

# Assembly Journal

Eighty-Third Regular Session

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TUESDAY, January 24, 1978.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Thad Rudd of Zion Episcopal Church, 135 Rockwell Place, Oconomowoc.

Representative Lingren 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 -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Ducholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, 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, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 98.

Absent -- None.

Absent with leave -- Schricker -- 1.

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 582** offered by Representatives Mohn, Day, Litscher, Everson, Fischer, Olson and Merkt.

Assembly substitute amendment 1 to **Assembly Bill 1049** offered by Representative Bear.

Assembly amendment 1 to **Assembly Bill 1061** offered by committee on Commerce and Consumer Affairs.

Assembly amendment 1 to **Assembly Bill 1073** offered by Representative Everson.

Assembly amendment 1 to **Assembly Bill 1084** offered by Representative Everson.

Assembly amendment 1 to **Assembly Bill 1088** offered by Representative Rogers.

Assembly amendment 1 to **Assembly Bill 1093** offered by Representative Loftus.

Assembly amendment 1 to **Assembly Bill 1095** offered by Representative Litscher.

Assembly amendment 2 to **Assembly Bill 1105** offered by Representative Everson.

Assembly amendment 1 to **Senate Bill 409** offered by Representative Fischer.

Assembly amendment 2 to **Senate Bill 409** offered by Representatives Vanderperren, Fischer and Lallensack.

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EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Elections Board  
Madison

January 20, 1978

Attention: Mr. Everett E. Bolle

Dear Sir:

Please be advised that William B. Broydrick, Democrat, Milwaukee, WI 53216, was elected Representative to the Assembly at the Special Election held in the 16th Assembly District January 17, 1978.

Enclosed is a copy of the signed official canvass.

Sincerely  
GERALD J. FERWERDA  
Executive Secretary

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OATH OF OFFICE

Escorted to the rostrum by Representatives Wahner and Norquist, Representative-elect William B. Broydrick was sworn in by Acting Governor Martin J. Schreiber while his mother, Mrs. Priscilla Broydrick, held the family bible.

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LEAVES OF ABSENCE

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

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

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CALENDAR OF TUESDAY, JANUARY 24, 1978

**Assembly Bill 150**

Relating to exempting producers of honey from food processing regulation.

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The question was: Shall **Assembly Bill 150** pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Byers, Clarenbach, Coggs, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Ducholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Mohn, Moody, Munts, Murray, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wood and Mr. Speaker -- 87.

Noes -- Broydrick, Czerwinski, Kirby, Lee, Leopold, Miller, Norquist, Soucie, Wahner and Ward -- 10.

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

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 150** be immediately messaged to the senate. Granted.

**Assembly Bill 186**

Relating to declaring certain farm drainage ditches to be nonnavigable waters.

The question was: Shall **Assembly Bill 186** pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bear, Behnke, Bradley, Brist, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Everson, Fischer, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Litscher, Loftus, Lorman, Luckhardt, McEssy, Matty, Menos,

Merkt, Mohn, Moody, Murray, Olson, Opitz, Porter, Potter, Quackenbush, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Vanderperren and Wood -- 65.

Noes -- Andrea, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Ferrall, Flintrop, Gerlach, Johnson, Kedrowski, Kirby, Lee, Leopold, Lingren, Looby, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Pabst, Plewa, Roberts, Soucie, Tuczynski, Wahner, Ward and Mr. Speaker -- 33.

Absent or not voting -- Schricker -- 1.

Motion failed.

### **Assembly Bill 221**

Relating to review boards of physicians and optometrists to determine qualifications of persons to operate motor vehicles.

Speaker pro tempore Kedrowski in the chair.

The question was: Shall **Assembly Bill 221** pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barry, Bradley, Byers, Czerwinski, Day, DeLong, Donoghue, Duren, Ellis, Engeleiter, Everson, Goodrich, Gower, Gunderson, Harsdorf, Hasenohrl, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Olson, Opitz, Porter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Ward and Wood -- 52.

Noes -- Barczak, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Dandeneau, Dueholm, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hauke, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, Looby, McClain, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rutkowski, Schneider, Soucie, Tuczynski, Wahner and Mr. Speaker -- 42.

