

JOURNAL OF THE SENATE [February 19, 1975]

STATE OF WISCONSIN

Senate Journal

Eighty-Second Regular Session

WEDNESDAY, February 19, 1975.

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 Joseph Washington, retired Baptist minister of Madison.

The senate remained standing and Senator Petri led the senate in the pledge of allegiance to the flag of the United States of America.

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

Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 30.

Absent -- None.

Absent with leave -- Senator Knutson -- 1.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 215

Relating to filling vacancies in the Milwaukee city service.

By Senator Kleczka, by request of the city of Milwaukee.

To committee on Governmental and Veterans' Affairs.

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Senate Bill 216

Relating to mandating that the 13 standards for school districts apply to all school districts, extending the period of time by which school districts must meet all the standards and establishing a study committee.

By Senators Devitt, LaFave, Murphy, Lorge, Martin, Chilsen, Theno, Knowles, Keppler, Hollander, Bidwell, Bablitch, Morrison, Harnisch, Frank, Goyke and Flynn, cosponsored by Representatives Lewison, Luckhardt, L. Anderson, Byers, Thompson, Klicka, Bradley, DeLong, Vanderperren, Gunderson, Shannon, Donoghue, Sensenbrenner, Ellis, Conradt, Opitz, Gower, Schroeder, Wackett, Kincaid, Roth, Quackenbush, McEssy, Barczak, Barbee and Mittness, by request of Wisconsin Association of School Boards.

To committee on Education.

Senate Bill 217

Relating to personal exemptions for persons who have reached the age of 65.

By Senators Cullen, Swan, Goyke, Flynn, Parys, Morrison, Bablitch and Thompson.

To committee on Agriculture, Human Service, Labor and Taxation.

Senate Bill 218

Relating to homestead tax credits.

By Senators Cullen, Swan, Goyke, Flynn, Parys, Morrison, Bablitch and Thompson.

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 219

Relating to free hunting and fishing licenses for disabled veterans.

By Senators Cullen, Swan, Goyke, Flynn, Parys, Morrison, Bablitch, Petri and Thompson.

To committee on Natural Resources.

Senate Bill 220

Relating to advertisement, display and sale of "indecent articles".

By Senators Risser and Dorman, cosponsored by Representatives Miller, Tropman, Munts and Conta.

To committee on Judiciary and Consumer Affairs.

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Senate Bill 221

Relating to appointing all county veterans service officers under civil service procedures.

By Senator Risser.

To committee on Governmental and Veterans' Affairs.

Senate Bill 222

Relating to work release for prison inmates.

By Senator Risser.

To committee on Judiciary and Consumer Affairs.

Senate Bill 223

Relating to leave for qualified prison inmates and granting rule-making authority.

By Senator Risser.

To committee on Judiciary and Consumer Affairs.

Senate Bill 224

Relating to abandonment of railroad rights-of-way and making an appropriation.

By Senator Risser.

To committee on Commerce.

Senate Bill 225

Relating to minors' consent for medical treatment and emergency treatment of minors.

By Senators Risser and Thompson.

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 226

Relating to municipal bonds for street lighting.

By Senator Flynn, cosponsored by Representative Klicka.

To committee on Governmental and Veterans' Affairs.

Senate Bill 227

Relating to exemption of federal retirement system benefits from state income tax.

By Senators McKenna, Hollander, Bablitch, Kleczka, Krueger, Flynn, Peloquin and Chilsen, cosponsored by Representatives Wackett, Quackenbush, Sanasarian and Swoboda, by request of Wisconsin Federation of Retired Federal Civil Service Employees.

To Joint Survey Committee on Tax Exemptions.

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Senate Bill 228

Relating to eliminating the division on aging attached to the department of health and social services, creating an independent department on aging and making an appropriation.

By Senators Chilsen, Lorge, Krueger, Peloquin, Hollander, Murphy, Martin and Theno, cosponsored by Representatives Byers, Schricker, Early, Conradt, Bradley, Lewison, Kedrowksi, Mohn and Donoghue.

To committee on Agriculture, Human Services, Labor and Taxation.

COMMITTEE REPORTS

The committee on Commerce reports and recommends:

Senate Bill 67

Relating to power of municipalities and counties to install stop signs and traffic signals at certain intersections.

Passage; Ayes, 9; Noes, 0.

RONALD G. PARYS

Chairman

The Committee on Senate Organization, acting under Senate Rule 20 (1), reports and recommends the following nominations to committees for appointments by the Senate:

(a) To the Drug Abuse Control Commission pursuant to Section 14.24, Senators Goyke and Petri.

(b) To the State Capitol and Executive Resident Board pursuant to Section 15.105(5) and 16.83, Senators Kleczka, Whittow and Murphy.

(c) To the Joint Survey Committee on Tax Exemptions pursuant to Section 13.52(1), Senators Berger and Goyke.

FRED A. RISSER

Chairman

Senator Whittow moved adoption of the committee report.

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The motion prevailed.

PETITIONS AND COMMUNICATIONS

Senate Petition 14

A petition by 1749 residents of the State of Wisconsin opposing the closing of the Rifle and Pistol Range located on the east side of the Eldorado Marsh.

By Senator Hollander.

Read and referred to committee on Natural Resources.

MOTIONS

By request of Senator Dorman, with unanimous consent, **Senate Joint Resolution 10** was withdrawn from the joint committee on Finance and referred to committee on Agriculture, Human Services, Labor and Taxation.

