

JOURNAL OF THE SENATE [September 24, 1975]

STATE OF WISCONSIN

Senate Journal

Eighty-Second Regular Session

WEDNESDAY, September 24, 1975.

9:00 A.M.

The senate met.

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

Prayer was offered by Reverend Larry R. Collins, Associate Minister of Covenant Presbyterian Church, Madison.

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

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.

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

Absent -- None.

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Absent with leave -- Senator Knutson -- 1.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 638

Relating to prohibiting charges for telephone directory assistance.

By Senators Cullen and Berger.

To committee on Judiciary and Consumer Affairs.

Senate Bill 639

Relating to requiring foster care education, establishing a foster care education council, granting rule-making authority and making an appropriation.

By Senators Harnsich and Thompson.

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

Senate Bill 640

Relating to state supplements to and minimum salaries for district attorneys.

By Senators Murphy, Bablitch, Hollander, Krueger, Devitt, LaFave, Flynn, Goyke, McKenna, Dorman, Keppler and Sensenbrenner, cosponsored by Representatives Matty, Kincaid, Schricker, Quackenbush and Snyder.

To committee on Judiciary and Consumer Affairs.

COMMITTEE REPORTS

The committee on Judiciary and Consumer Affairs reports and recommends:

Assembly Bill 693

Relating to various changes in the elections code, granting rule-making authority and providing penalties.

Concurrence; Ayes, 5; Noes, 0.

JAMES T. FLYNN
Chairman

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

Senate Bill 641

Relating to the licensing of nursery schools, and granting rule-making authority.

Introduction; Ayes, 9; Noes, 0.

Read first time and referred to committee on Education.

and further recommends:

Senate Bill 444

Relating to making an appropriation for the care and treatment of the chronically mentally ill.

Introduction of senate substitute amendment 1; Ayes, 7; Noes, 0.

DR. SIMON DUMENCO, of Milwaukee, as a member of the Dentistry Examining Board, to succeed Dr. Thomas Vaughn, to serve for the remainder of the term ending July 1, 1978.

Confirmation; Ayes, 9; Noes, 0.

CARBALLO, MANUEL, as Secretary of the Department of Health and Social Services to succeed Wilbur Schmidt, effective November 17, 1975, to serve at the pleasure of the Governor.

Confirmation; Ayes, 9; Noes, 0.

Senate Bill 318

Relating to solicitation, collection and expenditure of funds for charitable purposes, granting rule-making authority, making an appropriation and providing penalties.

Rejection of senate amendment 1; Ayes, 3; Noes, 3. Without recommendation

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

Passage as amended; Ayes, 5; Noes, 3.

Senate Bill 416

Relating to granting a permanent license to practice medicine to Dr. E.M. Kadile.

Passage; Ayes, 8; Noes, 0.

Senate Bill 503

Relating to increasing the number of hours required in barber schools and authorizing the department of health and social services to determine the course of instruction.

Adoption of senate substitute amendment 1; Ayes, 8; Noes, 0.

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Passage as amended; Ayes, 6; Noes, 2.

Senate Bill 597

Relating to health care liability insurance.

Adoption of senate substitute amendment 1; Ayes, 8; Noes, 0.

Passage as amended; Ayes, 8; Noes, 0.

Assembly Bill 75

Relating to rights of patients in nursing homes, adult group foster homes and residential care institutions, and prohibiting abuse of patients in certain facilities.

Adoption of senate amendment 2; Ayes, 6; Noes, 1.

Introduction of senate amendment 3; Ayes, 8; Noes, 0.

Adoption of senate amendment 3; Ayes, 8; Noes, 0.

Concurrence as amended; Ayes, 8; Noes, 0.

CARL W. THOMPSON

Chairman

The joint committee on Finance reports and recommends:

Senate Bill 175

Relating to probate court commissioners in counties having a population of less than 500,000.

Passage; Ayes, 11; Noes, 2.

HENRY DORMAN

Chairman

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

Assembly Bill 431

Relating to eliminating from the statutes distinctions between persons based on sex, granting rule-making authority and providing penalties.

Concurrence; Ayes, 3; Noes, 2.

