

STATE OF WISCONSIN
Senate Journal

Eighty-Second Regular Session

TUESDAY, June 24, 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 Father Thomas McInnis, of Edgewood College, Madison.

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

LEAVE OF ABSENCE

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

By request of Senator Whittow, with unanimous consent, Senator Frank was granted a leave of absence until 2:30 P.M.

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

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

Absent -- None.

Absent with leave -- Senators Frank and Peloquin -- 2.

Senator Whittow introduced Senator Jerris Leonard, former representative of the 4th senatorial district and, with unanimous consent, he was asked to address the senate.

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Senator Dorman escorted Senator Leonard to the podium where he addressed his remarks to the senate.

By request of Senator Whittow, with unanimous consent, senate rule 3 (3), as it relates to the wearing of coats, was dispensed with.

COMMITTEE REPORTS

Wisconsin Legislature
Senate Chamber
Madison

June 19, 1975.

To the Honorable, the Senate:

On June 18, 1975, the Joint Committee on Employment Relations held a public hearing on the 1975-77 Compensation Plan proposals presented by the Director of the State Bureau of Personnel pursuant to ss. 16.086 (3) of the statutes. After completion of the hearing a motion was made and adopted to approve the proposals as recommended.

Certain provisions of the Compensation Plan require legislative action for implementation. Therefore, in accordance with ss. 16.086 (1) (bf) the purpose of this letter is to inform you that this Committee concurs with matters under consideration as set forth in LRB 5379, and recommends the passage of such legislation without change.

FRED A. RISSER
Vice-Chairman

The joint committee on Employment Relations reports and recommends for introduction:

Senate Bill 442

Relating to legislation required to implement the provisions of the 1975-77 compensation plan proposals of the director of personnel.

Introduction; Ayes, 6; Noes, 2.

Read first time and referred to joint committee on Finance.

FRED A. RISSER
Chairman

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The committee on Agriculture, Human Services, Labor and Taxation reports and recommends for introduction:

Senate Bill 443

Relating to reporting and treatment of child abuse.
By request of Milwaukee County.
Introduction; Ayes, 6; Noes, 0.

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

Senate Bill 444

Relating to making an appropriation for the care and treatment of the chronically mentally ill.
By request of Milwaukee County.
Introduction; Ayes, 6; Noes, 0.

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

and further recommends:

CINA, MERRILL T., D.D.S., of LaCrosse, as a member of the Dentistry Examining Board, to succeed himself, to serve for the term ending March 1, 1980.

Confirmation; Ayes, 6; Noes, 0.

Senate Bill 225

Relating to minors' consent for medical treatment and emergency treatment of minors.
Indefinite postponement; Ayes, 4; Noes, 2.

Senate Bill 368

Relating to contraceptive devices, and providing a penalty.
Indefinite postponement; Ayes, 3; Noes, 3.
Without recommendation

Senate Bill 376

Relating to general relief hearings.
Passage; Ayes, 6; Noes, 0.

Assembly Bill 53

Relating to arbitration of medical malpractice claims.
Concurrence; Ayes, 6; Noes, 0.

Assembly Bill 55

Relating to limiting liability for certain medical activities involving blood transfusions.

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Concurrence; Ayes, 6; Noes, 0.

Assembly Bill 56

Relating to civil immunity for persons evaluating health care providers and facilities and confidentiality of information acquired in such review.

Introduction of senate amendment 1; Ayes, 6; Noes, 0.

Adoption of senate amendment 1; Ayes, 6; Noes, 0.

Concurrence as amended; Ayes, 6; Noes, 0.

Assembly Bill 57

Relating to limiting liability for certain medical activities involving transplants.

Concurrence; Ayes, 6; Noes, 0.

Assembly Bill 154

Relating to requiring hotels to offer emergency assistance to disabled guests.

Adoption of senate amendment 1; Ayes, 6; Noes, 0.

Concurrence as amended; Ayes, 6; Noes, 0.

