

JOURNAL OF THE ASSEMBLY [October 23, 1979]

STATE OF WISCONSIN

Assembly Journal

Eighty-Fourth Regular Session

TUESDAY, October 23, 1979.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend James Harrington of Mt. Zion United Methodist Church, 2130 Mt. Zion Avenue, Janesville.

Representative Duren 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, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 99.

Absent -- None.

Absent with leave -- None.

AMENDMENTS OFFERED

Assembly amendment 4 to **Assembly Bill 20** offered by Joint Committee on Finance.

Assembly amendment 5 to **Assembly Bill 20** offered by Joint Committee on Finance.

Assembly substitute amendment 1 to **Assembly Bill 67** offered by Joint Committee on Finance.

Assembly substitute amendment 1 to **Assembly Bill 103** offered by Representative Tuczynski.

Assembly substitute amendment 1 to **Assembly Bill 531** offered by committee on State Affairs.

Assembly substitute amendment 2 to **Assembly Bill 595** offered by Representative Klicka.

Assembly substitute amendment 1 to **Assembly Bill 705** offered by Representative McClain.

Assembly amendment 3 to **Assembly Bill 762** offered by Representatives Vanderperren, Lallensack and Porter.

Assembly amendment 4 to **Assembly Bill 762** offered by Representative Barry.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 88

Memorializing the President of the United States to approve a proposal for construction of a crude oil pipeline to northern Wisconsin.

By Representatives Kedrowski, Shoemaker, Kincaid, Swoboda, Menos, Hasenohrl, Murray, Ward, Smith, Vanderperren, Jackamonis, Wahner, Ferrall, Wood, D. Travis, Ulichny, Wagner, Helbach and Medinger, co-sponsored by Senators Radosevich, Harnisch and Bablitch.

To calendar.

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Assembly Bill 994

Relating to various changes in the mental health and protective services acts, guardianship, incompetency and creating a council on mental health.

By Legislative Council.

To committee on Health and Social Services.

Assembly Bill 995

Relating to additional payments for a comparable replacement business or farm upon condemnation.

By Representatives McClain, Barczak and Wood.

To committee on Judiciary.

Assembly Bill 996

Relating to the number of qualifying weeks necessary to be eligible to claim unemployment compensation benefits.

By committee on Labor, by request of Jack B. Reihl, Secretary-Treasurer of Wisconsin State AFL-CIO.

To committee on Labor.

Assembly Bill 997

Relating to eligibility of employes who are affected by a strike or other bona fide labor dispute for unemployment compensation benefits.

By committee on Labor, by request of Jack B. Reihl, Secretary-Treasurer of Wisconsin State AFL-CIO.

To committee on Labor.

Assembly Bill 998

Relating to permitting minors to enter certain premises owned by counties or municipalities on which beer or liquor is being sold and permitting the secretary of the department of revenue to issue "Class B" liquor licenses for certain county-owned premises.

By Representatives Everson, Vanderperren, Behnke, Clarenbach, Munts, Barry, Flintrop, Ulichny, Loftus, Wahner, Kedrowski, Metz and D. Travis, co-sponsored by Senators Risser, Van Sistine, Thompson, Bear and Kreul.

To committee on Excise and Fees.

Assembly Bill 999

Relating to payment of just compensation for removal of nonconforming advertising signs.

By Representatives Vanderperren, Kincaid, Matty, Thompson, Hasenohrl, Lallensack, Byers, Bradley, Kedrowski, Swoboda, Porter, Behnke, Rogers, Robertson, Potter, Ladwig, Conradt, Ellis, Klicka,

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Andrea and DeLong, co-sponsored by Senators Goyke, Theno and Van Sistine.

To committee on Highways.

Assembly Bill 1000

Relating to remissions of nonresident fees to certain nonresident students at vocational, technical and adult education schools and making an appropriation.

By Representatives McClain, Plewa and Donoghue, co-sponsored by Senator Chilsen.

To committee on Education.

Assembly Bill 1001

Relating to voluntary designation on income tax returns for the protection and acquisition of endangered resources.

By Representatives Schmidt, Kedrowski, Vanderperren, Fischer, Rooney and Merkt.

To committee on Environmental Resources.

Assembly Bill 1002

Relating to definition of navigable.

By Representatives Omernick, Thompson, Conradt, Bradley, Lewison, Snyder, Gagin, Lewis, Klicka, Laatsch, Merkt and Schmidt.

To committee on Environmental Resources.

Assembly Bill 1003

Relating to definition of navigable.

By Representatives Omernick, Conradt, Lewison, Thompson, Snyder, Gagin, Bradley, Lewis, Klicka and Merkt.

To committee on Environmental Resources.

Assembly Bill 1004

Relating to use-value assessment of agricultural lands and repealing the farmland preservation tax credit and farmland preservation program.

By Representatives Omernick, Conradt, Bradley, Lewison, Snyder, Lewis, Klicka, Laatsch, Merkt and Robertson.

To committee on Agriculture.

COMMITTEE REPORTS

The committee on Agriculture reports and recommends:

Assembly Bill 118

Relating to brucellosis vaccination payments and making an appropriation.

Adoption of assembly substitute amendment 1:

Ayes: (10) Noes: (2)

Passage: Ayes: (11) Noes: (1)

To Joint Committee on Finance.

Assembly Bill 337

Relating to remedial legislation for the department of agriculture, trade and consumer protection, including abolishing the council on food standards (suggested as remedial legislation by the department of agriculture, trade and consumer protection).

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

To committee on Rules.

Assembly Bill 342

Relating to exemption from prohibition on corporate farming for livestock feed operations using by-products of vegetable canning or freezing operations.

Adoption of assembly substitute amendment 1:

Ayes: (11) Noes: (1)

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

To committee on Rules.

Assembly Bill 536

Relating to qualifying for maximum farmland preservation tax credit.

Adoption of assembly amendment 1:

Ayes: (12) Noes: (0)

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

To committee on Rules.

Assembly Bill 713

Relating to creating a soybean promotion and research board, granting rule-making authority, making an appropriation and providing for enforcement.

Adoption of assembly amendment 1:

Ayes: (12) Noes: (0)

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Passage: Ayes: (9) Noes: (3)
To Joint Committee on Finance.

HARLAND EVERSON
Chairperson

The committee on Commerce and Consumer Affairs reports and recommends:

Assembly Bill 831

Relating to various revisions in the law regulating trusts and monopolies and providing penalties.

Adoption of assembly substitute amendment 1:
Ayes: (11) Noes: (0)

Passage: Ayes: (11) Noes: (0)
To committee on Rules.

MIDGE MILLER
Chairperson

The committee on Energy reports and recommends:

Assembly Bill 840

Relating to establishing and enforcing energy efficiency standards for air conditioners, requiring a consumer energy information pamphlet, granting rule-making authority and providing a penalty.

