

JOURNAL OF THE SENATE [February 3, 1976]

STATE OF WISCONSIN

Senate Journal

Eighty-Second Regular Session

TUESDAY, February 3, 1976.

10:00 A.M.

The senate met.

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

Prayer was offered by Reverend James H. Hagerty, State Chaplain, Wisconsin American Legion, Janesville.

The senate remained standing and Senator McKenna 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 week.

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.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 57

Making an application to the Congress of the United States, under article V of the constitution of the United States, for a convention for proposing an amendment to the constitution of the United States to provide for the election of federal district judges.

By Senators Devitt, Swan, LaFave, Martin, Sensenbrenner, Krueger, Lorge, Parys, Chilsen, Theno, Knutson, Bidwell, Hollander, Keppler, Petri, Murphy, Knowles and Whittow, cosponsored by Representatives Shabaz, Thompson, Goodrich, Ausman, Wackett and Luckhardt.

Read and referred to committee on Judiciary and Consumer Affairs.

Senate Joint Resolution 58

Offering condolences to the family of Mrs. R.V. Anderson.

By the entire membership of the Senate, cosponsored by Representative Porter.

Read.

Considered as privileged and taken up.

Adopted.

Ordered immediately messaged.

Senate Joint Resolution 59

To amend sections 1, 17 and 18 of article IV of the constitution; and to create section 35 of article IV and section 3 of article XII of the constitution, relating to initiative-referendum for state and local law-making and for constitutional amendments (1st consideration).

By Senators Frank, Krueger, Keppler, Devitt, Murphy, Swan, Petri, Risser, Chilsen, Harnisch, Flynn, Bidwell, Maurer, Morrison, Parys and Knutson, cosponsored by Representatives Swoboda, Elconin, Gerlach, Lato, Clarenbach, Shannon, Rooney, Goodrich, Behnke, Czerwinski, Sanasarian, Ward, Thompson, Hasenohrl, Dandeneau, Day, Lasee and Lewison.

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

BILLS INTRODUCED

Read first time and referred:

Senate Bill 765

Relating to state tuition payments for children of parents employed at and residing on the grounds of state forests, parks, refuges and reserves.

By Senator Morrison.

To committee on Education.

Senate Bill 766

Relating to putting anatomical gift authorization on the back of driver's licenses.

By Senator Maurer.

To committee on Commerce.

Senate Bill 767

Relating to exempting watercraft laid up for repairs and all pleasure watercraft used for recreational purposes from the personal property tax.

By Senator Maurer.

To Joint Survey Committee on Tax Exemptions.

Senate Bill 768

Relating to exempting discounts, up to 5% for the use of cash from the definition of finance charge in the Wisconsin consumer act.

By Senator Peloquin, cosponsored by Representative Willkom.

To committee on Judiciary and Consumer Affairs.

COMMITTEE REPORTS

The committee on Judiciary and Consumer Affairs reports and recommends for introduction:

Senate Bill 769

Relating to substitution of judges.

By request of the Judicial Council.

Introduction; Ayes, 3; Noes, 0.

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

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and further recommends:

Senate Bill 496

Relating to procedure in county court in small claims type actions.

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

Passage as amended; Ayes, 2; Noes, 1.

Senate Bill 512

Relating to unclaimed ownership interest in, and ownership of a debt of, a business association and the abandonment thereof.

Passage; Ayes, 4; Noes, 0.

Senate Bill 513

Relating to prohibiting the levying of service charges on abandoned property.

Passage; Ayes, 4; Noes, 0.

Senate Bill 520

Relating to increased disbursement limitations for candidates who challenge incumbent officeholders.

Passage; Ayes, 2; Noes, 1.

Senate Bill 588

Relating to the transition to the August 1 commencement of terms of circuit and county judges.

Passage; Ayes, 4; Noes, 0.

Senate Bill 600

Relating to time limitations on actions for damages arising out of the defective or unsafe condition of an improvement to real property.

Adoption of senate amendment 1; Ayes, 3; Noes, 0.

Rejection of senate amendment 2; Ayes, 3; Noes, 0.

