

JOURNAL OF THE ASSEMBLY [October 25, 1979]

STATE OF WISCONSIN

Assembly Journal

Eighty-Fourth Regular Session

THURSDAY, October 25, 1979.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend Gil Arciszewski of Saint Casimir's Catholic Church, 2618 N. Bremen, Milwaukee.

Representative Byers 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, 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, Rogers, Rooney, 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 -- 97.

Absent -- None.

Absent with leave -- Robertson and Snyder -- 2.

AMENDMENTS OFFERED

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 67** offered by Representative Clarenbach.

Assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 169** offered by Representatives McClain, Ulichny, Johnson, Lingren, Norquist, Roberts, Otte, Ellis, Kirby and Tuczynski.

Assembly substitute amendment 2 to **Assembly Bill 201** offered by Representative Prosser.

Assembly substitute amendment 1 to **Assembly Bill 203** offered by committee on Financial Institutions.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 343** offered by Representative Czerwinski.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 497** offered by Representative D. Travis.

Assembly substitute amendment 2 to **Assembly Bill 636** offered by Joint Committee on Finance.

Assembly substitute amendment 1 to **Assembly Bill 764** offered by committee on Energy.

Assembly amendment 1 to assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 777** offered by Representatives Hephner, Helbach, Swoboda, Smith, Roberts, Kedrowski, Paulson, Rogers, Kincaid, Omernick, Porter, Vanderperren, Shoemaker, Schneider, Schmidt, Merkt, Harer, Lallensack, Duren, Lewison, Bradley, Donoghue, Murray, Wood, Wagner, Hasenohrl, Byers, Tregoning, McEssy, Matty, Luckhardt and Barczak.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 777** offered by Representative Medinger.

Assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 777** offered by Joint Committee on Finance.

Assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 777** offered by Joint Committee on Finance.

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Assembly amendment 1 to **Senate Joint Resolution 4** offered by Representative Jackamonis.

Assembly amendment 2 to **Senate Joint Resolution 4** offered by Representatives Bradley, Shabaz, Dilweg and Lallensack.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Joint Resolution 90

Relating to the rights of unborn children (first consideration).

By Representatives Omernick, Conradt, Matty, Snyder, Merkt, R. Travis, Porter, Bradley, Lewison, Klicka, Ellis and Duren, co-sponsored by Senator Opitz.

To committee on Health and Social Services.

Assembly Bill 1017

Relating to canvassing and retention of absentee ballots and certificate-affidavit envelopes.

By Representatives Porter, Shabaz, Lewison, Snyder, Dilweg, Radtke, Lingren, DeLong, Omernick, Ladwig, Byers, Schmidt and Lorman.

To committee on Elections.

Assembly Bill 1018

Relating to sales and use tax exemptions for soil conservation goods and services sold by counties and municipalities.

By Representatives Porter, Lewison, DeLong, Medinger, Ladwig, Schmidt and Lorman, co-sponsored by Senator Cullen.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 1019

Relating to authorization for the use of electronic voting systems, granting rule-making authority and providing penalties.

By Representatives Pabst, Behnke and Ladwig.

To committee on Elections.

Assembly Bill 1020

Relating to authorization of branch banking on a statewide basis for banks and savings and loan associations, granting rule-making authority and providing for legislative review of rules.

By Representative Pabst.

To committee on Financial Institutions.

Assembly Bill 1021

Relating to sexual assault, changing penalties and restricting parole and probation.

By Representatives Pabst, Tesmer, Schneider, Thompson, Donoghue, Murray, Duren, Prosser, DeLong and Ulichny, co-sponsored by Senator Murphy.

To committee on Criminal Justice and Public Safety.

Assembly Bill 1022

Relating to notifying municipal police departments and county sheriffs when releasing parolees.

By Representatives Donoghue, Thompson, Porter, Bradley, Vanderperren, DeLong, Shabaz, Merkt, Matty, Ladwig, Radtke, Robertson, Lallensack, Hopkins, Omernick, Goodrich, Luckhardt, Byers, Larson, Snyder, Prosser, Lewison, Potter, Andrea, Hauke, Shoemaker, Schneider, Schmidt, Lewis, Klicka, McClain and Stitt, co-sponsored by Senators Krueger, Kreul and Murphy.

To committee on Criminal Justice and Public Safety.

Assembly Bill 1023

Relating to authorizing a special death benefit under worker's compensation for national guard members performing official duty and increasing the amount of the special death benefit.

By Representative Medinger.

To committee on Veteran and Military Affairs.

COMMITTEE REPORTS

The Joint Committee on Finance reports and recommends:

Assembly Bill 169

Relating to domestic abuse, creating a council on domestic abuse, creating an appropriation and providing penalties.

Adoption of assembly amendment 1 to assembly substitute amendment 1: Ayes: (8) Noes: (6)

Adoption of assembly amendment 2 to assembly substitute amendment 1: Ayes: (14) Noes: (0)

Adoption of assembly amendment 3 to assembly substitute amendment 1: Ayes: (14) Noes: (0)

Adoption of assembly amendment 4 to assembly substitute amendment 1: Ayes: (14) Noes: (0)

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Adoption of assembly substitute amendment 1:

Ayes: (14) Noes: (0)

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

To committee on Rules.

Assembly Bill 636

Relating to revisions of the alternative energy system tax credit, making an appropriation and providing penalties.

Adoption of assembly substitute amendment 2:

Ayes: (10) Noes: (2)

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

To calendar.

Assembly Bill 777

Relating to creating various alternative energy incentives, making appropriations and granting rule-making authority.

Adoption of assembly amendment 3 to assembly substitute amendment 1: Ayes: (10) Noes: (2)

Adoption of assembly amendment 5 to assembly substitute amendment 1: Ayes: (12) Noes: (0)

Adoption of assembly amendment 6 to assembly substitute amendment 1: Ayes: (12) Noes: (0)

Adoption of assembly substitute amendment 1:

Ayes: (12) Noes: (0)

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

To calendar.

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 amendment 1 to assembly substitute amendment 1: Ayes: (14) Noes: (0)

Adoption of assembly substitute amendment 1:

Ayes: (14) Noes: (0)

Passage: Ayes: (13) Noes: (1)

To calendar.

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Senate Bill 23

Relating to revision of the insurance security fund law and granting rule-making authority.

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

To committee on Rules.

GARY JOHNSON

Assembly Chairperson

The committee on Revenue reports and recommends:

Assembly Bill 877

Relating to clarifying statutory language regarding the duties of the depository selection board (suggested as remedial legislation by the state treasurer).

Passage: Ayes: (8) Noes: (0)

To committee on Rules.

MARLIN SCHNEIDER

Chairperson

The committee on State Affairs reports and recommends:

Assembly Bill 531

Relating to printing the word "Wisconsin" in white on all state flags.

Adoption of assembly substitute amendment 1:

Ayes: (11) Noes: (0)

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

To committee on Rules.