Adoption of assembly substitute amendment 1:
Ayes: (9) Noes: (0)

Passage: Ayes: (8) Noes: (1)
To Joint Committee on Finance.

SHARON METZ
Chairperson

The committee on Enrolled Bills reports and recommends:

Assembly Joint Resolution 84

Correctly enrolled.

JOSEPH ANDREA
Chairperson

The committee on Health and Social Services reports and recommends:

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Assembly Bill 439

Relating to a mandatory health insurance risk sharing plan, granting rule-making authority and making appropriations.

Adoption of assembly substitute amendment 1:

Ayes: (13) Noes: (0)

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

To Joint Committee on Finance.

JOSEPH CZERWINSKI

Chairperson

The committee on Highways reports and recommends:

Assembly Bill 972

Relating to shielding a strobe light on a school bus.

Passage: Ayes: (9) Noes: (0)

To committee on Rules.

CLETUS VANDERPERREN

Chairperson

The committee on Labor reports and recommends:

Senate Bill 258

Relating to unemployment compensation and the unemployment reserve fund.

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

To calendar.

THOMAS MURRAY

Chairperson

The committee on State Affairs reports and recommends:

Senate Bill 235

Relating to adoption of codes of ethics for county and municipal officers, employes and candidates and providing a penalty.

Concurrence: Ayes: (12) Noes: (0)

To committee on Rules.

JOHN PLEWA

Chairperson

PETITIONS

Assembly Petition 76

Submitted by Dale Rhodes, consisting of signatures of 30 citizens of Wisconsin in support of Assembly Bills 379, 441 and 701.

By Representative Czerwinski.

To committee on Health and Social Services.

Assembly Petition 77

Submitted by the Jefferson County Board in support of Senate Bill 242, relating to payment for intake, disposition and supervision services provided by court workers for children's code proceedings and making an appropriation.

By Representatives Lorman and Radtke.

To committee on Health and Social Services.

Assembly Petition 78

Submitted by the Jefferson County Board in support of Assembly Bill 646, relating to initiating paternity proceedings where appropriate in order to receive aid to families with dependent children and providing penalties.

By Representatives Lorman and Radtke.

To committee on Health and Social Services.

Assembly Petition 79

Submitted by the Jefferson County Board in support of Assembly Bill 728, relating to making an appropriation to decrease user charges for department of revenue services regarding establishment of uniform accounting systems by local governmental units.

By Representatives Lorman and Radtke.

To committee on Revenue.

Assembly Petition 80

Submitted by the Jefferson County Board in support of Assembly Bill 754, relating to the redemption of beverage containers, the provision of a legislative council study and report, providing for a referendum and creating a penalty.

By Representatives Lorman and Radtke.

To committee on Environmental Resources.

Assembly Petition 81

Submitted by the Jefferson County Board in support of Assembly Bill 645, relating to revising penalties for crimes against peace officers, firefighters and public officials.

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By Representatives Lorman and Radtke.
To committee on Criminal Justice and Public Safety.

Assembly Petition 82

Submitted by the Jefferson County Board in opposition to Assembly Bill 692, relating to deferred compensation plans for public employes, granting rule-making authority and making an appropriation.

By Representatives Lorman and Radtke.
To Joint Committee on Finance.

Assembly Petition 83

Submitted by the Jefferson County Board in support of Assembly Bill 707, relating to length of jury service.

By Representatives Lorman and Radtke.
To committee on Judiciary.

Assembly Petition 84

Submitted by John LeCleur, consisting of signatures of 300 citizens of Wisconsin in opposition to hunting and fishing license fee increases.

By Representative Omernick.
To committee on Tourism, Recreation and Economic Development.

Assembly Petition 85

Submitted by Lorrie LeFebre, consisting of signatures of 98 persons in support of Assembly Bill 513, relating to restricting drug paraphernalia.

By Representative Wagner.
To committee on Judiciary.

Assembly Petition 86

Submitted by Deloris Jackley, consisting of signatures of 99 citizens of Wisconsin in opposition to Assembly Bill 315, relating to altering penalties for the possession and gift of marijuana and permitting the enactment of certain ordinances.

By Representative Wagner.
To committee on Health and Social Services.

Assembly Petition 87

Submitted by Ed Gustafson, consisting of signatures of 300 citizens of Wisconsin in support of Assembly Bills 379, 441 and 701, relating to parental notification if unemancipated minors seek family planning services.

By Representative Hauke.

To committee on Health and Social Services.

COMMUNICATIONS

Notice of Intent received from Division of Engineering, Public Service Commission to apply for Federal Assistance for Gas Pipeline Safety.

Comments due by October 22, 1979.

To committee on Energy.

Notice of Intent received from Division of Vocational Rehabilitation, Department of Health and Social Services to apply for Federal Assistance for Wisconsin Resource Coordinator.

Comments due by October 22, 1979.

To committee on Health and Social Services.

Notice of Intent received from Department of Transportation to apply for Federal Assistance for Capital Grant as authorized by Section 16(b)(2) of UMTA Grant of 1964.

Comments due by October 22, 1979.

To committee on Transportation.

Notice of Intent received from Division of Economic Opportunity, Department of Local Affairs and Development to apply for Federal Assistance for State Agency Assistance.

Comments due by October 23, 1979.

To committee on Local Affairs.

Notice of Intent received from Department of Natural Resources to apply for Federal Assistance for Statewide Air Pollution Control Program.

Comments due by October 26, 1979.

To committee on Environmental Resources.

Notice of Intent received from Bureau of Prevention, Department of Health and Social Services to apply for Federal Assistance for Venereal Disease Control.

Comments due by October 26, 1979.

To committee on Health and Social Services.

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Notice of Intent received from Department of Health and Social Services to apply for Federal Assistance for Foster Grandparent Program.

Comments due by October 26, 1979.

To committee on Health and Social Services.

Notice of Intent received from Division of Emergency Government, Department of Local Affairs and Development to apply for Federal Assistance for Disaster Preparedness Grant.

Comments due by October 26, 1979.

To committee on Local Affairs.

MOTIONS

Representative R. Travis asked unanimous consent to be recorded as present for today's session. Granted.

Representative Nelsen moved reconsideration of the vote by which assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 209** was adopted. Entered.

Representative Loftus moved that **Assembly Bill 888** be withdrawn from the committee on Energy and referred to the committee on Rules.

Representative Shabaz asked unanimous consent that Representative Ladwig be recorded as present for today's session. Granted.

LEAVES OF ABSENCE

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

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

The assembly stood recessed.

10:20 A.M.

RECESS

The assembly reconvened.

11:55 A.M.

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Representative Loftus asked unanimous consent to withdraw his motion on **Assembly Bill 888**. Granted.

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

The assembly stood recessed.

12:01 P.M.

RECESS

2:15 P.M.

The assembly reconvened.

RULING ON THE POINT OF ORDER

Because fiscal estimates on **Senate Bill 156** had been received, the speaker ruled the point of order raised by Representative Hauke on Wednesday, October 3 (Assembly Journal, page 1198) to be moot.

