

JOURNAL OF THE SENATE [June 3, 1975]

STATE OF WISCONSIN

Senate Journal

Eighty-Second Regular Session

TUESDAY, June 3, 1975.

10:00 A.M.

The senate met.

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

Prayer was offered by Reverend Bruce Beyer, Pastor of Lakeview American Lutheran Church, Madison.

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

LEAVE OF ABSENCE

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

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, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 32.

Absent -- None.

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Absent with leave -- Senator Knutson -- 1.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 421

Relating to changing the observance of Memorial Day to May 30.

By Senators Kleczka and Swan, by request of the Wisconsin American Legion.

To committee on Governmental and Veterans' Affairs.

COMMITTEE REPORTS

REPORT OF JOINT SURVEY COMMITTEE ON
RETIREMENT SYSTEMS

Appendix to **Senate Bill 283**

Recommendation

It is the opinion of this Committee that **Senate Bill 283** is not in the best public interest because the bill does not reflect concepts of uniformity and equity, and would further fragment the coverage provisions of the Wisconsin Retirement Fund. This Committee, therefore, recommends against passage of this bill.

Respectfully submitted,

JOINT SURVEY COMMITTEE
ON RETIREMENT SYSTEMS

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

REPORT OF JOINT SURVEY COMMITTEE ON
RETIREMENT SYSTEMS

Appendix to **Senate Bill 284**

Recommendation

Relating to protective participants of the Wisconsin Retirement Fund, this bill would change the mandatory retirement date from the present end of the quarter calendar year after reaching the normal retirement age to the December 31st of the same year.

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would limit the extension rights to one year beyond the mandatory retirement date, and would define the conditions for any such extensions granted. The Committee finds that Senate Bill 284 is in the public interest and recommends its passage.

Respectfully submitted,

JOINT SURVEY COMMITTEE
ON RETIREMENT SYSTEMS

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

PETITIONS AND COMMUNICATIONS

Senate Petition 66

A petition by 64 residents of the 12th Senatorial District supporting Senate Bill 299.

By Senator Krueger.

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

Senate Petition 67

Resolutions from 9 fire departments in Waukesha and Milwaukee Counties opposing any increase in the cost of tuition to fire fighting courses at technical institutes.

By Senator Murphy.

Read and referred to joint committee on Finance.

Senate Petition 68

A petition by 863 citizens of Wisconsin in support of Senate Bill 299 relating to medical malpractice insurance.

By Senator Thompson.

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

Senate Petition 69

A petition from 3,000 residents of Southwest Wisconsin opposing any raise in taxes, any form of new taxes and any raise in the cost of auto, hunting, or any other licenses required by the general public.

By Senator Morrison.

Read and referred to joint committee on Finance.

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Senate Petition 70

A petition by 705 citizens of the Eau Claire area in support of legislation which will solve the medical malpractice insurance problem and thereby permit the medical profession to continue to serve them in the practice of good medicine.

By Senator Morrison.

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

MESSAGE FROM THE ASSEMBLY

By Everett E. Bolle, chief clerk.

Mr. President:

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

Assembly Bill 7

Assembly Bill 22

Assembly Bill 70

Assembly Bill 163

Assembly Bill 432

Assembly Bill 448

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 7

Relating to the methods for expanding or changing unit ownership interest in condominiums.

By Representative Sensenbrenner, by request of Charles C. Goldberg.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Assembly Bill 22

Relating to holidays on the day of the assassination of Dr. Martin Luther King, Jr. and the birthdate of Malcolm X.

By Representatives Barbee and Ward.

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

Assembly Bill 70

Relating to removing the one-year residency requirement for a bartender's license in some circumstances.

By Representative Kincaid.

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Read first time and referred to committee on Senate Organization.

Assembly Bill 163

Relating to a revision of procedure concerning contested cases under the administrative procedure act.

By Committee on Judiciary, by request of the Judicial Council.

Read first time and referred to committee on Judiciary and Consumer Affairs.

Assembly Bill 432

Relating to registration fees for farm trailers.

By Representatives O'Malley, Vanderperren, Lallensack, Schroeder, L.F. Anderson and Hanson; co-sponsored by Senator Thompson.

Read first time and referred to committee on Commerce.

