

JOURNAL OF THE SENATE (March 14, 1974)

STATE OF WISCONSIN

Senate Journal

Eighty-First Regular Session

THURSDAY, March 14, 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 Duane Hanson, Pastor of Bethel Lutheran Church of Madison.

Almighty God, we thank You for another day of grace. Thank You for the possibility of reshaping a new day. And for all the good gifts of creation, we offer gratitude.

Lead us, O God, in the ways of justice and peace. Grant Your aid to the efforts of men to establish peace among the nations of the world. And to those people and nations who are in anguish over their loss of freedom, grant Your comfort and consolation.

We ask forgiveness for the brokenness that we have created in our lives and in the lives around us. We pray, O God, that You will, with us as Your servants, bind up the broken, heal the sick, and restore the relationships that have been shattered by our selfishness.

Give strength of purpose to those who lead; enlighten those who sit in committees; grant insight to those who must make serious decisions concerning the lives of other people. We pray that Your gracious love may so transform the hearts of men everywhere that they may exalt peace above war, love above hate, service above gain and together work in harmony for truth, justice, and righteousness.

In His name and Spirit we offer this prayer. Amen.

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:

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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.

Absent -- None.

Absent with leave -- Senator Kendziorski -- 1.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 42

To create senate rule 94, relating to issuing senate certificates of commendation, congratulation or condolence.

Analysis by the Legislative Reference Bureau

The ordinary vehicle for an expression of opinion by the legislature is a resolution or joint resolution, subject to debate and amendment in one or both houses. To express the feelings of the legislature with reference to a person, organization or event, the Wisconsin legislature follows a simplified procedure under joint rule 26 whereby each house, or both houses jointly, can issue certificates of commendation, congratulation or condolence. The certificates are issued in the text proposed by the sponsor after approval by one or both houses.

This proposal would, for the senate, further simplify issuance of certificates by allowing citations on behalf of the senate to be issued whether the senate is in session or in recess, and whether or not the individual certificate was formally approved by the senate. All certificates under the new senate rule would be typed by the senate chief clerk's office.

Resolved by the senate, That senate rule 94 is created to read:

Senate Rule 94. Citations on behalf of the senate. With prior approval by the committee on senate organization any member of the senate may, whether the senate is then in actual session or in recess and without formal approval by vote of the senate, issue a citation on behalf of the senate to a particular person or organization or to commemorate a particular occasion as specified in the citation.

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(1) Citations may be used in place of resolutions for commendations, congratulations and condolences of persons or organizations or to give recognition to unusual and important events, except the use of citations shall not be abused. The committee on senate organization may more specifically interpret this paragraph.

(2) If desired by the issuing member, a citation on behalf of the senate may be coauthored by one or more other members or cosponsored by one or more representatives to the assembly, but in that case the proposal for issuing the citation shall be signed by each of the coauthors or cosponsors.

(3) Any citation on behalf of the senate shall be signed by the issuing senator and by either the lieutenant governor, or by the president pro tempore, or by the vice president. In addition, the issuing senator may invite one or more coauthors or cosponsors to sign the citation. A copy of the finished citation shall be provided to the issuing senator, and another copy thereof shall be filed in the legislative reference bureau.

(4) All citations on behalf of the senate shall be typed by employes assigned to the chief clerk, shall be prepared on an artistic form, approved by the senate organization committee, suitable for framing, and shall be in substantially the following form:

(scrollwork incorporating state coat of arms)

CITATION BY THE SENATE

KNOW YOU BY THESE PRESENTS:

WHEREAS, Glen Popple has served for 32 years as game warden of Sheboygan County ...; and

WHEREAS, he has devoted many hours ...; now, therefore,

Senator Ernest C. Keppler on behalf of the Wisconsin State Senate, with the concurrence of Senator(s) ... and Representative(s), under Senate Rule 94, commend Mr. Popple on his fine service to Sheboygan County and ...

