

JOURNAL OF THE SENATE October 26, 1973

STATE OF WISCONSIN
Senate Journal
Eighty-First Regular Session

FRIDAY, October 26, 1973.

9:00 A.M.

The senate met.

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

Prayer was offered by Senator J. D. Swan.

The senate remained standing and Senator Roseleip 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, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Theno, Thompson and Whittow -- 30.

Absent -- Senators Dorman and Swan, M. -- 2.

Absent with leave -- Senator Kendziorski -- 1.

President of the senate in the chair.

9:07 A.M.

LEAVE OF ABSENCE

By request of Senator Roseleip, with unanimous consent, he was granted a leave of absence at 6:00 P.M.

By request of Senator Johnson, with unanimous consent, the senate advanced to the eleventh order of business.

PRIORITY CALENDAR

Senate Bill 763

Relating to expanding the definition of income for homestead tax credit purposes.

Read a second time.

Senator Keppler raised the point of order that **Senate Bill 763** had no report from the Joint Survey Committee on Tax Exemptions and therefore was not properly before the senate.

The chair ruled the point of order not well taken as the fiscal note stated that the bill did not create a tax decrease.

By request of Senator Johnson, with unanimous consent, **Senate Bill 763** was placed after the appointment of Thomas Fox on the Priority Calendar.

Assembly Bill 1107

Relating to abolition of the conservation wardens pension fund and 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 1107

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 32.

Noes -- None.

Absent or not voting -- Senator Kendziorski -- 1.

So the bill was concurred in.

Ordered immediately messaged.

Assembly Bill 536

Relating to pension and disability benefits for members of the pre-1948 municipal police and firemen pension plans.

Read a second time.

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Senate substitute amendment 1 to Assembly Bill 536 offered by Senator Hollander.

Senator Johnson moved that the substitute amendment be considered for action at this time.

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

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

Noes -- Senators Hollander, Kasten, Knowles and Murphy -- 4.

Absent or not voting -- Senator Kendziorski -- 1.

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

Senator Johnson moved rejection of senate substitute amendment 1.

The motion prevailed.

Vice-president of the senate in the chair.

9:45 A.M.

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 536

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 2; absent or not voting, 2; as follows:

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

Noes -- Senators Kasten and Knowles -- 2.

Absent or not voting -- Senators Hollander and Kendziorski -- 2.

So the bill was concurred in.

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Ordered immediately messaged.

Assembly Bill 1305

Relating to nonresident fishing licenses and resident sportsman licenses.

Read a second time.

By request of Senator Krueger, with unanimous consent, he, Senators Theno, Roseleip, Martin and Schuele were added as cosponsors of **Assembly Bill 1305**.

By request of Senator McKenna, with unanimous consent, senate amendment 2 to **Assembly Bill 1305** was withdrawn and returned to the author.

President of the senate in the chair.

10:10 A.M.

The question was: Rejection of senate amendment 1?

By request of Senator McKenna, with unanimous consent, he was added as an author of senate amendment 1 to **Assembly Bill 1305**.

Senate amendment 1 rejected.

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 1305

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 1; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 31.

Noes -- Senator Frank -- 1.

Absent or not voting -- Senator Kendziorski -- 1.

So the bill was concurred in.

Ordered immediately messaged.

By request of Senator LaFave, with unanimous consent, **Senate Bill 892** was placed at the foot of the Priority Calendar.

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By request of Senator Johnson, with unanimous consent, **Assembly Bill 1287** was placed after **Senate Bill 787** on the Priority Calendar.

By request of Senator Knowles, with unanimous consent, **Assembly Bill 952** was taken from the calendar of January 29, 1974 and considered for action at this time.

Assembly Bill 952

Relating to changes in workmen's compensation law recommended by the council on workmen's compensation.

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 952

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 31.

Noes -- None.

Absent or not voting -- Senators Kendziorski and Krueger -- 2.

So the bill was concurred in.

Senate Bill 639

Relating to registration and inspection of livestock brands, granting rule-making authority, setting penalties and providing an appropriation.

Read a second time.

By request of Senator McKenna, with unanimous consent, **Senate Bill 639** was referred to the joint committee on Finance.

By request of Senator Knutson, with unanimous consent, **Senate Bill 639** was withdrawn from the joint committee on Finance and considered for action at this time.

By request of Senator Chilsen, with unanimous consent, senate substitute amendment 1 was laid on the table.

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The question was: Adoption of senate substitute amendment 2?

Senate substitute amendment 2 adopted.

Ordered to a third reading.

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

Senate Bill 639

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, Keppler, Knowles, Knutson, 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, Krueger and LaFave -- 3.

So the bill passed.

Ordered immediately messaged.

By request of Senator Knutson, with unanimous consent, his point of order as it related to the membership of the conference committee on **Senate Bill 9** was withdrawn.

The question was: Adoption of the conference committee report on **Senate Bill 9**?

The report was adopted.

By request of Senator Risser, with unanimous consent, **Senate Bill 9** was ordered immediately messaged.

By request of Senator Johnson, with unanimous consent, **Senate Bill 96** was placed at the foot of the Priority Calendar.

Assembly Bill 756

Relating to costs of protecting grade crossings.

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.

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Assembly Bill 756

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

Noes -- None.

Absent or not voting -- Senators Devitt, Kendziorski and Roseleip -- 3.

So the bill was concurred in.

Ordered immediately messaged.

By request of Senator Murphy, with unanimous consent, he withdrew his name as an author of **Senate Bill 787**.

By request of Senator Johnson, with unanimous consent, **Senate Bill 763** was considered for action at this time.

Senate Bill 763

Relating to expanding the definition of income for homestead tax credit purposes.

Read a second time.

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Wisconsin Legislature
Assembly Chamber
Madison

October 26, 1973.

Lt. Governor Martin J. Schreiber
State Capitol
Madison, Wisconsin

Dear Lt. Governor Schreiber:

Senate Bill 763, relative to expanding the definition of income for Homestead Tax Credit purposes, was reported out of the Joint Survey Committee on Tax Exemptions without a report because it deals with tax relief, not with a tax exemption. The Committee has traditionally followed this procedure with all Homestead related bills.

Sincerely,
HARVEY L DUEHOLM
Vice-Chairman

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 763

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

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

Noes -- Senators Keppler and Swan, M. -- 2.