By request of Senator Dorman, with unanimous consent, **Senate Bills 26, 44, 46, 48 and 50** were withdrawn from the joint committee on Finance and referred to committee on Agriculture, Human Services, Labor and Taxation.

Senator Whittow asked unanimous consent that **Assembly Bill 58** be considered for action at this time.

Senator Keppler objected.

Senator Whittow moved that the rules be suspended and that **Assembly Bill 58** be considered for action at this time.

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

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 29.

Noes -- Senator Keppler -- 1.

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

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

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Assembly Bill 58

Relating to creation of mandatory risk-sharing plans for health care liability insurance.

Read a second time.

The question was: Adoption of senate amendment 1?

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

Senate amendment 2 to **Assembly Bill 58** offered by Senator Thompson, by request of the committee on Agriculture, Human Services, Labor and Taxation.

Senate amendment 1 to senate amendment 2 to **Assembly Bill 58** offered by Senator Chilsen.

Senator Kleckza moved rejection.

Senator Devitt moved rejection of senate amendment 2.

Senator Parys moved that **Assembly Bill 58** be referred to committee on Commerce.

The motion did not prevail.

Senator Berger moved that the motion for rejection of senate amendment 2 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 11; noes, 19; absent or not voting, 1; as follows:

Ayes -- Senators Berger, Chilsen, Dorman, Flynn, Harnisch, Keppler, Kleczka, Knowles, Morrison, Murphy and Parys -- 11.

Noes -- Senators Bablitch, Bidwell, Cullen, Devitt, Frank, Goyke, Hollander, Krueger, LaFave, Lorge, McKenna, Martin, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 19.

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

So the motion did not prevail.

Senator Keppler moved that **Assembly Bill 58** be referred to committee on Commerce.

The ayes and noes were demanded and the vote was: ayes, 4; noes, 26; absent or not voting, 1; as follows:

Ayes -- Senators Berger, Keppler, Parys and Swan -- 4.

Noes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Kleczka,

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Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Morrison, Murphy, Peloquin, Petri, Risser, Theno, Thompson and Whittow -- 26.

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

So the motion did not prevail.

The question was: Rejection of senate amendment 2?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 11; absent or not voting, 1; as follows:

Ayes -- Senators Bidwell, Cullen, Devitt, Dorman, Frank, Keppler, Kleczka, Krueger, LaFave, McKenna, Martin, Morrison, Parys, Peloquin, Petri, Risser, Swan, Theno and Whittow -- 19.

Noes -- Senators Bablitch, Berger, Chilsen, Flynn, Goyke, Harnisch, Hollander, Knowles, Lorge, Murphy and Thompson -- 11.

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

So the motion prevailed.

Senate amendment 3 to **Assembly Bill 58** offered by Senators Chilsen and Lorge.

Senator Devitt moved rejection.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 12; absent or not voting, 1; as follows:

Ayes -- Senators Cullen, Devitt, Dorman, Frank, Keppler, Kleczka, Krueger, LaFave, McKenna, Martin, Morrison, Murphy, Parys, Peloquin, Risser, Swan, Theno and Whittow -- 18.

Noes -- Senators Bablitch, Berger, Bidwell, Chilsen, Flynn, Goyke, Harnisch, Hollander, Knowles, Lorge, Petri and Thompson -- 12.

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

So the motion prevailed.

Senator Murphy asked unanimous consent that senate amendment 1 be taken from the table and considered for action at this time.

Senator LaFave objected.

Senator Murphy moved that senate amendment 1 be taken from the table and considered for action at this time.

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The ayes and noes were demanded and the vote was: ayes, 9; noes, 21; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Chilsen, Flynn, Goyke, Harnisch, Hollander, Murphy and Parys -- 9.

Noes -- Senators Bidwell, Cullen, Devitt, Dorman, Frank, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Morrison, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 21.

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

So the motion did not prevail.

Ordered to a third reading.

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

Assembly Bill 58

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 1; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Goyke, Harnisch, Hollander, Kleczka, Knowles, Krueger, Lorge, McKenna, Martin, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 27.

Noes -- Senator Keppler -- 1.

Absent or not voting -- Senators Frank, Knutson and LaFave -- 3.

So the bill was concurred in.

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

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 27

Requesting the department of natural resources to study the suitability of the surface waters of this state for body contact and domestic consumption, and the fitness of fish and fowl taken from state waters for human consumption.

By Senators Flynn and Devitt, by request of Reginald Ritchie of West Allis.

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Read and referred to committee on Natural Resources.

Senate Joint Resolution 28

Requesting the examining boards of the department of regulation and licensing to study license renewal requirements for professional people.

By Senators Thompson and Hollander.

Read and referred to committee on Agriculture, Human Services, Labor and Taxation.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 229

Relating to replacing the boards of agriculture and veterans affairs with secretaries and changing the method of selection of the secretary of regulation and licensing and the executive secretary of the higher educational aids board.

By Senators Risser, Whittow, Flynn, Dorman, Parys and Berger, cosponsored by Representatives Early, Munts, Mittness, Dueholm, Sicula, Ferrall and N. Anderson, by request of Governor Patrick J. Lucey.

To committee on Agriculture, Human Services, Labor and Taxation.

Upon motion of Senator Whittow the senate adjourned until 10:00 A.M. Thursday, February 20.

12:25 P.M.

INTRODUCTION OF GUESTS

Senator Risser introduced students of the fourth grade at Emerson School, Madison.