

JOURNAL OF THE ASSEMBLY [January 3, 1977]

STATE OF WISCONSIN

Assembly Journal

Eighty-Third Regular Session

MONDAY, January 3, 1977.

2:00 P.M.

The assembly met.

The assembly was called to order by the chief clerk of the 1975 session, Mr. Everett E. Bolle.

The prayer was offered by Reverend Lorene Iwakiri, pastor of Gethsemane United Methodist Church, Pewaukee, Wisconsin.

Almighty God, our heavenly Father, we pause in silence and reverence before You, acknowledging Your right to dominion in our lives and in the deliberations of this body. You are sovereign over all; the authority of mortal men and women is limited. Your power is eternal; our power is temporal. You are the Creator of an infinite universe, extending immeasurably beyond the finite comprehension of man. Yet You have instilled in us the awareness that You care about the life of each one of us, and that You are concerned about us as stewards of the power entrusted to us. We remember that Jesus said, "He who is faithful in a very little is faithful also in much..." (Luke 16:10)

We have come from different parts of this state where we have been reminded of Your Presence, eternal Father. And yet we are aware that Your Presence is here also. We feel like the psalmist of old who asked, "Whither shall I go from thy Spirit? Or whither shall I flee from thy presence?" (Psalm 139:7) Even where laws are being made, You are here. You are the Lawgiver Supreme, the Source of laws of the universe, the Source of laws written on our very beings, the Source of laws we call the Ten Commandments which have been the basic laws of mankind for thousands of years, laws we cannot violate without hurting ourselves. You have shared with men and women the wisdom and insight to make laws, our heavenly Father. It is our prayer that members of this Wisconsin State Assembly will seek to make laws harmonious with Your laws, laws which will truly be for the welfare of people. We are cognizant of pressures which come from groups with diverse

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interests. We pray that those who have been elected to serve in this Assembly will remain ever strong in the right, that they will not abdicate responsibility when their consciences would impel them to take a stand against that which would exploit people. It is our prayer that those comprising this body will serve with integrity, with soundness of moral principle and character, uprightness and honesty. May they ever keep in mind the admonition of the prophet Amos of so long ago who said, "Let justice roll down like waters, and righteousness like an everflowing stream." (Amos 5:24)

We pray that this body of lawmakers will ever hold before them the ideal of Your chosen Son who served the interests of others more zealously than his own. Our heavenly Father, hear our humble prayer. Guide this body in its deliberations and decisions that its members will serve with eminence, inspired by Your Holy Spirit. Amen.

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

COMMUNICATIONS

State of Wisconsin
State Elections Board
Madison

To All to Whom These Presents Shall Come:

I, GERALD J. FERWERDA, Executive Secretary of the State Elections Board of the State of Wisconsin, do hereby certify that at a General Election held on the Second day of November, A.D., 1976, the following Representatives to the Assembly were elected, for a term of two years, ending on the first Monday of January, 1979, as appears from the official certificate of the Board of State Canvassers, on file in this office.

1st - Lary J. Swoboda
507 Oak Street
Luxemburg
Democrat

2nd - Francis J. Lallensack
1812 S. 23rd Street
Manitowoc
Democrat

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- 3rd - Daniel Fischer
Route 2
Reedsville
Democrat**
- 4th - John C. Gower
312 Terraview Drive
Green Bay
Republican**
- 5th - William J. Rogers
1800 Peters Road
Kaukauna
Democrat**
- 6th - Gervase A. Hephner
Route 4, Box 287
Chilton
Democrat**
- 7th - Kevin Soucie
3259 S. 53rd Street
Milwaukee
Democrat**
- 8th - John O. Norquist
2903 W. National Avenue
Milwaukee
Democrat**
- 9th - Phillip J. Tuczynski
1322 W. Cleveland Avenue
Milwaukee
Democrat**
- 10th - Rod Johnston
6410 N. Lake Drive
Whitefish Bay
Republican**
- 11th - Gus G. Menos
1850 W. Daisy Lane
Glendale
Democrat**

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- 12th - John L. Merkt**
10501 N. O'Connell Lane
Mequon
Republican
- 13th - Michael Kirby**
10631 W. Hampton Avenue
Milwaukee
Democrat
- 14th - Robert E. Behnke**
4001 W. Calumet Road
Milwaukee
Democrat
- 15th - James W. Wahner**
6766 W. Appleton Avenue
Milwaukee
Democrat
- 16th - Michael Elconin**
4246 N. Sercombe Road
Milwaukee
Democrat
- 17th - Walter L. Ward, Jr.**
3124 N. 13th Street
Milwaukee
Democrat
- 18th - Marcia P. Coggs**
2351 N. Richards
Milwaukee
Democrat
- 19th - Louise M. Tesmer**
2314 E. Rusk Avenue
Milwaukee
Democrat
- 20th - John R. Plewa**
1412 W. Cudahy Avenue
Milwaukee
Democrat

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- 21st - Chester A. Gerlach
307 Menomonee Avenue
South Milwaukee
Democrat**
- 22nd - George H. Klicka
8442 Kenyon Avenue
Wauwatosa
Republican**
- 23rd - Thomas A. Hauke
10235 W. Grant Street
West Allis
Democrat**
- 24th - Gary J. Barczak
2726 S. 83rd Place
West Allis
Democrat**
- 25th - James P. Moody
2723 N. Farwell Avenue
Milwaukee
Democrat**
- 26th - Stephen R. Leopold
1260 N. Prospect
Milwaukee
Democrat**
- 27th - Joseph C. Czerwinski
914 S. 4th Street
Milwaukee
Democrat**
- 28th - Harvey L. Dueholm
Route 2
Luck
Democrat**
- 29th - Leo O. Mohn
Route 1
Woodville
Democrat**