STATE CAPITOL
Madison, Wisconsin

(type name of issuing member)

(type name of signing president)

(type date)

(add necessary signature lines)

By Senator Keppler.

Read and placed at the foot of the special order list.

Senate Resolution 43

To create senate rule 35 (3), relating to examining the appropriateness of certificates proposed to be issued under joint rule 26.

Analysis by the Legislative Reference Bureau

Joint rule 26 (6) and (8) specifies, as follows, when certificates may appropriately be issued by the legislature:

Joint rule 26 (6) Citations may be used in place of resolutions for commendations, congratulations and condolences of present or past legislators, state officials and public figures, or to give recognition to an important event.

(8) Citations may not be used for procedural matters nor in place of resolutions memorializing congress, but only when appropriate to express the feeling of the house or of the legislature with reference to a person or of an event.

The new senate rule proposed in this resolution would lay aside any proposal for a certificate under joint rule 26 so that the proposal can be examined by the committee on senate organization for its appropriateness under joint rule 26 (6) and (8). The committee will notify -- verbally -- the chief clerk of its determination, and the senate will then act on the proposal.

Resolved by the senate, That senate rule 35 (3) is created to read:

Senate rule 35 (3). Any proposal for a certificate under joint rule 26 shall, when received by the senate and whether originating in this house or in the assembly, be laid aside to allow time to the committee on senate organization to examine the proposal for its appropriateness under joint rule 26 (6) and (8). Upon approval by the committee on senate organization and verbal notification thereof to the chief clerk, such proposals shall then be presented to

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the senate and acted upon as a whole. A committee report is not necessary before action may be taken.

By Senator Keppler.

Read and placed at the foot of the special order list.

Senate Joint Resolution 123

To amend article V, section 10 of the constitution, relating to prohibiting partial veto of appropriation bills (1st consideration).

By Senators Keppler, Knutson, Krueger, Chilsen, Murphy, Lorge and J. D. Swan.

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

BILLS INTRODUCED

Read first time and referred:

Senate Bill 896

Relating to free hunting and fishing licenses for disabled veterans.

By Senators Chilsen and Roseleip.

To committee on Natural Resources.

Senate Bill 897

Relating to changing the name of the Grand Army home.

By Senator Roseleip.

To committee on Governmental and Veterans' Affairs.

Senate Bill 898

Relating to group life insurance for state employees over age 50.

By Senators Devitt, Peloquin, Theno, Johnson, Krueger, McKenna, Bablitch and M. Swan.

To committee on Industry, Labor, Taxation and Banking.

Senate Bill 899

Relating to analyzing retirement benefit demands under the state collective bargaining process.

By Senators LaFave, Schuele, Devitt and Parys, cosponsored by Representatives Baldus and Looby.

To Joint Survey Committee on Retirement Systems.

Senator LaFave asked unanimous consent that **Senate Bill 899** be laid on the table.

Senator Risser objected.

COMMITTEE REPORTS

The committee on Agriculture and Rural Development reports and recommends:

HILDEBRANDT, DR. OSCAR, of Medford, as a member of the Veterinary Examining Board, to succeed Dr. M. C. Martin, to serve for the term ending July 1, 1978.

Confirmation; Ayes, 5; Noes, 0.

Senate Bill 830

Relating to increasing the per diem allowances of members of the state board of agriculture.

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

Passage as amended; Ayes, 5; Noes, 0.

Senate Bill 885

Relating to exempting producers of honey from food processing regulation.

Adoption of senate amendment 1; Ayes, 5; Noes, 0.

Passage as amended; Ayes, 5; Noes, 0.

Senate Joint Resolution 116

Requesting the U.S. secretary of agriculture to reconsider his proposed action to establish "one stop service centers" by combining the services of the farmers home administration, the agricultural stabilization and conservation service and the soil conservation service.

Adoption; Ayes, 5; Noes, 0.

Assembly Bill 509

Relating to the certification of soil testers and granting rule-making authority.