Assembly Bill 448

Allowing certain vehicles hauling snow to be registered on a monthly basis.

By Representatives Vanderperren, Lallensack and Hasenohrl; co-sponsored by Senator Martin.

Read first time and referred to committee on Commerce.

State of Wisconsin
Department of State

June 2, 1975.

To the Honorable, the Senate

Senators:

I have the honor to transmit to you pursuant to s. 13.67 (2), the names of the registered lobbyists for the period beginning on May 27, 1975, and ending on May 30, 1975.

Yours very truly,
DOUGLAS LAFOLLETTE
Secretary of State

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

Gohdes, William W., 7 Buttonwood Court, Indian Head Park, Ill. -- Upjohn Co., 7000 Portage Rd., Kalamazoo, Mich. -- 01, 06, 17, 25 -- April 2, 1975.

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Kieffer, Gene, 2021 North 60th Street, Milwaukee, Wisc. -- Wisconsin Citizens Concerned for Life, 4945 W. Fondulac Ave., Milwaukee, Wisc. -- 08, 17 -- May 27, 1975.

Mulden, Leland, Wisconsin Farmers Union, 117 W. Spring St., Chippewa Falls, Wisc. -- Wisconsin Farmers Union, 117 W. Spring St., Chippewa Falls, Wisc. -- 01, 11 -- Jan. 21, 1975.

Sankovitz, James L., 1834 W. Wisconsin Ave., Milwaukee, Wisc. -- Marquette University, 615 North 11th Street, Milwaukee, Wisc. -- 08, 18 -- Jan. 10, 1975.

Schmidt, Elmer W., 6346 W. Beloit Rd., West Allis, Wisc. -- Wisconsin Tavern Keepers Assn., 710 N. Plankinton Ave., Milwaukee, Wisc. -- 24 -- Feb. 18, 1975.

Scholen, Kenneth, 818 W. Badger Rd., Madison, Wisc. -- Wisconsin Council of Churches, 818 W. Badger Rd., Madison, Wisc. -- 04, 11, 28 -- March 11, 1975.

Sheehy, Ray M., 8937 W. North Ave., Wauwatosa, Wisc. -- Edward J. Callan, 8937 W. North Ave., Wauwatosa, Wisc. -- 20, 31- any legislation affecting real estate -- May 23, 1975.

Legislative Subject Identification

Code	Subject
01	<i>Agriculture, horticulture, farming & livestock</i>
02	<i>Amusements, games, athletics and sports</i>
03	<i>Banking, finance, credit and investments</i>
04	<i>Children, minors, youth & senior citizens</i>
05	<i>Church & Religion</i>
06	<i>Consumer Affairs</i>
07	<i>Ecology, environment, pollution, conservation, zoning, land & water use</i>
08	<i>Education</i>
09	<i>Elections, campaigns, voting & political parties</i>
10	<i>Equal rights, civil rights & minority affairs</i>
11	<i>Government, financing, taxation, revenue, budget, appropriations, bids, fees & funds</i>
12	<i>Government, county</i>
13	<i>Government, federal</i>
14	<i>Government, municipal</i>
15	<i>Government, special districts</i>
16	<i>Government, state</i>

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- 17 *Health services, medicine, drugs and controlled substances, health insurance & hospitals*
- 18 *Higher education*
- 19 *Housing, construction & codes*
- 20 *Insurance (excluding health insurance)*
- 21 *Labor, salaries and wages, collective bargaining*
- 22 *Law enforcement, courts, judges, crimes & prisons*
- 23 *Licenses & permits*
- 24 *Liquor*
- 25 *Manufacturing, distribution & services*
- 26 *Natural resources, forests and forest products, fisheries, mining & mineral products*
- 27 *Public lands, parks & recreation*
- 28 *Social insurance, unemployment insurance, public assistance & workmen's compensation*
- 29 *Transportation, highways, streets & roads*
- 30 *Utilities, communications, television, radio, newspapers, power, CATV, & gas*
- 31 *Other*

MOTIONS

By request of Senators Whittow and Krueger, pursuant to senate rule 76, a 5 minute limit on debate was placed on each question before the senate. A 3 minute limit was placed on each senator the second time he addressed the same question.

SPECIAL ORDERS

Assembly Bill 222

Relating to state finances and appropriations constituting the executive budget bill of the 1975 legislature, and making appropriations.

