

JOURNAL OF THE SENATE (March 27, 1974)

STATE OF WISCONSIN

Senate Journal

Eighty-First Regular Session

WEDNESDAY, March 27, 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 Wilmer H. Struebing, head journal clerk of the state senate.

Heavenly Father, like myself and most of the people in this country I am sure that you have watched the legislative bodies of our country in action in the years gone by. Sometimes with a great deal of satisfaction, other times with disappointment.

Let us ask, O Lord, in your name, that this legislature along with all the other legislative bodies in this country, depart from the area of political imagery and in those areas where legislation is truly needed to solve the real existing social problems; that this be done with the utmost expediency.

This we ask in the name of the Triune God; Father, Son and Holy Spirit. Amen.

The senate remained standing and Senator Parys 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:

9 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.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 911

Relating to creation of a circuit court of criminal appeals and making an appropriation.

By Senators Johnson, Lorge and Murphy.

To committee on Judiciary and Insurance.

Senate Bill 912

Relating to providing representation by the National Association of Black Veterans on the council on veterans programs.

By Senators M. Swan, LaFollette and Roseleip, cosponsored by Representatives Barbee and Earl.

To committee on Governmental and Veterans' Affairs.

Senate Bill 913

Relating to location of public utility meters.

By Senator Keppler.

To committee on Industry, Labor, Taxation and Banking.

Senate Bill 914

Relating to minimum ages for employes in bowling lanes.

By Senator Keppler, by request of Sheboygan County Tavern League.

To committee on Governmental and Veterans' Affairs.

Senate Bill 915

Relating to driving and parking near deployed fire fighting apparatus.

By Senator Devitt.

To committee on Transportation.

Senate Bill 916

Relating to special registration plates for firemen.

By Senator Devitt.

To committee on Transportation.

Senator Murphy moved that **Senate Bill 743** be withdrawn from the joint committee on Finance and placed on the calendar.

Senator Keppler raised the point of order that the motion was out of order as it was not made under the proper order of business.

The chair ruled the point of order well taken.

JOURNAL OF THE SENATE (March 27, 1974)

By request of Senator Petri, with unanimous consent, **Assembly Bill 1278** was withdrawn from the committee on Industry, Labor, Taxation and Banking and laid on the table.

COMMITTEE REPORTS

The joint committee on Finance reports and recommends:

Senate Bill 910

Relating to funding of community mental health and developmental disabilities services, eligibility for medical assistance and creating a council on mental health, alcoholism, drug abuse and developmental disabilities in the department of health and social services.

Passage; Ayes, 7; Noes, 5.

WALTER G. HOLLANDER
Chairman

The committee on Urban Affairs reports and recommends:

Assembly Bill 275

Relating to violations of housing codes.

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

Concurrence as amended; Ayes, 4; Noes, 1.

JACK D. STEINHILBER
Chairman

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

Assembly Bill 541

Relating to creation of a health facilities authority and program for health facilities construction and improvement, granting rule-making authority, providing a penalty and making an appropriation.

Concurrence; Ayes, 7; Noes, 0.

Assembly Bill 890

Relating to an increase in state aid for driver education financed by increasing certain vehicle operators' license fees, and making an appropriation.

Concurrence; Ayes, 6; Noes, 1.

Assembly Bill 1138

Relating to reduced bus fares for special classes of passengers.

JOURNAL OF THE SENATE (March 27, 1974)

Adoption of senate amendment 1; Ayes, 7; Noes, 0.

Concurrence as amended; Ayes, 7; Noes, 0.

Assembly Bill 1300

Relating to establishment of a protective services program for the mentally retarded and certain other persons, various changes in guardianship laws, and granting rule-making authority.

Concurrence; Ayes, 7; Noes, 0.

JAMES C. DEVITT

Chairman

The committee on Natural Resources reports and recommends:

Assembly Bill 1242

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

Concurrence; Ayes, 5; Noes, 0.

CLIFFORD W. KREUGER

Chairman

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

Assembly Bill 1408

Relating to raising the ceiling on investment board advances to the department of veterans affairs.

Concurrence; Ayes, 5; Noes, 0.

Assembly Joint Resolution 145

Relating to authorizing the contracting of public debt for veterans housing (1st consideration).

Concurrence; Ayes, 4; Noes, 1.

Assembly Bill 1217

Relating to nonjudicial punishment in the Wisconsin code of military justice.

Concurrence; Ayes, 4; Noes, 1.

Assembly Bill 1218

Relating to the Wisconsin national guard and providing penalties.

Concurrence; Ayes, 5; Noes, 0.

GORDON W. ROSELEIP

Chairman

JOURNAL OF THE SENATE (March 27, 1974)

The committee on Agriculture and Rural Development reports and recommends:

Assembly Bill 635

Relating to regulating cable television systems, granting rule-making power and making an appropriation.

Concurrence; Ayes, 5; Noes, 0.

WALTER J. CHILSEN
Chairman

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

PETITIONS AND COMMUNICATIONS

Senate Petition 212

A petition by 674 residents of the 14th Senatorial District urging replacement of the bridge at Fremont, Wisconsin.

By Senator Lorge.

Read and referred to the committee on Transportation.

Senate Petition 213

A petition by 800 residents of the 14th Senatorial District urging replacement of the bridge at Fremont, Wisconsin.

By Senator Lorge.

Read and referred to the committee on Transportation.

State of Wisconsin
Department of Justice
Madison, Wisconsin

March 26, 1974.

Mr. William P. Nugent
Senate Chief Clerk
State Capitol
Madison, Wisconsin

Dear Mr. Nugent:

You have forwarded to me 1973 Senate Resolution 25, requesting my opinion on senate amendment 2 to 1973 Senate Bill 40. The resolution recites that:

"Whereas, the 1970 clean air act (P.L. 91-604) pertains in part to national air quality standards; and

JOURNAL OF THE SENATE (March 27, 1974)

"Whereas, the environmental protection agency is apparently prohibited from approving any state air pollution plan that would allow a lower standard of air purity in any area than presently exists there; and

"Whereas, the senate will soon consider senate amendment 2 to 1973 Senate Bill 40 which would define and apply the phrases "air quality" and "existing ambient air quality" in the context of a state air pollution plan; and

"Whereas, it is not known whether senate amendment 2 to 1973 Senate Bill 40 would comply with the mandates of the federal clean air act (P.L. 91-604) in light of the June 11, 1973, per curiam decision by the U. S. supreme court in the case of *Robert W. Fri, petitioner, v. Sierra Club*, which affirmed a lower court holding that state air pollution plans must now allow a lower standard of purity in any area than presently exists there . . ."

and asks the following questions:

"1. Are the definitions and applications of the phrases 'air quality' and 'existing ambient air quality' adequate to comply with the federal clean air act (P.L. 91-604) as recently construed in federal court decisions?

"2. Can the definitions and applications of the phrases 'air quality' and 'existing ambient air quality' be stated in any other way to better ensure compliance with the federal clean air act (P.L. 91-604)?"

