

JOURNAL OF THE SENATE [September 25, 1975]

STATE OF WISCONSIN
Senate Journal
Eighty-Second Regular Session

THURSDAY, September 25, 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 John Sheild of Lake Edge United Church of Christ, Madison.

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

LEAVE OF ABSENCE

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

By request of Senator Krueger, with unanimous consent, Senator Lorge was granted a leave of absence until 11:00 A.M.

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

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

Absent -- None.

Absent with leave -- Senators Bablitch, Knutson and Lorge -- 3.

BILLS INTRODUCED

Read first time and referred:

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Senate Bill 642

Relating to insurance contracts and granting rule-making authority.

By Legislative Council.

To committee on Commerce.

Senate Bill 643

Relating to fraternal insurance enterprises, granting rule-making authority and providing a penalty.

By Legislative Council.

To committee on Commerce.

COMMITTEE REPORTS

**REPORT OF JOINT SURVEY COMMITTEE ON
RETIREMENT SYSTEMS**

Appendix to Senate Bill 470

Recommendation

This bill would permit the state-administered retirement funds to provide by rule for the annuity payment of additional contributions or deposits over a specified period of time. This bill would provide greater flexibility in the retirement programs relative to such additional contributions, and the committee, therefore, recommends its passage.

Respectfully submitted,
**JOINT SURVEY COMMITTEE
ON RETIREMENT SYSTEMS**

Read and referred to joint committee on Finance.

**REPORT OF JOINT SURVEY COMMITTEE ON
RETIREMENT SYSTEMS**

Appendix to Senate Bill 427

Recommendation

This bill concerns the Wisconsin Retirement Fund and the optional variable annuity program thereunder. The bill may be described as intent legislation which lacks many necessary provisions to carry out the presumed intent thereof. As written, Senate Bill 427 could not be properly administered, and would have chaotic effects upon the fund's cost structure, actuarial soundness,

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and also the finds that the bill is not in the public interest and strongly recommends against passage of Senate Bill 427.

Respectfully submitted,
**JOINT SURVEY COMMITTEE
ON RETIREMENT SYSTEMS**

Read and referred to joint committee on Finance.

The committee on Education reports and recommends:

Senate Bill 561

Relating to transferring appropriations for continuing education programs of the University of Wisconsin.

Passage; Ayes, 4; Noes, 1.

BRUCE S. PELOQUIN
Chairman

The joint committee on Finance reports and recommends:

Senate Bill 565

Relating to eliminating municipal and county levy limitations.

Passage; Ayes, 6; Noes, 6.

Senate Bill 570

Relating to length of service payments for state employes and granting rule-making authority.

Passage; Ayes, 9; Noes, 4.

HENRY DORMAN
Chairman

The committee on Commerce reports and recommends:

Senate Bill 104

Relating to "Class C" liquor licenses permitting the sale of wine in restaurants.

Passage; Ayes, 7; Noes, 0.

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Assembly Bill 7

Relating to the methods for expanding or changing unit ownership interest in condominiums.

Concurrence; Ayes, 8; Noes, 0.

RONALD G. PARYS
Chairman

PETITIONS AND COMMUNICATIONS

Senate Petition 106

A petition signed by 101 citizens of the 23rd Senate District supporting the "Volunteer Merit Service Award" for Volunteer Fire Service.

By Senator Peloquin.

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

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 516
Assembly Bill 653
Assembly Bill 793
Assembly Bill 277
Assembly Bill 561
Assembly Bill 109
Assembly Joint Resolution 40
Assembly Joint Resolution 11
Assembly Joint Resolution 66

and

Concurred in:

Assembly Bill 202, senate amendment 1
Assembly Bill 74, senate amendment 1
Assembly Bill 93, senate amendment 1
Assembly Bill 154, senate amendment 1
Assembly Bill 497, senate substitute amendment 1

and

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Nonconcurrent in:

Senate Bill 241

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 516

Relating to highway access controls.

By Representatives Miller, Munts, Elconin, Johnson, Mittness, Lewison, Klicka, Bradley, L.F. Anderson and Everson; co-sponsored by Senator Risser.

Read first time and referred to committee on Commerce.

Assembly Bill 653

Relating to the location of signs for special weight limitations on bridges or culverts and granting rule-making authority.

