

JOURNAL OF THE SENATE (March 5, 1974)

STATE OF WISCONSIN
Senate Journal
Eighty-First Regular Session

TUESDAY, March 5, 1974.

10:00 A.M.

The senate met.

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

Prayer was offered by Reverend Joel Diemer, Pastor of St. John's Lutheran Church, Madison.

Our Gracious Father in Heaven, We all have many sins to confess, but perhaps the biggest shortcoming each of us has to deal with is our own selfishness. We all find it so very hard to see beyond our own needs, or the needs and desires of the group we represent. We find it very hard to put ourselves in the other persons shoes and see his concerns and his needs.

We ask your forgiveness Heavenly Father, and we ask for even more. We ask for a vision that sees beyond ourselves. Help each of us to be able to walk in our neighbors shoes, to identify with his concerns. Help each of us approach our tasks this day, not only from the perspective of what is good for me, but from the perspective of what is right for all the people. May Your Spirit of love and compassion fill us. Amen.

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

LEAVE OF ABSENCE

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

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

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Senators Bablitch, Bidwell, Chilsen, Dorman, Flynn, Frank, Hollander, Johnson, 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.

Absent -- Senator Devitt -- 1.

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

By request of Senator Knutson, with unanimous consent, senate rule 3 (3) as it relates to the wearing of coats was dispensed with for the balance of the week.

COMMITTEE REPORTS

The committee on Transportation reports and recommends:

Assembly Bill 730

Relating to abandoned motor vehicles, and providing a penalty.

Adoption of senate amendment 1 to senate substitute amendment 1; Ayes, 4; Noes, 0.

Adoption of senate substitute amendment 1; Ayes, 4; Noes, 0.

Concurrence as amended; Ayes, 4; Noes, 0.

Senate Bill 859

Relating to noting of secured parties' names on motor vehicle certificates of title.

Passage; Ayes, 4; Noes, 0.

REUBEN LAFAVE

Chairman

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

ZUM BRUNNEN, ROBERT, of Spooner, as a member of the Bingo Control Board, to serve for the term ending May 1, 1976.

Confirmation; Ayes, 5; Noes, 0.

GRAEF, ROBERT, of Appleton, as a member of the Bingo Control Board, to serve for the term ending May 1, 1977.

Confirmation; Ayes, 5; Noes, 0.

TAYLOR, MRS. ELVERA, of Milwaukee, as a member of the Bingo Control Board, to serve for the term ending May 1, 1979.

Confirmation; Ayes, 5; Noes, 0.

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Senate Bill 472

Relating to handling of state funds (suggested as remedial legislation the department of administration).

Passage; Ayes, 5; Noes, 0.

GORDON W. ROSELEIP

Chairman

Senator Parys asked unanimous consent that the appointments of Robert Zum Brunnen, Robert Graef and Mrs. Elvera Taylor be considered for action at this time.

Senator Risser objected.

The committee on Industry, Labor, Taxation and Banking reports and recommends:

Senate Bill 698

Relating to uniform regulation of corporations, associations, partnerships and business trusts acting in fiduciary capacities.

Passage; Ayes, 5; Noes, 0.

Assembly Bill 367

Relating to authority of the commissioner of savings and loan to issue supervisory orders and providing a forfeiture.

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 500

Relating to the regulation and licensing of private employment agents.

Concurrence; Ayes, 4; Noes, 1.

Assembly Bill 601

Relating to license plates for certain motor vehicles operated by credit unions.

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 602

Relating to the deposit of burial agreement trust funds.

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 1042

Relating to definition of "customer" and "loan" in the new first lien real estate loan law.

Concurrence; Ayes, 5; Noes, 0.

EVERETT V. BIDWELL

Chairman

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By request of Senator Johnson, with unanimous consent, the above measures on the committee reports were laid on the table.