Absent or not voting -- Senator Kendziorski -- 1.

So the bill passed.

Ordered immediately messaged.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 766** was taken from the calendar of January 29, 1974 and considered for action at this time.

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Assembly Bill 766

Relating to establishing a program for inland lake rehabilitation and rehabilitation districts, creating an inland lakes protection and rehabilitation council in the department of natural resources.

Read a second time.

By request of Senator Knowles, with unanimous consent, senate substitute amendment 1 was considered for action at this time.

Senate substitute amendment 1 adopted.

Ordered to a third reading.

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

Assembly Bill 766

Read a third time.

Senator Dorman in the chair.

11:30 A.M.

President of the senate in the chair.

11:45 A.M.

Senator Steinhilber asked unanimous consent to re-refer **Assembly Bill 766** to the committee on Natural Resources.

Senator McKenna objected.

Senator Steinhilber moved that **Assembly Bill 766** be re-referred to the committee on natural Resources.

The ayes and noes were demanded and the vote was: ayes, 8; noes, 24; absent or not voting, 1; as follows:

Ayes -- Senators Johnson, Knutson, LaFave, Murphy, Roseleip, Steinhilber, Swan, J.D. and Swan, M. -- 8.

Noes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Kasten, Keppler, Knowles, Krueger, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Petri, Risser, Schuele, Theno, Thompson and Whittow -- 24.

Absent or not voting -- Senator Kendziorski -- 1.

So the motion did not prevail.

Senator Steinhilber moved reconsideration of the vote by which **Assembly Bill 766** was ordered to a third reading.

The ayes and noes were demanded and the vote was: ayes, 15; noes, 17; absent or not voting, 1; as follows:

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Ayes -- Senators Hollander, Johnson, Kasten, Keppler, Knutson, LaFave, Lorge, Murphy, Parys, Petri, Roseleip, Steinhilber, Swan, J.D., swan, M. and Theno -- 15.

Noes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Knowles, Krueger, LaFollette, McKenna, Martin, Peloquin, Risser, Schuele, Thompson and Whittow -- 17.

Absent or not voting -- Senator Kendziorski -- 1.

The motion did not prevail.

The question was: Concurrence?

The ayes and noes were required and the vote was: ayes, 26; noes, 6; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Krueger, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Schuele, Theno, Thompson and Whittow -- 26.

Noes -- Senators Knutson, LaFave, Roseleip, Steinhilber, Swan, J.D. and Swan, M. -- 6.

Absent or not voting -- Senator Kendziorski -- 1.

So the bill was concurred in as amended.

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.

12:04 P.M.

RECESS

1:30 P.M.

The senate reconvened.

By request of Seantor Johnson, with unanimous consent, the senate returned to the third, fourth, fifth, seventh and eighth orders of business.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 813

Relating to eliminating enforcement of the limitation on 1973 tax levy.

By Senator McKenna.

To joint committee on Finance.

Senate Bill 814

Relating to creating an electrical safety advisory council in the department of industry, labor and human relations, bonding and registering electrical contractors, certifying electrical inspectors, requiring electrical inspection, granting rule-making authority, providing penalties and making an appropriation.

By Senators Roseleip, Devitt, Schuele, M. Swan and Whittow, cosponsored by Representative Tregoning, Looby, Otte, Mohn, Vanderperren, Roth, Schricker, Byers, Klicka, Thompson, Lewison, and O'Malley.

To committee on Industry, Labor, Taxation and Banking.

Senate Bill 815

Relating to election of secretaries of the departments of agriculture, health and social services and natural resources.

By Senator McKenna.

To committee on Governmental and Veterans' Affairs.

COMMITTEE REPORTS

The committee on Health, Education and Welfare reports and recommends:

Senate Bill 737

Relating to state assumption of teacher retirement and social security costs and making an appropriation.

Adoption of senate amendment 1; Ayes, 5; Noes, 2.

Adoption of senate amendment 2; Ayes, 5; Noes, 2.

Passage as amended; Ayes, 5; Noes, 2.

JAMES C. DEVITT
Chairman

PETITIONS AND COMMUNICATIONS

Senate Petition 180

A petition by 12 citizens of Waukesha, Milwaukee, Washington and Walworth Counties in opposition to diversion of the segregated highway fund for non-highway purposes and against an increase in the gasoline tax or registration fee.

By Senator Murphy.

Read and referred to the committee on Transportation.

MESSAGE FROM THE ASSEMBLY

By Thomas S. Hanson, chief clerk.

Mr. President:

I am directed to inform you that the assembly has Adopted and asks concurrence in:

Motions Under Joint Rule 26:

A Joint Certificate of Congratulations by Representative Cyrak; cosponsored by Senator Bidwell for LAKE MILLS BOARD OF EDUCATION on the opening of New Middle School;

A Joint Certificate of Congratulations by Representative Elconin; cosponsored by Senator Swan for FRANCIS J. EHLEY on his selection as Milwaukee County Veteran of the Year;

A Joint Certificate of Condolence by Representatives Giese and Thompson; cosponsored by Senators Bidwell and Roselep for EDWARD KRAEMER FAMILY on their father's untimely death;

A Joint Certificate of Congratulations by Representative Giese; cosponsored by Senator Bidwell for MRS. WILLIAM (Helen) CAMPBELL on her winning the 1973 CAROL Award presented by the Baraboo Jaycettes;

A Joint Certificate of Commendation by Representative Giese; cosponsored by Senator Bidwell for FRANK D. WEIGEL on being awarded FFA's Honorary American Farmer Degree at Kansas City, Mo.; and

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A Joint Certificate of Congratulations by Representatives Giese, Luckhardt and Quackenbush; cosponsored by Senators Bidwell and McKenna for MONONA GROVE CROSS-COUNTRY TEAM on their perfect conference dual meet record this fall.

and

Passed and asks concurrence in:

- Assembly Bill 443**
- Assembly Bill 488**
- Assembly Bill 796**
- Assembly Bill 987**
- Assembly Bill 934**
- Assembly Bill 1265**

and

Adopted and asks concurrence in:

- Assembly Joint resolution 101**

MESSAGE FROM THE ASSEMBLY CONSIDERED

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The above motions under Joint Rule 26 were read and concurred in en masse.

Assembly Bill 443

Relating to drawing jury panels in Milwaukee county.

