

STATE OF WISCONSIN

Senate Journal

Eighty-Second Regular Session

THURSDAY, June 26, 1975.

10:00 A.M.

The senate met.

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

Prayer was offered by Reverend Frank R. Gaylord of Bethany United Methodist Church, Madison.

The senate remained standing and Senator McKenna 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.

INTRODUCTION OF RESOLUTIONS

Senate Resolution 11

Requesting the opinion of the attorney general with regard to the validity of any action taken by the joint committee on finance while all senate members are absent from the proceedings.

Resolved by the senate, That the attorney general is requested to render his opinion to the senate, as expeditiously as possible, as to the validity, under sections 13.09, 13.10, 16.47 (2) and other sections of the statutes, of any action taken by the joint committee

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on finance while all representatives of the senate are absent from the committee proceedings.

By Senators Kleczka, Dorman, Bablitch and McKenna.

Read.

By request of Senator Knowles, with unanimous consent, the resolution was laid aside.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 453

Relating to filing fees in probate matters.

By Senators Harnisch, Maurer, Murphy, Parys, Frank, Sensenbrenner and LaFave, by request of Real Property Section, State Bar of Wisconsin.

To committee on Judiciary and Consumer Affairs.

Senate Bill 454

Relating to the duty of a motor vehicle operator in an accident to transport the injured to treatment.

By Senators Murphy, LaFave and Sensenbrenner.

To committee on Commerce.

PETITIONS AND COMMUNICATIONS

Senate Petition 85

A petition signed by 581 constituents of the 18th Senatorial District opposing passage of Assembly Bill 431, Equal Rights amendment.

By Senator Hollander.

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

Senate Petition 86

A petition by 164 residents of the 23rd Senate District in opposition to Assembly Bill 431 which would eliminate from the state statutes, any distinctions between persons based on sex.

By Senator Peloquin.

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

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Senate Petition 87

A petition signed by 184 residents of the State of Wisconsin in opposition to Senate Bill 229. Changing the method of selection of the Secretary of the Department of Veterans' Affairs.

By Senator Peloquin.

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

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison, Wisconsin

June 26, 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 420 as an emergency bill, and I respectfully request that the Senate consider it on June 26, 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 39
Assembly Bill 364
Assembly Bill 409
Assembly Bill 529

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Assembly Bill 597

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 39

Relating to exempting bailing wire and twine from the sales and use taxes.

By Representatives Hanson, Roberts, Vanderperren, Mohn, Early, Metz, Dorff and Dandeneau.

Read first time and referred to the senate committee on Finance.

Assembly Bill 364

Relating to transacting court business on general election days.

By Representatives Rooney, Dandeneau, Ferrall, Kedrowski, Porter, Ellis and Day; co-sponsored by Senator Dorman.

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

Assembly Bill 409

Relating to the effective expiration date of chapter 157, laws of 1973.

By Committee on Commerce and Consumer Affairs, by request of Governor Patrick J. Lucey.

Read first time and referred to committee on Commerce.

Assembly Bill 529

Relating to regulation of securities (suggested as remedial legislation by the office of the commissioner of securities).

By Committee on Remedial Legislation.

Read first time and referred to committee on Commerce.

Assembly Bill 597

Relating to mandatory insurance coverage for newborns.

By Representatives Rutkowski, Sricula, Plewa, Jackamonis, Tesmer, Kirby, Gerlach, Norquist, Hanson, Sanasarian and Potter.

Read first time and referred to committee on Commerce.

MOTIONS

Senator Bablitch asked unanimous consent that **Senate Bill 300** be withdrawn from joint committee on Finance and referred to the committee on Senate Finance.

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Senator Sensenbrenner objected.

CALENDAR OF JUNE 26

Senate Bill 363

Relating to senate review of gubernatorial nominations for appointment.

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 363

Read a third time and passed.

Senate Bill 409

Relating to fire inspection duties of the chief of the fire department 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.

Senate Bill 409

Read a third time and passed.

By request of Senator Swan, with unanimous consent, **Senate Bill 420** was placed after **Senate Bill 357**.

Senate Bill 425

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

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 425

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,

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Keppler, Kleczka, Knowles, Knutson, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 32.

Noes -- None.

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

So the bill passed.

By request of Senator Dorman, with unanimous consent, **Senate Bill 227** was referred to joint committee on Finance.

Senate Bill 357

Relating to denial of real estate broker's and salesmen's licenses and providing rule-making authority.

Read a second time.

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

The question was: Adoption of senate amendment 2?

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 357

Read a third time.

Senator Petri moved indefinite postponement.

The ayes and noes were demanded and the vote was: ayes, 9; noes, 19; absent or not voting, 5; as follows:

Ayes -- Senators Chilsen, Flynn, Harnisch, Krueger, Lorge, Morrison, Petri, Sensenbrenner and Swan -- 9.