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- 30th - Michael P. Early**
1052 S. Fork Drive
River Falls
Democrat
- 31st - Mordecai Lee**
4627 N. 52nd Street
Milwaukee
Democrat
- 32nd - Peter J. Tropman**
2200 N. 53rd Street
Milwaukee
Democrat
- 33rd - Richard E. Pabst**
5336 W. Wells Street
Milwaukee
Democrat
- 34th - Stanley J. Lato**
Route 2, Box 17
Gilman
Democrat
- 35th - Sheehan Donoghue**
102 Cottage Street
Merrill
Republican
- 36th - Lloyd H. Kincaid**
110 N. Crandon Avenue
Crandon
Republican
- 37th - Peter Bear**
505 Northport Drive
Madison
Democrat
- 38th - Harland E. Everson**
Route 3, Box 750
114 Kellogg Road
Edgerton
Democrat

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- 39th - Milton Lorman
712 Frederick Street
Fort Atkinson
Republican**
- 40th - Francis R. Byers
357 Garfield Avenue
Marion
Republican**
- 41st - Ervin W. Conradt
Route 2
Shiocton
Republican**
- 42nd - Tobias A. Roth
417 E. Longview Drive
Appleton
Republican**
- 43rd - Cloyd A. Porter
Route 3, Box 331
Burlington
Republican**
- 44th - Delmar E. DeLong
Route 2
Clinton
Republican**
- 45th - Gary K. Johnson
1818 Fayette
Beloit
Democrat**
- 46th - Thomas A. Loftus
1027 Chicory Way
Sun Prairie
Democrat**
- 47th - Jonathan Barry
Route 1
9286 Ness Road
Mount Horeb
Democrat**

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- 48th - Wayne W. Wood
2429 Rockport Road
Janesville
Democrat
- 49th - Robert S. Travis, Jr.
175 Carlisle Street
Platteville
Republican
- 50th - Joanne M. Duren
Box 234
Cazenovia
Democrat
- 51st - Joseph E. Tregoning
Shullsburg
Republican
- 52nd - Earl F. McEssy
361 Forest Avenue
Fond du Lac
Republican
- 53rd - James R. Lewis
4043 Hwy. D, Route 3
West Bend
Republican
- 54th - Esther Doughty Luckhardt
211 N. Hubbard
Horicon
Republican
- 55th - Michael G. Ellis
315 1/2 N. Commercial
Neenah
Republican
- 56th - Richard A. Flintrop
1119 Cherry Street
Oshkosh
Democrat
- 57th - Gordon R. Bradley
2644 Elo Road
Oshkosh
Republican

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- 58th - Carl Otte
1440 S. 22nd Street
Sheboygan
Democrat**
- 59th - Calvin Potter
533 Lower Road
Kohler
Democrat**
- 60th - David W. Opitz
2348 Shady Lane
Saukville
Republican**
- 61st - James F. Rooney
1500 Michigan Boulevard
Racine
Democrat**
- 62nd - R. Michael Ferrall
1816 Wisconsin Avenue
Racine
Democrat**
- 63rd - Marcel Dandeneau
5347 Charles Street
Racine
Democrat**
- 64th - Joseph Andrea
2405 45th Street
Kenosha
Democrat**
- 65th - Eugene Dorff
8045 19th Avenue
Kenosha
Democrat**
- 66th - Russell A. Olson
Rolling Hills Farm
Bassett
Republican**

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- 67th - Steven C. Brist
520 Irvine Street
Chippewa Falls
Democrat
- 68th - Joseph L. Looby
1529 Howard Avenue
Eau Claire
Democrat
- 69th - LaVerne G. Ausman
Route 2
Elk Mound
Republican
- 70th - Donald W. Hasenohrl
Route 1, Box 122
Pittsville
Democrat
- 71st - Leonard A. Groshek
2125 Indiana Avenue
Stevens Point
Democrat
- 72nd - Patricia A. Goodrich
159 Oak Street
Berlin
Republican
- 73rd - Thomas B. Murray
7 Windsor Street
Superior
Democrat
- 74th - David R. Kedrowski
Route 1, Box 261
Washburn
Democrat
- 75th - Kenneth M. Schricker
Route 2
Spooner
Republican

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- 76th - Mary Lou Munts
6102 Hammersley Road
Madison
Democrat**
- 77th - Marjorie M. Miller
1937 Arlington Place
Madison,
Democrat**
- 78th - David E. Clarenbach
26 N. Franklin
Madison
Democrat**
- 79th - Tommy G. Thompson
609 Academy Street
Elroy
Republican**
- 80th - LeRoy E. Litscher
Route 1
Baraboo
Democrat**
- 81st - Thomas S. Hanson
Route 4, Box 207
Beaver Dam
Democrat**
- 82nd - James A. Rutkowski
10223 Kay Parkway
Hales Corners
Democrat**
- 83rd - John C. Shabaz
21425 W. Glengarry Road
New Berlin
Republican**
- 84th - Harry G. Snyder
331 E. Summit Avenue
Oconomowoc
Republican**

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- 85th - Edward F. McClain
408 S. 9th Avenue
Wausau
Democrat**
- 86th - Laurence J. Day
Route 1
Eland
Democrat**
- 87th - Earl Schmidt
Route 3, Box 1C
Shawano
Republican**
- 88th - Richard P. Matty
615 Henriette
Crivitz
Republican**
- 89th - Cletus Vanderperren
Route 5
Green Bay
Democrat**
- 90th - Sharon K. Metz
816 Shawano Avenue
Green Bay
Democrat**
- 91st - Steve Gunderson
Route 2
Osseo
Republican**
- 92nd - Robert L. Quackenbush
510 N. Spring Street
Sparta
Republican**
- 93rd - Marlin D. Schneider
3820 South Brook Lane
Wisconsin Rapids
Democrat**

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- 94th - Virgil Roberts
308 Park Lane
Holmen
Democrat**
- 95th - John D. Medinger
1016 Redfield Street
La Crosse
Democrat**
- 96th - Bernard Lewison
12 S. Washington Heights
Viroqua
Republican**
- 97th - Ronald H. Lingren
W149 N8301 Norman Drive
Menomonee Falls
Democrat**
- 98th - Edward G. Jackamonis
622 Greenmeadow Drive
Waukesha
Democrat**
- 99th - Susan Shannon Engeleiter
18360 Harvest Lane
Brookfield
Republican**

**IN TESTIMONY WHEREOF, I
have hereunto set my hand and
affixed the official seal. Done in
the City of Madison, this 21st day
of December, A.D., 1976.**

**GERALD J. FERWERDA
Executive Secretary**

OATH OF OFFICE

**Chief Justice Bruce Beilfuss of the Wisconsin Supreme Court
administered the oath of office to the members at large.**

**The roll was called by the assistant chief clerk of the 1975
session, Mr. Thomas T. Melvin, and the members as their names
were called came to the desk to sign the oath of office.**

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The roll was taken.

