

JOURNAL OF THE SENATE (July 26, 1973)

STATE OF WISCONSIN  
**Senate Journal**  
Eighty-First Regular Session

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THURSDAY, July 26, 1973.

9:00 A.M.

The senate met.

The senate was called to order by the president of the senate.

Prayer was offered by Reverend Joseph Washington, Retired Baptist Minister of Madison.

The senate remained standing and the president of the senate led the senate in the pledge of allegiance to the flag of the United States of America.

The roll was called and the following senators answered to their names:

Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 30.

Absent -- None.

Absent with leave -- Senators Kendziorski, Keppler and Knowles -- 3.

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**BILLS INTRODUCED**

Read first time and referred:

**Senate Bill 714**

An act to create a special committee on volunteerism and providing for a report to the legislature.

By Senators Chilsen, Knowles, Bidwell, Keppler, Krueger, Johnson, Kasten, Roseleip, McKenna, M. Swan, Parys, Martin, Frank, Bablitch and Schuele, cosponsored by Representatives Earl, Day, Schricker, Byers and Opitz.

To committee on Governmental and Veterans' Affairs.

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**Senate Bill 715**

Relating to nonademption and lapse provisions pertaining to wills.

By Senator Petri.

To committee on Judiciary and Insurance.

**Senate Bill 716**

Relating to revising the divorce laws and making an appropriation.

By Senator Risser, by request of Mr. Les Kohut.

To committee on Judiciary and Insurance.

**Senate Bill 717**

Relating to the termination date of the Wolf River preservation agreement and increasing an appropriation.

By Senator LaFave.

To committee on Natural Resources.

**Senate Bill 718**

Relating to the suitability of the surface waters for body contact and domestic consumption purposes.

By Senators Devitt, LaFollette, Flynn, Frank, Dorman and LaFave.

To committee on Health, Education and Welfare.

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**COMMITTEE REPORTS**

The joint committee on Remedial Legislation reports and recommends for introduction:

**Senate Bill 719**

Relating to various changes in motor vehicle laws (suggested as remedial legislation by the Department of Transportation).

Read first time and referred to committee on Transportation.

DANIEL O. THENO

Chairman

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**PETITIONS AND COMMUNICATIONS**

**Senate Petition 141**

A petition by 20 citizens of Manitowoc County supporting Assembly Bill 1045.

By Senator Martin.

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**Read and referred to committee on Health, Education and Welfare.**

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**EXECUTIVE COMMUNICATIONS**

**State of Wisconsin  
Office of the Governor  
Madison, Wisconsin**

**July 20, 1973.**

**To the Honorable, the Senate:**

Pursuant to the provisions of the statutes governing, I have nominated and with the advice and consent of the Senate do appoint Mr. Gerald J. Ring of Madison, as a member of the Credit Union Review Board to succeed himself, to serve for the term ending May 1, 1978.

**Sincerely,  
PATRICK J. LUCEY  
Governor**

**Read and referred to committee on Industry, Labor, Taxation and Banking.**

**State of Wisconsin  
Office of the Governor  
Madison, Wisconsin**

**July 20, 1973.**

**To the Honorable, the Senate:**

Pursuant to the provisions of the statutes governing, I have nominated and with the advice and consent of the Senate do appoint Thora M. Vervoren of Milwaukee, as a member of the Pharmacy Examining Board, to succeed Fred Rode, to serve for the term ending July 1, 1975.

**Sincerely,  
PATRICK J. LUCEY  
Governor**

**Read and referred to committee on Health, Education and Welfare.**

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CONSENT LIST

**Senate Bill 410**

Relating to closing hour of certain liquor and beer bars.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

By request of Senator Parys, with unanimous consent, senate substitute amendments 1 and 3 were laid on the table and senate substitute amendment 2 was considered for action at this time.

Senate substitute amendment 2 adopted.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 410**

Read a third time and passed.

By request of Senator Roseleip, with unanimous consent, **Assembly Bill 798** was taken from the table and considered for action at this time.

**Assembly Bill 798**

Relating to validation of village debts and contracts incurred for public works and to authorizing a city, village or county to pay for certain benefits and improvements furnished them.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 798**

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 0; absent or not voting, 6; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, McKenna, Martin, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno and Thompson -- 27.

Noes -- None.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles, Lorge, Murphy and Whittow -- 6.

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So the bill was concurred in.

Ordered immediately messaged.

Senator Risser asked unanimous consent that **Senate Bill 314** be taken from the table and referred to the joint committee on Finance.

Senator Bidwell objected.

Senator Bidwell asked unanimous consent that **Senate Bill 314** be taken from the table and considered for action at this time.

Senator Risser objected.

Senator Bidwell moved that **Senate Bill 314** be taken from the table and considered for action at this time.

The ayes and noes were demanded and the vote was: ayes, 22; noes, 8; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, LaFave, LaFollette, Lorge, Martin, Parys, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M. and Theno -- 22.

Noes -- Senators Chilsen, Krueger, McKenna, Murphy, Peloquin, Risser, Thompson and Whittow -- 8.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the motion prevailed.

### **Senate Bill 314**

Relating to a maximum limit on the municipal room tax.

Read a second time.

Senator McKenna moved indefinite postponement.

The ayes and noes were demanded and the vote was: ayes, 8; noes, 21; absent or not voting, 4; as follows:

Ayes -- Senators Chilsen, Krueger, McKenna, Murphy, Risser, Theno, Thompson and Whittow -- 8.

Noes -- Senators Bablitch, Bidwell, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, LaFave, LaFollette, Lorge, Martin, Parys, Peloquin, Petri, Roseleip, Steinhilber, Swan, J.D. and Swan, M. -- 21.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles and Schuele -- 4.