Assembly Bill 213

Relating to agricultural commodity producers' payments to growers, granting rule-making authority and providing a penalty.

Concurrence; Ayes, 6; Noes, 0.

Assembly Bill 601

Relating to providing for producer approval of promotional milk marketing orders by a simple majority of those voting.

Concurrence; Ayes, 6; Noes, 0.

Assembly Bill 801

Relating to payment of unemployment compensation benefits to workers affected by the federal trade act of 1974.

Concurrence; Ayes, 6; Noes, 0.

CARL W. THOMPSON

Chairman

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

Senate Bill 420

Relating to authorizing cities and villages to use tax incremental financing in connection with certain public improvement projects.

Passage; Ayes, 4; Noes, 0.

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Senate Bill 227

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

Passage; Ayes, 5; Noes, 0.

Senate Bill 363

Relating to senate review of gubernatorial nominations for appointment.

Passage; Ayes, 5; Noes, 0.

Senate Bill 425

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

Passage; Ayes, 5; Noes, 0.

Senate Bill 409

Relating to fire inspection duties of the chief of the fire department in cities of the 1st class.

Passage; Ayes, 4; Noes, 1.

Assembly Bill 836

Relating to increasing the limit on investment board advances to the department of veterans affairs for housing loans.

Concurrence; Ayes, 5; Noes, 0.

MONROE SWAN

Chairman

The committee on Audit reports and recommends:

Senate Bill 287

Relating to approval of change orders to contracts on state projects by the secretary of administration and governor.

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

Rejection of senate amendment 2; Ayes, 5; Noes, 0.

Rejection of senate amendment 3; Ayes, 5; Noes, 0.

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

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

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

DALE T. MCKENNA
Chairman

PETITIONS AND COMMUNICATIONS

Senate Petition 84

A petition signed by 77 taxpayers of Iowa, Grant, Lafayette and Richland Counties, requesting that the S. E. N. program be funded. By Senator Dorman.

Read and referred to committee on Education.

State of Wisconsin
Department of State

June 23, 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 June 16, 1975, and ending on June 20, 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.

DeLonay, Michael J., 1930 Monroe St., Rm 305, Madison, Wisc. -- United Council of UW Student Government, 1930 Monroe St., Rm 305, Madison, Wisc. -- 06, 08, 09, 11, 16, 18, 19, 21, 29 -- May 27, 1975.

Flynn, John F., 7530 N. Natchez, Niles, Illinois -- CIBA Pharmaceutical Co., 556 Morris Ave., Summit, New Jersey -- 17 -- June 3, 1975.

Kuehn, Bruce, 1930 Monroe St., Rm 305, Madison, Wisc. -- United Council of UW Student Government, 1930 Monroe St., Rm

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305, Madison, Wisc. -- 06, 08, 09, 11, 16, 18, 19, 21, 29 -- June 6, 1975.

Laper, Oscar A., Route 1, Rock Springs, Wisc. -- Wisconsin Assoc. of Soil & Water Conservation Dist., 1815 University Ave., Madison, Wisc. -- 01, 17, 11, 12, 13, 15, 16, 23, 26, 27, 29 -- June 17, 1975.

Moerke, Ewald L. Jr., 212 W. Wisconsin Ave., Milwaukee, Wisc. -- Kindy Optical, 500 W. College Ave., York, Pa. -- 31 - price advertising in relation to optical business -- June 16, 1975.

Schroeder, Robert W., 212 W. Wisconsin Ave., Milwaukee, Wisc. -- Kindy Optical, 500 W. College Ave., York, Pa. -- 31 - price advertising in relation to optical business -- June 16, 1975.

Tinglum, Sverre O., 120 E. Wilson St., Rm 7, Madison, Wisc. - - Wisconsin State Attorneys Assoc., P.O. Box 108, Madison, Wisc. -- 21, 11, 16, 17, 20, 28 -- June 17, 1975.