Absent or not voting -- Conradt, Dorff, Pabst, Schricker and Vanderperren -- 5.

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Motion failed.

Representative Dorff asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Pabst asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

**Assembly Bill 364**

Relating to motorcycle parking.

The question was: Shall **Assembly Bill 364** pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Clarenbach, Lallensack and Lewison -- 3.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Coggs, Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, Lato, Lee, Leopold, Lewis, Lingren, Litscher, Loftus, Looby, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Olson, Opitz, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 95.

Absent or not voting -- Schricker -- 1.

Motion failed.

Speaker Jackamonis in the chair.

**Assembly Bill 475**

Relating to authorizing the department of agriculture to weigh and certify weights of grain on a user fee basis and permitting the department to cooperate with any federal agency to carry out this function.

The question was: Shall the vetoed part of **Assembly Bill 475** pass notwithstanding the objections of the governor?

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The roll was taken.

The result follows:

Ayes -- Byers -- 1.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Clarenbach, Cogg, Corradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, 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, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 97.

Absent or not voting -- Schricker -- 1.

Motion failed.

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**MESSAGE FROM THE SENATE**

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has passed notwithstanding the objections of the governor:

**Senate Bill 234**

**Senate Bill 104**

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**ACTION ON THE SENATE MESSAGE**

**Senate Bill 234**

Relating to limitations on weight, length and number of vehicles in emergency towing operations.

By committee on Commerce.

Representative Wahner asked unanimous consent that **Senate Bill 234** be taken from the senate message and placed at the foot of

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the calendar of Tuesday, January 24 immediately following **Assembly Bill 1**, November 1977 Special Session. Granted.

**Senate Bill 104**

Relating to length and load limitations for auto carriers.

By Senators Maurer and Cullen; co-sponsored by Representatives Dorff, Olson and Wood.

Representative Wahner asked unanimous consent that **Senate Bill 104** be taken from the senate message and placed at the foot of the calendar of Tuesday, January 24 immediately following **Senate Bill 234**. Granted.

Representative Wahner asked unanimous consent that the assembly stand recessed until 1:30 P.M. Granted.

The assembly stood recessed.

11:50 A.M.

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RECESS

1:40 P.M.

The assembly reconvened.

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CALL OF THE ASSEMBLY

Representative Wahner demanded a call of the assembly. There were sufficient seconds.

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

The chief clerk called the roll.

Members absent with leave - Schricker.

Members absent without leave - Czerwinski, Day, Hanson, Moody, Roth and Ward.

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

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

The assembly stood recessed.

2:00 P.M.

RECESS

2:50 P.M.

The assembly reconvened.

**Assembly Bill 664**

Relating to campaign financing, creating a clean election campaign fund, granting rule-making authority, making appropriations and providing penalties.

Representative Hauke moved that **Assembly Bill 664** be laid on the table.

The question was: Shall **Assembly Bill 664** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Behnke, Bradley, Byers, Conradt, Czerwinski, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Tesmer, Thompson, Travis, Tregoning and Ward -- 46.

Noes -- Andrea, Barry, Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Dandeneau, Dueholm, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Guczynski, Vanderperren, Wahner, Wood and Mr. Speaker -- 52.

Absent or not voting -- Schricker -- 1.

Motion failed.

*Item 1: Eligibility for Public Funding* [Sections 7.70 (3) (e), 16 (5) and 11.50 (4) (d)]

The question was: Shall vetoed item 1 of **Assembly Bill 664** pass notwithstanding the objections of the governor?

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The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Goodrich, Gower, Gunderson, Harsdorf, Hephner, Johnston, Kincaid, Kirby, Klicka, Lewis, Lewison, Lingren, Lorman, Luckhardt, McClain, McEssy, Matty, Menos, Merkt, Murray, Norquist, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt, Shabaz, Snyder, Thompson, Tregoning, Tuczynski and Mr. Speaker -- 46.

Noes -- Andrea, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Groshek, Hanson, Hasenohrl, Hauke, Johnson, Kedrowski, Lallensack, Lato, Lee, Leopold, Litscher, Loftus, Looby, Medinger, Metz, Miller, Mohn, Moody, Munts, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Travis, Vanderperren, Wahner, Ward and Wood -- 52.