By Representative Vanderperren, by request of the Department of Transportation.

Read first time and referred to committee on Commerce.

Assembly Bill 793

Relating to special registration of driver education vehicles.

By Representative Plewa.

Read first time and referred to committee on Commerce.

Assembly Bill 277

Relating to grounds for divorce and legal separation, change of name and granting of alimony.

By Representatives N.C. Anderson, Lewis, Barbee, Johnson, Metz, Conta, Ferrall and Sanasarian.

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

Assembly Bill 561

Relating to the limitation on the number of days per year for which a county board supervisor in a county with a population of more than 100,000 but less than 500,000 may receive compensation.

By Representatives Clarenbach, Tuczynski, Munts, Everson, Dandeneau, Norquist, Miller, Ferrall and Duren; co-sponsored by Senators Berger and Keppler.

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

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Assembly Bill 109

Relating to sales and use tax exemption for insulin injection equipment sold to consumers.

By Representatives Dorff, Rooney, Dandeneau and Pabst; co-sponsored by Senator Kleczka.

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

Assembly Joint Resolution 40

Relating to authority granted the highway commission of the department of transportation to issue permits under section 348.27 (6) of the statutes.

By Representatives Day, McClain, Kedrowski, Mohn, Schricker, Byers, Hanson, Roberts, Olson, Flintrop, Hasenohrl, Murray, Molinaro, Quackenbush, Willkom, Lewison, Conradt, Bradley, Donoghue, Gunderson, McEssy, Lato, Schroeder, Ward, Lewis and Schmidt; co-sponsored by Senators Hollander, Thompson, Goyke, Chilsen, Harnisch, Krueger, Morrison, Cullen, LaFave, Swan, Maurer and Devitt.

Read and referred to committee on Commerce.

Assembly Joint Resolution 11

Relating to a revised structure of the judicial branch (1st consideration).

By Committee on Judiciary.

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

Assembly Joint Resolution 66

Relating to authorizing the chief clerks to receive new legislation after the final recess of floorperiod III.

By Representatives N.C. Anderson, Willkom, Jackamonis and Wahner.

Read and referred to committee on Senate Organization.

MOTIONS

Senator Petri moved that **Senate Bills 537 through 555** inclusive be withdrawn from committee on Agriculture, Human Services, Labor and Taxation and referred to committee on Senate Organization.

Senator Whittow asked for a division of the question.

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The question was: Shall **Senate Bill 537** be withdrawn from committee?

Senator Whittow moved that the motion to withdraw **Senate Bill 537** from committee be laid on the table.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 11; absent or not voting, 4; as follows:

Ayes -- Senators Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 18.

Noes -- Senators Bidwell, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Murphy, Petri, Sensenbrenner and Theno -- 11.

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

So the motion prevailed.

Senator Whittow moved a

CALL OF THE SENATE

for the day

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

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

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

Absent -- None.

Absent with leave -- Senators Bablitch, Chilsen, Knutson and Lorge -- 4.

The question was: Shall **Senate Bill 538** be withdrawn from committee?

The ayes and noes were demanded and the vote was: ayes, 12; noes, 18; absent or not voting, 3; as follows:

Ayes -- Senators Bidwell, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 12.

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Noes -- Senators Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 18.

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

So the motion did not prevail.

The question was: Shall **Senate Bill 539** be withdrawn from committee?

The motion did not prevail.

By request of Senator Petri, with unanimous consent, he withdrew his motion to withdraw the remainder of the bills from committee.

Senator LaFave asked unanimous consent that **Senate Joint Resolution 7** be withdrawn from committee on Governmental and Veterans' Affairs and referred to committee on Senate Organization.

Senator Whittow objected.

Senator LaFave moved that **Senate Joint Resolution 7** 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, 12; noes, 18; absent or not voting, 3; as follows:

Ayes -- Senators Bidwell, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 12.

Noes -- Senators Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 18.

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

So the motion did not prevail.

Senator Swan asked unanimous consent that **Senate Bill 364** be made a special order of Business at 10:00 A.M. on Friday, September 26.

Senator Whittow objected.

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Senator Keppler moved that **Senate Bill 378** be withdrawn from the committee on Governmental and Veterans' Affairs and referred to committee on Senate Organization.