MONROE SWAN

Chairman

RULING OF THE CHAIR

As it relates to **Senate Bill 415** the chair ruled that senate amendment 1 was germane.

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By request of Senator Whittow, with unanimous consent, **Senate Bill 415** was placed after **Senate Bill 606** on Tuesday's calendar.

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 4
Assembly Bill 52
Assembly Bill 128
Assembly Bill 244
Assembly Bill 555
Assembly Bill 636

and

Concurred in:

Assembly Bill 257, senate amendment 1
Assembly Bill 352, senate amendments 1 and 2
Assembly Bill 364, senate amendment 1
Assembly Bill 515, senate amendments 1 and 2
Senate Bill 623
Senate Bill 624
Senate Bill 625
Senate Bill 626
Senate Bill 627

and

Recedes from its position on:

Senate Bill 264, assembly amendments 2, 3 and 7

Passed notwithstanding the objections of the Governor the following item vetoes to **Assembly Bill 725**:

Section 619.04 (5) a, b, and c
First sentence of section 655.015

Refused to pass all other line vetoed sections of **Assembly Bill 725**

Refused to pass notwithstanding the objections of the Governor.

Assembly Bill 381

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Adopted and asks concurrence in:

Motions Under Joint Rule 26:

A Joint Certificate of Condolence by the Entire Membership of the Assembly; cosponsored by Senator Martin for THE FAMILY OF THOMAS R. DODGE on the death of Thomas Dodge;

A Joint Certificate of Congratulations by Representatives Offner and Roberts; cosponsored by Senator Knutson for THE CITY OF LA CROSSE AND ITS RESIDENTS on being named "Top Small City in the Nation";

A Joint Certificate of Congratulations by Representative McEssy; cosponsored by Senator McKenna for MR. & MRS. MARTIN YANKE on their Golden Wedding Anniversary;

A Joint Certificate of Congratulations by Representative Ducholm; cosponsored by Senator DKnowles for MISS IDA FLODINE on her 100th birthday;

A Joint Certificate of Congratulations by Representative Ducholm; cosponsored by Senator Knowles for MOE LUTHERAN CONGREGATION on their 100th anniversary;

A Joint Certificate of Congratulations by Representative Swoboda; cosponsored by Senator Martin for STURGEON BAY LITTLE LEAGUE BIRL'S SOFTBALL TEAM on their participation in the Little League World Series.

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 4

Relating to appointment of the police chief in cities of the 1st class.

By Representatives Barbee, Sicula, Sanasarian, Tropman, Czerwinski, Ward and Conta; co-sponsored by Senators Berger, Swan and Parys.

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

Assembly Bill 52

Relating to county and municipal consumer protection agencies.

By Representatives Sanasarian and Ferrall.

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

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Assembly Bill 128

Relating to safety glazing in hazardous locations and providing a penalty.

By Representatives Jackamonis, Lingren, Wahner, Plewa, Tropman, Dorff and Kedrowski; co-sponsored by Senators Chilsen, McKenna, Berger, Kleczka, Bablitch and Petri.

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

Assembly Bill 244

Relating to requiring a jury at an inquest if the death involved a law enforcement officer and the use of a firearm.

By Representatives Barbee, Czerwinski, Sanasarian, Tropman and Ward; co-sponsored by Senator Swan, by request of Milwaukee County.

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

Assembly Bill 555

Relating to educational requirements for real estate brokers and salesmen and granting rule-making authority.

By Representatives Johnson, Rutkowski, Hauke, Byers, Schricker, Schmidt, Flintrop, Lewison, Tropman, Quackenbush and Molinaro; co-sponsored by Senators Goyke, Harnisch, Parys, Thompson, LaFave and Hollander, by request of the Wisconsin Realtors Association.

Read first time and referred to committee on Commerce.

Assembly Bill 636

Relating to permitting redistribution of truck weights among the various axles of a vehicle or combination of vehicles, subject to existing overall gross weight limitations.

By Representatives Groshek, Vanderperren, Lallensack, Byers, Conradt, Mohn, Murray, Day, Porter, Matty, Ellis, Schricker, Schroeder, DeLong and Donoghue.

Read first time and referred to committee on Commerce.