By Representative TROPMAN.

Read first time and referred to committee on Judiciary and Insurance.

Assembly Bill 488

Relating to allowing drug treatment for minors without parental consent, and establishing for the treating physician immunity from civil liability.

By COMMITTEE ON HEALTH AND SOCIAL SERVICES, by request of Health Planning and Policy Task Force and Reps. Sanasarian, Sicula, Ward, Barbee, Mohn, Ferrall, Baldus, Oestreicher and Earl.

Read first time and referred to committee on Health, Education and Welfare.

Assembly Bill 796

Relating to receipts for bail deposits in traffic cases.

By Representatives CYRAK, THOMPSON, GIESE, WILCOX, ROTH, LUCKHARDT, MITTNESS, SCHNEIDER, DUREN, SCHROEDER, LEWISON, TESMER, LALLENSACK and MURRAY.

Read first time and referred to committee on Judiciary and Insurance.

Assembly Bill 987

Relating to changes in statutory fees for stenographers at coroner's inquests.

By Representatives JACKAMONIS and SHABAZ; cosponsored by Senators MURPHY and DEVITT, by request of Donald Eggum, Waukesha County Coronor.

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Read first time and referred to committee on Judiciary and Insurance.

Assembly Bill 934

Relating to unemployment compensation, and the unemployment reserve fund.

By Representatives OTTE, MOLINARO, DORFF, PABST, FERRALL, MITTNESS, KLECZKA, WAHNER, TROPMAN, BERGER, WARD, BARCZAK, CZERWINSKI, SICULA, TESMER, NAGER, BEHNKE and ELCONIN, co-sponsored by Senators PARYS, M. SWAN, LA FOLLETTE, FLYNN, THOMPSON, DORMAN and MC KENNA, by request of the United Auto Workers.

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

Assembly Bill 1265

Relating to the regulation of bingo, creating the bingo control board, providing rule-making authority, providing penalties and making an appropriation.

By Representatives KLECZKA, SCHROEDER, DAY, BALDUS, GIBSON, BEHNKE, CONTA, OLSON, WILLKOM, HAUKE, ALBERTS, ELCONIN, PABST, GOWER, KEDROWSKI, MENOS, LALLENSACK, MOHN, PLEWA, BARCZAK and VANDERPERREN; co-sponsored by Senators PARYS, KEPPLER, M. SWAN, ROSELEIP, SCHUELE, DEVITT and LORGE, by request of 645,544 electors of the State of Wisconsin on April 3, 1973.

Read first time and laid on the table.

Assembly Joint Resolution 101

Urging the department of transportation to aggressively seek federal approval and funding for a statewide transportation plan.

By Representatives TOBIASZ and MUNTZ, by request of the Governor's Study Committee on Mass Transit.

Read and referred to the committee on Transportation.

MOTIONS UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Vilas H. Whaley of Racine is celebrating his 87th birthday on October 28, 1973; and

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Whereas, Vilas Whaley has been a loved and respected member of the Racine community and the legal profession for many years, having practiced law in Racine since graduation from the UW Law School in 1912, being a member of the State and County Bar Associations, The American College of Trial Lawyers, and International Association of Insurance Counsel; having served in the U. S. Navy in World War I; and being a Past Commander of the American Legion; together with long membership in many social and civic organizations, and

Whereas, he is still a practicing attorney, arriving at his office at 8:00 A.M. each morning; now, therefore, The Members of the Wisconsin Senate, on the motion of Senator Dorman, under Joint Rule 26, do hereby congratulate Vilas H. Whaley on his 87th birthday, and commend him for his many contributions to society; and also express our best wishes to his wife Mary and their three children.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, in 1848, the same year Wisconsin achieved statehood, a group of Luxemburgers settled in southern Sheboygan County near Dacada--and by the following year nearly 80 families were living there; and

Whereas, Dacada has been a farming community and area trade center since its settlement;

Whereas, in 1848, St. Nicholas Catholic Church was established in a log cabin as a mission parish and has been reconstructed twice since that time to reflect the community's growth; and

Whereas, St. Nicholas Church has been the center of the community since its establishment; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Keppler and Representative Opitz, under Joint Rule 26, commend the community of Dacada, and the residents of the Townships of Sherman, Holland, Fredonia and Belgium who consider themselves as part of the Dacada community, and wish them well on their commemoration of December 9, 1973 as "Dacada, Wisconsin, Recognition Day" and extends its best wishes to the St. Nicholas Church for 125 years as the social and spiritual center of the community.

Read and adopted.

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The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Mr. Ray Theisen began his career with the Eau Clair Consumer's Co-op in 1938 when it was the coal yard that also sold gasoline; and

Whereas, he became the only manager in the history of the co-op in 1941 and has served as its manager ever since; and

Whereas, under his leadership, the co-op has grown to become one of the largest cooperatives in the state; now, therefore, The Members of the Wisconsin Senate on the motion of Senator Johnson, under Joint Rule 26, do hereby commend Ray Theisen for his 35 years of outstanding service to the Eau Clair Consumer's Co-op.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Rev. Walter Pichler of Rothschild, Wisconsin passed away on October 15, 1973; and

Whereas, Rev. Pichler was pastor of St. John's Lutheran churches in the Town of Scott and the Town of Maine for 43 years; and

Whereas, for a number of years he was chairman of the Eastern Pastoral Conference and for nearly twenty years was chairman of the North Wisconsin District Pastoral Conference; and

Whereas, in 1969 he was presented the distinguished service award by the Wisconsin Tuberculosis and Respiratory Disease Association in recognition of his many years of activity in programs for the eradication of tuberculosis; now, therefore, The Members of the Wisconsin Senate on the motion of Senators Chilsen and Krueger, under Joint Rule 26, express their deepest sympathy and extend condolences to the family of Reverend Walter Pichler.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the Brown Deer Junior Women's Club initiated a project that involved their community in a recycling program that sets an outstanding example for the rest of the state and nation; and

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Whereas, they have received the cooperation of the Brown Deer Jaycees, high school students, boy scouts, girl scouts, church and youth groups in their work to collect recyclable paper and over 27 tons of cans in the 15 months they have been in operation, netting \$3,580 for community work; and

Whereas, they have encouraged one-third of the community homes to participate in the paper recycling program and one out of seven homes to participate in the can recycling program; and

Whereas, they have raised community awareness of what individuals can do to work for the improvement of our environment; now, therefore, The Members of the Wisconsin legislature, on the motion of Senator Kasten, under Joint Rule 26; commend the Brown Deer Junior Women's Club on their efforts, encourages them to remain involved in their recycling program and wishes them continued success on a most worthwhile program.