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The motion did not prevail.

The question was: Adoption of senate amendment 1?

Senator Petri moved rejection.

Senator Chilsen in the chair.

9:45 A.M.

The ayes and noes were demanded and the vote was: ayes, 22; noes, 8; absent or not voting, 3; as follows:

Ayes -- Senators Bidwell, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, Martin, Parys, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M. and Theno -- 22.

Noes -- Senators Bablitch, Chilsen, McKenna, Murphy, Peloquin, Risser, Thompson and Whittow -- 8.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

The motion prevailed.

The question was: Adoption of senate admentment 2?

Senator Petri moved rejection.

Senate amendment 2 rejected.

Senator Hollander in the chair.

10:00 A.M.

Senate amendment 3 offered by Senator Chilsen.

Senator LaFave moved rejection.

Senator Chilsen moved that **Senate Bill 314** be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 11; noes, 19; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Chilsen, Dorman, Krueger, McKenna, Murphy, Peloquin, Risser, Theno, Thompson and Whittow -- 11.

Noes -- Senators Bidwell, Devitt, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, LaFave, LaFollette, Lorge, Martin, Parys, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D. and Swan, M. -- 19.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

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The motion did not prevail.

The question was: Rejection of senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 11; absent or not voting, 4; as follows:

Ayes -- Senators Bidwell, Devitt, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, LaFave, Lorge, Murphy, Peloquin, Petri, Roseleip, Steinhilber, Swan, J.D., Swan, M. and Theno -- 18.

Noes -- Senators Bablitch, Chilsen, Dorman, LaFollette, McKenna, Martin, Parys, Risser, Schuele, Thompson and Whittow -- 11.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles and Krueger -- 4.

The motion prevailed.

The question was: Shall the bill be ordered to a third reading?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 11; absent or not voting, 4; as follows:

Ayes -- Senators Bidwell, Devitt, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, LaFave, LaFollette, Lorge, Martin, Parys, Petri, Roseleip, Steinhilber, Swan, J.D. and Swan, M. -- 18.

Noes -- Senators Bablitch, Chilsen, Dorman, Krueger, McKenna, Murphy, Peloquin, Risser, Theno, Thompson and Whittow -- 11.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles and Schuele -- 4.

So the bill was ordered to a third reading.

Senator Johnson asked unanimous consent that the bill be considered for final action at this time.

Senator Murphy objected.

Senator Johnson moved that the bill be considered for final action at this time.

The ayes and noes were required and the vote was: ayes, 23; noes, 7; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Devitt, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, Martin, Parys, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno and Whittow -- 23.

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Noes -- Senators Chilsen, Dorman, McKenna, Murphy, Peloquin, Risser and Thompson -- 7.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

More than two-thirds having voted in the affirmative, the motion prevailed.

President of the senate in the chair.

10:30 A.M.

### **Senate Bill 314**

Read a third time.

The ayes and noes were required and the vote was: ayes, 18; noes, 12; absent or not voting, 3; as follows:

Ayes -- Senators Bidwell, Devitt, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, LaFave, LaFollette, Lorge, Parys, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D. and Swan, M. -- 18.

Noes -- Senators Bablitch, Chilsen, Dorman, Krueger, McKenna, Martin, Murphy, Peloquin, Risser, Theno, Thompson and Whittow -- 12.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the bill passed.

By request of Senator Johnson, with unanimous consent, all actions were ordered immediately messaged.

By request of Senator Hollander, with unanimous consent, **Senate Bill 660** was taken from the table and referred to the joint committee on Finance.

By request of Senator Hollander, with unanimous consent, **Senate Bill 660** was withdrawn from the joint committee on Finance and considered for action at this time.

### **Senate Bill 660**

Relating to creating a potato industry board and a potato industry act, granting rule-making authority, making and appropriation and providing for enforcement.

Read a second time.

The question was: Adoption of senate amendment 1?

Senate amendment 1 adopted.

Ordered to a third reading.



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By request of Senator LaFave, with unanimous consent, the bill was considered for final action at this time.

### **Senate Bill 660**

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 30.

Noes -- None.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the bill passed.

Senator Parys called the chair's attention to **Assembly Bill 525** which was a special order of business at 10:00 A.M.

The question was: Reconsideration of the vote by which **Assembly Bill 525** was concurred in?

Senator M. Swan withdrew his motion for reconsideration.

Ordered immediately messaged.

By request of Senator Bidwell, with unanimous consent, **Assembly Bill 924** was taken from the table and considered for action at this time.

### **Assembly Bill 924**

Relating to curb ramping for handicapped persons.

Read a second time.

Ordered to a third reading.

By request of Senator Bidwell, with unanimous consent, the bill was considered for final action at this time.

### **Assembly Bill 924**

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 0; absent or not voting, 4; as follows:

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Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 29.

Noes -- None.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles and Schuele -- 4.

So the bill was concurred in.

Ordered immediately messaged.

**Assembly Bill 502**

Relating to sport trolling for a fee on outlying waters and providing penalty.

Read a second time.

Senate amendment 1 offered by Senator Steinhilber.

The question was: Adoption of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 9; noes, 20; absent or not voting, 4; as follows:

Ayes -- Senators Bablitch, Bidwell, Kasten, Knutson, LaFave, LaFollette, Lorge, Steinhilber and Swan, J.D. -- 9.

Noes -- Senators Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Krueger, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Theno, Thompson and Whittow -- 20.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles and Swan, M. -- 4.

So the amendment was not adopted.