Assembly Bill 725

Referred to committee on Senate Organization.

Motions Under Joint Rule 26:

A Joint Certificate of Condolence by the Entire Membership of the Assembly; cosponsored by Senator Martin for THE FAMILY OF THOMAS R. DODGE on the death of Thomas Dodge:

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A Joint Certificate of Congratulations by Representatives Offner and Roberts; cosponsored by Senator Knutson for THE CITY OF LA CROSSE AND ITS RESIDENTS on being named "Top Small City in the Nation";

A Joint Certificate of Congratulations by Representative McEssy; cosponsored by Senator McKenna for MR. & MRS. MARTIN YANKE on their Golden Wedding Anniversary;

A Joint Certificate of Congratulations by Representative Dueholm; cosponsored by Senator DKnowles for MISS IDA FLODINE on her 100th birthday;

A Joint Certificate of Congratulations by Representative Dueholm; cosponsored by Senator Knowles for MOE LUTHERAN CONGREGATION on their 100th anniversary;

A Joint Certificate of Congratulations by Representative Swoboda; cosponsored by Senator Martin for STURGEON BAY LITTLE LEAGUE GIRLS' SOFTBALL TEAM on their participation in the Little League World Series.

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

MOTIONS UNDER JOINT RULE 26

A Joint Certificate of Congratulations by Senator Lorge; cosponsored by Representative Byers and Conradt for DAN MCFAUL on being named New London Chamber of Commerce Business Person of the Year;

A Joint Certificate of Commendation by Senators Krueger and Chilsen; cosponsored by Representatives Donoghue and Schmidt for ST. JOHN'S LUTHERAN CHURCH for 90 years of service to the Polar area;

A Joint Certificate of Commendation by Senator Frank; cosponsored by Representative Tesmer for THE BAY VIEW HIGH SCHOOL BAND on being chosen to participate in the Macy's Thanksgiving Day Parade and the Mideast Music Conference;

A Joint Certificate of Commendation by Senator Keppler; cosponsored by Representative Opitz for those involved in STONEY HILL FLAG DAY promotion in their efforts to have Stoney Hill officially reorganized as the birth place of Flag Day.

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

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

Absent -- None.

Absent with leave -- Senator Knutson -- 1.

MOTIONS

By request of Senator Parys, with unanimous consent, **Senate Bills 370 and 371** were withdrawn from committee on Commerce and referred to joint committee on Finance.

Senator Krueger moved that **Senate Bill 458** be withdrawn from committee on Governmental and Veterans' Affairs and referred to committee on Senate Organization.

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

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

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 19.

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

So the motion did not prevail.

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Senator Chilsen moved that **Senate Bill 235** be withdrawn from joint committee on Finance and referred to committee on Senate Organization.

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

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

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow - - 19.

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

So the motion did not prevail.

LEAVE OF ABSENCE

By request of Senator Berger, with unanimous consent, he was granted a leave of absence for ten minutes.

By request of Senator Parys, with unanimous consent, he was granted a leave of absence for ten minutes.

By request of Senator Martin, with unanimous consent, he was granted a leave of absence for ten minutes.

Senator Cullen moved reconsideration of the vote by which **Senate Bill 459** passed.

The motion did not prevail.

CALENDAR OF SEPTEMBER 23

Senate Bill 490

Relating to expanding the size and powers of airport commissions.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 490** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 490** was withdrawn from joint committee on Finance and considered for action at this time.

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Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

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 490

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:

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

Noes -- Senator Cullen -- 1.

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

So the bill passed.

Senate Bill 494

Relating to destruction of canceled bonds and coupons by municipals fiscal or paying agents.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 494** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 494** 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 494

Read a third time and passed.

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Senate Bill 502

Relating to a bicentennial medal committee.

Read a second time.

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 502

Read a third time and passed.

Senate Bill 514

Relating to transferring responsibility for custody of security deposited under the motor vehicle financial responsibility law from the state treasurer to the administrator of the division of motor vehicles.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 514** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 514** 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 514

Read a third time.

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, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Keppler, Knowles, LaFave, McKenna, Martin, Maurer, Morrison, Parrys, Peloquin, Petri and Whittow -- 19.