Read a second time.

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

Senator Whittow moved rejection of senate amendment 1.

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

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Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Frank, Knowles, Lorge, McKenna, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 14.

Noes -- Senators Cullen, Devitt, Dorman, Flynn, Goyke, Harnisch, Hollander, Keppler, Kleczka, Krueger, LaFave, Martin, Maurer, Morrison, Murphy, Petri, Sensenbrenner and Theno -- 18.

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

So the motion did not prevail.

President pro tempore of the senate in the chair.

11:25 A.M.

Senator Peloquin moved that senate amendment 1 to **Assembly Bill 222** 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 Bablitch, Berger, Bidwell, Chilsen, Frank, Harnisch, Kleczka, Knowles, Lorge, McKenna, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 16.

Noes -- Senators Cullen, Devitt, Dorman, Flynn, Goyke, Hollander, Keppler, Krueger, LaFave, Martin, Maurer, Morrison, Murphy, Petri, Sensenbrenner and Theno -- 16.

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

So the motion did not prevail.

Senator Whittow moved rejection of senate amendment 1 to senate amendment 1.

President of the senate in the chair.

11:30 A.M.

Senator Peloquin moved that senate amendment 1 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, Berger, Bidwell, Chilsen, Frank, Kleczka, Knowles, Lorge, McKenna, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 15.

Noes -- Senators Cullen, Devitt, Dorman, Flynn, Goyke, Harnisch, Hollander, Keppler, Krueger, LaFave, Martin, Maurer, Morrison, Murphy, Petri, Sensenbrenner and Theno -- 17.

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

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So the motion did not prevail.

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

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

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Frank, Harnisch, Kleczka, Knowles, Krueger, Lorge, McKenna, Parys, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 19.

Noes -- Senators Cullen, Devitt, Dorman, Flynn, Goyke, Hollander, Keppler, LaFave, Martin, Maurer, Morrison, Murphy and Sensenbrenner -- 13.

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

So the motion prevailed.

Senator Whittow moved rejection of senate amendment 1.

Senator Sensenbrenner raised the point of order that pursuant to senate rule 66 the motion to reject a second time in the same day was out of order.

The chair ruled the point of order well taken.

Senator Whittow moved that senate amendment 1 be laid on the table.

Senator Sensenbrenner raised the point of order that there was no intervening business and therefore a motion to table again was out of order.

The chair ruled the point of order not well taken as a vote on rejection was considered intervening business.

The question was: Shall senate amendment 1 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, Berger, Bidwell, Chilsen, Frank, Harnisch, Knowles, Lorge, McKenna, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 15.

Noes -- Senators Cullen, Devitt, Dorman, Flynn, Goyke, Hollander, Keppler, Kleczka, Krueger, LaFave, Martin, Maurer, Morrison, Murphy, Petri, Sensenbrenner and Theno -- 17.

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

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So the motion did not prevail.

AMENDMENTS OFFERED

Senate amendment 1 to senate amendment 12 to **Assembly Bill 222** by Senator Frank.

Senate amendment 46 to **Assembly Bill 222** by Senators Martin, Chilsen, Hollander and Bablitch.

Senate amendment 47 to **Assembly Bill 222** by Senator Bablitch.

Senate amendment 48 to **Assembly Bill 222** by Senator Petri.

Senate amendment 1 to senate amendment 48 to **Assembly Bill 222** by Senator Petri.

Senate amendment 49 to **Assembly Bill 222** by Senator McKenna.

Senate amendment 50 to **Assembly Bill 222** by Senators McKenna, Risser, Bablitch and Theno.

Senate amendment 51 to **Assembly Bill 222** by Senators LaFave, Lorge, Theno, Chilsen, Devitt, Murphy, Hollander and Bidwell.

Senate amendment 52 to **Assembly Bill 222** by Senator Chilsen.

Senate amendment 53 to **Assembly Bill 222** by Senator Petri.

Senate amendment 54 to **Assembly Bill 222** by Senator Chilsen.

Senate amendment 55 to **Assembly Bill 222** by Senators Bablitch, Chilsen and McKenna.

Senate amendments 56 and 57 to **Assembly Bill 222** by Senator Parys.

Senate amendment 58 to **Assembly Bill 222** by Senators Kleczka and Parys.