Concurrence; Ayes, 5; Noes, 0.

WALTER J. CHILSEN

Chairman

The committee on Natural Resources reports and recommends:

McILREE, KAY, of Oshkosh, as a member of the Snowmobile Recreational Council, to succeed herself, to serve for a term ending May 1, 1976.

Confirmation; Ayes, 5; Noes, 0.

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Senate Bill 351

Exempting the aged from state park admission fees and reducing certain related charges.

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

Passage as amended; Ayes, 5; Noes, 0.

Senate Bill 889

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

Passage; Ayes, 5; Noes, 0.

Assembly Joint Resolution 43

Memorializing the U.S. Congress to the use of nontoxic shot for all waterfowl hunting.

Concurrence; Ayes, 4; Noes, 0.

Assembly Bill 983

Relating to the transportation of migratory game birds and providing a penalty.

Concurrence; Ayes, 4; Noes, 0.

Assembly Bill 1079

Relating to the prevention of negligent or unsafe excavations or demolition operations resulting in damage to transmission facilities.

Concurrence; Ayes, 4; Noes, 0.

Assembly Bill 1237

Relating to authorizing possession and sale of mounted collections of wild game.

Concurrence; Ayes, 5; Noes, 0.

CLIFFORD W. KRUEGER
Chairman

The committee on Judiciary and Insurance reports and recommends:

Senate Bill 405

Relating to probate court commissioner in Dane County.

Adoption of senate amendment 1; Ayes, 5; Noes, 0.

Passage as amended; Ayes, 5; Noes, 0.

GERALD D. LORGE
Chairman

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

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REPORT OF JOINT SURVEY COMMITTEE ON
TAX EXEMPTIONS

Appendix to Senate Bill 255

Recommendation

All servicemen, whether on active or reserve duty, receive a \$1,000 exclusion of gross income under present state law. In addition, combat pay is wholly excluded from both federal and state income taxation.

Courts have generally ruled that individuals must be domiciled somewhere, that a serviceman must maintain a state of residence. In turn, the federal soldiers and sailors relief act, 50 U.S.C. Appendix secs. 501 ff., ensures servicemen serving outside their state of residence that no other state may tax their service income. Thus no serviceman undergoes double taxation.

Ordinarily, most military personnel take advantage of certain privileges accorded solely to residents. For instance, they or their children frequently attend the university as residents and they enjoy Wisconsin's veterans benefits on leaving the service. Furthermore, this bill would exempt servicemen's income even if their dependents were living in Wisconsin and enjoying the benefits of state residency.

From an equity standpoint, such a proposal would discriminate against all other citizens who are temporarily stationed outside of the state's boundaries. Federal congressmen, peace corps volunteers, foreign service officers, AID personnel and other civilian governmental and private employees are in the same circumstance as military personnel but would still pay state income taxes.

For these reasons, this bill is undesirable as public policy.

JOINT SURVEY COMMITTEE
ON TAX EXEMPTIONS

Respectfully,

ROBERT W. KASTEN, JR.

Chairman

Read and referred to the joint committee on Finance.

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REPORT OF JOINT SURVEY COMMITTEE ON
TAX EXEMPTIONS

Appendix to Senate Bill 880

Recommendation

This proposal would create a substantial reduction in revenues without also including either alternative revenue sources or commensurate expenditure curtailments to offset the loss. Since it is contrary to sound budgetary practices, this bill is undesirable as public policy.

JOINT SURVEY COMMITTEE
ON TAX EXEMPTIONS

Respectfully,
ROBERT W. KASTEN, JR.
Chairman

Read.

By request of Senator Knutson, with unanimous consent, **Senate Bill 880** was laid on the table.

REPORT OF JOINT SURVEY COMMITTEE ON
TAX EXEMPTIONS

Appendix to Senate Bill 887

Recommendation

To the extent that this measure would prove an incentive to curbing shoreline erosion along the Great Lakes, it is desirable as public policy.