Noes -- Senators Berger, Bidwell, Devitt, Frank, Hollander, Keppler, Kleczka, Knowles, Knutson, LaFave, McKenna, Martin, Maurer, Murphy, Parys, Risser, Theno, Thompson and Whittow -- 19.

Absent or not voting -- Senators Bablitch, Cullen, Dorman, Goyke and Peloquin -- 5.

So the motion did not prevail.

Senator Sensenbrenner raised the point of order that the bill required a fiscal note.

The chair ruled the point of order not well taken.

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The question was: Passage?

So the bill passed.

Senate Bill 420

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

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 420** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 420** was withdrawn from joint committee on Finance and considered for action at this time.

Read a second time.

Senate amendment 1 to **Senate Bill 420** offered by Senator Sensenbrenner.

Senator Berger moved rejection.

The motion did not prevail.

Senate amendment 1 adopted.

LEAVE OF ABSENCE

By request of Senator Keppler, with unanimous consent, he was granted a leave of absence for the balance of the morning session.

Senate amendment 2 to **Senate Bill 420** offered by Senator Swan.

Senate amendment 1 to senate amendment 2 to **Senate Bill 420** offered by Senator Swan.

Senator Sensenbrenner moved rejection of senate amendment 2.

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

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Murphy, Petri, Risser, Sensenbrenner and Theno -- 16.

Noes -- Senators Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Parys, Peloquin, Swan, Thompson and Whittow -- 14.

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

So the motion prevailed.

Senate amendment 3 to **Senate Bill 420** offered by Senator Swan.

Adopted.

Senate amendment 4 to **Senate Bill 420** offered by Senator Swan.

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 420

Read a third time.

AMENDMENTS OFFERED

Senate substitute amendment 3 to **Senate Bill 63** by Senators Flynn, Petri, Bablitch, Knowles, Dorman, Lorge, Cullen and Devitt.

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

COMMITTEE REPORTS

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

JIRIKOWIC, RALPH, of Milwaukee, as a member of the Board on Veterans' Affairs, to succeed James Beckett, to serve for the term ending May 1, 1977.

Confirmation; Ayes, 5; Noes, 0.

GOODWIN, THOMAS, of Waukesha, as a member of the Board on Veterans' Affairs, to succeed Vivian Munson, to serve for the term ending May 1, 1979.

Confirmation; Ayes, 4; Noes, 1.

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BENSONI, ITALO, of Hurley, as a member of the Board of Veterans' Affairs, to succeed Vernon Olson, to serve for the term ending May 1, 1981.

Confirmation; Ayes, 5; Noes, 0.

MONROE SWAN
Chairman

The committee on Judiciary and Consumer Affairs reports and recommends:

Senate Bill 63

Relating to taxpayer designation of certain revenues for political purposes, creating a clean election campaign fund, making appropriations and providing a penalty.

Rejection of senate substitute amendment 1; Ayes, 4; Noes, 1.

Rejection of senate substitute amendment 2; Ayes, 3; Noes, 2.

Adoption of senate substitute amendment 3; Ayes, 3; Noes, 2.

Passage as amended; Ayes, 3; Noes, 2.

JAMES T. FLYNN
Chairman

Upon motion of Senator Whittow, the senate recessed until 3:00 P.M.

11:58 A.M.

RECESS

3:00 P.M.

The senate reconvened.
President of the senate in the chair.

LEAVE OF ABSENCE

By request of Senator Harnsich, with unanimous consent, he was granted a leave of absence at 3:30 P.M. for the balance of the day.

The question was: Passage of **Senate Bill 420**?

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

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

Noes -- Senator Murphy -- 1.

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

So the bill passed.

By request of Senator Berger, with unanimous consent, **Assembly Joint Resolution 8** was withdrawn from the Joint Survey Committee on Tax Exemptions and referred to the committee on Senate Organization.

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

Senator Whittow objected.

By request of Senator Whittow, with unanimous consent, **Senate Resolution 11** was considered for action at this time.

Senate Resolution 11

Read and adopted.

By request of Senator Chilsen, with unanimous consent, the senate returned to the second order of business.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 42

Commending Donald E. Wilkinson for his years of service to Wisconsin agriculture.

By the Entire Membership of the Senate.

Read and referred to committee on Senate Organization.

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

BILLS INTRODUCED

Read first time and referred:

Senate Bill 455

Relating to granting of retail liquor licenses to historic places.
By Senator Hollander, cosponsored by Representative McEssy.
To committee on Commerce.

Senate Bill 456

Relating to processing of legislative documents.
By Senator Dorman.
To committee on Senate Organization.

Senate Bill 457

Relating to salary increases for elected state officials.
By Senators Bablitch, Krueger, Martin and Lorge.
To committee on Senate Organization.

Senate Bill 458

Relating to salaries of elected state officials.
By Senators Bablitch Krueger, Martin and Lorge.
To joint committee on Finance.

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

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 126** by Senator Morrison.

Upon motion of Senator Whittow the senate adjourned until 10:00 A.M. Friday, June 27.

3:49 P.M.