The result follows:

Present -- Andrea, Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Ducholm, Duren, Early, Elconin, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Hasenohrl, Hauke, Hephner, Jackamonis, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lallensack, Lato, Lee, Leopold, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Schricker, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Wood -- 98.

Absent -- None.

Absent with leave -- Pabst -- 1.

ELECTION OF SPEAKER

Representative Plewa nominated Representative Jackamonis for the position of speaker of the Assembly.

Representative Thompson nominated Representative Lewison.

There being no further nominations, the chair declared nominations closed.

The roll was taken.

The result follows:

For Representative Jackamonis -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Ducholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward and Wood -- 65.

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For Representative Lewison -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Jackamonis, Johnston, Kincaid, Klicka, Lewis, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 33.

Absent or not voting -- Pabst -- 1.

Representative Jackamonis was elected speaker.

Representatives Day and Lingren escorted Representative Jackamonis to the rostrum.

The oath of office was administered by Chief Justice Beilfuss of the Wisconsin Supreme Court.

Speaker Jackamonis in the chair.

REMARKS BY THE SPEAKER

Ladies and Gentlemen of the Assembly:

"I am honored by your faith and trust in selecting me to serve as Speaker of this Assembly. The Speakers who have previously served in this office have met their responsibilities with distinction and with a strong resolve to maintain and extend the dignity and influence of this great institution. With that same resolve, I accept the office and its authority and responsibility.

"The Office of Speaker is not a passive office -- and I will not be a caretaker. While the shoes I must fill are large, I am neither awed nor frightened by these new responsibilities.

"In exercising that authority, I will be guided by the belief that the powers vested in this office, and in this Assembly, were not intended to be shunned or neglected, but rather to be used -- used to facilitate efforts to enhance individual freedom, to promote justice for the weak as well as the strong, to improve the general welfare of all.

"I will also be guided, however, by the clear realization that power is easily abused, and that such abuse is one of the saddest and all too common pitfalls of persons entrusted with public office. Therefore, you can expect fairness, openness and a spirit of compromise from this new Speaker. But you must also expect action, innovation, hard work and long hours.

"Quite simply, I am committed to making this Assembly work for the people of Wisconsin. I am committed to letting the majority

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party carry out its mandate to govern, while ensuring that the minority party is heard, consulted and respected.

"I am committed to work to preserve the tradition of clean, open, responsive and progressive government that has been a hallmark of this Assembly and this state for so many years.

"I further recognize that I have a special responsibility to be not just the Speaker of the Democrats, not just the Speaker of the liberals, not just the Speaker of urban -- or rural -- or suburban -- Wisconsin, but rather to be the Speaker of all the Assembly, for all the citizens of this state. I want -- and will surely need -- your help, your cooperation and goodwill, your suggestions and your criticisms, your encouragement and support. I ask for that help.

"In the next two years, we will face difficult challenges together. In carrying out our responsibility to look after the health, safety and welfare of the citizens of this state, events and circumstances will assuredly test our devotion to duty, our courage, our wisdom and our will to advance the welfare of all, rather than the privilege of the few. Only by working together, with civility and dedication, with a realization of the necessity of both principle and compromise in affairs of state, will we meet the test.

"To these ends, I pledge to do my best.

"Thank you."

Representative Porter, on behalf of the membership of the Assembly, presented Speaker Jackamonis with a gavel and block.

ELECTION OF SPEAKER PRO TEMPORE

Representative Kirby nominated Representative Early for the position of speaker pro tempore.

Representative Tregoning nominated Representative Luckhardt.

There being no further nominations, the speaker declared nominations closed.

The roll was taken.

The result follows:

For Representative Early -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Ducholin, Duren, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenöhrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Luckhardt, McClain, Medinger,

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Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 65.

For Representative Luckhardt -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Early, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid, Klicka, Lewis, Lewison, Lorman, McEssy, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 33.

Absent or not voting -- Pabst -- 1.

Representative Early was elected speaker pro tempore.

Representatives Hanson and Roberts escorted Representative Early to the rostrum.

The oath of office was administered by Speaker Jackamonis.

ELECTION OF CHIEF CLERK

Representative Vanderperren nominated Mr. Everett E. Bolle for the position of chief clerk of the Assembly.

Representative DeLong nominated Mr. Byron F. Wackett.

There being no further nominations, the speaker declared nominations closed.

Representative Olson asked unanimous consent that the roll be dispensed with and that sixty-five votes be cast for Mr. Bolle and thirty-three votes for Mr. Wackett. Granted.

Mr. Bolle was elected chief clerk.

Representatives Lallensack and Fischer escorted Mr. Bolle to the rostrum.

The oath of office was administered by Speaker Jackamonis.

ELECTION OF SERGEANT-AT-ARMS

Representative Behnke nominated Mr. Joseph E. Jones for the position of sergeant-at-arms of the Assembly.

Representative Olson nominated Mr. Frederick Schroeder.

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There being no further nominations, the speaker declared nominations closed.

Representative Ferrall asked unanimous consent that the roll be dispensed with and that sixty-five votes be cast for Mr. Jones and thirty-three votes be cast for Mr. Schroeder. Granted.

Mr. Jones was elected sergeant-at-arms.

Representatives Hasenohrl and Rogers escorted Mr. Jones to the rostrum.

The oath of office was administered by Speaker Jackamonis.

CHIEF CLERK'S ANNOUNCEMENT

Mr. Bolle announced that as assistant chief clerk he hereby appoints Mr. Thomas T. Melvin, giving Mr. Melvin all powers as are derived from and inherent in said position and to perform the duties and functions of the office in the absence of the chief clerk in accordance with section 13.16 of Wisconsin Statutes and Assembly Rule 6.