Absent or not voting -- Schricker -- 1.

Motion failed.

*Item 2: Lapsing Grants* [Section 11.50 (8)]

The question was: Shall vetoed item 2 of **Assembly Bill 664** pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Bradley, Byers, Conradt, Czerwinski, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Gerlach, Groshek, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Kincaid, Kirby, Klicka, Lewis, Lewison, Looby, Lorman, Luckhardt, McEssy, Matty, Merkt, Miller, Mohn, Munts, Murray, Olson, Opitz, Pabst, Plewa, Porter, Quackenbush, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Wood and Mr. Speaker -- 58.

Noes -- Behnke, Brist, Broydrick, Clarenbach, Coggs, Dandeneau, Dueholm, Everson, Ferrall, Fischer, Flintrop, Goodrich, Gower, Hanson, Hasenohrl, Johnson, Kedrowski, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, McClain, Medinger, Menos, Metz, Moody, Norquist, Otte, Potter,

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Roberts, Rogers, Rooney, Soucie, Swoboda, Vanderperren, Wahner and Ward -- 40.

Absent or not voting -- Schricker -- 1.

Motion failed.

*Item 3: Tax Surcharge* [Section 71.095 (1)]

Representative Shabaz moved that vetoed item 3 of **Assembly Bill 664** be laid on the table.

Representative Dorff asked unanimous consent that vetoed items 3 and 4 of **Assembly Bill 664** be laid on the table.

Representative Kedrowski objected.

Representative Dorff moved that vetoed items 3 and 4 of **Assembly Bill 664** be laid on the table.

The question was: Shall vetoed items 3 and 4 of **Assembly Bill 664** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Behnke, Bradley, Byers, Conradt, Czerwinski, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Kincaid, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Mohn, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt, Shabaz, Snyder, Tesmer, Thompson, Travis, Tregoning and Tuczynski -- 49.

Noes -- Andrea, Barry, Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Dandeneau, Dueholm, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 49.

Absent or not voting -- Schricker -- 1.

Motion failed.

The question was: Shall vetoed item 3 of **Assembly Bill 664** be laid on the table?

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The roll was taken.

The result follows:

Ayes -- Ausman, Behnke, Bradley, Byers, Conradt, Czerwinski, Day, Donoghue, Dorff, Duren, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Klicka, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Mohn, Murray, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt, Shabaz, Snyder, Tesmer, Thompson, Travis and Tregoning -- 45.

Noes -- Andrea, Barczak, Barry, Bear, Becker, Brist, Broydrick, Clarenbach, Coggs, Dandeneau, DeLong, Dueholm, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Moody, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 53.

Absent or not voting -- Schricker -- 1.

Motion failed.

The question was: Shall vetoed item 3 of Assembly Bill 664 pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Conradt, DeLong, Donoghue, Dorff, Ellis, Engeleiter, Fischer, Goodrich, Gunderson, Johnston, Kirby, Lallensack, Lato, Lewis, Luckhardt, McEssy, Merkt, Olson, Pabst, Porter, Quackenbush, Rogers, Rooney, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis, Tregoning and Wood -- 31.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dueholm, Duren, Everson, Ferrall, Flintrop, Gerlach, Gower, Groshek, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Kedrowski, Kincaid, Klicka, Lee, Leopold, Lewison, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Matty, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Opitz, Otte, Plewa, Potter, Roberts, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 67.

Absent or not voting -- Schricker -- 1.

Motion failed.

Representative Matty asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Speaker pro tempore Kedrowski in the chair.

*Item 4: Effective Date*

The question was: Shall vetoed item 4 of Assembly Bill 664 pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Dandeneau, Day, Dorff, Dueholm, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hanson, Hasenohrl, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lato, Lee, Leopold, Lingren, Litscher, Loftus, Looby, Lorman, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Wahner, Ward, Wood and Mr. Speaker -- 61.

Noes -- Ausman, Bradley, Byers, Conradt, Czerwinski, DeLong, Donoghue, Ellis, Engeleiter, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hauke, Hephner, Johnston, Klicka, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis, Tregoning and Vanderperren -- 37.

