

JOURNAL OF THE ASSEMBLY (March 12, 1974)

STATE OF WISCONSIN

Assembly Journal

Eighty-First Regular Session

TUESDAY, March 12, 1974.

10:00 A.M.

The assembly met.

The speaker in the chair.

The prayer was offered by Reverend Warren Heckman, pastor of Madison Gospel Tabernacle, 1926 Elka Lane, Madison, Wisconsin.

Representative Swoboda 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, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 99.

Absent -- None.

Absent with leave -- None.

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AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 1347** offered by Representatives Miller, Munts, Flintrop, Baldus, Looby, Anderson, Earl, Ferrall, Molinaro, Tobiasz, Conta and Johnson.

Assembly substitute amendment 1 to **Assembly Bill 520** offered by Representatives Duren, Schneider, Wahner, Otte and Merkel.

Assembly substitute amendment 3 to **Assembly Bill 848** offered by Representatives Jackamonis, Berger, Earl, Lewison, Schneider, Byers, Wahner, Mielke, Flintrop, Vanderperren and Sensenbrenner.

Assembly amendment 1 to assembly amendment 2 to **Senate Bill 504** offered by Representatives Hephner, Everson and Mohn.

Assembly amendment 2 to assembly amendment 1 to **Senate Bill 504** offered by Representatives Hephner, Everson, Day and Mohn.

Assembly amendment 1 to **Assembly Bill 1444** offered by Representatives Hephner, Everson, Day and Mohn.

Assembly amendment 1 to **Assembly Bill 1458** offered by Representatives Hephner, Everson, Day and Mohn.

Assembly amendment 2 to assembly amendment 1 to **Assembly Bill 1480** offered by Representative Duren.

INTRODUCTION AND REFERENCE OF RESOLUTIONS

Read and referred:

Assembly Bill 1522

Relating to providing a two year term of office for county highway committee members.

By Representatives BRADLEY, ELLIS and FLINTROP, by request of the Winnebago County Board.

To committee on Municipalities.

Assembly Bill 1523

Relating to increasing the term of office of county highway commissioner.

By Representatives BRADLEY, ELLIS and FLINTROP, by request of the Winnebago County Board.

To committee on Municipalities.

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Assembly Bill 1524

Relating to changing the name of the department of agriculture.
By Representatives GOWER and GIBSON.
To committee on Agriculture.

Assembly Bill 1525

Relating to increasing the interest rate on delinquent real and personal property taxes and forest cropland acreage shares.
By Representative GOWER, by request of the Brown County Board of Supervisors.
To committee on Taxation.

Assembly Bill 1526

Relating to removing minimum mandatory penalties for driving after license is revoked or suspended.
By Representative GOWER.
To committee on Judiciary.

Assembly Bill 1527

Relating to modifying the penalty for driving without a license.
By Representative GOWER.
To committee on Judiciary.

Assembly Bill 1528

Relating to development of plans by school districts to prevent, eliminate or reduce excessive racial imbalance in the schools.
By Representative BARBEE.
To committee on Education.

Assembly Bill 1529

Relating to police band radios in motor vehicles and providing a penalty.
By Representatives MATTY, LALLENSACK, ROHNER, DONOGHUE and MURRAY.
To committee on Judiciary.

Assembly Bill 1530

Relating to creating a Wisconsin environmental education board and providing an appropriation.
By Representatives WILLKOM, BYERS, SCHRICKER, VANDERPERREN, MITTNESS, WAHNER, ANDERSON, EARL and SCHROEDER; co-sponsored by Senators CHILSEN and BABLITCH.
To committee on Education.

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Assembly Bill 1531

Relating to exemption of certain agricultural materials and equipment from the sales and use tax.

By Representatives SWOBODA, VANDERPERREN, MOHN, SCHROEDER, GIESE and DUREN.

To Joint Survey Committee on Tax Exemptions.

COMMUNICATIONS

The State of Wisconsin
Department of State
Madison, 53702

March 5, 1974

To Your Honor, The Assembly

Gentlemen:

I have the honor to transmit to you pursuant to s. 13.67 (2), a list of the registered lobbyists for the period beginning on February 26, 1974, and ending on March 5, 1974.

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 2345.

PETITIONS

Assembly Petition 163

By Representative LALLENSACK.
To committee on Highways.

Assembly Petition 164

By Representative LALLENSACK.
To committee on Highways.

Assembly Petition 165

By Representative EARL.
To committee on Education.

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Assembly Petition 166

By Representatives KEDROWSKI, KINCAID, and WAHNER.

To committee on Environmental Quality.

Assembly Petition 167

By Representative BRUHY.

To committee on Natural Resources.

Assembly Petition 168

By Representative TESMER.

To committee on Health and Social Services.

Assembly Petition 169

By Representative KLUCKA.

To committee on Highways.

Assembly Petition 170

By Representative ROTH.

To committee on Highways.

Assembly Petition 171

By Representative LEWIS.

To committee on Commerce and Consumer Affairs.

Assembly Petition 172

By Representative QUINN.

To committee on Natural Resources.

Assembly Petition 173

By Representative DORFF.

To committee on Highways.

Assembly Petition 174

by Representative CONRADT.

To committee on Highways.

Assembly Petition 175

By Representative QUINN.

To committee on Highways.

Assembly Petition 176

By Representative KLUCKA.

To committee on Highways.

Assembly Petition 177

By Representative MATTY.

To committee on Highways.

COMMITTEE REPORTS

The committee on Enrolled Bills reports and recommends:

Assembly Bill 751

Correctly enrolled.

GERVASE A. HEPHNER,
Chairman

The committee on Excise and Fees reports and recommends:

Senate Bill 410

Relating to closing hour of certain liquor and beer bars.

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

Senate Bill 710

Relating to excluding discounts in determining minimum retail prices for sales of malt beverages and liquor.

Concurrence: Ayes: (9) Noes: (2)

EVERETT E. BOLLE,
Chairman

The Joint Committee on Finance reports and recommends:

Assembly Bill 201

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

Passage: Ayes: (12) Noes: (0)

Assembly Bill 548

Relating to agricultural commodity producers' payments to growers, granting rule-making authority and providing a penalty.

Indefinite postponement: Ayes: (7) Noes: (5)

Assembly Bill 1189

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

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

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Assembly Bill 1210

Relating to establishment of a program for kidney disease aids and insurance coverage, granting rule-making authority and making an appropriation.

Adoption of assembly amendment 1 to assembly substitute amendment 1:

Ayes: (13) Noes: (0)

Adoption of assembly substitute amendment 1:

Ayes: (13) Noes: (0)

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

DENNIS J. CONTA,
Chairman

The committee on Judiciary reports and recommends:

Assembly Bill 380

Relating to discovery procedure in criminal actions.

Assembly amendment 1 adoption:

Ayes: (7) Noes: (3)

Assembly amendment 2 adoption:

Ayes: (8) Noes: (0) Not voting: (3)

Assembly amendment 3 adoption:

Ayes: (8) Noes: (2) Not Voting: (1)

Passage: Ayes: (6) Noes: (5)

LLOYD A. BARBEE,
Chairman

The committee on Municipalities reports and recommends for introduction:

Assembly Joint Resolution -----

Requesting the Wisconsin congressional delegation to introduce legislation making federally chartered savings and loan associations subject to state laws and rules which protect borrowers.

Introduction and adoption:

Ayes: (5) Noes: (4)

EDWARD NAGER,
Chairman

The committee on Natural Resources reports and recommends:

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Senate Bill 39

Relating to regulation of mining of metallic ore, creating a mine reclamation council in the department of natural resources, providing penalties, granting rule-making power and making an appropriation.

Concurrence: Ayes: (10) Noes: (0)

LEWIS T. MITTNESS,
Chairman

The committee on Taxation reports and recommends:

Assembly Bill 234

Relating to optional municipal "land taxation" of real estate.