JOINT SURVEY COMMITTEE
ON TAX EXEMPTIONS

Respectfully,
ROBERT W. KASTEN, JR.
Chairman

Read.

By request of Senator Kasten, with unanimous consent, **Senate Bill 887** was laid on the table.

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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 Dueholm; cosponsored by Senator Knowles for THE AMERY WARRIORS on competing in the 1974 WIAA State Basketball Tournament;

A Joint Certificate of Commendation by Representative Thompson; cosponsored by Senator Bidwell for THE MAUSTON "GOLDEN EAGLES" on winning a berth in the state basketball tournament.

and

Assembly Joint Resolution 117

Passed and asks concurrence in:

Assembly Bill 194
Assembly Bill 815
Assembly Bill 1275
Assembly Bill 1046
Assembly Bill 1068
Assembly Bill 1162
Assembly Bill 1242
Assembly Bill 1267
Assembly Bill 1308
Assembly Bill 1354

Concurred in:

Senate Bill 105
Senate Bill 691
Senate Bill 735

Amended and concurred in as amended:

Senate Bill 116

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MESSAGE FROM THE ASSEMBLY CONSIDERED

Motions Under Joint Rule 26:

A Joint Certificate of Congratulations by Representative Dueholm; cosponsored by Senator Knowles for THE AMERY WARRIORS on competing in the 1974 WIAA State Basketball Tournament;

A Joint Certificate of Commendation by Representative Thompson; cosponsored by Senator Bidwell for THE BAUSON "GOLDEN EAGLES" on winning a berth in the State Basketball Tournament.

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

Assembly Joint Resolution 117

Directing the legislative council to study the feasibility and desirability of fostering cooperative purchasing agreements among local units of government.

By Representative JACKAMONIS, co-sponsored by Senator MC KENNA.

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

Assembly Bill 194

Relating to county-municipal cooperation in park administration.

By Representatives EARL, DAY and OESTREICHER; co-sponsored by Senator CHILSEN.

Read first time.

By request of Senator Chilsen, with unanimous consent, **Assembly Bill 194** was laid on the table.

Assembly Bill 815

Giving preference to residents for deer hunting party permits.

By Representatives QUACKENBUSH, BYERS, KEDROWSKI, SCHRICKER and MATTY.

Read first time and referred to committee on Natural Resources.

Assembly Bill 1275

Relating to authorized investments of the Milwaukee debt amortization fund.

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By Representative TOBIASZ, by request of the City of Milwaukee.

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

Assembly Bill 1046

Relating to rules of the road for bicycles and authorizing the creation of bicycle lanes and bicycle ways.

By Representatives MUNTS, MILLER, NAGER, ANDERSON and JACKAMONIS.

Read first time and referred to committee on Natural Resources.

Assembly Bill 1068

Relating to issuance of identification permits to visually handicapped persons and providing penalties.

By Representatives EARLY, DUEHOLM, BOLLE, O'MALLEY, VANDERPERREN, MITTNESS, WILLKOM, BERGER and MILLER.

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

Assembly Bill 1162

Relating to filing with the register of deeds.

By Representative TOBIASZ, by request of Milwaukee County.

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

Assembly Bill 1242

Relating to preservation of the lower St. Croix river and granting rule-making authority.

By Representatives DUEHOLM and MOHN, by request of the Minnesota-Wisconsin Boundary Commission.

Read first time and referred to committee on Natural Resources.

Assembly Bill 1267

Relating to authorizing blanket waivers to the "lowest bidder rule" for the employment of performing artists by state agencies.

By Representative BALDUS.

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

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Assembly Bill 1308

Relating to oral real estate brokers and salesmen license examinations for applicants who are unable to write because of a physical handicap.

By Representatives PABST and WAHNER; co-sponsored by Senator PARYS.

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

Assembly Bill 1354

Relating to municipal industrial development bonds.