Assembly Bill 742

Relating to establishing a citation procedure for certain forfeiture actions in circuit court, including juvenile court, revising laws related to the possession and sale by or to minors of beer or liquor, including disposition in juvenile court, prohibiting students from possessing beer or liquor on school grounds, prohibiting persons from remaining in a motor vehicle containing a minor and an open container of beer or liquor and providing a penalty.

Adoption of assembly substitute amendment 1:

Ayes: (9) Noes: (4)

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Passage: Ayes: (9) Noes: (4)

To committee on Rules.

JOHN PLEWA

Chairperson

CALENDAR OF THURSDAY, OCTOBER 25, 1979

Assembly Bill 158

Relating to consignment of works of fine art, rights of creditors of art dealers and providing a penalty.

The question was: Shall senate amendment 1 to **Assembly Bill 158** be concurred in?

Motion carried.

Representative Shabaz moved nonconcurrence in senate amendment 2 to **Assembly Bill 158**.

The question was: Shall senate amendment 2 to **Assembly Bill 158** be nonconcurred in?

The roll was taken.

The result follows:

Ayes -- DeLong, Ellis, Goodrich, Hopkins, Klicka, Luckhardt, Matty, Merkt, Nelsen, Omernick, Paulson, Prosser, Shabaz, Stitt, Thompson and Tregoning -- 16.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dilweg, Donoghue, Dorff, Duren, 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, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 81.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

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The question was: Shall senate amendment 2 to **Assembly Bill 158** be concurred in?

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 158** be immediately messaged to the senate. Granted.

Representative Tuczynski asked unanimous consent to be recorded as voting "Aye" on referring **Assembly Bill 731** to the committee on Education on Wednesday, October 24. Granted.

Representative R. Travis introduced a privileged resolution.

Assembly Resolution 19

Relating to assembly consideration of study resolutions.

By Representatives R. Travis, Jackamonis, Wahner, Shabaz, Hopkins and Kedrowski.

To committee on Rules.

LEAVES OF ABSENCE

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

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

Representative Clarenbach asked unanimous consent to be recorded on the following questions from Tuesday, October 23. Granted.

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

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

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

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

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

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

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The question was: Shall Assembly Bill 749 be referred to the committee on Judiciary? No

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

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

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

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

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

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

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

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

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

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

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

The question was: Shall assembly substitute amendment 1 to Senate Bill 44 be laid on the table? No

The question was: Shall Senate Bill 44 be nonconcurrent in? No

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

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

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

The question was: Shall Senate Bill 290 be laid on the table? No

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

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

Assembly Bill 214

Relating to the authority to designate no-passing zones.

The question was: Shall senate amendment 1 to **Assembly Bill 214** be concurred in?

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Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that the assembly's action on **Assembly Bill 214** be immediately messaged to the senate. Granted.

Assembly Bill 277

Relating to juries and jurors.

The question was: Shall the vote by which **Assembly Bill 277** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

Ayes -- Byers, DeLong, Dilweg, Donoghue, Gagin, Goodrich, Harer, Harsdorf, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Miller, Nelsen, Paulson, Porter, Prosser, Radtke, Robertson, Schmidt, Shabaz, Stitt, Thompson, Travis, R., Tregoning, Wagner and Young -- 35.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lewis, Lingren, Loftus, McClain, Medinger, Menos, Metz, Munts, Murray, Norquist, Omernick, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 61.

Absent or not voting -- Bradley, Conradt and Snyder -- 3.

Motion failed.

Representative Shabaz moved indefinite postponement of **Assembly Bill 277**.

The question was: Shall **Assembly Bill 277** be indefinitely postponed?

The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Gagin, Goodrich, Harer, Harsdorf, Hephner, Hopkins, Klicka,

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Laatsch, Ladwig, Larson, Lewison, Lorman, McEssy, Matty, Merkt, Nelsen, Paulson, Porter, Schmidt, Shabaz, Stitt, Thompson, Travis, R., Tregoning, Wagner and Young -- 32.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lewis, Lingren, Loftus, Luckhardt, McClain, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Omernick, Otte, Pabst, Plewa, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 65.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

Representative Prosser moved that **Assembly Bill 277** be laid on the table.

The question was: Shall **Assembly Bill 277** be laid on the table?

The roll was taken.

The result follows:

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

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Omernick, Otte, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wahner, Ward, Wood and Mr. Speaker -- 58.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

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The question was: **Assembly Bill 277** 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, Rogers, Rooney, 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 -- 97.

Noes -- None.

Absent or not voting -- Robertson and Snyder -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 277** be immediately messaged to the senate. Granted.

MOTIONS

Representative Andrea asked unanimous consent that the rules be suspended and that the motion for reconsideration of the vote by which **Assembly Bill 757** was ordered to a third reading be taken up at this time.

Representative Broydrick objected.

Representative Andrea moved that the rules be suspended and that the motion for reconsideration of the vote by which **Assembly Bill 757** was ordered to a third reading be taken up at this time.

Representative Kirby in the chair.

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The question was: Shall the rules be suspended and the motion for reconsideration of the vote by which **Assembly Bill 757** was ordered to a third reading be taken up at this time?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, 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, Nelsen, Omernick, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Vanderperren, Wagner, Wood and Young -- 64.

Noes -- Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Ferrall, Fischer, Flintrop, Gerlach, Johnson, Kedrowski, Kirby, Lee, Leopold, Loftus, McClain, Medinger, Metz, Munts, Murray, Norquist, Otte, Roberts, Smith, Soucie, Travis, D., Tuczynski, Ulichny, Wahner, Ward and Mr. Speaker -- 32.

Absent or not voting -- Kincaid, Robertson and Snyder -- 3.

Motion carried.

The question was: Shall the vote by which **Assembly Bill 757** was ordered to a third reading be reconsidered?

The roll was taken.

The result follows:

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

Noes -- Andrea, Barczak, Barry, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Gagin, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Kincaid, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Miller, Nelsen, Omernick, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Rogers,

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Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Tuczynski, Vanderperren, Wagner, Wood and Young -- 67.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

The question was: **Assembly Bill 757** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

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

Noes -- Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Fischer, Flintrop, Gerlach, Johnson, Kedrowski, Kirby, Lee, Leopold, McClain, Metz, Munts, Norquist, Otte, Roberts, Smith, Soucie, Travis, D., Tuczynski, Ulichny, Ward and Mr. Speaker -- 26.

Absent or not voting -- Loftus, Robertson and Snyder -- 3.

Motion carried.

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

Representative Barry 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 **Assembly Bill 757** be immediately messaged to the senate.

Representative Johnson objected.

Representative Wahner moved that the rules be suspended and that **Assembly Bill 757** be immediately messaged to the senate.

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The question was: Shall the rules be suspended and **Assembly Bill 757** be immediately messaged to the senate?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, 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, Nelsen, Omernick, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Tuczynski, Vanderperren, Wagner, Wood and Young -- 66.