Indefinite postponement: Ayes: (9) Noes: (1)

HARVEY L. DUEHOLM,
Chairman

The committee on Municipalities reports and recommends:

Assembly Bill 1489

Relating to regulating interest rate increases on certain residential mortgage loans by savings and loan associations, mortgage loan escrow accounts and granting rule-making authority.

Assembly amendment 1, introduction and adoption:

Ayes: (9) Noes: (1)

Passage: Ayes: (7) Noes: (5)

EDWARD NAGER,
Chairman

Representative Nager moved that the rules be suspended and that **Assembly Bill 1489** be placed at the foot of the calendar of January 29.

Representative Berger asked unanimous consent to be made a co-author of **Assembly Bill 1489**. Granted.

The question was: Shall the rules be suspended and that **Assembly Bill 1489** be placed at the foot of the calendar of January 29?

The roll was taken.

The result follows:

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Ayes -- Barbee, Behnke, Berger, Czerwinski, Dorff, Ducholm, Earl, Elconin, Ferrall, Jackamonis, Kleczka, Looby, Menos, Mielke, Miller, Molinaro, Munts, Murray, Nager, Plewa, Rooney, Rutkowski, Sanasarian, Sricula, Tesmer, Tobiasz, Tropman, Wahner and Ward -- 29.

Noes -- Alberts, Atkinson, Baldus, Barczak, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Day, DeLong, Donoghue, Duren, Early, Ellis, Everson, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Hauke, Hephner, Johnson, Kedrowski, Keegan, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Mittness, Mohn, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Roth, Schneider, Schricker, Schroeder, Sensenbrenner, Shabaz, Sweda, Swoboda, Thompson, Tregoning, Vanderperren, Wackett, Wilcox, Willkom and Mr. Speaker -- 69.

Absent or not voting -- Azim -- 1.

Motion failed.

MESSAGE FROM THE SENATE

By William P. Nugent, chief clerk.

Mr. Speaker:

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

Motion under Joint Rule 26,

A Joint Certificate by Representative Tesmer; co-sponsored by Senator Frank extending to Gerald Paradowski best wishes for a speedy recovery;

Adopted and asks concurrence in:

Motions under Joint Rule 26,

A Joint Certificate of Congratulation by Senators Peloquin and Johnson; co-sponsored by Representative Baldus for the Altoona high school basketball team, "Railroaders", and Coach Severson on the occasion of its 2nd straight win of the Cloverbelt Championship.

A Joint Certificate of Congratulations by Senator Bidwell; co-sponsored by Tommy G. Thompson to Portage high school's basketball team on winning the Sauk-Prairie Regional Championship;

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A Joint Certificate of Congratulations by Senator Chilsen; co-sponsored by Representative Laurence J. Day for Wittenberg-Birnamwood Basketball Team on the occasion of a successful season.

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

The question was: Concurrence?

Motion carried.

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 passed and asks concurrence in:

Senate Bill 462,
Senate Bill 824,
Senate Bill 825, and
Senate Bill 862.

Amended and concurred in as amended:

Assembly Bill 354 (senate amendments 1, 2 and 3 adopted)

Assembly Bill 857 (senate amendment 1 to senate substitute amendment 1 and senate substitute amendment 1 adopted)

ACTION ON THE SENATE MESSAGE

Senate Bill 462

Relating to open meetings of governmental bodies and providing a penalty.

By Senate Organization Committee by request of Attorney General Robert W. Warren.

To committee on Judiciary.

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Senate Bill 824

Relating to paying a claim made by Mary Borello against the state, and making an appropriation.

By Senator Parys.

To Calendar.

Senate Bill 825

An act to appropriate \$2,366.28 from the general fund for payment of a claim by the Sheboygan County Sheriff's Department against the state.

By Senator Hollander.

To Calendar.

Senate Bill 862

An act to appropriate \$1,126.80 from the general fund for payment of a claim by Virginia Van DeWiel against the state.

By Senator Hollander, by request of the State Claims Board.

To Calendar.

Assembly Bill 354

Relating to corporate farming.

By Representatives DAY, OBERLE, WILLKOM, SCHRICKER, O'MALLEY, VANDERPERREN, BOLLE, BYERS, ALBERTS, DUREN, BALDUS, MOHN, KEDROWSKI, EVERSON, KEEGAN, EARL, ROBERTS, EARLY, SWEDA, ROGERS, GROSHEK, LEWISON and QUACKENBUSH; co-sponsored by Senators CHILSEN, KRUEGER, THENO and MC KENNA.

To Calendar.

Assembly Bill 857

Relating to a referendum on borrowing or promissory notes by vocational, technical and adult education districts.

By Representatives GROVER, FERRALL, CYRAK, SANASARIAN, SENSENBRENNER, ROGERS, BERGER, DUREN, QUACKENBUSH and EARL; co-sponsored by Senators DEVITT, WHITTOW, PELOQUIN, KEPPLER and CHILSEN.

To Calendar.

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

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MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Mr. E.E. Husband, a former legislator and long-time resident of Balsam Lake, passed away on February 16, 1974 at the age of 96; and

Whereas, he was the publisher of the Polk County Ledger for 32 years until his retirement in 1939; and

Whereas, he was active in county and state politics, having served in the state assembly from 1926 to 1930 and in several Polk county elective positions; and

Whereas, he was one of the pioneer residents of Balsam Lake and he actively contributed to the progress of that community; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Ducholm and Senator Knowles under Joint Rule 26, offer their condolences to the family and friends of Mr. E. E. Husband and commend his life as an example of unselfish dedication to public service.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Mrs. Anna Johnson (nee Hanson) was born on March 23, 1874 in the Town of Baldwin, Wisconsin; and

Whereas, she and her husband, Charles Johnson, an immigrant from Norway, successfully raised a family of 8 sons and daughters; and

Whereas, through her significant efforts as a wife and mother she set an outstanding example for her 8 children, 18 grandchildren, 44 great-grandchildren and 14 great-great-grandchildren; and

Whereas, she will celebrate her 100th birthday on March 23, 1974; now, therefore,

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The Members of the Wisconsin Legislature, on the motion of Representative Dueholm and Senator Knowles under Joint Rule 26, congratulate Mrs. Anna Johnson on her 100th birthday, commend her for her long and fruitful life and wish her happiness and good health in the future.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Dan O'Connell of Wisconsin Heights High School recently won the 112 pound division championship in the WIAA State Wrestling Tournament; and

Whereas, on his way to the championship, Dan compiled an overall season record of 32-0; and

Whereas, Dan, who is described by his coaches as dedicated and hardworking, is a credit to his family, school and community; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative O'Malley and Senator Thompson, under Joint Rule 26, do hereby extend their heartiest congratulations to Dan O'Connell on the occasion of his stellar victory in the state wrestling tournament.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Mr. Americo "Mertz" Motorelli, athletic director at UW-Superior, was recently named to the National Association of Intercollegiate Athletics (NAIA) Football Coaches Hall of Fame, being the first Wisconsin coach in any sport to be so honored; and

Whereas, "Mertz" Motorelli has taught, thrilled and inspired countless Superior "Yellowjacket" players and fans as an athlete, athletic director and coach in five varsity sports; and

Whereas, while managing the smallest budget in the league, he led his football teams to an enviable 117-103-17 record, including 25 shutout wins from 1954-1970; now, therefore,

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The Members of the Wisconsin Legislature, on the motion of Representative Murray under Joint Rule 26, congratulate Mr. Americo "Mertz" Motorelli on being named to the NAIA Football coaches Hall of Fame and commend him for his legendary fetes as an athlete and a coach and wish him happiness and success in his future endeavors.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Richard Yunk of Onalaska has recently relinquished his position as a patrolman on the Onalaska Police Force, and

Whereas, the presence of Mr. Yunk on the Onalaska Police Force was a major factor contributing to the absence of crime, domestic tranquility, and high quality of life for which that city is known throughout the midwest; and

Whereas, Mr. Yunk as a friendly neighbor and a fine family man is a model citizen in any community he chooses to improve by his presence; and

Whereas, Mr. Yunk has distinguished himself as a four-year veteran of the Marine Corps, with fourteen months of duty in Viet Nam; and

Whereas, Mr. Yunk has enhanced his professional ability through extensive training in military security, working with Naval Intelligence and with the Military Police in criminal investigation, both military and civilian; and

Whereas, the City of Onalaska has been deprived of the services of Mr. Yunk as he assumes his new position as Chief of Police in Cashton; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representatives Baldus, Roberts and Quackenbush under Joint Rule 26, hereby congratulate Mr. Yunk on his new position, the ascension to which bears testimony both to his ability as a defender of the United States Constitution and the laws of the great State of Wisconsin as well as the position of respect and esteem which he commands in the eyes of his fellow peace officers.