Representatives Schneider and Ferrall escorted Mr. Melvin to the rostrum.

The oath of office was administered by Speaker Jackamonis.

SERGEANT-AT-ARMS ANNOUNCEMENT

Mr. Jones announced that as assistant sergeant-at-arms he hereby appoints Mr. David W. Haas, giving Mr. Haas all powers as are derived from and inherent in said position and to perform the duties and functions of the office in the absence of the sergeant in accordance with section 13.18 of the Wisconsin Statutes and Assembly Rule 7.

Representatives Dueholm and Kedrowski escorted Mr. Haas to the rostrum.

The oath of office was administered by Speaker Jackamonis.

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COMMUNICATIONS

State of Wisconsin
Department of State
Madison

To All to Whom These Presents Shall Come:

I, Douglas LaFollette, Secretary of State of the State of Wisconsin, do hereby certify that the following proposed amendments to the Constitution of the State of Wisconsin, have been approved by the Regular Session of the Legislature of 1975, and duly published, as required by Section 1 of Article XII of the Constitution, and are hereby referred for further approval to the Legislature of 1977.

Assembly Joint Resolution 11 (Enrolled No. 13)
Assembly Joint Resolution 22 (Enrolled No. 15)
Assembly Joint Resolution 43 (Enrolled No. 19)
Senate Joint Resolution 15 (Enrolled No. 20)

IN TESTIMONY WHEREOF, I
have hereunto set my hand and
official seal, at the Capitol, in the
City of Madison, this 29th day of
December, A.D., 1976.

DOUGLAS LaFOLLETTE
Secretary of State

1975 Assembly Joint Resolution 11

Enrolled No. 13

ENROLLED JOINT RESOLUTION

Resolved by the assembly, the senate concurring, That:

SECTION 1. Section 21 of article I of the constitution is amended to read:

[Article I] Section 21. (1) Writs of error shall never be prohibited, and shall be issued by such courts as the legislature designates by law.

(2) In any court of this state, any suitor may prosecute or defend his suit either in his own proper person or by an attorney of the suitor's choice.

SECTION 2. Section 17 of article IV of the constitution is amended to read:

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[Article IV] Section 17. (1) The style of all laws of the state shall be "The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:" ~~and no~~.

(2) No law shall be enacted except by bill. No law shall be in force until published.

(3) The legislature shall provide by law for the speedy publication of all laws.

SECTION 3. Section 26 of article IV of the constitution is amended to read:

[Article IV] Section 26. The legislature shall never grant any extra compensation to any public officer, agent, servant or contractor, after the services shall have been rendered or the contract entered into; nor shall the compensation of any public officer be increased or diminished during his term of office except that when any increase or decrease provided by the legislature in the compensation of the justices of the supreme court, or judges of ~~the circuit~~ any court of record shall become effective as to any such justice or judge, it shall be effective from such date as to each of such justices or judges. This section shall not apply to increased benefits for persons who have been or shall be granted benefits of any kind under a retirement system when such increased benefits are provided by a legislative act passed on a call of ~~yeas ayes~~ and ~~nays noes~~ by a three-fourths vote of all the members elected to both houses of the legislature, which act shall provide for sufficient state funds to cover the costs of the increased benefits.

SECTION 4. Sections 2 and 3 of article VII of the constitution are amended to read:

[Article VII] Section 2. The judicial power of this state, ~~both as to matters of law and equity~~, shall be vested in a unified court system consisting of one supreme court, a court of appeals, a circuit courts, and court, such trial courts of probate. ~~The legislature may also vest such general uniform statewide jurisdiction as shall be deemed necessary in municipal courts, and may authorize the establishment of inferior courts in the several counties, cities, villages or towns, with limited civil and criminal jurisdiction. Provided, that the jurisdiction which may be vested in municipal courts shall not exceed in their respective municipalities that of~~

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~~circuit courts in their respective circuits as prescribed in this constitution; and that the legislature shall provide as well for the election of judges of the may create by law, and a municipal courts as of the judges of inferior courts, by the qualified electors of the respective jurisdictions. The term of office of the judges of the said municipal and inferior courts shall not be longer than that of the judges of the circuit courts court if authorized by the legislature under section 14.~~

Section 3. (1) ~~The supreme court, except in cases otherwise provided in this constitution, shall have appellate jurisdiction only, which shall be coextensive with the state; but in no case removed to the supreme court shall a trial by jury be allowed. The supreme court shall have a general superintending control and administrative authority over all inferior courts; it shall have power to,~~

(2) The supreme court has appellate jurisdiction over all courts and may hear original actions and proceedings. The supreme court may issue all writs of habeas corpus, mandamus, injunction, quo warranto, certiorari, and other original and remedial writs, and to hear and determine the same necessary in aid of its jurisdiction.

SECTION 5. Section 3 (3) of article VII of the constitution is created to read:

[Article VII] Section 3. (3) The supreme court may review judgments and orders of the court of appeals, may remove cases from the court of appeals and may accept cases on certification by the court of appeals.

SECTION 6. Section 1 [4] of article VII of the constitution is amended to read:

[Article VII] Section ~~1~~ (4). 4. (1) The chief justice and associate justices of the supreme court shall have 7 members who shall be severally known as the justices of said the supreme court, with the same. Justices shall be elected for 10-year terms of office of ten years respectively as now provided. The supreme court shall consist of seven justices, any four of whom commencing with the August 1 next succeeding the election. Only one justice may be elected in any year. Any 4 justices shall be constitute a quorum, to be elected as now provided, not more than one each year for the conduct of the court's business.

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(2) The justice having been longest a continuous member of said court, or in case two or more such senior justices shall have served for the same length of time, then the one justice whose commission term first expires, shall be the chief justice. The justice so designated as chief justice may, irrevocably, decline to serve as chief justice or resign as chief justice but continue to serve as a justice of the supreme court.

SECTION 7. Section 4 (3) of article VII of the constitution is created to read:

[Article VII] Section 4. (3) The chief justice of the supreme court shall be the administrative head of the judicial system and shall exercise this administrative authority pursuant to procedures adopted by the supreme court. The chief justice may assign any judge of a court of record to aid in the proper disposition of judicial business in any court of record except the supreme court.