The United States Supreme Court, in the above mentioned decision, affirmed on a four-to-four vote the decision in *Sierra Club v. Ruckelshaus* (D.C.D.C. 1972), 344 F. Supp. 253, 4 ERC 1205. That case held that the federal Clean Air Act of 1970, P.L. 91-604, 42 U.S.C. 1857, *et seq.* (hereinafter referred to as "Clean Air Act"), prohibits states from submitting air pollution control implementation plans pursuant to sec. 110 of the Clean Air Act which allow degradation of existing clean air areas. It appears that the decision in *Sierra Club v. Ruckelshaus*, supra constitutes the law as it exists and will exist in the near future.

1973 Senate Bill 40 would grant certain additional authority to the Department of Natural Resources to aid the Department in carrying out its basic air pollution regulation functions under secs. 144.30 to 144.42, Stats., and 144.54 Stats. Senate amendment 2 to Senate Bill 40 would create several additional sections defining "air quality" and "existing ambient air quality," prohibiting the degradation of existing ambient air quality by the operation of an

JOURNAL OF THE SENATE (March 27, 1974)

air contaminant source, and also prohibiting construction of any sources which would degrade existing ambient air quality.

The Clean Air Act of 1970 requires the Federal Environmental Protection Administration to establish certain nation-wide air quality standards and to enforce the same. The Act intends, however, that such standards be enforced by the states themselves under approved implementation plans. Such plans may be a combination of express statutory provisions and administrative rule provisions adopted pursuant to statutory authority, as is the implementation plan in Wisconsin. Senate amendment 2 would have the effect of amending the existing statutory provisions to prohibit the construction or operation of air contaminant sources which would degrade existing ambient air quality. As such, the amendment appears to be consistent with the holding in *Sierra Club v. Ruckelshaus*, *supra*, which prohibits state implementation plans from permitting degradation of existing clean air areas.

Your question, however, relates more directly to the definitions of two phases as they appear within senate substitute amendment 2. Your question can only be answered by comparing existing federal laws, and federal regulations adopted pursuant thereto, to determine if there is any inconsistency between the proposed definitions and any definitions that may be contained in the federal laws and regulations.

The phrase "air quality" is defined in senate amendment 2 as follows:

"... 'air quality' means scientifically determined and expressed ranges of air conditions ranging from greater to lesser air purity which may be expressed in terms of physical qualities, concentration and duration of contamination and which take into account individual contaminants, the cumulative effect of individual contaminants, atmospheric conditions, geographic location and all other facts bearing on the quality of a given ambient air mass."

I have examined the applicable federal Clean Air Act and regulations adopted pursuant thereto and have found no express definition of the phrase "air quality". However, the phrase is defined by implication through its use in sec. 108 of the Clean Air Act which requires the Administrator of the federal Environmental Protection Administration (EPA) to issue air quality criteria for certain pollutants which, by themselves or in combination with other factors, may affect public health or welfare. Thus, by implication, the phrase "air quality" can be said to be defined in

JOURNAL OF THE SENATE (March 27, 1974)

the Clean Air Act as the presence or absence of pollutants in the air.

I can see no inconsistency between that implied definition of the phrase "air quality" and the definition of "air quality" contained in senate amendment 2. Although the latter definition refers expressly to particular factors bearing on air quality, such factors are also considered under the Clean Air Act and the regulations adopted pursuant thereto. The proposed state definition would be construed broadly because it uses broad generic language in a statute that is remedial in nature. Furthermore, the operative language of the definitions is "scientifically determined in expressed ranges of air conditions ranging from greater to less air purity" which appears to be consistent with the definition that may be implied from the Clean Air Act.

The definition of "existing ambient air quality" as it appears in senate amendment 2 also lacks an express counterpart in the federal Clean Air Act and regulations adopted pursuant thereto. The phrase "ambient air" contained within that definition has been defined with identical language in both state and federal regulations applicable under state law and the Clean Air Act. Section NR 154.01 (5), Wis. Adm. Code; 40 CFR, Part 50, sec. 50.1 (e), 36 RD 22384.

I do see some potential conflict between the definition of "existing ambient air quality," as it appears in senate amendment 2 to Senate Bill 40, and the Clean Air Act as it has been construed in the previously mentioned federal court decisions. This is because the definition contained in senate amendment 2 would define "existing ambient air quality" as of a date to occur after the effective date of enactment of the law. Under the federal court decisions, the prohibition against degradation of existing air quality has yet to be related to any specific date, but such a date will have to be set in order to establish a base line for carrying out the prohibition against degradation. Such base line date under the federal act could be established as far back as the date of commencement of *Sierra Club v. Ruckelshaus, supra*, or even as early as the date of adoption of the Clean Air Act Amendments of 1970 (P.L. 91-604). In any event, it is unlikely that the base line date for existing air quality under the federal would be the same as that which would be required to be set under the definition contained in senate amendment 2 to Senate Bill 40. To the extent that they will probably differ significantly, this constitutes a clear potential conflict between the definition of "existing ambient air quality" in the proposed amendment to state law and the definition

JOURNAL OF THE SENATE (March 27, 1974)

of "existing air quality" as it may be defined in cases interpreting the Clean Air Act.

Thus, your first question may be answered that the definitions and applications of the phrase "air quality" contained in senate amendment 2 is adequate to comply with the federal Clean Air Act as recently construed in federal court decisions, but that the definition of "existing ambient air quality" may not be adequate.

Your second question is whether said definition contained in senate amendment 2 to Senate Bill 40 can be stated in any other way to better insure compliance with the federal Clean Air Act. As I have previously determined that the definition of "air quality" under that amendment is adequate, it would be inappropriate for me to suggest any different language. However, with respect to the definition of "existing ambient air quality" as it is contained in senate amendment 2, I would advise that the definition be altered to refer to the air quality that existed when the Department of Natural Resources developed its original implementation plan. I suggest this because portions of the implementation plan which have already been approved by the Environmental Protection Administration would presumably be adequate to support an acceptable nondegradation standard.

Sincerely yours

ROBERT W. WARREN

Attorney General

CAPTION:

The definition of "air quality" contained in State amendment 2 to 1973 Senate Bill 40 is adequate to comply with the federal Clean Air Act of 1970 (P.L. 91-604) as recently construed in federal court decisions.

The definition of "existing ambient air quality" as it is contained in senate amendment 2 to 1973 Senate Bill 40 may be in conflict with any base line reference date for existing air quality which may be adopted under the Clean Air Act of 1970 as recently construed in federal court decisions.

JOURNAL OF THE SENATE (March 27, 1974)

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 Representatives Schricker and Willkom; cosponsored by Senator Theno for JOHN OLSON on receiving the WECA's "ACE" Award for 1974.

and

A Joint Certificate of Congratulations by Representative Schroder; cosponsored by Senator Kasten for DR. RUSSELL N. CASSEL, ED. D. on his receiving the Student Leadership Services Wisconsin Leadership Award.