Representative Wahner asked unanimous consent that **Senate Bill 156** be placed at the foot of the thirteenth order of business on the calendar of Thursday, October 25. Granted.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

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

Senate Bill 241

Senate Bill 312

Concurred in as amended:

Assembly Bill 156 (senate amendment 1 adopted)

Assembly Bill 204 (senate amendment 1 adopted)

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ACTION ON THE SENATE MESSAGE

Senate Bill 241

Relating to right and left turn on red signals and providing a penalty.

By Senators Risser and Bear; co-sponsored by Representative D. Travis.

To committee on Highways.

Senate Bill 312

Relating to citation forms for municipal court.

By Senators Radosevich and Adelman; co-sponsored by Representatives Lee and Rutkowski.

To committee on Judiciary.

Assembly Bill 156

Relating to equipping authorized emergency vehicles with lamps used to activate traffic control signal preemption devices and providing a penalty.

By Representatives Vanderperren, Otte, Dilweg, Matty, Lallensack, Lewison, Bradley, McClain, Menos, Opitz, Porter, Conradt, Rooney and Metz, co-sponsored by Senators Van Sistine and Chilsen.

To committee on Rules.

Assembly Bill 204

Relating to the requirement to report accidents resulting in property damage and providing a penalty.

By Representatives Vanderperren, Lallensack, Hasenohrl, Lewison, Conradt, McEssy, Potter, Menos, Smith, Bradley and Gerlach, co-sponsored by Senator Van Sistine.

To committee on Rules.

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 - None.

Members absent without leave - Barry.

LEAVES OF ABSENCE

Representative Wahner asked unanimous consent for a leave of absence for Representative Barry. Granted.

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

Speaker pro tempore Kedrowski in the chair.

CALENDAR OF FRIDAY, OCTOBER 19, 1979

Assembly Bill 461

Relating to permitting minors accompanied by an adult to play bingo, increasing the number of bingo occasions an organization may conduct, raising the limit on the amount which may be awarded as a prize in certain circumstances and miscellaneous other changes in laws regulating bingo games.

The question was: Shall the vote by which **Assembly Bill 461** was passed be reconsidered?

The roll was taken.

The result follows:

Ayes -- Barry, Bradley, Broydrick, Byers, Coggs, Conradt, Dilweg, Donoghue, Dorff, Duren, Everson, Ferrall, Fischer, Gagin, Goodrich, Harer, Harsdorf, Johnson, Kedrowski, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Lewis, Lingren, Loftus, Lorman, Luckhardt, McClain, Metz, Miller, Munts, Nelsen, Norquist, Otte, Paulson, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Shabaz, Snyder, Soucie, Stitt, Tesmer, Travis, D., Tregoning, Ward, Wood and Young -- 53.

Noes -- Andrea, Barczak, Becker, Behnke, Clarenbach, Czerwinski, DeLong, Ellis, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Kincaid, Kirby, Leopold, Lewison, McEssy, Matty, Medinger, Menos, Merkt, Murray, Omernick, Pabst, Plewa, Porter, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Thompson, Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner and Mr. Speaker -- 46.

Absent or not voting -- None.

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Motion carried.

Representative Shabaz moved indefinite postponement of **Assembly Bill 461**.

The question was: Shall **Assembly Bill 461** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Barry, Bradley, Broydrick, Byers, Clarenbach, Cogg, Conradt, Dilweg, Donoghue, Dorff, Duren, Everson, Ferrall, Gagin, Goodrich, Harer, Harsdorf, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, Matty, Metz, Miller, Munts, Nelsen, Norquist, Otte, Paulson, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Shabaz, Snyder, Soucie, Stitt, Tesmer, Tregoning, Ward, Wood and Young -- 52.

Noes -- Andrea, Barczak, Becker, Behnke, Czerwinski, DeLong, Ellis, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Leopold, McEssy, Medinger, Menos, Merkt, Murray, Omernick, Pabst, Plewa, Porter, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Swoboda, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner and Mr. Speaker -- 47.

Absent or not voting -- None.

Motion carried.

Speaker Jackamonis in the chair.

Senate Bill 385

An act to ratify the agreement negotiated between the state of Wisconsin and the State Engineering Association for the 1979-81 biennium, covering employes in the professional engineering collective bargaining unit, and authorizing an expenditure of funds.

The question was: Shall **Senate Bill 385** be ordered to a third reading?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Byers, Clarenbach, Coggs, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lingren, Loftus, Lorman, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 85.

Noes -- Bradley, Conradt, Klicka, Laatsch, Lewison, Luckhardt, Merkt, Paulson, Robertson, Shabaz, Snyder, Thompson and Tregoning -- 13.

Absent or not voting -- Gagin -- 1.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 385** be given a third reading. Granted.

The question was: **Senate Bill 385** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lingren, Loftus, Lorman, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 87.

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Noes -- Gagin, Klicka, Laatsch, Lewison, Luckhardt, Merkt, Roberts, Robertson, Shabaz, Snyder, Tregoning and Young -- 12.

Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 385** be immediately messaged to the senate. Granted.

CALENDAR OF MONDAY, OCTOBER 22, 1979

Senate Bill 79

Relating to state finances and appropriations, constituting the executive budget bill of the 1979 legislature, and making appropriations.

Representative Wahner asked unanimous consent that vetoed item 3-J of **Senate Bill 79** be taken up at this time.

Representative Shabaz objected.

Item 2-A: Declining Enrollment Aid [Section 957m]

The question was: Shall vetoed item 2-A of **Senate Bill 79** pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Andrea, Barry, Becker, Behnke, Broydrick, Clarenbach, Cogs, Czerwinski, DeLong, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Laatsch, Larson, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Radtke, Roberts, Robertson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Thompson, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward and Mr. Speaker -- 63.

Noes -- Barczak, Bradley, Byers, Conradt, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hauke, Hopkins, Klicka, Ladwig, Lallensack, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Nelsen, Omernick, Paulson, Prosser, Quackenbush,

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Schmidt, Shabaz, Snyder, Stitt, Travis, R., Tregoning, Wood and Young -- 36.

Absent or not voting -- None.

Motion failed.

Item 3-H: Contract Cleaning [Sections 72g, 72r and 2101 (15)(b)]

The question was: Shall vetoed item 3-H of **Senate Bill 79** pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 64.

Noes -- DeLong, Dilweg, Donoghue, Gagin, Goodrich, Harer, Harsdorf, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Nelsen, Omernick, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Shabaz, Snyder, Stitt, Thompson, Tregoning and Young -- 34.

Absent or not voting -- Conradt -- 1.

Motion failed.

Representative Conradt asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Speaker pro tempore Kedrowski in the chair.

Speaker Jackamonis in the chair.