SECTION 8. Section 5 of Article VII of the constitution is amended so as in effect to repeal said section:

[Article VII] Section 5. ~~The state shall be divided into five judicial circuits, to be composed as follows: The first circuit shall comprise the counties of Racine, Walworth, Rock and Green; the second circuit, the counties of Milwaukee, Waukesha, Jefferson and Dane; the third circuit, the counties of Washington, Dodge, Columbia, Marquette, Sauk and Portage; the fourth circuit, the counties of Brown, Manitowoc, Sheboygan, Fond du Lac, Winnebago and Calumet; and the fifth circuit shall comprise the counties of Iowa, La Fayette, Grant, Crawford and St. Croix; and the county of Richland shall be attached to Iowa, the county of Chippewa to the county of Crawford, and the county of La Pointe to the county of St. Croix, for judicial purposes, until otherwise provided by the legislature.~~

SECTION 9. A new section of article VII of the constitution, to be numbered section 5 thereof, is created to read:

[Article VII] Section 5. The legislature shall by law combine the judicial circuits of the state into one or more districts for the court of appeals and shall designate in each district the locations where the appeals court shall sit for the convenience of litigants.

(2) For each district of the appeals court there shall be chosen by the qualified electors of the district one or more appeals judges as prescribed by law, who shall sit as prescribed by law. Appeals judges shall be elected for 6-year terms and shall reside in the

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district from which elected. No alteration of district or circuit boundaries shall have the effect of removing an appeals judge from office during the judge's term. In case of an increase in the number of appeals judges, the first judge or judges shall be elected for full terms unless the legislature prescribes a shorter initial term for staggering of terms.

(3) The appeals court shall have such appellate jurisdiction in the district, including jurisdiction to review administrative proceedings, as the legislature may provide by law, but shall have no original jurisdiction other than by prerogative writ. The appeals court may issue all writs necessary in aid of its jurisdiction and shall have supervisory authority over all actions and proceedings in the courts in the district.

SECTION 10. Sections 6 to 10 of article VII of the constitution are amended to read:

[Article VII] Section 6. The legislature ~~may alter the limits or increase shall prescribe by law~~ the number of judicial circuits, making them as compact and convenient as practicable, and bounding them by county lines; ~~but no such.~~ No alteration or increase of circuit boundaries shall have the effect to remove of removing a circuit judge from office during the judge's term. In case of an increase of circuits, the first judge or judges shall be elected ~~as provided in this constitution and receive a salary of not less than that herein provided for judges of the circuit court.~~

Section 7. For each circuit there shall be chosen by the qualified electors thereof ~~one or more circuit judge, except that in any circuit in which there is a county that had a population in excess of eighty five thousand, according to the last state or United States census, the legislature may, from time to time, authorize additional circuit judges to be chosen as prescribed by law. Every circuit judge~~ Circuit judges shall be elected for 6-year terms and shall reside in the circuit from which he is elected, and shall hold his office for such term and receive such compensation as the legislature shall prescribe.

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Section 8. ~~The~~ Except as otherwise provided by law, the circuit courts court shall have original jurisdiction in all matters civil and criminal within this state, ~~not excepted in this constitution, and not hereafter prohibited by law;~~ and such appellate jurisdiction ~~from all inferior courts and tribunals, and a supervisory control over the same.~~ They shall also have the power to in the circuit as the legislature may prescribe by law. The circuit court may issue writs of habeas corpus, mandamus, injunction, quo warranto, certiorari, and all other writs necessary to carry into effect their orders, judgments and decrees, and give them a general control over inferior courts and jurisdictions in aid of its jurisdiction.

Section 9. When a vacancy ~~shall happen~~ occurs in the office of judge justice of the supreme court or circuit courts judge of any court of record, such the vacancy shall be filled by ~~an~~ an appointment ~~of by~~ the governor, which shall continue until a successor is elected and qualified; ~~and a supreme court justice when so elected shall hold his office for a term of 10 years and a circuit judge when so elected shall hold his office for such term as the legislature prescribes for circuit judges elected under section seven of this article.~~ There shall be no election for a justice or judge or judges at ~~any the partisan~~ any general election for state or county officers, nor within 30 days either before or after such election.

Section 10. ~~Each of the judges of the supreme and circuit courts shall receive a salary, payable at such time as the legislature shall fix, of not less than one thousand five hundred dollars annually; they shall receive no fees of office, or other compensation than their salary; they~~

(1) No justice of the supreme court or judge of any court of record shall hold no any other office of public trust, except a judicial office, during the term for which they are respectively elected, and all votes for either of them for any office, except a judicial office, given by the legislature or the people, shall be void. No person shall be eligible to the office of judge who shall not, at the time of his election or appointment, be a citizen of the United States and have attained the age of twenty-five years, and be a qualified elector within the jurisdiction for which chosen.

(2) Justices of the supreme court and judges of the courts of record shall receive such compensation as the legislature may authorize by law, but may not receive fees of office.

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SECTION 11. Section 11 of article VII of the constitution is amended so as in effect to repeal said section:

~~[Article VII] Section 11. The supreme court shall hold at least one term annually, at the seat of government of the state, at such time as shall be provided by law. And the legislature may provide for holding other terms and at other places when they may deem it necessary. A circuit court shall be held at least twice in each year in each county of this state organized for judicial purposes. The judges of the circuit court may hold courts for each other, and shall do so when required by law.~~

SECTION 12. A new section of article VII of the constitution, to be numbered section 11 thereof, is created to read:

[Article VII] Section 11. Each justice or judge shall be subject to reprimand, censure, suspension, removal for cause or for disability, by the supreme court pursuant to procedures established by the legislature by law. No justice or judge removed for cause shall be eligible for reappointment or temporary service. This section is alternative to, and cumulative with, the methods of removal provided in sections 1 and 13 of this article and section 12 of article XIII.