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

Absent or not voting -- Robertson and Snyder -- 2.

Motion carried.

Representative Wahner asked unanimous consent that **Assembly Joint Resolution 54** be taken from the table and placed under the twelfth order of business on the calendar of Friday, October 26. Granted.

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.

The question was: Shall **Assembly Joint Resolution 88** be adopted?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Behnke, Bradley, Broydrick, Byers, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Helbach, Hephner, Hopkins, Johnson,

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Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lee, Leopold, Lewis, Lingren, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Merkt, Metz, Murray, Nelsen, Norquist, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, 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 -- 88.

Noes -- Becker, Clarenbach, Coggs, Loftus, Miller and Munts -- 6.

Absent or not voting -- Andrea, Hauke, Lewison, Robertson and Snyder -- 5.

Motion carried.

Representative Wahner asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 88** be immediately messaged to the senate. Granted.

SPECIAL ORDER OF BUSINESS AT 10:00 A.M. ON
THURSDAY, OCTOBER 25

Assembly Bill 744

Relating to strip searches and providing a penalty.

Speaker Jackamonis in the chair.

The question was: Shall assembly amendment 1 to assembly substitute amendment 2 to **Assembly Bill 744** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 744** offered by Representatives Wahner, Rutkowski and Prosser.

The question was: Shall assembly amendment 2 to assembly substitute amendment 2 to **Assembly Bill 744** be adopted?

Motion carried.

Representative Rutkowski moved rejection of assembly substitute amendment 2 to **Assembly Bill 744**.

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

The assembly stood recessed.

12:10 P.M.

RECESS

2:00 P.M.

The assembly reconvened.

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 - Snyder.

Members absent without leave - Conradt, Ellis, Harsdorf, Potter, Robertson and Snyder.

LEAVES OF ABSENCE

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

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

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

The assembly stood recessed.

2:20 P.M.

RECESS

3:00 P.M.

The assembly reconvened.

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The question was: Shall assembly substitute amendment 2 to **Assembly Bill 744** be rejected?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Ferrall, Fischer, Flintrop, Gerlach, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Tesmer, Travis, D., Tuczynski, Ulichny, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 48.

Noes -- Andrea, Behnke, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Everson, Gagin, Goodrich, Harer, Harsdorf, Hasenohrl, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Plewa, Porter, Prosser, Quackenbush, Radtke, Schmidt, Shabaz, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Vanderperren and Young -- 48.

Absent or not voting -- Matty, Robertson and Snyder -- 3.

Motion failed.

Representative Rutkowski moved that assembly substitute amendment 2 to **Assembly Bill 744** be laid on the table.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 744** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Tesmer, Travis, D., Tuczynski, Ulichny, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 53.

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Noes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Porter, Prosser, Quackenbush, Radtke, Schmidt, Shabaz, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Vanderperren and Young -- 44.

Absent or not voting -- Robertson and Snyder -- 2.

Motion carried.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 744** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 744** offered by Representative Rutkowski.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 744** be adopted?

Motion carried.

Representative Shabaz moved that assembly substitute amendment 2 to **Assembly Bill 744** be taken from the table.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 744** be taken from the table?

The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Pabst, Paulson, Porter, Prosser, Quackenbush, Radtke, Schmidt, Shabaz, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Vanderperren and Young -- 43.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Omernick, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker,

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Smith, Soucie, Tesmer, Travis, D., Tuczynski, Ulichny, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 54.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

Representative Kirby in the chair.

Representative Prosser moved that assembly substitute amendment 1 to **Assembly Bill 744** be laid on the table.

Representative Lallensack moved that **Assembly Bill 744** be re-referred to the committee on Judiciary.

The question was: Shall **Assembly Bill 744** be re-referred to the committee on Judiciary?

The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conrard, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Porter, Potter, Prosser, Quackenbush, Radtke, Rogers, Schmidt, Shabaz, Stitt, Thompson, Travis, R., Tregoning, Tuczynski, Vanderperren and Young -- 46.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Plewa, Roberts, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Ulichny, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 51.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

Representative Shabaz moved that **Assembly Bill 744** be laid on the table.

The question was: Shall **Assembly Bill 744** be laid on the table?

The roll was taken.

The result follows:

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Ayes -- Barczak, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Porter, Prosser, Quackenbush, Radtké, Roberts, Schmidt, Shabaz, Stitt, Thompson, Travis, R., Tregoning, Vanderperren and Young -- 45.

Noes -- Andrea, Barry, Becker, Behnke, Broydrick, Clarenbach, Cogs, Czerwinski, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Plewa, Potter, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 51.

Absent or not voting -- Ferrall, Robertson and Snyder -- 3.

Motion failed.

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

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 744** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Paulson, Porter, Prosser, Radtke, Schmidt, Shabaz, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Vanderperren and Young -- 41.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Cogs, Czerwinski, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Tesmer, Travis, D., Tuczynski, Ulichny, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 56.

Absent or not voting -- Robertson and Snyder -- 2.

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Motion failed.

Representative Prosser moved that **Assembly Bill 744** be referred to the committee on Criminal Justice and Public Safety.

Speaker Jackamonis in the chair.

The question was: Shall **Assembly Bill 744** be referred to the committee on Criminal Justice and Public Safety?

Motion failed.

Representative Shabaz moved that assembly substitute amendment 2 to **Assembly Bill 744** be taken from the table.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 744** be taken from the table?

The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hauke, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Munts, Murray, Nelsen, Omernick, Pabst, Paulson, Porter, Potter, Prosser, Quackenbush, Radtke, Schmidt, Shabaz, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Vanderperren and Young -- 46.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Norquist, Otte, Plewa, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Tesmer, Travis, D., Tuczynski, Ulichny, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 51.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

Representative Prosser moved that **Assembly Bill 744** be referred to the committee on Criminal Justice and Public Safety.

The speaker ruled the motion out of order because that motion had previously been made.

Representative Shabaz moved that **Assembly Bill 744** be referred to the committee on State Affairs.

POINT OF ORDER

Representative Ferrall rose to the point of order that the motion was out of order under Assembly Rule 69(1).

The speaker ruled the point of order not well taken.

The question was: Shall **Assembly Bill 744** be referred to the committee on State Affairs?

The roll was taken.

The result follows:

Ayes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Porter, Prosser, Quackenbush, Radtke, Schmidt, Shabaz, Stitt, Thompson, Travis, R., Tregoning, Tuczynski, Vanderperren and Young -- 44.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Ulichny, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 52.

Absent or not voting -- Robertson, Snyder and Travis, D. -- 3.

Motion failed.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 744** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Menos, Metz, Miller, Munts, Norquist, Omernick, Otte, Pabst, Plewa, Potter, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith,

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Soucie, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 63.