Item 3-J: Administrative Rules [Sections 2qcm, 8e, 82m, 951, 1019ua, 1019ub, 1019uc, 1019ud, 1019ue, 1019uf, 1019ug, 1019uh, 1019ui, 1019uj, 1019vg and 2102(58)(b)]

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The question was: Shall vetoed item 3-J of **Senate Bill 79** pass notwithstanding the objections of the governor?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Behnke, Bradley, Byers, Clarenbach, Conradt, Czerwinski, DeLong, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Lorman, Luckhardt, McClain, Matty, Medinger, Menos, Merkt, Metz, Murray, Nelsen, Norquist, Omernick, Pabst, Paulson, Plewa, Porter, Potter, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 85.

Noes -- Becker, Broydrick, Coggs, Dilweg, Flintrop, Johnson, Lee, Leopold, Loftus, McEssy, Munts, Otte and Prosser -- 13.

Absent or not voting -- Miller -- 1.

Motion carried.

Representative Miller asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative Wahner asked unanimous consent that the rules be suspended and that **Senate Bill 79** be immediately messaged to the senate. Granted.

Assembly Bill 209

Relating to membership and responsibilities of the radiation protection council.

The question was: Shall the vote by which **Assembly Bill 209** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy,

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Matty, Merkt, Nelsen, Omernick, Paulson, Porter, Quackenbush, Radtke, Robertson, Schmidt, Shabaz, Shoemaker, Snyder, Stitt, Thompson, Travis, R., Tregoning and Young -- 39.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Prosser, Roberts, Rogers, Rooney, Rutkowski, Schneider, Smith, Soucie, Swoboda, Tesmer, Travis, D., Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 59.

Absent or not voting -- Tuczynski -- 1.

Motion failed.

Representative Tuczynski asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

The question was: **Assembly Bill 209** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Ladwig, Lallensack, Larson, Lee, Leopold, Lewison, Lingren, Loftus, Lorman, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Norquist, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Tregoning, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 85.

Noes -- Behnke, Gagin, Hopkins, Klicka, Laatsch, Lewis, Luckhardt, Merkt, Omernick, Robertson, Shabaz, Travis, R. and Tuczynski -- 13.

Absent or not voting -- Schmidt -- 1.

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Motion carried.

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

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 209** be immediately messaged to the senate.

Representative Porter objected.

Representative Wahner moved that the rules be suspended and that **Assembly Bill 209** be immediately messaged to the senate.

The question was: Shall the rules be suspended and **Assembly Bill 209** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Broydrick, Clarenbach, Cogs, Czerwinski, Dilweg, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, Lorman, McClain, McEssy, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Paulson, Plewa, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 70.

Noes -- Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Gagin, Goodrich, Harer, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewis, Lewison, Luckhardt, Matty, Merkt, Nelsen, Omernick, Porter, Robertson, Schmidt, Shabaz, Thompson, Travis, R. and Tregoning -- 28.

Absent or not voting -- Kedrowski -- 1.

Motion carried.

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CALENDAR OF TUESDAY, OCTOBER 23, 1979

Assembly Bill 760

Relating to an habitual traffic offenders law for certain convictions in the motor vehicle code, revocation of operator's licenses and providing a penalty.

The question was: Shall assembly amendment 1 to **Assembly Bill 760** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to **Assembly Bill 760** be adopted?

Motion carried.

The question was: Shall assembly amendment 3 to **Assembly Bill 760** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 760** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 760** be given a third reading. Granted.

The question was: **Assembly Bill 760** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Cogs, Conratt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer,

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Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 99.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 760** be immediately messaged to the senate. Granted.

Assembly Bill 762

Relating to validation stickers on motor vehicle licenses and providing a penalty.

Representative Barry asked unanimous consent that assembly amendments 1, 2 and 3 to **Assembly Bill 762** be laid on the table.

Representative Vanderperren objected.

Representative Barry moved rejection of assembly amendment 1 to **Assembly Bill 762**.

Representative Hephner moved that **Assembly Bill 762** be re-referred to the committee on Highways.

The question was: Shall **Assembly Bill 762** be re-referred to the committee on Highways?

The roll was taken.

The result follows:

Ayes -- Barczak, Becker, Behnke, Byers, Clarenbach, Coggs, DeLong, Donoghue, Duren, Everson, Ferrall, Fischer, Flintrop, Goodrich, Harer, Harsdorf, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kirby, Klicka, Laatsch, Lee, Leopold, Lingren, Loftus, Lorman, Luckhardt, McEssy, Medinger, Merkt, Metz, Miller, Munts, Nelsen, Norquist, Omernick, Pabst, Radtke, Robertson, Rogers, Rooney, Shabaz, Snyder, Stitt, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Wagner, Wahner, Ward and Young -- 59.

Noes -- Andrea, Barry, Bradley, Broydrick, Conradt, Czerwinski, Dilweg, Dorff, Ellis, Gagin, Gerlach, Hasenohrl, Kincaid, Ladwig, Lallensack, Larson, Lewis, Lewison, McClain, Matty, Murray, Otte, Plewa, Porter, Potter, Prosser, Quackenbush, Roberts, Rutkowski,

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Schmidt, Schneider, Shoemaker, Smith, Soucie, Swoboda, Vanderperren, Wood and Mr. Speaker -- 38.

Absent or not voting -- Menos and Paulson -- 2.

Motion carried.

Representative Menos asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative Ferrall asked unanimous consent to return to the third order of business. Granted.

COMMITTEE REPORTS

The Joint Committee on Finance reports and recommends:

Assembly Bill 20

Relating to abolishing the council on library development and the council on public library certificates and standards, creating a board on library and network development and a professional council on library and network development, assigning duties relating to library services in this state, state aids to public library systems, making an appropriation and granting rule-making authority.

Adoption of assembly amendment 4:

Ayes: (14) Noes: (0)

Adoption of assembly amendment 5:

Ayes: (14) Noes: (0)

Passage: Ayes: (10) Noes: (4)

To committee on Rules.

Assembly Bill 67

Relating to equal insurance coverage of psychologists services.

Adoption of assembly substitute amendment 1:

Ayes: (13) Noes: (1)

Passage: Ayes: (10) Noes: (4)

To committee on Rules.

Assembly Bill 763

Relating to permitting auctions and retail sales of secondhand or antique merchandise or art on premises for which Class "B" fermented malt beverage or "Class "B" intoxicating liquor licenses are issued.

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Passage: Ayes: (10) Noes: (4)

To committee on Rules.

Assembly Bill 915

Relating to the effect of offsetting public retirement program benefits by reducing public employe earnings on state employe benefit programs.

Passage: Ayes: (14) Noes: (0)

To calendar.

Assembly Bill 967

Relating to increasing the ceiling on the public debt for veterans housing loans and making an appropriation.

Passage: Ayes: (12) Noes: (2)

To calendar.

GARY JOHNSON
Assembly Chairperson

Assembly Bill 757

Relating to optional income tax rates.

