairman

The committee on Printing reports and recommends:

Assembly Bill 829

Relating to limiting the printed editions of biennial reports to not exceeding 12 pages, and prohibiting pictures in such reports.

Passage: Ayes: (6) Noes: (0)

WILLIAM P. ATKINSON,
Chairman

The committee on State Affairs reports and recommends:

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Senate Bill 449

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

Concurrence: Ayes: (10) Noes: (1)

ED JACKAMONIS,
Chairman

The committee on Veterans and Military Affairs reports and recommends:

Assembly Joint Resolution 35

Expressing the intent of the legislature that all persons work together for everlasting peace.

Senate amendment 1:

Nonconcurrence: Ayes: (7) Noes: (4)

Assembly Joint Resolution 41

Directing the assembly committee on veterans' and military affairs and the senate committee on governmental and veterans' affairs to hold hearings on and develop legislation for finding jobs for veterans returning from active duty.

Adoption: Ayes: (11) Noes: (0)

Assembly Bill 912

Relating to the residency requirement under the definition of "veteran".

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

Assembly Bill 1084

Relating to parking privileges for disabled veterans.

Assembly substitute amendment 1

Adoption: Ayes: (11) Noes: (0)

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

Assembly Bill 1116

Relating to providing a minimum compensation level for Wisconsin national guardsmen ordered to state active duty by the governor.

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

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Assembly Bill 1188

Relating to deleting the 3-day minimum on granting military leave to state employes.

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

Assembly Bill 1217

Relating to nonjudicial punishment in the Wisconsin code of military justice.

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

Assembly Bill 1218

Relating to the Wisconsin national guard and providing penalties.

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

MICHAEL P. EARLY,
Chairman

EXECUTIVE COMMUNICATIONS

To the Honorable, the Assembly:

The following bills, originating in the assembly, have been approved, signed and deposited in the office of the Secretary of State:

Assembly Bill	Chapter No.	Date Approved
698 -----	122-----	October 15, 1973

Respectfully submitted,
MARTIN J. SCHREIBER,
Acting Governor.

MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

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

**Assembly Joint Resolution 110, and
Assembly Bill 45.**

Adopted and asks concurrence in:

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Motion Under Joint Rule 26,

A Joint Certificate of Condolence by Senators Dorman, LaFollette and J. D. Swan; co-sponsored by Representatives Rohner, Porter, Rooney, and Ferrall to the family of Ronald W. Larsen on the occasion of his death;

A Joint Certificate of Condolence by Senator Johnson; co-sponsored by Representatives Quackenbush and Thompson to the wife and family of William H. Barnes on the occasion of his death.

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.

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

The assembly stood recessed.

10:30 A.M.

RECESS

11:55 A.M.

The assembly reconvened.

Representative Earl asked unanimous consent that **Assembly Bill 356** be withdrawn from the committee on Judiciary and made a special order of business at 1:30 P.M. on Wednesday, October 17. Granted.

Representative Earl asked unanimous consent that **Assembly Bill 1312** be withdrawn from the calendar and made a special order of business at 1:31 P.M. on Wednesday, October 17. Granted.

Representative Earl asked unanimous consent that **Senate Bill 449** be withdrawn from the calendar and made a special order of business at 1:32 P.M. on Wednesday, October 17. Granted.

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Representative Earl asked unanimous consent that Assembly Bill 1045 be withdrawn from the calendar and made a special order of business at 1:33 P.M. on Wednesday, October 17. Granted.

Representative Earl asked unanimous consent that Assembly Bill 874 be withdrawn from the joint committee on Finance and made a special order of business at 1:34 P.M. on Wednesday, October 17.

Representative Willkom objected.

Representative Earl moved that the rules be suspended and that Assembly Bill 874 be withdrawn from the joint committee on Finance and made a special order of business at 1:34 P.M. on Wednesday, October 17.

The question was: Shall the rules be suspended and that Assembly Bill 874 be withdrawn from the joint committee on Finance and made a special order of business at 1:34 P.M. on Wednesday, October 17?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Cyrak, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Kedrowski, Kleczka, Lallensack, Looby, Menos, Miller, Mittness, Mohn, Munts, Murray, Nager, Oberle, Oestreicher, Otte, Plewa, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner and Ward -- 55.