Senate amendment 2 offered by Senator Bablitch.

Senate amendment 2 adopted.

Ordered to a third reading.

By request of Senator Steinhilber, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 502**

Read a third time.

The ayes and noes were required and the vote was: ayes, 19; noes, 8; absent or not voting, 6; as follows:

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Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Flynn, Frank, Hollander, Johnson, Krueger, LaFollette, Martin, Murphy, Parys, Roseleip, Schuele, Swan, M., Theno, Thompson and Whittow -- 19.

Noes -- Senators Knutson, Lorge, McKenna, Peloquin, Petri, Risser, Steinhilber and Swan, J.D. -- 8.

Absent or not voting -- Senators Dorman, Kasten, Kendziorski, Keppler, Knowles and LaFave -- 6.

So the bill was concurred in as amended.

Ordered immediately messaged.

By request of Senator Hollander, with unanimous consent, **Senate Bill 455** was referred to the joint committee on Finance.

By request of Senator Hollander, with unanimous consent, **Senate Bill 455** was withdrawn from the joint committee on Finance and considered for action at this time.

### **Senate Bill 455**

Establishing minimum safety, health and comfort requirements for railroad cabooses, granting rule-making authority and providing a penalty.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Senate substitute amendment 1 adopted.

Ordered to a third reading.

By request of Senator Devitt, with unanimous consent, the bill was considered for final action at this time.

### **Senate Bill 455**

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 1; absent or not voting, 5; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 27.

Noes -- Senator Murphy -- 1.

Absent or not voting -- Senators Dorman, Kendziorski, Keppler, Knowles and LaFave -- 5.

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So the bill passed.

Ordered immediately messaged.

By request of Senator Hollander, with unanimous consent, **Assembly Bill 258** was referred to the joint committee on Finance.

By request of Senator Hollander, with unanimous consent, **Assembly Bill 258** was withdrawn from the joint committee on Finance and considered for action at this time.

### **Assembly Bill 258**

Relating to compensation of circuit court reporters.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

### **Assembly Bill 258**

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 2; absent or not voting, 4; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, Martin, Murphy, Parys, Petri, Risser, Roseip, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 27.

Noes -- Senators McKenna and Peloquin -- 2.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles and Schuele -- 4.

So the bill was concurred in.

### **Assembly Bill 353**

Relating to mutual savings banks loans, deposits, reserves and bank stations and branches.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

### **Assembly Bill 353**

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 1; absent or not voting, 5; as follows:

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Ayes -- Senators Bablitch, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Theno, Thompson and Whittow -- 27.

Noes -- Senator Swan, M. -- 1.

Absent or not voting -- Senators Bidwell, Johnson, Kendziorski, Keppler and Knowles -- 5.

So the bill was concurred in.

Ordered immediately messaged.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 147** was placed after **Senate Bill 185** on the consent list.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 148** was placed after **Assembly Bill 147** on the consent list.

By request of Senator Devitt, with unanimous consent, **Senate Bill 185** was taken from the table and considered for action at this time.

**Senate Bill 185**

Relating to recodification of the laws pertaining to special education of children with exceptional educational needs, authorizing payment of state aids, granting rule-making authority and increasing an appropriation.

The question was: Concurrence in assembly amendment 12?

Senator J. D. Swan moved nonconcurrence in assembly amendments 12 and 18.

The ayes and noes were demanded and the vote was: ayes, 3; noes, 25; absent or not voting, 5; as follows:

Ayes -- Senators Roseleip, Steinhilber and Swan, J.D. -- 3.

Noes -- Senators Bablitch, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Schuele, Swan, M., Theno, Thompson and Whittow -- 25.

Absent or not voting -- Senators Bidwell, Johnson, Kendziorski, Keppler and Knowles -- 5.

So the motion did not prevail.

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Senator J. D. Swan raised the point of order that **Senate Bill 185** required another fiscal note to comply with Wisconsin Stat. 13.10 (2) (2).

The chair ruled the point of order untimely as the question was only one of concurrence in the amendments.

Senator Hollander in the chair.

11:45 A.M.

The question was: Concurrence in assembly amendment 12?

Assembly amendment 12 concurred in.

The question was: Concurrence in assembly amendment 18?

Assembly amendment 18 concurred in.

**Assembly Bill 147**

Relating to appointment of court commissioners in populous counties.

Read a second time.

Senator Parys moved non-concurrence.

The ayes and noes were demanded and the vote was: ayes, 21; noes, 9; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Dorman, Hollander, Knutson, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 21.

Noes -- Senators Devitt, Flynn, Frank, Johnson, Kasten, Krueger, LaFave, Murphy and Steinhilber -- 9.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

The motion prevailed.

Senator Parys asked unanimous consent that **Assembly Bill 147** be immediately messaged.

Senator Johnson objected.

Senator Parys moved that **Assembly Bill 147** be ordered immediately messaged.

Senator Johnson asked unanimous consent that the motion be laid on the table.

Senator Risser objected.

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Senator Johnson moved that the motion to message **Assembly Bill 147** be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 10; noes, 20; absent or not voting, 3; as follows:

Ayes -- Senators Devitt, Hollander, Johnson, Kasten, Krueger, LaFave, Lorge, Murphy, Roseleip and Steinhilber -- 10.

Noes -- Senators Bablitch, Bidwell, Chilsen, Dorman, Flynn, Frank, Knutson, LaFollette, McKenna, Martin, Parys, Peloquin, Petri, Risser, Schuele, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 20.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

The motion did not prevail.

The question was: Shall **Assembly Bill 147** be ordered immediately messaged.