Passage as amended; Ayes, 3; Noes, 0.

Senate Bill 620

Relating to public access to certain reports of foreign corporations.

Passage; Ayes, 4; Noes, 0.

Senate Bill 631

Relating to placing issuers of gift annuities under insurance regulations and granting rule-making authority.

Passage; Ayes, 4; Noes, 0.

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Assembly Bill 48

Relating to regulation of buying clubs or plans and providing penalties.

Concurrence; Ayes, 4; Noes, 0.

Assembly Bill 92

Relating to rights of witnesses and secrecy at grand juries.

Concurrence; Ayes, 3; Noes, 1.

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.

Concurrence; Ayes, 4; Noes, 0.

Assembly Bill 358

Relating to discrimination in public accommodations and discrimination by private groups who allow public use of their facilities.

Concurrence; Ayes, 4; Noes, 0.

Senate Bill 638

Relating to prohibiting charges for telephone directory assistance.

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

Without recommendation

Passage; Ayes, 2; Noes, 2.

Without recommendation

JAMES T. FLYNN

Chairman

The joint committee on Finance reports and recommends:

Senate Bill 21

Relating to the waiting period for unemployment compensation.

Passage; Ayes, 8; Noes, 5.

Senate Bill 500

Relating to eligibility for unemployment compensation benefits.

Adoption of senate amendment 1; Ayes, 13; Noes, 0.

Passage as amended; Ayes, 10; Noes, 3.

HENRY DORMAN

Chairman

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The committee on Education reports and recommends:

DE RUYTER, ROSE, of West De Pere, as a member of the Vocational, Technical and Adult Education Board, to succeed Peter Senn, to serve for the term ending May 1, 1981.

Confirmation; Ayes, 5; Noes, 0.

HEIL, JOSEPH, of Milwaukee, as a member of the Medical College of Wisconsin Board, to succeed himself, to serve for the term ending May 1, 1981.

Confirmation; Ayes, 5; Noes, 0.

WOOD, WAYNE W., of Janesville, as a member of the Vocational, Technical and Adult Education Board, to succeed Roy Lane, to serve for the term ending May 1, 1981.

Confirmation; Ayes, 5; Noes, 0.

ZIEN, BURT, of Whitefish Bay, as a member of the Vocational, Technical and Adult Education Board, to succeed himself, to serve for the term ending May 1, 1981.

Confirmation; Ayes, 5; Noes, 0.

BRUCE S. PELOQUIN
Chairman

The committee on Commerce reports and recommends:

Senate Bill 642

Relating to insurance contracts and granting rule-making authority.

Adoption of senate amendment 1; Ayes, 9; Noes, 0.

Passage as amended; Ayes, 9; Noes, 0.

Senate Bill 579

Relating to excluding loans guaranteed by a state or federal agency from bank lending limits.

Passage; Ayes, 7; Noes, 1.

Senate Bill 699

Relating to an interstate compact creating an interstate port authority commission to study the feasibility of merging the port authorities at Duluth, Minnesota, and Superior, Wisconsin, and making appropriations.

Passage; Ayes, 8; Noes, 0.

Assembly Joint Resolution 44

Relating to a legislative council study of the feasibility of establishing mandatory airplane insurance legislation.

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Concurrence; Ayes, 7; Noes, 0.

CASPER, HELEN, of Wisconsin Rapids, as a member of the Savings and Loan Review Board, to succeed Rebecca Young, to serve for the term ending May 1, 1979.

Confirmation; Ayes, 9; Noes, 0.

LEVY, GERALD J., of Fox Point, as a member of the Savings and Loan Review Board, to succeed himself, to serve for the term ending May 1, 1979.

Confirmation; Ayes, 9; Noes, 0.

SCHLITZ, RALPH K., of Wausau, as a member of the Savings and Loan Review Board, to succeed himself, to serve for the term ending May 1, 1979.

Confirmation; Ayes, 9; Noes, 0.

STEFANIAK, NORBERT J., of Milwaukee, as a member of the Real Estate Examining Board, to fill a newly created position on the Board, to serve for the term ending July 1, 1981.