By Representatives EARL and CONTA; co-sponsored by Senator HOLLANDER.

Read first time.

By request of Senator Hollander, with unanimous consent, **Assembly Bill 1354** was laid on the table.

Senate Bill 116

Read.

By request of Senator Steinhilber, with unanimous consent, **Senate Bill 116** was considered for action at this time.

The question was: Concurrence in assembly amendment 1 to **Senate Bill 116**?

Assembly amendment 1 concurred in.

Ordered immediately messaged.

MOTIONS

MOTION UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, March 17th is annually observed as a special day for Irishmen in Wisconsin and other corners of the world. As it is set aside in honor of the patron Saint of Ireland, St. Patrick, a man who would have fit well into the history of Wisconsin; and

Whereas, many citizens of this state can trace their ancestry, in varying degrees, back to Ireland while other state residents would like to on this day, be able to trace their ancestry back to Ireland

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and boastfully declare that they too are Irish; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senators Devitt, Murphy, Keppler, Johnson, Flynn, M. Swan, J. D. Swan, Martin, Whittow and Lorge and Representatives O'Malley and Donoghue, under Joint Rule 26, resolved by the Senate, the Assembly concurring, that the Wisconsin Legislature appropriately make all citizens of the State of Wisconsin, who have desire and qualify because of their intelligence, elegant mannerisms and clever wit, to be declared honorary Irishpersons on Sunday, March 17, 1974 so they may properly engage in the festivities of the day and declare publically to all within earshot they are Irish; resolved, that all Wisconsin residents desiring to be Irish, March 17, 1974, will then, in fact, become honorary Irishpersons for that day and are entitled to participate in appropriate activities of the day including the drinking of green beer and the wearing of shamrocks.

Read and adopted.

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

SPECIAL ORDERS

Senate Bill 280

Relating to requiring death certificates showing cause of deaths from abortion.

Read a second time.

Senate substitute amendment 2 to **Senate Bill 280** offered by Senator Risser.

Senator Johnson moved that senate substitute amendment 2 be 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, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, Lorge, Martin, Murphy, Parys, Petri, Roseleip, Steinhilber, Swan, M. and Theno -- 20.

Noes -- Senators Bablitch, Dorman, Flynn, LaFollette, McKenna, Peloquin, Risser, Schuele, Swan, J.D., Thompson and Whittow -- 11.

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

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

Senator Lorge asked unanimous consent that **Assembly Bill 837** be withdrawn from the committee on Governmental and Veterans' Affairs and referred to the committee on Industry, Labor, Taxation and Banking.

Senator Martin objected.

Senator Devitt raised the point of order that senate substitute amendment 2 to **Senate Bill 280** was not germane.

The chair ruled the point of order not timely.

Senator Devitt 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:

Ayes -- Senators Bablitch, Bidwell, Dorman, Flynn, Frank, Hollander, Kasten, Keppler, Knowles, Knutson, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 25.

Noes -- Senators Chilsen, Devitt, Johnson, Lorge, Murphy and Petri -- 6.

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

So the ruling of the chair was sustained.

By request of Senator Knutson, with unanimous consent, **Senate Bill 355** was withdrawn from the committee on Industry, Labor, Taxation and Banking and laid on the table.

Senator Whittow asked unanimous consent that **Assembly Bill 106** be withdrawn from the committee on Urban Affairs and laid on the table.

Senator Steinhilber objected.

Senate Joint Resolution 56

Making an application to the Congress of the United States, pursuant to article V of the constitution of the United States, for a convention for proposing an amendment to the constitution of the United States.

Read.

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Senator Risser moved rejection.

The motion did not prevail.

The question was: Adoption?

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, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Parys, Petri, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno and Whittow -- 22.

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

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

So the resolution was adopted.

Ordered immediately messaged.

LEAVE OF ABSENCE

By request of Senator Roseleip, with unanimous consent, he was granted a leave of absence until 2:00 P.M.

