

STATE OF WISCONSIN

Senate Journal

Eighty-Second Regular Session

WEDNESDAY, September 3, 1975.

10:00 A.M.

The senate met.

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

Prayer was offered by Reverend Jon C. Schultz, pastor of Memorial United Church of Christ, Madison.

The senate remained standing and Senator Hollander 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 14

Relating to deferral of the negative aid portion of the general school aid formula.

Whereas, the negative school aid payment factors of the general school aid formula will not be calculated according to the individual property taxpayer's ability to pay; and

Whereas, data regarding individual income levels within school districts will be available in the near future pursuant to the provisions of chapter 90, laws of 1973; and

JOURNAL OF THE SENATE [September 3, 1975]

Whereas, once this data becomes available the legislature may wish to revise the school aid formula to make the formula more progressive and equitable; and

Whereas, both the senate and assembly expressed in the conference substitute amendment to 1975 assembly bill 222 the intention to delay the implementation of negative school aid payments until the 1977-78 fiscal year in order to allow the legislature sufficient time to reevaluate the school aid formula in light of the new income data; and

Whereas, the governor vetoed the provisions of the conference substitute amendment to 1975 assembly bill 222 which set forth this one-year delay in negative aid payments; now, therefore, be it

Resolved by the senate, That substantial sentiment exists in the senate to override the governor's veto of the delay in negative school aid payments; and, be it further

Resolved, That the senate recognizes it cannot act on this matter unless the assembly overrides the governor's veto, and, therefore, the senate respectfully asks the assembly to override the governor's veto of the delay in negative school aid payments as set forth in 1975 assembly bill 222; and, be it further

Resolved, That duly attested copies of this resolution be transmitted to the speaker of the assembly, the speaker pro tempore, the majority leader and the assembly chief clerk.

By Senators Cullen, Flynn, Maurer, Murphy, Harnisch, Sensenbrenner, Krueger, Chilsen, Goyke and Martin.

Read and referred to committee on Education.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 534

Relating to condominiums.

By Senator Berger, cosponsored by Representatives Kirby, Behnke, Jackamonis, Norquist, Soucie and Elconin.

To committee on Judiciary and Consumer Affairs.

Senate Bill 535

Relating to reducing the cost of certified copies of official documents.

By Senator Krueger, by request of Herbert Moore, Oneida County Surveyor.

To committee on Governmental and Veterans' Affairs.

Senate Bill 536

Relating to authorizing the sale of fluid milk products in a 3-quart container.

By Senator Krueger, cosponsored by Representative Donoghue.

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 537

Relating to hiring business management personnel in the division of family services.

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 538

Relating to consolidation of county public welfare departments and savings by county public welfare departments.

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 539

Relating to creating the division of welfare inspector general and making an appropriation.

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 540

Relating to coordination of state and federal public assistance programs.

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 541

Relating to income of recipients of aid to families with dependent children.

JOURNAL OF THE SENATE [September 3, 1975]

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 542

Relating to determination of eligibility for aid to families with dependent children.

By Senators Petri, Sensenbrenner, Krueger, Lorge, Devitt, Murphy, Bidwell, Theno, Chilsen, Knowles, LaFave and Keppler.

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 543

Relating to recertification of recipients of aid to families with dependent children.

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 544

Relating to receiving aid to families with dependent children, and granting rule-making authority.

By Senators Petri, Sensenbrenner, Lorge, Devitt, Murphy, Bidwell, Theno, LaFave and Chilsen.

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 545

Relating to photo identification cards for public assistance recipients and granting rule-making authority.

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 546

Relating to initiating paternity proceedings where appropriate in order to receive aid to families with dependent children.

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

JOURNAL OF THE SENATE [September 3, 1975]

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 547

Relating to liability for support and parent's contribution to the cost of juvenile court services.

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 548

Relating to requiring employable recipients of aid to families with dependent children to register with the state employment service and to receive medical treatment as required by welfare officials.

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 549

Relating to requiring employment counseling for employable recipients of aid to families with dependent children, and granting rule-making authority.

By Senators Petri, Sensenbrenner, Knutson, Lorge, Devitt, Murphy, Bidwell, Hollander, Theno, Chilsen, Knowles and LaFave.

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 550

Relating to the establishment of public works projects for employable recipients of aid to families with dependent children.

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 551

Relating to medical expenses of recipients of medical assistance.

By Senators Petri, Sensenbrenner, Krueger, Lorge, Devitt, Bidwell, Murphy, Theno, Chilsen, Knowles and LaFave.

JOURNAL OF THE SENATE [September 3, 1975]

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 552

Relating to consideration of in-kind income in determining eligibility for public assistance programs.

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 553

Relating to financial standards of eligibility for aid to families with dependent children.

