

STATE OF WISCONSIN  
**Assembly Journal**  
Eighty-Seventh Regular Session

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THURSDAY, June 20, 1985.

9:30 A.M.

The assembly met.

Speaker Loftus in the chair.

The prayer was offered by Reverend Alfred Burkert of Trinity Episcopal Church and St. George Episcopal Church, Lebanon, Missouri.

Representative Brist 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 -- Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bolle, Bradley, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Fergus, Foti, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Johnsrud, Kasten, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Looby, McEssy, Magnuson, Manske, Matty, Medinger, Menos, Merkt, Metz, Musser, Nelsen, Neubauer, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, D., Travis, R., Tregoning, Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Weeden, Welch, Williams, Wimmer, Wineke, Wood, York, Young, J., Young, R., Zeuske and Speaker Loftus -- 99.

Absent -- None.

Absent with leave -- None.

Vacancies -- None.

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**AMENDMENTS OFFERED**

Assembly substitute amendment 1 to **Assembly Bill 372** offered by Representative Schneider.

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**ADMINISTRATIVE RULES**

Read and referred:

**Assembly Clearinghouse Rule 84-162**

Relating to scholarship funds, temporary permits, rules of conduct and renewal of registration or licensure.

Submitted by Department of Regulation and Licensing.

To committee on Commerce and Consumer Affairs.  
Referred on June 20, 1985.

**Assembly Clearinghouse Rule 84-238**

Relating to oil and gas exploration.

Submitted by Department of Natural Resources.

To committee on Environmental Resources.

Referred on June 20, 1985.

**Assembly Clearinghouse Rule 85-40**

Relating to the use of holding tanks as private sewage systems.

Submitted by Department of Industry, Labor & Human Relations.

To committee on Environmental Resources.

Referred on June 20, 1985.

**Assembly Clearinghouse Rule 85-56**

Relating to various subjects affecting vocational, technical and adult education.

Submitted by Board of Vocational, Technical and Adult Education.

To committee on Education.

Referred on June 20, 1985.

**Assembly Clearinghouse Rule 85-96**

An Order to create shoreland-wetland zoning regulations for Door county.

To committee on Environmental Resources.

Referred on June 20, 1985.

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**INTRODUCTION AND REFERENCE  
OF PROPOSALS**

Read first time and referred:

**Assembly Bill 374**

Relating to establishing enterprise zones and creating income and franchise tax benefits in respect to them, granting rule-making authority and making an appropriation.

By Representatives Radtke, Mark Lewis, M. Coggs, Rosenzweig, Fergus, Huelsman, Magnuson, Coleman, Panzer, Zeuske, Welch, Lepak, Plizka, Cowles, Manske, Weeden, Buettner, Schneiders, Margaret Lewis,

Johnsrud, Merkt and Tregoning, cosponsored by Senators Ulichny, Hanaway, Andrea, Kincaid, Chilsen, Rude, Harsdorf and Kreul.

To Joint Survey Committee on Tax Exemptions.

**Assembly Bill 375**

Relating to creating penalties for habitual truancy and contributing to or encouraging a child's truancy.

By Representatives Krusick and Potter, cosponsored by Senator Otte.

To committee on Education.

**Assembly Bill 376**

Relating to exempting farmland preservation credits from the income tax and franchise tax.

By Representatives Ourada, Zeuske, Kasten, Radtke, Turba, Johnsrud, Merkt, Welch, Coleman, Schmidt, Schultz, Ladwig, Cowles, Huelsman, Walling, Margaret Lewis and Lepak, cosponsored by Senators Kreul and Lasee.

To Joint Survey Committee on Tax Exemptions.

**Assembly Bill 377**

Relating to prohibiting the registration of a vehicle at a weight in excess of the vehicle's certified gross weight rating and creating exemptions and a penalty.

By Representatives Vanderperren, Hasenohrl and Tregoning, cosponsored by Senators Otte, Moen and Kreul.

To committee on Highways.

**Assembly Bill 378**

Relating to exempting a motor vehicle dealer from damages caused by the operation of an overweight vehicle.

By Representatives Vanderperren, Hasenohrl, Tregoning and Schultz, cosponsored by Senators Otte, Moen and Kreul.

To committee on Highways.

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**COMMITTEE REPORTS**

The committee on Criminal Justice and Public Safety reports and recommends:

**Assembly Bill 242**

Relating to sexual assault of persons who are 62 years old or older.

Passage: Ayes: (11) Noes: (4)

To committee on Rules.

**Assembly Bill 267**

Relating to increased penalty for committing a crime with a concealed identity.

Passage: Ayes: (14) Noes: (1)

To committee on Rules.

**Assembly Bill 328**

Relating to sexual assault victims.

Passage: Ayes: (14) Noes: (1)

To committee on Rules.