Noes -- Alberts, Bradley, Bruhy, Byers, Conradt, Conta, Czerwinski, DeLong, Donoghue, Gibson, Giese, Gower, Johnson, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Mielke, Niebler, Olson, Opitz, Pabst, Porter, Quackenbush, Quinn, Rohner, Schneider, Schricker, Schroeder, Shabaz, Thompson, Wackett, Wilcox, Willkom and Mr. Speaker -- 39.

Absent or not voting -- Azim, Keegan, Molinaro, O'Malley and Tregoning -- 5.

Motion failed.

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Representative Earl asked unanimous consent that **Assembly Bill 952** be withdrawn from the calendar and made a special order of business at 10:00 A.M. on Thursday, October 18. Granted.

Representative Earl asked unanimous consent that **Assembly Bill 408** be withdrawn from the calendar and made a special order of business at 2:00 P.M. on Thursday, October 18.

Representative Giese objected.

Representative Earl moved that the rules be suspended and that **Assembly Bill 408** be withdrawn from the calendar and made a special order of business at 2:00 P.M. on Thursday, October 18.

The question was: Shall the rules be suspended and that **Assembly Bill 408** be withdrawn from the calendar and made a special order of business at 2:00 P.M. on Thursday, October 18?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Gower, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Looby, Luckhardt, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wackett, Wahner, Ward, Willkom and Mr. Speaker -- 82.

Noes -- Byers, Conradt, Giese, Klicka, Lewis, Lewison, Matty, Merkel, Niebler, Rohner, Shabaz, Swoboda, Thompson and Wilcox -- 14.

Absent or not voting -- Azim, Early and Tregoning -- 3.

Motion carried.

Representative Czerwinski asked unanimous consent that **Assembly Bill 487** be withdrawn from the calendar and referred to the committee on Health and Social Services. Granted.

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Representative Berger asked unanimous consent that **Assembly Bill 1207** be withdrawn from the committee on Judiciary and referred to the calendar.

Representative Thompson objected.

Representative Berger moved that **Assembly Bill 1207** be withdrawn from the committee on Judiciary and referred to the calendar.

The question was: Shall **Assembly Bill 1207** be withdrawn from the committee on Judiciary and referred to the calendar?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Barczak, Berger, Cyrak, Dorff, Duren, Elconin, Ellis, Everson, Giese, Hephner, Kedrowski, Kleczka, Lallensack, Lewis, Looby, Menos, Merkel, Mohn, Molinaro, Munts, Nager, Niebler, Opitz, Otte, Pabst, Plewa, Roth, Sanasarian, Schneider, Schroeder, Sensenbrenner, Swoboda, Tesmer, Tobiasz, Wahner and Ward -- 38.

Noes -- Baldus, Barbee, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Ducholm, Earl, Early, Ferrall, Flintrop, Gibson, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Keegan, Kincaid, Klicka, Lewison, Luckhardt, McEssy, Matty, Mielke, Miller, Mittness, Murray, Oberle, Oestreicher, Olson, O'Malley, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Rutkowski, Schricker, Shabaz, Sicula, Sweda, Thompson, Tropman, Vanderperren, Wackett, Wilcox, Willkom and Mr. Speaker -- 59.

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

Motion failed.

Representative Sensenbrenner moved that the rules be suspended and that **Senate Bill 338** be withdrawn from the committee on Judiciary and made a special order of business at 10:01 A.M. on Thursday, October 18.

LEAVES OF ABSENCE

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

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The question was: Shall the rules be suspended and that **Senate Bill 338** be withdrawn from the committee on Judiciary and made a special order of business at 10:01 A.M. on Thursday, October 18?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Berger, Bradley, Bruhy, Byers, Day, DeLong, Donoghue, Dorff, Duren, Elconin, Ellis, Gibson, Giese, Gower, Groshek, Hephner, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Molinaro, Murray, Niebler, Oberle, Olson, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Rogers, Rohner, Rooney, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tobiasz, Wackett, Wahner and Wilcox -- 56.

Noes -- Baldus, Barbee, Behnke, Bolle, Conradt, Conta, Cyrak, Czerwinski, Dueholm, Earl, Early, Everson, Ferrall, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Lallensack, Looby, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oestreicher, O'Malley, Roberts, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Tropman, Vanderperren, Ward, Willkom and Mr. Speaker -- 39.

Absent or not voting -- Barczak and Tregoning -- 2.

Paired for -- Azim -- 1.

Paired against -- Flintrop -- 1.

Motion failed.