Noes -- Senators Bidwell, Goyke, Harnisch, Hollander, Kleczka, Krueger, Lorge, Murphy, Risser, Sensenbrenner, Swan, Theno and Thompson -- 13.

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

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So the bill passed.

Senate Bill 522

Relating to the issuance of credit unemployment insurance.
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.

Senate Bill 522

Read a third time and passed.

Senate Bill 528

Relating to various changes in the Wisconsin consumer act, rates of interest and related transactions.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

The question was: Adoption of senate amendment 2?

Senator Parys moved rejection.

The ayes and noes were demanded and the vote was: ayes, 31; noes, 1; absent or not voting, 1; 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, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 31.

Noes -- Senator Berger -- 1.

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

So the motion prevailed.

Senator Flynn asked unanimous consent that **Senate Bill 528** be referred to committee on Judiciary and Consumer Affairs.

Senator Parys objected.

Senator Flynn moved that **Senate Bill 528** be referred to committee on Judiciary and Consumer Affairs.

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

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Harnisch, Kleczka, McKenna, Morrison, Petri, Risser, Thompson and Whittow -- 13.

Noes -- Senators Bidwell, Chilsen, Devitt, Frank, Goyke, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Murphy, Parys, Peloquin, Sensenbrenner, Swan and Theno -- 19.

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

So the motion did not prevail.

By request of Senator Whittow, with unanimous consent, **Senate Bill 528** was placed after **Assembly Bill 417** on the calendar of September 23.

LEAVE OF ABSENCE

By request of Senator Morrison, with unanimous consent, she was granted a leave of absence for ten minutes.

Senate Bill 571

Relating to the unauthorized reproduction of recorded sounds and related offenses, and providing penalties.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

The question was: Adoption of senate amendment 2?

Adopted.

The question was: Adoption of senate amendment 3?

Adopted.

Senator Berger moved indefinite postponement.

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

Ayes -- Senators Berger, Lorge and Petri -- 3.

Noes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, McKenna, Martin, Maurer,

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Morrison, Murphy, Parys, Peloquin, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 29.

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

So the motion did not prevail.

By request of Senators Whittow and Krueger, pursuant to senate rule 76, a three minutes limit on debate was placed on each member for all questions for the balance of the day.

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 571

Read a third time and passed.

Senate Bill 585

Relating to various changes in the credit union laws.

Read a second time.

The question was: Adoption of senate amendment 1?

Senator Berger moved rejection.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Goyke, Harnisch, Kleczka, Knowles, Krueger, McKenna, Maurer, Morrison, Parys, Peloquin, Risser, Thompson and Whittow -- 18.

Noes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Keppler, LaFave, Lorge, Martin, Murphy, Petri, Sensenbrenner, Swan and Theno -- 14.

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

So the motion prevailed.

The question was: Adoption of senate amendment 2?

Senator Berger moved rejection.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Frank, Harnisch, Keppler, McKenna, Maurer, Morrison, Murphy, Parys, Peloquin, Thompson and Whittow -- 14.

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Noes -- Senators Bidwell, Chilsen, Devitt, Dorman, Flynn, Goyke, Hollander, Kleczka, Knowles, Krueger, LaFave, Lorge, Martin, Petri, Risser, Sensenbrenner, Swan and Theno -- 18.

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

So the motion did not prevail.

The question was: Adoption?

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, Goyke, Hollander, Knowles, Krueger, LaFave, Lorge, Martin, Petri and Theno -- 11.

Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Flynn, Frank, Harnisch, Keppler, Kleczka, McKenna, Maurer, Morrison, Murphy, Parys, Peloquin, Risser, Sensenbrenner, Swan, Thompson and Whittow -- 21.

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

So the amendment was not adopted.

Senator Whittow moved reconsideration of the vote by which senate amendment 2 was refused adoption.

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

Ayes -- Senators Hollander, Knowles, Krueger, LaFave, Lorge, Martin, Murphy, Petri and Theno -- 9.

Noes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, McKenna, Maurer, Morrison, Parys, Peloquin, Risser, Sensenbrenner, Swan, Thompson and Whittow -- 23.

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

So the motion did not prevail.