Noes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Murray, Nelsen, Paulson, Porter, Prosser, Schmidt, Shabaz, Stitt, Tregoning and Young -- 34.

Absent or not voting -- Robertson and Snyder -- 2.

Motion carried.

The question was: Shall **Assembly Bill 744** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, DeLong, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Ladwig, Lallensack, Lee, Leopold, Lingren, Loftus, Lorman, McClain, McEssy, Medinger, Menos, Metz, Miller, Munts, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 68.

Noes -- Bradley, Byers, Conradt, Dilweg, Donoghue, Ellis, Gagin, Harer, Harsdorf, Hopkins, Klicka, Laatsch, Larson, Lewis, Lewison, Luckhardt, Matty, Merkt, Murray, Nelsen, Omernick, Paulson, Prosser, Schmidt, Shabaz, Stitt, Thompson, Tregoning and Young -- 29.

Absent or not voting -- Robertson and Snyder -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 744** be given a third reading.

Representative Shabaz objected.

Representative Ferrall moved that the rules be suspended and that **Assembly Bill 744** be given a third reading.

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The question was: Shall the rules be suspended and **Assembly Bill 744** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 55.

Noes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Porter, Prosser, Quackenbush, Radtke, Schmidt, Shabaz, Stitt, Thompson, Travis, R., Tregoning and Young -- 42.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

Representative Ferrall moved reconsideration of the vote by which **Assembly Bill 744** was ordered to a third reading. Entered.

Representative Thompson moved reconsideration of the vote by which assembly substitute amendment 1 to **Assembly Bill 744** was adopted. Entered.

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 282

Senate Bill 363

Concurred in:

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Assembly amendment 1 to **Senate Bill 91**

Assembly Bill 334

Assembly Bill 457

Assembly Bill 458

Nonconcurrent in:

Assembly amendment 1 to senate substitute amendment 1 to **Assembly Bill 330** (requests a Committee of Conference and appoints Senators Berger, Harnisch and Theno as conferees on its part)

ACTION ON THE SENATE MESSAGE

Senate Bill 282

Relating to requiring health care providers to report cases of gunshot or knife wounds.

By Senators Cullen, Flynn, Moody, Offner and Braun; co-sponsored by Representatives Johnson, Porter, D. Travis, Shoemaker, Jackamonis, Metz, Gerlach, Andrea, Thompson, Omernick, Tregoning and Vanderperren.

To committee on Health and Social Services.

Senate Bill 363

Relating to the refund of watchmaker registration fees.

By Senators Bear, Berger, Flynn, Offner, Goyke, Kleczka, Frank, Risser, Roshell and Theno; co-sponsored by Representatives D. Travis, Wagner, Rogers, Jackamonis, McClain, Barry, Flintrop, Lingren, Norquist, Everson, Gerlach, Miller, Vanderperren, Matty, Lorman, Smith, Medinger, Shoemaker, Ladwig, Hopkins and Laatsch, by request of the Department of Regulation and Licensing.

To calendar.

Assembly Bill 330

Relating to limiting the authority of the governor to direct the legislative audit bureau to perform audits.

By Joint Committee on Legislative Audit.

To calendar.

Senate Bill 147

Relating to criteria for commitment of criminal defendants if there is a finding of not guilty by reason of mental disease or defect.

Assembly amendment 1 to **Senate Bill 147** offered by Representatives Shabaz and Thompson.

The question was: Shall assembly amendment 1 to **Senate Bill 147** be adopted?

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Motion carried.

Representative Thompson moved that **Senate Bill 147** be laid on the table.

The question was: Shall **Senate Bill 147** be laid on the table?

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, Matty, Merkt, Nelsen, Omernick, Paulson, Porter, Prosser, Radtke, Rogers, Schmidt, Shabaz, Stitt, Thompson, Travis, R., Tregoning and Young -- 37.

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, Quackenbush, Roberts, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 60.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

The question was: Shall **Senate Bill 147** be ordered to a third reading?

The roll was taken.

The result follows:

Ayes -- 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, Lorman, McClain, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 64.

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Noes -- Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkt, Omernick, Paulson, Porter, Prosser, Schmidt, Shabaz, Stitt, Thompson, Travis, R., Tregoning and Young -- 33.

Absent or not voting -- Robertson and Snyder -- 2.

Motion carried.

Representative Ferrall moved that the rules be suspended and that **Senate Bill 147** be given a third reading.

Representative Schneider in the chair.

The question was: Shall the rules be suspended and **Senate Bill 147** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Dorff, Duren, Everson, Ferrall, Flintrop, Gerlach, Hasenohrl, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Plewa, Potter, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 50.

Noes -- Andrea, Behnke, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Ellis, Fischer, Gagin, Goodrich, Harer, Harsdorf, Hauke, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Porter, Prosser, Quackenbush, Radtke, Schmidt, Shabaz, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning and Young -- 47.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

Representative Kedrowski moved reconsideration of the vote by which **Senate Bill 147** was ordered to a third reading. Entered.

Assembly Bill 792

Relating to rights of witnesses and secrecy at grand juries.

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Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 792** offered by Representatives Rutkowski, Hauke and Prosser.

Assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 792** offered by Representatives Czerwinski, Thompson and Lewis.

Representative Rutkowski moved rejection of assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 792**.

Representative Kirby in the chair.

The question was: Shall assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 792** be rejected?

The roll was taken.

The result follows:

Ayes -- Bradley, Broydrick, Conradt, Flintrop, Goodrich, Harer, Johnson, Kirby, Klicka, Lee, Leopold, Lorman, Luckhardt, McClain, McEssy, Matty, Merkt, Metz, Munts, Norquist, Paulson, Plewa, Prosser, Quackenbush, Rutkowski, Schmidt, Shabaz, Soucie, Travis, R. and Mr. Speaker -- 30.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Byers, Clarenbach, Coggs, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Fischer, Gagin, Gerlach, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Kedrowski, Kincaid, Laatsch, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Loftus, Medinger, Menos, Miller, Murray, Nelsen, Omernick, Otte, Pabst, Porter, Potter, Radtke, Roberts, Rogers, Rooney, Schneider, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Young -- 67.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

Representative Shabaz moved that assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 792** be laid on the table.

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The question was: Shall assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 792** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Becker, Bradley, Broydrick, Conradt, Fischer, Flintrop, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Helbach, Johnson, Kirby, Klicka, Laatsch, Lee, Leopold, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Merkt, Metz, Munts, Nelsen, Otte, Paulson, Plewa, Prosser, Quackenbush, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Soucie, Travis, R., Wagner and Mr. Speaker -- 43.