Representative Mittness asked unanimous consent to be recorded as voting "Aye" on withdrawing **Assembly Bill 1207** from the committee on Judiciary. Granted.

Representative Nager moved that **Assembly Bill 874** be withdrawn from the joint committee on Finance and referred to the calendar.

POINT OF ORDER

Representative Nager rose to the point of order that the motion required a majority vote since the motion to withdraw the bill from committee and refer it to the calendar was different than the motion to withdraw the bill from committee and make it a special order of business.

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The speaker took the point of order under advisement.

Representative Shabaz moved that **Assembly Bill 1272** be withdrawn from the committee on State Affairs and referred to the calendar.

LEAVES OF ABSENCE

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

The question was: Shall **Assembly Bill 1272** be withdrawn from the committee on State Affairs and referred to the calendar?

The roll was taken.

The result follows:

Ayes -- Alberts, Bruhy, Cyrak, DeLong, Ellis, Everson, Gibson, Giese, Gower, Hephner, Kleczka, Klicka, Lewis, Lewison, Luckhardt, Menos, Merkel, Nager, Niebler, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Wackett and Wilcox -- 33.

Noes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Lallensack, Looby, McEssy, Matty, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Oberle, Oestreicher, Olson, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Sicula, Sweda, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 64.

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

Motion failed.

Representative Niebler asked unanimous consent that assembly amendment 5 to **Assembly Bill 650** be withdrawn and returned to the authors. Granted.

Representative Earl asked unanimous consent that the assembly stand recessed until 2:30 P.M.. Granted.

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The assembly stood recessed.

1:15 P.M.

RECESS

The assembly reconvened.

2:45 P.M.

**CONSIDERATION OF MOTIONS
FOR RECONSIDERATION**

Assembly Bill 934

Relating to unemployment compensation, and the unemployment reserve fund.

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 - Tregoning.

Members absent without leave - Conradt, Giese and Ward.

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

Representative Shabaz objected.

Representative Earl moved that the call of the assembly be lifted.

The question was: Shall the call of the assembly be lifted?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner,

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Jackamonis, Johnson, Kedrowski, Kleczka, Looby, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicala, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 56.

Noes -- Alberts, Azim, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Early, Ellis, Gibson, Keegan, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Murray, Niebler, Oberle, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Wackett and Wilcox -- 40.

Absent or not voting -- Giese, Gower and Tregoning -- 3.

Motion carried.

The question was: Shall the vote by which Assembly Bill 934 was engrossed be reconsidered?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Conta, Cyrak, Czerwinski, Dorff, Ducholm, Duren, Earl, Elconin, Everson, Ferrall, Flintrop, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Looby, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Nager, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rohner, Rutkowski, Sanasarian, Schneider, Sicala, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 54.

Noes -- Alberts, Azim, Bolle, Bradley, Bruhy, Byers, Conradt, Day, DeLong, Donoghue, Early, Ellis, Gibson, Giese, Gower, Groshek, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Wackett and Wilcox -- 43.

Absent or not voting -- None.

Paired for - Rooney.

Paired against - Tregoning.

Motion carried.

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The question was: Shall the vote by which assembly amendment 7 to **Assembly Bill 934** was adopted be reconsidered?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Elconin, Everson, Ferrall, Flintrop, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Looby, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Nager, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner and Mr. Speaker -- 50.

Noes -- Alberts, Azim, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Early, Ellis, Gibson, Giese, Gower, Groshek, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Roth, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Wackett, Wilcox and Willkom -- 46.

Absent or not voting -- Ward -- 1.

Paired for - Rohner.

Paired against - Tregoning.

Motion carried.

Representative Cyrak moved that **Assembly Bill 934** be laid on the table.

The question was: Shall **Assembly Bill 934** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Alberts, Azim, Bradley, Bruhy, Conradt, Cyrak, DeLong, Donoghue, Ellis, Giese, Gower, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Niebler, Oestreicher, Olson, Opitz, Quackenbush, Quinn, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Wackett and Wilcox -- 31.

Noes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Byers, Conta, Czerwinski, Day, Dorff, Dueholm, Duren,

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Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Looby, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Porter, Roberts, Rogers, Rohner, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Willkom and Mr. Speaker -- 66

Absent or not voting -- Tregoning and Ward -- 2.

Motion failed.

LEAVES OF ABSENCE

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

The question was: Shall assembly amendment 7 to **Assembly Bill 934** be adopted?