Wimmer, James W. Jr., 131 W. Wilson St. - Suite 1201, Madison, Wisc. -- Wisconsin Association of Temporary Services, 3445 West Clybourn St., Milwaukee, Wisc. -- 21, 28 -- June 10, 1975.

Wimmer, James W. Jr., 131 W. Wilson St. - Suite 1201, Madison, Wisc. -- Joint City School District No. 1, 9333 W. Lincoln Ave., West Allis, Wisc. -- 08, 14, 16, 21, 29 -- June 10, 1975.

Wimmer, James W. Jr., 131 W. Wilson St. - Suite 1201, Madison, Wisc. -- Security Savings & Loan Assoc., 184 W. Wisconsin Ave., Milwaukee, Wisc. -- 03, 06, 19 -- June 10, 1975.

Wold, Gordon, 1930 Monroe St., Rm 305, Madison, Wisc. -- United Council of UW Student Government, Inc., 1930 Monroe St., Rm 305, Madison, Wisc. -- 08, 09, 10, 11, 16, 18, 21, 06, 29 -- June 17, 1975.

Cancellation:

Gibson, Henry L., Mobile Home Owners Protest Association, Inc., as of June 7, 1975.

Johnson, Harold, Wisconsin Professional Policemen's Association, as of June 20, 1975.

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

RULING OF THE CHAIR

On Wednesday, June 18, 1975, Senator Berger raised the point of order that **Senate Joint Resolution 36** must be referred to the Joint Survey Committee on Tax Exemptions pursuant to 13.52 of the state statutes.

The chair took the point of order under advisement.

A similar point of order was raised in 1973 on whether or not a proposed constitutional amendment relating to taxation of agricultural land should be required to be referred to the Joint Survey Committee on Tax Exemptions. At that time, the presiding officer ruled, on page 427 of the Journal of 1973, that the resolution need not be so referred. It is the opinion of this chair that this earlier ruling was based on sound reasoning and this chair reiterates the reasoning of the then presiding officer as it is applicable to the present question before this house.

Wisconsin Statute 13.52 creates the Joint Survey Committee on Tax Exemptions and describes its power and duties and in specific requires a report to be submitted in writing by the committee of the committee's opinion of the legality of the proposal, the fiscal effect upon the state and its subdivisions and its desirability as a matter of public policy.

Section 13.52 (5) sets forth the powers and duties of the committee. "It is the purpose of this committee to provide the legislature with a considered opinion of the legality of the proposal, of the fiscal effect upon the state and its sub-divisions and of the desirability as a matter of public policy of each legislative proposal which would modify existing laws or create new laws relating to the exemption of property or persons from any state or local taxes or special assessments."

The powers and duties section, 13.52 (5), and the report section, 13.52 (6), mention in specific: (5) "each legislative proposal which would modify existing laws or create new laws" and (6) "proposal which affects any existing statute or creates any new statute".

Senate Joint Resolution 36 does not "affect any existing statute or create any new statute", nor does it "modify existing laws or create new Laws". **Senate Joint Resolution 36** is a constitutional amendment which, if passed, would give the legislature the ability to create or modify existing laws. Because this resolution does not directly affect state statutes, it is the opinion of the chair that no report from the Joint Survey Committee on Tax Exemptions is

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needed in order for **Senate Joint Resolution 36** to be properly before the senate.

The point of order is not well taken.

FRED A. RISSER
President Pro Tempore

By request of Senator Whittow, with unanimous consent, **Senate Joint Resolution 36** was placed after **Senate Bill 392** on the calendar of Tuesday, June 24.

By request of Senator Bidwell, with unanimous consent, the senate returned to the third order of business.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 445

Relating to maintaining legislative salaries at their current level for the 1975-77 biennium.

By Senators Bidwell, Sensenbrenner, Devitt, Krueger, Petri, Theno, Hollander, Lorge, Chilsen, Keppler, Murphy and Martin.

To joint committee on Finance.

Senator Krueger asked unanimous consent that **Senate Bill 445** be withdrawn from joint committee on Finance and referred to the committee on Senate Organization.