SECTION 13. Sections 13 and 14 of article VII of the constitution are amended to read:

[Article VII] Section 13. Any justice or judge of the supreme, circuit, county or municipal court may be removed from office by address of both houses of the legislature, if two-thirds of all the members elected to each house concur therein, but no removal shall be made by virtue of this section unless the justice or judge complained of ~~shall have been~~ is served with a copy of the charges against him, as the ground of address, and ~~shall have had~~ has had an opportunity of being heard in ~~his defense~~. On the question of removal, the ayes and noes shall be entered on the journals.

Section 14. ~~There shall be chosen in each county, by the qualified electors thereof, a judge of probate, who shall hold his~~

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~~office for two years and until his successor shall be elected and qualified, and whose jurisdiction, powers and duties shall be prescribed by law. Provided, however, that the legislature shall have power to abolish the office of judge of probate in any county, and to confer probate powers upon such inferior courts as may be established in said county. The legislature by law may authorize each city, village and town to establish a municipal court. All municipal courts shall have uniform jurisdiction limited to actions and proceedings arising under ordinances of the municipality in which established. Judges of municipal courts may receive such compensation as provided by the municipality in which established, but may not receive fees of office.~~

SECTION 14. Sections 16 to 23 of article VII of the constitution are amended to read:

[Article VII] Section 16. ~~The legislature shall pass laws for the regulation of tribunals of conciliation, defining their powers and duties. Such tribunals may be established in and for any township, and shall have power to render judgment to be obligatory on the parties when they shall voluntarily submit their matter in difference to arbitration, and agree to abide the judgment or assent thereto in writing.~~

Section 17. ~~The style of all writs and process shall be, "The state of Wisconsin;" all criminal prosecutions shall be carried on in the name and by the authority of the same, and all indictments shall conclude against the peace and dignity of the state.~~

Section 18. ~~The legislature shall impose a tax on all civil suits commenced or prosecuted in the municipal, inferior or circuit courts, which shall constitute a fund to be applied toward the payment of the salary of judges.~~

Section 19. ~~The testimony in causes in equity shall be taken in like manner as in cases at law, and the office of master in chancery is hereby prohibited.~~

Section 20. ~~Any suitor, in any court of this state, shall have the right to prosecute or defend his suit either in his own proper person, or by an attorney or agent of his choice.~~

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Section 21. ~~The legislature shall provide by law for the speedy publication of all statute laws, and of such judicial decisions, made within the state, as may be deemed expedient. And no general law shall be in force until published.~~

Section 22. ~~The legislature, at its first session after the adoption of this constitution, shall provide for the appointment of three commissioners, whose duty it shall be to inquire into, revise and simplify the rules of practice, pleadings, forms and proceedings, and arrange a system adapted to the courts of record of this state, and report the same to the legislature, subject to their modification and adoption; and such commission shall terminate upon the rendering of the report, unless otherwise provided by law.~~

Section 23. ~~The legislature may provide for the appointment of one or more persons in each organized county, and may vest in such persons such judicial powers as shall be prescribed by law. Provided, that said power shall not exceed that of a judge of a circuit court at chambers.~~

SECTION 15. Section 24 of article VII of the constitution is amended to read:

[Article VII] Section 24. ~~No person seventy years of age or over may take~~

~~(1) To be eligible for the office as a of supreme court justice or circuit judge. No of any court of record, a person may take or hold such office unless he is must be an attorney licensed to practice law in this state and has have been so licensed for five_5 years immediately prior to his election or appointment. No supreme court justice or circuit judge~~

~~(2) Unless assigned temporary service under subsection (3), no person may serve as a supreme court justice or judge of a court of record beyond the July 31 following the date on which he such person attains the that age, of seventy not less than 70 years, which the legislature shall prescribe by law.~~

~~(3) A person who has served eight or more years as a supreme court justice or circuit judge of a court of record may, as provided by law, serve temporarily, on appointment as a judge of any court of record except the supreme court on a temporary basis if assigned by the chief justice of the supreme court or by any associate justice designated by the supreme court, as a judge of a circuit court, under such general laws as the legislature may enact.~~

SECTION 16. Section 16 of article XIV of the constitution is created to read:

[Article XIV] Section 16. (1) The 1975/1977 amendment relating to a revised structure of the judicial branch shall take

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effect on August 1 of the year following the year of ratification by the voters.

(2) All county courts and the branches thereof in existence on the effective date of this amendment shall, as trial courts of general uniform statewide jurisdiction, continue after such effective date with the same jurisdiction, powers and duties conferred by law upon such courts and the branches and judges thereof until the legislature by law alters or abolishes such county courts and their jurisdiction, powers and duties.

(3) Subject to the jurisdiction established in section 14 of article VII, municipal courts and municipal court judges shall continue after the effective date of this amendment with the same jurisdiction, powers and duties as conferred upon such courts and judges as of the effective date until the legislature acts under sections 2 and 14 of article VII to alter or abolish such municipal courts and their jurisdiction, powers and duties.

(4) The terms of office of justices of the supreme court serving on the effective date shall expire on the July 31 next preceding the first Monday in January on which such terms would otherwise have expired, but such advancement of the date of term expiration shall not impair any retirement rights vested in any such justice if the term had expired on the first Monday in January.

SECTION 17. Section 16 (5) of article XIV of the constitution is created to read:

[Article XIV] Section 16 (5) Prior to the effective date of this amendment the legislature shall by law establish one or more appeals court districts, provide for the election of appeals judges in such districts, and determine the jurisdiction of the court of appeals under section 21 of article I and section 5 of article VII as affected by this amendment, so that the court of appeals shall become operative on the effective date.

1975 Assembly Joint Resolution 22

Enrolled No. 15

ENROLLED JOINT RESOLUTION

Resolved by the assembly, the senate concurring, That section 23 of article IV of the constitution is amended to read:

[Article IV] Section 23. ~~(1) The legislature shall establish but one system of town government, which shall be as nearly uniform as practicable; but the legislature~~ may provide for the election at large once in every 4 years of a chief executive officer in

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any county, with such powers of an administrative character as they may from time to time prescribe ~~in accordance with this section and,~~

(2) The legislature shall establish one or more systems of county government.

(3) The legislature shall establish one or more systems of town government.