Noes -- Andrea, Barczak, Barry, Behnke, Byers, Clarenbach, Coggs, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Gagin, Hauke, Hephner, Hopkins, Kedrowski, Kincaid, Ladwig, Lallensack, Larson, Lewis, Lewison, Lingren, Loftus, Menos, Miller, Murray, Norquist, Omernick, Pabst, Porter, Potter, Radtke, Roberts, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Tregoning, Tuczynski, Ulichny, Vanderperren, Wahner, Ward, Wood and Young -- 54.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

The question was: Shall assembly amendment 1 to assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 792** be adopted?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Behnke, Byers, Coggs, Czerwinski, DeLong, Dilweg, Donoghue, ~~Dorff~~, Duren, Ellis, Everson, Ferrall, Gagin, Hauke, Hephner, Hopkins, Kedrowski, Laatsch, Ladwig, Larson, Lewis, Lewison, Lingren, Menos, Murray, Omernick, Pabst, Porter, Radtke, Rogers, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Tregoning, Tuczynski, Ulichny, Wahner, Ward, Wood and Young -- 47.

Noes -- Becker, Bradley, Broydrick, Clarenbach, Conradt, Fischer, Flintrop, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Helbach, Johnson, Kincaid, Kirby, Klicka, Lallensack, Lee, Leopold, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger,

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Merkt, Metz, Miller, Muns, Nelson, Norquist, Otte, Paulson, Plewa, Potter, Prosser, Quackenbush, Roberts, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Soucie, Travis, R., Vanderperren, Wagner and Mr. Speaker -- 50

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 792** be adopted?

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 792** offered by Representatives Thompson, Czerwinski and Lewis.

Representative Rutkowski moved rejection of assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 792**.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 792** be rejected?

The roll was taken.

The result follows:

Aye -- Andrea, Becker, Behnke, Broydrick, Clarenbach, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Harsdorf, Hasenbuhl, Hauke, Helbach, Johnson, Kirby, Klicka, Laatsch, Lallensack, Lee, Leopold, Lorman, McClain, McEssy, Matty, Merkt, Metz, Miller, Muns, Nelson, Norquist, Otte, Pabst, Paulson, Plewa, Potter, Prosser, Quackenbush, Roberts, Rutkowski, Schmidt, Schneider, Shabaz, Soucie, Travis, R. and Wagner -- 47.

Noes -- Barczak, Barry, Bradley, Byers, Coggs, Conradt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Ferrall, Gagin, Hephner, Hopkins, Kedrowski, Kincaid, Ladwig, Larson, Lewis, Lewison, Lingren, Loftus, Luckhardt, Medinger, Menos, Murray, Omernick, Porter, Radtke, Rogers, Rooney, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Tregoning, Tuczynski, Ulichny, Vanderperren, Wahner, Ward, Wood, Young and Mr. Speaker -- 50.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

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Representative Thompson asked unanimous consent that **Assembly Bill 792** be made a special order of business on Tuesday, October 30.

Representative Jackamonis objected.

Representative Jackamonis asked unanimous consent that **Assembly Bill 792** be placed at the foot of the twelfth order of business on today's calendar. Granted.

Assembly Bill 201

Relating to repeal of construction liens of subcontractors against the owner's residence.

Representative Thompson moved that **Assembly Bill 201** be referred to the committee on Commerce and Consumer Affairs.

The question was: Shall **Assembly Bill 201** be referred to the committee on Commerce and Consumer Affairs?

The roll was taken.

The result follows:

Ayes -- Barczak, Barry, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Ellis, Gagin, Goodrich, Harer, Harsdorf, Hauke, Helbach, Hephner, Hopkins, Kincaid, Klecka, Laatsch, Ladwig, Larson, Leopold, Lewis, Lewison, Longren, Loman, Luckhardt, McEssy, Matty, Merkt, Murray, Nelson, Omernick, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Redike, Roberts, Rooney, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Vanderperren, Wagner and Young -- 58

Noes -- Andrea, Becker, Behnke, Broydrick, Clarenbach, Coggis, Czerwinski, Dilweg, Duren, Everson, Ferrali, Fischer, Flintrop, Gerlach, Hasenohrl, Johnson, Kedrowski, Kirby, Lallensack, Lee, Loftus, McClain, Medinger, Menos, Metz, Miller, Munts, Norquist, Otte, Pabst, Rogers, Rutkowski, Soucie, Tesmer, Ulichny, Wahner, Ward, Wood and Mr. Speaker -- 39.

Absent or not voting -- Robertson and Snyder -- 2.

Motion carried.

Representative Jackamonis asked unanimous consent to introduce a bill. Granted.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Bill 1024

Relating to transitional provisions concerning fiscal estimates for rule-making orders and legislative review of administrative rules.

By Representatives Jackamonis, Thompson, Shabaz, Wahner and Ferrall.

To calendar.

Assembly Bill 497

Relating to community living arrangements.

Assembly substitute amendment 2 to **Assembly Bill 497** offered by Representatives Kedrowski, Ellis, Wahner, Nelsen, Kirby, Lorman, Leopold, Medinger, Flintrop, Lewis, Lee, Munts, Wagner, Becker and Radtke.

Representative Jackamonis moved rejection of assembly substitute amendment 2 to **Assembly Bill 497**.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 497** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Everson, Gagin, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Hopkins, Kincaid, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, Menos, Murray, Omernick, Paulson, Plewa, Porter, Quackenbush, Rooney, Rutkowski, Schmidt, Shabaz, Swoboda, Tesmer, Thompson, Travis, D., Tregoning, Tuczynski, Wood and Mr. Speaker -- 44.

Noes -- Barry, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Dilweg, Duren, Ellis, Ferrall, Fischer, Flintrop, Harsdorf, Helbach, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lee, Leopold, Lewis, Lingren, Loftus, Lorman, McClain, Matty, Medinger, Merkt, Metz, Miller, Munts, Nelsen, Norquist, Otte, Pabst, Potter, Prosser, Radtke, Roberts, Rogers, Schneider, Shoemaker, Smith, Soucie, Stitt, Travis, R., Ulichny, Vanderperren, Wagner, Wahner, Ward and Young -- 53.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

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Representative Barczak moved that assembly substitute amendment 2 to **Assembly Bill 497** be laid on the table.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 497** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Behnke, Bradley, Byers, Conradt, DeLong, Donoghue, Dorff, Everson, Gagin, Gerlach, Goodrich, Harer, Hauke, Hopkins, Kincaid, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, Matty, Menos, Omernick, Paulson, Plewa, Porter, Quackenbush, Rooney, Rutkowski, Shabaz, Swoboda, Tesmer, Thompson, Tregoning, Wood and Mr. Speaker -- 40.

Noes -- Barry, Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Dilweg, Duren, Ellis, Ferrall, Fischer, Flintrop, Harsdorf, Hasenohrl, Helbach, Hephner, Johnson, Kedrowski, Kirby, Lallensack, Lee, Leopold, Lewis, Lingren, Loftus, Lorman, McClain, Medinger, Merkt, Metz, Miller, Munts, Murray, Nelsen, Norquist, Otte, Pabst, Potter, Prosser, Radtke, Roberts, Rogers, Schmidt, Schneider, Shoemaker, Smith, Soucie, Stitt, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward and Young -- 57.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

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

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 497** be adopted?