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

Ayes -- Senators Bidwell, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Petri, Sensenbrenner and Theno -- 11.

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

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

So the motion did not prevail.

President pro tempore of the senate in the chair.

11:00 A.M.

CALENDAR OF SEPTEMBER 24

By request of Senator Dorman, with unanimous consent, **Senate Bill 318** was referred to joint committee on Finance.

Senate Bill 324

An act to appropriate \$2,567.70 from the general fund for payment of a claim made by Mathilde T. Brands 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 324

Read a third time.

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

Ayes -- Senators Berger, Bidwell, 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 -- 30.

Noes -- None.

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

So the bill passed.

President of the senate in the chair.

11:10 A.M.

Senate Bill 346

Relating to corporate income and franchise taxes.
Read a second time.

Senator Lorge moved indefinite postponement.

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.

Senate Bill 346

Read a third time.

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

Ayes -- Senators Berger, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Kleczka, Knowles, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 19.

Noes -- Senators Bidwell, Cullen, Devitt, Keppler, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 11.

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

So the bill passed.

Senate Bill 379

Relating to sales and use taxes and providing a penalty.
Read a second time.

Ordered to a third reading.

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

Senate Bill 379

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 3; absent or not voting, 3; as follows:

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Ayes -- Senators Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 27.

Noes -- Senators Bidwell, Devitt and LaFave -- 3.

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

So the bill passed.

Senate Bill 416

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

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 416

Read a third time.

Senator Petri moved indefinite postponement.

The ayes and noes were demanded and the vote was: ayes, 3; noes, 27; absent or not voting, 3; as follows:

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

Noes -- Senators Bidwell, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Risser, Swan, Theno, Thompson and Whittow -- 27.

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

So the motion did not prevail.

The question was: Shall the bill pass?

So the bill passed.

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.

Read a second time.

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Senator Berger moved that the bill be referred to committee on Governmental and Veterans' Affairs.

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

Ayes -- Senators Bablitch, Berger, Bidwell, Cullen, Flynn, Goyke, Hollander, Kleczka, McKenna, Morrison, Parys, Petri, Risser, Sensenbrenner, Swan, Thompson and Whittow -- 17.

Noes -- Senators Chilsen, Devitt, Dorman, Frank, Harnisch, Keppler, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Murphy, Peloquin and Theno -- 15.

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

So the motion prevailed.

Senate Bill 519

Relating to postponement of the requirement to make negative aid payments of school aids to the state.

Read a second time.

By request of Senator Dorman, with unanimous consent, Senate Bill 519 was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, Senate Bill 519 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 519

Read a third time.

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 Bidwell, Chilsen, Cullen, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Lorge, Martin, Morrison, Murphy, Peloquin, Risser, Sensenbrenner, Theno, Thompson and Whittow -- 19.

Absent -- Senators Bablitch, Berger, Devitt, Dorman, Kleczka, Knowles, Krueger, LaFave, McKenna, Maurer, Parys, Petri and Swan -- 13.

Absent with leave -- Senator Knutson -- 1.

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

The question was: Passage of **Senate Bill 519?**

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Goyke, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner and Theno -- 24.

Noes -- Senators Berger, Frank, Harnisch, McKenna, Peloquin, Swan, Thompson and Whittow -- 8.

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

So the bill passed.

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Ordered immediately messaged.

LEAVE OF ABSENCE

By request of Senator Bablitch, with unanimous consent, he was granted a leave of absence for 10 minutes.

Senate Bill 572

An Act to repeal, renumber, renumber and amend, amend, reenact and create various provisions of the statutes for the purpose of correcting errors, supplying omissions, clarifying language, correcting and clarifying references, renumbering for better location and arrangement, eliminating unnecessary and obsolete provisions and reconciling conflicts (Revisor's Correction Bill).

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 572

Read a third time and passed.

Senate Bill 597

Relating to health care liability insurance.

Read a second time.

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

Senate amendment 1 to senate amendment 1 to senate substitute amendment 1 adopted.

Senate amendment 1 to senate substitute amendment 1 adopted.

The question was: Adoption of senate amendment 2 to senate substitute amendment 1?

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, Frank, Goyke, Harnisch, Kleczka, Maurer, Morrison, Parys, Risser, Swan, Thompson and Whittow -- 16.