The question was: Adoption of senate amendment 3?

Senator Berger moved rejection.

The ayes and noes were demanded and the vote was: ayes, 15; noes, 17; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Devitt, Frank, Harnisch, Kleczka, McKenna, Maurer, Morrison, Parys, Peloquin, Swan, Thompson and Whittow -- 15.

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Noes -- Senators Bidwell, Chilsen, Dorman, Flynn, Goyke, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Martin, Murphy, Petri, Risser, Sensenbrenner and Theno -- 17.

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

So the motion did not prevail.

The question was: Adoption?

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

Ayes -- Senators Bidwell, Chilsen, Goyke, Hollander, Keppler, Knowles, LaFave, Lorge, Martin, Murphy, Petri, Sensenbrenner and Theno -- 13.

Noes -- Senators Bablitch, Berger, Cullen, Devitt, Dorman, Flynn, Frank, Harnisch, Kleczka, Krueger, McKenna, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 19.

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

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 585

Read a third time and passed.

Senate Bill 606

Relating to various changes in levy limitations on municipalities and counties and school district shared cost limitations and granting rule-making authority.

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.

Senate Bill 606

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, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 31.

Noes -- Senator Berger -- 1.

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

So the bill passed.

Ordered immediately messaged.

LEAVE OF ABSENCE

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.

By request of Senator Whittow, with unanimous consent, the call was raised.

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.

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, Cullen, Devitt, 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.

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Absent -- Senators Dorman and Swan -- 2.

Absent with leave -- Senator Knutson -- 1.

Senator Whittow called the chair's attention to Assembly Bill 431 which was a special order of business.

SPECIAL ORDERS

Assembly Bill 431

Relating to eliminating from the statutes distinctions between persons based on sex, granting rule-making authority and providing penalties.

Read a second time.

Senator Murphy moved nonconcurrence.

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

Ayes -- Senators Bidwell, Hollander, Knowles, LaFave, Lorge, Murphy, Sensenbrenner, Swan and Whittow -- 9.

Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Theno and Thompson -- 23.

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

So the motion did not prevail.

The question was: Adoption of senate amendment 1?

Senator Morrison moved rejection.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Krueger, LaFave, McKenna, Martin, Morrison, Peloquin, Risser, Theno and Thompson -- 18.

Noes -- Senators Bidwell, Chilsen, Hollander, Keppler, Kleczka, Knowles, Lorge, Maurer, Murphy, Parys, Petri, Sensenbrenner, Swan and Whittow -- 14.

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

So the motion prevailed.

The question was: Adoption of senate amendment 2?

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Senator Morrison moved rejection.

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

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Goyke, Harnisch, Keppler, Knowles, McKenna, Martin, Maurer, Morrison, Peloquin, Risser and Thompson -- 16.

Noes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Kleczka, Krueger, LaFave, Lorge, Murphy, Parys, Petri, Sensenbrenner, Swan, Theno and Whittow -- 16.

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

So the motion did not prevail.

The question was: Adoption?

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

Ayes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Kleczka, Krueger, LaFave, Lorge, Murphy, Parys, Petri, Sensenbrenner, Swan, Theno and Whittow -- 16.

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Goyke, Harnisch, Keppler, Knowles, McKenna, Martin, Maurer, Morrison, Peloquin, Risser and Thompson -- 16.

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

So the amendment was not adopted.

The question was: Adoption of senate amendment 3?

Senator Morrison moved rejection.

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

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

Noes -- Senators Bidwell, Hollander, Keppler, Kleczka, Knowles, Murphy, Petri, Sensenbrenner, Swan and Whittow -- 10.

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

So the motion prevailed.

The question was: Adoption of senate amendment 4?

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By request of Senators Whittow and Swan, with unanimous consent, they were added as coauthors of senate amendment 4.

Senator Morrison moved rejection of senate amendment 4.

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, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Krueger, LaFave, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Theno and Thompson -- 20.

Noes -- Senators Bidwell, Chilsen, Hollander, Keppler, Kleczka, Knowles, Lorge, Murphy, Petri, Sensenbrenner, Swan and Whittow -- 12.

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

So the motion prevailed.

The question was: Adoption of senate amendment 5?