The roll was taken.

The result follows:

Ayes -- Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Dilweg, Duren, Ellis, Ferrall, Fischer, Flintrop, Hasenohrl, Helbach, Hephner, Johnson, Kedrowski, Kirby, Lee, Leopold, Lewis, Lingren, Loftus, Lorman, McClain, Matty, Medinger, Merkt, Metz, Miller, Munts, Nelsen, Norquist, Otte, Pabst, Potter, Prosser, Radtke, Roberts, Rogers, Schneider, Smith, Soucie, Stitt, Tuczynski, Ulichny, Wagner, Wahner and Ward -- 48.

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Noes -- Andrea, Barczak, Barry, Behnke, Bradley, Byers, DeLong, Donoghue, Dorff, Everson, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hauke, Hopkins, Kincaid, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewison, McEssy, Menos, Murray, Omernick, Paulson, Plewa, Porter, Quackenbush, Rooney, Rutkowski, Schmidt, Shabaz, Shoemaker, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Vanderperren, Wood, Young and Mr. Speaker -- 47.

Absent or not voting -- Conradt, Luckhardt, Robertson and Snyder -- 4.

Motion carried.

Representative Jackamonis asked unanimous consent that **Assembly Bill 497** be re-referred to the committee on Local Affairs.

Representative Leopold objected.

Representative Jackamonis moved that **Assembly Bill 497** be re-referred to the committee on Local Affairs.

Representative Leopold asked unanimous consent to withdraw his objection. Granted.

Representative Jackamonis asked unanimous consent that **Assembly Bill 497** be re-referred to the committee on Local Affairs. Granted.

Assembly Bill 915

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

The question was: Shall **Assembly Bill 915** be ordered engrossed and read a third time?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 915** be given a third reading. Granted.

The question was: **Assembly Bill 915** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Cogs, Conrad, 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, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Young -- 95.

Noes -- None.

Absent or not voting -- Clarenbach, Robertson, Snyder and Mr. Speaker -- 4.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 915** be immediately messaged to the senate. Granted.

Assembly Bill 967

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

Assembly amendment 1 to **Assembly Bill 967** offered by Representatives Barczak, Hauke, Andrea, Hephner, Plewa, Dorff, Vanderperren, Lingren and Ellis.

Speaker Jackamonis in the chair.

POINT OF ORDER

Representative Johnson rose to the point of order that assembly amendment 1 to **Assembly Bill 967** was not germane under Assembly Rule 54(1) and (3)(f).

The speaker ruled the point of order well taken.

The question was: Shall **Assembly Bill 967** be ordered engrossed and read a third time?

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Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 967** be given a third reading. Granted.

The question was: **Assembly Bill 967** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Behnke, Bradley, Byers, Clarenbach, Conratt, Czerwinski, DeLong, Dilweg, Donoghue, Dorff, Düren, Ellis, Everson, Ferrall, Fischer, Flintrop, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Klicka, Laatsch, Ladwig, Lallensack, Larson, Lewison, Lingren, Loftus, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Wood, Young and Mr. Speaker -- 83.

Noes -- Becker, Broydrick, Coggs, Gagin, Hopkins, Lee, Leopold, Lewis, McClain, Nelsen, Norquist, Omernick, Soucie and Ward -- 14.

Absent or not voting -- Robertson and Snyder -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 967** be immediately messaged to the senate. Granted.

Assembly Bill 738

Relating to revision of the definition of "owner" under the uniform one- and 2-family dwelling code.

Representative Ferrall asked unanimous consent that the rules be suspended and that engrossment of **Assembly Bill 738** be expunged.

Representative Barczak objected.

Representative Ferrall moved that the rules be suspended and the engrossment of **Assembly Bill 738** be expunged.

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Representative Ferrall asked unanimous consent to withdraw his motion. Granted.

Representative Ferrall moved that the rules be suspended to reconsider the vote by which **Assembly Bill 738** was ordered to a third reading.

The question was: Shall the rules be suspended to reconsider the vote by which **Assembly Bill 738** was ordered to a third reading?

The roll was taken.

The result follows:

Ayes -- Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Everson, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Johnson, Kincaid, Kirby, Laatsch, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Menos, Metz, Miller, Munts, Norquist, Otte, Plewa, Potter, Prosser, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Smith, Soucie, Swoboda, Travis, D., Travis, R., Tuczynski, Ulichny, Wagner, Ward and Mr. Speaker -- 48.

Noes -- Andrea, Barczak, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Ferrall, Gagin, Goodrich, Harer, Harsdorf, Hauke, Hephner, Hopkins, Kedrowski, Klicka, Ladwig, Lallensack, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Porter, Quackenbush, Radtke, Shabaz, Shoemaker, Stitt, Tesmer, Thompson, Tregoning, Vanderperren, Wahner, Wood and Young -- 49.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

Representative Loftus asked unanimous consent that **Assembly Bill 738** be referred to the committee on Local Affairs.

Representative Barczak objected.

Representative Loftus moved that **Assembly Bill 738** be referred to the committee on Local Affairs.

The question was: Shall **Assembly Bill 738** be referred to the committee on Local Affairs?

The roll was taken.

The result follows:

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Ayes -- Barry, Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Johnson, Kedrowski, Kirby, Laatsch, Lee, Leopold, Lingren, Loftus, McClain, Medinger, Metz, Miller, Munts, Norquist, Otte, Plewa, Prosser, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Travis, D., Travis, R., Tuczynski, Ulichny, Wagner, Ward and Mr. Speaker -- 44.

Noes -- Andrea, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Gagin, Goodrich, Harer, Harsdorf, Hauke, Hephner, Hopkins, Kincaid, Klicka, Ladwig, Lallensack, Larson, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Menos, Merkt, Murray, Nelsen, Omernick, Pabst, Paulson, Porter, Potter, Quackenbush, Radtke, Schmidt, Shabaz, Stitt, Swoboda, Tesmer, Thompson, Tregoning, Vanderperren, Wood and Young -- 51.

Absent or not voting -- Barczak, Robertson, Snyder and Wahner -
- 4.

Motion failed.

The question was: **Assembly Bill 738** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Behnke, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Ferrall, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Hopkins, Kincaid, Klicka, Laatsch, Ladwig, Lallensack, Larson, Leopold, Lewis, Lewison, Lorman, Luckhardt, McEssy, Matty, Medinger, Menos, Merkt, Murray, Nelsen, Omernick, Otte, Pabst, Paulson, Plewa, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schmidt, Shabaz, Shoemaker, Stitt, Swoboda, Tesmer, Thompson, Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Wood, Young and Mr. Speaker --
74.