Senate amendment 59 to **Assembly Bill 222** by Senators Parys and Krueger.

Senate amendment 60 to **Assembly Bill 222** by Senators Parys and LaFave.

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Senate amendment 61 to **Assembly Bill 222** by Senators Goyke, Martin, Hollander, Krueger and Lorge.

Senate amendment 62 to **Assembly Bill 222** by Senators McKenna, Peloquin, Devitt and LaFave.

Senate amendment 63 to **Assembly Bill 222** by Senators McKenna, Thompson, Harnisch and Goyke.

Senate amendment 64 to **Assembly Bill 222** by Senators McKenna and Dorman.

Senate amendment 65 and 66 to **Assembly Bill 222** by Senator McKenna.

Senate amendment 67 to **Assembly Bill 222** by Senators Swan and McKenna.

Senate amendments 68 and 69 to **Assembly Bill 222** by Senator McKenna.

Senate amendment 70 to **Assembly Bill 222** by Senators Theno, Murphy and Krueger.

Senate amendment 71 to **Assembly Bill 222** by Senators Bablitch, Morrison, Cullen and McKenna.

Upon motion of Senator Whittow the senate recessed until 1:30 P.M.

12:03 P.M.

RECESS

1:30 P.M.

The senate reconvened.

QUORUM CALL

Senator Whittow called the attention of the chair to the possible lack of a quorum.

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

Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, Lorge, McKenna, Martin, Maurer, Murphy,

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Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno and Whittow -
- 27.

Absent -- Senators Berger, LaFave, Morrison, Parys and
Thompson -- 5.

Absent with leave -- Senator Knutson -- 1.

The question was: Adoption of senate amendment 1 to
Assembly Bill 222?

Senate amendment 2 to senate amendment 1 to **Assembly Bill
222** offered by Senator Peloquin.

Senator Flynn moved rejection.

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

Ayes -- Senators Chilsen, Cullen, Devitt, Flynn, Goyke,
Hollander, Keppler, Krueger, LaFave, Martin, Maurer, Morrison,
Murphy, Sensenbrenner and Theno -- 15.

Noes -- Senators Bablitch, Berger, Bidwell, Dorman, Frank,
Harnisch, Kleczka, Knowles, Lorge, McKenna, Parys, Peloquin,
Risser, Swan, Thompson and Whittow -- 16.

Absent or not voting -- Senators Knutson and Petri -- 2.

So the motion did not prevail.

Senator Devitt moved that senate amendment 2 to senate
amendment 1 be laid on the table.

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, Flynn, Goyke,
Hollander, Keppler, Krueger, LaFave, Martin, Maurer, Morrison,
Murphy, Petri, Sensenbrenner and Theno -- 16.

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Frank,
Harnisch, Kleczka, Knowles, Lorge, McKenna, Parys, Peloquin,
Risser, Swan, Thompson, Whittow and Mr. President -- 17.

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

So the motion did not prevail.

The question was: Adoption of senate amendment 2 to senate
amendment 1?

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

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Ayes -- Senators Bablitch, Berger, Bidwell, Dorman, Frank, Harnisch, Kleczka, Knowles, Lorge, McKenna, Parys, Peloquin, Risser, Swan, Thompson, Whittow and Mr. President -- 17.

Noes -- Senators Chilsen, Cullen, Devitt, Flynn, Goyke, Hollander, Keppler, Krueger, LaFave, Martin, Maurer, Morrison, Murphy, Petri, Sensenbrenner and Theno -- 16.

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

So the amendment was adopted.

The question was: Adoption of senate amendment 1?

Adopted.

The question was: Adoption of senate amendment 2?

Senate amendment 1 to senate amendment 2 to **Assembly Bill 222** offered by Senator Hollander.

President pro tempore of the senate in the chair.

2:35 P.M.

Senator Chilsen moved rejection.

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

Ayes -- Senators Berger, Chilsen, Cullen, Devitt, Goyke, Harnisch, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Maurer, Parys, Swan and Theno -- 17.

Noes -- Senators Bablitch, Bidwell, Dorman, Flynn, Frank, Hollander, Martin, Morrison, Murphy, Peloquin, Petri, Risser, Sensenbrenner, Thompson and Whittow -- 15.

