

JOURNAL OF THE SENATE [June 6, 1975]

STATE OF WISCONSIN
Senate Journal

Eighty-Second Regular Session

FRIDAY, June 6, 1975.

9:00 A.M.

The senate met.

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

Prayer was offered by Reverend Julius Stagner, Pastor of Midvale Baptist Church, Madison.

The senate remained standing and Senator Martin 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, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 30.

Absent -- Senators McKenna and Murphy -- 2.

Absent with leave -- Senator Flynn -- 1.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 425

Relating to filling vacancies in the office of county executives in counties having a population of 500,000 or more.

By Senators Sensenbrenner, Swan and Berger, cosponsored by Representatives Conta and Czerwinski, by request of Milwaukee County.

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To committee on Governmental and Veterans' Affairs.

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison, Wisconsin

June 5, 1975.

To the Honorable, the Senate:

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

Senate Bill	Chapter No.	Date Approved
40 -----	10-----	June 5, 1975

Sincerely,
PATRICK J. LUCEY
Governor

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 507

Adopted and asks concurrence in:

Motions Under Joint Rule 26:

A Joint Certificate of Commendation by Representative Jackamonis; cosponsored by Senator Berger for ASA S. KNOWLES on his retirement as President of Northeastern University;

and

A Joint Certificate of Congratulations by Representative Roberts; cosponsored by Senator Knutson for the HOLMEN FHA CHAPTER, ADVISOR LORNA MULDER AND HISTORIAN

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SUSAN PAUDLER on receiving the All-State Honor Chapter Award.

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 507

Relating to labeling of certain products with prices, granting rule-making authority and providing a penalty.

By Representatives Metz, N.C. Anderson, Wahner, Day, Looby, Conta, Jackamonis, Vanderperren, Ferrall, Schricker, Sanasarian, Tesmer, Johnson, Norquist, Lingren, McClain, Miller, Czerwinski, Dorff, Flintrop, Lallensack, Munts, Barbee, Tropman and Clarenbach; co-sponsored by Senators McKenna, Dorman, Frank, Swan, Berger and Risser.

Read first time and referred to committee on Commerce.

Motions Under Joint Rule 26:

A Joint Certificate of Commendation by Representative Jackamonis; cosponsored by Senator Berger for ASA S. KNOWLES on his retirement as President of Northeastern University;

and

A Joint Certificate of Congratulations by Representative Roberts; cosponsored by Senator Knutson for the HOLMEN FHA CHAPTER, ADVISOR LORNA MULDER AND HISTORIAN SUSAN PAUDLER on receiving the All-State Honor Chapter Award.

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

MOTIONS UNDER JOINT RULE 26

A Joint Certificate of Condolence by the entire Senate; cosponsored by Representative Donoghue for the family of EMIL H. KRUEGER;

A Joint Certificate of Commendation by Senator Berger; cosponsored by Representatives Kirby and Behnke for JAMES MADISON HIGH SCHOOL for their performance at the "500 Festival" parade in Indianapolis;

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A Joint Certificate of Congratulations by Senator Keppler; cosponsored by Representatives Potter and Otte for the congregation of the FIRST REFORMED CHURCH of Oostburg on their 125th anniversary;

A Joint Certificate of Congratulations by Senator Bablitch; cosponsored by Representative Groshek for CAPTAIN FRANK BARBERS on his retirement.

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

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.

Senator Knowles moved reconsideration of the vote by which senate amendment 31 was refused adoption.

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

Senator LaFave objected.

Senator Whittow moved that the motion for reconsideration of senate amendment 31 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 22; noes, 8; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Frank, Goyke, Harnisch, Kleczka, Knutson, Krueger, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Thompson and Whittow -- 22.

Noes -- Senators Bidwell, Devitt, Hollander, Keppler, Knowles, LaFave, Lorge and Theno -- 8.

Absent or not voting -- Senators Flynn, McKenna and Murphy -- 3.

So the motion prevailed.

Senator Keppler moved reconsideration of the vote by which senate amendment 18 was adopted and, with unanimous consent, laid the motion on the table.

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The question was: Adoption of senate amendment 33?

Senator Whittow moved rejection.

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

Ayes -- Senators Berger, Cullen, Kleczka, Parys, Risser, Thompson and Whittow -- 7.

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

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

So the motion did not prevail.

The question was: Adoption of senate amendment 33?

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Dorman, Frank, Hollander, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, McKenna, Martin, Murphy, Peloquin, Petri, Sensenbrenner, Swan and Theno -- 21.

Noes -- Senators Berger, Cullen, Goyke, Harnisch, Kleczka, Maurer, Morrison, Parys, Risser, Thompson and Whittow -- 11.

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

So the amendment was adopted.

The question was: Adoption of senate amendment 34?

Adopted.

The question was: Adoption of senate amendment 35?

Senator Whittow moved rejection.

Senator Kleczka raised the point of order that senate amendment 35 was not germane pursuant to senate rule 50 (6).

The chair ruled the point of order well taken.

The question was: Adoption of senate amendment 36?

Adopted.

The question was: Adoption of senate amendment 1 to senate amendment 37.

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Adopted.

The question was: Adoption of senate amendment 37?

The ayes and noes were demanded and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Dorman, 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 -- 30.

Noes -- Senators Berger and Knutson -- 2.

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

So the amendment was adopted.

The question was: Adoption of senate amendment 38?

Adopted.

The question was: Adoption of senate amendment 39?

Senator Whittow raised the point of order that senate amendment 39 was not germane.