The roll was taken.

The result follows:

Ayes -- Alberts, Azim, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Early, Ellis, Gibson, Giese, Gower, Groshek, Grover, Hauke, Kedrowski, Kincaid, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Merkel, Murray, Niebler, Oberle, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Roberts, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Vanderperren, Wackett, Wilcox and Willkom -- 51.

Noes -- Atkinson, Baldus, Barbee, Barczak, Berger, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Elconin, Everson, Ferrall, Flintrop, Hephner, Jackamonis, Johnson, Keegan, Kleczka, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Nager, O'Malley, Otte, Pabst, Plewa, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Wahner and Mr. Speaker -- 44.

Absent or not voting -- None.

Paired for - Mohn and Tregoning -- 2.

Paired against - Ward and Rohner -- 2.

Motion carried.

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Assembly amendment 10 to Assembly Bill 934 offered by Representatives Johnson and Otte.

Representative Johnson asked unanimous consent that the vote on adoption of assembly amendment 4 to Assembly Bill 934 be expunged. Granted.

Representative Johnson moved rejection of assembly amendment 4 to Assembly Bill 934.

The question was: Shall assembly amendment 4 to Assembly Bill 934 be rejected?

Motion carried.

Representative Looby asked unanimous consent that the vote on adoption of assembly amendment 7 to Assembly Bill 934 be expunged.

Representative Sensenbrenner objected.

Representative Looby moved that the rules be suspended and that the vote on adoption of assembly amendment 7 to Assembly Bill 934 be expunged.

The question was: Shall the rules be suspended and that the vote on adoption of assembly amendment 7 to Assembly Bill 934 be expunged?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Keegan, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Nager, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Wahner, Willkom and Mr. Speaker -- 53.

Noes -- Alberts, Azim, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Early, Ellis, Gibson, Giese, Gower, Kedrowski, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Vanderperren, Wackett and Wilcox -- 44.

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Absent or not voting -- Tregoning and Ward -- 2.

Motion failed.

The question was: Shall assembly amendment 10 to **Assembly Bill 934** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 934** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

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

Noes -- Azim, Bruhy, Cyrak, DeLong, Giese, Gower, Klicka, Luckhardt, Merkel, Niebler, Oestreicher, Olson, Opitz, Roth, Sensenbrenner, Shabaz, Swoboda, Thompson, Wackett and Wilcox -- 20.

Absent or not voting -- Tregoning -- 1.

Motion carried.

Representative Baldus moved reconsideration of the vote by which **Assembly Bill 934** was engrossed. Entered.

Representative Shabaz moved that the rules be suspended and that the motion for reconsideration of the vote by which **Assembly Bill 934** was engrossed be taken up at this time.

The question was: Shall the rules be suspended and that the motion for reconsideration of the vote by which **Assembly Bill 934** was engrossed be taken up at this 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, 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, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 97.

Noes -- None.

Absent or not voting -- Hauke and Tregoning -- 2.

Motion carried.

Representative Looby moved reconsideration of the vote by which assembly amendment 7 to Assembly Bill 934 was adopted. Entered.

POINT OF ORDER

Representative Shabaz rose to the point of order that the motion was not in order at this time.

The speaker ruled the point of order not well taken.

The question was: Shall the vote by which Assembly Bill 934 was engrossed be reconsidered?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Cyrak, Czerwinski, Dorff, Dueholm, Duren, Earl, Elconin, Everson, Ferrall, Flintrop, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Looby, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Nager, O'Malley, Otte,

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Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Wahner, Ward, Willkom and Mr. Speaker -- 54.

Noes -- Alberts, Azim, Bradley, Bruhy, Byers, Conradt, Day, DeLong, Donoghue, Early, Ellis, Gibson, Giese, Gower, Groshek, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Vanderperren, Wackett and Wilcox -- 44.

Absent or not voting -- Tregoning -- 1.

Motion carried.

POINT OF ORDER

Representative Sensenbrenner rose to the point of order that the question of reconsideration of assembly amendment 7 to **Assembly Bill 934** was not in order at this time under Assembly Rule 74(2).

The speaker ruled the point of order not well taken.

Representative Sensenbrenner appealed the ruling of the chair.

The question was: Shall the ruling of the chair stand as the judgement of the assembly?

The roll was taken.