The ayes and noes were required and the vote was: ayes, 24; noes, 6; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Dorman, Flynn, Frank, Hollander, Knutson, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 24.

Noes -- Senators Devitt, Johnson, Kasten, Krueger, LaFave and Murphy -- 6.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

More than two-thirds having voted in the affirmative, the motion prevailed.

By request of Senator LaFave, with unanimous consent, **Assembly Bill 148** was withdrawn from the committee on Transportation and considered for action at this time.

### **Assembly Bill 148**

Relating to use of school bus flashers in municipalities.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

### **Assembly Bill 148**

Read a third time and concurred in.

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By request of Senator Johnson, with unanimous consent, all actions were ordered immediately messaged.

By request of Senator Johnson, with unanimous consent, the senate recessed until 1:30 P.M.

12:05 P.M.

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**RECESS**

1:30 P.M.

The senate reconvened.

By request of the president of the senate, Senator Chilsen took the chair.

By request of Senator Hollander, with unanimous consent, **Assembly Bill 1183** was taken from the table and considered for action at this time.

### **Assembly Bill 1183**

AN ACT to ratify the agreement negotiated between the State of Wisconsin and the (professional engineering) State Highway Engineers Association and authorizing an expenditure of funds.

Read a second time.

### **QUORUM CALL**

Senator Risser called the attention of the chair to the possible lack of a quorum.

The roll was called and the following senators answered to their names:

Senators Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Knutson, Krueger, LaFave, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno and Whittow -- 26.

Absent -- Senators Bablitch, Kasten, LaFollette and Thompson -- 4.

Absent with leave -- Senators Kendziorski, Keppler and Knowles -- 3.

Ordered to a third reading.

By request of Senator Hollander, with unanimous consent, the bill was considered for final action at this time.



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**Assembly Bill 1183**

Read a third time.

The ayes and noes were required and the vote was: ayes, 23; noes, 7; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Schuele, Swan, M., Theno, Thompson and Whittow -- 23.

Noes -- Senators Bidwell, Kasten, Knutson, Petri, Roseleip, Steinhilber and Swan, J.D. -- 7.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the bill was concurred in.

By request of Senator Hollander, with unanimous consent, **Assembly Bill 1184** was taken from the table and considered for action at this time.

**Assembly Bill 1184**

AN ACT to ratify the agreement negotiated between the State of Wisconsin and the (professional research, statistics and analysis) State Association of Career Employees and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

By request of Senator Hollander, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 1184**

Read a third time.

The ayes and noes were required and the vote was: ayes, 24; noes, 6; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Swan, M., Theno, Thompson and Whittow -- 24.

Noes -- Senators Bidwell, Kasten, Knutson, Petri, Steinhilber and Swan, J.D. -- 6.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the bill was concurred in.

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By request of Senator Hollander, with unanimous consent, **Assembly Bill 1209** was taken from the table and considered for action at this time.

**Assembly Bill 1209**

AN ACT to ratify the agreement negotiated between the State of Wisconsin and the (professional legal) Wisconsin State Attorneys Association and authorizing an expenditure of funds.

Read a second time.

Ordered to a third reading.

By request of Senator Hollander, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 1209**

Read a third time.

The ayes and noes were required and the vote was: ayes, 17; noes, 13; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Chilsen, Devitt, Dorman, Hollander, Johnson, Krueger, LaFave, McKenna, Martin, Murphy, Peloquin, Risser, Swan, M., Theno, Thompson and Whittow -- 17.

Noes -- Senators Bidwell, Flynn, Frank, Kasten, Knutson, LaFollette, Lorge, Parys, Petri, Roseleip, Schuele, Steinhilber and Swan, J.D. -- 13.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the bill was concurred in.

By request of Senator Risser, with unanimous consent, all actions were ordered immediately messaged.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 569** was taken from the table and considered for action at this time.

**Assembly Bill 569**

Relating to licensing of mobile home manufacturers, granting rule-making authority and providing a penalty.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 569**

Read a third time.

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The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 30.

Noes -- None.

Absent or not voting -- Senators Kendzioriski, Keppler and Knowles -- 3.

So the bill was concurred in.

Ordered immediately messaged.

By request of Senator Johnson, with unanimous consent, **Senate Bill 27** was taken from the table and considered for action at this time.

### **Senate Bill 27**

Relating to county reorganization.

The question was: Concurrence in assembly amendment 2?

Assembly amendment 2 concurred in.

President of the senate in the chair.

2:05 P.M.

The question was: Concurrence in assembly amendment 3?

Assembly amendment 3 concurred in.

The question was: Concurrence in assembly amendment 4?

Assembly amendment 4 concurred in.

The question was: Concurrence in assembly amendment 5?

Senator Hollander moved nonconcurrence.

The ayes and noes were demanded and the vote was: ayes, 12; noes, 17; absent or not voting, 4; as follows:

Ayes -- Senators Bidwell, Chilsen, Hollander, Kasten, Knutson, LaFave, Lorge, Peloquin, Petri, Roseleip, Schuele and Theno -- 12.

Noes -- Senators Bablitch, Devitt, Dorman, Flynn, Frank, Krueger, LaFollette, McKenna, Martin, Murphy, Parys, Risser, Steinhilber, Swan, J.D., Swan, M., Thompson and Whittow -- 17.

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Absent or not voting -- Senators Johnson, Kendziorski, Keppler and Knowles -- 4.

So the motion did not prevail.

Assembly amendment 5 concurred in.

The question was: Concurrence in assembly amendment 7?

Assembly amendment 7 concurred in.

### **Senate Bill 9**

Relating to annexation of town islands.

The question was: Adoption of assembly amendment 1?