By Senators Petri, Sensenbrenner, Krueger, Lorge, Devitt, Murphy, Bidwell, Theno, Knowles, LaFave and Keppler.

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 554

Relating to the amount of personal property owned by a recipient of public assistance.

By Senators Petri, Sensenbrenner, Krueger, Hollander, Lorge, Devitt, Murphy, Bidwell, Knutson, Theno, Chilsen, Knowles and LaFave.

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 555

Relating to a bill of rights for recipients of public assistance.

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

To committee on Agriculture, Human Services, Labor and Taxation.

Senate Bill 556

Relating to the creation of town islands.

By Senators Hollander and Risser.

To committee on Governmental and Veterans' Affairs.

Senate Bill 557

Relating to clearance of railroad wrecks or derailments and restoration of damaged property.

JOURNAL OF THE SENATE [September 3, 1975]

By Senators Theno, McKenna, Chilsen, Devitt, Krueger, Peloquin, Martin and LaFave, cosponsored by Representatives Murray, Dorff, Schricker, Wahner, Gerlach, Potter, Azim and Sanasarian.

To committee on Commerce.

COMMITTEE REPORTS

The committee on Natural Resources reports and recommends for introduction:

Senate Bill 558

Relating to providing an income tax credit for certain low-income households, providing a penalty and making an appropriation.

By request of the Department of Natural Resources.

Introduction; Ayes, 5; Noes, 0.

Read first time and referred to Joint Survey Committee on Tax Exemptions.

JEROME A. MARTIN

Chairman

The committee on Commerce reports and recommends:

GRAASKAMP, JAMES A., of Madison, as a member of the State Housing Finance Authority, to succeed Joseph Nelson, to serve for the term ending January 1, 1989.

Confirmation; Ayes, 7; Noes, 0.

LUBAR, SHELDON, of Milwaukee, as a member of the State Investment Board, to succeed Carl Schmitt, to serve for the term ending May 1, 1979.

Confirmation; Ayes, 7; Noes, 0.

ZUEHLKE, WILLIAM JR., of Appleton, as a member of the State Investment Board, to succeed John Naber, to serve for the term ending May 1, 1981.

Confirmation; Ayes, 8; Noes, 0.

Senate Bill 337

Relating to registration fees for motor busses owned and operated by nonprofit and nonstock corporations.

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

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

Passage as amended; Ayes, 6; Noes, 1.

JOURNAL OF THE SENATE [September 3, 1975]

Senate Bill 366

Relating to special fuel tax collection and reporting.

Passage; Ayes, 7; Noes, 0.

Senate Bill 447

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

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

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

Introduction of senate amendment 2; Ayes, 5; Noes, 1.

Adoption of senate amendment 2; Ayes, 5; Noes, 1.

Passage as amended; Ayes, 4; Noes, 2.

Senate Bill 454

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

Passage; Ayes, 6; Noes, 1.

RONALD G. PARYS

Chairman

PETITIONS AND COMMUNICATIONS

Senate Petition 101

A petition by 243 Wisconsin residents in support of a requirement for 170 days of school instead of the present 180 days of school for grades K-12, relating to Senate Bill 296.

By Senator Morrison.

Read and referred to committee on Education.

MESSAGE FROM THE ASSEMBLY

By Everett E. Bolle, chief clerk.

Mr. President:

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

Assembly Joint Resolution 59

and

JOURNAL OF THE SENATE [September 3, 1975]

Passed and asks concurrence in:

Assembly Bill 115
Assembly Bill 224
Assembly Bill 515
Assembly Bill 599

and

Concurred in:

Senate Bill 11

Amended and concurred in as amended:

Senate Bill 264, assembly amendments 2, 3, 4, 6 and 7 adopted

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Joint Resolution 59

Relating to the life and public service of Kenyon E. Giese, Representative to the Assembly from the 80th district.

By Representatives Shabaz, Thompson, DeLong, N.C. Anderson, Willkom and the entire membership of the Assembly.
Read.

By request of Senator Bidwell, with unanimous consent, the entire membership of the senate was added as cosponsors of the joint resolution.

By request of Senator Bidwell, with unanimous consent, **Assembly Joint Resolution 59** was considered for action at this time.

Assembly Joint Resolution 59

Read and concurred in by unanimous rising vote.

Assembly Bill 115

Relating to supervision of school nurses and granting rule-making authority.

By Representatives Roberts, Kedrowski, Looby and Ferrall.
Read first time and referred to committee on Education.

Assembly Bill 224

Relating to the inclusion of fair market value decline and homeowner improvements in the determination of compensation in condemnation proceedings.

By Representative Tesmer; co-sponsored by Senator Frank.

JOURNAL OF THE SENATE [September 3, 1975]

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

Assembly Bill 515

Relating to school board elections and officials, and duties of school district clerks.