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

So the motion prevailed.

President of the senate in the chair.

2:40 P.M.

Senator Whittow moved rejection of senate amendment 2.

The ayes and noes were demanded and the vote was: ayes, 3; noes, 29; absent or not voting, 1; as follows:

Ayes -- Senators Kleczka, Murphy and Whittow -- 3.

Noes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, McKenna, Martin,

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Maurer, Morrison, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno and Thompson -- 29.

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

So the motion did not prevail.

Senator Berger moved reconsideration of the vote by which senate amendment 1 to senate amendment 2 was rejected.

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

Ayes -- Senators Bablitch, Bidwell, Dorman, Flynn, Frank, Harnisch, Hollander, Knowles, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 19.

Noes -- Senators Berger, Chilsen, Cullen, Devitt, Goyke, Keppler, Kleczka, Krueger, LaFave, Lorge, Petri, Sensenbrenner and Theno -- 13.

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

So the motion prevailed.

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

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

Ayes -- Senators Berger, Chilsen, Cullen, Devitt, Goyke, Keppler, Kleczka, Krueger, LaFave, Lorge, Sensenbrenner and Theno -- 12.

Noes -- Senators Bablitch, Bidwell, Dorman, Flynn, Frank, Harnisch, Hollander, Knowles, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Swan, Thompson and Whittow -- 20.

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

So the amendment was not rejected.

The question was: Adoption of senate amendment 1 to senate amendment 2?

Adopted.

The question was: Adoption of senate amendment 2?

Adopted.

The question was: Adoption of senate amendment 3?

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

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Frank, Keppler, Kleczka, Knowles, Krueger, McKenna, Maurer, Morrison, Parys, Risser, Thompson and Whittow -- 17.

Noes -- Senators Bidwell, Devitt, Flynn, Goyke, Harnisch, Hollander, LaFave, Lorge, Martin, Murphy, Peloquin, Petri, Sensenbrenner, Swan and Theno -- 15.

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

So the amendment was adopted.

The question was: Adoption of senate amendment 4?

Senator Whittow moved rejection.

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

Ayes -- Senators Bablitch, Berger, Goyke, Harnisch, Parys, Risser, Swan and Whittow -- 8.

Noes -- Senators Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Peloquin, Petri, Sensenbrenner, Theno and Thompson -- 24.

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

So the motion did not prevail.

The question was: Adoption of senate amendment 4?

Adopted.

By request of Senator Parys, with unanimous consent, the senate recessed until 3:45 P.M.

3:27 P.M.

RECESS

3:45 P.M.

The senate reconvened.

Senator Whittow moved that senate amendment 5 be placed after senate amendment 8.

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Senator Lorge raised the point of order that senate amendment 8 was essentially identical to senate amendment 5 and therefore was not germane.

The chair ruled the point of order not well taken as senate amendment 8 was not before the senate and therefore no ruling on germaneness could be made.

The question was: Shall senate amendment 5 be placed after senate amendment 8?

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

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow - - 19.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 13.

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

So the motion prevailed.

By request of Senator LaFave, with unanimous consent, the authors of senate amendment 5 were also added as authors of senate amendment 8.

Senator Bablitch asked unanimous consent that senate amendment 6 be placed after senate amendment 24.

Senator LaFave objected.

Senator Bablitch moved that senate amendment 6 be placed after senate amendment 24.

By request of Senator Krueger, with unanimous consent, the senate recessed until 4:30 P.M.

3:57 P.M.

RECESS

4:30 P.M.

The senate reconvened.

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President pro tempore of the senate in the chair.

Senator Krueger moved nonconcurrency in **Assembly Bill 222**.

Senator Krueger 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, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 31.

Absent -- Senator Murphy -- 1.

Absent with leave -- Senator Knutson -- 1.

President of the senate in the chair.

4:40 P.M.

Senator Whittow asked unanimous consent that the call be raised.

Senator Krueger objected.

Senator Lorge asked unanimous consent that **Senate Bill 299** be considered for action at this time.

Senator Whittow objected.

All senators being present, the question was: Nonconcurrency in **Assembly Bill 222**?

Senator Whittow moved that the motion for reconsideration be laid on the table.

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

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -
- 19.

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Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 13.

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

So the motion prevailed.