PETITIONS AND COMMUNICATIONS

Senate Petition 204

A petition in the form of a resolution by County Board of Supervisors of Manitowoc County in opposition to Senate Bill 684.

By Senator Martin.

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

State of Wisconsin
Department of State

March 5, 1974.

To the Honorable, the Senate

Gentlemen:

I have the honor to transmit to you pursuant to s. 13.67 (2), the names of the registered lobbyists for the period beginning on February 26, 1974, and ending on March 5, 1974.

Yours very truly,
ROBERT C. ZIMMERMAN
Secretary of State

Name, Address and Occupation of Lobbyist -- Name and Address of Employer -- Subject of Legislation -- Date of Employment.

Thomas E. Gray, Legislative Division Manager, 9036 N. 75th St. Apt. 105, Milwaukee -- Metropolitan Milwaukee Association of Commerce, 828 N. Broadway, Milwaukee -- Business -- February 26, 1974

James E. Hough, Attorney, 121 S. Pinckney St., Madison -- Schultz-Hahn, Post 293 American Legion, Silver Lake, Wisconsin -- Liquor license for a veteran organization -- February 27, 1974

Peter R. McEnroe, Attorney, 5956 N. Bay Ridge, Whitefish Bay, Wisconsin -- Clark Oil and Refining Corp., 8530 W. National Ave., West Allis -- Petroleum Industry -- February 28, 1974

George T. Wormley, Corporate Exec., 3050 Waukesha Rd., West Allis -- Clark Oil and Refining Corporation, 8530 W.

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National Ave., West Allis -- Petroleum Industry --February 28, 1974

Thomas R. Savage, Attorney, 4033 N. Downer Ave., Milwaukee -- Clark Oil and Refining Corporation, 8530 W. National Ave., West Allis -- Petroleum Industry -- February 28, 1974

MESSAGE FROM THE ASSEMBLY

By Thomas S. Hanson, chief clerk.

Mr. President:

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

Assembly Bill 740

Assembly Bill 1116

Assembly Bill 1351

and

Concurred in:

Senate Bill 419

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 740

Relating to the sales and use tax exemption for machinery used in farming.

By Representatives DUEHOLM, MOHN, EARLY, BALDUS and ROBERTS.

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

Assembly Bill 1116

Relating to providing a minimum compensation level for Wisconsin national guardsmen ordered to state active duty by the governor.

By Representatives SCHRICKER, THOMPSON, BYERS, DONOGHUE, PORTER, TREGONING, MATTY, ROHNER, BRADLEY, CONRADT, WILLKOM, KLICKA, EARLY, OBERLE and LALLENSACK.

Read first time and referred to committee on Governmental and Veterans' Affairs.

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Assembly Bill 1351

Relating to chairman of the county board of judges in populous counties.

By COMMITTEE ON JUDICIARY.

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

MOTIONS

Senator Bablitch asked unanimous consent that **Assembly Bill 1033** be withdrawn from the committee on Agriculture and Rural Development and laid on the table.

Senator Chilsen objected.

Senator Roseleip asked unanimous consent that **Senate Bill 108** be withdrawn from the joint committee on Finance and laid on the table.

Senator Risser objected.

Senator Roseleip moved that **Senate Bill 108** be withdrawn from the joint committee on Finance and laid on the table.

Senator Risser called the chair's attention to the special orders of business.

SPECIAL ORDERS

Senate Bill 528

Relating to various changes in the retirement system.

Read a second time.

By request of Senator LaFave, with unanimous consent, senate substitute amendments 1, 2 and 3 were laid on the table.

The question was: Adoption of senate amendment 1 to senate substitute amendment 4?

Senator Hollander 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.

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

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

Absent -- Senators Devitt and LaFollette -- 2.

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

By request of Senator Keppler, with unanimous consent, **Senate Bill 462** was placed after item number 11 on the priority list.

Assembly Bill 219

Relating to indecent articles and family planning, and providing a penalty.

Read a second time.