Senator Dorman objected.

Senator Krueger moved that **Senate Bill 445** be withdrawn from joint committee on Finance and referred to committee on Senate Organization.

Senator Knowles raised the point of order that a motion to withdraw a bill from committee the first time does not require a suspension of the rules.

The chair took the point of order under advisement.

CALENDAR OF JUNE 24

CINA, MERRILL T., D.D.S., of LaCrosse, as a member of the Dentistry Examining Board, to succeed himself, to serve for the term ending March 1, 1980.

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Read.

ERDMAN, JOYCE, of Madison, as a member of the University of Wisconsin Board of Regents, to succeed Walter Renk, to serve for the term ending May 1, 1982.

Read.

By request of Senator Whittow, with unanimous consent, the above appointments were considered enmasse.

The question was: Confirmation?

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

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

Noes -- None.

Absent or not voting -- Senators Frank and Peloquin -- 2.

So the appointments were confirmed.

By request of Senator Parys, with unanimous consent, the senate recessed until 11:30 A.M.

10:40 A.M.

RECESS

11:30 A.M.

The senate reconvened.

Senate Bill 145

Relating to certification of native American language teachers.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

Senate amendment 2 to **Senate Bill 145** offered by Senator LaFave.

Adopted.

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Ordered to a third reading.

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

Senate Bill 145

Read a third time and passed.

Senate Bill 281

Relating to the issuance of a summons by a city or village attorney.

Read a second time.

Ordered to a third reading.

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

Senate Bill 281

Read a third time and passed.

Senate Bill 291

Relating to authority to control traffic on school premises.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Adopted.

Ordered to a third reading.

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

Senate Bill 291

Read a third time and passed.

Senate Bill 296

Relating to the required number of school days for state aid purposes.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 296** was referred to joint committee on Finance.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 357** was placed at the foot of the calendar of June 26.

By request of Senator Whittow, with unanimous consent, **Senate Bill 392** was placed at the foot of today's calendar.

Senate Joint Resolution 36

To amend section 1 of article VIII of the constitution, relating to property tax exemption for the homestead property of residents aged 65 or older (first consideration).

Read a second time.

Senator Berger moved that **Senate Joint Resolution 36** be referred to the Joint Survey Committee on Tax Exemptions.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 16; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Goyke, Harnisch, McKenna, Maurer, Morrison, Parys, Risser, Swan, Thompson and Whittow -- 14.

Noes -- Senators Bidwell, Chilsen, Devitt, Flynn, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Martin, Murphy, Petri, Sensenbrenner and Theno -- 16.

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

So the motion did not prevail.

Ordered to a third reading.

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

Senate Joint Resolution 36

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 4; absent or not voting 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Murphy, Parys, Petri, Sensenbrenner, Swan, Theno and Whittow -- 26.

Noes -- Senators Berger, Morrison, Risser and Thompson -- 4.

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

More than 17 members having voted in the affirmative the resolution was adopted.

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Assembly Bill 168

Relating to changing the name of the exposition center board in cities of the 1st class and to reorganization and merger of the auditorium board and exposition and convention center and arena board in cities of the 1st class.

Read a second time.

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 168

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 3; as follows:

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

Noes -- None.

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

So the bill was concurred in.

Assembly Bill 202

Relating to the definition of school bus and the use of flashing red warning lights on school busses.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

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 202

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 4; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Goyke, Harnisch, Kleczka, Knowles,

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Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 26.

Noes -- Senators Hollander, Keppler, Krueger and LaFave -- 4.

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

So the bill was concurred in as amended.

Assembly Bill 381

Relating to ceding state jurisdiction over certain territory in the Apostle Islands, authorizing the conveyance of certain state lands to the United States in connection with the Apostle Islands national lakeshore and making an appropriation.

Read a second time.

Senator Berger raised the point of order that **Assembly Bill 381** required an environmental impact statement.

The chair took the point of order under advisement.