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

The question was: Shall senate amendment 6 be placed after senate amendment 24?

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

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 19.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 13.

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

So the motion prevailed.

By request of Senator Thompson, with unanimous consent, he was added as a coauthor of senate amendment 8.

The question was: Adoption of senate amendment 7?

By request of Senator Martin, with unanimous consent, the authors of senate amendment 14 were added as coauthors of senate amendment 7.

Senator Whittow moved rejection of senate amendment 7.

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

Ayes -- Senators Berger, Dorman, Kleczka, Parys, Peloquin, Risser and Whittow -- 7.

Noes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Petri, Sensenbrenner, Swan, Theno and Thompson -- 25.

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

So the motion did not prevail.

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The question was: Adoption of senate amendment 7?

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Petri, Sensenbrenner, Theno and Thompson -- 24.

Noes -- Senators Berger, Dorman, Kleczka, Parys, Peloquin, Risser, Swan and Whittow -- 8.

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

So the amendment was adopted.

Senator Parys moved nonconcurrency in **Assembly Bill 222**.

Senator Whittow asked unanimous consent that the motion for nonconcurrency be laid on the table.

Senator Chilsen objected.

Senator Whittow moved that the motion for nonconcurrency in **Assembly Bill 222** 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, Berger, Cullen, Dorman, Flynn, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Peloquin, Risser, Thompson, Whittow and Mr. President -- 17.

Noes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Murphy, Parys, Petri, Sensenbrenner, Swan and Theno -- 16.

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

So the motion prevailed.

By request of Senator Morrison, with unanimous consent, senate amendment 1 to senate amendment 8 was withdrawn and returned to the author.

The question was: Adoption of senate amendment 8?

By request of Senator Keppler, with unanimous consent, he was added as a coauthor of senate amendment 8.

Senate amendment 2 to senate amendment 8 to **Assembly Bill 222** offered by Senators Flynn, Berger and Kleczka.

Senator LaFave moved rejection.

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Senator Dorman raised the point of order that pursuant to senate rule 50 (1) senate amendment 2 to senate amendment 8 was not germane.

The chair ruled the point of order not well taken pursuant to senate rule 50 (5).

The question was: Rejection of senate amendment 2 to senate amendment 8?

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, Dorman, Goyke, Harnisch, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Swan, Theno and Thompson -- 24.

Noes -- Senators Bablitch, Berger, Cullen, Flynn, Frank, Kleczka, Risser and Whittow -- 8.

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

So the motion prevailed.

Senator Whittow moved rejection of senate amendment 8.

The ayes and noes were demanded and the vote was: ayes, 6; noes, 26; absent or not voting, 1; as follows:

Ayes -- Senators Berger, Kleczka, Parys, Risser, Swan and Whittow -- 6.

Noes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Peloquin, Petri, Sensenbrenner, Theno and Thompson -- 26.

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

So the motion did not prevail.

Senator Kleczka moved that senate amendment 8 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 6; noes, 26; absent or not voting, 1; as follows:

Ayes -- Senators Berger, Flynn, Kleczka, Parys, Swan and Whittow -- 6.

Noes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Dorman, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles,

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

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

So the motion did not prevail.

Senator Parys moved nonconcurrency in **Assembly Bill 222**.

Senator Whittow moved that the motion for nonconcurrency 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, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, McKenna, Martin, Maurer, Morrison, Peloquin, Risser, Thompson and Whittow -- 15.

Noes -- Senators Berger, Bidwell, Chilsen, Devitt, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Murphy, Parys, Petri, Sensenbrenner, Swan and Theno -- 17.

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

So the motion did not prevail.

AMENDMENTS OFFERED

Senate amendment 1 to senate amendment 26 to **Assembly Bill 222** by Senators Martin and Hollander.

Senate amendment 72 to **Assembly Bill 222** by Senators Maurer, Cullen, Devitt, Harnisch, Peloquin, Murphy, Hollander, Bidwell, Keppler and LaFave.

Senate amendment 73 to **Assembly Bill 222** by Senators Peloquin, Theno, Sensenbrenner, Knowles, Hollander and Parys.

Senate amendment 74 to **Assembly Bill 222** by Senators Dorman, Hollander, Parys, McKenna, Frank, Devitt and Thompson.