MESSAGE FROM THE ASSEMBLY CONSIDERED

Motions Under Joint Rule 26:

A Joint Certificate of Congratulations by Representatives Schricker and Willkom; cosponsored by Senator Theno for JOHN OLSON on receiving the WECA's "ACE" Award for 1974.

and

A Joint Certificate of Congratulations by Representative Schroeder; cosponsored by Senator Kasten for DR. RUSSELL N. CASSEL, ED. D. on his receiving the Student Leadership Services Wisconsin Leadership Award.

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

By request of Senator Keppler, with unanimous consent, the senate Motions Under Joint Rule 26 were considered for action at this time.

JOURNAL OF THE SENATE (March 27, 1974)

MOTIONS UNDER JOINT RULE 26

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, the Bud Somerville Rink of Superior won the 1974 United States Men's National Curling Championship on March 8 at Schenectady, New York; and

Whereas, the Somerville Four defeated the defending champion Sweden 11-4 to win the World Cup on March 23 in Bern Switzerland; and

Whereas, Somerville Rink members Bud Somerville, second Bill Strum and lead Tom Locken received all-American honors, with member Bob Nichols also distinguishing himself at the national championship; and

Whereas, Somerville has skipped Superior rinks to four national titles and two World Cups; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Theno and Representative Murray, under Joint Rule 26, congratulate the Bud Somerville Rink on its crown-clinching victory at the 1974 United States and World Curling Championships.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, nearly 350,000 children across the United States and more than 7,000 children in the State of Wisconsin were cared for in 1973 in foster homes; and

Whereas, the reasons for this away-from-home care are extremely varied, but include such family problems as death or temporary illness of one or both of the parents, divorce, financial difficulties, social economic and psychological pressures of a complex modern society; and

Whereas, this temporary care provided these children has meant safe, stable and secure environment in which to solve some of their own personal problems caused by the instability of the natural home; and

Whereas, it is the sense of the Legislature that the alternatives to such "foster care" are maintenance of the child in an institution, or in the natural home at times of heavy stress where severe emotional and psychological problems would be allowed to develop

JOURNAL OF THE SENATE (March 27, 1974)

to the disadvantage of the child and society and, as such, is not acceptable; and

Whereas, Richard and Beverly Plante of 1216 South Dewey Street in Eau Claire have been licensed foster parents for approximately 50 children during 23 years in both the City of Appleton and the City of Eau Claire; and

Whereas, Mr. and Mrs. Plante have served as pre-adoption parents, have provided boarding home care for deaf children and foster care for several other handicapped children and teenagers and have served as parents in a receiving home for the Division of Corrections; and

Whereas, Mr. and Mrs. Plante have worked with more than twenty social workers, whose professional comments indicate nothing but the highest regard for Mr and Mrs. Plante and their unselfish devotion to children and their unusual ability to be accepting and to work with natural parents; and

Whereas, Mr. and Mrs. Plante have been selected as "Foster Parents of the Year, 1974" for western Wisconsin, representing the best that is foster care and the best of the foster families in that part of the State; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Peloquin and Representative Looby, under Joint Rule 26, do hereby congratulate Mr. and Mrs. Richard Plante of 1216 South Dewey Street in the City of Eau Claire for the concern and love they have shown the children of others during the last 23 years and on being named "Foster Parents of the Year, 1974" for western Wisconsin.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, John A. Elliott of LaCrosse, Wisconsin, was selected as Man of the Year and received the 28th Annual President's Award of the Greater LaCrosse Chamber of Commerce on March 23, 1974; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Knuston and Representatives Gibson and Roberts, under Joint Rule 26, extend to John Elliott their sincere congratulations on his well deserved award for the civic, religious and philanthropic activities he has so strongly supported.

Read and adopted.

JOURNAL OF THE SENATE (March 27, 1974)

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Billy Sixty, the Milwaukee Journal's nationally known sports writer is retiring in March, 1974, after 61 1/2 years with The Journal, starting in 1912 as an office boy; and

Whereas, Billy has always been a class sportsman, especially excelling in golf and bowling, as well as being an outstanding competitor in other sports, a supreme sports reporter and author of instruction books; and

Whereas, he was elected to the Wisconsin Hall of Fame, the American Bowling Congress, and the Greater Milwaukee and Wisconsin State Golf honorary halls; and

Whereas, Bill's accounts of his associations with the super sports heroes of this century have captivated generations of readers who know that Billy too, is among the greatest; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senators Keppler and Schuele and Representatives Sicula and Behnke, under Joint Rule 26, commend Billy Sixty on his long and fruitful career. We thank him for all the wonderful tales and tips he has shared with his public over the years, and wish him the best of health and happiness in the future.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Perry Hill decided as a young boy that he would become a newspaperman; and

Whereas, in 1933, Mr. Hill decided against pursuing a law career and instead did indeed commence his journalistic career with the Milwaukee Sentinel as a city desk reporter and labor reporter during the lively New Deal; and

Whereas, he rose to the position of Madison Bureau Chief and legislative columnist of the Sentinel; and

Whereas, he transferred to the Milwaukee Journal in 1950 to come an editorial writer, a position rarely granted to persons who have not worked their way up through the organization; and

Whereas, Mr. Hill has been a past president of the Milwaukee Press Club, a former curator of the State Historical Society, and has gained a reputation for candid and objective reporting; and

Whereas, at the age of 63, Mr. Hill has announced his early retirement to take effect on May 1, 1974; now, therefore, The Members of the Wisconsin Legislature, on the motion of the Entire

JOURNAL OF THE SENATE (March 27, 1974)

Membership of the Senate, and Representative Pabst, under Joint Rule 26, commend Mr. Perry C. Hill on his fruitful career and his many civic contributions and wish him many years of postretirement enjoyment.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, nearly 350,000 children across the United States and more than 7,000 children in the State of Wisconsin were cared for in 1973 in foster homes; and

Whereas, the reasons for this away-from-home care are extremely varied, but include such family problems as death or temporary illness of one or both of the parents, divorce, financial difficulties, social economic and psychological pressures of a complex modern society; and

Whereas, this temporary care provided these children has meant safe, stable and secure environment in which to solve some of their own personal problems caused by the instability of the natural home; and

Whereas, it is the sense of the Legislature that the alternatives to such "foster care" are maintenance of the child in an institution, or in the natural home at times of heavy stress where severe emotional and psychological problems would be allowed to develop to the disadvantage of the child and society and, as such, is not acceptable; and

Whereas, Mrs. Reba Taylor of 1416 West Wright Street of Milwaukee has served as a licensed foster parent over the last 17 years for the Milwaukee County Department of Public Welfare and the Divisions of Corrections and Family Services of the Wisconsin Department of Health and Social Services; and

Whereas, Mrs. Taylor has cared for ten foster children during those 17 years, though widowed and caring for three children of her own; and

Whereas, the quality of Mrs. Taylor's work as a foster parent is reflected in the fact that a married daughter is also a foster parent in the lovegiving tradition of her mother; and

Whereas, Mrs. Taylor is active with the Foster Parent Advisory Board in self-help projects for foster parents; and

Whereas, Mrs. Taylor has been selected as "Foster Parent of the Year, 1974" for Southeastern Wisconsin, representing the best in foster care and the rest of the foster families in that part of the State; now, therefore, The Members of the Wisconsin Legislature,