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MOTION UNDER JOINT RULE 26

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Know you by these presents:

Whereas, the basketball team of Dominican High School of Whitefish Bay won the 1974 Wisconsin Independent Schools Athletic Association state championship by defeating Racine St. Catherine High School in the tournament final by a score of 40-35; and

Whereas, by winning the state championship, Coach Al Strack and his Dominican Knights have demonstrated that a small school can win by hard work, dedication and perserverance; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Sensenbrenner and Senator Kasten under Joint Rule 26, congratulate Dominican High School of Whitefish Bay, Coach Al Strack and his 1973-74 basketball team on a job well done in winning the 1974 Wisconsin Independent Schools Athletic Association state basketball championship.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Mr. Frank J. Bregar Jr. joined the Milwaukee Fire Department in 1943 and has since there served, except for his term of service as a fireman in the Navy from January, 1944, to December 1945; and

Whereas, Mr. Bregar has courageously and diligently discharged his public duties, his courage once marked by the awarding of the Civic Heroism Plaque and his efforts having been rewarded by being promoted to the rank of Captain; and

Whereas, he joined the Amvets Memorial Post No. 60 in 1963 and has since been active in youth programs, including Junior Amvets and the baseball program, and has remained a stalwart guardian of the American Flag, and was named Commander of the Year in 1968; and

Whereas, the diverse and numerous Amvets positions which have been held by Mr. Bregar on the local and state levels,

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including 1973 Commander of the Department of Wisconsin Amvets, are testimony to his dedication to the Amvets organization and the ideals for which it stands; now, therefore.

The Members of the Wisconsin Legislature, on the motion of Representative Kleczka and Senator Parys under Joint Rule 26, commend Mr. Frank J. Bregar Jr. on his years of service to the public and to our country which draws its strength from men of the caliber and conviction of Mr. Bregar.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Aaron Zick, Rural Route 2, North Freedom, son of Mr. and Mrs. Albert Zick, has brought honor and credit to his family and school by achieving a perfect score of 120 in the preliminary test of the Wisconsin Mathematics contest; and

Whereas, Aaron Zick was one of two students in the state to score above 109 on a test taken by over 21,000 Wisconsin high school students from 331 Wisconsin high schools on February 14th; and

Whereas, the Baraboo Senior High School Mathematics Department is to be commended for their outstanding program which has resulted in seven students qualifying for the state finals-- Aaron Zick (120), Paul Karch (89), Barb Pardun, Mark Olsen, Mark Paschen, Steve Steinhorst, Joy Gumz, and Dave Alwin; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Giese and Senator Bidwell under Joint Rule 26, congratulate Aaron Zick for his fantastic academic achievements in the field of mathematics, his continual striving for excellence in all his academic and extra-curricular pursuits, and for his developing a well-rounded life that centers around a Christian home and a close knit family.

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

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Whereas, the Poynette High School Curling team had a dream come true on Saturday afternoon, March 2nd when they captured the W.I.A.A. Curling Championship.

Whereas, Coach Lee Megow and his Poynette team battled seemingly unsurmountable odds by soundly defeating (10-2) a Pardeeville team that had defeated them three straight times during the curling season; and

Whereas, the members of the Poynette High School Curling Team of Jeff Robinson, Bill Thiele, Marty Gromnicki, Peter Jamieson and Robert Parpart are to be commended for their countless hours of hard work and selfless dedication that resulted in a continual striving for excellence; now, therefore,

The Members of the Wisconsin Legislature, on the motion of Representative Giese and Senator Bidwell under Joint Rule 26 congratulate the Poynette High School Curling Team and Coach Lee Megow for bringing honor to their school, to their community, and to the sport of curling. In the words of Coach Megow, "For a coach and team to set themselves a goal of winning the State Championship at the beginning of a season and then achieve that goal and to be able to watch that team grow as the season progresses, that's one of the biggest rewards of coaching."

The question was: Adoption:

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.

MOTIONS

Representative Olson moved that the rules be suspended and that **Senate Joint Resolution 17** be withdrawn from the committee on State Affairs and placed on the calendar of January 29.

The question was: Shall **Senate Joint Resolution 17** be withdrawn from the committee on State Affairs and placed on the calendar of January 29?

The roll was taken.

The result follows:

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Ayes -- Alberts, Bolle, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Flintrop, Gower, Hephner, Kedrowski, Kincaid, Kleczka, McEssy, Matty, Menos, Olson, Pabst, Plewa, Porter, Quinn, Rooney, Schricker, Schroeder, Sicula, Swoboda, Thompson, Tobiasz, Vanderperren and Wilcox -- 31.

Noes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bruhy, Conta, Cyrak, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Gibson, Giese, Groshek, Grover, Hauke, Jackamonis, Johnson, Keegan, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, Merkel, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oberle, Oestreicher, O'Malley, Opitz, Otte, Quackenbush, Roberts, Rogers, Rohner, Roth, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Shabaz, Sweda, Tesmer, Tregoning, Tropman, Wackett, Wahner, Ward, Willkom and Mr. Speaker -- 67.

Absent or not voting -- Azim -- 1.

Motion failed.

Representative Gower moved that the rules be suspended and that **Assembly Bill 1424** be withdrawn from the committee on Rules and placed at the foot of the calendar of January 29.

The question was: Shall the rules be suspended and that **Assembly Bill 1424** be withdrawn from the committee on Rules and placed at the foot of the calendar of January 29?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Berger, Bolle, Bradley, Bruhy, Conradt, Cyrak, DeLong, Elconin, Ellis, Everson, Flintrop, Gibson, Giese, Gower, Hephner, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Menos, Merkel, Mohn, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Swoboda, Tesmer, Thompson, Tregoning, Vanderperren, Wackett and Wahner -- 44.

Noes -- Baldus, Barbee, Barczak, Behnke, Byers, Conta, Czerwinski, Day, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Ferrall, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Looby, McEssy, Matty, Mielke, Miller, Mittness, Molinaro, Munts, Murray, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Rooney, Rutkowski,

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Sanasarian, Schneider, Shabaz, Sicula, Sweda, Tobiasz, Tropman, Ward, Wilcox, Willkom and Mr. Speaker -- 53.

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

Motion failed.

Representative Sensenbrenner moved that **Assembly Bill 362** be withdrawn from the joint committee on Finance and placed on the calendar.

Representative Sensenbrenner withdrew his motion.

LEAVES OF ABSENCE

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

Representative Thompson moved that the rules be suspended and that **Assembly Bill 476** be withdrawn from the committee on Natural Resources and placed on the calendar of January 29.

The question was: Shall the rules be suspended and that **Assembly Bill 476** be withdrawn from the committee on Natural Resources and placed on the calendar of January 29?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Berger, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Duren, Elconin, Ferrall, Gibson, Giese, Gower, Hephner, Kedrowski, Kincaid, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Mohn, Murray, Niebler, Oberle, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Rooney, Roth, Schricker, Schroeder, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 47.