Senate Bill 43

Relating to the shielding of communications to newsmen.

Read a second time.

Senator Murphy moved indefinite postponement.

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

Ayes -- Senators Hollander, Keppler, Knowles, Knutson, Krueger, LaFave, Murphy, Parys, Swan, J.D., Swan, M. and Whittow -- 11.

Noes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Johnson, Kasten, LaFollette, Lorge, McKenna, Martin, Peloquin, Petri, Risser, Schuele, Steinhilber, Theno and Thompson -- 20.

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

The motion did not prevail.

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

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Senator Lorge raised the point of order that senate amendment 1 to senate substitute amendment 1 was not germane.

Upon motion of Senator Johnson, the senate recessed until 2:00 P.M.

12:04 P.M.

RECESS

2:00 P.M.

The senate reconvened.

QUORUM CALL

Senator Steinhilber 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 Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Martin, Murphy, Parys, Peloquin, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 26.

Absent -- Senators Bablitch, Bidwell, LaFollette, Lorge, McKenna and Risser -- 6.

Absent with leave -- Senator Kendziorski -- 1.

LEAVE OF ABSENCE

By request of Senator Theno, with unanimous consent, he was granted a leave of absence at 4:30 P.M. for the balance of the day.

By request of Senator Knowles, with unanimous consent, he was granted a leave of absence at 4:30 P.M. for the balance of the day.

By request of Senator Knutson, with unanimous consent, he was granted a leave of absence at 4:30 P.M. for the balance of the day.

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RULING OF THE CHAIR

As it relates to the point of order raised by Senator Lorge on senate amendment 1 to senate substitute amendment 1 to **Senate Bill 43**, the chair ruled the amendment was germane and therefore, the point of order was not well taken.

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

Senator Lorge moved rejection.

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, Devitt, Flynn, Hollander, LaFollette, Lorge, McKenna, Martin, Peloquin, Risser, Schuele, Theno and Thompson -- 15.

Noes -- Senators Dorman, Frank, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Murphy, Parys, Petri, Steinhilber, Swan, J.D., Swan, M. and Whittow -- 16.

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

So the motion did not prevail.

Senate amendment 1 to senate amendment 1 to senate substitute amendment 1 to **Senate Bill 43** offered by Senator Thompson.

Senator Murphy moved rejection.

Senator Murphy 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, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 32.

Absent -- None.

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Absent with leave -- Senator Kendziorski -- 1.

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

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

Noes -- Senators Bablitch, Chilsen, Devitt, Dorman, Flynn, Frank, LaFollette, Lorge, McKenna, Peloquin, Risser, Schuele and Thompson -- 13.

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

So the motion prevailed.

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

Senate amendment 2 to senate amendment 1 to senate substitute amendment 1 to Senate Bill 43 offered by Senator Bablitch.

The amendment was adopted.

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

Senator McKenna 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, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, LaFollette, Lorge, McKenna, Martin, Peloquin, Risser, Roseleip, Schuele, Theno and Thompson -- 17.

Noes -- Senators Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Murphy, Parys, Petri, Steinhilber, Swan, J.D., Swan, M. and Whittow -- 15.

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

So the motion prevailed.

Senate amendment 2 to senate substitute amendment 1 to Senate Bill 43 offered by Senator Whittow.

Senator Risser moved rejection.

President pro tempore of the senate in the chair.

3:45 P.M.

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Senator Flynn raised the point of order that senate amendment 2 to senate substitute amendment 1 was not germane.

The chair submitted the question of germaneness to the senate body.

The question was: Is senate amendment 2 to senate substitute amendment 1 germane?

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

Ayes -- Senators Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Martin, Murphy, Parys, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M. and Whittow -- 17.

Noes -- Senators Bablitch, Bidwell, Chilsen, Dorman, Flynn, Frank, LaFollette, Lorge, McKenna, Peloquin, Petri, Risser, Theno and Thompson -- 14.