JOURNAL OF THE SENATE (March 27, 1974)

on the motion of Senator M. Swan and Representative Barbee, under Joint Rule 26, do hereby congratulate Mrs. Reba Taylor of 1416 West Wright Street, in Milwaukee for the concern and love she has shown the children of others during the last 17 years on being named "Foster Parent of the Year, 1974" for Southeastern Wisconsin.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Louis P. Beaudette of Madison, Wisconsin has served in numerous posts in the American Legion and the Veterans of World War I organizations, and has served with distinction as State Commander of the Veterans of World War I since June of 1973; and

Whereas, his fellow veterans have seen fit to honor him for his long and distinguished service to veterans' organizations by holding a testimonial dinner for him; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Roseleip and Representative Tregoning, under Joint Rule 26, do hereby congratulate Louis P. Beaudette of Madison, Wisconsin, State Commander of the Veterans of World War I, on the occasion of his testimonial dinner.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, on the 11th day of March, 1974, the Trade Lake Town Mutual Fire Insurance Company, organized in the Town of Trade Lake, Burnett County, Wisconsin, completed 100 years in business; and

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with excellent insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of The Wisconsin Legislature, on the motion of Senator Knowles and Representative Dueholm, under Joint Rule 26, congratulate the Trade Lake Town Mutual Fire Insurance Company, its officers, directors and members, for having accomplished 100 years of continuous growth and progress under

JOURNAL OF THE SENATE (March 27, 1974)

the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, in March of 1972, the Stockholm Town Mutual Insurance Company, organized in the Town of Stockholm, Pepin County, Wisconsin, completed 100 years in business; and

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with excellent insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Knowles and Representative Early, under Joint Rule 26, congratulate the Stockholm Town Mutual Insurance Company, its officers, directors and members, for having accomplished 100 years of continuous growth and progress under the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, on the 16th day of May, 1974, the Fountain City Mutual Insurance Company, organized in the Town of Buffalo, Buffalo County, Wisconsin, completed 100 years in business; and

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with excellent insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Knowles and Representative Early, under Joint Rule 26, congratulate the Fountain City Mutual Insurance Company, its officers, directors and members, for having accomplished 100 years of continuous growth and progress under the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

JOURNAL OF THE SENATE (March 27, 1974)

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with unparalleled insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Bidwell and Representative Cyrak, under Joint Rule 26, extend to Calamus Mutual Insurance Company and to its officers, directors and members, congratulations for having accomplished 100 years of continuous growth and progress under the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with unparalleled insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Bidwell and Representative Cyrak, under Joint Rule 26, extend to Wonewoc Farmers Mutual Insurance Company and to its officers, directors and members, congratulations for having accomplished 100 years of continuous growth and progress under the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with unparalleled insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Bidwell and Representative Cyrak, under Joint

JOURNAL OF THE SENATE (March 27, 1974)

Rule 26, extend to Caledonia Mutual Insurance Company and to its officers, directors and members, congratulations for having accomplished 100 years of continuous growth and progress under the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with unparalleled insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Bidwell and Representative Cyrak, under Joint Rule 26, extend to Columbus Mutual Insurance Company and to its officers, directors and members, congratulations for having accomplished 100 years of continuous growth and progress under the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with unparalleled insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Bidwell and Representative Cyrak, under Joint Rule 26, extend to Courtland-Springvale Town Insurance Company and to its officers, directors and members, congratulations for having accomplished 100 years of continuous growth and progress under the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

JOURNAL OF THE SENATE (March 27, 1974)

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with unparalleled insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Bidwell and Representative Cyrak, under Joint Rule 26, extend to Randolph & Scott Mutual Fire Insurance Company and to its officers, directors and members, congratulations for having accomplished 100 years of continuous growth and progress under the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with unparalleled insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Bidwell and Representative Cyrak, under Joint Rule 26, extend to Trenton Town Insurance Company and to its officers, directors and members, congratulations for having accomplished 100 years of continuous growth and progress under the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with unparalleled insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Bidwell and Representative Giese, under Joint

JOURNAL OF THE SENATE (March 27, 1974)

Rule 26, extend to Arlington Mutual Fire Insurance Company and to its officers, directors and members, congratulations for having accomplished 100 years of continuous growth and progress under the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, during the past 100 years, successive generations have observed the ideals of the pioneer founders of this town mutual insurance company, and have provided their members mutually with unparalleled insurance service, and have saved their member policyholders many thousands of dollars in insurance costs; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Bidwell and Representative Giese, under Joint Rule 26, extend to Merrimac Mutual Insurance Company and to its officers, directors and members, congratulations for having accomplished 100 years of continuous growth and progress under the principles of cooperation and democracy inherent in town mutual insurance.

Read and adopted.

The State of Wisconsin * * * Citation by the Legislature

Know you by these presents:

Whereas, Company B, 724th Engineer Battalion, Wisconsin National Guard, headquartered in Hayward, Wisconsin, is celebrating the 25th anniversary of its founding; and

Whereas, since 1949, over 1000 men from the Sawyer County area have served in this distinguished unit; and

Whereas, Company B responded proudly when called to active duty during the Berlin Crisis in 1961, having been sent to Port Lewis, Washington to bolster our nation's combat ready forces; and

Whereas, this unit, currently commanded by Captain Steven J. Bauer, has captured the coveted Eisenhower trophy for outstanding military performance over 6 times and has held the Superior Unit Award and Battalion Maintenance Award; and

Whereas, the men of Company B have always been willing to lend a hand to help worthwhile community activities; now, therefore, The Members of the Wisconsin Legislature, on the motion of Senator Theno, under Joint Rule 26, congratulate Company B, 724th Engineer Battalion, Wisconsin National Guard

JOURNAL OF THE SENATE (March 27, 1974)

on its 25th anniversary and commend the men of this unit for their loyalty and sacrifice in the service of our state and nation.

Read and adopted.

By request of Senator Hollander, with unanimous consent, **Senate Bill 909** was taken from the table and considered for action at this time.

Senate Bill 909

An act to appropriate \$640.47 from the general fund for payment of a claim by Russell Kaun, executor of the estate of Ervin Kaun, deceased, Hales Corners, Wisconsin, against the state.

Read a second time.

Ordered to a third reading.

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

Senate Bill 909

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, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Risser, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 31.

Noes -- None.

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

So the bill passed.

Ordered immediately messaged.

President of the senate in the chair.

10:40 A.M.

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

SPECIAL ORDERS

Assembly Bill 23

Relating to eliminating distinctions based on sex in the statutes.

Read a second time.

JOURNAL OF THE SENATE (March 27, 1974)

Senate substitute amendment 2 to **Assembly Bill 23** offered by Senator Steinhilber.

Senator Risser asked unanimous consent that the substitute amendment be considered for action at this time.

Senator Steinhilber objected.

Senator Risser moved that senate substitute amendment 2 be considered for action at this time.

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., Theno, Thompson and Whittow -- 31.

Absent -- Senator Swan, M. -- 1.