Read and adopted.

By request of Senator Knutson, with unanimous consent, the senate recessed until 3:20 P.M.

1:45 P.M.

RECESS

3:20 P.M.

The senate reconvened.

By request of Senator Johnson, with unanimous consent, the conferece committee report on **Senate Bill 96** was considered for action at this time.

**Report of Committee of Conference
On Senate Bi^l 96**

The members of the Committee of Conference on Senate Bill 96 report and recommend:

- 1.--That the senate recede from its position of adopting senate substitute amendment 4;
- 2.--That the assembly recede from its position of adopting assembly substitute amendment 1; and
- 3.--That both houses, by their acceptance of this report, adopt or concur in senate substitute amendment 5 which is offered herewith by the Committee of Conference as their report.

Dated this 26th day of October, 1973.

WALTER J. CHILSEN
Chairman

JAMES C. DEVITT

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WILLIAM A. BABLITCH
ALVIN BALDUS
JOSEPH CZERWINSKI
TOMMY G. THOMPSON

The question was: Adoption of the Conference Committee Report?

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, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, 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 Dorman, Flynn and Kendziorski -- 3.

So the report was adopted.

Ordered immediately messaged.

By request of Senator Johnson, with unanimous consent, **Senate Bill 745** was considered for action at this time.

Senate Bill 745

Relating to time served on prison sentence.

Read a second time.

By request of Senator Hollander, with unanimous consent, **Senate Bill 745** was referred to the joint committee on Finance.

Senator Hollander asked unanimous consent that **Senate Bill 745** be withdrawn from the joint committee on Finance and considered for action at this time.

Senator Dorman objected.

Senator Hollander moved that **Senate Bill 745** be withdrawn from the joint committee on Finance and considered for action at this time.

The ayes and noes were required and the vote was: ayes, 23; noes, 9; absent or not voting, 1; as follows:

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Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Parys, Peloquin, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., Theno and Whittow -- 23.

Noes -- Senators Bablitch, Dorman, Flynn, Frank, LaFollette, McKenna, Risser, Swan, M. and Thompson -- 9.

Absent or not voting -- Senator Kendziorski -- 1.

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

Senator Risser moved indefinite postponement of Senate Bill 745.

The motion did not prevail.

Senate amendment 1 to Senate Bill 745 offered by Senator M. Swan.

Senator Murphy moved rejection.

The ayes and noes were demanded and the vote was: ayes, 22; noes, 9; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, Lorge, Martin, Murphy, Parys, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., Theno and Whittow -- 22.

Noes -- Senators Bablitch, Dorman, Flynn, LaFollette, McKenna, Peloquin, Risser, Swan, M. and Thompson -- 9.

Absent or not voting -- Senators Kendziorski and LaFave -- 2.

So the motion prevailed.

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.

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, 9; absent or not voting, 1; as follows:

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Ayes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Parys, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., theno and Whittow -- 23.

Noes -- Senators Bablitch, Dorman, Flynn, LaFollette, McKenna, Peloquin, Risser, Swan, M. and Thompson -- 9.

Absent or not voting -- Senator Kendziorski -- 1.

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

Senate Bill 745

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 23; noes, 9; absent or not voting, 1; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Parys, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., theno and Whittow -- 23.

Noes -- Senators Bablitch, Dorman, Flynn, LaFollette, McKenna, Peloquin, Risser, Swan, M. and Thompson -- 9.

Absent or not voting -- Senator Kendziorski -- 1.

So the bill passed.

Ordered immediately messaged.

By request of Senator Johnson, with unanimous consent, the following appointments were considered enmasse:

SLABY, JOHN, of Phillips, as a member of the Health and Social Services Board, to succeed Dr. H. J. Kief, to serve for a term ending May 1, 1979.

ZASTROW, DR. HENRY G., of Milwaukee, as a member of the Chiropractic Examining Board, to succeed Dr. Carl Webster, to serve for the term ending July 1, 1979.

VERVOREN, THORA M., of Milwaukee, as a member of the Pharmacy Examining Board, to succeed Fred Rode, to serve for the term ending July 1, 1975.

O'MEARA, DR. MARK T., of LaCrosse, as a member of the Medical Examining Board, to succeed Dr. Adolph Gunderson, to serve for the term ending July 1, 1973.

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- RUPEL, DR. JOHN W.**, of Marshfield, as a member of the Medical Examining Board, to succeed himself, to serve for the term ending July 1, 1977.
- VAUGHN, DR. THOMAS**, of Columbus, as a member of the Dentistry Examining Board, to succeed himself, to serve for the term ending July 1, 1978.
- FINCH, CLAIR L.**, of Madison, as a member of the Tax Appeals Commission, to succeed himself, to serve for the term ending March 1, 1979.
- MARKS, RICHARD S.**, of Madison, as a member of the Investment Board, to succeed James Lundberg, to serve for the term ending May 1, 1979.
- RING, GERALD J.**, of Madison, as a member of the Credit Union Review Board to succeed himself, to serve for the term ending May 1, 1978.
- SCHMIDT, MR KENNETH**, of Evansville, as a member of the State Board of Agriculture to succeed Wallace Jerome, to serve for the term ending May 1, 1979.
- VEUM, MR. KERMIT**, of Westby, to serve as a member of the State Board of Agriculture, to succeed Roger Biddick, to serve for the term ending May 1, 1979.
- GOLDBERG, DR. HENRY**, of Milwaukee, as a member of the Medical College of Wisconsin Board of Trustees, to serve for the term ending May 1, 1979.
- WEST, MRS. IRMA**, of Plover, as a member of the Board of Vocational, Technical and Adult Education, to succeed Merton Timmerman, to serve for a term ending May 1, 1979.
- WHITEBIRD, MAYNARD**, of Ashland, as a member of the Board of Vocational, Technical and Adult Education, to succeed Leroy Jonas, to serve for a term ending May 1, 1979.
- ZANCANARO, JOHN**, OF Milwaukee, as a member of the Board of Vocational, Technical and Adult Education, to serve for a term ending May 1, 1979.
- BRANDENBURG, DR. JAMES**, of Madison, as a member of the Hearing Aid Fitters and Dealers Examining Board, to serve for the term ending July 1, 1979.