Assembly amendment 1 to **Assembly Bill 757** offered by Representative Gerlach.

Representative Merkt moved rejection of assembly amendment 1 to **Assembly Bill 757**.

Representative Schneider in the chair.

The question was: Shall assembly amendment 1 to **Assembly Bill 757** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barry, Behnke, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Gagin, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Hephner, Hopkins, Kincaid, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Rutkowski, Schmidt, Shabaz, Shoemaker, Snyder, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Wagner, Wood and Young -- 62.

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Noes -- Barczak, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Ferrall, Fischer, Flintrop, Gerlach, Helbach, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Plewa, Roberts, Rooney, Schneider, Smith, Soucie, Travis, D., Tuczynski, Ulichny, Vanderperren, Wahner, Ward and Mr. Speaker -- 37.

Absent or not voting -- None.

Motion carried.

Assembly amendment 2 to **Assembly Bill 757** offered by Representative Gerlach.

Representative Merkt moved rejection of assembly amendment 2 to **Assembly Bill 757**.

The question was: Shall assembly amendment 2 to **Assembly Bill 757** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barry, Behnke, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Gagin, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Rutkowski, Schneider, Shabaz, Snyder, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Wagner, Wood and Young -- 62.

Noes -- Barczak, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Ferrall, Fischer, Flintrop, Gerlach, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Roberts, Rooney, Schmidt, Shoemaker, Smith, Soucie, Travis, D., Tuczynski, Ulichny, Vanderperren, Wahner, Ward and Mr. Speaker -- 37.

Absent or not voting -- None.

Motion carried.

Assembly amendment 3 to **Assembly Bill 757** offered by Representatives Loftus and Broydrick.

Representative Merkt moved rejection of assembly amendment 3 to **Assembly Bill 757**.

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The question was: Shall assembly amendment 3 to **Assembly Bill 757** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Behnke, Bradley, Byers, Clarenbach, Conradt, DeLong, Dilweg, Donoghue, Duren, Ellis, Everson, Gagin, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Miller, Murray, Nelsen, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Stitt, Swoboda, Tesmer, Thompson, Wagner and Young -- 61.

Noes -- Andrea, Becker, Broydrick, Coggs, Czerwinski, Dorff, Ferrall, Fischer, Flintrop, Gerlach, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Lee, Leopold, Loftus, McClain, Medinger, Metz, Munts, Norquist, Roberts, Smith, Snyder, Soucie, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 38.

Absent or not voting -- None.

Motion carried.

Assembly amendment 4 to **Assembly Bill 757** offered by Representatives Kedrowski and Broydrick.

Representative Merkt moved rejection of assembly amendment 4 to **Assembly Bill 757**.

The question was: Shall assembly amendment 4 to **Assembly Bill 757** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Gagin, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Kincaid, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Miller, Murray, Nelsen, Omernick, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Radtke, Robertson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker,

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Snyder, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Vanderperren, Wagner, Wood and Young -- 68.

Noes -- Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Ferrall, Flintrop, Gerlach, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, McClain, Medinger, Metz, Munts, Norquist, Otte, Quackenbush, Roberts, Smith, Soucie, Travis, D., Tuczynski, Ulichny, Wahner, Ward and Mr. Speaker -- 30.

Absent or not voting -- Behnke -- 1.

Motion carried.

Assembly amendment 5 to **Assembly Bill 757** offered by Representatives Gerlach and Broydrick.

Representative Merkt moved rejection of assembly amendment 5 to **Assembly Bill 757**.

The question was: Shall assembly amendment 5 to **Assembly Bill 757** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Behnke, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Gagin, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Hephner, Hopkins, Kincaid, Klicka, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Radtke, Robertson, Rogers, Rooney, Rutkowski, Schmidt, Shabaz, Snyder, Stitt, Swoboda, Tesmer, Thompson, Tregoning, Vanderperren, Wagner and Young -- 60.

Noes -- Barry, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Ferrall, Fischer, Flintrop, Gerlach, Helbach, Johnson, Kedrowski, Kirby, Laatsch, Lee, Leopold, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Quackenbush, Roberts, Schneider, Shoemaker, Smith, Soucie, Travis, D., Travis, R., Tuczynski, Ulichny, Wahner, Ward, Wood and Mr. Speaker -- 39.

Absent or not voting -- None.

Motion carried.

Assembly amendment 6 to **Assembly Bill 757** offered by Representatives D. Travis and Loftus.

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Representative Merkt moved rejection of assembly amendment 6 to **Assembly Bill 757**.

The question was: Shall assembly amendment 6 to **Assembly Bill 757** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Behnke, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Gagin, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Kincaid, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Snyder, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Vanderperren, Wagner, Wood and Young -- 69.

Noes -- Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Ferrall, Flintrop, Gerlach, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Roberts, Smith, Soucie, Travis, D., Tuczynski, Ulichny, Wahner, Ward and Mr. Speaker -- 30.

Absent or not voting -- None.

Motion carried.

Representative Norquist moved indefinite postponement of **Assembly Bill 757**.

The question was: Shall **Assembly Bill 757** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Barry, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Ferrall, Flintrop, Gerlach, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Roberts, Smith, Soucie, Travis, D., Ulichny, Wahner, Ward and Mr. Speaker -- 31.

Noes -- Andrea, Barczak, Behnke, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer,

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Gagin, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Snyder, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Tuczynski, Vanderperren, Wagner, Wood and Young -- 68.

Absent or not voting -- None.

Motion failed.

The question was: Shall **Assembly Bill 757** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Behnke, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Kincaid, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Miller, Murray, Nelsen, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Radtke, Robertson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Snyder, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Tuczynski, Vanderperren, Wagner, Wood and Young -- 70.

Noes -- Barry, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Ferrall, Gerlach, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, McClain, Metz, Munts, Norquist, Roberts, Smith, Soucie, Travis, D., Ulichny, Wahner, Ward and Mr. Speaker -- 26.

Absent or not voting -- Gagin, Hopkins and Quackenbush -- 3.

Motion carried.

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

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

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

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Speaker Jackamonis in the chair.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 757** be given a third reading.

Representative Broydrick objected.

Representative Wahner moved that the rules be suspended and that **Assembly Bill 757** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 757** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Gagin, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Miller, Murray, Nelsen, Omernick, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Rooney, Rutkowski, Schneider, Shabaz, Snyder, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Vanderperren, Wagner, Wood and Young -- 64.

Noes -- Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Ferrall, Fischer, Flintrop, Gerlach, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Loftus, McClain, Medinger, Metz, Munts, Norquist, Otte, Roberts, Shoemaker, Smith, Soucie, Travis, D., Tuczynski, Ulichny, Wahner, Ward and Mr. Speaker -- 34.

Absent or not voting -- Schmidt -- 1.

Motion failed.

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

Assembly Bill 890

Relating to sales tax exemption certificates for sellers of fuels for residential use.

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

Motion carried.