Absent with leave -- Senator Kendziorski -- 1.

Senator Risser asked unanimous consent that the call be raised.

Senator Steinhilber objected.

Senate Bill 43

Relating to the shielding of communications to newsmen.

Read a third time.

Senator Parys moved indefinite postponement.

Senator Risser called the chair's attention to the fact that all members being present the question was: Shall senate substitute amendment 2 to **Assembly Bill 23** be considered for action at this time?

The ayes and noes were required and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Knowles, Krueger, LaFave, LaFollette,

JOURNAL OF THE SENATE (March 27, 1974)

McKenna, Martin, Parys, Peloquin, Petri, Risser, Schuele, Swan, M., Theno, Thompson and Whittow -- 22.

Noes -- Senators Bidwell, Johnson, Kasten, Keppler, Knutson, Lorge, Murphy, Roseleip, Steinhilber and Swan, J.D. -- 10.

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

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

The question was: Adoption?

Senator Risser moved rejection of senate substitute amendment 2.

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Dorman, Flynn, Frank, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, M., Theno, Thompson, Whittow and President -- 17.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, Lorge, Murphy, Petri, Roseleip, Steinhilber and Swan, J.D. -- 16.

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

The motion prevailed.

Senator Petri moved reconsideration of the vote by which senate amendment 12 was rejected.

The question was: Adoption of senate amendment 22?

Senator Risser moved rejection.

Senator Risser moved that senate amendment 22 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Dorman, Flynn, Frank, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, M., Theno, Thompson, Whittow and President -- 17.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, Lorge, Murphy, Petri, Roseleip, Steinhilber and Swan, J.D. -- 16.

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

The motion prevailed.

JOURNAL OF THE SENATE (March 27, 1974)

The question was: Reconsideration of the vote by which senate amendment 6 was not adopted.

Senator Risser moved that the motion be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Dorman, Flynn, Frank, Knowles, Krueger, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, M., Theno, Thompson and Whittow -- 18.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knutson, LaFave, Murphy, Petri, Roseleip, Steinhilber and Swan, J.D. -- 14.

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

So the motion prevailed.

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

Senator Murphy moved that the motion be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

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

Noes -- Senators Bablitch, Dorman, Flynn, Frank, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, M., Theno, Thompson and Whittow -- 16.

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

The motion did not prevail.

The question was: Reconsideration?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Dorman, Flynn, Frank, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, M., Theno, Thompson, Whittow and President -- 17.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, Lorge, Murphy, Petri, Roseleip, Steinhilber and Swan, J.D. -- 16.

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

The motion prevailed.

JOURNAL OF THE SENATE (March 27, 1974)

The question was: Adoption of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 16; absent or not voting, 1; as follows:

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

Noes -- Senators Bablitch, Dorman, Flynn, Frank, LaFollette, McKenna, Martin, Parys, Peloquin, Petri, Risser, Schuele, Swan, M., Theno, Thompson and Whittow -- 16.

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

The amendment was not adopted.

The question was: Reconsideration of the vote by which senate amendment 12 was rejected?

Senator Risser moved that the motion be laid on the table.

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

Ayes -- Senators Bablitch, Dorman, Flynn, Frank, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Swan, M., Theno, Thompson and Whittow -- 15.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, Lorge, Murphy, Petri, Roseleip, Schuele, Steinhilber and Swan, J.D. -- 17.

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

The motion did not prevail.

The question was: Reconsideration?

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 1; as follows:

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

Noes -- Senators Bablitch, Dorman, Flynn, Frank, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Risser, Schuele, Swan, M., Theno, Thompson, Whittow and President -- 17.

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

So the motion did not prevail.

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

JOURNAL OF THE SENATE (March 27, 1974)

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

Ayes -- Senators Bablitch, Dorman, Flynn, Frank, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Petri, Risser, Swan, M., Theno and Thompson -- 15.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, Lorge, Murphy, Roseleip, Schuele, Steinhilber, Swan, J.D. and Whittow -- 17.

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

So the bill was not ordered to a third reading.

Senator Bidwell moved that the rules be suspended and that **Assembly Bill 837** be considered for action at this time.

Senator Steinhilber moved that the senate recess until 2:00 P.M.

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

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

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

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

The motion prevailed.

11:46 A.M.

RECESS

12:00 P.M.

The senate reconvened.

The question was: Shall **Assembly Bill 837** be considered for action at this time?

Senator Steinhilber moved a

CALL OF THE SENATE

Which motion was supported.

JOURNAL OF THE SENATE (March 27, 1974)

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, Hollander, Johnson, Kasten, Keppler, Knowles, Krueger, LaFollette, Lorge, McKenna, Martin, Murphy, Peloquin, Petri, Roseleip, Schuele, Steinhilber, Theno, Thompson and Whittow -- 22.

Absent -- Senators Devitt, Dorman, Flynn, Frank, Knutson, LaFave, Parys, Risser, Swan, J.D. and Swan, M. -- 10.

Absent with leave -- Senator Kendziorski -- 1.

Senate Bill 43

The question was: Indefinite postponement?

Senator Steinhilber moved that **Senate Bill 43** be rereferred to the committee on Judiciary and Insurance.

Senator Bablitch 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, Kasten, Keppler, Knowles, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Peloquin, Petri, Roseleip, Schuele, Steinhilber, Swan, M., Theno, Thompson and Whittow -- 27.

Absent -- Senators Flynn, Knutson, Parys, Risser and Swan, J.D. -- 5.

Absent with leave -- Senator Kendziorski -- 1.

Senator Whittow asked unanimous consent that the call be raised.

Senator Lorge objected.

Senator M. Swan moved that **Senate Bill 934** be taken from the table and considered for action at this time.

JOURNAL OF THE SENATE (March 27, 1974)

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, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Murphy, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 31.

Absent -- Senator Parys -- 1.

Absent with leave -- Senator Kendziorski -- 1.

By request of Senator Whittow, with unanimous consent, the call on **Senate Bill 43** was raised.

The question was: Shall **Senate Bill 43** be rereferred to the committee on Judiciary and Insurance?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Murphy, Parys, Petri, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M. and Whittow -- 18.

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

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

So the motion prevailed.

All members being present, the question was: Shall **Assembly Bill 837** be considered for action at this time?

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

Ayes -- Senators Bablitch, Bidwell, Devitt, Frank, Krueger, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Petri, Risser, Swan, M., Theno, Thompson and Whittow -- 17.

JOURNAL OF THE SENATE (March 27, 1974)

Noes -- Senators Chilsen, Dorman, Flynn, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, Murphy, Roseleip, Schuele, Steinhilber and Swan, J.D. -- 15.

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

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

Senator M. Swan raised the point of order that **Assembly Bill 934** was already on the select list and was presently before the senate. This would negate the requirement for a motion to take from the table.

The chair ruled the point of order well taken as this was the precedent set on **Senate Bill 261** on page 2505 of the senate journal.

Assembly Bill 934

Relating to unemployment compensation, and the unemployment reserve fund.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Senator Kasten moved that **Assembly Bill 934** be referred to the committee on Governmental and Veterans' Affairs.