Senator McKenna asked unanimous consent to refer **Senate Bill 9** to the joint committee on Finance.

Senator Risser objected.

Senator McKenna moved that **Senate Bill 9** be referred to the joint committee on Finance.

The ayes and noes were demanded and the vote was: ayes, 13; noes, 17; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Devitt, Johnson, Kasten, Knutson, LaFave, LaFollette, McKenna, Martin, Murphy, Peloquin and Swan, J.D. -- 13.

Noes -- Senators Chilsen, Dorman, Flynn, Frank, Hollander, Krueger, Lorge, Parys, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, M., Theno, Thompson and Whittow -- 17.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

The motion did not prevail.

The question was: Concurrence in assembly amendment 1?

Assembly amendment 1 concurred in.

The question was: Concurrence in assembly amendment 2?

Assembly amendment 2 concurred in.

Senator Knutson moved that **Senate Bill 9** be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 12; absent or not voting, 3; as follows:

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Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Peloquin, Petri, Roseleip and Swan, J.D. -- 18.

Noes -- Senators Dorman, Flynn, Frank, Hollander, Parys, Risser, Schuele, Steinhilber, Swan, M., Theno, Thompson and Whittow -- 12.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the motion prevailed.

By request of Senator Holladner, with unanimous consent, **Senate Bill 701** was withdrawn from the joint committee on Finance and considered for action at this time.

### **Senate Bill 701**

Relating to school district eligibility for highest level of aids for borrowing and indebtedness.

Read a second time.

Ordered to a third reading.

By request of Senator Hollander, with unanimous consent, the bill was considered for final action at this time.

### **Senate Bill 701**

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 0; absent or not voting, 4; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 29.

Noes -- None.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles and Roseleip -- 4.

So the bill passed.

Ordered immediately messaged.

Senator Risser asked unanimous consent that **Senate Bill 9** be taken from the table and considered for action at this time.

Senator Knutson objected.

Senator Risser moved that **Senate Bill 9** be taken from the table and considered for action at this time.

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The ayes and noes were demanded and the vote was: ayes, 14; noes, 16; absent or not voting, 3; as follows:

Ayes -- Senators Dorman, Flynn, Frank, Hollander, Lorge, Parys, Petri, Risser, Schuele, Steinhilber, Swan, M., Theno, Thompson and Whittow -- 14.

Noes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, McKenna, Martin, Murphy, Peloquin, Roseleip and Swan, J.D. -- 16.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

The motion did not prevail.

Senator Johnson asked unanimous consent that **Assembly Joint Resolution 23** be withdrawn from the committee on Health, Education and Welfare and considered for action at this time.

### **Assembly Joint Resolution 23**

Directing the legislative council to study the relationship between the programs offered by vocational, technical and adult education schools, high schools and institutions of higher education.

Read and concurred in.

By request of Senator Hollander, with unanimous consent, **Senate Bill 184** was referred to the joint committee on Finance.

By request of Senator Hollander, with unanimous consent, **Senate Bill 184** was withdrawn from the joint committee on Finance and considered for action at this time.

### **Senate Bill 184**

Relating to conservation of energy resources through DILHR building regulations.

Read a second time.

The question was: Indefinite postponement of **Senate Bill 184**?  
Senator Hollander in the chair.

3:07 P.M.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 12; absent or not voting, 3; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Parys, Petri, Roseleip, Steinhilber, Swan, J.D. and Theno -- 18.

Noes -- Senators Bablitch, Dorman, Flynn, Frank, LaFollette, McKenna, Peloquin, Risser, Schuele, Swan, M., Thompson and Whittow -- 12.

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Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the bill was indefinitely postponed.

Senator Krueger moved reconsideration of the vote by which **Senate Bill 184** was indefinitely postponed.

By request of Senator LaFollette, with unanimous consent, the motion for reconsideration was laid on the table.

By request of Senator Johnson, with unanimous consent, **Senate Bill 260** was referred to the joint committee on Finance.

Senator Johnson asked unanimous consent that **Assembly Bill 133** be withdrawn from the committee on Urban Affairs and considered for action at this time.

Senator Petri objected.

Senator Johnson moved that **Assembly Bill 133** be withdrawn from the committee on Urban Affairs and considered for action at this time.

The ayes and noes were required and the vote was: ayes, 22; noes, 8; absent or not voting, 3; as follows:

**Ayes** -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Krueger, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Risser, Roseleip, Schuele, Swan, M., Theno, Thompson and Whittow -- 22.

**Noes** -- Senators Johnson, Kasten, Knutson, LaFave, Murphy, Petri, Steinhilber and Swan, J.D. -- 8.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

More than two-thirds having voted in the affirmative, the motion prevailed.

### **Assembly Bill 133**

Relating to interest received by populous cities.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

### **Assembly Bill 133**

Read a third time.

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The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 30.

Noes -- None.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the bill was concurred in.

### **Assembly Bill 252**

Relating to suspension and expulsion of pupils from public schools.

Read a second time.

The question was: Adoption of senate amendment 1?

Senate amendment 1 adopted.

Ordered to a third reading.

Senator Johnson asked unanimous consent that the bill be considered for final action at this time.

Senator M. Swan objected.

By request of Senator M. Swan, with unanimous consent, **Assembly Bill 252** was placed after **Assembly Bill 710**.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 797** was taken from the table and considered for action at this time.

### **Assembly Bill 797**

Relating to situs of income received by a trustee.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

### **Assembly Bill 797**

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 1; absent or not voting, 4; as follows:



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Ayes -- Senators Bablitch, Bidwell, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 28.