By Representatives Ferrall and DeLong; co-sponsored by Senators Peloquin and Devitt.

Read first time and referred to committee on Education.

Assembly Bill 599

Relating to court costs in traffic ordinance forfeiture actions, entering pleas and demands for jury trial.

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

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

Senate Bill 264

Read and referred to committee on Senate Organization.

MOTIONS

By request of Senator Whittow, with unanimous consent, **Senate Bill 483** was withdrawn from the committee on Senate Organization and referred to committee on Governmental and Veterans' Affairs.

By request of Senator Parys, with unanimous consent, **Senate Bill 329** was withdrawn from the committee on Commerce and referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bills 279 and 336 and Assembly Bill 39** were withdrawn from the committee on Senate Finance and referred to joint committee on Finance.

CALENDAR OF SEPTEMBER 3

Senate Joint Resolution 34

To amend section 3 of article VII of the constitution, relating to rules of pleading, practice and procedure promulgated by the supreme court (1st consideration).

Read a second time.

Senator Flynn moved rejection.

JOURNAL OF THE SENATE [September 3, 1975]

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

Ayes -- Senators Bablitch, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, McKenna, Martin, Morrison, Peloquin, Risser and Thompson -- 13.

Noes -- Senators Berger, Bidwell, Chilsen, Devitt, Hollander, Keppler, Kleczka, Knowles, Knutson, Krueger, LaFave, Lorge, Maurer, Murphy, Parys, Petri, Sensenbrenner, Swan, Theno and Whittow -- 20.

Absent or not voting -- None.

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 34

Read a third time.

The ayes and noes were required and the vote was: ayes, 19; noes, 14; absent or not voting, 0; as follows:

Ayes -- Senators Berger, Bidwell, Chilsen, Devitt, Hollander, Keppler, Kleczka, Knutson, Krueger, LaFave, Lorge, Maurer, Murphy, Parys, Petri, Sensenbrenner, Swan, Theno and Whittow -- 19.

Noes -- Senators Bablitch, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Knowles, McKenna, Martin, Morrison, Peloquin, Risser and Thompson -- 14.

Absent or not voting -- None.

There being more than 17 affirmative votes the resolution was adopted.

President pro tempore of the senate in the chair.

11:05 A.M.

Senate Bill 407

Relating to permitting the attorney general to use the remedy of injunction to enforce optometry laws.

Read a second time.

Senate amendment 1 to **Senate Bill 407** offered by Senator Whittow.

Senator Flynn moved rejection.

JOURNAL OF THE SENATE [September 3, 1975]

The motion did not prevail.

The question was: Adoption?

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

Ayes -- Senators Bidwell, Cullen, Goyke, Kleczka, Krueger, Martin, Maurer, Parys, Risser, Sensenbrenner and Whittow -- 11.

Noes -- Senators Bablitch, Berger, Chilsen, Devitt, Dorman, Flynn, Frank, Harnisch, Hollander, Keppler, Knowles, Knutson, LaFave, Lorge, McKenna, Morrison, Murphy, Peloquin, Petri, Swan, Theno and Thompson -- 22.

Absent or not voting -- None.

So the amendment was not 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 407

Read a third time and passed.

Senate Bill 408

Relating to register of deeds' fees for filing certain documents.
Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 408** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 408** 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 408

Read a third time and passed.

Assembly Bill 117

Relating to calling county board special meetings within 48 hours.

Read a second time.

Ordered to a third reading.

JOURNAL OF THE SENATE [September 3, 1975]

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

Assembly Bill 117

Read a third time and concurred in.

Assembly Bill 171

Relating to property tax assessment board of review proceedings and creating penalties.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 171** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 171** 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.

Assembly Bill 171

Read a third time and concurred in.

Assembly Bill 220

Relating to the readability of conveyances and other instruments submitted to the office of the register of deeds.

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 220

Read a third time.

The bill was not concurred in.

Assembly Bill 243

Relating to evidence of entry or recording of certain ordinances, resolutions and other matters by counties, cities, villages and towns.

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 243

JOURNAL OF THE SENATE [September 3, 1975]

Read a third time and concurred in.

Assembly Bill 254

Relating to apportionment of county supervisory districts due to changes in municipal boundaries.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 254** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 254** 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.

Assembly Bill 254

Read a third time and concurred in.

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

Upon motion of Senator Whittow the senate recessed until 4:30 P.M.

12:02 P.M.

RECESS

4:30 P.M.

The senate reconvened.

Assembly Bill 258

Relating to clarifying language on the elements of aggravated battery.

Read a second time.

LEAVE OF ABSENCE

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

JOURNAL OF THE SENATE [September 3, 1975]

By request of Senator Maurer, with unanimous consent, he was granted a leave of absence at 5:30 P.M. for the balance of the day.