The ayes and noes were demanded and the vote was: ayes, 16; noes, 17; absent or not voting, 1; as follows:

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

Noes -- Senators Bablitch, Devitt, Dorman, Flynn, Frank, Krueger, LaFave, LaFollette, McKenna, Parys, Peloquin, Risser, Schuele, Swan, M., Thompson, Whittow and President -- 17.

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

The motion did not prevail.

Senate substitute amendment 3 to **Assembly Bill 934** offered by Senators Kasten and Petri.

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

The chair took the point of order under advisement.

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

JOURNAL OF THE SENATE (March 27, 1974)

Senate Resolution 35

To create Senate Rule 26 (2m), concerning public hearings by the joint committee on Finance.

Read.

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

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

Noes -- None.

Absent or not voting -- Senators Kendziorski, Knutson, LaFollette and Lorge -- 4.

So the resolution was adopted.

Senate Joint Resolution 110

Relating to a committee on conference of the budget bill.

Read.

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, LaFave, 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 LaFollette -- 2.

The resolution was adopted.

Senator Chilsen in the chair.

3:20 P.M.

Senate Joint Resolution 111

Relating to chairmen of joint committees.

Read.

By request of Senator McKenna, with unanimous consent, senate amendment 1 was withdrawn and returned to the author.

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

JOURNAL OF THE SENATE (March 27, 1974)

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, 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 -- 31.

Noes -- None.

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

So the joint resolution was adopted.

Senate Resolution 38

Relating to creating a senate calendar scheduling committee and permitting authors to require committees to act on their bills, resolutions and other matters.

Read.

The question was: Adoption of senate substitute amendment 1?

Senator Flynn moved rejection.

Senator LaFave 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.

Absent with leave -- Senator Kendziorski -- 1.

So the amendment was not rejected.

By request of Senator LaFollette, with unanimous consent, Senate Resolution 38 was laid aside.

JOURNAL OF THE SENATE (March 27, 1974)

LEAVE OF ABSENCE

By request of Senator Petri, with unanimous consent, he was granted a leave of absence at 6:30 P.M. on Thursday, March 28.

Senate Resolution 23

Relating to notice of public hearings.

Read.

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

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

Noes -- Senator Lorge -- 1.

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

So the resolution was adopted.

Senate Joint Resolution 124

Relating to consideration of budget bills and providing for a legislative orientation school.

Read.

The ayes and noes were required and the vote was: ayes, 25; noes, 7; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, LaFollette, McKenna, Martin, Murphy, Parys, Peloquin, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 25.

Noes -- Senators Chilsen, Krueger, Lorge, Petri, Risser, Roseleip and Schuele -- 7.

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

So the resolution was adopted.

By request of Senator Steinhilber, with unanimous consent, the last three joint resolutions were ordered immediately messaged.

President of the senate in the chair.

4:45 P.M.

JOURNAL OF THE SENATE (March 27, 1974)

Senate Resolution 42

Relating to issuing senate certificates of commendation, congratulation or condolence.

Read.

Senator Risser moved rejection.

Senator McKenna moved that **Senate Resolution 42** be 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, Frank, Kasten, Krueger, LaFollette, McKenna, Murphy, Peloquin, Petri, Risser, Schuele and Whittow -- 13.

Noes -- Senators Bidwell, Chilsen, Devitt, Flynn, Hollander, Johnson, Keppler, Knowles, Knutson, LaFave, Lorge, Martin, Parys, Roseleip, Steinhilber, Swan, J.D., Swan, M., Theno and Thompson -- 19.

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

So the motion did not prevail.

The question was: Rejection?

The motion prevailed.

Senator Whittow moved reconsideration of the vote by which **Assembly Bill 23** was refused ordering to a third reading.

Senator Steinhilber moved that the motion for reconsideration be 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 Bidwell, Devitt, Hollander, Johnson, Kasten, Keppler, Knutson, LaFave, Lorge, Murphy, Roseleip, Steinhilber and Swan, J.D. -- 13.

Noes -- Senators Bablitch, Chilsen, Dorman, Flynn, Frank, Knowles, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Petri, Risser, Schuele, Swan, M., Theno, Thompson and Whittow -- 19.

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

So the motion did not prevail.

The question was: Reconsideration?

JOURNAL OF THE SENATE (March 27, 1974)

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, Frank, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Petri, Risser, Schuele, Swan, M., Theno and Thompson -- 17.

Noes -- Senators Bidwell, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, Lorge, Murphy, Roseleip, Steinhilber, Swan, J.D. and Whittow -- 15.

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

So the motion prevailed.

The question was: Shall **Assembly Bill 23** be ordered to a third reading?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Chilsen, Dorman, Flynn, Frank, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Petri, Risser, Swan, M., Theno, Thompson and President -- 17.

Noes -- Senators Bidwell, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, LaFave, Lorge, Murphy, Roseleip, Schuele, Steinhilber, Swan, J.D. and Whittow -- 16.

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

So the bill was ordered to a third reading.

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

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

Ayes -- Senators Bablitch, Chilsen, Devitt, Dorman, Flynn, Frank, Knowles, Krueger, LaFollette, McKenna, Martin, Parys, Peloquin, Petri, Risser, Swan, M., Theno, Thompson and Whittow - - 19.

Noes -- Senators Bidwell, Hollander, Johnson, Kasten, Keppler, Knutson, LaFave, Lorge, Murphy, Roseleip, Schuele, Steinhilber and Swan, J.D. -- 13.

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

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

Senator Knutson asked unanimous consent that **Senate Bill 889** be taken from the table and considered for action at this time.

JOURNAL OF THE SENATE (March 27, 1974)

Senator Steinhilber objected.

By request of Senator Steinhilber, with unanimous consent, **Senate Resolution 38** was considered for action at this time.

Senate Resolution 38

Read.

Senate amendment 1 to senate substitute amendment 1 to **Senate Resolution 38** offered by Senator LaFollette.

Senator Knowles moved rejection.

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

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Theno, Thompson and Whittow -- 24.

Noes -- Senators Bablitch, Dorman, Flynn, Frank, Knutson, LaFollette, Petri and Swan, M. -- 8.

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

So the motion prevailed.

Senate amendment 2 to senate substitute amendment 1 to **Senate Resolution 38** offered by Senator LaFollette.

Senator Lorge moved rejection.

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

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Murphy, Parys, Risser, Roseleip, Schuele, Steinhilber and Theno -- 19.

Noes -- Senators Bablitch, Dorman, Flynn, Frank, LaFollette, McKenna, Martin, Peloquin, Petri, Swan, J.D., Swan, M., Thompson and Whittow -- 13.

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

So the motion prevailed.

The question was: Adoption of senate substitute amendment 1?

The amendment was adopted.

Senator Parys moved rejection of **Senate Resolution 38**.

JOURNAL OF THE SENATE (March 27, 1974)

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

Ayes -- Senators Devitt, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Parys, Roseleip, Schuele, Swan, J.D. and Swan, M. -- 12.

