

JOURNAL OF THE SENATE [June 25, 1975]

STATE OF WISCONSIN
Senate Journal

Eighty-Second Regular Session

WEDNESDAY, June 25, 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 Bishop Val Mitchell of the Church of Jesus Christ Latter Day Saints, Madison.

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

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

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, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 33.

Absent -- None.

Absent with leave -- None.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 446

Relating to abolishing the joint committee for employment relations, setting salaries for elected officials, and freezing statutory salaries at their current level.

By Senators Lorge, Bidwell, Hollander and Sensenbrenner.

To joint committee on Finance.

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Senate Bill 447

Relating to creating specific exemptions to the mandatory tuberculosis coverage provisions.

By Senators LaFave, Devitt, Lorge, Keppler, Krueger, McKenna and Martin, cosponsored by Representatives Conradt, Dorff, Bradley, Lewison, Schricker, Kincaid and Wackett.

To committee on Commerce.

Senate Bill 448

Relating to the creation of a department of environmental protection, expanding the membership of the pesticide review board, granting rule-making authority and making appropriations.

By Senators Petri, Hollander, Lorge, Krueger, Theno and Bidwell, cosponsored by Representatives Kedrowski, McClain, Wahner, Schricker, Schroeder, Kincaid, Byers, Hanson, Hasenohrl, Lallensack, Everson, Lewison, Pabst, Rutkowski, Duren, Donoghue and Ellis.

To committee on Natural Resources.

Senator Swan asked unanimous consent that **Senate Bill 446** be withdrawn from joint committee on Finance and referred to committee on Governmental and Veterans' Affairs.

Senator Keppler objected.

COMMITTEE REPORTS

The committee on Commerce reports and recommends for introduction:

Senate Bill 449

Relating to registration and equipment requirements for wrecker tow trucks, denial of licenses or permits for contract motor carriers by the public service commission, providing a penalty and granting rule-making authority.

Introduction; Ayes, 9; Noes, 0.

Read first time and referred to committee on Commerce.

RONALD G. PARYS

Chairman

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

Senate Bill 450

Relating to revision of general relief laws.

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By request of Milwaukee County.
Introduction; Ayes, 8; Noes, 0.

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

Senate Bill 451

Relating to removing limitations on the owning of land by aliens.

Introduction; Ayes, 8; Noes, 0.

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

Senate Bill 452

Relating to the payment by the state for the care of patients at county hospitals instead of at the Wisconsin general hospital, and making an appropriation.

By request of Milwaukee County.

Introduction; Ayes, 8; Noes, 0.

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

CARL W. THOMPSON

Chairman

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 363

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 363

Relating to open burning of solid waste.

By Representatives Day, Schricker, Murray, Byers, Vanderperren, Bradley, Kincaid, Mohn, Hasenohrl, Hephner, Kedrowski and Groshek; co-sponsored by Senators Chilsen, Krueger, Martin, Theno, Hollander and LaFave.

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Read first time and referred to committee on Natural Resources.

CALENDAR OF JUNE 24

Senate Bill 392

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

Read a second time.

Senator Murphy moved indefinite postponement.

Senator Whittow 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 Berger, Bidwell, Chilsen, Cullen, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles, Knutson, Krueger, LaFave, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno and Whittow - - 27.

Absent -- Senators Bablitch, Devitt, Dorman, Kleczka, Lorge and Thompson -- 6.

Absent with leave -- None.

CALENDAR OF JUNE 25

By request of Senator Whittow, with unanimous consent, the senate went to the twelfth order of business on the calendar.

Assembly Bill 55

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

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 55

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Read a third time and concurred in.

Assembly Bill 56

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

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 56

Read a third time and concurred in as amended.

Assembly Bill 57

Relating to limiting liability for certain medical activities involving transplants.

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 57

Read a third time and concurred in.

Assembly Bill 154

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

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 154

Read a third time and concurred in as amended.

Assembly Bill 213

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

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 213

Read a third time.