**Assembly Bill 359**

Relating to battery.

Passage: Ayes: (15) Noes: (0)

To committee on Rules.

**Senate Bill 227**

Relating to waiver of good time or right to mandatory release and providing rule-making authority.

Concurrence: Ayes: (14) Noes: (1)

To committee on Rules.

LOUISE TESMER

Chairperson

The committee on Environmental Resources reports and recommends:

**Senate Bill 221**

Relating to revisions to the well compensation program, granting rule-making authority and making appropriations.

Concurrence: Ayes: (9) Noes: (0)

To calendar.

JEANNETTE BELL

Chairperson

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**COMMUNICATIONS**

June 10, 1985

The Honorable Fred Risser, Chairperson  
The Honorable Tom Loftus, Vice-Chairperson  
Legislative Council

Gentlemen:

This letter is to notify you that I am reappointing Representative Earl McEssy and Representative Gordon Bradley to serve on the Legislative Council for the new terms which began on May 1, 1985.

Sincerely,

TOMMY THOMPSON

Republican Floor Leader

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The chief clerk reports the following proposals correctly enrolled:

**Assembly Joint Resolution 30**

**Assembly Joint Resolution 31**

**Assembly Bill 111**

**Assembly Bill 291**

JOANNE DUREN

Assembly Chief Clerk

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**MOTIONS**

Representative Medinger asked unanimous consent that the rules be suspended and that **Senate Joint**

**Resolution 44** be withdrawn from the committee on Labor and referred to the committee on Rules.

Representative Tregoning objected.

Representative Medinger asked unanimous consent that the rules be suspended and that **Senate Bill 211** be withdrawn from the committee on Commerce and Consumer Affairs and referred to the committee on Health.

Representative Merkt objected.

Representative Becker asked unanimous consent that the rules be suspended and that **Senate Bill 211** be withdrawn from the committee on Commerce and Consumer Affairs and referred to the committee on Health. Granted.

Representative R. Thompson asked unanimous consent that the assembly stand recessed for twenty minutes. Granted.

The assembly stood recessed.

9:45 A.M.

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RECESS

10:40 A.M.

The assembly reconvened.

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CALENDAR OF WEDNESDAY, JUNE 19

**Senate Joint Resolution 37**

Relating to the public service of former state Senator David W. Opitz.

Representative Bell moved that **Senate Joint Resolution 37** be referred to the committee on Environmental Resources.

Representative Bell withdrew her motion.

The question was: Shall **Senate Joint Resolution 37** be concurred in?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 37** be immediately messaged to the senate. Granted.

**Assembly Bill 265**

Relating to appeals in habitual traffic offender cases.

The question was: Shall **Assembly Bill 265** be ordered engrossed and read a third time?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 265** be given a third reading. Granted.

The question was: **Assembly Bill 265** having been read three times, shall the bill be passed?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 265** be immediately messaged to the senate. Granted.

**Assembly Bill 144**

Relating to special license plates for motor vehicles leased to disabled persons.

The question was: Shall **Assembly Bill 144** be ordered engrossed and read a third time?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 144** be given a third reading. Granted.

The question was: **Assembly Bill 144** having been read three times, shall the bill be passed?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 144** be immediately messaged to the senate. Granted.

**Assembly Joint Resolution 9**

Relating to securing the inherent rights of the people (2nd consideration).

The question was: Shall assembly amendment 1 to **Assembly Joint Resolution 9** be adopted?

Motion carried.

The question was: Shall **Assembly Joint Resolution 9** be ordered to a third reading?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 9** be given a third reading. Granted.

The question was: **Assembly Joint Resolution 9** having been read three times, shall the joint resolution be adopted?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bolle, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Fergus, Foti, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Johnsrud, Kasten, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Looby, McEssy, Magnuson, Manske, Matty, Medinger, Menos, Merkt, Metz, Musser, Nelsen, Neubauer, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery,

Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, D., Travis, R., Tregoning, Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Weeden, Welch, Williams, Wimmer, Wineke, Wood, York, Young, J., Young, R., Zeuske and Speaker Loftus -- 98.

Noes -- None.

Absent or not voting -- Bradley -- 1.

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 9** be immediately messaged to the senate. Granted.

#### **Assembly Bill 260**

Relating to use of bicycles in crosswalks and providing a penalty.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 260** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 260** be ordered engrossed and read a third time?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 260** be given a third reading. Granted.

The question was: **Assembly Bill 260** having been read three times, shall the bill be passed?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 260** be immediately messaged to the senate. Granted.

#### **Assembly Bill 158**

Relating to identification cards issued by the department of transportation.

The question was: Shall **Assembly Bill 158** be ordered engrossed and read a third time?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 158** be given a third reading. Granted.