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Representative Wahner 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 -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 99.

Noes -- None.

Absent or not voting -- None.

Motion carried.

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

Assembly Bill 277

Relating to juries and jurors.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 277** offered by Representative Snyder.

Representative Rutkowski moved rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 277**.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 277** be rejected?

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The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hopkins, Johnson, Kedrowski, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Murray, Norquist, Omernick, Otte, Paulson, Plewa, Potter, Prosser, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 57.

Noes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Ferrall, Gagin, Goodrich, Harer, Harsdorf, Hephner, Klicka, Laatsch, Ladwig, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Nelsen, Pabst, Porter, Quackenbush, Radtke, Robertson, Schmidt, Shabaz, Snyder, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Wagner and Young -- 41.

Absent or not voting -- Kincaid -- 1.

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 277** offered by Representatives Thompson and DeLong.

Representative Rutkowski moved rejection of assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 277**.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 277** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Murray, Norquist, Omernick, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 54.

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Noes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Everson, Ferrall, Gagin, Goodrich, Harer, Harsdorf, Hephner, Hopkins, Kedrowski, Klicka, Laatsch, Ladwig, Larson, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Nelsen, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Shabaz, Snyder, Stitt, Thompson, Travis, R., Tregoning, Wagner and Young -- 43.

Absent or not voting -- Lewis and Rooney -- 2.

Motion carried.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 277** offered by Representatives Thompson and Shabaz.

Representative Rutkowski moved rejection of assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 277**.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 277** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Cogs, Czerwinski, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Murray, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Potter, Roberts, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Tesmer, Travis, D., Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 54.

Noes -- Andrea, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Ferrall, Gagin, Goodrich, Harer, Harsdorf, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Nelsen, Porter, Prosser, Quackenbush, Radtke, Robertson, Rogers, Schmidt, Shabaz, Snyder, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Tuczynski and Young -- 44.

Absent or not voting -- Rooney -- 1.

Motion carried.

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Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 277** offered by Representatives Thompson and DeLong.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 277** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 277** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 277** be ordered engrossed and read a third time?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Bill 277** be given a third reading.

Representative Snyder objected.

Representative Wahner moved that the rules be suspended and that **Assembly Bill 277** be given a third reading.

The question was: Shall the rules be suspended and **Assembly Bill 277** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Cogg, Czerwinski, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Omernick, Otte, Pabst, Plewa, Potter, Roberts, Rogers, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 59.

Noes -- Andrea, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Nelsen, Paulson, Porter, Prosser, Quackenbush, Radtke, Robertson, Schmidt, Shabaz, Snyder, Stitt, Thompson, Travis, R., Tregoning and Young -- 39.

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Absent or not voting -- Rooney -- 1.

Motion failed.

Representative Ferrall moved reconsideration of the vote by which **Assembly Bill 277** was ordered to a third reading. Entered.

Assembly Bill 507

Relating to disorderly conduct.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 507** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 507** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 507** be given a third reading. Granted.

The question was: **Assembly Bill 507** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kirby, Klicka, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Young and Mr. Speaker -- 94.

Noes -- None.

Absent or not voting -- Clarenbach, Kincaid, Laatsch, Rooney and Wood -- 5.

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Motion carried.

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

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

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 507** be immediately messaged to the senate. Granted.

Assembly Bill 560

Relating to remedial legislation affecting the statutes regulating various occupations (suggested as remedial legislation by the department of regulation and licensing).

The question was: Shall assembly amendment 1 to **Assembly Bill 560** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 560** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 560** be given a third reading. Granted.

The question was: **Assembly Bill 560** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Byers, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt,

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Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Wood, Young and Mr. Speaker -- 93.

Noes -- Broydrick, Coggs and Duren -- 3.

Absent or not voting -- Clarenbach, Rooney and Ward -- 3.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 560** be immediately messaged to the senate. Granted.

Assembly Bill 659

Relating to records of juveniles whose legal custody has been transferred to the department of health and social services.

The question was: Shall **Assembly Bill 659** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 659** be given a third reading. Granted.

The question was: **Assembly Bill 659** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 97.

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Noes -- None.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 659** be immediately messaged to the senate. Granted.

Assembly Bill 688

Relating to special inspection warrants for arson investigators.

The question was: Shall **Assembly Bill 688** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 688** be given a third reading. Granted.

The question was: **Assembly Bill 688** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 95.

Noes -- Lallensack and Shabaz -- 2.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

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Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 688** be immediately messaged to the senate. Granted.

Assembly Bill 716

Relating to aggravated battery and providing a penalty.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 716** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 716** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 716** be given a third reading. Granted.

The question was: **Assembly Bill 716** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 95.

Noes -- Lallensack -- 1.

Absent or not voting -- Clarenbach, Rooney and Vanderperren -- 3.

Motion carried.

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Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 716** be immediately messaged to the senate. Granted.

Assembly Bill 733

Relating to hotel and restaurant bills and worthless checks and providing a penalty.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 733** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 733** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 733** be given a third reading. Granted.

The question was: **Assembly Bill 733** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Byers, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 93.

Noes -- Broydrick, Coggs, Kedrowski and Leopold -- 4.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

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Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 733** be immediately messaged to the senate. Granted.

Assembly Bill 749

Relating to revising conditions of bail.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 749** offered by Representatives Prosser, Rutkowski and McClain.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 749** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 749** offered by Representatives Rutkowski, Prosser, Thompson and McClain.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 749** be adopted?

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 749** be adopted?

Motion carried.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 749** offered by Representative Thompson.

Representative Rutkowski moved rejection of assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 749**.

Representative Murray moved that **Assembly Bill 749** be referred to the committee on Judiciary.

The question was: Shall **Assembly Bill 749** be referred to the committee on Judiciary?

The roll was taken.

The result follows:

Ayes -- Cogg, Czerwinski, Loftus, Murray and Ward -- 5.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff,

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Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Wood, Young and Mr. Speaker -- 92.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion failed.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 749** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Becker, Behnke, Bradley, Broydrick, Byers, Czerwinski, Donoghue, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Hasenohrl, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Loftus, McClain, Matty, Medinger, Merkt, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Paulson, Plewa, Potter, Prosser, Quackenbush, Roberts, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Stitt, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Wood and Mr. Speaker -- 65.

Noes -- Andrea, Barry, Coggs, DeLong, Dilweg, Ellis, Harer, Harsdorf, Hauke, Hopkins, Klicka, Lewison, Lingren, Lorman, Luckhardt, McEssy, Menos, Nelsen, Omernick, Porter, Radtke, Robertson, Rogers, Shabaz, Snyder, Swoboda, Thompson, Tregoning, Ward and Young -- 30.

Absent or not voting -- Clarenbach, Conradt, Rooney and Schmidt -- 4.

Motion carried.

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

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The question was: Shall **Assembly Bill 749** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 749** be given a third reading. Granted.

