

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

10:00 A.M.

WEDNESDAY, May 31, 1989

The assembly met.

Speaker pro tempore Clarenbach in the chair.

The prayer was offered by Representative Walling.

Representative Lautenschlager 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 — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Duff, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Huelsman, Johnsrud, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Larson, Lautenschlager, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nelsen, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider, Schneiders, Schultz, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vanderperren, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus — 99.

Absent — None.

Absent with leave — None.

Vacancies — None.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 4** offered by Representative Coleman.

Assembly substitute amendment 1 to **Assembly Bill 60** offered by committee on Labor.

Assembly substitute amendment 1 to **Assembly Bill 62** offered by Representative Potter.

Assembly amendment 1 to **Assembly Bill 315** offered by Representative Prosser.

ADMINISTRATIVE RULES

Read and referred:

**Assembly Clearinghouse Rule 88-194**

Relating to establishment of volatile organic compound emission limitations for fire truck and emergency response vehicle manufacturing.

Submitted by Department of Natural Resources.

To committee on Environmental Resources and Utilities.

Referred on May 31, 1989.

**Assembly Clearinghouse Rule 88-203**

Relating to definitions, examinations, licensure, practice related to veterinary schools, consulting permits, standards of practice, unprofessional conduct and certification for animal technicians.

Submitted by Department of Regulation and Licensing.

To committee on Commerce and Consumer Affairs.

Referred on May 31, 1989.

**Assembly Clearinghouse Rule 88-208**

Relating to pasteurization standards.

Submitted by Department of Agriculture, Trade and Consumer Protection.

To committee on Agriculture.

Referred on May 31, 1989.

**Assembly Clearinghouse Rule 88-212**

Relating to updating corporation franchise or income tax rules and limiting their application to periods prior to federalization of the franchise or income tax laws.

Submitted by Department of Revenue.

To committee on Ways and Means.

Referred on May 31, 1989.

INTRODUCTION AND REFERENCE  
OF PROPOSALS

Read first time and referred:

**Assembly Bill 374**

Relating to the creation of a farm congress.

By Representatives Thompson, Krug, Wineke, Loftus, Notestein, Medinger, Lorge, Bell, Boyle, Bolle, Travis, Volk and Vanderperren.

To committee on Agriculture.

**Assembly Bill 375**

Relating to making university of Wisconsin system faculty eligible for state contribution toward group health insurance premiums on the first day of the month immediately after being hired.

By Representatives Lewis, Rohan, Prosser, Harsdorf, Panzer, Grobschmidt, Underheim, Robson, Baldus, Deininger, Boyle, Bolle, Coleman, Radtke, Rosenzweig,

Schultz, Hinkfuss, Plache and Moore, cosponsored by Senators Shoemaker, Lorman, Cowles and Kreul.

To committee on Colleges and Universities.

**Assembly Bill 376**

Relating to creating an exception to the prohibition against age discrimination for certain apprenticeship programs.

By Representatives Walling, Underheim, Klusman, Tregoning and Schneiders, cosponsored by Senator Chilsen.

To committee on Small Business, Employment and Training.

**Assembly Bill 377**

Relating to the transferability of credits earned at a vocational, technical and adult education school to the university of Wisconsin system and providing for a study.

By Representatives Barca, Robson, Panzer, M. Cogg, Holperin, Moore, Lewis, Antaramian, Krusick, Linton, Zweck, Porter, Volk, Fortis, Farrow, Musser, Stower, Notestein, S. Cogg, Boyle, Bolle, Holschbach, Rosenzweig, Ourada, Vergeront, Williams, Swoboda, Bock, Huelsman, Ladwig, Fergus, Barrett, Seery, Thompson, Bell, Plache, Medinger, Lehman, Loucks, Lepak, Grobschmidt, Brancel, Roberts, Krog, Wimmer, Duff, Schneider, Radtke, Goetsch, Welch, Tregoning, Gronemus, Schmidt, Hasenohrl, Foti, Larson, Nelsen and Harsdorf, cosponsored by Senators Te Winkle, Plewa, Risser, Andrea, Lee, Kincaid, Ulichny, Burke, Davis, Lasee and Chilsen.

To committee on Colleges and Universities.

**Assembly Bill 378**

Relating to closing child abuse or neglect cases.