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

So the amendment was ruled germane.

The question was: Rejection of senate amendment 2 to senate substitute amendment 1?

The motion did not prevail.

. The question was: Adoption?

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

Ayes -- Senators Hollander, Keppler, Knowles, Knutson, Krueger, LaFave, Murphy, Parys, Roseleip, Swan, M. and Whittow -- 11.

Noes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Johnson, Kasten, LaFollette, Lorge, McKenna, Martin, Peloquin, Petri, Risser, Schuele, Steinhilber, Swan, J.D., Theno and Thompson -- 21.

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

So the amendment was not adopted.

The question was: Adoption of senate substitute amendment 1?

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

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Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Krueger, LaFollette, Lorge, McKenna, Martin, Peloquin, Risser, Schuele, Theno and Thompson -- 19.

Noes -- Senators Kasten, Keppler, Knowles, Knutson, LaFave, Murphy, Parys, Petri, Roseleip, Steinhilber, Swan, J.D., Swan, M. and Whittow -- 13.

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

So 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 Murphy objected.

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

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Krueger, LaFollette, Lorge, McKenna, Martin, Peloquin, Risser, Theno and Thompson -- 17.

Noes -- Senators Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, Murphy, Parys, Petri, Schuele, Steinhilber, Swan, J.D., Swan, M. and Whittow -- 14.

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

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

By request of Senator Risser, with unanimous consent, the senate returned to the sixth order of business.

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EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison, Wisconsin

March 14, 1974.

To the Honorable, the Senate:

Pursuant to the provisions governing, I have nominated and with the advice and consent of the senate do appoint Norman E. Anderson, of Hudson, as a member of the Bingo Control Board, to serve for the term ending May 1, 1980.

Sincerely,
PATRICK J. LUCEY
Governor

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

Senator Risser asked unanimous consent that **Assembly Bill 837** be withdrawn from the committee on Governmental and Veterans' Affairs and referred to the committee on Industry, Labor, Taxation and Banking.

Senator Knutson objected.

LEAVE OF ABSENCE

By request of Senator Johnson, with unanimous consent, he was granted a leave of absence Tuesday, March 26.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 108** by Senator Roseleip.

Senate amendment 2 to **Senate Bill 871** by Senator McKenna.

Senate amendment 3 to **Assembly Bill 175** by Senator Murphy.

Senate amendment 4 to **Assembly Bill 175** by Senator Murphy.

Senate amendment 5 to **Assembly Bill 175** by Senator Murphy.

Senate amendment 6 to **Assembly Bill 175** by Senator Murphy.

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Senate amendment 1 to senate substitute amendment 1 to **Assembly Bill 922** by Senator Hollander.

Senate amendment 2 to senate substitute amendment 1 to **Assembly Bill 922** by Senator Lorge.

Senate amendment 3 to senate substitute amendment 1 to **Assembly Bill 922** by Senator Lorge.

By request of Senator Roseleip, with unanimous consent, the senate adjourned in memory of Roundy Coughlin.

Upon motion of Senator Johnson the senate adjourned until 9:00 A.M. Friday, March 15.

4:30 P.M.

INTRODUCTION OF GUESTS

Senator Krueger introduced Senator Robert Travis, former representative of the 17th Senatorial District.

Senator Kasten introduced Dean and Craig Wycklendt, Brian Knox, Jim Silverthorn and Tim Sheehy, students of Nicolet High School, Glendale, Wisconsin.

Senator Kasten introduced Patrick Sheehy, a student at Bayside Elementary School, Fox Point, Wisconsin.

Senator Thompson introduced Mrs. Kepper, Mrs. French and 50 students of North Side School, Sun Prairie, Wisconsin.

Senator Krueger introduced Lee Meyer, Superintendent of Schools, Florence, Wisconsin.

Senator Roseleip introduced Mr. and Mrs. Harold Baltzer of Monroe, Wisconsin.