The question was: **Assembly Bill 749** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Wood, Young and Mr. Speaker -- 94.

Noes -- Coggs, Lee and Ward -- 3.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 749** be immediately messaged to the senate. Granted.

Assembly Bill 813

Relating to revising miscellaneous statutes affecting state administrative procedures.

The question was: Shall assembly amendment 1 to **Assembly Bill 813** be adopted?

Motion carried.

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The question was: Shall **Assembly Bill 813** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 813** be given a third reading. Granted.

The question was: **Assembly Bill 813** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 97.

Noes -- None.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 813** be immediately messaged to the senate. Granted.

Assembly Bill 849

Relating to permitting a brewer, bottler or wholesaler of fermented malt beverage to furnish labor costs for installation or repair of dispensing equipment to a Class "B" licensee.

Speaker pro tempore Kedrowski in the chair.

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The question was: Shall **Assembly Bill 849** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 849** be given a third reading. Granted.

The question was: **Assembly Bill 849** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Cogg, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Young and Mr. Speaker -- 95.

Noes -- McClain and Wood -- 2.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 849** be immediately messaged to the senate. Granted.

Assembly Bill 174

Relating to compensation of town officers.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 174** be adopted?

Motion carried.

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The question was: Shall **Assembly Bill 174** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 174** be given a third reading. Granted.

The question was: **Assembly Bill 174** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 95.

Noes -- Flintrop and McClain -- 2.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 174** be immediately messaged to the senate. Granted.

Assembly Bill 178

Relating to filling civil service vacancies in 1st class cities.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 178** be adopted?

Motion carried.

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The question was: Shall assembly substitute amendment 1 to **Assembly Bill 178** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 178** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 178** be given a third reading. Granted.

The question was: **Assembly Bill 178** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Byers, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 85.

Noes -- Broydrick, Gagin, Hephner, Klicka, Matty, Medinger, Robertson, Schmidt, Shabaz, Snyder and Thompson -- 11.

Absent or not voting -- Clarenbach, Rooney and Vanderperren -- 3.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 178** be immediately messaged to the senate. Granted.

Assembly Bill 459

Relating to removing latin terms from the statutes.

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The question was: Shall assembly amendment 1 to assembly amendment 1 to **Assembly Bill 459** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to assembly amendment 1 to **Assembly Bill 459** be adopted?

Motion carried.

The question was: Shall assembly amendment 1 to **Assembly Bill 459** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, McClain, McEssy, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 86.

Noes -- Goodrich, Hopkins, Klicka, Luckhardt, Matty, Medinger, Robertson, Schmidt, Shabaz, Snyder and Thompson -- 11.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

The question was: Shall **Assembly Bill 459** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 459** be given a third reading.

Representative Shabaz objected.

Representative Ferrall moved that the rules be suspended and that **Assembly Bill 459** be given a third reading.

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The question was: Shall the rules be suspended and **Assembly Bill 459** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Byers, Coggs, Czerwinski, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kincaid, Kirby, Klicka, Lallensack, Larson, Lee, Leopold, Lingren, Loftus, McClain, Menos, Metz, Miller, Munts, Norquist, Omernick, Otte, Pabst, Plewa, Potter, Prosser, Quackenbush, Roberts, Rogers, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 66.

Noes -- Bradley, Conradt, DeLong, Dilweg, Goodrich, Harer, Harsdorf, Hopkins, Kedrowski, Laatsch, Ladwig, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Medinger, Merkt, Murray, Nelsen, Paulson, Porter, Radtke, Robertson, Schmidt, Shabaz, Snyder, Thompson, Travis, R. and Tregoning -- 31.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

The question was: **Assembly Bill 459** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Byers, Coggs, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, McClain, McEssy, Matty, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Radtke, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 84.

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Noes -- Bradley, Conradt, Goodrich, Hopkins, Klicka, Luckhardt, Medinger, Quackenbush, Robertson, Shabaz, Snyder, Thompson and Tregoning -- 13.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 459** be immediately messaged to the senate. Granted.

Senate Bill 371

An act to appropriate \$60,000 from the general fund for payment of a claim made by Sarah Fabio against the state.

The question was: Shall **Senate Bill 371** be ordered to a third reading?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 371** be given a third reading. Granted.

The question was: **Senate Bill 371** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 97.

Noes -- None.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 371** be immediately messaged to the senate. Granted.

Senate Bill 44

Relating to legal representation in small claims type actions.

Assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 44** offered by Representative DeLong.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Senate Bill 44** be adopted?

Motion carried.

Representative Hauke moved rejection of assembly substitute amendment 1 to **Senate Bill 44**.

The question was: Shall assembly substitute amendment 1 to **Senate Bill 44** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Behnke, Coggs, Dorff, Gagin, Goodrich, Harer, Harsdorf, Hauke, Hephner, Hopkins, Kedrowski, Klicka, Laatsch, Lallensack, Larson, Lewison, Loftus, Lorman, Matty, Menos, Miller, Munts, Murray, Nelsen, Pabst, Porter, Potter, Quackenbush, Roberts, Schmidt, Snyder, Stitt, Swoboda, Tesmer, Travis, R., Ward, Wood and Young -- 41.

Noes -- Becker, Bradley, Broydrick, Byers, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Johnson, Kincaid, Kirby, Ladwig, Lee, Leopold, Lewis, Lingren, Luckhardt, McClain, McEssy, Medinger, Merkt, Metz, Norquist, Omernick, Otte, Paulson, Plewa, Prosser, Radtke, Robertson, Rogers, Rutkowski, Schneider, Shabaz, Shoemaker, Smith, Soucie, Thompson, Travis, D., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner and Mr. Speaker -- 56.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion failed.

Representative Barry moved that assembly substitute amendment 1 to **Senate Bill 44** be laid on the table.

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The question was: Shall assembly substitute amendment 1 to **Senate Bill 44** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Behnke, Bradley, Byers, Coggs, Conradt, DeLong, Donoghue, Dorff, Flintrop, Gagin, Goodrich, Harer, Harsdorf, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Loftus, Lorman, Menos, Merkt, Metz, Munts, Nelsen, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Schmidt, Snyder, Stitt, Swoboda, Tesmer, Travis, R., Vanderperren, Wagner, Ward, Wood and Young -- 57.

Noes -- Becker, Broydrick, Czerwinski, Dilweg, Duren, Ellis, Everson, Ferrall, Fischer, Gerlach, Hasenohrl, Kincaid, Kirby, Lee, Leopold, Lingren, Luckhardt, McEssy, Matty, Medinger, Miller, Murray, Norquist, Prosser, Radtke, Robertson, Rutkowski, Schneider, Shabaz, Shoemaker, Smith, Soucie, Thompson, Travis, D., Tregoning, Tuczynski, Ulichny, Wahner and Mr. Speaker -- 39.

Absent or not voting -- Clarenbach, McClain and Rooney -- 3.

Motion carried.