LEAVE OF ABSENCE

By request of Senator Keppler, with unanimous consent, he was granted a leave of absence at 4:00 P.M. Wednesday, June 25.

By request of Senators Whittow and Krueger, pursuant to senate rule 76, a 3 minute limit was placed on debate on each question with each Senator speaking no more than twice on each question.

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

12:12 P.M.

RECESS

2:00 P.M.

The senate reconvened.

By request of Senator Whittow, with unanimous consent the following letter was spread upon the journal.

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State of Wisconsin
Office of the Governor
Madison, Wisconsin

June 19, 1975.

To the Honorable, Fred A. Risser
President Pro Tempore
State Capitol
Madison, Wisconsin

Dear Senator Risser:

Please be advised that I wish to declare Senate Bill 299 as an emergency bill, and I respectfully request that the senate consider it on June 19, 1975.

Sincerely,
PATRICK J. LUCEY
Governor

Assembly Bill 526

Relating to defining certain actions by foreign savings and loan associations as not constituting doing business in this state.

Read a second time.

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 526

Read a third time and concurred in.

Assembly Bill 576

Relating to authorizing savings and loan associations to establish remote teller facilities within 1,000 feet from their home offices.

Read a second time.

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 576

Read a third time and concurred in.

Assembly Bill 601

Relating to providing for producer approval of promotional milk marketing orders by a simple majority of those voting.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 601

Read a third time and concurred in.
Ordered immediately messaged.

By request of Senator Berger, with unanimous consent, his point of order relative to **Assembly Bill 381** was withdrawn.

Assembly Bill 381

Relating to ceding state jurisdiction over certain territory in the Apostle Islands, authorizing the conveyance of certain state lands to the United States in connection with the Apostle Islands national lakeshore and making an appropriation.

Read a second time.

The question was: Adoption of senate amendment 1?

Senator Petri called the chair's attention to **Senate Bill 299** which was a special order of business at 1:30 P.M.

Senate Bill 299

Relating to establishing a patients compensation system for bodily injury or death caused by health care providers, requiring financial responsibility of health care providers, creating a patients compensation board in the department of regulation and licensing, granting rule-making authority, and making appropriations.

Read a second time.

AMENDMENTS OFFERED

Senate substitute amendment 3 to **Senate Bill 299** by committee on Agriculture, Human Services, Labor and Taxation.

By request of the subcommittee on Medical Malpractice.

Senate amendment 1 to senate substitute amendment 3 to **Senate Bill 299** by Senator Sensenbrenner.

Senate amendment 2 to senate substitute amendment 3 to **Senate Bill 299** by Senator Harnisch.

Senate amendment 3 to senate substitute amendment 3 to **Senate Bill 299** by Senator Harnisch.

Senate amendment 4 to senate substitute amendment 3 to **Senate Bill 299** by Senator Frank.

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Senate substitute amendment 4 to **Senate Bill 299** by Senators McKenna and Thompson.

Senator Morrison moved that senate substitute amendment 2 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 28; noes, 3; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno and Whittow -- 28.

Noes -- Senators Bidwell, McKenna and Thompson -- 3.

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

So the motion prevailed.

The question was: Adoption of senate amendment 1 to senate substitute amendment 3?

Senator Flynn moved rejection.

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

Ayes -- Senators Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Petri, Risser, Thompson and Whittow -- 22.

Noes -- Senators Berger, Kleczka, McKenna, Murphy, Parys, Sensenbrenner, Swan and Theno -- 8.

Absent or not voting -- Senators Bablitch, Knutson and Peloquin -- 3.

So the motion prevailed.

The question was: Adoption of senate amendment 2 to senate substitute amendment 3?

Senator Petri moved rejection.

The motion prevailed.

The question was: Adoption of senate amendment 3 to senate substitute amendment 3?

Senator Petri moved rejection.

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The ayes and noes were demanded and the vote was: ayes, 28; noes, 2; absent or not voting, 3; as follows:

Ayes -- Senators Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 28.

Noes -- Senators Berger and Harnisch -- 2.