Senate amendment 75 to **Assembly Bill 222** by Senators McKenna, Thompson, Swan, Risser and Dorman.

Senate amendment 76 to **Assembly Bill 222** by Senators Lorge, Keppler and Harnisch.

Senate amendment 77 to **Assembly Bill 222** by Senators Lorge and Harnisch.

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Senate amendment 78 to **Assembly Bill 222** by Senators Dorman, McKenna and Cullen.

Senate amendment 79 to **Assembly Bill 222** by Senators Parys, Devitt and Hollander.

Senate amendment 80 to **Assembly Bill 222** by Senators Parys and Berger.

Senate amendment 81 to **Assembly Bill 222** by Senators Parys and Berger.

Senate amendment 82 to **Assembly Bill 222** by Senators Harnisch, Swan, Parys, Lorge, Maurer, Hollander, Krueger, Chilsen, Keppler, Martin, Morrison, Dorman, McKenna, Bidwell, LaFave, Peloquin, Sensenbrenner, Murphy and Frank.

Senate amendment 83 to **Assembly Bill 222** by Senators Cullen, Chilsen, Devitt and Morrison.

Senate amendments 84 and 85 to **Assembly Bill 222** by Senators Cullen, Chilsen and Devitt.

Senate amendment 86 to **Assembly Bill 222** by Senators Harnisch, Swan, Risser and Morrison.

Senate amendment 87 to **Assembly Bill 222** by Senators McKenna, Devitt and Thompson.

Senate amendment 88 to **Assembly Bill 222** by Senator Sensenbrenner.

Senate amendment 89 to **Assembly Bill 222** by Senators Hollander, Petri, LaFave, Theno, Sensenbrenner and Martin.

Senate amendments 90, 91 and 92 to **Assembly Bill 222** by Senators Petri and Thompson.

Senate amendment 93 to **Assembly Bill 222** by Senators Kleczka, Berger, Frank, Devitt, Swan, Flynn, LaFave and Chilsen.

Senate amendment 94 to **Assembly Bill 222** by Senators McKenna and Dorman.

Senate amendment 95 to **Assembly Bill 222** by Senators Peloquin, Thompson, Goyke, McKenna, Dorman, Devitt, Morrison, Harnisch, Maurer and Knowles.

Senate amendments 96, 97, 98, 99, 100 and 101 to **Assembly Bill 222** by Senator Berger.

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Senate amendment 102 to **Assembly Bill 222** by Senators Peloquin, Devitt, LaFave, Chilsen, Murphy, Hollander, Bidwell, Keppler, McKenna and Thompson.

Senate amendment 103 to **Assembly Bill 222** by Senators Kleczka, Thompson, Devitt, Swan, Parys, LaFave, Dorman, McKenna, Cullen, Krueger, Keppler, Peloquin, Martin, Hollander, Bidwell, Theno, Sensenbrenner, Petri, Flynn, Goyke, Bablitch, Maurer and Berger.

Senate amendments 104 and 105 to **Assembly Bill 222** by Senator Peloquin.

Senate amendments 106 and 107 to **Assembly Bill 222** by Senator Chilsen.

Senate amendment 108 to **Assembly Bill 222** by Senators Chilsen, Bidwell and Krueger.

Senate amendment 1 to **Senate Bill 279** by Senators LaFave, Lorge, Harnisch, Hollander, Dorman, Bablitch and Swan.

Senate amendment 1 to **Senate Bill 360** by Senator Lorge.

By request of Senator Whittow, with unanimous consent, the senate adjourned in honor of Lieutenant Governor and Mrs. Schreiber on their 14th wedding anniversary.

Upon motion of Senator Whittow the senate adjourned until 9:00 A.M. Wednesday, June 4.

6:24 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Assembly Bill 222, assembly amendment 1 to assembly amendment 67 to assembly substitute amendment 1

On page p, line 5, substitute "are" for "is".

Assembly Bill 222, assembly amendment 24 to assembly substitute amendment 1

On page 2, line 15, substitute "to" for "and".

Senate Bill 382, senate amendment 1

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On lines 2, 4 and 5, substitute "(9)" for "(a)".

CHIEF CLERK'S REPORT

The chief clerk records:

Senate Bill 40

Correctly enrolled and presented to the Governor on Tuesday,
June 3, 1975.