The result follows:

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

Noes -- Alberts, Azim, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Early, Ellis, Gibson, Giese, Gower, Groshek, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy,

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Matty, Merkel, Murray, Niebler, Oberle, Olson, Opitz, Porter, Quackenbush, Quinn, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Wackett and Wilcox -- 40.

Absent or not voting -- Tregoning -- 1.

Motion carried.

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 - Tregoning.

Members absent without leave - None.

All members being present or absent with leave the call of the house was lifted.

The question was: Shall the vote by which assembly amendment 7 to Assembly Bill 934 was adopted be reconsidered?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Elconin, Everson, Ferrall, Flintrop, Grover, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Looby, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Nager, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 53.

Noes -- Alberts, Azim, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Early, Ellis, Gibson, Giese, Gower, Groshek, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Wackett, Wilcox and Willkom -- 44.

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Absent or not voting -- None.

Paired for - Rohner - 1.

Paired against - Tregoning - 1.

Motion carried.

The question was: Shall assembly amendment 7 to Assembly Bill 934 be adopted?

The roll was taken.

The result follows:

Ayes -- Alberts, Azim, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Early, Ellis, Gibson, Giese, Gower, Groshek, Grover, Kedrowski, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Wackett, Wilcox and Willkom -- 47.

Noes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Conta, Cze-winski, Dorff, Dueholm, Duren, Earl, Elconin, Everson, Ferrall, Flintrop, Hauke, Hephner, Jackamonis, Johnson, Keegan, Kleczka, Looby, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Nager, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 50.

Absent or not voting -- None.

Paired for - Tregoning -- 1.

Paired against - Rohner -- 1.

Motion failed.

Representative Shabaz moved indefinite postponement of Assembly Bill 934.

The question was: Shall Assembly Bill 934 be indefinitely postponed?

The roll was taken.

The result follows:

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Ayes -- Alberts, Azim, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Giese, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Wackett, Wilcox and Willkom -- 34.

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

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

Paired for - Tregoning -- 1.

Paired against - Rohner -- 1.

Motion failed.

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

The question was: Shall Assembly Bill 934 be ordered engrossed and read a third time?

The roll was taken.

The result follows:

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

Noes -- Alberts, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Giese, Gower, Klicka, Lewis, Lewison,

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

Absent or not voting -- Tregoning -- 1.

Motion carried.

Representative Earl moved that the rules be suspended and that **Assembly Bill 934** be given a third reading.

The question was: Shall the rules be suspended and that **Assembly Bill 934** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, 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, Rooney, Rutkowski, Sanasarian, Schneider, Sricula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Mr. Speaker -- 59.

Noes -- Alberts, Azim, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Ellis, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Niebler, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Thompson, Wackett, Wilcox and Willkom -- 39.

Absent or not voting -- Tregoning -- 1.

Motion failed.

SPECIAL ORDER OF BUSINESS AT 10:00 A.M. ON TUESDAY, OCTOBER 16

Assembly Joint Resolution 5

Relating to alterations in the court structure (1st consideration).

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Assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to Assembly Joint Resolution 5 offered by Representative Kincaid.

Representative Sensenbrenner moved rejection of assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to Assembly Joint Resolution 5.

The question was: Shall assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to Assembly Joint Resolution 5 be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bruhy, Conta, Cyrak, Czerwinski, Day, DeLong, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sricula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 87.

Noes -- Bradley, Byers, Conradt, Donoghue, Duren, Hephner, Kincaid, Mittness, Niebler, Olson and Quinn -- 11.

Absent or not voting -- Tregoning -- 1.

Motion carried.

Assembly amendment 2 to assembly amendment 1 to assembly substitute amendment 1 to Assembly Joint Resolution 5 offered by Representative Shabaz.

The question was: Shall assembly amendment 2 to assembly amendment 1 to assembly substitute amendment 1 to Assembly Joint Resolution 5 be adopted?

Motion carried.

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

Motion carried.

Representative Conta moved rejection of assembly amendment 2 to assembly substitute amendment 1 to **Assembly Joint Resolution 5**.

Representative Sicula moved that **Assembly Joint Resolution 5** be re-referred to the committee on Judiciary.

The question was: Shall **Assembly Joint Resolution 5** be re-referred to the committee on Judiciary?

The roll was taken.