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 Bablich, Bidwell, Chilsen, Cullen, Devitt, Dorman, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Theno, Thompson and Whittow -- 27.

Absent -- Senators Berger, Flynn, Krueger, LaFave and Swan -- 5.

Absent with leave -- Senator Knutson -- 1.

All members now being present the question was: Shall **Assembly Bill 258** be ordered to a third reading?

So the bill was 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 258

Read a third time and concurred in.

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

Assembly Bill 259

Relating to the right to jury determination of the need for specialized treatment in sex crimes cases.

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 259

Read a third time and concurred in.

Assembly Bill 260

Relating to parole eligibility and minimum sentences.

JOURNAL OF THE SENATE [September 3, 1975]

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 260

Read a third time and concurred in.

Assembly Bill 261

Relating to the imposition of probation in criminal proceedings.

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 261

Read a third time and concurred in.

Assembly Bill 263

Relating to providing notice, a hearing and right to counsel under the Uniform Detainer Act.

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 263

Read a third time and concurred in.

Assembly Bill 352

Relating to hazardous substances, flammable fabrics and product safety requirements, granting rule-making authority and providing a penalty.

Read a second time.

Senator Lorge moved nonconcurrence.

Senator LaFave asked unanimous consent that **Assembly Bill 352** be placed at the foot of the calendar of September 4.

Senator Whittow objected.

The question was: Nonconcurrence in **Assembly Bill 352**?

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

JOURNAL OF THE SENATE [September 3, 1975]

Ayes -- Senators Bidwell, Frank, Hollander, Knowles, Lorge, Murphy, Petri and Sensenbrenner -- 8.

Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Devitt, Dorman, Flynn, Goyke, Harnisch, Keppler, Kleczka, Krueger, LaFave, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Theno, Thompson and Whittow -- 24.

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

So the motion did not prevail.

Senate amendment 1 to Assembly Bill 352 offered by Senator Harnisch.

Senate amendment 1 adopted.

Senate amendment 2 to Assembly Bill 352 offered by Senator LaFave.

Senate amendment 2 adopted.

Senator amendment 3 to Assembly Bill 352 offered by Senator Petri.

Senator Flynn moved rejection.

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

Ayes -- Senators Bablitch, Berger, Dorman, Flynn, Frank, Goyke, Harnisch, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 17.

Noes -- Senators Bidwell, Chilsen, Cullen, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 14.

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

So the motion prevailed.

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 352

Read a third time.

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

Ayes -- Senators Bablitch, Berger, Chilsen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger,

JOURNAL OF THE SENATE [September 3, 1975]

LaFave, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Theno, Thompson and Whittow -- 24.

Noes -- Senators Bidwell, Cullen, Hollander, Knowles, Lorge, Murphy, Petri and Sensenbrenner -- 8.

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

So the bill was concurred in as amended.

Assembly Bill 425

Relating to the power of a county executive to veto appropriations approved by a county board of supervisors.

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 425

Read a third time and concurred in.

Assembly Bill 563

Relating to permitting retired judges to officiate at marriage ceremonies.

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 563

Read a third time.

The bill was not concurred in.

Senator Berger moved reconsideration of the vote by which **Assembly Bill 563** was refused concurrence.

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

Ayes -- Senators Bablitch, Berger, Devitt, Flynn, Frank, Harnisch, Keppler, LaFave, Lorge, McKenna, Morrison, Parys, Peloquin, Petri, Swan and Thompson -- 16.

Noes -- Senators Bidwell, Chilsen, Cullen, Dorman, Goyke, Hollander, Kleczka, Knowles, Krueger, Martin, Murphy, Risser, Sensenbrenner, Theno and Whittow -- 15.

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

So the motion prevailed.

JOURNAL OF THE SENATE [September 3, 1975]

The question was: Concurrence in **Assembly Bill 563**?

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

Ayes -- Senators Berger, Devitt, Flynn, Frank, Harnisch, Keppler, LaFave, Lorge, McKenna, Morrison, Parys, Peloquin, Petri, Sensenbrenner and Thompson -- 15.

Noes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Dorman, Goyke, Hollander, Kleczka, Knowles, Krueger, Martin, Murphy, Risser, Swan, Theno and Whittow -- 16.

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

So the bill was not concurred in.

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

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 398** by Senator Kleczka.

Senate amendment 1 to **Assembly Bill 119** by Senator Sensenbrenner.

Senate amendment 1 to **Assembly Bill 417** by Senator Berger.

Upon motion of Senator Whittow the senate adjourned until 10:00 A.M. Thursday, September 4.

5:50 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 521

On page 3, line 16, after "franchise" insert an underscored comma.