By Representatives Wood, Boyle, Volk, Goetsch, Bolle, Lahn, Lorge and Lehman.

To committee on Children and Human Services.

**Assembly Bill 379**

Relating to prohibiting dog racing in a specified area of the state.

By Representatives Gronemus, Gruszynski, Harsdorf, Van Gorden, Volk, Fortis, Lehman and Klusman, cosponsored by Senator Kreul.

To committee on State Affairs.

**Assembly Bill 380**

Relating to granting creditable service for service in the commissioned corps of the federal public health service and the national oceanic and atmospheric administration.

By Representatives Van Dreel, Robson, Boyle and Carpenter, cosponsored by Senator Van Sistine, by request of Donald J. Pagel.

To Joint Survey Committee on Retirement Systems.

**Assembly Bill 381**

Relating to county ordinances that are the same as or similar to state theft, retail theft and battery laws.

By Representatives Hamilton, Van Dreel, Zweck, Brandemuehl, Radtke, Turba, Deininger, Musser,

Zeuske, Moore, Vergeront, Lautenschlager, Tregoning and Schmidt, cosponsored by Senators Andrea, Cowles, Roshell and Ellis.

To committee on Urban and Local Affairs.

**Assembly Bill 382**

Relating to powers, duties and retirement benefits of state motor vehicle inspectors and making an appropriation.

By Representatives Hasenohrl, Vanderperren, Lepak, Van Gorden, Musser, Fortis, Roberts, Antaramian, Robson, Klusman, Lautenschlager, Rohan, Stower, Barca, Medinger, Vergeront, Brandemuehl, Thompson, Boyle, Gruszynski, Porter, Holperin and Ott, cosponsored by Senators Kincaid, Chilsen, Weeden, Moen and Andrea.

To Joint Survey Committee on Retirement Systems.

**Assembly Bill 383**

Relating to requiring new multifamily dwellings to have storm shelters, granting rule-making authority and providing a penalty.

By Representatives Schneider and Rohan.

To committee on Housing, Securities and Corporate Policy.

**Assembly Bill 384**

Relating to comparative negligence in cases with multiple tort-feasors.

By Representatives Loucks, Hubler, Deininger, Zweck, Nelsen, Linton, Radtke, Hamilton, Zeuske, Hasenohrl, Tregoning, Bolle, Schneiders, Thompson, Van Gorden, Schultz, Duff, Welch, Ladwig, Johnsrud, Schmidt, Lehman, Klusman, Musser, Goetsch, Farrow, Foti, Rosenzweig, Zien, Ourada, Lepak, Vergeront, Underheim, Lahn, Gard, Turba, Brancel, Porter, Walling and Panzer, cosponsored by Senators Roshell, Buettner, Plewa, Lekan, Andrea, Stitt, Rude, Kreul, Weeden, Lorman, Lasee and Cowles.

To committee on Financial Institutions and Insurance.

**Assembly Bill 385**

Relating to punitive damage awards and payments to persons who have obtained judgments in tort actions and making appropriations.

By Representatives Loucks, Hubler, Deininger, Zweck, Nelsen, Linton, Radtke, Hamilton, Zeuske, Hasenohrl, Tregoning, Gronemus, Huelsman, Schneiders, Van Gorden, Schultz, Duff, Welch, Ladwig, Johnsrud, Schmidt, Lehman, Klusman, Musser, Goetsch, Farrow, Foti, Rosenzweig, Zien, Ourada, Lepak, Vergeront, Underheim, Lahn, Gard and Lewis, cosponsored by Senators Roshell, Buettner, Plewa, Lekan, Andrea, Rude, Stitt, Kreul, Lorman, Lasee and Cowles.

To committee on Financial Institutions and Insurance.

**Assembly Bill 386**

Relating to increasing the amount of the bond required by notaries public who are not attorneys.

By Representatives Hubler, Fergus, Radtke, Holperin, Fortis, Van Dreel, Hamilton and Williams, cosponsored by Senators Andrea and Rude.

To committee on Judiciary.

**Assembly Bill 387**

Relating to selection of official newspapers by the state and local governments and publication of certain legal notices.

By Representatives Medinger, Bell, Bolle, Lautenschlager, Roberts, Carpenter, Brancel and Ourada, cosponsored by Senators Plewa and Czarnecki.

To committee on Urban and Local Affairs.