Absent or not voting -- Senators Bablitch, Knutson and Peloquin -- 3.

So the motion prevailed.

The question was: Adoption of senate amendment 4 to senate substitute amendment 3?

Senator Morrison moved that senate amendment 4 be laid on the table.

The motion prevailed.

Senate amendment 5 to senate substitute amendment 3 to **Senate Bill 299** offered by Senator Bablitch.

Senator Morrison moved that senate amendment 5 be laid on the table.

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

Ayes -- Senators Bidwell, Cullen, Devitt, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Thompson and Whittow -- 22.

Noes -- Senators Bablitch, Berger, Chilsen, Dorman, Hollander, McKenna, Sensenbrenner, Swan and Theno -- 9.

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

So the motion prevailed.

Senate amendment 6 to senate substitute amendment 3 to **Senate Bill 299** offered by Senator McKenna.

Senator Morrison moved that senate amendment 6 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 13; absent or not voting, 2; as follows:

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Ayes -- Senators Bidwell, Chilsen, Devitt, Flynn, Frank, Goyke, Harnisch, Keppler, Knowles, Krueger, LaFave, Martin, Maurer, Morrison, Parys, Petri, Risser and Whittow -- 18.

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Hollander, Kleczka, Lorge, McKenna, Murphy, Sensenbrenner, Swan, Theno and Thompson -- 13.

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

So the motion prevailed.

Senate amendment 7 to senate substitute amendment 3 to **Senate Bill 299** offered by Senator Murphy.

Senator Morrison moved that senate amendment 7 be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 25; noes, 6; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Parys, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 25.

Noes -- Senators Berger, Harnisch, McKenna, Murphy, Petri and Risser -- 6.

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

So the motion prevailed.

Senate amendment 8 to senate substitute amendment 3 to **Senate Bill 299** offered by Senator Berger.

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

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

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

Noes -- Senator Berger -- 1.

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

So the motion prevailed.

The question was: Adoption of senate substitute amendment 3?

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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, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 30.

Noes -- Senators Berger and McKenna -- 2.

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

So the amendment was adopted.

The question was: Adoption of senate substitute amendment 4?

Senator Whittow moved rejection.

The ayes and noes were demanded and the vote was: ayes, 28; noes, 4; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Murphy, Petri, Risser, Sensenbrenner, Swan, Theno and Whittow -- 28.

Noes -- Senators Frank, McKenna, Parys and Thompson -- 4.

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

So the motion prevailed.

By request of Senator Dorman, with unanimous consent, **Senate Bill 299** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 299** was withdrawn from joint committee on Finance and considered for action at this time.

Read a second time.

Ordered to a third reading.

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

Senate Bill 299

Read a third time.

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

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

Noes -- Senator Berger -- 1.

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

So the bill passed.

By request of Senator Whittow, with unanimous consent, all actions were ordered immediately messaged.

Assembly Bill 53

Relating to arbitration of medical malpractice claims.

Read a second time.

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 53

Read a third time and concurred in.

Assembly Bill 725

Relating to provisions of professional liability insurance policies for health care providers.

Read a second time.

Senate substitute amendment 1 to **Assembly Bill 725** offered by Senators Morrison, Devitt, LaFave, Harnisch, Goyke, Murphy, Chilsen, Cullen and Lorge.

Senator McKenna moved rejection.

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

Ayes -- Senators Berger, Frank, Kleczka, McKenna, Parys and Sensenbrenner -- 6.

Noes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Goyke, Harnisch, Hollander, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Murphy, Petri, Risser, Swan, Theno, Thompson and Whittow -- 26.

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

So the motion prevailed.

Senate substitute amendment 1 adopted.

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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 725

Read a third time.

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

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 32.

Noes -- None.

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

So the bill was concurred in as amended.

By request of Senator Whittow, with unanimous consent, all actions were ordered immediately messaged.