Senator Morrison moved rejection.

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, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Krueger, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Theno and Thompson -- 21.

Noes -- Senators Bidwell, Hollander, Keppler, Kleczka, Knowles, LaFave, Lorge, Murphy, Sensenbrenner, Swan and Whittow -- 11.

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

So the motion prevailed.

Senate amendment 6 to Assembly Bill 431 offered by Senators Swan and Sensenbrenner.

Senator Morrison moved rejection.

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, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Knowles, Krueger, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Theno and Thompson -- 20.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Kleczka, LaFave, Lorge, Murphy, Petri, Sensenbrenner, Swan and Whittow -- 12.

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

So the motion prevailed.

Senate amendment 7 to Assembly Bill 471 offered by Senators Swan and Sensenbrenner.

Senator Morrison moved rejection.

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, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Krueger, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Theno and Thompson -- 20.

Noes -- Senators Bidwell, Hollander, Keppler, Kleczka, Knowles, LaFave, Lorge, Murphy, Petri, Sensenbrenner, Swan and Whittow -- 12.

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

So the motion prevailed.

Senate amendment 8 to Assembly Bill 431 offered by Senator Whittow.

Senator Thompson moved rejection.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

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

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Maurer, Murphy, Parys, Petri, Sensenbrenner, Swan, Theno and Whittow -- 18.

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

So the motion did not prevail.

The question was: Adoption?

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

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

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

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

So the amendment was adopted.

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Senator Kleczka moved reconsideration of the vote by which senate amendment 8 was adopted.

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

Senator Kleczka objected.

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

The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Krueger, McKenna, Morrison, Peloquin, Risser and Thompson -- 14.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Kleczka, Knowles, LaFave, Lorge, Martin, Maurer, Murphy, Parys, Petri, Sensenbrenner, Swan, Theno and Whittow -- 18.

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

So the motion did not prevail.

The question was: Reconsideration of the vote by which senate amendment 8 was adopted?

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, McKenna, Martin, Maurer, Morrison, Peloquin, Risser, Theno and Thompson -- 16.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Murphy, Parys, Petri, Sensenbrenner, Swan and Whittow -- 16.

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

So the motion did not prevail.

LEAVE OF ABSENCE

By request of Senator Krueger, with unanimous consent, he was granted a leave of absence for 45 minutes.

Senate amendment 9 to Assembly Bill 431 offered by Senator Whittow.

Senator Murphy moved rejection.

The ayes and noes were demanded and the vote was: ayes, 29; noes, 2; absent or not voting, 2; as follows:

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

Noes -- Senators Bidwell and Whittow -- 2.

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

So the motion prevailed.

Senate amendment 10 to Assembly Bill 431 offered by Senator Whittow.

By request of Senator Whittow, with unanimous consent, senate amendment 10 was laid on the table.

Senate amendment 11 to Assembly Bill 431 offered by Senator Whittow.

Senator Morrison moved rejection.

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

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

Noes -- Senators Bidwell, Hollander, Keppler, Knowles, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Whittow -- 10.

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

So the motion prevailed.

Senate amendment 12 to Assembly Bill 431 offered by Senator Kleczka.

By request of Senator Kleczka, with unanimous consent, senate amendment 12 was laid on the table.

Senate amendment 13 to Assembly Bill 431 offered by Senators Devitt and Theno.

Senator McKenna moved rejection.

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

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Flynn, Goyke, Knowles, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Thompson and Whittow -- 18.

Noes -- Senators Bidwell, Devitt, Frank, Harnisch, Hollander, Keppler, Kleczka, LaFave, Lorge, Murphy, Sensenbrenner, Swan and Theno -- 13.

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

So the motion prevailed.

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Senate amendment 14 to Assembly Bill 431 offered by Senator Kleczka.

Senator Morrison moved rejection.

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Theno and Thomason - - 19.

Noes -- Senators Bidwell, Hollander, Keppler, Kleczka, Knowles, LaFave, Lorge, Murphy, Petri, Sensenbrenner, Swan and Whittow -- 12.

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

So the motion prevailed.

Senator Sensenbrenner moved reconsideration of the vote by which senate amendment 2 was refused adoption.