Noes -- Becker, Broydrick, Clarenbach, Coggs, Czerwinski, Fischer, Flintrop, Johnson, Kedrowski, Kirby, Lee, Lingren, Loftus, McClain, Metz, Miller, Munts, Norquist, Schneider, Smith, Soucie, Travis, D. and Ward -- 23.

Absent or not voting -- Robertson and Snyder -- 2.

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Motion carried.

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

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 738** be immediately messaged to the senate. Granted.

Assembly Bill 792

Relating to rights of witnesses and secrecy at grand juries.

Representative Thompson asked unanimous consent that assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 792** be laid on the table. Granted.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 792** offered by Representatives Thompson, Czerwinski, Hauke, Lewis, Jackamonis, Ferrall and Tesmer.

POINT OF ORDER

Representative Rutkowski rose to the point of order that assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 792** was not germane under Assembly Rule 54(2)(e) because it negated the effect of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 792**.

The speaker ruled the point of order well taken.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 792** offered by Representative Barry.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 792** be adopted?

Motion carried.

Representative Thompson asked unanimous consent that **Assembly Bill 792** be laid on the table.

Representative Rutkowski objected.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 792** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 792** be ordered engrossed and read a third time?

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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, 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, Rogers, Rooney, 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 -- 96.

Noes -- None.

Absent or not voting -- Hauke, Robertson and Snyder -- 3.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 792** be given a third reading. Granted.

Speaker pro tempore Kedrowski in the chair.

The question was: **Assembly Bill 792** 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, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker,

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Smith, 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 -- Robertson and Snyder -- 2.

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Assembly Bill 792** be immediately messaged to the senate. Granted.

Senate Bill 221

Relating to search warrants and subpoenas.

Assembly amendment 1 to **Senate Bill 221** offered by Representatives Prosser and Thompson.

Representative McClain moved rejection of assembly amendment 1 to **Senate Bill 221**.

The question was: Shall assembly amendment 1 to **Senate Bill 221** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conratt, Czerwinski, Donoghue, Dorff, Duren, Everson, Ferrall, Fischer, Flintrop, Gerlach, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Larson, Lee, Leopold, Loftus, Lorman, McClain, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Soucie, Stitt, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Ward, Wood and¹Mr. Speaker -- 69.

Noes -- DeLong, Dilweg, Ellis, Gagin, Goodrich, Hopkins, Klicka, Laatsch, Ladwig, Lewis, Lewison, Lingren, Luckhardt, McEssy, Matty, Merkt, Nelsen, Omernick, Porter, Prosser, Schmidt, Shabaz, Smith, Thompson and Tregoning -- 25.

Absent or not voting -- Paulson, Robertson, Snyder, Wahner and Young -- 5.

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Motion carried.

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

Assembly amendment 2 to **Senate Bill 221** offered by Representatives Thompson, Ferrall and Shabaz.

Representative McClain moved rejection of assembly amendment 2 to **Senate Bill 221**.

The question was: Shall assembly amendment 2 to **Senate Bill 221** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Larson, Lee, Leopold, Lingren, Loftus, Lorman, McClain, McEssy, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Radtke, Roberts, Rogers, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Ward, Wood and Mr. Speaker -- 68.

Noes -- DeLong, Dilweg, Donoghue, Ellis, Ferrall, Gagin, Goodrich, Hopkins, Klicka, Laatsch, Ladwig, Lewis, Lewison, Luckhardt, Matty, Nelsen, Omernick, Paulson, Prosser, Schmidt, Shabaz, Stitt, Thompson, Travis, R., Tregoning, Wahner and Young -- 27.

Absent or not voting -- Merkt, Robertson, Rooney and Snyder -- 4.

Motion carried.

Assembly amendment 3 to **Senate Bill 221** offered by Representatives Thompson, Ferrall and Shabaz.

Representative McClain moved rejection of assembly amendment 3 to **Senate Bill 221**.

The question was: Shall assembly amendment 3 to **Senate Bill 221** be rejected?

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The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Dorff, Duren, Everson, Fischer, Flintrop, Gerlach, Harer, Harsdorf, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Larson, Lee, Leopold, Lingren, Loftus, Lorman, McClain, McEssy, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Paulson, Plewa, Porter, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Ward, Wood and Mr. Speaker -- 69.

Noes -- DeLong, Dilweg, Donoghue, Ellis, Ferrall, Gagin, Goodrich, Hopkins, Klicka, Laatsch, Ladwig, Lewis, Lewison, Luckhardt, Matty, Merkt, Nelsen, Omernick, Potter, Prosser, Schmidt, Shabaz, Stitt, Thompson, Travis, R., Tregoning, Wahner and Young -- 28.

Absent or not voting -- Robertson and Snyder -- 2.

Motion carried.

Assembly amendment 4 to **Senate Bill 221** offered by Representative Shabaz.

Representative McClain moved rejection of assembly amendment 4 to **Senate Bill 221**.

The question was: Shall assembly amendment 4 to **Senate Bill 221** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barry, Becker, Behnke, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Czerwinski, Donoghue, Duren, Everson, Fischer, Flintrop, Gerlach, Harer, Hasenohrl, Helbach, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Larson, Lee, Lingren, Loftus, Lorman, McClain, Medinger, Menos, Metz, Miller, Munts, Murray, Norquist, Otte, Pabst, Plewa, Potter, Quackenbush, Radtke, Roberts, Rogers, Rutkowski, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 61.

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Noes -- Barczak, DeLong, Dilweg, Dorff, Ellis, Ferrall, Gagin, Goodrich, Harsdorf, Hauke, Hephner, Hopkins, Klicka, Laatsch, Ladwig, Leopold, Lewis, Lewison, Luckhardt, McEssy, Matty, Merkt, Nelsen, Omernick, Paulson, Porter, Prosser, Rooney, Schmidt, Schneider, Shabaz, Stitt, Thompson, Travis, R., Tregoning and Young -- 36.

Absent or not voting -- Robertson and Snyder -- 2.

Motion carried.

The question was: Shall **Senate Bill 221** be ordered to a third reading?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 221** be given a third reading. Granted.

The question was: **Senate Bill 221** 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, Clarenbach, Coggs, Conradt, Czerwinski, DeLong, 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, Lewison, Lingren, Loftus, Lorman, Luckhardt, McClain, McEssy, Matty, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Norquist, Otte, Pabst, Paulson, Plewa, Porter, Potter, Quackenbush, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood, Young and Mr. Speaker -- 86.

Noes -- Dilweg, Gagin, Klicka, Laatsch, Lewis, Merkt, Prosser, Schmidt and Shabaz -- 9.

Absent or not voting -- Behnke, Omernick, Robertson and Snyder -- 4.

Motion carried.

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Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 221** be immediately messaged to the senate. Granted.

Senate Joint Resolution 4

Ratifying an amendment to the U.S. Constitution, relating to treating the District of Columbia as a state for the purpose of congressional representation.

Representative Ferrall asked unanimous consent that **Senate Joint Resolution 4** be made a special order of business at 10:00 A.M. on Tuesday, October 30. Granted.