1975 Assembly Joint Resolution 43

Enrolled No. 19

ENROLLED JOINT RESOLUTION

Resolved by the assembly, the senate concurring, That section 24 of article IV of the constitution is amended to read:

[Article IV] Section 24. The legislature shall never authorize any lottery, or grant any divorce, ~~but,~~

(1) The legislature may authorize bingo games licensed by the state, and operated by religious, charitable, service, fraternal or veterans' organizations or those to which contributions are deductible for federal or state income tax purposes. All profits must inure to the licensed organization and no salaries, fees or profits shall be paid to any other organization or person.

(2) The legislature may authorize raffle games licensed by the state, and operated by local religious, charitable, service, fraternal or veterans' organizations or those to which contributions are deductible for federal or state income tax purposes. The legislature shall limit the number of raffles conducted by any such organization. All profits must inure to the licensed local organization and no salaries, fees or profits shall be paid to any other organization or person.

(3) Except as the legislature may provide otherwise, to the following activities do not constitute consideration as an element of a lottery:

(a) To listen to or watch a television or radio program, to,

(b) To fill out a coupon or entry blank, whether or not proof of purchase is required, or to,

(c) To visit a mercantile establishment or other place without being required to make a purchase or pay an admittance fee does not constitute consideration as an element of a lottery.

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1975 Senate Joint Resolution 15

Enrolled No. 20

ENROLLED JOINT RESOLUTION

Resolved by the senate, the assembly concurring, That article IV, section 24 of the constitution is amended to read:

[Article IV] Section 24. (1) The Except as provided in this section, the legislature shall never authorize any lottery, or grant any divorce, but may authorize bingo games licensed by the state, and operated by religious, charitable, service, fraternal or veterans' organizations or those to which contributions are deductible for federal or state income tax purposes. All profits must inure to the licensed organization and no salaries, fees or profits shall be paid to any other organization or person.

(2) The legislature may authorize state-operated lotteries conducted as prescribed by law.

(3) Except as the legislature may provide otherwise, to the following activities do not constitute consideration as an element of a lottery:

(a) To listen to or watch a television or radio program, to,

(b) To fill out a coupon or entry blank, whether or not proof of purchase is required, or to,

(c) To visit a mercantile establishment or other place without being required to make a purchase or pay an admittance fee does not constitute consideration as an element of a lottery.

EVERETT E. BOLLE
Assembly Chief Clerk
GLENN E. BULTMAN
Senate Chief Clerk

January 3, 1977

The Honorable Ed Jackamonis
Room 211 West
State Capitol

Dear Ed:

Following is a list of the Assembly leadership positions which were voted on at the November 18, 1976 Democratic caucus:

James Wahner - Majority Leader
R. Michael Ferrall - Assistant Majority Leader
James Rooney - Caucus Chairman
Marlin Schneider - Assistant Caucus Chairman

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**Steve Brist - Caucus Secretary
Leo Mohn - Caucus Sergeant-at-Arms**

Sincerely,
JAMES F. ROONEY
Caucus Chairman

January 3, 1977

**The Honorable Ed Jackamonis
Room 211 West
State Capitol**

At the organizational caucus of the Republican Party Assembly members held on November 18, 1976, the following officers were elected:

**John Shabaz - Minority Leader
Tommy Thompson - Assistant Minority Leader
Del DeLong - Caucus Chairman
Joe Tregoning - Caucus Vice-chairman
John Gower - Caucus Secretary
Ken Schricker - Caucus Sergeant-at-Arms**

Respectfully submitted,
DELMAR DELONG
Caucus Chairman

Representative Wahner introduced a privileged joint resolution.

Assembly Joint Resolution 1

Relating to regular meetings of the legislature excluding Sundays.

By Representative Jackamonis.

The question was: Shall **Assembly Joint Resolution 1** be adopted?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and **Assembly Joint Resolution 1** be immediately messaged to the senate. Granted.

Representative Wahner introduced a privileged resolution.

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Assembly Resolution 1

Providing for notification to the senate that the assembly is organized.

By Representative Jackamonis.

The question was: Shall **Assembly Resolution 1** be adopted?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and the assembly's action on **Assembly Resolution 1** be immediately messaged to the senate. Granted.

Representative Ferrall introduced a privileged resolution.

Assembly Resolution 2

Relating to the services of the resident clergy.

By Representative Jackamonis.

The question was: Shall **Assembly Resolution 2** be adopted?

Motion carried.

Representative Wahner introduced a privileged resolution.

Assembly Resolution 3

Relating to stationery for members and officers of the assembly.

By Representative Jackamonis.

The question was: Shall **Assembly Resolution 3** be adopted?

Motion carried.

Representative Wahner introduced a privileged resolution.

Assembly Resolution 4

Relating to the selection of seats by members.

By Representative Jackamonis.

The question was: Shall **Assembly Resolution 4** be adopted?

Motion carried.

SELECTION OF SEATS

In accordance with the adoption of **Assembly Resolution 4**, the selection of seats by the members took place.

The result follows:

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Member	Seat No.
Andrea	59
Ausman	50
Barczak	33
Barry	54
Bear	55
Behnke	69
Bradley	78
Brist	82
Byers	45
Clarenbach	53
Coggs	31
Conradt	77
Czerwinski	11
Dandeneau	92
Day	96
DeLong	2
Donoghue	46
Dorff	64
Dueholm	9
Duren	36
Early	6
Elconin	98
Ellis	21
Engeleiter	26
Everson	72
Ferrall	7
Fischer	43
Flintrop	66
Gerlach	58
Goodrich	3
Gower	15
Groshek	34
Gunderson	47
Hanson	10
Hasenohrl	44
Hauke	70
Hephner	62
Jackamonis	5
Johnson	68
Johnston	51
Kedrowski	81
Kincaid	28
Kirby	60

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Klicka.....	24
Lallensack.....	94
Lato.....	41
Lee.....	39
Leopold.....	38
Lewis.....	73
Lewison.....	80
Lingren.....	57
Litscher.....	71
Loftus.....	30
Looby.....	91
Lorman.....	16
Luckhardt.....	18
McClain.....	97
McEssy.....	20
Matty.....	49
Medinger.....	83
Menos.....	85
Merkt.....	74
Metz.....	13
Miller.....	12
Mohn.....	84
Moody.....	42
Munts.....	67
Murray.....	61
Norquist.....	99
Olson.....	48
Opitz.....	25
Otte.....	35
Pabst.....	63
Plewa.....	56
Porter.....	17
Potter.....	93
Quackenbush.....	76
Roberts.....	89
Rogers.....	65
Rooney.....	100
Roth.....	52
Rutkowski.....	37
Schmidt.....	75
Schneider.....	90
Schricker.....	79
Shabaz.....	4
Snyder.....	23

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Soucie.....	40
Swoboda.....	86
Tesmer	88
Thompson	1
Travis	22
Tregoning.....	19
Tropman	14
Tuczynski.....	32
Vanderperren.....	95
Wahner	8
Ward.....	29
Wood.....	87

Representative Wahner introduced a privileged resolution.