Noes -- Senator Chilsen -- 1.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles and LaFave -- 4.

So the bill was concurred in.

President of the senate in the chair.

3:40 P.M.

By request of Senator Risser, with unanimous consent, **Assembly Bill 584** was considered for action at this time.

**Assembly Bill 584**

Relating to designation and regulation of bicycle ways by local units of government.

Read a second time.

Ordered to a third reading.

By request of Senator Risser, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 584**

Read a third time and concurred in.

Ordered immediately messaged.

By request of Senator Johnson, with unanimous consent, **Senate Bill 517** was placed at the foot of the consent list.

Senator Chilsen asked unanimous consent that **Assembly Bill 354** be placed at the foot of the consent list.

Senator J. D. Swan objected.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 710** was withdrawn from the committee on Health, Education and Welfare and considered for action at this time.

**Assembly Bill 710**

Relating to legislative scholarships throughout the university of Wisconsin system.

Read a second time.

Ordered to a third reading.

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By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

### **Assembly Bill 710**

Read a third time.

The ayes and noes were required and the vote was: ayes, 22; noes, 7; absent or not voting, 4; as follows:

Ayes -- Senators Bablitch, Bidwell, Devitt, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno and Whittow -- 22.

Noes -- Senators Chilsen, Dorman, Flynn, Hollander, Risser, Roseleip and Thompson -- 7.

Absent or not voting -- Senators Frank, Kendziorski, Keppler and Knowles -- 4.

So the bill was concurred in.

Ordered immediately messaged.

### **Assembly Bill 252**

By request of Senator Johnson, with unanimous consent, **Assembly Bill 252** was considered for final action at this time.

### **Assembly Bill 252**

Read a third time and concurred in as amended.

Ordered immediately messaged.

### **Senate Bill 597**

Relating to addition of municipalities to metropolitan sewerage districts.

Read a second time.

The question was: Adoption of senate amendment 1?

Senate amendment 1 adopted.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

### **Senate Bill 597**

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 25; noes, 4; absent or not voting, 4; as follows:

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Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Flynn, Hollander, Johnson, Kasten, Knutson, Krueger, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., Theno, Thompson and Whittow -- 25.

Noes -- Senators Dorman, Frank, Risser and Swan, M. -- 4.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles and LaFave -- 4.

So the bill passed.

Senator Peloquin asked unanimous consent that **Senate Bill 597** be immediately messaged.

Senator LaFollette objected.

Senator Peloquin moved that **Senate Bill 597** be ordered immediately messaged.

The ayes and noes were required and the vote was: ayes, 26; noes, 3; absent or not voting, 4; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., Theno, Thompson and Whittow -- 26.

Noes -- Senators LaFollette, Risser and Swan, M. -- 3.

Absent or not voting -- Senators Kendziorski, Keppler, Knowles and LaFave -- 4.

More than two-thirds having voted in the affirmative, the bill was ordered immediately messaged.

### **Senate Bill 466**

Relating to requiring hospitals to administer emergency medical treatment without regard to the patient's ability to pay, and providing a penalty.

Read a second time.

The question was: Adoption of senate amendment 1?

Senate amendment 1 adopted.

Senator Schuele moved reconsideration of the vote by which senate amendment 1 to **Senate Bill 466** was adopted.

The motion did not prevail.

Ordered to a third reading.

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By request of Senator Steinhilber, with unanimous consent, the bill was considered for final action at this time.

### **Senate Bill 466**

Read a third time and passed.

By request of Senator Schuele, with unanimous consent, the senate recessed until 4:30 P.M.

4:15 P.M.

-----  
RECESS

4:30 P.M.

The senate reconvened.

Senator Hollander moved that **Senate Bill 9** be taken from the table and considered for action at this time.

Senator Knutson moved a

### CALL OF THE SENATE

Which motion was supported.

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

The roll was called and the following senators answered to their names:

Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 28.

Absent -- Senators LaFave and Steinhilber -- 2.

Absent with leave -- Senators Kendziorski, Keppler and Knowles -- 3.

By request of Senator Hollander, with unanimous consent, **Senate Bill 261** remained in the joint committee on Finance.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 537** was withdrawn from the committee on Judiciary and Insurance and considered for action at this time.

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### **Assembly Bill 537**

Relating to legal presumptions as to intoxication based on percentages of alcohol in the blood.

Read a second time.

Ordered to a third reading.

By request of Senator Steinhilber, with unanimous consent, the bill was considered for final action at this time.

### **Assembly Bill 537**

Read a third time and concurred in.

Ordered immediately messaged.

By request of Senator Whittow, with unanimous consent, **Senate Bill 642** was withdrawn from the committee on Governmental and Veterans' Affairs and considered for action at this time.

By request of Senator Hollander, with unanimous consent, **Senate Bill 642** was referred to the joint committee on Finance.

By request of Senator Hollander, with unanimous consent, **Senate Bill 642** was withdrawn from the joint committee on Finance and considered for action at this time.

### **Senate Bill 642**

Relating to the real estate department in cities of the 1st class.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

### **Senate Bill 642**

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 30.

Noes -- None.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

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So the bill passed.

All members being present the question was: Shall **Senate Bill 9** be taken from the table and considered for action at this time?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 15; absent or not voting, 3; as follows:

Ayes -- Senators Chilsen, Dorman, Flynn, Frank, Hollander, LaFollette, Parys, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, M., Thompson, Whittow and President -- 16.

Noes -- Senators Bablitch, Bidwell, Devitt, Johnson, Kasten, Knutson, Krueger, LaFave, Lorge, McKenna, Martin, Murphy, Peloquin, Swan, J.D. and Theno -- 15.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

The motion prevailed.