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

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

So the motion did not prevail.

President of the senate in the chair.

2:45 P.M.

Senate amendment 1 to senate amendment 2 to senate substitute amendment 1 to Senate Bill 597 offered by Senator Murphy.

Senate amendment 1 to senate amendment 2 to senate substitute amendment 1 adopted.

The question was: Adoption of senate amendment 2 to senate substitute amendment 1?

Senator Bablitch moved rejection.

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

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, Maurer, Morrison, Parys, Petri, Risser, Swan, Thompson and Whittow -- 17.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Murphy, Peloquin, Sensenbrenner and Theno -- 15.

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

So the motion prevailed.

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

Senator Morrison moved rejection.

The motion did not prevail.

The question was: Adoption?

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

Ayes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Krueger, LaFave, Lorge, McKenna, Martin, Peloquin and Sensenbrenner -- 12.

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

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

So the amendment was not adopted.

By request of Senator Morrison, with unanimous consent, senate amendment 4 was withdrawn and returned to the author.

Senate amendment 5 to senate substitute amendment 1 to **Senate Bill 597** offered by Senator Morrison.

Senate amendment 5 adopted.

Senate substitute amendment 1 adopted.

Ordered to a third reading.

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

Senate Bill 597

Read a third time and passed.

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

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.

Read a second time.

By request of Senator Berger, with unanimous consent, senate amendment 1 was withdrawn and returned to the author.

By request of Senator Harnisch, with unanimous consent, senate amendment 2 was withdrawn and returned to the author.

By request of Senator Berger, with unanimous consent, senate amendment 3 was withdrawn and returned to the author.

The question was: Adoption of senate amendment 4?

Senator Berger moved rejection.

The ayes and noes were demanded and the vote was: ayes, 27; noes, 5; absent or not voting, 1; as follows:

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Ayes -- Senators Bablitch, Berger, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Swan, Thompson and Whittow -- 27.

Noes -- Senators Bidwell, Chilsen, Murphy, Sensenbrenner and Theno -- 5.

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

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 75

Read a third time and concurred in.

Ordered immediately messaged.

Assembly Bill 330

Relating to protecting grade crossings.

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 330

Read a third time and concurred in.

LEAVE OF ABSENCE

By request of Senator Peloquin, with unanimous consent, he was granted a leave of absence at 4:30 P.M. for Friday.

By request of Senator Harnisch, with unanimous consent, he was granted a leave of absence at 4:30 P.M. for Friday.

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

BILLS INTRODUCED

Read first time and referred:

Senate Bill 644

Relating to reestablishment of creditable service after separation by employes under state retirement funds.

By Senators LaFave, Devitt, Parys, Martin, Krueger and Keppler.

To Joint Survey Committee on Retirement Systems.

Senate Bill 645

Relating to patient medication in nursing homes.

By Senator Cullen, cosponsored by Representative DeLong.

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

Senate Bill 646

Relating to the liability of public utilities to condemnees for costs and expenses in certain condemnation actions.

By Senators Harnisch, Cullen and McKenna.

To committee on Judiciary and Consumer Affairs.

Senate Bill 647

Relating to citizenship requirements for bartenders.

By Senators McKenna, Cullen and Harnisch.

To committee on Governmental and Veterans' Affairs.

Senate Bill 648

Relating to reports by the state treasurer.

By Senators McKenna and Cullen.

To committee on Governmental and Veterans' Affairs.

Senate Bill 649

Relating to a volunteer fire fighters merit award plan, granting rule-making authority and making appropriations.

By Senators Devitt, Risser, LaFave, Bablitch, Krueger, Lorge, Theno, Chilsen, Whittow, Sensenbrenner, McKenna, Bidwell, Petri, Peloquin, Flynn, Keppler, Murphy, Berger, Thompson, Hollander, Dorman, Martin, Parys, Knowles, Cullen, Maurer, Swan, Frank, Goyke, Morrison, Harnsich and Knutson, cosponsored by Representatives Kincaid, Conradt, Bradley, Ellis, Matty, Porter, Tregoning, L. Anderson, Quackenbush, Lewis,

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Schroeder, Lewison, Schricker, Gunderson, Johnson, Rutkowski, Duren, Early, Rogers, Dueholm, Mohn, McEssy, Schmidt, Day, Willkom, Everson, Mittness, Dandeneau, Synder and Dorff.

