

JOURNAL OF THE SENATE (February 21, 1974)

STATE OF WISCONSIN

Senate Journal

Eighty-First Regular Session

THURSDAY, February 21, 1974.

10:00 A.M.

The senate met.

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

Prayer was offered by Reverend Edward E. Beatty, Pastor of First Congregational Church of Madison.

Eternal Father, we turn to Thee at the beginning of a new day to acknowledge our finite nature, to recognize that our days are numbered. We pray that the hours which are given us today may be well used toward the furtherance of a better order of government for Thy people.

Help us to set aside sectarian, partisan and personal differences, that we may more perfectly reflect the will of a God who loves all people, and in whose sight everyone has value. Enable us to listen carefully, to speak clearly, and to act wisely in the pursuit of our responsibilities as representatives of the citizens of this state.

Hear our prayer, O Lord, and grant us the peace that comes with the assurance and the confidence, that we have done Thy will. As we are watched over both by the God of history and the children who will be citizens tomorrow, we pray that our conduct will be acceptable. Amen.

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, 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.

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Absent -- None.

Absent with leave -- Senators Johnson and Kendziorski -- 2.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 880

Relating to a sales and use tax exemption for electricity, natural gas, propane, coal and oil for use in a private dwelling.

By Senators Knutson, Bidwell, Keppler, J. D. Swan, Roseleip, Steinhilber, LaFave, Kasten, Murphy, Theno, Chilsen, Hollander, Krueger, Martin, M. Swan, Parys, Devitt, Johnson and Flynn.

To the Joint Survey Committee on Tax Exemptions.

Senate Bill 881

Relating to changing the name of real estate and cemetery salesmen to sales associates.

By Senators Hollander, Martin and McKenna, cosponsored by Representatives Baldus, Luckhardt and Earl.

To committee on Industry, Labor, Taxation and Banking.

COMMITTEE REPORTS

The committee on Transportation reports and recommends:

Senate Bill 509

Relating to passing on multi-lane highways.

Passage; Ayes, 4; Noes, 0.

Assembly Bill 109

Relating to registration of certain motor vehicles used exclusively for rescue work.

Concurrence; Ayes, 4; Noes, 0.

Assembly Bill 118

Relating to vehicles used interchangeably as motor homes and motor trucks.

Concurrence; Ayes, 4; Noes, 0.

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Assembly Bill 638

Relating to public service commission rehearing procedures in cases involving the assignment or lease of a license for operation of a motor carrier.

Concurrence; Ayes, 4; Noes, 0.

REUBEN LAFAVE

Chairman

The committee on Governmental and Veterans' Affairs reports and recommends:

Assembly Joint Resolution 113

Directing a legislative council study of the feasibility of incorporation of town governments.

Concurrence; Ayes, 5; Noes, 0.

GORDON W. ROSELEIP

Chairman

The committee on Judiciary and Insurance reports and recommends:

Assembly Bill 153

Relating to conforming certain statutes to the changes in divorce laws.

Introduction of senate substitute amendment 1; Ayes, 5; Noes, 0.

Adoption of senate substitute amendment 1; Ayes, 3; Noes, 0.

Concurrence as amended; Ayes, 3; Noes, 2.

GERALD D. LORGE

Chairman

Senator Steinhilber asked unanimous consent that the bills on the above committee reports be laid on the table.

Senator LaFave objected.

Senator Steinhilber moved that the bills on the above committee reports be laid on the table.

By request of Senator LaFave, with unanimous consent, the senate recessed until 10:45 A.M.

10:15 A.M.

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RECESS

10:45 A.M.

The senate reconvened.

By request of Senator LaFave, with unanimous consent, he withdrew his objection to laying the bills from the committee reports on the table.

PETITIONS AND COMMUNICATIONS

Senate Petition 198

A petition by 300 residents of Wisconsin opposing the use of highway fund monies for non-highway purposes, especially public transportation.

By Senator Devitt.