Senate Bill 258

Relating to unemployment compensation and the unemployment reserve fund.

The question was: Shall **Senate Bill 258** be ordered to a third reading?

Motion carried.

Representative Ferrall asked unanimous consent that the rules be suspended and that **Senate Bill 258** be given a third reading. Granted.

The question was: **Senate Bill 258** 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, Gagin, Gerlach, Goodrich, Harer, Harsdorf, Hasenohrl, 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, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Shabaz, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Young -- 95.

Noes -- None.

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Absent or not voting -- Hauke, Robertson, Snyder and Mr. Speaker -- 4.

Motion carried.

Representative Hauke 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 258** be immediately messaged to the senate. Granted.

Senate Bill 156

Relating to deletion of the requirement for an affidavit from the circulator of nomination papers and providing a penalty.

Representative Tuczynski asked unanimous consent that assembly amendment 1 to **Senate Bill 156** be withdrawn and returned to the author. Granted.

The question was: Shall **Senate Bill 156** be ordered to a third reading?

The roll was taken.

The result follows:

Ayes -- Barczak, Becker, Behnke, Broydrick, Clarenbach, Czerwinski, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lewis, Lingren, Loftus, Lorman, Medinger, Menos, Metz, Miller, Munts, Murray, Otte, Pabst, Plewa, Potter, Quackenbush, Radtke, Rogers, Rooney, Rutkowski, Shoemaker, Smith, Soucie, Stitt, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 55.

Noes -- Andrea, Barry, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Gagin, Goodrich, Harer, Harsdorf, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McClain, McEssy, Matty, Merkt, Nelsen, Norquist, Omernick, Paulson, Porter, Prosser, Roberts, Schmidt, Schneider, Shabaz, Thompson, Travis, R., Tregoning and Young -- 41.

Absent or not voting -- Coggs, Robertson and Snyder -- 3.

Motion carried.

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Representative Ferrall moved that the rules be suspended and that **Senate Bill 156** be given a third reading.

The question was: Shall the rules be suspended and **Senate Bill 156** be given a third reading?

The roll was taken.

The result follows:

Ayes -- Becker, Behnke, Broydrick, Clarenbach, Coggs, Czerwinski, Ferrall, Fischer, Flintrop, Gerlach, Hasenohrl, Helbach, Hephner, Johnson, Kedrowski, Kincaid, Kirby, Lallensack, Lee, Leopold, Lewis, Lingren, Loftus, Medinger, Menos, Metz, Miller, Munts, Murray, Otte, Pabst, Plewa, Porter, Potter, Quackenbush, Roberts, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Smith, Soucie, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Wahner, Ward, Wood and Mr. Speaker -- 54.

Noes -- Andrea, Barczak, Barry, Bradley, Byers, Conradt, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Gagin, Goodrich, Harer, Harsdorf, Hauke, Hopkins, Klicka, Laatsch, Ladwig, Larson, Lewison, Lorman, Luckhardt, McClain, McEssy, Matty, Merkt, Nelsen, Norquist, Omernick, Paulson, Prosser, Radtke, Schmidt, Shabaz, Stitt, Thompson, Travis, R., Tregoning and Young -- 43.

Absent or not voting -- Robertson and Snyder -- 2.

Motion failed.

Representative Ferrall moved reconsideration of the vote by which **Senate Bill 156** was ordered to a third reading. Entered.

Representative Klicka asked unanimous consent that the assembly adjourn in honor of Debbie Lewis, the wife of Representative Lewis. Granted.

Representative Loftus asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Ward. Granted.

Representative Rooney asked unanimous consent to be recorded on the following questions from Tuesday, October 23. Granted.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to Assembly Bill 277 be rejected? No

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The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to Assembly Bill 277 be rejected? No

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

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

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

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

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

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

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

The question was: Shall Assembly Bill 749 be referred to the committee on Judiciary? No

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

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

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

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

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

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

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

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

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

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

The question was: Shall assembly substitute amendment 1 to Senate Bill 44 be rejected? No

The question was: Shall assembly substitute amendment 1 to Senate Bill 44 be laid on the table? No

The question was: Shall Senate Bill 44 be nonconcurrent in? No

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

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

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

The question was: Shall Senate Bill 290 be laid on the table? No

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

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

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly amendment 3 to **Assembly Bill 767**

On line 5, substitute "or" for "of".

Assembly Bill 939

On page 2, line 8, substitute "she" for "whe".

Assembly Bill 977

On page 10, line 18, after "the", insert "examining".

Assembly Bill 985

On line 11, substitute "30" for "31".

Assembly Bill 991

On page 1, line 8, and on page 2, line 1, substitute "30" for "31".

VISITORS

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

Lutheran Girl Pioneers from Kingston, guests of Representative Goodrich.

Sixth grade students from Dover Elementary School in Milwaukee accompanied by Mrs. Keough, guests of Representative Norquist.

Herb Raether from Columbus, guest of Representatives Radtke and Thompson.

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Lee Ann Jack, David Jack, P. Michael Jack, Paul Jack and Paul Gosling from Appleton, guests of Representatives Prosser and Conradt.

Members of Cub Scout Pack 102, Den 17 from St. Maria Goretti Church in Madison, guests of Representative Miller.

Helen and Ferris Owen from Washington, D.C., guests of Representative Miller.

Tahn and Joanne Gross from Muscoda, guests of Representative R. Travis.

Members of Nathaniel Lutheran Church in Milwaukee, guests of Representative Pabst.

Students from Edison Junior High School in Milwaukee, guests of Representative Broydrick.

Members of Brownie Troop 106 from Gompers School in Madison, guests of Representative D. Travis.

Peter and Cathy Braun and family from Kenosha, guests of Representatives Dorff and Wagner.

Aaron Vangalis from Wausau, guest of Representative McClain.

Members of the West Allis Homemakers Club, guests of Representative Barczak.

Claire Peters and Sandy Frasier from Lake Mills, guests of Representative Radtke.

The Jerry Stefaniak family from New Berlin, guests of Representative Plewa.

Mr. and Mrs. Ed Adler and Mr. and Mrs. Carl James from Green Bay, guests of Representative Vanderperren.

The Green Bay Preble High School Band accompanied by Director Mr. Leeman, Mary Glime, Mrs. Merto and Mr. and Mrs. Happla, guests of Representatives Vanderperren, Metz and Dilweg.

Harold and Marianne Zastrow and children Rebecca and Michelle from Juneau, guests of Representative Luckhardt.

Jackie and Jonathan Toutenhoofd from Shorewood, guests of Representatives Lee and Nelsen.

Seven agricultural co-op leaders from Italy, guests of Representative Andrea.

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Debra Hutchinson from Eau Claire, guest of Representatives Larson and Gagin.

Representative Ferrall moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, October 30.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

10:45 P.M.