Noes -- Baldus, Barbee, Barczak, Behnke, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Ellis, Everson, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Keegan, Kleczka, Lallensack, Looby, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Nager, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sicula, Sweda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 51.

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Absent or not voting -- Azim -- 1.

Motion failed.

Representative Tesmer moved that the rules be suspended and that **Assembly Bill 1427** be withdrawn from the joint committee on Finance and placed on the calendar of January 29.

The question was: Shall the rules be suspended and that **Assembly Bill 1427** be withdrawn from the joint committee on Finance and placed on the calendar of January 29?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Barczak, Berger, Bradley, Byers, Cyrak, Day, DeLong, Donoghue, Duren, Ellis, Gibson, Giese, Gower, Hephner, Keegan, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Murray, Nager, Niebler, Opitz, Pabst, Plewa, Porter, Quackenbush, Rogers, Rohner, Rooney, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Wackett and Wilcox -- 49.

Noes -- Baldus, Barbee, Behnke, Bolle, Conradt, Conta, Czerwinski, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Grover, Hauke, Jackamonis, Johnson, Kedrowski, Looby, Mielke, Miller, Mohn, Molinaro, Munts, Oberle, Oestreicher, O'Malley, Quinn, Roberts, Rutkowski, Sanasarian, Schneider, Sricula, Sweda, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 44.

Absent or not voting -- Azim, Bruhy, Kincaid, Mittness, Olson and Otte -- 6.

Motion failed.

Representative Cyrak moved that **Assembly Bill 366** be withdrawn from the committee on Judiciary and placed on the calendar.

The question was: Shall **Assembly Bill 366** be withdrawn from the committee on Judiciary and placed on the calendar?

The roll was taken.

The result follows:

Ayes -- Cyrak, Ellis and Schneider -- 3.

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Noes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, 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, Schriker, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 95.

Absent or not voting -- Azim -- 1.

Motion failed.

CALENDAR OF FRIDAY, OCTOBER 26, 1973

Assembly Bill 538

Relating to the provision of emergency medical services by hospitals, the licensing of ambulance service managers and ambulance attendants, creating an examining council and making an appropriation.

RULING ON THE POINT OF ORDER

The speaker ruled the point of order raised on assembly amendment 3 to senate substitute amendment 1 to **Assembly Bill 538** not well taken.

Representative Czerwinski moved rejection of assembly amendment 3 to senate substitute amendment 1 to **Assembly Bill 538**.

The question was: Shall assembly amendment 3 to senate substitute amendment 1 to **Assembly Bill 538** be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Byers, Conta, Czerwinski, Donoghue, Dueholm, Duren, Earl, Early, Elconin,

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Ellis, Ferrall, Flintrop, Groshek, Grover, Hauke, Hephner, Jackamonis, Johnson, Keegan, Kleczka, Looby, Matty, Menos, Mielke, Miller, Mittness, Munts, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Roth, Sanasarian, Schneider, Schricker, Sensenbrenner, Sricula, Sweda, Tesmer, Tropman, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 54.

Noes -- Alberts, Atkinson, Bolle, Bradley, Bruhy, Conradt, Cyrak, Day, DeLong, Dorff, Everson, Gibson, Giese, Gower, Kedrowski, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Merkel, Mohn, Molinaro, Murray, Niebler, Oestreicher, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Rooney, Rutkowski, Schroeder, Shabaz, Swoboda, Thompson, Tobiasz, Tregoning, Vanderperren and Wackett -- 44.

Absent or not voting -- Azim -- 1.

Motion carried.

Representative Czerwinski moved rejection of assembly amendment 5 to senate substitute amendment 1 to **Assembly Bill 538**.

The question was: Shall assembly amendment 5 to senate substitute amendment 1 to **Assembly Bill 538** be rejected?

The roll was taken.

The result follows:

Ayes -- Barbee, Barczak, Behnke, Berger, Conta, Czerwinski, Day, Dueholm, Duren, Earl, Elconin, Ferrall, Flintrop, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Looby, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sricula, Sweda, Tesmer, Tobiasz, Tropman, Wahner, Ward, Willkom and Mr. Speaker -- 50.

Noes -- Alberts, Atkinson, Baldus, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Dorff, Early, Ellis, Everson, Gibson, Giese, Gower, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Molinaro, Murray, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Shabaz, Swoboda, Thompson, Tregoning, Vanderperren, Wackett and Wilcox -- 47.

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

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Motion carried.

Representative Czerwinski moved rejection of assembly amendment 6 to senate substitute amendment 1 to Assembly Bill 538.

The question was: Shall assembly amendment 6 to senate substitute amendment 1 to Assembly Bill 538 be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Conta, Czerwinski, Day, Dueholm, Duren, Earl, Early, Elconin, Ferrall, Flintrop, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Looby, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Willkom and Mr. Speaker -- 50.

Noes -- Alberts, Atkinson, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Dorff, Ellis, Everson, Gibson, Giese, Gower, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Menos, Merkel, Molinaro, Murray, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Rooney, Roth, Schricker, Schroeder, Shabaz, Sweda, Swoboda, Thompson, Tregoning, Wackett, Ward and Wilcox -- 46.

Absent or not voting -- Azim, Grover and McEssy -- 3.

Motion carried.

Representative Czerwinski moved rejection of assembly amendment 7 to senate substitute amendment 1 to Assembly Bill 538.

The question was: Shall assembly amendment 7 to senate substitute amendment 1 to Assembly Bill 538 be rejected?

The roll was taken.

The result follows:

Ayes -- Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dueholm, Duren, Elconin, Ellis, Everson, Ferrall, Flintrop, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Kleczka, Looby, Mielke, Miller, Mittness, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa,

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Quackenbush, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Willkom and Mr. Speaker -- 49.

Noes -- Alberts, Atkinson, Baldus, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Dorff, Earl, Early, Gibson, Giese, Gower, Keegan, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Mohn, Molinaro, Murray, Niebler, Olson, Opitz, Porter, Quinn, Rohner, Rooney, Roth, Schricker, Schroeder, Shabaz, Sweda, Swoboda, Thompson, Tregoning, Wackett, Ward and Wilcox -- 48.

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

Motion carried.

Assembly amendment 8 to senate substitute amendment 1 to Assembly Bill 538 offered by Representatives Niebler and Dorff.

Representative Czerwinski moved rejection of assembly amendment 8 to senate substitute amendment 1 to Assembly Bill 538.

The question was: Shall assembly amendment 8 to senate substitute amendment 1 to Assembly Bill 538 be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Conta, Czerwinski, Day, Dueholm, Duren, Earl, Early, Elconin, Ferrall, Flintrop, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kleczka, Looby, Menos, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Rogers, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sicula, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 50.

Noes -- Alberts, Atkinson, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Dorff, Ellis, Everson, Gibson, Giese, Gower, Kedrowski, Keegan, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Molinaro, Murray, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Roberts, Rohner, Rooney, Roth, Schricker, Schroeder, Shabaz, Sweda, Thompson, Tregoning, Wackett and Wilcox -- 47.

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

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Motion carried.

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

The assembly stood recessed.

12:20 P.M.

RECESS

2:10 P.M.

The assembly reconvened.

Assembly amendment 9 to senate substitute amendment 1 to **Assembly Bill 538** offered by Representatives Porter and Matty.

Representative Czerwinski moved rejection of assembly amendment 9 to senate substitute amendment 1 to **Assembly Bill 538**.

POINT OF ORDER

Representative Porter rose to the point of order that a quorum was not present.

The roll was taken.