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 Mohn; cosponsored by Senator Knowles for the VILLAGE OF BALDWIN on their centennial anniversary;

A Joint Certificate of Congratulations by Representatives Wahner and Kedrowski; cosponsored by Senator Theno for the MERCER HIGH SCHOOL BASKETBALL TEAM on their 16 game winning streak and winning the Indianhead Conference Championship;

A Joint Certificate of Congratulations by Representatives Matty and Kincaid; cosponsored by Senators LaFave and Krueger for "CRIVITZ WOLVERINES" on their Basketball Championship in Marinette-Oconto County Conference;

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A Joint Certificate of Congratulations by Representative Schricker; cosponsored by Senator Theno for JENNIE JUND on her retirement as a member of the Shell Lake School Board;

and

A Joint Certificate of Commendation by Representatives Pabst and Keegan; cosponsored by Senators Frank, Parys and Whittow for MARY JO McCORMICK on being named Key Mother of 1974.

MESSAGE FROM THE ASSEMBLY CONSIDERED

Motions Under Joint Rule 26:

A Joint Certificate of Congratulations by Representative Mohn; cosponsored by Senator Knowles for the VILLAGE OF BALDWIN on their centennial anniversary;

A Joint Certificate of Congratulations by Representatives Wahner and Kedrowski; cosponsored by Senator Theno for the MERCER HIGH SCHOOL BASKETBALL TEAM on their 16 game winning streak and winning the Indianhead Conference Championship;

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A Joint Certificate of Congratulations by Representative Schricker; cosponsored by Senator Theno for JENNIE JUND on her retirement as a member of the Shell Lake School Board;

and

A Joint Certificate of Commendation by Representatives Pabst and Keegan; cosponsored by Senators Frank, Parys and Whittow for MARY JO McCORMICK on being named Key Mother of 1974.

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

MOTIONS

Senator Parys asked unanimous consent that **Assembly Bill 934** be withdrawn from the committee on Industry, Labor, Taxation and Banking and laid on the table.

Senator Bidwell objected.

Senator Parys moved that **Assembly Bill 934** be withdrawn from the committee on Industry, Labor, Taxation and Banking and laid on the table.

Senator Chilsen raised the point of order that the motion to withdraw from committee and lay on the table was a suspension of the rules and required a two-thirds vote.

The chair ruled the point of order not well taken. A two-thirds vote would be required, only if an attempt were made to take from the table and consider for action, within the next two days.

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, Keppler, Knowles, Knutson, Krueger, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 31.

Absent -- Senator LaFave -- 1.

Absent with leave -- Senator Kendziorski -- 1.

MOTIONS UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the basketball team of Mineral Point High School, under Coach Gerry Douglas, recently completed its first undefeated season in many, many years; and

Whereas, in so doing, the team won its first Southern Eight Conference Basketball Championship since 1935; and is now competing in the sectional competition of the State Basketball Tournament; and

Whereas, such superb athletic prowess is worthy of hearty congratulations; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Roseleip and Representative Tregoning, under Joint Rule 26, do hereby congratulate the undefeated Mineral Point High School basketball team, and Coach Gerry Douglas, on its winning the Southern Eight Conference Championship and on its highly successful undefeated season, and furthermore do wish them the best of luck in the State Basketball Tournament.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Robin Cox of Brookfield, Wisconsin, has earned and achieved the highest esteemed position of Eagle Scout in Boy Scout Troup 246, Potawatomi Council, Elmbrook District of the Boy Scout Association of America; and

Whereas, this award is a symbol of the attainment of knowledge and skills in a great many fields, of good citizenship and thorough preparation for future life; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Murphy and Representative Shabaz, under Joint Rule 26, do congratulate Robin Cox on his achievement of receiving the honor of Eagle Scout in the Boy Scouts Association of America and wish him every success in his future endeavors.

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The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Mike Royko, Chicago Daily News columnist recently conducted a taste test among 22 American and foreign beers with many connoisseurs and appreciators of fine beer quality participating; and

Whereas, none other than Point Special beer brewed at 2617 Water Street, Stevens Point, finished SECOND ahead of 19 Dutch, Polish, German, Japanese, Norwegian, Czechoslovakian, Mexican and the biggest-selling American brands in this tasting contest; and

Whereas, the people of Stevens Point have kept the superb quality, taste and excellent bouquet of this beer a secret from the rest of the world since 1857; and