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SCHAEFER, DONALD, of Madison, as a member of the Hearing Aid Fitters and Dealers Examining Board, to succeed Arthur Peterson, to serve for the term ending July 1, 1979.

ANSFIELD, DR. IRVING J., of Mequon, as a member of the Medical Examining Board to succeed Dr. H. G. Withrow, to serve a term ending May 1, 1974.

MCILLECE, DR. PATRICIA E., of Madison, as a member of the Medical Examining Board, to succeed Dr. Thomas Tormey, to serve for the term ending May 1, 1974.

HALBROOK, MRS. BARBARA, of Eau Claire, as a member of the Educational Communications Board, to succeed herself, to serve for the term ending May 1, 1977.

LANGDON, MRS. MARILYN, of Racine, as a member of the Educational Communications Board to succeed Fritz Friday, to serve for a term ending May 1, 1977.

MERVIS, MICHAEL, of Milwaukee, as a member of the Educational Communications Board, to succeed Dr. Per Helliesen, to serve for the remainder of the unexpired term ending May 1, 1975.

ULLRICH, MRS. DORIS, of Wausau, as a member of the Educational Communications Board, to succeed herself, to serve for the term ending May 1, 1977.

WISNEWSKI, FATHER RICHARD A., of LaCrosse, as a member of the Education Communications Board, to succeed Reverend Mark Schommer, to serve for the term ending May 1, 1977.

and with unanimous consent the following appointments were taken from the table and considered enmasse:

BOILEAU, JUDGE GERALD J., of Wausau, as a member of the Ethics Board, to serve for the term ending May 1, 1976.

LARDY, MRS. ANNRITA, of Madison, as a member of the Ethics Board, to serve for the term ending May 1, 1979.

McCAMY, JAMES L., of Madison, as a member of the Ethics Board, to serve for the term ending May 1, 1975.

McDONALD, SISTER GRACE, of LaCrosse, as a member of the Ethics Board, to serve for the term ending May 1, 1978.

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RHINEHART, NASEBY JR., of Wilwaukee, as a member of the Ethics Board, to serve for the term ending May 1, 1977.

SMITH, THOMAS S., of Appleton, as a member of the Ethics Board, to serve for the term ending May 1, 1980.

The question was: Confirmation of the appointments?

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 32.

Noes -- None.

Absent or not voting -- Senator Kendziorski -- 1.

So the appointments were confirmed.

DURKIN, ROBERT E., of Milwaukee, as a member of the Health and Social Services Board, to succeed Albert M. Davis, to serve for the remainder of the unexpired term ending May 1, 1975.

Senator Murphy asked unanimous consent that the appointment of Robert E. Durkin be re-referred to the committee on Health, Education and Welfare.

Senator Devitt objected.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 29; noes, 3; absent or not voting, 1; as follows:

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

Noes -- Senators Murphy, Roseleip and Swan, J.D. -- 3.

Absent or not voting -- Senator Kendziorski -- 1.

So the appointment was confirmed.

Senator Johnson asked unanimous consent that **Senate Bill 386** be withdrawn from the committee on Natural Resources and considered for action at this time.

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Senator LaFollette objected.

Senator Johnson moved that **Senate Bill 386** be withdrawn from the committee on Natural Resources and considered for action at this time.

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Dorman, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Murphy, Petri, Roseleip, Swan, J.D., Theno and Thompson -- 19.

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

Absent or not voting -- Senators Kendziorski and Steinhilber -- 2.

So the motion prevailed.

Senate Bill 386

Relating to free admission to state parks for resident persons 65 years of age or older.

Read a second time.

Ordered to a third reading.

By request of Senators Bablitch and Petri, they were added as coauthors of **Senate Bill 386**.

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

Senate Bill 386

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., swan, M., Theno, Thompson and Whittow -- 32.

Noes -- None.

Absent or not voting -- Senator Kendziorski -- 1.

So the bill passed.

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By request of Senator Johnson, with unanimous consent, **Senate Bill 411** was considered for action at this time.

Senate Bill 411

Establishing aids to municipalities for water systems and providing an appropriation.

Read a second time.

Senator Dorman in the chair.

4:40 P.M.

The question was: Adoption of senate amendment 1?

Senate amendment 1 adopted.

The question was: Adoption of senate amendment 2?

Senator LaFave moved rejection.

The motion prevailed.

Ordered to a third reading.

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

Senate Bill 411

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., swan, M., Theno, Thompson and Whittow -- 32.

Noes -- None.

Absent or not voting -- Senator Kendziorski -- 1.

So the bill passed.

Ordered immediately messaged.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 1312** was considered for action at this time.

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Assembly Bill 1312

Relating to restoring the department of transportation's authority to regulate dealers and salesmen of mobile homes less than 45 feet in length.

Read a second time.

Ordered to a third reading.

President of the senate in the chair.

4:55 P.M.

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

Assembly Bill 1312

Read a third time and concurred in.

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

By request of Senator Johnson, with unanimous consent, the appointment of Mrs. Victoria McCormick was considered for action at this time.

MCCORMICK, MRS. VICTORIA, of Waukesha, as a member of the Natural Resources Board, to succeed John Potter to serve for a term ending May 1, 1979.

The question was; Confirmation?

The ayes and noes were required and the vote was: ayes, 26; noes, 6; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Kasten, Keppler, Knowles, Knutson, LaFave, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Swan, M., Thompson and Whittow -- 26.

Noes -- Senators Johnson, Krueger, Murphy, Steinhilber, Swan, J.D. and Theno -- 6.

Absent or not voting -- Senator Kendziorski -- 1.

So the appointment was confirmed.

By request of Senator Johnson, with unanimous consent, the appointment of Thomas Fox was taken from the calendar of January 29, 1974 and considered for action at this time.

THOMAS FOX, of Washburn, as a member of the Natural Resources Board, to succeed Daniel Tyler, to serve for a term ending May 1, 1979.

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The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 20; noes, 11; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Devitt, Flynn, Frank, Hollander, Keppler, Knowles, Knutson, LaFollette, McKenna, Martin, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Swan, M., Thompson and Whittow -- 20.