The result follows:

Ayes -- Atkinson, Azim, Barczak, Bradley, Bruhy, Byers, Cyrak, DeLong, Donoghue, Duren, Giese, Gower, Hephner, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Merkel, Niebler, Opitz, Pabst, Porter, Rohner, Schricker, Schroeder, Sicula, Tesmer, Thompson and Wilcox -- 32.

Noes -- Alberts, Baldus, Barbee, Behnke, Berger, Bolle, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Otte, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Shabaz, Sweda, Swoboda, Tobiasz, Tropman, Vanderperren, Wackett, Wahner, Ward, Willkom and Mr. Speaker -- 66.

Absent or not voting -- Tregoning -- 1.

Motion failed.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** be rejected?

The roll was taken.

The result follows:

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Ayes -- Alberts, Behnke, Berger, Bruhy, Byers, Conta, Earl, Elconin, Ellis, Everson, Ferrall, Flintrop, Gower, Groshek, Grover, Hauke, Hephner, Kincaid, Kleczka, Miller, Mittness, Molinaro, Munts, O'Malley, Otte, Plewa, Quackenbush, Rogers, Roth, Sanasarian, Sensenbrenner, Swoboda, Tobiasz, Tropman, Wahner and Mr. Speaker -- 36.

Noes -- Atkinson, Azim, Baldus, Barbee, Barczak, Bolle, Bradley, Conradt, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Early, Gibson, Giese, Jackamonis, Johnson, Kedrowski, Keegan, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Mohn, Murray, Nager, Niebler, Oberle, Oestreicher, Olson, Opitz, Pabst, Porter, Quinn, Roberts, Rohner, Rooney, Rutkowski, Schneider, Schricker, Schroeder, Shabaz, Sicula, Sweda, Tesmer, Thompson, Vanderperren, Wackett, Ward, Wilcox and Willkom -- 62.

Absent or not voting -- Tregoning -- 1.

Motion failed.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to Assembly Joint Resolution 5 be adopted?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Barbee, Barczak, Bradley, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Dueholm, Duren, Early, Gibson, Giese, Grover, Hauke, Jackamonis, Kedrowski, Keegan, Kincaid, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Merkel, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, Opitz, Pabst, Porter, Quinn, Roberts, Rohner, Rooney, Sanasarian, Schricker, Schroeder, Shabaz, Sicula, Sweda, Tesmer, Thompson, Wackett, Wahner, Wilcox and Willkom -- 58.

Noes -- Behnke, Berger, Bolle, Bruhy, Conta, Czerwinski, Dorff, Earl, Elconin, Ellis, Everson, Ferrall, Flintrop, Gower, Groshek, Hephner, Johnson, Kleczka, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Nager, O'Malley, Otte, Plewa, Quackenbush, Rogers, Roth, Rutkowski, Schneider, Sensenbrenner, Swoboda, Tobiasz, Tropman, Vanderperren, Ward and Mr. Speaker -- 40.

Absent or not voting -- Tregoning -- 1.

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Motion carried.

Representative Ferrall in the chair.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** be adopted?

The roll was taken.

The result follows:

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

Noes -- Barczak and Munts -- 2.

Absent or not voting -- Everson, Nager, Plewa, Rutkowski and Tregoning -- 5.

Motion carried.

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

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

The speaker in the chair.

Representative Oestreicher moved rejection of assembly amendment 4 to assembly substitute amendment 1 to **Assembly Joint Resolution 5**.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** be rejected?

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The roll was taken.

The result follows:

Ayes -- Alberts, Baldus, Barbee, Behnke, Berger, Bolle, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Lallensack, Looby, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Nager, Oberle, Oestreicher, O'Malley, Plewa, Roberts, Rogers, Rooney, Sanasarian, Schneider, Sweda, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 49.

Noes -- Atkinson, Azim, Bradley, Bruhy, Byers, Conradt, Cyrak, Day, DeLong, Donoghue, Duren, Ellis, Gibson, Giese, Gower, Hephner, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Murray, Niebler, Olson, Opitz, Otte, Pabst, Porter, Quackenbush, Quinn, Rohner, Roth, Rutkowski, Schricker, Schroeder, Sensenbrenner, Shabaz, Sricula, Swoboda, Tesmer, Thompson and Wackett -- 48.

Absent or not voting -- Barczak and Tregoning -- 2.

Motion carried.

Representative Shabaz moved rejection of assembly amendment 5 to assembly substitute amendment 1 to **Assembly Joint Resolution 5**.