The question on which the call of the senate was put having been decided the call was raised.

Senator Lorge moved that **Senate Bill 9** be placed at the foot of the consent list.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 16; absent or not voting, 3; as follows:

Ayes -- Senators Bidwell, Devitt, Johnson, Kasten, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Petri, Roseleip, Swan, J.D. and Theno -- 14.

Noes -- Senators Bablitch, Chilsen, Dorman, Flynn, Frank, Hollander, LaFollette, McKenna, Parys, Peloquin, Risser, Schuele, Steinhilber, Swan, M., Thompson and Whittow -- 16.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

The motion did not prevail.

The question was: Shall assembly amendment 7 be concurred in.

Assembly amendment 7 concurred in.

The question was: Shall assembly amendment 9 be concurred in.

Senator Murphy moved non-concurrence.

The motion prevailed.

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By request of Senator Risser, with unanimous consent, **Senate Bill 9** was ordered immediately messaged with a request for a committee on conference.

**YOUNGDALE, PAUL, O.D.**, of Beaverdam, as a member of the Optometry Examining Board, to succeed Donald Heyden, O.D., to serve for a term ending July 1, 1976.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 30.

Noes -- None.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the appointment was confirmed.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 383** was taken from the calendar and considered for action at this time.

### **Assembly Bill 383**

Relating to permitting counties under 500,000 to establish solid waste management systems operated by a solid waste management board.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

### **Assembly Bill 383**

Read a third time and concurred in.

By request of Senator Hollander, with unanimous consent, **Assembly Bill 773** was referred to the joint committee on Finance.

By request of Senator Hollander, with unanimous consent, **Assembly Bill 773** was withdrawn from the joint committee on Finance and considered for action at this time.

### **Assembly Bill 773**

AN ACT directing the higher educational aids board to seek interstate reciprocity agreements for resident students in veterinary education.

Read a second time.

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Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

**Assembly Bill 773**

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 30.

Noes -- None.

Absent or not voting -- Senators Kendzioriski, Keppler and Knowles -- 3.

So the bill was concurred in.

**Assembly Bill 178**

Relating to released time for religious education.

Read a second time.

Senator Risser asked unanimous consent that **Assembly Bill 178** be placed at the foot of the consent list.

Senator J. D. Swan objected.

Senator Risser moved that **Assembly Bill 178** be laid on the table.

The motion did not prevail.

Ordered to a third reading.

Senator Johnson asked unanimous consent that the bill be considered for final action at this time.

Senator Risser objected.

Senator J. D. Swan moved that the bill be considered for final action at this time.

The ayes and noes were required and the vote was: ayes, 23; noes, 7; absent or not voting, 3; as follows:



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Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Petri, Roseleip, Schuele, Swan, J.D., Swan, M., Theno and Whittow -- 23.

Noes -- Senators Dorman, Flynn, Frank, Murphy, Risser, Steinhilber and Thompson -- 7.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

More than two-thirds having voted in the affirmative, the motion prevailed.

### Assembly Bill 178

Read a third time.

Senator Hollander in the chair.

5:25 P.M.

Senator Thompson moved the senate adjourn.

Senator Johnson moved a

### CALL OF THE SENATE

Which motion was supported.

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

The roll was called and the following senators answered to their names:

Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 30.

Absent -- None.

Absent with leave -- Senators Kendziorski, Keppler and Knowles -- 3.

President of the senate in the chair.

5:40 P.M.

The ayes and noes were demanded and the vote was: ayes, 7; noes, 23; absent or not voting, 3; as follows:

Ayes -- Senators Chilsen, LaFollette, Murphy, Risser, Swan, M., Thompson and Whittow -- 7.

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Noes -- Senators Bablitch, Bidwell, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, Lorge, McKenna, Martin, Parys, Peloquin, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D. and Theno -- 23.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

The motion did not prevail.

The question on which the call of the senate was put having been decided the call was raised.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 178** was placed at the foot of the consent list.

By request of Senator Parys, with unanimous consent, **Assembly Bill 698** was withdrawn from the committee on Health, Education and Welfare and place at the foot of the consent list.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 222** was taken from the calendar and considered for action at this time.

### **Assembly Bill 222**

Relating to ticket scalping at the state fair park and providing a penalty.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

### **Assembly Bill 222**

Read a third time and concurred in.

By request of Senator Parys, with unanimous consent, **Senate Bill 153** was referred to the joint committee on Finance.

By request of Senator Parys, with unanimous consent, **Senate Bill 153** was withdrawn from the joint committee on Finance and considered for action at this time.

### **Senate Bill 153**

Relating to the use of crossbows by physically disabled, resident archers.

Read a second time.

Ordered to a third reading.

By request of Senator Parys, with unanimous consent, the bill was considered for final action at this time.

### **Senate Bill 153**

Read a third time.

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The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 3; as follows:

**Ayes** -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 30.

**Noes** -- None.

**Absent or not voting** -- Senators Kendziorski, Keppler and Knowles -- 3.

So the bill passed.

Ordered immediately messaged.

### **Senate Bill 689**

Relating to funding for the construction of intrastate and interstate bridges and making an appropriation.

Read a second time.

Senator Hollander raised the point of order that **Senate Bill 689** had a fiscal note and was required to go to the joint committee on Finance.

The chair ruled the point of order well taken.

Senator Lorge appealed the ruling of the chair.

The question was: Shall the ruling of the chair stand as the decision of the senate?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 9; absent or not voting, 3; as follows:

**Ayes** -- Senators Bablitch, Bidwell, Chilsen, Dorman, Flynn, Frank, Hollander, Knutson, LaFollette, McKenna, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Thompson and Whittow -- 21.