Whereas, the Old Stevens Point saying "When your're out of Point, you're out of town" is no longer applicable in light of this world-wide recognition; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Bablitch and Representative Groshek, under Joint Rule 26, congratulate the Stevens Point Brewery, the brewers of Point Special, on being named the second best beer in the world, and given this long overdue recognition for a beer whose quality has always been known by a favored few.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas,
on the 29th day of January, 1974, Mr. and Mrs. John D. McGourthy of Fox Point, Wisconsin became the proud parents of Thomas Whitmore McGourthy; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Kasten and Representative Sensenbrenner, under Joint Rule 26, do extend their sincere best wishes for lifetime of health and happiness to Thomas, his parents and family.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the Mineral Point High School wrestling team, under Coach Al Bauman, has once again won the Southern Eight Conference Wrestling Championship, and has sent five wrestlers to the State Wrestling Tournament in Madison; and

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Whereas, in so doing, the team racked up an undefeated record;
and

Whereas, such superb athletic prowess is worthy of hearty congratulations; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Roseleip and Representative Tregoning, under Joint Rule 26, do hereby congratulate the Mineral Point High School wrestling team, and Coach Al Bauman, on its winning the Southern Eight Conference Championship and on its highly successful undefeated season, and furthermore do wish them the best of luck in the State Wrestling Tournament.

The above motions under Joint Rule 26 were read and adopted enmasse.

Senator LaFollette asked unanimous consent that **Senate Bill 230** be withdrawn from the committee on Health, Education and Welfare and considered for action at this time.

Senator Roseleip objected.

Senator Parys called the chair's attention to the fact that all members being present, the question was: Shall **Assembly Bill 934** be withdrawn from the committee on Industry, Labor, Taxation and Banking and laid on the table?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 19; absent or not voting, 1; as follows:

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

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

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

So the motion did not prevail.

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

Senator Flynn asked unanimous consent that **Senate Bill 329**, **Senate Bill 78**, **Senate Bill 520**, **Assembly Bill 959**, **Senate Bill 462**, **Assembly Bill 23**, **Assembly Joint Resolution 1**, **Senate Bill 43**, **Assembly Bill 922**, **Assembly Bill 814**, **Assembly Bill 250**, **Assembly Joint Resolution 5** and **Senate Bill 766** be made a special order of business at 10:00 A.M. Tuesday, February 26.

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Senator Johnson objected.

LEAVE OF ABSENCE

By request of Senator LaFave, with unanimous consent, he was granted a leave of absence for the balance of the day's session to attend a meeting of the Retirement Research Council of which he is chairman.

Senator Bablitch moved that the senate adjourn until Tuesday, February 26.

The motion did not prevail.

By request of Senator Johnson, with unanimous consent, the senate recessed until 2:00 P.M.

12:05 P.M.

RECESS

2:00 P.M.

The senate reconvened.

President pro tempore of the senate in the chair.

By request of Senator McKenna, with unanimous consent, the calendar of February 21, containing matters relating to rule changes, was considered for action at this time.

President of the senate in the chair.

2:05 P.M.

QUORUM CALL

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

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4. Absent -- Senators Bablitch, Chilsen, LaFave and Swan, M. --

Absent with leave -- Senator Kendziorski -- 1.

By request of Senator Johnson, with unanimous consent, the three resolutions on the calendar of February 21 were placed at the foot of the calendar of October 18.

CALENDAR OF OCTOBER 18

Senate Bill 524

Relating to general relief hearings.

Read a second time.

The question was: Adoption of senate amendment 1 to senate amendment 1 to senate substitute amendment 1?

The amendment was adopted.

The question was: Adoption of senate amendment 1 to senate substitute amendment 1?

The amendment was adopted.

The question was: Adoption of senate substitute amendment 1?

The substitute amendment was adopted.

Ordered to a third reading.

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

Senate Bill 524

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, Krueger, 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 LaFave -- 2.

So the bill passed.

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By request of Senator Hollander, with unanimous consent, **Senate Bill 722** was referred to the joint committee on Finance.

Senator Hollander asked unanimous consent that **Senate Bill 722** be withdrawn from the joint committee on Finance and considered for action at this time.

Senator M. Swan objected.

Senator Parys moved that **Senate Bill 722** 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, 20; noes, 11; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Lorge, Martin, Murphy, Parys, Roseleip, Schuele, Steinhilber, Swan, J.D. and Whittow -- 20.