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

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Barbee, Barczak, Behnke, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Klicka, Lewison, Looby, Luckhardt, McEssy, Matty, Merkel, Mielke, Miller, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Pabst, Plewa, Porter, Quackenbush,

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Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Shabaz, Sicula, Sweda, Tesmer, Thompson, Tobiasz, Tropman, Wackett, Ward, Wilcox, Willkom and Mr. Speaker -- 79.

Noes -- Berger, Bruhy, Cyrak, DeLong, Ellis, Gower, Hephner, Kincaid, Lallensack, Lewis, Menos, Mittness, Niebler, Opitz, Otte, Sensenbrenner, Swoboda, Vanderperren and Wahner -- 19.

Absent or not voting -- Tregoning -- 1.

Motion carried.

Representative Oestreicher moved rejection of assembly amendment 6 to assembly substitute amendment 1 to **Assembly Joint Resolution 5**.

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Behnke, Bolle, Conta, Day, Ducholm, Earl, Early, Everson, Ferrall, Flintrop, Groshek, Grover, Johnson, Kedrowski, Keegan, Looby, Mielke, Mittness, Mohn, Molinaro, Munts, Murray, Oberle, Oestreicher, O'Malley, Otte, Pabst, Roberts, Rooney, Sicula, Tobiasz, Tropman, Vanderperren, Willkom and Mr. Speaker -- 37.

Noes -- Alberts, Atkinson, Azim, Barczak, Berger, Bruhy, Byers, Conradt, Cyrak, Czerwinski, DeLong, Donoghue, Dorff, Duren, Elconin, Ellis, Gibson, Giese, Gower, Hauke, Hephner, Jackamonis, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Miller, Nager, Niebler, Olson, Opitz, Plewa, Porter, Quackenbush, Quinn, Rogers, Rohner, Roth, Rutkowski, Sanasarian, Schneider, Schroeder, Sensenbrenner, Shabaz, Sweda, Swoboda, Tesmer, Thompson, Wackett, Wahner, Ward and Wilcox -- 59.

Absent or not voting -- Bradley, Schricker and Tregoning -- 3.

Motion failed.

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** be adopted?

Motion carried.

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Representative Oestreicher moved rejection of assembly amendment 7 to assembly substitute amendment 1 to Assembly Joint Resolution 5.

The question was: Shall assembly amendment 7 to assembly substitute amendment 1 to Assembly Joint Resolution 5 be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Byers, Conrad, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Gower, Groshek, Hauke, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mittness, Mohn, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicala, Sweda, Tesmer, Thompson, Tropman, Vanderperren, Wackett, Wahner, Wilcox, Willkom and Mr. Speaker -- 87.

Noes -- Duren, Giese, Grover, Hephner, Jackamonis, Molinaro, Niebler, Sanasarian, Swoboda, Tobiasz and Ward -- 11.

Absent or not voting -- Tregoning -- 1.

Motion carried.

Representative Shabaz moved rejection of assembly amendment 8 to assembly substitute amendment 1 to Assembly Joint Resolution 5.

The question was: Shall assembly amendment 8 to assembly substitute amendment 1 to Assembly Joint Resolution 5 be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Barbee, Barczak, Behnke, Bolle, Bradley, Byers, Conrad, Conta, Cyrak, Day, DeLong, Donoghue, Earl, Early, Ellis, Everson, Ferrall, Gibson, Giese, Grover, Hauke, Kedrowski, Keegan, Kincaid, Kleczka,

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Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Merkel, Mittness, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rohner, Roth, Rutkowski, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Tesmer, Thompson, Vanderperren, Wackett, Wilcox, Willkom and Mr. Speaker -- 70.

Noes -- Berger, Bruhy, Czerwinski, Dorff, Dueholm, Duren, Elconin, Flintrop, Gower, Groshek, Hephner, Jackamonis, Johnson, Menos, Mielke, Miller, Molinaro, Munts, Nager, Rogers, Rooney, Sanasarian, Schneider, Swoboda, Tobiasz, Tropman, Wahner and Ward -- 28.

Absent or not voting -- Tregoning -- 1.

Motion carried.

Representative Plewa asked unanimous consent to be recorded as voting "Aye" on adoption of assembly amendment 3 to assembly substitute amendment 1 to **Assembly Joint Resolution 5**. Granted.

The question was: Shall assembly amendment 9 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** be adopted?

Motion carried.