Noes -- Senators Bablitch, Bidwell, Chilsen, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, LaFollette, McKenna, Peloquin, Petri, Risser, Steinhilber, Theno, Thompson and Whittow -- 20.

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

The motion did not prevail.

Senate amendment 3 to senate substitute amendment 1 to **Senate Resolution 38** offered by Senator LaFave.

Senator Bablitch moved rejection.

As it relates to **Senate Resolutions 38** and **43**, Senator Risser raised the point of order that should the two resolutions be adopted, no effective date could be determined for putting the rule changes into effect.

The chair took the point of order under advisement.

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

By request of Senator Steinhilber, with unanimous consent, **Assembly Bill 699** was considered for action at this time.

Assembly Bill 699

Relating to a requirement for actual inspection annually of nursing homes and staggered license renewal.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 699

Read a third time.

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Kasten, Keppler, Knowles, Knutson, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin,

JOURNAL OF THE SENATE (March 27, 1974)

Murphy, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Steinhilber, Swan, J.D., Swan, M., Theno, Thompson and Whittow -- 32.

Noes -- None.

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

So the bill was concurred in.

Ordered immediately messaged.

RULING OF THE CHAIR

As it relates to senate substitute amendment 3 to Assembly Bill 934 the chair ruled the amendment germane.

Senator Parys appealed the ruling of the chair.

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

The ayes and noes were required and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

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

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

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

So the ruling of the chair was sustained.

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

JOURNAL OF THE SENATE (March 27, 1974)

COMMITTEE REPORTS

The committee on Judiciary and Insurance reports and recommends:

DUROSE, STANLEY C., of Madison, as Commissioner of Insurance, to succeed himself, to serve for the term ending March 1, 1975.

Confirmation; Ayes, 5; Noes, 0.

GERALD D. LORGE
Chairman

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

FLINCHBAUGH, FLAGLER, of Danbury, as a member of the Minnesota-Wisconsin Boundary Area Commission, to succeed himself, to serve for the term ending September 25, 1978.

Confirmation; Ayes, 5; Noes, 0.

GORDON W. ROSELEIP
Chairman

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

ADAMANY, DAVID W., of Madison, as Secretary of the Wisconsin State Department of Revenue, to succeed Edward Wiegner, to serve at the pleasure of the Governor.

BARTELL, GERALD, of Madison, as a member of the Wisconsin Arts Board, to serve for the term ending May 1, 1974.

MRS. MARION BAUMANN, of Monroe, as a member of the Wisconsin Arts Board, to serve for the term ending May 1, 1976.

BELLMAN, HOWARD S., of Madison, as a member of the Wisconsin Employment Relations Commission, to succeed Joseph B. Kerkman, to serve for the term ending March 1, 1979.

MR. WILLIAM CARROLL, of Ashland, as a member of the Wisconsin Arts Board, to serve for the term ending May 1, 1975.

JOURNAL OF THE SENATE (March 27, 1974)

DENIO, DR. ALLEN, of Eau Claire, as a member of the Basic Sciences Examining Board, to succeed Dr. B. H. Kettelkamp, to serve for a term ending July 1, 1979.

DEWITT, LAURENE, of Marinette, as a member of the Health and Social Services Board, to succeed Frank Walsh to serve for a term ending May 1, 1979.

DUROSE, STANLEY C., of Madison, as Commissioner of Insurance, to succeed himself, to serve for the term ending March 1, 1975.

EBERL, DR. ANITA, of Milwaukee, as a member of the Optometry Examining Board, to succeed Dr. Terrence Hayes, to serve for the term ending July 1, 1977.

MR. RUSSELL FERRAL, of Shawano, as a member of the Wisconsin Arts Board, to serve for the term ending May 1, 1976.

FLINCHBAUGH, FLAGLER, of Danbury, as a member of the Minnesota-Wisconsin Boundary Area Commission, to succeed himself, to serve for the term ending September 25, 1978.

GEHRKE, WILLIAM, of Kohler, as a member of the Savings and Loan Review Board, to succeed Gerald Lisko, to serve for the term ending May 1, 1977.

GERMAN, MRS. HELEN, of Marshfield, as a member of the Board of Nursing, to succeed Charlotte McArdle, to serve for the term ending May 1, 1977.

MRS. VELMA HAMILTON, of Madison, as a member of the Wisconsin Arts Board, to serve for the term ending May 1, 1975.

HESLIN, FATHER PHILIP, of Superior, as a member of the Nursing Home Administrator Examining Board, to succeed Donald Idzik, to serve for a term ending July 1, 1976.

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.

HIRSCHBOECK, DR. JOHN, of Milwaukee, as a member of the Board of Nursing, to succeed Dr. William Curran, to serve for the term ending May 1, 1977.

JOURNAL OF THE SENATE (March 27, 1974)

JACKSON, DR. JOHN, of Wauwatosa, as a member of the Psychology Examining Board, to succeed Dr. Henry Schoenfeld, to serve for the term ending July 1, 1976.

KELLERMAN, RONALD H., of Milwaukee, as a member of the Consumer Credit Review Board, to succeed Omer Nelson, to serve for the term ending May 1, 1978.

KIDD, MR. WILLIAM C., of Racine, as a member of the Wisconsin Arts Board to serve for the term ending May 1, 1976.

KOBUSSEN, JOHN, of Sturgeon Bay, as a member of the Savings and Loan Review Board, to succeed himself, to serve for the term ending May 1, 1977.

KOHLER, MRS. RUTH DE YOUNG, of Sheboygan, as a member of the Wisconsin Arts Board to serve for the term ending May 1, 1974.

MacKENZIE, GEORGE, of Oxford, as a member of the Nursing Home Administrator Examining Board, to succeed himself, to serve for a term ending July 1, 1976.

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

NIEMISTO, JOHN, of Madison, as a member of the Health and Social Services Board, to succeed Betty Vaughn, to serve for a term ending May 1, 1979.

NORDEEN, DALE A., of Madison, as a member of the Wisconsin Housing Finance Authority, to serve for a term ending January 1, 1978.

MR. LESLIE PAFFRATH, of Racine, as a member of the Wisconsin Arts Board, to serve for the term ending May 1, 1974.

PHILLIPS, W. DALE, of Milwaukee, as a member of the Savings and Loan Review Board, to succeed Donald Corr, to serve for the term ending May 1, 1977.

DAVID PREVIANT, of Milwaukee, as a member of the Wisconsin Arts Board, to serve for the term ending May 1, 1976.

JOURNAL OF THE SENATE (March 27, 1974)

SMRZ, RICHARD, of Milwaukee, as a member of the Tax Appeals Commission, to succeed Clair Finch, to serve for the term ending March 1, 1979.

ADOLPH A. SUPPAN, of Milwaukee, as a member of the Wisconsin Arts Board, to serve for a term ending May 1, 1975.

MS SANDI UTECH, of Oshkosh, as a member of the Wisconsin Arts Board, to serve for the term ending May 1, 1975.

WASHBURN, MRS. ELAINE, of Beloit, as a member of the Savings and Loan Review Board, to succeed Al Steinhauer, to serve for the term ending May 1, 1977.