Noes -- Senators Bidwell, Chilsen, Johnson, Kasten, Krueger, LaFave, Lorge, Murphy, Steinhilber, Swan, J.D. and Theno -- 11.

Absent or not voting -- Senators Dorman and Kendziorski -- 2.

So the appointment was confirmed.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 1287** was taken from the table and considered for action at this time.

Assembly Bill 1287

Relating to enabling federal administration of aid to the blind, old-age assistance and aid to totally and permanently disabled persons, and establishing a program of supplemental aids.

Read a second time.

Senate amendment 1 offered by Senators Murphy and Steinhilber.

Senate amendment 1 adopted.

Senate amendment 2 offered by Senators Murphy and Steinhilber.

Senate amendment 2 adopted.

Senate amendment 3 offered by Senators Devitt, LaFave, Knutson, Peloquin, McKenna, Krueger, J. D. Swan, Schuele, M. Swan, Roseleip, Frank, Parys and Dorman.

Senator Hollander raised the point of order that senate amendment 3 was not germane.

The chair ruled the point of order well taken.

Senator McKenna 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 required and the vote was: ayes, 14; noes, 17; absent or not voting, 2; as follows:

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Ayes -- Senators Bablitch, Chilsen, Flynn, Hollander, Kasten, Keppler, Knowles, LaFollette, Martin, Murphy, Risser, Steinhilber, Thompson and Whittow -- 14.

Noes -- Senators Bidwell, Devitt, Frank, Johnson, Knutson, Krueger, LaFave, Lorge, McKenna, Parys, Peloquin, Petri, Roseleip, Schuele, Swan, J.D., Swan, M. and Theno -- 17.

Absent or not voting -- Senators Dorman and Kendziorski -- 2.

So the ruling of the chair was not sustained.

Senate amendment 3 adopted.

Senate amendment 4 offered by Senator Steinhilber.

By request of Senator Steinhilber, with unanimous consent, senate amendment 4 was laid aside.

Senate amendment 5 offered by Senators Murphy and Steinhilber.

Senator Devitt moved rejection.

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Devitt, Flynn, Frank, Hollander, Kasten, Knowles, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Peloquin, Petri, Risser, Theno, Thompson and Whittow -- 19.

Noes -- Senators Bidwell, Chilsen, Johnson, Keppler, Knutson, Murphy, Parys, Roseleip, Schuele, Steinhilber, Swan, J.D. and Swan, M. -- 12.

Absent or not voting -- Senators Dorman and Kendziorski -- 2.

So the motion prevailed.

Senate amendment 6 offered by Senators Murphy and Steinhilber.

Senator LaFave moved rejection.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 11; absent or not voting, 2; as follows:

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

Noes -- Senators Bidwell, Chilsen, Johnson, Keppler, Knutson, Lorge, Murphy, Petri, Roseleip, Steinhilber and Swan, J.D. -- 11.

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Absent or not voting -- Senators Dorman and Kendziorski -- 2.

So the motion prevailed.

Senate amendment 7 offered by Senator Risser.

Senator Devitt moved rejection.

The ayes and noes were demanded and the vote was: ayes, 21; noes, 10; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Flynn, Frank, Hollander, Johnson, Kasten, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Parys, Peloquin, Petri, Roseleip, Schuele, Theno and Whittow -- 21.

Noes -- Senators Bablitch, Keppler, Knowles, LaFollette, McKenna, Risser, Steinhilber, Swan, J.D., Swan, M. and Thompson -- 10.

Absent or not voting -- Senators Dorman and Kendziorski -- 2.

Senate amendment 7 rejected.

Senate amendment 8 offered by Senator Murphy.

Senator LaFave moved rejection.

The motion prevailed.

By request of Senator Steinhilber, with unanimous consent, senate amendment 4 was laid on the table.

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 1287

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 2; absent or not voting, 1; paired, 2; as follows:

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

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

Absent or not voting -- Senator Kendziorski -- 1.

Paired for concurrence -- Senator Dorman -- 1.

Paired against concurrence -- Senator Steinhilber -- 1.

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So the bill was concurred in as amended.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 1265** was taken from the table and considered for action at this time.

Assembly Bill 1265

Relating to the regulation of bingo, creating the bingo control board, providing rule-making authority, providing penalties and making an appropriation.

Read a second time.

President pro tempore of the senate in the chair.

6:25 P.M.

Senator Murphy asked unanimous consent that **Assembly Bill 1265** be placed at the foot of the Priority Calendar.

Senator Parys objected.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 1265** was laid on the table.

Senator Johnson asked unanimous consent that **Senate Bill 787** be laid on the table.

Senator Bablitch objected.

Senator Johnson moved that **Senate Bill 787** be laid on the table.

The motion prevailed.

By request of Senator Johnson, with unanimous consent, the senate returned to the second order of business.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 91

Relating to a program of action to alleviate the fuel crisis.

By Senators Martin and Bidwell.

Read.

Senator Johnson asked unanimous consent that the rules be suspended and the resolution be considered for action at this time.

Senator McKenna objected.

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Senator Johnson moved that the rules be suspended and the resolution be considered for action at this time.

The ayes and noes were required and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Petri, Roseleip, Steinhilber, Swan, J.D. and Theno -- 19.

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

Absent or not voting -- Senators Dorman and Kendziorski -- 2.

Less than two-thirds having voted in the affirmative the motion did not prevail.

Senate Joint Resolution 91

Laid on the table.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 309** was withdrawn from the committee on Transportation and considered for action at this time.

Assembly Bill 309

Relating to arrest powers of state traffic patrol officers.

Read a second time.

President of the senate in the chair.

6:45 P.M.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 309** was laid on the table.

Senator Johnson asked unanimous consent that **Assembly Joint Resolution 90** be considered for action at this time.

Senator Risser objected.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 309** was taken from the table and considered for action at this time.

Assembly Bill 309

Read a second time.

Senate amendment 1 to **Assembly Bill 309** offered by Senator Steinhilber.

Senator Risser moved rejection.

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

Ayes -- Senators Bidwell, Chilsen, Devitt, Flynn, Frank, Hollander, Johnson, Kasten, Knowles, LaFave, Lorge, McKenna, Parys, Petri, Risser, Schuele, Theno and Whittow -- 18.