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

Senator Risser moved rejection of senate substitute amendment 1.

Senator Frank 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, Dorman, Flynn, Frank, Hollander, Johnson, 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.

Absent -- Senator Devitt -- 1.

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

Senator LaFollette asked unanimous consent, that Senator Devitt be granted a leave of absence for the balance of the day.

Senator Frank objected.

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Senator LaFollette moved that Senator Devitt be granted a leave of absence for the balance of the day.

The motion did not prevail.

Senate Bill 107

Relating to deposits in the veterans' trust fund and making an appropriation.

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

Senator Risser 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, Dorman, Flynn, Frank, Hollander, Johnson, 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.

Absent -- Senator Devitt -- 1.

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

Senator LaFollette asked unanimous consent that Senator Devitt be granted a leave of absence for the balance of the day's session.

Senator Frank objected.

Senator LaFollette moved that Senator Devitt be granted a leave of absence for the balance of the day.

Senator Devitt called the chair's attention to the fact that all members being present the question was: Adoption of senate amendment 1 to senate substitute amendment 4 to **Senate Bill 528**?

Senator Johnson introduced the Cranberry Queen Jane Schroeder and the two Cranberry Princesses Trudy Johnson and Rita Houn, along with Mrs. Darlene Schroeder, Mrs. Pat Johnson and Mrs. Pat Houn, all of Warren, Wisconsin.

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By request of Senator Johnson, with unanimous consent, Senator Hollander escorted the queen and two princesses to the podium where they addressed the senate.

Senator Bidwell moved that **Senate Bill 528** be made a special order of business at 10:00 A.M. Thursday, March 7.

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Flynn, Hollander, Knowles, Knutson, Murphy, Petri, Risser, Roseleip, Steinhilber, Swan, J. D., Theno and Whittow -- 15.

Noes -- Senators Devitt, Dorman, Frank, Johnson, Keppler, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Schuele, Swan, M. and Thompson -- 16.

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

The motion did not prevail.

Senator Bidwell moved rejection of senate amendment 1 to senate substitute amendment 4 to **Senate Bill 528**.

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Hollander, Knowles, Steinhilber and Swan, J. D. -- 7.

Noes -- Senators Devitt, Dorman, Flynn, Frank, Johnson, Keppler, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Swan, M., Theno, Thompson and Whittow -- 24.

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

The motion did not prevail.

Senator Bidwell moved that **Senate Bill 528** be made a special order of business on Thursday, March 7 at 10:00 A.M.

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Flynn, Hollander, Knowles, Murphy, Petri, Risser, Steinhilber, Swan, J. D. and Whittow -- 12.

Noes -- Senators Devitt, Dorman, Frank, Johnson, Keppler, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Roseleip, Schuele, Swan, M., Theno and Thompson -- 19.

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

The motion did not prevail.

Senate amendment 1 to senate substitute amendment 4 adopted.

Senate amendment 2 to senate substitute amendment 4 to **Senate Bill 528** offered by Senators McKenna, Bablitch and Dorman.

Senator Parys moved rejection.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 17; absent or not voting, 2; as follows:

Ayes -- Senators Devitt, Johnson, Keppler, Knutson, Krueger, LaFave, Lorge, Parys, Roseleip, Schuele, Swan, J. D., Swan, M. Thompson and Whittow -- 14.

Noes -- Senators Bablitch, Bidwell, Chilsen, Dorman, Flynn, Frank, Hollander, Knowles, LaFollette, McKenna, Martin, Murphy, Peloquin, Petri, Risser, Steinhilber and Theno -- 17.

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

The motion did not prevail.

Senate amendment 1 to senate amendment 2 to senate substitute amendment 4 to **Senate Bill 528** offered by Senator Parys.

Senator McKenna raised the point of order that the amendment was not germane.

The chair ruled the point of order not well taken.

By request of Senator Johnson, with unanimous consent, the call was raised.