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

Ayes -- Senators Bablitch, Berger, Devitt, Flynn, Goyke, Harnisch, Keppler, Kleczka, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 22.

Noes -- Senators Bidwell, Chilsen, Frank, Hollander, Knowles, Knutson, Murphy, Parys and Sensenbrenner -- 9.

Absent or not voting -- Senators Cullen and Dorman -- 2.

So the bill was concurred in.

Assembly Bill 801

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

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 801

Read a third time and concurred in.

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

Senator Whittow asked for the sergeants report.

The sergeant gave his report.

All members being present, the question was: Indefinite postponement of **Senate Bill 392?**

The ayes and noes were demanded and the vote was: ayes, 13; noes, 20; absent or not voting, 0; as follows:

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Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Murphy and Sensenbrenner -- 13.

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 20.

Absent or not voting -- None.

So the motion did not prevail.

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

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 392** offered by Senator Parys.

Senator Flynn moved rejection.

The ayes and noes were demanded and the vote was: ayes, 9; noes, 24; absent or not voting, 0; as follows:

Ayes -- Senators Berger, Dorman, Flynn, Goyke, McKenna, Murphy, Sensenbrenner, Swan and Thompson -- 9.

Noes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Frank, Harnisch, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Theno and Whittow -- 24.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 1?

Adopted.

Senate amendment 2 to senate substitute amendment 1 to **Senate Bill 392** offered by Senator Sensenbrenner.

Senator Hollander raised the point of order that the amendment was not germane.

The chair ruled the point of order not well taken.

Senator Flynn moved rejection.

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

Ayes -- Senators Bablitch, Berger, Bidwell, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Kleczka,

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Knowles, Knutson, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 29.

Noes -- Senators Chilsen, Murphy and Sensenbrenner -- 3.

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

So the motion prevailed.

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 not more than twice on each question.

Senate amendment 3 to senate substitute amendment 1 to **Senate Bill 392** offered by Senator Murhpy.

Senator Thompson moved rejection.

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

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

Noes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Keppler, Knowles, Knutson, Lorge, Martin, Murphy, Petri and Sensenbrenner -- 13.

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

So the motion prevailed.

Senate amendment 4 to senate substitute amendment 1 to **Senate Bill 392** offered by Senator Murphy.

Senator Flynn moved rejection.

The ayes and noes were demanded and the vote was: ayes, 21; noes, 9; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Berger, Flynn, Harnisch, Keppler, Kleczka, Knowles, Knutson, LaFave, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 21.

Noes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Krueger, Lorge, Murphy and Sensenbrenner -- 9.

Absent or not voting -- Senators Cullen, Dorman and Goyke -- 3.

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So the motion prevailed.

The question was: Adoption of senate substitute amendment 1?

Adopted.

Ordered to a third reading.

Senator Whittow asked unanimous consent that **Senate Bill 392** be considered for final action at this time.

Senator Murphy objected.

Senator Whittow moved that **Senate Bill 392** be considered for final action at this time.

The ayes and noes were required and the vote was: ayes, 21; noes, 10; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Berger, Devitt, Dorman, Flynn, Frank, Harnisch, Keppler, Kleczka, Knutson, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Theno, Thompson and Whittow -- 21.

Noes -- Senators Bidwell, Chilsen, Hollander, Knowles, Krueger, LaFave, Lorge, Murphy, Petri and Sensenbrenner -- 10.

Absent or not voting -- Senators Cullen and Goyke -- 2.

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

Senate Bill 392

Read a third time.

The ayes and noes were required and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, McKenna, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Theno, Thompson and Whittow -- 21.

Noes -- Senators Bidwell, Chilsen, Hollander, Knowles, Knutson, Krueger, LaFave, Lorge, Martin, Murphy, Petri and Sensenbrenner -- 12.

Absent or not voting -- None.

So the bill passed.

Senator Frank in the chair.

10:50 A.M.

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Senate Bill 225

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

Read a second time.

The question was: Indefinite postponement?