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

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

Noes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Keppler, Kleczka, LaFave, Lorge, Murphy, Parys, Petri, Sensenbrenner and Swan -- 14.

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

So the motion prevailed.

Senate amendment 15 to Assembly Bill 431 offered by Senator Chilsen.

Senate amendment 15 adopted.

Ordered to a third reading.

Senator Whittow asked unanimous consent that the bill be considered for final action at this time.

Senator Murphy objected.

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Senator Whittow moved that the bill be considered for final 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, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Theno, Thompson and Whittow -- 26.

Noes -- Senators Bidwell, Hollander, Knowles, Murphy, Sensenbrenner and Swan -- 6.

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

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

Assembly Bill 431

Read a third time.

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

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, Lorge, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Theno and Thompson -- 24.

Noes -- Senators Bidwell, Hollander, Knowles, LaFave, Murphy, Sensenbrenner, Swan and Whittow -- 8.

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

So the bill was concurred in as amended.

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

Senator Murphy objected to messaging **Assembly Bill 431**.

Senator Whittow moved that **Assembly Bill 431** be ordered immediately messaged.

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

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin,

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Maurer, Morrison, Parys, Peloquin, Petri, Risser, Theno, Thompson and Whittow -- 28.

Noes -- Senators Bidwell, Murphy, Sensenbrenner and Swan -- 4.

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

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

LEAVE OF ABSENCE

By request of Senator Bidwell, with unanimous consent, he was granted a leave of absence at 6:30 P.M. for the balance of the day.

CALENDAR OF SEPTEMBER 23

Senate Bill 415

Relating to placement of bank communication devices and granting rule-making authority.

Read a second time.

Senate amendment 1 to senate amendment 1 to senate substitute amendment 1 to **Senate Bill 415** offered by Senator Bublitch.

Senator Berger asked unanimous consent that **Senate Bill 415** be rereferred to committee on Commerce.

Senator Chilsen objected.

By request of Senator Parys, with unanimous consent, the senate recessed until 6:05 P.M.

5:50 P.M.

RECESS

6:05 P.M.

The senate reconvened.

Senator Berger moved that **Senate Bill 415** be rereferred to committee on Commerce.

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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, Bidwell, Cullen, Dorman, Flynn, Goyke, Harnisch, Kleczka, LaFave, McKenna, Morrison, Parys, Peloquin, Swan, Thompson and Whittow -- 17.

Noes -- Senators Chilsen, Devitt, Frank, Hollander, Keppler, Knowles, Krueger, Lorge, Martin, Murphy, Petri, Risser, Sensenbrenner and Theno -- 14.

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

So the motion prevailed.

Assembly Bill 115

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

Read a second time.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 115** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 115** 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 115

Read a third time and concurred in.

Assembly Bill 252

Relating to the oath of office for county board 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.

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Assembly Bill 252

Read a third time and concurred in.

LEAVE OF ABSENCE

By request of Senator Morrison, with unanimous consent, she was granted a leave of absence for 5 minutes.

Assembly Bill 417

Authorizing the use of savings and loan associations as public depositories.

Read a second time.

Senator Murphy moved nonconcurrence.

The ayes and noes were demanded and the vote was: ayes, 11; noes, 19; absent or not voting, 3; as follows:

Ayes -- Senators Bidwell, Chilsen, Cullen, Frank, Goyke, Hollander, Knowles, Krueger, Martin, Murphy and Theno -- 11.

Noes -- Senators Bablitch, Berger, Devitt, Dorman, Flynn, Harnisch, Keppler, Kleczka, LaFave, Lorge, McKenna, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Thompson and Whittow -- 19.

Absent or not voting -- Senators Knutson, Maurer and Morrison -- 3.

So the motion did not prevail.

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

Senator LaFave moved rejection.

The motion prevailed.

The question was: Adoption of senate amendment 1?

Senator LaFave moved rejection.

The motion prevailed.

The question was: Adoption of senate amendment 2?

Adopted.

Senator Berger moved reconsideration of the vote by which senate amendment 2 was adopted.

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The motion did not prevail.

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 417

Read a third time and concurred in as amended.