CHIEF CLERK'S REPORT

The chief clerk records:

**Senate Bill 476, and
Senate Bill 517**

Correctly enrolled and presented to the Governor on Tuesday, March 5, 1974.

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

11:54 A.M.

RECESS

2:00 P.M.

The senate reconvened.

By request of Senator Johnson, with unanimous consent, the senate returned to the second, third and fourth orders of business.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 40

Requesting an attorney general's opinion on the authority of community relations -- social development commissions.

Whereas, section 66.433 of the statutes authorizes and urges each municipality to establish community relations -- social development commissions "...to study, analyze and recommend solutions for the major social, economic and cultural problems which affect people residing or working within the municipality..."; and

Whereas, the city of Milwaukee, the county of Milwaukee, the Milwaukee public school board and the Milwaukee area technical college have collectively established such a commission; and

Whereas, the commission has extended its activities beyond the stated functions provided by the enabling legislation -- to the point of providing direct services to individual residents and actually operating programs in Milwaukee county; and

Whereas, questions have been raised as to whether such extended functions are in violation of state statutes and as to whether the commission has become an unnecessary and illegal layer of government; and

Whereas, the commission did in fact compete successfully against a state agency for federal funds which has resulted in duplication of a state program; now, therefore, be it

Resolved by the senate, That the attorney general is requested to provide an opinion clearly delineating the functions of community relations -- social development commissions as authorized by section 66.433 of the statutes; and, be it further

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Resolved, That such opinion specifically provide an answer to the question: "Does the commission have the authority to operate programs and/or provide direct services to individual citizens?"

By Senators M. Swan, Roseleip, Knutson, Parys, Petri, Schuele and Martin.

Read and referred to the calendar.

Senate Joint Resolution 117

Memorializing congress to enact comprehensive legislation to provide for the employment of veterans of the Vietnam war.

By Senators Roseleip and McKenna.

Read and referred to the committee on Governmental and Veterans' Affairs.

Senate Joint Resolution 118

Directing the assembly committee on veterans' and military affairs and the senate committee on governmental and veterans' affairs to hold hearings on and develop legislation for finding jobs for veterans returning from active duty.

By Senators Roseleip and McKenna.

Read and referred to the committee on Governmental and Veterans' Affairs.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 889

Relating to a financial assistance program for municipalities constructing water pollution abatement systems.

By Senators Hollander, Krueger and McKenna, cosponsored by Representatives Luckhardt, Matty, Earl, Willkom, McEssy, Lewis, O'Malley and Barczak.

To committee on Natural Resources.

Senate Bill 890

Relating to ticketing for parking violations by vocational, technical and adult education district boards.

By Senator Chilsen.

To committee on Transportation.

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EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison, Wisconsin

March 5, 1974.

To the Honorable, the Senate:

The following bills, originating in the senate, have been approved, signed and deposited in the office of the Secretary of State:

Senate Bill	Chapter No.	Date Approved
476 -----	167 -----	March 5, 1974
517 -----	168 -----	March 5, 1974

Sincerely,
PATRICK J. LUCEY
Governor

SPECIAL ORDERS

Senate Bill 528

Relating to various changes in the retirement system.
Read a second time.

Senator Schuele 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, Frank, Hollander, Johnson, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J. D., Swan, M., Theno, Thompson and Whittow -- 29.

Absent -- Senators Flynn and LaFollette -- 2.

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

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Assembly Bill 219

Relating to indecent articles and family planning, and providing a penalty.

The question was: Rejection of senate substitute amendment 1?

Senator Frank 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, 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.

Absent -- None.

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

Senator Schuele called the chair's attention to the fact that all members being present, the question was: Rejection of senate amendment 1 to senate amendment 2 to senate substitute amendment 4 to **Senate Bill 528**?

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

Ayes -- Senators Bablitch, Devitt, Dorman, Flynn, Johnson, Knutson, Kreuger, LaFave, McKenna, Martin, Murphy and Petri -- 12.