The chair took the point of order under advisement.

The question was: Adoption of senate amendment 40?

Adopted.

By request of Senator Whittow, with unanimous consent, senate amendment 6 was placed after senate amendment 55.

The question was: Adoption of senate amendment 41?

Adopted.

By request of Senator Whittow, with unanimous consent, senate amendment 42 was placed after senate amendment 45.

By request of Senator Berger, with unanimous consent, senate amendment 43 was laid on the table.

Senator Dorman in the chair.

10:18 A.M.

The question was: Adoption of senate amendment 44?

Adopted.

The question was: Adoption of senate amendment 45?

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Senator Whittow moved rejection.

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, Cullen, Harnisch, Hollander, Knowles, Krueger, Lorge, Martin, Morrison, Petri, Swan, Theno and Whittow -- 16.

Noes -- Senators Devitt, Dorman, Frank, Goyke, Keppler, Kleczka, Knutson, LaFave, McKenna, Maurer, Murphy, Parys, Peloquin, Risser, Sensenbrenner and Thompson -- 16.

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

So the motion did not prevail.

The question was: Adoption of senate amendment 45?

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

Ayes -- Senators Devitt, Dorman, Frank, Goyke, Keppler, Kleczka, Knutson, LaFave, McKenna, Maurer, Murphy, Parys, Peloquin, Risser, Sensenbrenner and Thompson -- 16.

Noes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Harnisch, Hollander, Knowles, Krueger, Lorge, Martin, Morrison, Petri, Swan, Theno and Whittow -- 16.

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

So the amendment was not adopted.

The question was: Adoption of senate amendment 42?

The ayes and noes were demanded and the vote was: ayes, 27; noes, 5; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Bidwell, Devitt, Dorman, Frank, Goyke, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Theno, Thompson and Whittow -- 27.

Noes -- Senators Berger, Chilsen, Cullen, Harnisch and Swan -- 5.

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

So the amendment was adopted.

The question was: Adoption of senate amendment 46?

Senate amendment 1 to senate amendment 46 to **Assembly Bill 222** offered by Senators Martin and Hollander.

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Senator Whittow moved rejection of senate amendment 46.

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

Ayes -- Senators Berger, Cullen, Dorman, Frank, Kleczka, Knutson, Morrison, Risser, Swan and Whittow -- 10.

Noes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Goyke, Harnisch, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Theno and Thompson -- 22.

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

So the motion did not prevail.

The question was: Adoption of senate amendment 1 to senate amendment 46?

Adopted.

The question was: Adoption of senate amendment 46?

Adopted.

By request of Senator Whittow, with unanimous consent, senate amendment 47 was laid on the table.

The question was: Adoption of senate amendment 1 to senate amendment 48?

Adopted.

Senate amendment 2 to senate amendment 48 to **Assembly Bill 222** offered by Senator Parys.

Senator Petri moved rejection.

The motion did not prevail.

The question was: Adoption of senate amendment 2 to senate amendment 48?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 9; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Bidwell, Cullen, Devitt, Frank, Harnisch, Hollander, Keppler, Kleczka, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Murphy, Parys, Peloquin, Sensenbrenner, Swan, Theno and Whittow -- 22.

Noes -- Senators Berger, Chilsen, Dorman, Goyke, Knowles, Morrison, Petri, Risser and Thompson -- 9.

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

So the amendment was adopted.

President pro tempore of the senate in the chair.

11:27 P.M.

The question was: Adoption of senate amendment 48?

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Frank, Harnisch, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Swan, Theno and Whittow - - 25.

Noes -- Senators Berger, Devitt, Dorman, Goyke, McKenna, Risser and Thompson -- 7.

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

So the amendment was adopted.

AMENDMENTS OFFERED

Senate amendment 1 to senate amendment 6 to **Assembly Bill 222** by Senator Flynn.

Senate amendment 1 to senate amendment 88 to **Assembly Bill 222** by Senator Risser.

Senate amendment 196 to **Assembly Bill 222** by Senator Martin.

Senate amendment 197 to **Assembly Bill 222** by Senators Martin, Devitt and Chilsen.

Senate amendment 198 to **Assembly Bill 222** by Senators Devitt, LaFave and Thompson.

Senate amendment 199 to **Assembly Bill 222** by Senators Devitt, LaFave and Swan.

Senate amendment 200 to **Assembly Bill 222** by Senators Dorman and McKenna.

Senate amendment 201 to **Assembly Bill 222** by Senators Devitt, LaFave and Peloquin.

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Senate amendment 202 to **Assembly Bill 222** by Senator McKenna.

Senate amendment 203 to **Assembly Bill 222** by Senator Goyke.

Senate amendment 204 to **Assembly Bill 222** by Senators McKenna and Thompson.

Senate amendment 205 to **Assembly Bill 222** by Senators Devitt, LaFave, Sensenbrenner and Krueger.

Senate amendments 206 and 207 to **Assembly Bill 222** by Senators Devitt, LaFave and Krueger.

Senate amendments 208 and 209 to **Assembly Bill 222** by Senators Dorman and Thompson.

Senate amendment 210 to **Assembly Bill 222** by Senators Keppler, Lorge and LaFave.

Senate amendment 211 to **Assembly Bill 222** by Senator Dorman.

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

By request of Senator McKenna, with unanimous consent, the senate adjourned in honor of the Wisconsin Special Olympics being held in Madison this weekend.

Upon motion of Senator Whittow the senate adjourned until 10:00 A.M. Tuesday, June 10.

12:35 P.M.