Assembly Resolution 5

Relating to referral of bills to standing committees prior to January 11, 1977.

By Representative Jackamonis.

The question was: Shall **Assembly Resolution 5** be adopted?

Motion carried.

Representative Wahner introduced a privileged resolution.

Assembly Resolution 6

Relating to adopting the rules of the assembly in effect at the conclusion of the 1975 regular session of the assembly, with the modifications shown in this resolution, as the rules of the 1977 assembly.

By Representative Jackamonis.

To calendar.

Representative Wahner introduced a privileged resolution.

Assembly Resolution 7

Relating to the standing committees of the assembly for the 1977 session biennium.

By Representative Jackamonis.

Assembly amendment 1 to **Assembly Resolution 7** offered by Representative Shabaz.

POINT OF ORDER

Representative Wahner rose to the point of order that assembly amendment 1 to **Assembly Resolution 7** was not germane under **Assembly Rule 55**.

The speaker ruled the point of order well taken because **Assembly Resolution 7** did not deal with the composition of committees and the amendment would expand the scope of the resolution.

Representative Shabaz 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 -- Andrea, Barczak, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Ducholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 63.

Noes -- Ausman, Barry, Bradley, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid, Klicka, Lewis, Lorman, Luckhardt, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis, Tregoning and Ward -- 31.

Absent or not voting -- Byers, Conradt, Lewison, McEssy and Pabst -- 5.

Motion carried.

The question was: Shall **Assembly Resolution 7** be adopted?

Motion carried.

Representative Shabaz moved reconsideration of the vote by which **Assembly Resolution 7** was adopted. Entered.

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Representative Wahner moved that the rules be suspended and that the motion for reconsideration of the vote by which **Assembly Resolution 7** was adopted be taken up at this time.

CALL OF THE ASSEMBLY

Representative Shabaz demanded a call of the assembly. There were sufficient seconds to the motion.

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

The chief clerk called the roll.

Members absent with leave - None.

Members absent without leave - Pabst and McEssy.

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

Representative Shabaz objected.

Representative Wahner 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 -- Andrea, Barczak, Barry, Bear, Behnke, Brist, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Duren, Early, Elconin, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munta, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tropman, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 65.

Noes -- Ausman, Bradley, Byers, Conradt, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Johnston, Kincaid, Klicka, Lewis, Lewison, Lorman, Luckhardt, Matty, Merkt, Olson, Opitz, Porter, Quackenbush, Roth, Schmidt, Schricker, Shabaz, Snyder, Thompson, Travis and Tregoning -- 32.

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

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Motion carried.

Representative Wahner asked unanimous consent to withdraw his motion for suspension of the rules to take up the motion for reconsideration. Granted.

Representative Wahner introduced a privileged resolution.

Assembly Resolution 8

Relating to commending Norman C. Anderson for his service to the Wisconsin state assembly and to the entire state.

By Representatives Wahner and Jackamonis.

The question was: Shall **Assembly Resolution 8** be adopted?

Motion carried.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has adopted:

Senate Resolution 1

Adopted and asks concurrence in:

Senate Joint Resolution 2

Senate Joint Resolution 2

Relating to the life and public service of Kenneth S. White.

By Senator Radosevich; cosponsored by Representative Early.

The question was: Shall **Senate Joint Resolution 2** be concurred in?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 2** be immediately messaged to the senate. Granted.

Representative Shabaz introduced a privileged resolution.

Assembly Resolution 9

Relating to proportional representation on assembly standing committees.

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By Representatives Shabaz, DeLong, Goodrich, Thompson and Klicka.

To committee on Rules.

Representative Shabaz asked unanimous consent that **Assembly Resolution 9** be withdrawn from the committee on Rules and taken up at this time.

Representative Wahner objected.

LEAVES OF ABSENCE

Representative Wahner asked unanimous consent for a leave of absence for today's session for Representative Pabst. Granted.

Representative Wahner asked unanimous consent that the journal show that the members of the Assembly extend their thanks to the following persons for the Moravian-American Quintet Chamber Music which they played in the chamber prior to the start of today's session: Lois Finkle, violin; Jane Rynka, violin; Consuelo Scribner, viola; Mary Norquist, viola; and Margaret Norquist, cello. Granted.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Resolution 6** offered by Representative Shabaz.

Assembly amendment 2 to **Assembly Resolution 6** offered by Representative Shabaz.

Assembly amendment 3 to **Assembly Resolution 6** offered by Representative Shabaz.

Assembly amendment 4 to **Assembly Resolution 6** offered by Representative Shabaz.

VISITORS

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

Kathryn Ward, Vi Thomas, Gloria Ward, Jessie Ward, Perry Ward, Susie Ward and Mark Laufman, guests of Representative Ward.

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Rose-Marie Coggs, Velma L. Coggs, Valrie Moore, Michelle Moore, Elizabeth M. Coggs, Mrs. Pauline R. Coggs, John Sidney Coggs, Frederic Hopkins, Vassie Rhinehart, Barbara A. Bender, Ms. Cora Harris and Eloise Moore from Milwaukee, guests of Representative Coggs.

Bill and Gloria Hackbarth from Armstrong, guests of Representative Hephner.

Representative Wahner moved that the assembly stand adjourned until 2:00 P.M. on Tuesday, January 11.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

5:10 P.M.