Noes -- Senators Bidwell, Chilsen, Frank, Hollander, Keppler, Knowles, LaFollette, Lorge, Parys, Peloquin, Risser, Roseleip, Schuele, Steinhilber, Swan, J. D., Swan, M., Theno, Thompson and Whittow -- 19.

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

The motion did not prevail.

The question was: Adoption?

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

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Ayes -- Senators Bidwell, Chilsen, Hollander, Johnson, Keppler, Knowles, Knutson, Kreuger, LaFollette, Lorge, Murphy, Parys, Risser, Schuele, Steinhilber, Swan, J. D., Swan, M., Theno, Thompson and Whittow -- 20.

Noes -- Senators Bablitch, Devitt, Dorman, Flynn, Frank, LaFave, McKenna, Martin, Peloquin, Petri and Roseleip -- 11.

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

The amendment was adopted.

Senator LaFave moved rejection of senate amendment 2 to senate substitute amendment 4 to **Senate Bill 528**.

The ayes and noes were demanded and the vote was: ayes, 8; noes, 23; absent or not voting, 2; as follows:

Ayes -- Senators Devitt, Dorman, Keppler, Krueger, LaFave, Martin, Schuele and Thompson -- 8.

Noes -- Senators Bablitch, Bidwell, Chilsen, Flynn, Frank, Hollander, Johnson, Knowles, Knutson, LaFollette, Lorge, McKenna, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Steinhilber, Swan, J. D., Swan, M., Theno and Whittow -- 23.

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

The motion did not prevail.

The question was: Adoption?

The amendment was adopted.

Senate amendment 3 to senate substitute amendment 4 to **Senate Bill 528** offered by Senator LaFave.

Senate amendment 1 to senate amendment 3 to senate substitute amendment 4 to **Senate Bill 528** offered by Senator McKenna.

Senator LaFave raised the point of order that the amendment 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 demanded and the vote was: ayes, 25; noes, 6; absent or not voting, 2; as follows:

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Ayes -- Senators Bidwell, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Parys, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J. D., Swan, M., Theno, Thompson and Whittow -- 25.

Noes -- Senators Bablitch, Chilsen, LaFollette, McKenna, Murphy and Peloquin -- 6.

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

So the ruling of the chair was sustained.

Senate amendment 2 to senate amendment 3 to senate substitute amendment 4 offered by Senator Bidwell.

Senator Devitt raised the point of order that the amendment was not germane.

The chair ruled the point of order well taken.

The question was: Adoption of senate amendment 3 to senate substitute amendment 4?

Senator Bidwell moved rejection.

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Flynn, Frank, Hollander, Johnson, Kasten, Knowles, Krueger, LaFollette, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Steinhilber, Theno and Whittow -- 21.

Noes -- Senators Devitt, Dorman, Keppler, Knutson, LaFave, Lorge, Roseleip, Schuele, Swan, J. D., Swan, M. and Thompson -- 11.

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

So the motion prevailed.

Senator Risser moved indefinite postponement of Senate Bill 528.

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

Ayes -- Senators Bidwell, Chilsen, Johnson, Kasten, Knowles, Risser, Steinhilber and Whittow -- 8.

Noes -- Senators Bablitch, Devitt, Dorman, Flynn, Frank, Hollander, Keppler, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Roseleip, Schuele, Swan, J. D., Swan, M., Theno and Thompson -- 24.

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

So the motion did not prevail.

Senator Chilsen moved that **Senate Bill 528** be rereferred to the joint committee on Finance.

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

Ayes -- Senators Bidwell, Chilsen, Hollander, Kasten, Knowles, Risser, Steinhilber and Whittow -- 8.

Noes -- Senators Bablitch, Devitt, Dorman, Flynn, Frank, Johnson, Keppler, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Roseleip, Schuele, Swan, J. D., Swan, M., Theno and Thompson -- 24.