To Joint Survey Committee on Retirement Systems.

By request of Senator Kleczka, with unanimous consent, **Assembly Bill 109** was withdrawn from committee on Judiciary and Consumer Affairs and referred to committee on Agriculture, Human Services, Labor and Taxation.

CALENDAR OF SEPTEMBER 25

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.

Read.

By request of Senator Chilsen, with unanimous consent, the senate recessed until 4:45 P.M.

4:25 P.M.

RECESS

4:45 P.M.

The senate reconvened.

By request of Senator Swan, with unanimous consent, the senate recessed until 5:20 P.M.

4:50 P.M.

RECESS

5:20 P.M.

The senate reconvened.

The question was: Confirmation of the appointment of Carballo?

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

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

Noes -- Senators Parys, Peloquin and Swan -- 3.

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

So the appointment was confirmed.

LEAVE OF ABSENCE

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

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.

Read.

The question was: Confirmation?

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

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

Noes -- None.

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

So the appointment was confirmed.

Senate Bill 175

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

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 175

Read a third time.

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

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

Noes -- Senator Lorge -- 1.

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

So the bill passed.

Assembly Bill 693

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

Read a second time.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 693** was referred to joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 693** was withdrawn from joint committee on Finance and considered for action at this time.

Read a second time.

Senate amendment 1 to **Assembly Bill 693** offered by Senator Kleczka.

Senator Flynn moved rejection.

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

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

Noes -- Senators Bidwell, Chilsen, Hollander, Kleczka, Lorge, Murphy, Parys, Sensenbrenner and Whittow -- 9.

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

So the motion prevailed.

Senate amendment 2 to **Assembly Bill 693** offered by Senator Parys.

Senator Flynn moved rejection.

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By request of Senator Parys, with unanimous consent, senate amendment 2 was withdrawn and returned to the author.

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 693

Read a third time.

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

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

Noes -- None.

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

So the bill was concurred in.

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

LEAVE OF ABSENCE

By request of Senator Knowles, with unanimous consent, he was granted a leave of absence at 2:15 on Friday, September 26.

By request of Senator Risser, with unanimous consent, the senate returned to the seventh order of business.

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 481

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Assembly Bill 1101

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 481

Relating to miscellaneous changes requested by various state agencies, granting rule-making authority and providing penalties.

By Joint Committee on Finance, by request of Governor Patrick J. Lucey.

Read first time and referred to joint committee on Finance.

Assembly Bill 1101

Relating to child support collection, paternity determination, assignment of support rights, and making an appropriation.

By Representatives Rooney, Schricker, McEssy and Porter; co-sponsored by Senators Dorman and Hollander.

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

By request of Senator Dorman, with unanimous consent, **Assembly Bill 481** was withdrawn from joint committee on Finance and referred to committee on Senate Organization.

By request of Senator Flynn, with unanimous consent, **Assembly Bill 1101** was withdrawn from committee on Judiciary and Consumer Affairs and referred to committee on Senate Organization.

AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 104** by Senator Parys.

Senate substitute amendment 2 to **Senate Bill 364** by Senators Sensenbrenner, Lorge, Krueger, Theno, Petri, Murphy, Chilsen, Bidwell and Hollander.

Senate amendment 1 to senate amendment 1 to senate substitute amendment 1 to **Senate Bill 503** by Senator Harnsich.

Senate substitute amendment 1 to **Senate Resolution 18** by Senator Risser, by request of committee on Senate Organization.

Senate substitute amendment 1 to **Assembly Joint Resolution 11** by Senators Flynn and Murphy.

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Senate amendment 1 to Assembly Bill 481 by Senators Chilsen, Krueger and Theno.

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

Upon motion of Senator Whittow the senate adjourned until 9:00 A.M. Friday, September 26.

6:00 P.M.

CHIEF CLERK'S REPORT

The chief clerk records:

Senate Bill 623

Senate Bill 624

Senate Bill 625

Senate Bill 626

Senate Bill 627

Senate Bill 176

Correctly enrolled and presented to the Governor on September 25, 1975.