Absent or not voting -- Schricker -- 1.

Motion failed.

Speaker Jackamonis in the chair.

Representative Vanderperren asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

**Senate Bill 111**

Relating to taxation of metalliferous mineral mining, creating an investment and local impact fund board in the department of revenue, making appropriations and granting rule-making authority.

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*Item 3: Net Proceeds Tax Rates* [Section 70.375 (5) (a) (b) (c)]

The question was: Shall vetoed item 3 of **Senate Bill 111** pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes — Andrea, Ausman, Barczak, Barry, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Ellis, Engeleiter, Fischer, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Thompson, Travis and Tregoning — 45.

Noes — Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Cogg, Czerwinski, Dandeneau, Dorff, Ducholm, Duren, Everson, Ferrall, Flintrop, Gerlach, Hanson, Johnson, Kedrowski, Kirby, Lato, Lee, Leopold, Litscher, Loftus, Looby, McClain, Medinger, Menos, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Swoboda, Tesmer, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker — 53.

Absent or not voting — Schricker — 1.

Motion failed.

**Assembly Bill 1**, November 1977 Special Session

Relating to operating a motor vehicle while under the influence of an intoxicant or controlled substance, revocation of an operators' license on refusal to submit to tests for being under the influence of an intoxicant or controlled substance, occupational licenses, providing penalties, providing rule-making authority and increasing an appropriation.

*Item 1: Suspension and Revocation by the Courts* [Section 343.30 (1q) (a)]

The question was: Shall vetoed item 1 of **Assembly Bill 1**, November 1977 Special Session pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barczak, Barry, Bradley, Byers, Conradt, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Everson, Gerlach, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lato, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning and Wood -- 53.

Noes -- Ausman, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Dueholm, Ferrall, Fischer, Flintrop, Hanson, Johnson, Kedrowski, Kirby, Lallensack, Lee, Leopold, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 45.

Absent or not voting -- Schricker -- 1.

Motion failed.

*Item 2: Revocation of License on Refusal to Submit to Tests*  
[Section 343.305 (9) (a)]

The question was: Shall vetoed item 2 of **Assembly Bill 1**, November 1977 Special Session pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Bradley, Byers, Conradt, DeLong, Donoghue, Duren, Ellis, Engeleiter, Gerlach, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Klicka, Lato, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning and Wood -- 46.

Noes -- Andrea, Ausman, Bear, Becker, Behnke, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dandeneau, Day, Dorff, Dueholm, Everson, Ferrall, Fischer, Flintrop, Hanson, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Litscher, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Soucie, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 52.

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Absent or not voting -- Schricker -- 1.

Motion failed.

*Item 3: Revocation of License on Refusal to Submit to Tests*  
[Section 343.305 (10) (c)]

The question was: Shall vetoed item 3 of **Assembly Bill 1**, November 1977 Special Session pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes' -- Andrea, Barczak, Barry, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Everson, Gerlach, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Klicka, Lato, Lewis, Lewison, Lingren, Litscher, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Olson, Opitz, Pabst, Porter, Quackenbush, Rogers, Roth, Schmidt, Shabaz, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning and Wood -- 52.

Noes -- Ausman, Bear, Becker, Brist, Broydrick, Clarenbach, Cogs, Czerwinski, Dandeneau, Day, Dueholm, Ferrall, Fischer, Flintrop, Hanson, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Loftus, Looby, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Murray, Norquist, Otte, Plewa, Potter, Roberts, Rooney, Rutkowski, Schneider, Soucie, Tuczynski, Vanderperren, Wahner, Ward and Mr. Speaker -- 46.

Absent or not voting -- Schricker -- 1.

Motion failed.

*Item 4: Revocation of License on Refusal to Submit to Tests*  
[Section 343.305 (10) (a)]

The question was: Shall vetoed item 4 of **Assembly Bill 1**, November 1977 Special Session pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- None.

Noes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Broydrick, Byers, Clarenbach, Cogs,

Conradt, Czerwinski, Dandeneau, Day, DeLong, Donoghue, Dorff, Dueholm, Duren, Ellis, Engeleiter, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Gower, Groshek, Gunderson, Hanson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnson, Johnston, Kedrowski, Kincaid, Kirby, Klicka, 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, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Rutkowski, Schmidt, Schneider, Shabaz, Snyder, Soucie, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 97.