**Assembly Bill 388**

Relating to guarantees of loans to certain farmers under the agricultural production loan guarantee program.

By Representatives Holschbach, Potter, Ott, Turba, Klusman, Bolle, Hubler, Hamilton, Johnsrud, Hasenohrl, Boyle, Stower and Swoboda, cosponsored by Senators Te Winkle, Andrea, Kreul, Shoemaker, Lorman, Buettner and Lasee.

To committee on Agriculture.

**Assembly Bill 389**

Relating to the number of signatures required on nomination papers for the office of county supervisor.

By Representatives Zeuske, Lahn, Lorge, Ladwig, Radtke, Boyle, Klusman, Bolle and Porter, cosponsored by Senators Ellis and Cowles.

To committee on Elections and Constitutional Law.

**Assembly Bill 390**

Relating to fees paid to personal representatives of estates.

By Representatives Potter and Nelsen, by request of Wisconsin Trustees Association.

To committee on Judiciary.

**Assembly Bill 391**

Relating to granting to electors in villages the authority to enact legislation by referendum.

By Representatives Loucks, Bolle, Schmidt, Brancel, Zeuske, Goetsch, Gard and Lorge, cosponsored by Senator Chilsen.

To committee on Elections and Constitutional Law.

**Assembly Bill 392**

Relating to labeling gasoline-alcohol fuel blends as gasoline.

By Representatives Loucks, Gronemus, Klusman, Moore, Underheim and Turba.

To committee on Commerce and Consumer Affairs.

**Assembly Bill 393**

Relating to ambulance service in 1st class cities.

By Representatives Barrett, Williams, Notestein, Bock, Fortis, S. Coggs and Moore, cosponsored by Senators Burke, Lee and Plewa.

To committee on Urban and Local Affairs.

**COMMITTEE REPORTS**

The Joint Survey Committee on Tax Exemptions reports and recommends:

**Assembly Bill 62**

Relating to the property tax exemption for youth hockey associations.

Adoption of report: Ayes: (6) Noes: (2)

To committee on Rules.

**Assembly Bill 233**

Relating to creating an incentive for long-term savings for higher education, granting bonding authority, providing a tax exemption and making an appropriation.

Adoption of report: Ayes: (7) Noes: (1)

To committee on Colleges and Universities.

AL BALDUS

Assembly Chairperson

**MESSAGE FROM THE SENATE**

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

**Assembly Bill 216**

**Assembly Joint Resolution 30**

**Assembly Joint Resolution 36**

Passed and asks concurrence in:

**Senate Bill 64**

**Senate Bill 66**

**Senate Bill 134**

**Senate Bill 147**

**Senate Bill 168**

Adopted and asks concurrence in:

**Senate Joint Resolution 41**

**ACTION ON THE SENATE MESSAGE**

**Senate Bill 64**

Relating to the issuance of subpoenas by attorneys in contested cases before state agencies.

By Senator Adelman; cosponsored by Representative Rutkowski.

To committee on Judiciary.

**Senate Bill 66**

Relating to the coverage and enforcement of the clean indoor air law and providing a penalty.

By Senators Risser, Czarnecki, Lee, Chilsen, Ulichny, Weeden, Chvala and Rude; cosponsored by Representatives Fortis, Notestein, Plache, Rosenzweig, Barrett, Welch, Volk, Boyle, Antaramian, Bock, Gruszynski, Schmidt, Van Dreel, Robson, Krusick,

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Rohan, Bell, M. Coggs, Young, Krug, Black, Carpenter, Seery, Moore, Klusman, Lorge, Duff and Zien.  
To committee on Health.

The assembly stood recessed.

10:10 A.M.

**Senate Bill 134**

Relating to suspension and revocation of operating privileges.

By Senators Rude, Moen and Lekan; cosponsored by Representatives Musser, Roberts and Brancel.  
To committee on Highways.

RECESS

10:30 A.M.

**Senate Bill 147**

Relating to providing penalties for violations of air pollution laws.

By Senators Lee, Feingold, Cowles, Burke, Czarnecki, Chilsen, Moen and Kincaid; cosponsored by Representatives Black, Carpenter, Lautenschlager, Rohan, Duff, Krug, Robson, Plache, Notestein, Boyle, Schmidt, Deininger, Musser, Seery, Radtke, Gruszynski and Harsdorf, by request of Attorney General Donald Hanaway.