The result follows:

Present -- Alberts, Atkinson, Baldus, Barczak, Behnke, Bradley, Bruhy, Czerwinski, Day, DeLong, Donoghue, Dorff, Duren, Earl, Everson, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Kincaid, Kleczka, Lallensack, Lewis, Lewison, McEssy, Menos, Merkel, Molinaro, Murray, Niebler, Oestreicher, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Rogers, Rooney, Roth, Schneider, Sensenbrenner, Shabaz, Swoboda, Tobiasz, Tropman, Wahner, Willkom and Mr. Speaker -- 50.

Absent -- Azim, Barbee, Berger, Bolle, Byers, Conradt, Conta, Cyrak, Dueholm, Early, Elconin, Ellis, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Grover, Keegan, Klicka, Looby, Luckhardt, Matty, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oberle, Olson, Opitz, Quinn, Roberts, Rohner, Rutkowski, Sanasarian, Schricker, Schroeder, Sicula, Sweda, Tesmer, Thompson, Tregoning, Vanderperren, Wackett, Ward and Wilcox -- 49.

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A quorum was present.

The question was: Shall assembly amendment 9 to senate substitute amendment 1 to Assembly Bill 538 be rejected?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Donoghue, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Looby, Menos, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Plewa, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sricula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 54.

Noes -- Alberts, Atkinson, Azim, Bradley, Bruhy, Byers, Cyrak, DeLong, Dorff, Gibson, Giese, Gower, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkel, Molinaro, Murray, Niebler, Olson, Opitz, Porter, Quackenbush, Rohner, Rooney, Roth, Schricker, Schroeder, Shabaz, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 39.

Absent or not voting -- Conradt, Ellis, Grover, Pabst, Quinn and Sweda -- 6.

Motion carried.

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

POINT OF ORDER

Representative Dorff rose to the point of order that the bill required a fiscal note because of the adoption of senate amendment 1 to senate substitute amendment 1.

The speaker ruled the point of order not well taken.

Representative Dorff moved nonconcurrency in senate substitute amendment 1 to Assembly Bill 538.

The question was: Shall senate substitute amendment 1 to Assembly Bill 538 be nonconcurrent in?

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The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Bradley, Bruhy, Conradt, Cyrak, DeLong, Dorff, Everson, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Merkel, Molinaro, Murray, Niebler, Olson, Opitz, Porter, Quinn, Rohner, Rooney, Schricker, Schroeder, Shabaz, Sweda, Swoboda, Thompson, Tregoning, Wackett and Wilcox -- 37.

Noes -- Azim, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Byers, Conta, Czerwinski, Day, Donoghue, Dueholm, Duren, Earl, Early, Elconin, Ellis, Ferrall, Flintrop, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Menos, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quackenbush, Roberts, Rogers, Roth, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 61.

Absent or not voting -- Grover -- 1.

Motion failed.

The question was: Shall senate substitute amendment 1 to Assembly Bill 538 be concurred in?

The roll was taken.

The result follows:

Ayes -- Azim, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Byers, Conta, Czerwinski, Day, Donoghue, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Klicka, Lallensack, Looby, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Munts, Nager, Niebler, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Roth, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 63.

Noes -- Alberts, Atkinson, Bradley, Bruhy, Conradt, Cyrak, DeLong, Dorff, Ellis, Gibson, Giese, Gower, Hauke, Kincaid, Lewis, Lewison, Luckhardt, Merkel, Molinaro, Murray, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Rooney, Schricker.

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Schroeder, Shabaz, Sweda, Swoboda, Thompson, Tregoning and Wackett -- 35.

Absent or not voting -- Grover -- 1.

Motion carried.

Representative Earl moved that the rules be suspended and that the assembly's action on **Assembly Bill 538** be immediately messaged to the senate.

The question was: Shall the rules be suspended and that the assembly's action on **Assembly Bill 538** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Byers, Conta, Czerwinski, Day, Donoghue, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 62.

Noes -- Alberts, Atkinson, Bradley, Bruhy, Conradt, Cyrak, DeLong, Dorff, Ellis, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Merkel, Molinaro, Murray, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Schricker, Schroeder, Shabaz, Sweda, Swoboda, Thompson, Tregoning and Wackett -- 35.

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

Motion failed.

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

Assembly Bill 506

Relating to excursion boat certificates.

Representative Earl asked unanimous consent that **Assembly Bill 506** be referred to the committee on Rules. Granted.

Assembly Bill 1218

Relating to the Wisconsin national guard and providing penalties.

Representative Thompson moved rejection of assembly amendment 2 to **Assembly Bill 1218**.

The question was: Shall assembly amendment 2 to **Assembly Bill 1218** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Day, DeLong, Donoghue, Dorff, Ducholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mohn, Molinaro, Munts, Murray, Oberle, Oestreicher, Olson, O'Malley, Opitz, 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 -- 87.

Noes -- Barbee, Barczak, Cyrak, Czerwinski, Duren, Hephner, Merkel, Mittness, Nager, Niebler and Otte -- 11.

Absent or not voting -- Grover -- 1.

Motion carried.

The question was: Shall assembly amendment 3 to **Assembly Bill 1218** be adopted?

Motion carried.

Assembly amendment 4 to **Assembly Bill 1218** offered by Representative Cyrak.

The question was: Shall assembly amendment 4 to **Assembly Bill 1218** be adopted?

Motion failed.

The question was: Shall **Assembly Bill 1218** be ordered engrossed and read a third time?

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Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that Assembly Bill 1218 be given a third reading. Granted.

The question was: Assembly Bill 1218 having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conrad, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, 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, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 96.

Noes -- Barbee and Cyrak -- 2.

Absent or not voting -- Grover -- 1.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that Assembly Bill 1218 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.

2:55 P.M.

RECESS

4:20 P.M.

The assembly reconvened.

CALENDAR OF TUESDAY, JANUARY 29, 1974

CONSIDERATION OF MOTIONS
FOR RECONSIDERATION

Assembly Bill 103

Relating to verification of registration applications by the board of election commissioners and revision of the registry in Milwaukee.

Representative Sensenbrenner asked unanimous consent that **Assembly Bill 103** be laid on the table.

Representative Berger objected.

Representative Sensenbrenner moved that **Assembly Bill 103** be laid on the table.

The question was: Shall **Assembly Bill 103** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Kincaid, Klicka, Lewis, Lewison, Luckhardt, Matty, Merkel, Mohn, Niebler, Olson, O'Malley, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Thompson, Tregoning, Vanderperren, Wackett and Wilcox -- 41.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Looby, McEssy, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Wahner, Ward, Willkom and Mr. Speaker -- 57.

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Absent or not voting -- Grover -- 1.

Motion failed.

The question was: Shall the vote by which **Assembly Bill 103** was passed be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Bradley, Byers, Conradt, Cyrak, DeLong, Donoghue, Giese, Kincaid, Klicka, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Roth, Schricker, Sensenbrenner, Shabaz, Sicala, Thompson, Tregoning, Wackett and Wilcox -- 35.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bruhy, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Gower, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Lallensack, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schroeder, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 63.

Absent or not voting -- Grover -- 1.

Motion failed.

Assembly Bill 678

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

The question was: Shall the vote by which **Assembly Bill 678** was passed be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Bradley, Bruhy, Byers, Conradt, DeLong, Donoghue, Ellis, Gibson, Giese, Gower, Kincaid, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Menos, Merkel, Molinaro, Niebler, Olson, Opitz, Porter, Quackenbush,

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Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Wackett and Wilcox -- 41.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Cyrak, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kleczka, Looby, McEssy, Mielke, Miller, Mittness, Mohn, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sricula, Sweda, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 57.

Absent or not voting -- Grover -- 1.

Motion failed.

Assembly Bill 843

Relating to computation of jail terms.

The question was: Shall the vote by which Assembly Bill 843 was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Bolle, Bruhy, Byers, Conradt, Donoghue, Dorff, Gibson, Gower, Hephner, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Molinaro, Niebler, Olson, Opitz, Pabst, Porter, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Wackett and Wilcox -- 43.