Noes -- Senators Bablitch, Keppler, Knutson, Krueger, LaFollette, Murphy, Peloquin, Steinhilber, Swan, J.D., Swan, M. and Thompson -- 11.

Absent or not voting -- Senators Dorman, Kendziorski, Martin and Roseleip -- 4.

So the motion prevailed.

Senate amendment 2 to Assembly Bill 309 offered by Senators Steinhilber and Knutson.

Senator McKenna moved rejection.

The ayes and noes were demanded and the vote was: ayes, 12; noes, 15; absent or not voting, 6; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Flynn, Frank, Hollander, Knowles, McKenna, Parys, Risser, Schuele and Whittow -- 12.

Noes -- Senators Bablitch, Johnson, Kasten, Keppler, Knutson, LaFave, LaFollette, Lorge, Murphy, Peloquin, Petri, Steinhilber, Swan, J.D., swan, M. and Theno -- 15.

Absent or not voting -- Senators Dorman, Kendziorski, Krueger, Martin, Roseleip and Thompson -- 6.

So the motion did not prevail.

President pro tempore of the senate in the chair.

7:00 P.M.

LEAVE OF ABSENCE

By request of Senator LaFave, with unanimous consent, he was granted a leave of absence for the balance of the day.

The question was: Adoption of senate amendment 2?

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

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Ayes -- Senators Bablitch, Devitt, Frank, Hollander, Johnson, Kasten, Keppler, Knutson, Krueger, LaFollette, Lorge, Martin, Murphy, Peloquin, Petri, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno and Thompson -- 21.

Noes -- Senators Bidwell, Chilsen, Flynn, Knowles, McKenna, Parys, Risser and Whittow -- 8.

Absent or not voting -- Senators Dorman, Kendziorski, LaFave and Roseleip -- 4.

So the amendment was adopted.

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 309

Read a third time and concurred in as amended.

Ordered immediately messaged.

By request of Senator Johnson, with unanimous consent, **Assembly Bill 1265** was taken from the table and considered for action at this time.

Assembly Bill 1265

Senate amendment 1 to **Assembly Bill 1265** offered by Senator Bidwell.

Senator Parys moved rejection.

The motion prevailed.

Senate amendment 2 to **Assembly Bill 1265** offered by Senator Bidwell.

Senator Parys moved rejection.

The motion prevailed.

Senate amendment 3 to **Assembly Bill 1265** offered by Senator Bidwell.

QUORUM CALL

Senator Bidwell 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:

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Absent -- Senator Petri -- 1.

Absent with leave -- Senators Dorman, Kendziorski, LaFave and Roseleip -- 4.

Senator Parys moved rejection.

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

9 Ayes -- Senators Bablitch, Devitt, Flynn, Frank, Johnson, Keppler, Knowles, Knutson, Krueger, LaFollette, McKenna, Martin, Murphy, Parys, Peloquin, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 22.

Noes -- Senators Bidwell, Chilsen, Hollander, Kasten, Lorge, Petri and Risser -- 7.

Absent or not voting -- Senators Dorman, Kendziorski, LaFave and Roseleip -- 4.

So the motion prevailed.

Senate amendment 4 to Assembly Bill 1265 offered by Senators Theno, Steinhilber, Knutson, McKenna, Bablitch, Peloquin and Keppler.

Senator Parys moved rejection.

The ayes and noes were demanded and the vote was: ayes, 15; noes, 14; absent or not voting, 4; as follows:

Ayes -- Senators Bablitch, Devitt, Flynn, Frank, LaFollette, McKenna, Martin, Parys, Peloquin, Petri, Risser, Schuele, Swan, M., thompson and Whittow -- 15.

Noes -- Senators Bidwell, Chilsen, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, Lorge, Murphy, Steinhilber, Swan, J.D. and Theno -- 14.

Absent or not voting -- Senators Dorman, Kendziorski, LaFave and Roseleip -- 4.

So the motion prevailed.

Senate amendment 5 to Assembly Bill 1265 offered by Senator Keppler.

Senator Parys moved rejection.

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President of the senate in the chair.

7:55 P.M.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 13; absent or not voting, 6; as follows:

Ayes -- Senators Bablitch, Devitt, Flynn, Frank, Hollander, Lorge, McKenna, Parys, Peloquin, Petri, Risser, Schuele, Thompson and Whittow -- 14.

Noes -- Senators Bidwell, Chilsen, Johnson, Kasten, Keppler, Knowles, Knutson, LaFollette, Murphy, Steinhilber, Swan, J.D., Swan, M. and Theno -- 13.

Absent or not voting -- Senators Dorman, Kendziorski, Krueger, LaFave, Martin and Roseleip -- 6.

So the motion prevailed.

Senate amendment 6 to Assembly Bill 1265 offered by Senator Keppler.

Senator Parys moved rejection.

The ayes and noes were demanded and the vote was: ayes, 17; noes, 11; absent or not voting, 5; as follows:

Ayes -- Senators Bablitch, Devitt, Flynn, Frank, Lorge, McKenna, Martin, Parys, Peloquin, Petri, Risser, Schuele, Steinhilber, Swan, J.D., Theno, Thompson and Whittow -- 17.

Noes -- Senators Bidwell, Chilsen, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFollette, Murphy and Swan, M. -- 11.

Absent or not voting -- Senators Dorman, Kendziorski, Krueger, LaFave and Roseleip -- 5.

So the motion prevailed.

Senate amendment 7 to Assembly Bill 1265 offered by Senator Murphy.

Senator Parys moved rejection.

The motion prevailed.

Senate amendment 8 to Assembly Bill 1265 offered by Senator Murphy.

Senator Hollander in the chair.

8:25 P.M.

Senator Parys moved rejection.

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The motion prevailed.

Senate amendment 9 offered by Senator Bidwell.

Senator Parys moved rejection.

The motion prevailed.

Senate amendment 10 offered by Senator Steinhilber.

Senator Parys moved rejection.

The motion prevailed.

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 1265

Read a third time.

The ayes and noes were required and the vote was: ayes, 19; noes, 10; absent or not voting, 4; as follows:

Ayes -- Senators Bablitch, Devitt, Flynn, Frank, Hollander, Keppler, Krueger, Lorge, McKenna, Martin, Murphy, Parys, Petri, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno and Whittow -- 19.