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

So the motion did not prevail.

Senator LaFollette moved reconsideration of the vote by which senate amendment 3 to senate substitute amendment 4 to **Senate Bill 528** was rejected.

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

Ayes -- Senators Devitt, Dorman, Keppler, LaFave, LaFollette, Roseleip, Schuele and Thompson -- 8.

Noes -- Senators Bablitch, Bidwell, Chilsen, Flynn, Frank, Hollander, Johnson, Kasten, Knowles, Knutson, Krueger, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Steinhilber, Swan, J. D., Swan, M., Theno and Whittow -- 24.

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

So the motion did not prevail.

Senate substitute amendment 4 adopted.

The question was: Shall **Senate Bill 528** be ordered to a third reading?

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

Ayes -- Senators Bablitch, Devitt, Dorman, Flynn, Frank, Johnson, Keppler, Knutson, Kreuger, LaFave, LaFollette, Lorge, McKenna, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Swan, M., Theno and Thompson -- 23.

Noes -- Senators Bidwell, Chilsen, Hollander, Kasten, Knowles, Martin, Steinhilber, Swan, J. D., and Whittow -- 9.

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

So the bill was 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 528

Read a third time.

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

Ayes -- Senators Bablitch, Devitt, Dorman, Flynn, Frank, Johnson, Keppler, Knutson, Kreuger, LaFave, LaFollette, Lorge, McKenna, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Swan, M., Theno and Thompson -- 23.

Noes -- Senators Bidwell, Chilsen, Hollander, Kasten, Knowles, Martin, Steinhilber, Swan, J. D., and Whittow -- 9.

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

So the bill passed.

Ordered immediately messaged.

By request of Senator Frank, with unanimous consent, the call was raised.

Assembly Bill 219

Relating to indecent articles and family planning, and providing a penalty.

The question was: Rejection of senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 0; paired, 2; as follows:

Ayes -- Senators Bablitch, Chilsen, Dorman, Flynn, Kasten, Knowles, Krueger, LaFollette, Lorge, McKenna, Martin, Peloquin, Risser, Swan, J. D., Theno, Thompson and Whittow -- 17.

Noes -- Senators Bidwell, Devitt, Frank, Hollander, Johnson, Keppler, Knutson, LaFave, Murphy, Parys, Petri, Roseleip, Schuele and Steinhilber -- 14.

Paired for rejection -- Senator M. Swan -- 1.

Paired against rejection -- Senator Kendziorski -- 1.

So the motion prevailed.

Senator Lorge moved reconsideration of the vote by which senate substitute amendment 1 was rejected.

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Senator Frank asked unanimous consent that the motion for reconsideration be laid on the table.

Senator Risser objected.

The question was: Reconsideration of the vote by which senate substitute amendment 1 was rejected.

The ayes and noes were demanded and the vote was: ayes, 15; noes, 16; absent or not voting, 0; paired, 2 as follows:

Ayes -- Senators Bidwell, Devitt, Frank, Johnson, Keppler, Knutson, Krueger, LaFave, Lorge, Murphy, Parys, Petri, Roseleip, Steinhilber and Whittow -- 15.

Noes -- Senators Bablitch, Chilsen, Dorman, Flynn, Hollander, Kasten, Knowles, LaFollette, McKenna, Martin, Peloquin, Risser, Steinhilber, Swan, J. D., Swan, M., Theno and Thompson -- 16.

Paired for reconsideration -- Senator Kendziorski -- 1.

Paired against reconsideration -- Senator M. Swan -- 1.

So the motion did not prevail.

By request of Senator McKenna, with unanimous consent, the senate recessed until 4:55 P.M.

4:30 P.M.

RECESS

4:55 P.M.

The senate reconvened.

The question was: Adoption of senate amendment 1 to Assembly Bill 219?

Senator Risser moved rejection.