Noes -- Baldus, Barbee, Barczak, Behnke, Berger, Conta, Cyrak, Czerwinski, Day, DeLong, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Giese, Groshek, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Looby, Mielke, Miller, Mittness, Mohn, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Plewa, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sricula, Sweda, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 54.

Absent or not voting -- Bradley and Grover -- 2.

Motion failed.

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The question was: **Assembly Bill 843** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Conta, Cyrak, Czerwinski, Day, DeLong, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Giese, Groshek, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Looby, Mielke, Miller, Mittness, Mohn, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Plewa, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 53.

Noes -- Alberts, Atkinson, Azim, Bolle, Bradley, Bruhy, Byers, Conradt, Donoghue, Dorff, Ellis, Gibson, Gower, Hephner, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Molinaro, Niebler, Olson, Opitz, Pabst, Porter, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Wackett and Wilcox -- 45.

Absent or not voting -- Grover -- 1.

Motion carried.

Representative Earl moved that the rules be suspended and that **Assembly Bill 843** be immediately messaged to the senate.

The question was: Shall the rules be suspended and that **Assembly Bill 843** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Baldus, Barbee, Barczak, Behnke, Berger, Conta, Czerwinski, Day, DeLong, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Giese, Groshek, Hauke, Jackamonis, Johnson, Kedrowski, Keegan, Looby, McEssy, Mielke, Miller, Mittness, Mohn, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Plewa, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 53.

Noes -- Alberts, Atkinson, Azim, Bolle, Bradley, Bruhy, Byers, Conradt, Cyrak, Donoghue, Dorff, Ellis, Gibson, Gower, Hephner,

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Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Menos, Merkel, Molinaro, Niebler, Olson, Opitz, Pabst, Porter, Quinn, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Wackett and Wilcox -- 45.

Absent or not voting -- Grover -- 1.

Motion failed.

Assembly Bill 1098

Relating to occupational drivers' licenses.

The question was: Shall the vote by which **Assembly Bill 1098** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Alberts, Azim, Bolle, Bradley, Bruhy, Byers, Cyrak, DeLong, Donoghue, Duren, Gibson, Giese, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Merkel, Miller, Niebler, Olson, Opitz, Porter, Rohner, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Tesmer, Thompson, Tregoning, Vanderperren and Wackett -- 35.

Noes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Conradt, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gower, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Kincaid, Kleczka, Looby, McEssy, Menos, Mielke, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tobiasz, Tropman, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 62.

Absent or not voting -- Grover and Keegan -- 2.

Motion failed.

The question was: **Assembly Bill 1098** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

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Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bradley, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, Donoghue, Dorff, Dueholm, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Giese, Gower, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Looby, McEssy, Menos, Mielke, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Niebler, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sicula, Sweda, Swoboda, Tobiasz, Tropman, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 70.

Noes -- Alberts, Azim, Bolle, Bruhy, DeLong, Duren, Ellis, Gibson, Klicka, Lallensack, Lewis, Lewison, Luckhardt, Matty, Merkel, Miller, Olson, Opitz, Porter, Rohner, Roth, Sensenbrenner, Shabaz, Tesmer, Thompson, Tregoning, Vanderperren and Wackett -- 28.

Absent or not voting -- Grover -- 1.

Motion carried.

Representative Earl moved that the rules be suspended and that Assembly Bill 1098 be immediately messaged to the senate.

The question was: Shall the rules be suspended and that Assembly Bill 1098 be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Conta, Czerwinski, Day, Dorff, Dueholm, Earl, Elconin, Ellis, Everson, Ferrall, Flintrop, Giese, Gower, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Lallensack, Looby, McEssy, Menos, Mielke, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Quackenbush, Quinn, Rogers, Rooney, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 67.

Noes -- Alberts, Azim, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Duren, Gibson, Klicka, Lewis, Lewison, Luckhardt, Matty, Merkel, Miller, Niebler, Olson, Opitz, Porter, Rohner, Roth, Sensenbrenner, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 29.

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Absent or not voting -- Early, Grover and Roberts -- 3.

Motion carried.

CONSIDERATION OF RESOLUTIONS

Assembly Joint Resolution 115

Memorializing the President and the Congress to enact and fully implement effective school milk and lunch programs.

The question was: Shall Assembly Joint Resolution 115 be adopted?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that Assembly Joint Resolution 115 be immediately messaged to the senate. Granted.

Assembly Joint Resolution 116

Directing the legislative council to study current use valuation and relaxed methods of preserving agricultural and conservancy lands.

The question was: Shall Assembly Joint Resolution 116 be adopted?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that Assembly Joint Resolution 116 be immediately messaged to the senate. Granted.

Assembly Joint Resolution 117

Directing the legislative council to study the feasibility and desirability of fostering cooperative purchasing agreements among local units of government.

The question was: Shall assembly amendment 1 to Assembly Joint Resolution 117 be adopted?

Motion carried.

Representative Sensenbrenner moved rejection of Assembly Joint Resolution 117.

The question was: Shall Assembly Joint Resolution 117 be rejected?

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The roll was taken.

The result follows:

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

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

Absent or not voting -- Grover and Keegan -- 2.

Motion failed.

The question was: Shall Assembly Joint Resolution 117 be adopted?

The roll was taken.

The result follows:

Ayes -- Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Conta, Czerwinski, Day, Dorff, Dueholm, Duren, Earl, Early, Ferrall, Flintrop, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Kincaid, Kleczka, Lallensack, Looby, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward and Willkom -- 54.

Noes -- Alberts, Azim, Bradley, Bruhy, Byers, Conradt, Cyrak, DeLong, Donoghue, Elconin, Ellis, Everson, Gibson, Giese, Gower, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Menos, Merkel, Niebler, Olson, Opitz, Porter, Quackenbush, Quinn, Rohner, Rooney, Roth, Schricker, Schroeder, Sensenbrenner,

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Shabaz, Sweda, Swoboda, Thompson, Tregoning, Wackett, Wilcox and Mr. Speaker -- 43.

Absent or not voting -- Grover and Keegan -- 2.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 117** be immediately messaged to the senate.

Representative Shabaz objected.

Representative Earl moved that the rules be suspended and that **Assembly Joint Resolution 117** be immediately messaged to the senate.

The question was: Shall the rules be suspended and that **Assembly Joint Resolution 117** be immediately messaged to the senate?

The roll was taken.

The result follows:

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

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

Absent or not voting -- Grover and Keegan -- 2.

Motion failed.

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Assembly Joint Resolution 118

Directing the retirement research committee to study the feasibility and desirability of providing early retirement for state and municipal employees.

Representative Earl asked unanimous consent that **Assembly Joint Resolution 118** be referred to the Joint Survey Committee on Retirement Systems. Granted.

Assembly Bill 890

Relating to an increase in state aid for driver education financed by increasing certain vehicle operators' license fees, and making an appropriation.

Representative Shabaz moved indefinite postponement of **Assembly Bill 890**.

The question was: Shall **Assembly Bill 890** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Behnke, Bruhy, Hephner, Jackamonis, Klicka, Luckhardt, Merkel, Niebler, Opitz, Rohner, Schroeder, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 18.

Noes -- Azim, Baldus, Barbee, Barczak, 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, Hauke, Johnson, Kedrowski, Kincaid, Kleczka, Lallensack, Lewis, Lewison, Looby, McEssy, Matty, Menos, Mielke, Miller, Mittness, Mohn, Molinaro, Munts, Murray, Nager, Oberle, Oestreicher, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Sensenbrenner, Sricula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 78.

Absent or not voting -- Grover, Keegan and Olson -- 3.

Motion failed.

The question was: Shall **Assembly Bill 890** be ordered engrossed and read a third time?

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Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 890** be given a third reading. Granted.