WEGNER, MRS. PAMELA, of Madison, as a member of the Board of Nursing, to succeed Mrs. Ann Geyer Dahms, to serve for the term ending May 1, 1977.

WHITCOMB, OTIS, of Milwaukee, as a member of the Hearing Aid Fitters and Dealers Examining Board, to succeed Gerald Wood, to serve for the remainder of the unexpired term ending July 1, 1975.

WILSON, MRS. NELLIE E., of Milwaukee, as a member of the State Personnel Board, to succeed Charles Brecher, to serve for the term ending May 1, 1978.

MRS. MARY A. WIMMER, of Madison, as a member of the Wisconsin Arts Board, to serve for the term ending May 1, 1974.

The question was: Confirmation?

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

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

Noes -- None.

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

So the appointments were confirmed.

ANDERSON, NORMAN E., of Hudson, as a member of the Bingo Control Board, to serve for the term ending May 1, 1980.

JOURNAL OF THE SENATE (March 27, 1974)

The question was: Confirmation of the appointee?

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

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

Noes -- None.

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

So the appointment was confirmed.

Senator Dorman in the chair.

6:20 P.M.

LEAVE OF ABSENCE

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

President of the senate in the chair.

6:25 P.M.

BIRDENER, MRS. MARY, of Oconomowoc, as a member of the Bingo Control Board, to serve for the term ending May 1, 1978.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 25; noes, 7; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Flynn, Frank, Hollander, Johnson, Knowles, Krueger, LaFave, LaFollette, Lorge, McKenna, Martin, Parys, Peloquin, Petri, Risser, Roseleip, Schuele, Swan, M., Thompson and Whittow -- 25.

Noes -- Senators Kasten, Keppler, Knutson, Murphy, Steinhilber, Swan, J.D. and Theno -- 7.

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

So the appointment was confirmed.

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

JOURNAL OF THE SENATE (March 27, 1974)

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

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

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

The question was: Confirmation?

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

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

Noes -- None.

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

So the appointments were confirmed.

By request of Senator Knutson, with unanimous consent, **Senate Bill 889** was taken from the table and considered for action at this time.

By request of Senator Hollander, with unanimous consent, **Senate Bill 889** was referred to the joint committee on Finance.

By request of Senator Steinhilber, with unanimous consent, **Senate Bill 889** was withdrawn from the joint committee on Finance and placed at the foot of consent calendar A.

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

MESSAGE FROM THE ASSEMBLY

By Thomas S. Hanson, chief clerk.

Mr. President:

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

Assembly Joint Resolution 58

and

JOURNAL OF THE SENATE (March 27, 1974)

Passed and asks concurrence in:

Assembly Bill 201

and

Concurred in:

Senate amendment 1 to Assembly Bill 886

Nonconcurred in:

Senate amendment 2 to Assembly Bill 886

Concurred in:

Senate Bill 598

and

Amended and concurred in as amended:

Senate Joint Resolution 55 (Assembly amendment 1 adopted)

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Joint Resolution 58

To amend section 3 of article XI of the constitution, so as to authorize cities, towns and villages to become indebted up to 10% of equalized valuation (1st consideration).

By Representatives JOHNSON and THOMPSON, by request of League of Wisconsin Municipalities and Wisconsin Towns Association.

Read first time.

By request of Senator Steinhilber, with unanimous consent, **Assembly Joint Resolution 58** was laid on the table.

Assembly Bill 201

Relating to vision screening to detect childhood vision problems, making an appropriation and providing rule-making authority.

By Representatives LOOBY, VANDERPERREN, MOHN and WILLKOM; co-sponsored by Senator PELOQUIN.

Read first time.

By request of Senator Steinhilber, with unanimous consent, **Assembly Bill 201** was laid on the table.

JOURNAL OF THE SENATE (March 27, 1974)

Assembly Bill 886

Relating to creditable prior service for elected officials under the retirement fund.

By Representatives ROONEY, EARLY, KEDROWSKI, MOHN, OESTREICHER, KEEGAN, OBERLE, VANDERPERREN, O'MALLEY, ROBERTS, ROHNER, EARL and GROSHEK; co-sponsored by Senators DORMAN, LA FAVE and ROSELEIP.

Senator Keppler moved that the senate adhere to its positive on senate amendment 2.

The motion prevailed.

By request of Senator keppler, with unanimous consent, the senate asked for a committee on conference.

The chair appointed Senators Keppler, LaFave and Dorman as conferees on its part.

Senator Steinhilber moved the appointees be confirmed.

The motion prevailed.

Ordered immediately messaged.

Senate Joint Resolution 55

By request of Senator Steinhilber, with unanimous consent, Senate Joint Resolution 55 was laid on the table.

AMENDMENTS OFFERED

Senate amendment 3 to Assembly Bill 837 by Senator Murphy.

Senate amendment 4 to Assembly Bill 837 by Senator Murphy.

Senate amendment 1 to senate substitute amendment 3 to Assembly Bill 837 by Senator Murphy.

Senate amendment 2 to senate substitute amendment 3 to Assembly Bill 837 by Senator Murphy.

Senate amendment 2 to Assembly Bill 930 by Senator Bablitch.

Senate amendment 2 to senate substitute amendment 2 to Assembly Bill 934 by Senator McKenna.

Senate amendment 22 to senate substitute amendment 1 to Assembly Bill 1016 by Senator LaFollette.

JOURNAL OF THE SENATE (March 27, 1974)

Senate amendment 23 to senate substitute amendment 1 to **Assembly Bill 1016** by Senator LaFollette.

Upon motion of Senator Steinhilber the senate adjourned until 9:30 A.M. Thursday, March 28.

6:40 P.M.

INTRODUCTION OF GUESTS

Senator Lorge introduced Mrs. jansen, Mr. Romenesko and 87 fifth grade students from St. John's Grade School, Little Chute, Wisconsin.

Senator M. Swan introduced Clark Gasoline Retail dealers of Milwaukee, Wisconsin.

Senator Whittow introduced Mr. Bubnick, Mr. Kotsubka and 45 students from Madison High School, Milwaukee, Wisconsin.

Senator Roseleip introduced Mrs. Leighty, Mrs. Pleumner, Mrs. Morgan and 60 students from the Iowa-Grant School system, Cobb, Livingston, and Linden, Wisconsin.

Senator Schuele and Lieutenant Governor Schreiber introduced Charles Korbeck, Mimi, and Mrs. Emma Krause of Milwaukee, Wisconsin.

Senator Hollander introduced the student council of Watertown Senior High School, Watertown, Wisconsin.

Senator Murphy introduced Mr. James Lenius, Michael O'Malley and 41 students from Hillside School, Brookfield, Wisconsin.

Senator Bidwell introduced Ms. Jean Bankson, Ms. Linda Kraemer and 50 students from Spring Green Elementary School, Spring Green, Wisconsin.

Senator Hollander introduced Mrs. Bachmann, Miss Johnson, Mrs. Persha, Mrs. Pindfleisch and 104 students from the 4th grade at Mayville Elementary School, Mayville, Wisconsin.