The ayes and noes were demanded and the vote was: ayes, 11; noes, 22; absent or not voting, 0; as follows:

Ayes -- Senators Bidwell, Devitt, Hollander, Keppler, Kleczka, Knutson, Martin, Murphy, Petri, Sensenbrenner and Swan -- 11.

Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Knowles, Krueger, LaFave, Lorge, McKenna, Maurer, Morrison, Parys, Peloquin, Risser, Theno, Thompson and Whittow -- 22.

Absent or not voting -- None.

So the bill was not indefinitely postponed.

Senator Swan moved that **Senate Bill 225** be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 24; noes, 7; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Chilsen, Cullen, Devitt, Flynn, Frank, Goyke, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, Lorge, Martin, Maurer, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Swan, Theno and Whittow -- 24.

Noes -- Senators Berger, Dorman, Harnisch, McKenna, Morrison, Risser and Thompson -- 7.

Absent or not voting -- Senators Bablitch and LaFave -- 2.

So the motion prevailed.

Senate Bill 368

Relating to contraceptive devices, and providing a penalty.

Read a second time.

Senator Dorman moved indefinite postponement.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 17; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Devitt, Frank, Hollander, Keppler, Kleczka, Knutson, Krueger, LaFave, Martin, Murphy, Parys, Petri and Whittow -- 14.

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Noes -- Senators Berger, Chilsen, Cullen, Dorman, Flynn, Goyke, Harnisch, Knowles, Lorge, McKenna, Maurer, Morrison, Risser, Sensenbrenner, Swan, Theno and Thompson -- 17.

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

So the motion did not prevail.

Senate amendment 1 to **Senate Bill 368** offered by Senator Kleczka.

Senator Berger moved rejection.

The ayes and noes were demanded and the vote was: ayes, 15; noes, 15; absent or not voting, 3; as follows:

Ayes -- Senators Berger, Cullen, Dorman, Flynn, Goyke, Harnisch, Knowles, McKenna, Maurer, Morrison, Peloquin, Risser, Swan, Theno and Thompson -- 15.

Noes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Keppler, Kleczka, LaFave, Lorge, Martin, Murphy, Parys, Petri, Sensenbrenner and Whittow -- 15.

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

So the motion did not prevail.

Senate amendment 1 to senate amendment 1 to **Senate Bill 368** offered by Senator Kleczka.

Senator Berger moved rejection.

Senator Swan moved reconsideration of the vote by which senate amendment 1 was refused rejection.

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, Cullen, Dorman, Flynn, Goyke, Harnisch, Knowles, Krueger, McKenna, Maurer, Morrison, Peloquin, Risser, Swan, Theno and Thompson -- 17.

Noes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Keppler, Kleczka, LaFave, Lorge, Martin, Murphy, Parys, Petri, Sensenbrenner and Whittow -- 15.

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

So the motion prevailed.

The question was: Rejection?

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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, Cullen, Dorman, Flynn, Goyke, Harnisch, Knowles, Krueger, McKenna, Maurer, Morrison, Peloquin, Risser, Swan, Theno and Thompson -- 17.

Noes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Keppler, Kleczka, LaFave, Lorge, Martin, Murphy, Parys, Petri, Sensenbrenner and Whittow -- 15.

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

So the motion prevailed.

Senate amendment 2 to **Senate Bill 368** offered by Senator Theno.

Senator Chilsen moved rejection.

The motion prevailed.

Senate amendment 3 to **Senate Bill 368** offered by Senator Lorge.

Adopted.

Ordered to a third reading.

Senator Whittow asked unanimous consent that **Senate Bill 368** be considered for final action at this time.

Senator Kleczka objected.

Senator Whittow moved that **Senate Bill 368** be considered for final action at this time.

The ayes and noes were required and the vote was: ayes, 23; noes, 9; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Flynn, Goyke, Harnisch, Keppler, Knowles, Krueger, LaFave, Lorge, McKenna, Maurer, Morrison, Peloquin, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 23.