Noes -- Senators Bablitch, Dorman, Krueger, LaFollette, McKenna, Peloquin, Petri, Risser, Swan, M., Theno and Thompson -- 11.

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

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

Assembly Joint Resolution 14

Requesting the President to restore the rural environmental assistance program to the full level appropriated by congress.

Read and concurred in.

Assembly Joint Resolution 44

Urging school districts to provide outdoor classrooms.

Read.

Senator J. D. Swan moved nonconcurrence.

The motion did not prevail.

Senator Hollander asked unanimous consent that **Assembly Joint Resolution 44** be referred to the joint committee on Finance.

Senator LaFollette objected.

Senator Hollander moved that **Assembly Joint Resolution 44** be referred to the joint committee on Finance.

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

Ayes -- Senators Bidwell, Chilsen, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, Martin, Parys, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D. and Whittow -- 20.

Noes -- Senators Bablitch, Devitt, LaFollette, Lorge, McKenna, Murphy, Peloquin, Risser, Swan, M., Theno and Thompson -- 11.

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

The motion prevailed.

Senator Parys moved that **Assembly Joint Resolution 70** be referred to the joint committee on Finance.

Senator Risser raised the point of order that joint resolutions can't spend money and the fiscal note on **Assembly Joint Resolution 70** was out of order.

The chair took the point of order under advisement.

Senator Parys moved that **Assembly Joint Resolutions 76, 83 and 88** be referred to the joint committee on Finance.

The ayes and noes were demanded and the vote was: ayes, 16; noes, 15; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Devitt, Dorman, Flynn, Frank, Johnson, Kasten, Keppler, Knowles, Lorge, Parys, Petri, Schuele, Steinhilber, Swan, J.D. and Whittow -- 16.

Noes -- Senators Bablitch, Chilsen, Hollander, Knutson, Krueger, LaFollette, McKenna, Martin, Murphy, Peloquin, Risser, Roseleip, Swan, M., theno and Thompson -- 15.

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

So the motion prevailed.

Assembly Bill 15

Relating to educational objectives, special courses and instruction and textbook requirements in the Milwaukee school system.

Read a second time.

Senator Roseleip moved that **Assembly Bill 15** be rereferred to the joint committee on Finance.

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Senator M. Swan 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, Keppler, Knowles, Knutson, Krueger, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 31.

Absent -- None.

Absent with leave -- Senators Kendziorski and LaFave -- 2.

The ayes and noes were demanded and the vote was: ayes, 7; noes, 24; absent or not voting, 2; as follows:

Ayes -- Senators Chilsen, Keppler, Knutson, McKenna, Petri, Roseleip and Swan, J.D. -- 7.

Noes -- Senators Bablitch, Bidwell, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Knowles, Krueger, LaFollette, Lorge, Martin, Murphy, Parys, Peloquin, Risser, Schuele, Steinhilber, Swan, M., Theno, Thompson and Whittow -- 24.

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

The motion did not prevail.

Ordered to a third reading.

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

Senator Roseleip objected.

Senator Parys moved that **Assembly Bill 15** be considered for final action at this time.

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

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

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4. Noes -- Senators Keppler, Knutson, Roseleip and Swan, J.D. --

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

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

Assembly Bill 15

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 5; absent or not voting, 2; as follows:

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

Noes -- Senators Bidwell, Keppler, Petri, Roseleip and Swan, J.D. -- 5.

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

So the bill was concurred in.

Ordered immediately messaged.

Senator Parys moved reconsideration of the vote by which **Assembly Joint Resolution 14** was concurred in.

The motion did not prevail.

Assembly Bill 175

Relating to boating regulations, registration fees and procedures, state aids, granting rule-making authority and making an appropriation.

Senator Hollander asked unanimous consent that **Assembly Bill 175** be rereferred to the committee on Natural Resources.

Senator LaFollette objected.

Senator Dorman in the chair.

3:15 P.M.

President of the senate in the chair.

3:25 P.M.

Senator Martin moved that **Assembly Bill 175** be rereferred to the committee on Natural Resources.

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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, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, Martin, Murphy, Petri, Roseleip, Schuele, Steinhilber, Theno and Whittow -- 19.