The question was: **Assembly Bill 890** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Atkinson, Azim, 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, Hauke, Johnson, Kedrowski, Kincaid, Kleczka, Lallensack, Lewison, Looby, Luckhardt, McEssy, Matty, 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, Schnier, Schricker, Schroeder, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 83.

Noes -- Alberts, Bruhy, Hephner, Jackamonis, Klicka, Lewis, Merkel, Niebler, Opitz, Shabaz, Thompson, Tregoning, Wackett and Wilcox -- 14.

Absent or not voting -- Grover and Keegan -- 2.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 890** be immediately messaged to the senate. Granted.

Assembly Bill 1002

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

Representative Earl asked unanimous consent that **Assembly Bill 1002** be laid on the table. Granted.

Assembly Bill 1057

Relating to revisions in the probate code.

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The question was: Shall assembly amendment 1 to **Assembly Bill 1057** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 1057** offered by Representatives Niebler and Berger.

Representative Shabaz moved rejection of assembly amendment 2 to **Assembly Bill 1057**.

The question was: Shall assembly amendment 2 to **Assembly Bill 1057** be rejected?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Baldus, Barbee, Bolle, Bradley, Bruhy, Byers, Conrad, Conta, Cyrak, Czerwinski, DeLong, Donoghue, Dorff, Earl, Early, Elconin, Everson, Ferrall, Gibson, Gower, Hauke, Kedrowski, Kincaid, Klicka, Lewison, Looby, McEssy, Matty, Merkel, Miller, Mittness, Mohn, Nager, Oestreicher, Olson, O'Malley, Otte, Pabst, Porter, Quinn, Roberts, Rohner, Rooney, Schneider, Schricker, Shabaz, Sicala, Sweda, Thompson, Tobiasz, Tregoning, Wackett, Ward, Wilcox, Willkom and Mr. Speaker -- 59.

Noes -- Barczak, Behnke, Berger, Day, Duren, Ellis, Flintrop, Giese, Hephner, Jackamonis, Johnson, Kleczka, Lallensack, Lewis, Luckhardt, Menos, Mielke, Molinaro, Munts, Murray, Niebler, Oberle, Opitz, Plewa, Quackenbush, Rogers, Roth, Rutkowski, Sanasarian, Schroeder, Sensenbrenner, Swoboda, Tesmer, Tropman, Vanderperren and Wahner -- 36.

Absent or not voting -- Dueholm, Groshek, Grover and Keegan -- 4.

Motion carried.

The question was: Shall **Assembly Bill 1057** be ordered engrossed and read a third time?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 1057** be given a third reading. Granted.

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The question was: **Assembly Bill 1057** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Groshek, Hauke, Hephner, Jackamonis, Johnson, Kedrowski, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Lewison, Looby, Luckhardt, McEssy, Menos, 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, Sicula, Sweda, Swoboda, Tesmer, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 91.

Noes -- Azim, Merkel, Shabaz, Thompson and Wackett -- 5.

Absent or not voting -- Grover, Keegan and Matty -- 3.

Motion carried.

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

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 1057** be immediately messaged to the senate. Granted.

Assembly Bill 1079

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

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 1079** be adopted?

Motion carried.

Representative Niebler moved indefinite postponement of **Assembly Bill 1079**.

Representative Shabaz moved that **Assembly Bill 1079** be laid on the table.

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The question was: **Shall Assembly Bill 1079** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Behnke, Bradley, Bruhy, Cyrak, Ellis, Gower, Hauke, Kedrowski, Lewis, Merkel, Mohn, Niebler, Oestreicher, Olson, Opitz, Quackenbush, Rohner, Rooney, Roth, Schricker, Schroeder, Sensenbrenner, Shabaz, Wackett and Wilcox -- 27.

Noes -- Azim, Baldus, Barbee, Barczak, Berger, Bolle, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Hephner, Jackamonis, Johnson, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Murray, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Porter, Quinn, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Willkom and Mr. Speaker -- 71.

Absent or not voting -- Grover -- 1.

Motion failed.

The question was: **Shall Assembly Bill 1079** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Behnke, Bradley, Bruhy, Cyrak, Day, Gower, Hauke, Kedrowski, Lewis, Merkel, Mohn, Niebler, Oestreicher, Opitz, Rohner, Rooney, Schricker, Schroeder, Shabaz and Wackett -- 22.

Noes -- Azim, Baldus, Barbee, Barczak, Berger, Bolle, Byers, Conradt, Conta, Czerwinski, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Hephner, Jackamonis, Johnson, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Murray, Nager, Oberle, Olson, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Roth,

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Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker - - 76.

Absent or not voting -- Grover -- 1.

Motion failed.

The question was: Shall **Assembly Bill 1079** be ordered engrossed and read a third time?

Motion carried.

Representative Earl moved that the rules be suspended and that **Assembly Bill 1079** be given a third reading.

The question was: Shall the rules be suspended and that **Assembly Bill 1079** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Azim, Baldus, Barbee, Barczak, Berger, Bolle, Byers, Conradt, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Hephner, Jackamonis, Johnson, Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Murray, Nager, Oberle, Olson, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sensenbrenner, Sicula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 82.

Noes -- Alberts, Atkinson, Behnke, Bradley, Bruhy, Cyrak, Gower, Hauke, Lewis, Merkel, Mohn, Niebler, Oestreicher, Rohner, Shabaz and Wackett -- 16.

Absent or not voting -- Grover -- 1.

Motion carried.

The question was: **Assembly Bill 1079** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

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Ayes -- Azim, Baldus, Barbee, Barczak, Behnke, Berger, Bolle, Byers, Conradt, Conta, Czerwinski, DeLong, Donoghue, Dorff, Dueholm, Duren, Earl, Early, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Groshek, Hephner, Jackamonis, Johnson, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Mielke, Miller, Mittness, Molinaro, Munts, Murray, Nager, Oberle, O'Malley, Otte, Pabst, Plewa, Porter, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Rutkowski, Sanasarian, Schneider, Schricker, Schroeder, Sricula, Sweda, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 78.

Noes -- Alberts, Atkinson, Bradley, Bruhy, Cyrak, Day, Gower, Hauke, Kedrowski, Lewis, Merkel, Mohn, Niebler, Oestreicher, Olson, Opitz, Rohner, Sensenbrenner, Shabaz and Wackett -- 20.

Absent or not voting -- Grover -- 1.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that Assembly Bill 1079 be immediately messaged to the senate. Granted.

Assembly Bill 1131

Relating to right of state agencies to subrogation for benefits paid to certain state employes as wages during periods of disability.

The question was: Shall Assembly Bill 1131 be ordered engrossed and read a third time?

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that Assembly Bill 1131 be given a third reading. Granted.

The question was: Assembly Bill 1131 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,

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Gibson, Giese, Gower, Groshek, 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, Tregoning, Tropman, Vanderperren, Wackett, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 98.

Noes -- None.

Absent or not voting -- Grover -- 1.

Motion carried.

Representative Earl asked unanimous consent that the rules be suspended and that **Assembly Bill 1131** be immediately messaged to the senate. Granted.

Representative Schneider asked unanimous consent to be recorded as voting "No" on rejection of assembly amendment 2 to **Assembly Bill 1057**. Granted.

Assembly Bill 1260

Relating to requiring mobile home parks to provide tie-down facilities, granting rule-making authority and providing a penalty.

Representative Duren moved rejection of assembly amendment 1 to **Assembly Bill 1260**.

The question was: Shall assembly amendment 1 to **Assembly Bill 1260** be rejected?

The roll was taken.

The result follows:

Ayes -- Barbee, Berger, Duren, Elconin, Ferrall, Gibson, Jackamonis, Johnson, Lallensack, Merkel, Mielke, Mittness, Munts, Otte, Plewa, Sanasarian, Schneider, Sweda, Tesmer, Wahner and Willkom -- 21.