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

Motion failed.

### **Senate Bill 234**

Relating to limitations on weight, length and number of vehicles in emergency towing operations.

The question was: Shall **Senate Bill 234** pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Ausman, Barczak, Barry, Bear, Behnke, Bradley, Byers, Conradt, Dandeneau, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Fischer, Flintrop, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hauke, Johnson, Johnston, Kincaid, Lallensack, Lewison, Lingren, Looby, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Olson, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Schmidt, Schneider, Shabaz, Swoboda, Thompson, Travis, Tregoning, Vanderperren and Wood -- 56.

Noes -- Becker, Brist, Broydrick, Clarenbach, Coggs, Czerwinski, Dueholm, Everson, Ferrall, Gerlach, Hanson, Hephner, Kedrowski, Kirby, Klicka, Lato, Lee, Leopold, Lewis, Litscher, Loftus, McClain, Medinger, Metz, Miller, Mohn, Moody, Munts, Norquist, Opitz, Otte, Rooney, Roth, Rutkowski, Snyder, Soucie, Tesmer, Tuczynski, Wahner, Ward and Mr. Speaker -- 41.

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

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Motion failed.

Representative Andrea asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

**Senate Bill 104**

Relating to length and load limitations for auto carriers.

The question was: Shall **Senate Bill 104** pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Andrea, Ausman, Barczak, Barry, Bear, Becker, Behnke, Bradley, Brist, Byers, Conrad, Dandeneau, Day, DeLong, Donoghue, Dorff, Duren, Ellis, Engeleiter, Fischer, Gerlach, Goodrich, Gower, Groshek, Gunderson, Harsdorf, Hasenohrl, Hauke, Hephner, Johnston, Kincaid, Klicka, Lallensack, Lato, Lewis, Lewison, Lingren, Litscher, Looby, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Murray, Olson, Opitz, Otte, Pabst, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Roth, Schmidt, Schneider, Snyder, Swoboda, Tesmer, Thompson, Travis, Tregoning, Tuczynski, Vanderperren, Ward and Wood -- 70.

Noes -- Broydrick, Clarenbach, Coggs, Czerwinski, Dueholm, Everson, Ferrall, Flintrop, Hanson, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, McClain, Metz, Miller, Mohn, Moody, Munts, Norquist, Plewa, Rutkowski, Shabaz, Soucie, Wahner and Mr. Speaker -- 28.

Absent or not voting -- Schricker -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 104** be immediately messaged to the senate. Granted.

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MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has passed notwithstanding the objections of the governor:

**Assembly Bill 150**

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**MOTIONS**

Representative Wahner asked unanimous consent that **Assembly Joint Resolution 86** be taken from the calendar and taken up at this time. Granted.

**Assembly Joint Resolution 86**

Relating to the life and public service of Robert H. Boyson.

The question was: Shall **Assembly Joint Resolution 86** be adopted?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 86** be immediately messaged to the senate. Granted.

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

**Assembly Joint Resolution 89**

Relating to the life and public service of Frank E. Schaeffer, Jr.  
By Representative Leopold and all members of the Assembly.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 89** be taken up at this time. Granted.

The question was: Shall **Assembly Joint Resolution 89** be adopted?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 89** be immediately messaged to the senate. Granted.

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**VISITORS**

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

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Glen and Chris Kukor from Milwaukee, guests of Representative Broydrick.

Coleman Vasser from Milwaukee, guest of Representatives Broydrick and Ward.

Mr. and Mrs. Huston Purifoy and Sheila Purifoy from Milwaukee, guests of Representatives Broydrick and Ward.

Karen Bieschke from Milwaukee, guest of Representative Plewa.

Art Polk, Vincent Metcalf, Herb Sheller, William Kempley, Harold Gumz and Ray Sheldon, guests of Representative Thompson.

Robert Sertich, Barb Sertich and Terri Behlow, guests of Representatives Otte and Potter.

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Representative Wahner moved that the assembly stand adjourned pursuant to **Assembly Joint Resolution 12**.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

5:55 P.M.