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

Ayes -- Senators Bablitch, Chilsen, Dorman, Flynn, Kasten, Keppler, Knowles, LaFollette, McKenna, Peloquin, Petri, Risser, Swan, J. D., Swan, M., Theno, Thompson and Whittow -- 17.

Noes -- Senators Bidwell, Devitt, Frank, Hollander, Johnson, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Parys, Roseleip, Schuele and Steinhilber -- 15.

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

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So the motion prevailed.

The question was: Adoption of senate amendment 2?

Senator McKenna moved rejection.

By request of Senator Murphy, with unanimous consent, senate amendment 2 to **Assembly Bill 219** was withdrawn and returned to the author.

Senator Devitt moved nonconcurrency in **Assembly Bill 219**.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 17; absent or not voting, 0; paired, 2; as follows:

Ayes -- Senators Bidwell, Devitt, Frank, Hollander, Johnson, Knutson, Krueger, LaFave, Lorge, Murphy, Parys, Petri, Roseleip and Schuele -- 14.

Noes -- Senators Bablitch, Chilsen, Dorman, Flynn, Kasten, Keppler, Knowles, LaFollette, McKenna, Martin, Peloquin, Risser, Steinhilber, Swan, J. D., Theno, Thompson and Whittow -- 17.

Paired for nonconcurrency -- Senator Kendziorski -- 1.

Paired against nonconcurrency -- Senator M. Swan -- 1.

So the motion did not prevail.

Senator Lorge asked unanimous consent that **Assembly Bill 219** be referred to the committee on Health, Education and Welfare.

Senator Risser objected.

Senator Lorge moved that **Assembly Bill 219** be referred to the committee on Health, Education and Welfare.

The motion did not prevail.

The question was: Adoption of senate amendment 3?

Senator McKenna moved rejection.

The ayes and noes were demanded and the vote was: ayes, 12; noes, 20; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Dorman, Flynn, Knowles, Krueger, LaFollette, McKenna, Peloquin, Risser, Swan, M., Theno and Thompson -- 12.

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

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

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So the motion did not prevail.

Senator Chilsen moved reconsideration of the vote by which **Senate Bill 341** failed to be ordered to a third reading.

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

AMENDMENTS OFFERED

Senate substitute amendment 2 to **Senate Bill 462** by the committee on **Senate Organization**.

Senate amendment 1 to **Senate Bill 884** by Senator LaFave.

Senate amendment 1 to **Senate Bill 876** by Senator Murphy, by request of **Northwestern Mutual Life Insurance Co.**

Senate amendment 2 to **Senate Bill 876** by Senator Murphy, by request of **Wisconsin Association of Life Underwriters**.

Senate amendment 4 to **Assembly Bill 219** by Senators Murphy, Frank and Johnson.

Senate amendment 2 to **Assembly Bill 886** by Senator Dorman.

Upon motion of Senator Johnson the senate adjourned until 10:00 A.M. Wednesday, March 6.

5:33 P.M.

INTRODUCTION OF GUESTS

Senator J. D. Swan introduced Mr. Leslie Lockhart of Elkhorn and Mr. John Merton of Burlington, Wisconsin.

Senators Bidwell and Johnson introduced 54 students and their chaperones of Castle Rock School, Adams County.

Senator Schuele introduced 74 students and their chaperones from the Maple Tree School, Milwaukee, Wisconsin.

Senator Thompson introduced Ms. Jerri Linn Phillips of Middleton, Wisconsin.

Senator Risser introduced Ms. Dorothy Lentz of Rice Lake, Wisconsin.

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Senator Risser introduced Michael Zarin and 9 persons from Lakeshore Manor, Madison, Wisconsin.

Senator M. Swan introduced Ms. Claudia Gehl of Milwaukee, Wisconsin.

Senator M. Swan introduced Mrs. Raymond Sikorra of Milwaukee, Wisconsin.