Noes -- Senators Bidwell, Devitt, Frank, Hollander, Kleczka, Martin, Murphy, Parys and Petri -- 9.

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

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

Senate Bill 368

Read a third time.

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The question was: Passage?

The motion did not prevail.

Senator Risser moved reconsideration of the vote by which **Senate Bill 368** was refused passage.

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

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

Ayes -- Senators Bidwell, Devitt, Frank, Hollander, Keppler, Kleczka, LaFave, Martin, Murphy, Parys and Petri -- 11.

Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Flynn, Goyke, Harnisch, Knowles, Krueger, Lorge, McKenna, Maurer, Morrison, Peloquin, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 21.

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

So the motion did not prevail.

The question was: Reconsideration of the vote by which **Senate Bill 368** was refused passage?

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

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Flynn, Goyke, Harnisch, Knowles, Krueger, Lorge, McKenna, Maurer, Morrison, Peloquin, Risser, Sensenbrenner, Swan, Theno and Thompson -- 20.

Noes -- Senators Bidwell, Devitt, Frank, Hollander, Keppler, Kleczka, LaFave, Martin, Murphy, Parys, Petri and Whittow -- 12.

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

So the motion prevailed.

The question was: Passage?

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

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Flynn, Goyke, Harnisch, Knowles, Krueger, Lorge, McKenna, Maurer, Morrison, Parys, Peloquin, Risser, Sensenbrenner, Swan, Theno and Thompson -- 21.

Noes -- Senators Bidwell, Devitt, Frank, Hollander, Keppler, Kleczka, LaFave, Martin, Murphy, Petri and Whittow -- 11.

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

So the bill passed.

Senator Risser asked unanimous consent that action on **Senate Bill 368** be ordered immediately messaged.

Senator Parys objected.

Senator Parys moved reconsideration of the vote by which **Senate Bill 368** was passed.

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

Senator Risser objected.

Senator Knowles raised the point of order that a motion for reconsideration had previously been made on the same question and was therefore out of order.

The chair took the point of order under advisement.

By request of Senator Dorman, with unanimous consent, **Senate Bill 376** was referred to the joint committee on Finance.

President pro tempore of the senate in the chair.

12:10 P.M.

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

12:17 P.M.

RECESS

2:00 P.M.

The senate reconvened.

LEAVE OF ABSENCE

By request of Senator Knowles, with unanimous consent, he was granted a leave of absence for the week commencing with July 21.

By request of Senator McKenna, with unanimous consent, he was granted a leave of absence for the week commencing with July 21.

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By request of Senator Theno, with unanimous consent, he was granted a leave of absence for the week commencing with July 21.

Senator Whittow asked unanimous consent to return to the sixth order of business.

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison, Wisconsin

June 18, 1975.

The Honorable Glenn E. Bultman
Senate Chief Clerk
State Capitol
Madison, Wisconsin

Dear Senators:

Please be advised that I wish to declare Senate Bill 298 as an emergency bill, and I respectfully request that the senate consider it on June 19, 1975.

Sincerely,
PATRICK J. LUCEY
Governor

State of Wisconsin
Office of the Governor
Madison, Wisconsin

June 18, 1975.

The Honorable Glenn E. Bultman
Senate Chief Clerk
State Capitol
Madison, Wisconsin

Dear Senators:

Please be advised that I wish to declare Senate Bill 300 as an emergency bill, and I respectfully request that the senate consider it on June 19, 1975.

Sincerely,
PATRICK J. LUCEY
Governor

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By request of Senator Knowles, with unanimous consent, his point of order on **Senate Bill 368** was withdrawn.

The question was: Reconsideration of the vote by which **Senate Bill 368** passed?

Senator Whittow 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, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Theno, Thompson and Whittow -- 30.

Absent -- Senators Cullen and Swan -- 2.

Absent with leave -- Senator Knutson -- 1.

Senator Bidwell called the chair's attention to **Senate Bill 298** which was a special order of business at 1:30 P.M.