Noes -- Alberts, Atkinson, Azim, Baldus, Barczak, Behnke, Bolle, Bradley, Bruhy, Byers, Conradt, Conta, Cyrak, Czerwinski, Day, DeLong, Donoghue, Dorff, Ducholm, Earl, Early, Ellis, Everson, Flintrop, Giese, Gower, Groshek, Hauke, Hephner,

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Kedrowski, Keegan, Kincaid, Kleczka, Klicka, Lewis, Lewison, Looby, Luckhardt, McEssy, Matty, Menos, Miller, Mohn, Molinaro, Murray, Nager, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Pabst, Porter, Quackenbush, Quinn, Roberts, Rogers, Rohner, Rooney, Roth, Rutkowski, Schricker, Schroeder, Sensenbrenner, Shabaz, Sicula, Swoboda, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Ward, Wilcox and Mr. Speaker -- 77.

Absent or not voting -- Grover -- 1.

Motion failed.

Representative Kincaid moved that **Assembly Bill 1260** be laid on the table.

The question was: Shall **Assembly Bill 1260** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Alberts, Atkinson, Azim, Behnke, Bolle, Bruhy, Byers, Conradt, Cyrak, Dueholm, Everson, Gower, Hauke, Kedrowski, Kincaid, Klicka, Lewis, Luckhardt, Matty, Mohn, Murray, Niebler, Olson, Opitz, Pabst, Porter, Quinn, Rohner, Rooney, Roth, Schroeder, Shabaz, Sweda, Tregoning and Wackett -- 35.

Noes -- Baldus, Barbee, Barczak, Berger, Bradley, Conta, Czerwinski, Day, DeLong, Donoghue, Dorff, Duren, Earl, Early, Elconin, Ellis, Ferrall, Flintrop, Gibson, Giese, Groshek, Hephner, Jackamonis, Johnson, Kleczka, Lallensack, Lewison, Looby, McEssy, Menos, Merkel, Mielke, Miller, Mittness, Molinaro, Munts, Nager, Oberle, Oestreicher, O'Malley, Otte, Plewa, Quackenbush, Roberts, Rogers, Rutkowski, Sanasarian, Schneider, Schricker, Sensenbrenner, Sicula, Swoboda, Tesmer, Thompson, Tobiasz, Tropman, Vanderperren, Wahner, Ward, Wilcox, Willkom and Mr. Speaker -- 62.

Absent or not voting -- Grover and Keegan -- 2.

Motion failed.

The question was: Shall assembly amendment 1 to **Assembly Bill 1260** be adopted?

The roll was taken.

The result follows:

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Ayes -- Alberts, Atkinson, Barczak, Behnke, Bradley, Bruhy, Conradt, Conta, Cyrak, Day, DeLong, Donoghue, Dorff, Dueholm, Early, Ellis, Everson, Gower, Groshek, Hauke, Hephner, Kedrowski, Keegan, Kincaid, Kleczka, Lewis, Lewison, Luckhardt, McEssy, Matty, Miller, Mohn, Molinaro, Murray, Niebler, Oberle, Oestreicher, Olson, O'Malley, Opitz, Pabst, Plewa, Quackenbush, Quinn, Roberts, Rogers, Rooney, Roth, Schroeder, Sensenbrenner, Shabaz, Sicula, Sweda, Swoboda, Thompson, Tobiasz, Tregoning, Tropman, Vanderperren, Wackett, Wilcox, Willkom and Mr. Speaker -- 63.

Noes -- Azim, Baldus, Barbee, Berger, Bolle, Byers, Czerwinski, Duren, Earl, Elconin, Ferrall, Flintrop, Gibson, Giese, Jackamonis, Johnson, Klicka, Lallensack, Looby, Menos, Merkel, Mielke, Mittness, Munts, Nager, Otte, Porter, Rohner, Rutkowski, Sanasarian, Schneider, Schricker, Tesmer, Wahner and Ward -- 35.

Absent or not voting -- Grover -- 1.

Motion carried.

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

Representative Duren asked unanimous consent that Assembly Bill 1260 be re-referred to the committee on State Affairs.

Representative Oestreicher objected.

Representative Duren moved that Assembly Bill 1260 be re-referred to the committee on State Affairs.

The question was: Shall Assembly Bill 1260 be re-referred to the committee on State Affairs?

The roll was taken.

The result follows:

Ayes -- Atkinson, Azim, Baldus, Barbee, Barczak, Behnke, Bolle, Bruhy, Byers, Conta, Cyrak, Czerwinski, DeLong, Donoghue, Dorff, Duren, Earl, Elconin, Ellis, Everson, Ferrall, Flintrop, Gibson, Giese, Gower, Hauke, Hephner, Keegan, Kincaid, Kleczka, Klicka, Lallensack, Lewis, Looby, Luckhardt, Matty, Menos, Merkel, Mielke, Mittness, Molinaro, Munts, Nager, Niebler, O'Malley, Opitz, Otte, Pabst, Plewa, Porter, Quackenbush, Rogers, Rohner, Rooney, Schricker, Schroeder, Shabaz, Sicula, Swoboda, Tesmer, Thompson, Tobiasz, Tregoning,

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Tropman, Vanderperren, Wackett, Wilcox, Willkom and Mr. Speaker -- 69.

Noes -- Alberts, Berger, Bradley, Conradt, Day, Dueholm, Early, Groshek, Jackamonis, Johnson, Kedrowski, Lewison, McEssy, Mohn, Murray, Oberle, Oestreicher, Olson, Quinn, Roberts, Roth, Rutkowski, Sanasarian, Schneider, Sensenbrenner, Sweda, Wahner and Ward -- 28.

Absent or not voting -- Grover and Miller -- 2.

Motion carried.

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

LEAVES OF ABSENCE

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

Representative Ferrall asked unanimous consent to be recorded as voting "Aye" on withdrawing **Assembly Bill 1424** from the committee on Rules. Granted.

Representative Rooney asked unanimous consent that the assembly adjourn in honor of the birthdays of Representatives Early and Kedrowski. Granted.

Representative Earl asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Anderson. Granted.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly substitute amendment 1 to **Assembly Bill 751**

In enrolling, on page 3, line 5, "or agency" was substituted for "of agency".

VISITORS

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

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Mr. and Mrs. Gordon Nelson and children Lori, Susan and Todd from Star Prairie, guests of Representative Dueholm.

Students from Sabish Junior High School, accompanied by Peter Sorenson from Fond du Lac, guests of Representative McEssy.

Students of Washburn High School accompanied by John Roso and Phil Reisweber from Germantown, guests of Representative Schroeder.

Leo and Judy Wiedenfeld from Whitewater, guests of Representatives Mittness and DeLong.

Ronald Anderson, district director of Southwest Wisconsin Vocational Technical Institute from Fennimore, guest of Representatives Duren and Azim.

Reverend Jack Johnson from Milwaukee, guest of Representative Ward.

Thomas Wanasek from Greendale, guest of Representative Rutkowski.

Warner and Dorothy Mills from Beloit, guests of Representative Johnson.

Mr. and Mrs. Vic Stanek from Cadott and Mr. and Mrs. Paul Wergedal from Chippewa Falls, guests of Representative Willkom.

Students from Eau Claire Regis High School accompanied by Father Thomas Crowley from Eau Claire, guests of Representative Looby.

John Worocek, Herman Sprang and Henry Donatell from Manitowoc County, guests of Representatives Bolle and Lallensack.

Rudy Miller, Mr. Selner, Mr. Schultz and Mr. Clem Kafka from Denmark, Wisconsin, guests of Representatives Bolle and Gower.

Lola Baker and Ann Pace from Waukesha, guests of Representatives Jackamonis and Opitz.

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

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The question was: Adjournment?

Motion carried.

The assembly stood adjourned.

6:15 P.M.