To committee on Natural Resources.

The assembly reconvened.

Representative Lorge asked unanimous consent that his name be removed as a coauthor of **Assembly Bill 325** and **Senate Bill 174**. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 262** be withdrawn from the calendar and taken up at this time. Granted.

**Assembly Bill 262**

An act relating to directing the state superintendent to study specialized physical health care services in schools.

The question was: Shall assembly amendment 1 to **Assembly Bill 262** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 262** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that **Assembly Bill 262** be referred to the Joint Committee on Finance. Granted.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 262** be withdrawn from the Joint Committee on Finance and taken up at this time. Granted.

The question was: Shall **Assembly Bill 262** be ordered engrossed and read a third time?

Motion carried.

The question was: **Assembly Bill 262** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Coleman, Deininger, Duff, Farrow, Fergus, Fortis, Foti, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hübler, Huelsman, Johnsrud, Klusman, Krug, Krusick, Kunicki, Ladwig, Lahn, Larson, Lautenschlager, Lehman, Lepak, Lewis, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nelsen, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schmidt, Schneider,

**Senate Bill 168**

Relating to designating a state trunk highway the Nelson Dewey Memorial Highway.

By Senators Kreul, Rude, Burke, Andrea, Plewa and Roshell; cosponsored by Representatives Brandemuehl, Tregoning, Johnsrud, Radtke, Lorge, Zien, Underheim and Van Gorden.

To committee on Highways.

**Senate Joint Resolution 41**

Relating to the 100th anniversary of the university of Wisconsin-Madison's college of agricultural and life sciences.

By Senators Rude, Moen, Lorman, Burke, Kreul, Shoemaker, Cowles, Andrea, Feingold, Roshell, Buettner and Risser; cosponsored by Representatives Gronemus, Brandemuehl, Johnsrud, Medinger, Roberts, Tregoning, Baldus, Klusman, Brancel, Lehman, Volk, Potter, Gard, Goetsch, Carpenter, Lorge, Vergeront, Hübler, Deininger, Panzer, Robson, Ladwig, Duff, Fortis, Zien, Hamilton, Coleman, Underheim, Schneiders, Holschbach, Ott, Van Dreel, Plache, Turba, Musser, Ourada, Harsdorf, Stower, Boyle, Lahn, Radtke, Huber, Schmidt, Rohan, Zeuske and Van Gorden.

To committee on Colleges and Universities.

MOTIONS

Representative Wimmer asked unanimous consent to be added as a coauthor of **Assembly Bills 23, 185** and **198**. Granted.

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

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Schneiders, Schultz, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Tregoning, Turba, Underheim, Van Dreel, Van Gorden, Vanderperren, Vergeront, Volk, Walling, Welch, Williams, Wimmer, Wineke, Wood, Young, Zeuske, Zien, Zweck and Speaker Loftus 99.

Noes None.

Absent or not voting — None.

Motion carried.

Representative Schneider asked unanimous consent that the rules be suspended and that **Assembly Bill 262** be immediately messaged to the senate. Granted.

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CALENDAR OF WEDNESDAY, MAY 31

**Assembly Bill 132**

Relating to providing a permit for the operation of certain combinations of vehicles.

Assembly amendment 1 to **Assembly Bill 132** offered by Representative Musser.

Representative Volk moved rejection of assembly amendment 1 to **Assembly Bill 132**.

Representative Musser asked unanimous consent that assembly amendment 1 to **Assembly Bill 132** be laid on the table. Granted.

Assembly amendment 2 to **Assembly Bill 132** offered by Representative Musser.

Representative Volk moved rejection of assembly amendment 2 to **Assembly Bill 132**.

The question was: Shall assembly amendment 2 to **Assembly Bill 132** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Boyle, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Huber, Hubler, Krug, Krusick, Kunicki, Lautenschlager, Linton, Medinger, Moore, Notestein, Ourada, Plache, Porter, Potter, Roberts, Robson, Rohan, Rutkowski, Schneider, Stower, Swoboda, Tesmer, Thompson, Travis, Tregoning, Van Dreel, Van Gorden, Vanderperren, Volk, Williams, Wineke, Young, Zeuske, Zweck and Speaker Loftus — 57.