Noes -- Senators Bablitch, Dorman, Flynn, LaFollette, Lorge, McKenna, Parys, Peloquin, Risser, Swan, J.D., Swan, M. and Thompson -- 12.

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

The motion prevailed.

LEAVE OF ABSENCE

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

Assembly Bill 239

Permitting 16 to 18 year olds to be excused from full-time school attendance to participate in school-work training programs.

Read a second time.

Senator Roseleip asked unanimous consent that **Assembly Bill 239** be referred to the joint committee on Finance.

Senator Whittow objected.

Senator Roseleip moved that **Assembly Bill 239** be referred to the joint committee on Finance.

The motion did not prevail.

Senator LaFollette moved that the senate adjourn.

The motion did not prevail.

The question was: Adoption of senate amendment 1?

The amendment was adopted.

Ordered to a third reading.

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

Senator Roseleip objected.

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The ayes and noes were required 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, Knowles, Knutson, Krueger, LaFollette, Lorge, Martin, Murphy, Parys, Peloquin, Petri, Risser, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 28.

Noes -- Senators Keppler and Roseleip -- 2.

Absent or not voting -- Senators Kendziorski, LaFave and McKenna -- 3.

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

Assembly Bill 239

Read a third time.

Senator Roseleip moved that the bill be referred to the joint committee on Finance.

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

Ayes -- Senators Johnson, Keppler, Krueger, Roseleip and Steinhilber -- 5.

Noes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Kasten, Knowles, Knutson, LaFollette, Lorge, Martin, Murphy, Parys, Peloquin, Petri, Risser, Schuele, Swan, J.D., Swan, M., theno, Thompson and Whittow -- 25.

Absent or not voting -- Senators Kendziorski, LaFave and McKenna -- 3.

The motion did not prevail.

The question was: Concurrence in **Assembly Bill 239**?

So the bill was concurred in as amended.

Senator Parys moved that **Assembly Bill 239** be ordered immediately messaged.

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

Ayes -- Senators Bablitch, Bidwell, Devitt, Dorman, Flynn, Hollander, Johnson, Kasten, Knowles, Knutson, Krueger, LaFollette, Lorge, Martin, Murphy, Parys, Peloquin, Risser,

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Schuele, Steinhilber, Swan, J.D., swan, M., Theno, Thompson and Whittow -- 25.

Noes -- Senators Chilsen, Keppler, Petri and Roseleip -- 4.

Absent or not voting -- Senators Frank, Kendziorski, LaFave and McKenna -- 4.

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

LEAVE OF ABSENCE

By request of Senator Martin, with unanimous consent, he was granted a leave of absence at 4:00 P.M. for the balance of the day.

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

Senator Steinhilber asked unanimous consent that **Assembly Bill 265** be laid on the table.

Senator Devitt objected.

Senator Steinhilber moved that **Assembly Bill 265** be placed at the foot of the calendar of October 18.

LEAVE OF ABSENCE

By request of Senator Kasten, with unanimous consent, he was granted a leave of absence at 4:00 P.M. for the balance of the day.

By request of Senator Steinhilber, with unanimous consent, he was granted a leave of absence for March 12 and 13..

AMENDMENTS OFFERED

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 765** by Senator Frank.

Senate substitute amendment 3 to **Assembly Bill 533** by Senators Devitt and LaFave.

Senate amendment 1 to **Assembly Bill 573** by Senator Devitt.

Senate amendment 2 to **Assembly Bill 736** by committee on Industry, Labor, Taxation and Banking.

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Upon motion of Senator Johnson the senate adjourned until 9:00 A.M. Friday, February 22.

3:58 P.M.

INTRODUCTION OF GUESTS

Senator Devitt introduced his son, Brian, and 14 of his classmates from County Dale School in Franklin, Wisconsin. They were accompanied by Mr. Guzniczak, Supt. of Schools in Franklin and teachers Mrs. Malloy and Mrs. Warnke.

Senator McKenna introduced 75 students and twelve instructors and parents of the Nichols School, Monona, Wisconsin.

Senator Bablitch introduced Paul Helbach of Marshfield and Jeff Helbach of Stevens Point, Wisconsin.

Senator Martin introduced Dr. Naidl and Dr. Magnuson of Two Rivers.