**Noes** -- Senators Devitt, Johnson, Kasten, Krueger, LaFave, Lorge, Martin, Petri and Theno -- 9.

**Absent or not voting** -- Senators Kendziorski, Keppler and Knowles -- 3.

So the ruling of the chair was sustained.

Senator Lorge asked unanimous consent that **Senate Bill 689** be withdrawn from the joint committee on Finance and considered for action at this time.

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Senator Roseleip objected.

**Assembly Joint Resolution 66**

Requesting the highway commission to study the feasibility of extending state trunk highway 158 to Lake Geneva.

Read.

Senate amendment 1 offered by Senator Risser.

Senator LaFave moved rejection.

Senate amendment 1 rejected.

The question was: Concurrence?

**Assembly Joint Resolution 66** concurred in.

Ordered immediately messaged.

Senator Johnson asked unanimous consent that **Senate Bill 684** be withdrawn from the committee on Health, Education and Welfare and considered for action at this time.

Senator J. D. Swan objected.

Senator Peloquin moved that **Senate Bill 684** be withdrawn from the committee on Health, Education and Welfare and considered for action at this time.

Senator Hollander in the chair.

6:15 P.M.

President of the senate in the chair.

6:25 P.M.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 10; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Devitt, Flynn, Frank, Johnson, Kasten, Krueger, LaFave, LaFollette, Lorge, McKenna, Murphy, Parys, Peloquin, Risser, Schuele, Swan, M., Theno, Thompson and Whittow -- 20.

Noes -- Senators Bidwell, Chilsen, Dorman, Hollander, Knutson, Martin, Petri, Roseleip, Steinhilber and Swan, J.D. -- 10.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the motion prevailed.

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**Senate Bill 684**

Relating to developmental disabilities.

Read a second time.

Senator Chilsen raised the point of order that **Senate Bill 684** required a fiscal note.

The chair ruled the point of order not well taken.

Senator Chilsen appealed the ruling of the chair.

Senator Steinhilber moved that the appeal be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 16; absent or not voting, 3; as follows:

Ayes -- Senators Bidwell, Chilsen, Dorman, Hollander, Johnson, Kasten, Knutson, Krueger, Martin, Petri, Roseleip, Steinhilber, Swan, J.D. and Theno -- 14.

Noes -- Senators Bablitch, Devitt, Flynn, Frank, LaFave, LaFollette, Lorge, McKenna, Murphy, Parys, Peloquin, Risser, Schuele, Swan, M., Thompson and Whittow -- 16.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the motion did not prevail.

By request of Senator Johnson, with unanimous consent, **Senate Bill 684** was placed at the foot of the consent list.

**Senate Bill 517**

Relating to an increase in the homestead exemption to \$25,000.

Read a second time.

Ordered to a third reading.

By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

**Senate Bill 517**

Read a third time and passed.

By request of Senator Johnson, with unanimous consent, all actions were ordered immediately messaged.

**Assembly Bill 698**

Relating to the extension of nursing home licensing requirements to certain county institutions.

Read a second time.

Ordered to a third reading.

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By request of Senator Johnson, with unanimous consent, the bill was considered for final action at this time.

### **Assembly Bill 698**

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 28; noes, 2; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Schuele, Steinhilber, Swan, M., Theno, Thompson and Whittow -- 28.

Noes -- Senators Roseleip and Swan, J.D. -- 2.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

So the bill was concurred in.

By request of Senator Lorge, with unanimous consent, the senate returned to the fourth order of business.

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## COMMITTEE REPORTS

The committee on Committees reports and recommends:

Pursuant to Senate Joint Resolution 77 of the 1973 Legislative Session, the following Senators be appointed to the Special Joint Committee to Study Ways to Increase Legislative Input and Increased Efficiency in the Budgetary Process:

Senator Walter G. Hollander  
Senator Robert P. Knowles  
Senator Daniel Theno  
Senator Dale T. McKenna  
Senator James Flynn

GERALD D. LORGE  
Chairman

REUBEN LAFAVE

RAYMOND C. JOHNSON

Senator Johnson moved adoption of the committee report.

The motion prevailed.

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### LEAVE OF ABSENCE

By request of Senator Knutson, with unanimous consent, Senator Lorge was granted a leave of absence for October 23 and 24.

By request of Senator Johnson, with unanimous consent, when the senate adjourned it did so in honor of the 61st birthday of Senator Roseleip.

By request of Senator Johnson, with unanimous consent, the senate also adjourned wishing a speedy recovery to Senator Keppler.

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### AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 524** by Senator Murphy.

Senator Johnson moved that the senate adjourn until 10:00 A.M. Tuesday, October 2 pursuant to **Assembly Joint Resolution 13**.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 12; absent or not voting, 3; as follows:

Ayes -- Senators Bidwell, Chilsen, Dorman, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, McKenna, Martin, Murphy, Petri, Risser, Steinhilber, Swan, J.D., Thompson and Whittow -- 18.

Noes -- Senators Bablitch, Devitt, Flynn, LaFave, LaFollette, Lorge, Parys, Peloquin, Roseleip, Schuele, Swan, M. and Theno -- 12.

Absent or not voting -- Senators Kendziorski, Keppler and Knowles -- 3.

The motion prevailed.

6:50 P.M.

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### INTRODUCTION OF GUESTS

Senator Martin introduced Mr. John Lawrie and John Michalski of Sturgeon Bay, Wisconsin.

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**Senator Dorman introduced Mayor Steve Olson of Racine, Wisconsin.**