The question was: **Assembly Bill 158** having been read three times, shall the bill be passed?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 158** be immediately messaged to the senate. Granted.

#### CALENDAR OF THURSDAY, JUNE 20

#### **Senate Joint Resolution 5**

Relating to requesting a legislative council study of the mental health services provided to prisoners.

Assembly amendment 1 to **Senate Joint Resolution 5** offered by Representatives Schneiders, T. Thompson, Goetsch, Walling, Vergeront and Welch.

The question was: Shall assembly amendment 1 to **Senate Joint Resolution 5** be adopted?

Motion carried.

Representative Becker asked unanimous consent that **Senate Joint Resolution 5** be placed at the foot of the twelfth order of business on today's calendar. Granted.

#### **Assembly Bill 176**

Relating to destruction of certain obsolete district attorney records.

The question was: Shall **Assembly Bill 176** be ordered engrossed and read a third time?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 176** be given a third reading. Granted.

The question was: **Assembly Bill 176** having been read three times, shall the bill be passed?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 176** be immediately messaged to the senate. Granted.

#### **Assembly Bill 139**

Relating to increasing the penalty for personating a peace officer.

Assembly substitute amendment 1 to **Assembly Bill 139** offered by Representatives Kasten, T. Thompson, Lepak, Manske, Cowles, Welch, Musser, Walling, Margaret Lewis, Plizka, Vergeront and Wimmer.

Representative Tesmer moved rejection of assembly substitute amendment 1 to **Assembly Bill 139**.

Representative Tesmer moved that assembly substitute amendment 1 to **Assembly Bill 139** be laid on the table.

Speaker pro tempore Clarenbach in the chair.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 139** be laid on the table?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Black, Bolle, Brist, Coggs, S., Crawford, Fergus,

Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Jauch, Krug, Krusick, Kunicki, Mark Lewis, Looby, Magnuson, Medinger, Menos, Metz, Neubauer, Notestein, Potter, Robinson, Rutkowski, Schultz, Seery, Swoboda, Tesmer, Thompson, R., Travis, D., Vanderperren, Volk, Williams, Wineke, Wood and Speaker Loftus -- 47.

Noes -- Berndt, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, M., Coleman, Cowles, Foti, Goetsch, Huelsman, Johnsrud, Kasten, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Manske, Matty, Merkt, Musser, Nelsen, Ourada, Panzer, Paulson, Plizka, Porter, Prosser, Radtke, Rosenzweig, Schmidt, Schneider, Schneiders, Schober, Shoemaker, Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Vergeront, Walling, Weeden, Welch, Wimmer, York, Young, J., Young, R. and Zeuske -- 51.

Absent or not voting -- Bradley -- 1.

Motion failed.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 139** offered by Representative R. Travis.

Representative R. Travis asked unanimous consent that assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 139** be laid on the table. Granted.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 139** be rejected?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Bolle, Brist, Foti, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Jauch, Krug, Krusick, Kunicki, Mark Lewis, Looby, Magnuson, Medinger, Menos, Merkt, Metz, Neubauer, Potter, Robinson, Rosenzweig, Rutkowski, Schneider, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Travis, D., Vanderperren, Volk, Williams, Wineke, Wood and Speaker Loftus -- 47.

Noes -- Berndt, Black, Bradley, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, M., Coggs, S., Coleman, Cowles, Crawford, Goetsch, Huelsman, Johnsrud, Kasten, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Manske, Matty, Musser, Nelsen, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Prosser, Radtke, Schmidt, Schneiders, Schober, Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Vergeront, Walling, Weeden, Welch, Wimmer, York, Young, J., Young, R. and Zeuske -- 51.

Absent or not voting -- Fergus -- 1.

Motion failed.

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

Representative R. Travis asked unanimous consent that assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 139** be taken from the table. Granted.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 139** be adopted?

The roll was taken.

The result follows:

Ayes -- Antaramian, Barca, Barrett, Becker, Bell, Berndt, Black, Bolle, Bradley, Brist, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, S., Coleman, Cowles, Crawford, Fergus, Foti, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Huelsman, Jauch, Johnsrud, Kasten, Krug, Krusick, Kunicki, Ladwig, Larson, Lepak, Margaret Lewis, Mark Lewis, Looby, McEssy, Magnuson, Manske, Matty, Menos, Merkt, Metz, Musser, Nelsen, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Potter, Prosser, Radtke, Robinson, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schober, Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Thompson, T., Travis, D., Travis, R., Tregoning, Turba, Vanderperren, Van Gorden, Vergeront, Volk, Walling, Weeden, Welch, Williams, Wimmer, Wineke, Wood, York, Young, J., Young, R., Zeuske and Speaker Loftus -- 96.

Noes -- Coggs, M., Medinger and Neubauer -- 3.