Representative Nager called for a division of the question on assembly amendment 10 to assembly substitute amendment 1 to **Assembly Joint Resolution 5**. Granted.

Representative Cyrak moved rejection of lines 1-3 of assembly amendment 10 to **Assembly Joint Resolution 5**.

The question was: Shall lines 1-3 of assembly amendment 10 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Behnke, Bruhy, Cyrak, Dueholm, Duren, Everson, Giese, Gower, Hauke, Kincaid, Lallensack, Lewis, Looby, Menos, Mittness, Niebler, Olson, O'Malley, Porter, Rohner, Schroeder, Sensenbrenner, Sicula, Tesmer, Thompson and Mr. Speaker -- 29.

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Noes -- Baldus, Barbee, Barczak, Berger, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Earl, Early, Elconin, Ferrall, Flintrop, Gibson, Groshek, Grover, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Klicka, Lewison, Luckhardt, McEssy, Matty, Merkel, Mielke, Miller, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Opitz, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Shabaz, Sweda, Swoboda, Tobiasz, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox and Willkom -- 68.

Absent or not voting -- Ellis and Tregoning -- 2.

Motion failed.

The question was: Shall lines 1-3 of assembly amendment 10 to assembly substitute amendment 1 to Assembly Joint Resolution 5 be adopted?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Berger, Bolle, Bradley, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Ferrall, Flintrop, Gibson, Groshek, Grover, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Klicka, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Merkel, Mielke, Miller, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Sensenbrenner, Shabaz, Sweda, Tobiasz, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox and Willkom -- 73.

Noes -- Alberts, Atkinson, Azim, Behnke, Bruhy, Cyrak, Duren, Everson, Giese, Gower, Hauke, Kincaid, Lallensack, Lewis, Mittness, Niebler, Pabst, Porter, Rohner, Schroeder, Sricula, Swoboda, Tesmer, Thompson and Mr. Speaker -- 25.

Absent or not voting -- Tregoning -- 1.

Motion carried.

Representative Oestreicher moved rejection of lines 4-5 of assembly amendment 10 to assembly substitute amendment 1 to Assembly Joint Resolution 5.

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The question was: Shall lines 4-5 of assembly amendment 10 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Barczak, Behnke, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Duren, Earl, Early, Ellis, Everson, Gibson, Giese, Gower, Hauke, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, Matty, Merkel, Mittness, Mohn, Munts, Murray, Nager, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Porter, Quackenbush, Quinn, Roberts, Rohner, Rutkowski, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Tesmer, Thompson, Wackett, Wilcox and Mr. Speaker -- 65.

Noes -- Baldus, Barbee, Berger, Bolle, Dueholm, Elconin, Ferrall, Flintrop, Groshek, Grover, Hephner, Jackamonis, Lallensack, Looby, Luckhardt, Menos, Mielke, Miller, Molinaro, Plewa, Rogers, Rooney, Roth, Sanasarian, Schneider, Swoboda, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Willkom -- 32.

Absent or not voting -- McEssy and Tregoning -- 2.

Motion carried.

Representative Sicula asked unanimous consent that assembly amendment 13 to assembly substitute amendment 1 to **Assembly Joint Resolution 5** be withdrawn and returned to the author. Granted.

Representative Lewis asked unanimous consent that the assembly adjourn in honor of the 22nd birthday of Bill Malkasian. Granted.

VISITORS

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

Children from the Wisconsin Society of the American Revolution, guests of Representative Sensenbrenner.

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David Kinzele from Cedarburg, John Larson from Hartford, Henry O'Connor from Wauwatosa and Willie Seelow from West Allis, guests of Representative Behnke.

Frederica Kleist from Portage, guest of Representative Thompson.

Seventh and eighth grade students from Oostburg Middle School, guests of Representative Bruhy.

Members of the League of Women Voters of Wisconsin, guests of Representative Anderson.

Robert Goetsch from Beaver Dam, guest of Representatives Cyrak, Luckhardt and Giese.

Mrs. Wilmer Opitz and Dr. and Mrs. Popp from Port Washington, guests of Representative Opitz.

Gilbert Weiland and Tom Weiland from Appleton, Wisconsin, guests of Representative Roth.

Mr. Heinrich Pieper from Crivitz, Wisconsin, Karen Pieper from Green Bay, Wisconsin, and Mr. Anna Pieper from Hannover, Germany, guests of Representative Matty.

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

The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

7:15 P.M.