Noes -- Senators Bidwell, Chilsen, Johnson, Kasten, Knowles, Knutson, LaFollette, Peloquin, Risser and Thompson -- 10.

Absent or not voting -- Senators Dorman, Kendziorski, LaFave and Roseleip -- 4.

So the bill was concurred in.

Ordered immediately messaged.

By request of Senator Parys, with unanimous consent, **Senate Bill 727** was laid on the table.

Senator Risser asked unanimous consent that **Senate Bill 787** be taken from the table and considered for action at this time.

Senator Steinhilber objected.

Senator Risser moved that **Senate Bill 787** be taken from the table and considered for action at this time.

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

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Ayes -- Senators Bablitch, Flynn, Frank, McKenna, Peloquin, Risser, Thompson and Whittow -- 8.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFollette, Lorge, Martin, Murphy, Parys, Petri, Schuele, Steinhilber, Swan, J.D., Swan, M. and Theno -- 21.

Absent or not voting -- Senators Dorman, Kendziorski, LaFave and Roseleip -- 4.

So the motion did not prevail.

Senator Johnson asked unanimous consent that Senate Joint Resolution 91 be taken from the table and considered for action at this time.

Senator McKenna objected.

Senator Johnson moved that Senate Joint Resolution 91 be taken from the table and considered for action at this time.

Senator McKenna moved that the senate adjourn until 10:00 A.M. Tuesday, January 29, 1974.

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

Ayes -- Senators Parys and Swan, M.-- 2.

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

Absent or not voting -- Senators Dorman, Kendziorski, LaFave and Roseleip -- 4.

The motion did not prevail.

The question was: Shall Senate Joint Resolution 91 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, 7; absent or not voting, 4; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, Lorge, Martin, Murphy, Petri, Risser, Steinhilber, Swan, J.D., Theno and Whittow -- 22.

Noes -- Senators LaFollette, McKenna, Parys, Peloquin, Schuele, Swan, M. and Thompson -- 7.

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Absent or not voting -- Senators Dorman, Kendziorski, LaFave and Roseleip -- 4.

So the motion prevailed.

Senate Joint Resolution 91

Read.

Senate substitute amendment 1 to **Senate Joint Resolution 91** offered by Senators LaFollette and Lorge.

Senator Johnson moved that the substitute amendment be considered for action at this time.

The ayes and noes were required and the vote was: ayes, 16; noes, 13; absent or not voting, 4; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, Lorge, Murphy, Petri, Steinhilber, Swan, J.D. and Theno -- 16.

Noes -- Senators Bablitch, Flynn, Frank, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, M., Thompson and Whittow -- 13.

Absent or not voting -- Senators Dorman, Kendziorski, LaFave and Roseleip -- 4.

Less than two-thirds having voted in the affirmative the motion did not prevail.

By request of Senator Johnson, with unanimous consent, the senate returned to the seventh order of business.

MESSAGE FROM THE ASSEMBLY

By Thomas S. Hanson, chief clerk.

Mr. President:

I am directed to inform you that the assembly has Nonconcurrred in:

Senate substitute amendment 1 to **Assembly Bill 766** requests a committee of Conference and appoints Representatives Mittness, Roberts and Shabaz as conferees on its part.

Concurrred in:

Report of Committee on Conference on **Senate Bill 9**
Senate Bill 14

Report of Committee of Conference on **Senate Bill 96**

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Passed notwithstanding the objections of the Governor:

The following items contained in **Assembly Bill 300**:

U.W. User Fee Policy Study

Sum Certain Appropriation for Special and Executive Committees

Controls on Authorized Positions

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 766

The question was: Shall the senate adhere to its position on **Assembly Bill 766**?

The senate adhered to its position.

The question was: Shall the senate agree to a committee of Conference on **Assembly Bill 766**?

The senate agreed to a committee of conference.

The chair appointed Senators Chilsen, Knowles and McKenna as conferees on **Assembly Bill 766**.

Senator Johnson moved confirmation of the conferees.

The motion prevailed.

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

AMENDMENTS OFFERED

Senate amendment 6 to **Senate Bill 522** by Senators Risser and Frank.

Senate amendment 1 to **Assembly Bill 23** by Senators Martin and Roseleip.

Senate substitute amendment 1 to **Assembly Bill 972** by Senator Chilsen.

Senator Johnson moved that the senate adjourn pursuant to joint resolution 13.

The ayes and noes were demanded and the vote was: ayes, 15; noes, 14; absent or not voting, 4; as follows:

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Ayes -- Senators Bidwell, Chilsen, Hollander, Johnson, Kasten, Kepler, Knowles, Knutson, Krueger, Lorge, Murphy, Petri, Steinhilber, Swan, J.D. and Theno -- 15.

Noes -- Senators Bablitch, Devitt, Flynn, Frank, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, M. Thompson and Whittow -- 14.

Absent or not voting -- Senators Dorman, Kendziorski, LaFave and Roseleip -- 4.

So the motion prevailed.

10:00 P.M.

INTRODUCTION OF GUESTS

Senator Hollander introduced Mayor Ward Dunn of Waupun, Wisconsin.

Senator Martin introduced Alderman Ed Steckmesser of Manitowoc, Wisconsin.

Senator Bablitch introduced students and teachers from Wautoma High School, Wautoma, Wisconsin.

Senator Devitt introduced 60 students from the Oconomowoc Junior High School, Oconomowoc, Wisconsin.

Senator Martin introduced Ms. Hillary Rath, City Manager and Joseph Bagnon, Councilman of Two Rivers, Wisconsin.

Senator Flynn introduced Aldermen Jerome Bieganski, Norbert Boeder and Urban Ganser of West Allis, Wisconsin.

Senator Bidwell introduced Alderman Robert Irwin and City Engineer Fred Hearter of Portage, Wisconsin.

Senator Lorge introduced Mr. and Mrs. Al Tews of Appleton and Josetta Priebe, wife of former Assemblyman Kenneth Priebe, also of Appleton, Wisconsin.

Senator Steinhilber introduced Mr. and Mrs. Walter Miller of Utica, Wisconsin.

Senator Steinhilber introduced Mr. and Mrs. Harold O. Jones, Oshkosh, Wisconsin.

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Senator Keppler introduced Mayor and Mrs. Richar Suscha, Adlerman Roland Graumann and City Clerk and Mrs. Melvin Mohr of Sheboygan, Wisconsin.