Absent or not voting -- None.

Motion carried.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 139** be adopted?

The roll was taken.

The result follows:

Ayes -- Barrett, Berndt, Black, Bradley, Buettner, Byers, Carpenter, Clarenbach, Clements, Coggs, S., Coleman, Cowles, Goetsch, Huelsman, Johnsrud, Kasten, Ladwig, Larson, Lepak, Margaret Lewis, McEssy, Magnuson, Manske, Matty, Musser, Nelsen, Notestein, Ourada, Panzer, Paulson, Plizka, Porter, Prosser, Radtke, Schmidt, Schneiders, Schober, Thompson, T., Travis, R., Tregoning, Turba, Van Gorden, Vergeront, Walling, Weeden, Welch, Wimmer, York, Young, J., Young, R. and Zeuske -- 51.

Noes -- Antaramian, Barca, Becker, Bell, Bolle, Brist, Crawford, Fergus, Foti, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hephner, Holperin, Holschbach, Hubler, Jauch, Krug, Krusick, Mark Lewis, Looby, Medinger, Menos, Merkt, Metz, Neubauer, Potter, Robinson, Rosenzweig, Rutkowski, Schneider,

Schultz, Seery, Shoemaker, Swoboda, Tesmer, Thompson, R., Travis, D., Vanderperren, Volk, Williams, Wood and Speaker Loftus -- 45.

Absent or not voting -- Coggs, M., Kunicki and Wineke -- 3.

Motion carried.

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

The question was: Shall **Assembly Bill 139** be ordered engrossed and read a third time?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 139** be given a third reading. Granted.

The question was: **Assembly Bill 139** having been read three times, shall the bill be passed?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Assembly Bill 139** be immediately messaged to the senate. Granted.

#### **Senate Joint Resolution 5**

Relating to requesting a legislative council study of the mental health services provided to prisoners.

Assembly amendment 2 to **Senate Joint Resolution 5** offered by Representatives Schneiders, T. Thompson, Goetsch, Vergeront and Welch.

The question was: Shall assembly amendment 2 to **Senate Joint Resolution 5** be adopted?

Motion carried.

The question was: Shall **Senate Joint Resolution 5** be concurred in?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Senate Joint Resolution 5** be immediately messaged to the senate. Granted.

Speaker Loftus in the chair.

#### **Senate Bill 96**

Relating to overtaking and passing a stopped motor bus and providing a penalty.

Assembly amendment 1 to **Senate Bill 96** offered by Representative T. Thompson.

The question was: Shall assembly amendment 1 to **Senate Bill 96** be adopted?

Motion carried.

Assembly amendment 2 to **Senate Bill 96** offered by Representatives Kasten, R. Travis and T. Thompson.

The question was: Shall assembly amendment 2 to **Senate Bill 96** be adopted?

Motion carried.

The question was: Shall **Senate Bill 96** be ordered to a third reading?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Senate Bill 96** be given a third reading. Granted.

The question was: **Senate Bill 96** having been read three times, shall the bill be concurred in?

Motion carried.

Representative Becker asked unanimous consent that the rules be suspended and that **Senate Bill 96** be immediately messaged to the senate. Granted.

Representative T. Thompson asked unanimous consent that the assembly adjourn in honor of the 37th wedding anniversary of Representative Byers. Granted.

Representative Barca asked unanimous consent that the assembly adjourn in honor of his wife Kathy, who was appointed special education coordinator. Granted.

Representative Matty asked unanimous consent that the assembly adjourn in honor of Mother Teresa on the occasion of receiving the Medal of Freedom. Granted.

Representative Vergeront asked unanimous consent that the assembly adjourn in honor of the 25th wedding anniversary of Representative Huelsman. Granted.

Representative Panzer asked unanimous consent that the assembly adjourn in honor of the 100th birthday of the city of West Bend. Granted.

Representative Grobschmidt asked unanimous consent that the assembly adjourn in honor of the 150th anniversary of the settlement of South Milwaukee. Granted.

Representative J. Young asked unanimous consent that the assembly adjourn in honor of his wife on the occasion of their 38th wedding anniversary. Granted.

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#### VISITORS

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

Chester Grobschmidt, Tamara Grobschmidt and Karen Orozco from South Milwaukee, guests of Representative Grobschmidt.

Girl Scout Troops from Monroe accompanied by leaders Christy Strait, Kathy Smith, Jeanie Baumgartner and Vicki De Garmo, guests of Representative Manske.

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Abraham Gordon from Los Angeles, guest of Representative Schultz.

Nancy Walling from Neenah, guest of Representative Walling.

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Representative Becker moved that the assembly stand adjourned until 10:00 A.M. on Tuesday, June 25.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

11:55 A.M.