Noes — Representatives Bolle, Brancel, Brandemuehl, Coleman, Deininger, Duff, Farrow, Foti, Gard, Goetsch, Hamilton, Harsdorf, Huelsman, Johnsrud, Klusman, Ladwig, Lahn, Larson, Lehman, Lepak, Lewis, Lorge, Loucks, Musser, Nelsen, Ott, Panzer, Prosser, Radtke, Rosenzweig, Schmidt,

Schneiders, Schultz, Seery, Turba, Underheim, Vergeront, Walling, Welch, Wimmer, Wood and Zien — 42.

Absent or not voting — None.

Motion carried.

The question was: Shall **Assembly Bill 132** be ordered engrossed and read a third time?

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 132** be given a third reading. Granted.

The question was: **Assembly Bill 132** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Barrett, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, M., Coggs, S., Fergus, Fortis, Gard, Grobschmidt, Gronemus, Gruszynski, Hasenohrl, Hauke, Hinkfuss, Holperin, Huber, Hubler, Krug, Krusick, Kunicki, Ladwig, Larson, Lautenschlager, Lepak, Linton, Medinger, Moore, Notestein, Ourada, Plache, Roberts, Robson, Rohan, Rutkowski, Schneider, Schultz, Seery, Stower, Swoboda, Tesmer, Thompson, Travis, Tregoning, Van Dreel, Van Gorden, Vanderperren, Volk, Williams, Wineke, Young, Zeuske, Zweck and Speaker Loftus — 63.

Noes — Representatives Coleman, Deininger, Duff, Farrow, Foti, Goetsch, Hamilton, Harsdorf, Holschbach, Huelsman, Johnsrud, Klusman, Lahn, Lehman, Lewis, Lorge, Loucks, Musser, Nelsen, Ott, Panzer, Porter, Potter, Prosser, Radtke, Rosenzweig, Schmidt, Schneiders, Turba, Underheim, Vergeront, Walling, Welch, Wimmer, Wood and Zien — 36.

Absent or not voting — None.

Motion carried.

Representative Hauke asked unanimous consent that the rules be suspended and that **Assembly Bill 132** be immediately messaged to the senate. Granted.

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Representative Hinkfuss asked unanimous consent that the assembly adjourn in honor of Representative Swoboda, who celebrated his fiftieth birthday on Sunday, May 28. Granted.

Representative Musser asked unanimous consent that the assembly adjourn in honor of his father Millard Musser of Black River Falls, who is celebrating his sixty-third birthday today. Granted.

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Representative M. Coggs asked unanimous consent that the assembly adjourn in honor of her sister, Verdin J. Robinson, who was elected to the Kansas State Legislature yesterday. Granted.

Representative Lautenschlager asked unanimous consent that the assembly adjourn in honor of her sons Joshua and Ryan Kaul, and her stepsons Jason and Justin Rippl. Granted.

Representative Robson asked unanimous consent that the assembly adjourn in honor of her parents Mary and George Biros, who celebrated their fifty-first wedding anniversary on Sunday, May 28. Granted.

Representative Roberts asked unanimous consent that the assembly adjourn in honor of Roger King, the Vocational Agriculture Instructor at Holmen High School. 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:

Stacie Andrew, David Boyd, Leonard Crye, Kerry Dehmlow, Janet and Joan Grotzke, Kay Lamphear, Kyle Larson, Jimmy and Nancy Oberleitner, Amy Schoessow, Todd Scott, Robert Weishoff, Sharon Lehnen and Mona Goodman of the Portage Special Education Department, guests of Representative Thompson.

Representative Hamilton's granddaughter Jennifer and her parents Ann and Greg Dachel from Chippewa Falls, guests of Representative Hamilton.

Barbara Grobschmidt from South Milwaukee, guest and wife of Representative Grobschmidt, celebrating their twentieth wedding anniversary.

Lloyd "Swanny" Swanson from Madison, guest of Representative Clarenbach.

Students from Rosenow Elementary School in Fond du Lac, guests of Representative Lautenschlager.

Students from Saylesville Elementary School in Rubicon, guests of Representative Lehman.

Fourth grade students from McLenegan Elementary School in Beloit accompanied by their teacher Bonnie Blanco, guests of Representative Robson.

Students from Roosevelt Elementary School in La Crosse, guests of Representative Roberts.

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Representative Hauke moved that the assembly stand adjourned until 9:30 A.M. tomorrow.

The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

11:00 A.M.