Senator Parys asked unanimous consent that **Senate Bills 298** and **300** be referred to joint committee on Finance.

Senator Dorman objected.

By request of Senator Dorman, with unanimous consent, **Senate Bill 298** was referred to joint committee on Finance.

Senator Dorman asked unanimous consent that **Senate Bill 298** be withdrawn from the joint committee on Finance and considered for action at this time.

Senator Parys objected.

Senator Dorman moved that **Senate Bill 298** be withdrawn from the joint committee on Finance and considered for action at this time.

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

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Ayes -- Senators Berger, Cullen, Dorman, Flynn, Goyke, Harnisch, McKenna, Morrison, Peloquin, Risser and Thompson -- 11.

Noes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Frank, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Murphy, Parys, Petri, Sensenbrenner, Swan, Theno and Whittow -- 21.

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

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

By request of Senator Dorman, with unanimous consent, **Senate Bill 300** was referred to joint committee on Finance.

Senator Dorman asked unanimous consent that **Senate Bill 300** be withdrawn from the joint committee on Finance.

Senator Parys objected.

Senator Dorman moved that **Senate Bill 300** be withdrawn from the joint committee on Finance.

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, Cullen, Dorman, Flynn, Goyke, Harnisch, Knowles, Lorge, McKenna, Morrison, Peloquin, Petri, Risser, Theno and Thompson -- 16.

Noes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Keppler, Kleczka, Krueger, LaFave, Martin, Maurer, Murphy, Parys, Sensenbrenner, Swan and Whittow -- 16.

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

So the motion did not prevail.

All members being present, the question was: Reconsideration of the vote by which **Senate Bill 368** was passed?

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

Ayes -- Senators Bidwell, Devitt, Frank, Hollander, Keppler, LaFave, Martin, Murphy, Parys, Petri, Theno and Whittow -- 12.

Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Flynn, Goyke, Harnisch, Kleczka, Knowles, Krueger, Lorge, McKenna, Maurer, Morrison, Peloquin, Risser, Sensenbrenner, Swan and Thompson -- 20.

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

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So the motion did not prevail.

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

Senator Whittow asked unanimous consent that all actions be ordered immediately messaged.

Senator Murphy objected.

Senator Whittow moved that all actions be ordered immediately messaged.

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, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 28.

Noes -- Senators Chilsen, Devitt, Murphy and Petri -- 4.

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

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

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

COMMITTEE REPORTS

The committee on Natural Resources reports and recommends:

Assembly Bill 363

Relating to open burning of solid waste.

Concurrence; Ayes, 5; Noes, 0.

JEROME A. MARTIN

Chairman

Senator Dorman moved reconsideration of the vote by which **Senate Bill 300** failed to be withdrawn from joint committee on Finance.

Senator Whittow raised the point of order that reconsideration was not in order on a motion to withdraw from committee.

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The chair ruled the point of order well taken as reconsideration of procedural motions is out of order.

Senator Dorman asked unanimous consent to return to the eighth order of business.

Senator Murphy objected.

Senator Dorman moved that the senate return to the eighth order of business.

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

Ayes -- Senators Bablitch, Berger, Bidwell, Cullen, Dorman, Flynn, Goyke, Harnisch, Hollander, Knowles, Lorge, McKenna, Martin, Morrison, Peloquin, Petri, Risser, Theno and Thompson -- 19.

Noes -- Senators Chilsen, Devitt, Frank, Keppler, Kleczka, Krueger, LaFave, Maurer, Murphy, Parys, Sensenbrenner, Swan and Whittow -- 13.

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

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

AMENDMENTS OFFERED

Senate amendment 2 to **Senate Bill 139** by Senator Murphy.

Senate amendment 1 to **Senate Bill 376** by Senator Murphy.

Senate amendment 1 to **Senate Bill 429** by Senator Risser.

Upon motion of Senator Whittow the senate adjourned until 10:00 A.M. Thursday, June 26.

3:10 P.M.

GUESTS

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

Mrs. Rose Sussman, guest of Senator Parys.