Assembly Bill 381

Relating to ceding state jurisdiction over certain territory in the Apostle Islands, authorizing the conveyance of certain state lands to the United States in connection with the Apostle Islands national lakeshore and making an appropriation.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

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 381

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, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, LaFave, Lorge,

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

Noes -- None.

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

So the bill was concurred in as amended.

Assembly Bill 836

Relating to increasing the limit on investment board advances to the department of veterans affairs for housing loans.

Read a second time.

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 836

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, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 32.

Noes -- None.

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

So the bill was concurred in.

Senate Bill 392

Relating to a residential landlord and tenant act and granting rule-making authority.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 392** was referred to joint committee on Finance.

Senator Dorman asked unanimous consent that **Senate Bill 392** be withdrawn from joint committee on Finance and considered for action at this time.

Senator Murphy objected.

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Senator Dorman moved that **Senate Bill 392** be withdrawn from joint committee on Finance and considered for action at this time.

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

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Knutson, McKenna, Martin, Maurer, Morrison, Parys, Risser, Swan, Theno, Thompson and Whittow -- 26.

Noes -- Senators Krueger, LaFave, Lorge, Murphy, Petri and Sensenbrenner -- 6.

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

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

The question was: Adoption of senate substitute amendment 1?

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, Berger, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 28.

Absent -- Senators Bidwell, Kleczka, Knutson and Krueger -- 4.

Absent with leave -- Senator Peloquin -- 1.

The question was: Adoption of senate substitute amendment 1?

Senator Murphy moved indefinite postponement.

LEAVE OF ABSENCE

By request of Senator Knutson, with unanimous consent, he was granted a leave of absence for the balance of the day's session.

By request of Senator Bidwell, with unanimous consent, he was granted a leave of absence for the balance of the day's session.

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By request of Senator Knowles, with unanimous consent, he was granted a leave of absence for Friday, June 27.

AMENDMENTS OFFERED

Senate amendment 1 to senate substitute amendment 4 to **Senate Bill 300** by Senators Petri and Flynn.

Senate substitute amendment 1 to **Senate Bill 313** by committee on Agriculture, Human Services, Labor and Taxation.

Senate amendment 1 to **Assembly Bill 75** by committee on Agriculture, Human Services, Labor and Taxation.

By request of Senator Whittow, with unanimous consent, the senate adjourned in honor of the birthday of Senator Krueger.

Upon motion of Senator Whittow the senate adjourned until 9:00 A.M. Wednesday, June 25.

5:57 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Assembly Bill 222, Assembly substitute amendment 1

On page 281, line 22, after the plan period insert the following 1973 Stat. text which was inadvertently omitted in the printing of assembly substitute amendment 1:

"The department of health and social services may by rule adopted under ch. 227 adjust this amount at 2-year intervals to reflect changes in the cost of medical care."

Assembly Bill 222, Senate substitute amendment 1

On page 328, line 25, substitute "253.05 (10)" for "253.05 (10)".

GUESTS

During today's session, the following visitors honored the senate with their presence:

Joseph, Nancy, Kevin, Bradly and Anthony Schiegg of Kewaunee, guests of Senator Martin.

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Irwin J. Bruhn, Walworth, guest of Senator Cullen.

Howard Mauthe, Fond du Lac, guest of Senator Petri.

Paul LaBissoniere, Wauwatosa, guest of Senator Flynn.

Fred Kriss, M. D., president of Wisconsin Society of Neurosurgery, guest of Senator Risser.

Raymond Watson, Milwaukee, guest of Senator Sensenbrenner.

Marshall R. Jennison, Brookfield, guest of Senators Murphy and Flynn.

Charles Steidinger, Platteville, guest of Senator Morrison.

Gay R. Anderson, M. D., guest of Senator Goyke.

Richard D. Jeffries, Shawano, guest of Senator Chilsen.

Ronald Logenann, Shawano, guest of Senator Chilsen.

Curt Kurtz, Shawano, guest of Senator Chilsen.

Mrs. Karen Larson and Girl Scout Troop #2, Racine, guest of Senator Dorman.