Representative Snyder moved nonconcurrency in **Senate Bill 44**.

The question was: Shall **Senate Bill 44** be nonconcurrent in?

The roll was taken.

The result follows:

Ayes -- Ellis, Ferrall and Snyder -- 3.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Everson, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Soucie, Stitt,

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Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 94.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion failed.

The question was: Shall **Senate Bill 44** be ordered to a third reading?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 44** be given a third reading. Granted.

The question was: **Senate Bill 44** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Bradley, Broydrick, Byers, Cogg, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 95.

Noes -- Snyder -- 1.

Absent or not voting -- Behnke, Clarenbach and Rooney -- 3.

Motion carried.

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

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 44** be immediately messaged to the senate. Granted.

Senate Bill 288

An act to appropriate \$2,500 from the general fund for payment of a claim by Sawyer County against the state.

The question was: Shall **Senate Bill 288** be ordered to a third reading?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 288** be given a third reading. Granted.

The question was: **Senate Bill 288** having been read three times, shall the bill be concurred in?

The yeas were taken.

The yeas are:

Ayes -- Anderson, Barczak, Barry, Becker, Behnke, Bradley, Broyde, Bowers, Coggs, Czerwinski, DeLong, Dilweg, Donoghue, Dorf, Duder, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Rogers, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Snyder, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Young -- 93.

Noes -- Conradt, Gagin and Hopkins -- 3.

Absent or not voting -- Clarenbach, Rooney and Mr. Speaker -- 3.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 288** be immediately messaged to the senate. Granted.

Senate Bill 289

An act to appropriate \$3,022 from the general fund for payment of a claim made by Roman and Santina Worzalla against the state.

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The question was: Shall **Senate Bill 289** be ordered to a third reading?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 289** be given a third reading. Granted.

The question was: **Senate Bill 289** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Byers, Coggs, Czerwinski, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Larson, Lee, Leopold, Lewis, Lingren, Loftus, Lorman, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Potter, Quackenbush, Radtke, Roberts, Rogers, Rutkowski, Schmidt, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 76.

Noes -- Bradley, Conradt, DeLong, Gagin, Hater, Hopkins, Klicka, Laatsch, Ladwig, Lewison, Luckhardt, Porter, Prosser, Robertson, Schneider, Shabaz, Snyder, Thompson, Travis, D., Tregoning and Young -- 21.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 289** be immediately messaged to the senate. Granted.

Senate Bill 290

An act to appropriate \$17,270 from the general fund for the payment of a claim made by Robert Graham against the state.

Representative Lallensack moved that **Senate Bill 290** be laid on the table.

The question was: Shall **Senate Bill 290** be laid on the table?

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The roll was taken.

The result follows:

Ayes -- Andrea, Bradley, Conradt, DeLong, Dilweg, Duren, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hauke, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Nelsen, Omernick, Paulson, Porter, Quackenbush, Radtke, Robertson, Schmidt, Shabaz, Snyder, Stitt, Thompson and Young -- 36.

Noes -- Barczak, Barry, Becker, Behnke, Broydrick, Byers, Cogs, Czerwinski, Donoghue, Dorff, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Larson, Lee, Leopold, Lewis, Lingren, Loftus, McClain, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Prosser, Roberts, Rogers, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 61.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion failed.

The question was: Shall **Senate Bill 290** be ordered to a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Byers, Cogs, Czerwinski, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Hopkins, Johnson, Kincaid, Kirby, Larson, Lee, Leopold, Lewis, Lingren, Loftus, Lorman, McClain, McEssy, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Paulson, Plewa, Potter, Prosser, Quackenbush, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 69.

Noes -- Bradley, Conradt, DeLong, Gagin, Goodrich, Harer, Harsdorf, Hauke, Kedrowski, Klicka, Laatsch, Ladwig, Lallensack, Lewison, Luckhardt, Matty, Merkt, Nelsen, Omernick, Porter,

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Radtke, Robertson, Shabaz, Snyder, Stitt, Thompson, Travis, R. and Young -- 28.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 290** be given a third reading. Granted.

The question was: **Senate Bill 290** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Byers, Coggs, Czerwinski, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Harsdorf, Hasenohrl, Helbach, Hephner, Hopkins, Johnson, Kincaid, Kirby, Larson, Lee, Leopold, Lewis, Lingren, Loftus, Lorman, McClain, McEssy, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 74.

Noes -- Bradley, Conradt, DeLong, Gagin, Goodrich, Harer, Hauke, Kedrowski, Klicka, Laatsch, Ladwig, Lallensack, Lewison, Luckhardt, Matty, Merkt, Porter, Robertson, Shabaz, Snyder, Stitt, Thompson and Young -- 23.

Absent or not voting -- Clarenbach and Rooney -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 290** be immediately messaged to the senate. Granted.

Representative Thompson asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Radtke. Granted.

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LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly substitute amendment 1 to **Assembly Bill 322**

On page 52, line 23, delete "(1)".

Assembly substitute amendment 1 to **Assembly Bill 744**

On page 2, line 4, substitute a semicolon for the period.

Assembly substitute amendment 1 to **Assembly Bill 777**

1. On page 2, line 15, delete "1." and substitute "a."

2. On page 2, line 17, delete "2." and substitute "b."

3. On page 2, line 19, delete "3." and substitute "c."

4. On page 3, line 22, delete "to" and substitute "and".

5. On page 8, line 23, delete "by" and substitute "be".

6. On page 8, line 26, delete "meets or exceeds" and substitute "meet or exceed".

7. On page 15, line 2, delete "loacted" and substitute "located".

Assembly Bill 966

1. On page 1, line 15, after "(3)", insert "(a)".

2. On page 4, line 27, delete "146.058,".

3. On page 33, line 24, after "(3)", insert "(a)".

4. On page 34, line 21, delete "CERTIFICATION OF PUBLIC CONVENIENCE AND NECESSITY.".

Senate Bill 19

On page 12, line 29, after "346.93", insert "(title)".

Senate substitute amendment 1 to **Senate Bill 19**

On page 23, line 17, substitute "(L)" for "(cm)".

Senate substitute amendment 1 to **Senate Bill 97**

On page 1, lines 12 and 16, substitute "section" for "paragraph".

VISITORS

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

Calvin B. DeWitt, Marjorie Winkler, Cornelia Burr and Greg Mills, guests of Representative Everson.

Students from West Koshkonong School in Cottage Grove accompanied by Mrs. Madsen and Mrs. Forsythe, guests of Representative Everson.

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Visitors from the Wesley Park Senior Center in West Allis, guests of Representative Barczak.

Fred Gale from Genoa City, guest of Representative Lorman.

Thor Lieungh from Racine, guest of Representatives Ladwig, Rooney and Ferrall.

Cletus and Kay Wiest from Plain, guests of Representative Laatsch.

Representative Ferrall moved that the assembly stand adjourned until 10:00 A.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

8:15 P.M.