Senate Bill 528

Relating to various changes in the Wisconsin consumer act, rates of interest and related transactions.

Read a second time.

Senate amendment 3 to **Senate Bill 528** offered by Senators Flynn, McKenna and Berger.

Senator Parys 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 Bidwell, Chilsen, Devitt, Frank, Hollander, Keppler, Knowles, Krueger, LaFave, Martin, Murphy, Parys, Peloquin, Risser, Sensenbrenner, Theno and Whittow -- 17.

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Goyke, Harnisch, Kleczka, Lorge, McKenna, Morrison, Petri, Swan and Thompson -- 14.

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

So the motion prevailed.

Senate amendment 4 to **Senate Bill 528** offered by Senator Flynn.

Senator Parys moved rejection.

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Chilsen, Devitt, Frank, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Martin, Murphy, Parys, Peloquin, Risser, Sensenbrenner, Theno and Whittow -- 19.

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Goyke, Harnisch, McKenna, Morrison, Petri, Swan and Thompson -- 12.

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

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So the motion prevailed.

LEAVE OF ABSENCE

By request of Senator Swan, with unanimous consent, he was granted a leave of absence for five minutes.

Senate amendment 5 to **Senate Bill 528** offered by Senator Flynn.

Senator Parys moved rejection.

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.

Senate Bill 528

Read a third time.

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

Ayes -- Senators Bidwell, Chilsen, Devitt, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Martin, Morrison, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 25.

Noes -- Senators Bablitch, Berger, Cullen, Dorman, McKenna and Risser -- 6.

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

So the bill passed.

CALENDAR OF SEPTEMBER 24

Assembly Bill 363

Relating to open burning of solid waste.

The question was: Shall the bill pass notwithstanding the objections of the Governor?

The ayes and noes were required and the vote was: ayes, 26; noes, 5; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka,

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Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Morrison, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Theno and Thompson -- 26.

Noes -- Senators Dorman, Flynn, Risser, Swan and Whittow -- 5.

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

More than two-thirds having voted in the bill passed notwithstanding the objections of the Governor.

LEAVE OF ABSENCE

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

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

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

Senate Bill 142

An act to appropriate \$20,000 from the general fund for payment of a claim made by Charles Creighbaum against the 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.

Senate Bill 142

Read a third time.

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

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

Noes -- Senator Berger -- 1.

Absent or not voting -- Senators Bablitch, Chilsen, Knutson and Maurer -- 4.

So the bill passed.

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Senate Bill 252

Relating to miscellaneous changes in the corporate income tax.

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 252

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 0; absent or not voting, 4; as follows:

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

Noes -- None.

Absent or not voting -- Senators Bublitch, Chilsen, Knutson and Maurer -- 4.

So the bill passed.

Senate Bill 304

Relating to publication of executive orders.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 304** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 304** 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 304

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 0; absent or not voting, 4; as follows:

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

Noes -- None.

Absent or not voting -- Senators Bablitch, Chilsen, Knutson and Maurer -- 4.

So the bill passed.

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

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 373** by Senator Murphy.

Senate amendment 2 to senate substitute amendment 1 to **Senate Bill 597** by Senators Devitt, McKenna, Peloquin and Cullen.

Senate amendment 3 to senate substitute amendment 1 to **Senate Bill 597** by Senators Devitt, McKenna, Peloquin and Cullen.

Senate amendment 4 to senate substitute amendment 1 to **Senate Bill 597** by Senator Morrison.

Senate amendment 4 to **Assembly Bill 75** by Senator Murphy.

By request of Senator Whittow, with unanimous consent, the senate adjourned in honor of the birthdays of Senators Martin and Dorman.

Upon motion of Senator Whittow the Senate adjourned until 10:00 A.M. Thursday, September 25.

GUESTS

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

Carol Pingel, Robert Rasmussen and students of the U.S. History Classes of Bay View High School, Milwaukee, guests of Senator Frank.

Eighth grade students of Cumberland School of Whitefish Bay, guests of Senator Sensenbrenner.

Students of Sholes Junior High School Urban Studies Class, guests of Senator Frank.

James R. Kroll and Clarence Conrad of Milwaukee Trade and Technical High School, guests of Senator Parys.