Confirmation; Ayes, 9; Noes, 0.

Senate Bill 667

Relating to prohibiting the division of motor vehicles from requiring the wearing of seat belts.

Passage; Ayes, 8; Noes, 0.

Senate Bill 668

Relating to the use of the uniform traffic citation and complaint for violations of certain laws relating to the duties of drivers and pedestrians.

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

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

Senate Bill 679

Relating to the regulation of reconstructed and homemade motor vehicles.

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

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

Senate Bill 683

Relating to permitting real property listers access to real estate transfer fee returns.

Passage; Ayes, 7; Noes, 1.

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Senate Bill 690

Relating to the purchase by local authorities of official traffic control devices at cost.

Passage; Ayes, 8; Noes, 0.

Senate Bill 715

Relating to speed limits at school crossing intersections when children are present.

Passage; Ayes, 8; Noes, 0.

RONALD G. PARYS
Chairman

MESSAGE FROM THE ASSEMBLY

By Everett E. Bolle, chief clerk.

Mr. President:

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

Assembly Bill 175

Assembly Bill 663

Assembly Bill 727

Assembly Bill 765

Assembly Bill 855

and

Amended and concurred in as amended:

Senate Bill 258, assembly amendment 1 adopted

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 175

Relating to making various changes in town laws.

By Representatives Vanderperren, Conradt, Bradley, Lewison, Lasee, Schroeder and Lewis; co-sponsored by Senators McKenna, Thompson and Martin.

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

Assembly Bill 663

Relating to permissible length of trailers and semitrailers.

By Representative Schneider.

Read first time and referred to committee on Commerce.

Assembly Bill 727

Relating to permitting a public employe to designate a testamentary trust as beneficiary of the employe's interest in the retirement and public employe trust funds.

By Representatives Wackett, Shabaz, DeLong, Azim, Snyder, Olson and Porter, by request of Henry B. Miller.

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

Assembly Bill 765

Relating to use of the terms parent, guardian or spouse in the retail purchasing of alcoholic beverages, changes in the application procedure for licenses and the sale of intoxicating liquors in restaurants (suggested as remedial legislation by the department of justice).

By Committee on Remedial Legislation.

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

Assembly Bill 855

Relating to merger of the Wisconsin retirement fund, the state teachers retirement system and the Milwaukee teachers retirement fund, and granting rule-making authority.

By Representatives Rutkowski, Looby and DeLong; co-sponsored by Senators Thompson and LaFave, by request of the Retirement Research Committee.

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

MOTIONS

Senator Murphy moved reconsideration of the vote by which **Senate Bill 267** failed to be ordered to a third reading.

By request of Senator Murphy, with unanimous consent, the motion for reconsideration of **Senate Bill 267** was laid on the table.

Senator Murphy moved reconsideration of the vote by which **Senate Bill 270** failed to be ordered to a third reading.

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By request of Senator Murphy, with unanimous consent, the motion for reconsideration of **Senate Bill 270** was laid on the table.

CALENDAR OF FEBRUARY 3

Senate Bill 57

Relating to increasing the jurisdictional amount for small claims actions.

Read a second time.

By request of Senator Flynn, with unanimous consent, **Senate Bill 57** was placed at the foot of the calendar.

Senate Bill 130

Relating to an alteration of the prison industries law, and making an appropriation.

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 130

Read a third time.

The ayes and noes were required and the vote was: ayes, 23; noes, 7; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Flynn, Goyke, Harnisch, Kleczka, Knowles, Lorge, McKenna, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 23.

Noes -- Senators Bidwell, Devitt, Hollander, Keppler, LaFave, Martin and Sensenbrenner -- 7.

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

So the bill passed.

Senate Bill 198

Relating to revising the woodland tax law and providing a penalty.

Read a second time.

The question was: Rejection of senate amendment 1?

Senate amendment 1 rejected.

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By request of Senator Chilsen, with unanimous consent, **Senate Bill 198** was placed at the foot of the calendar.

Senate Bill 204

Relating to making various changes in the fish and game laws.
Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 204** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 204** was withdrawn from the 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 204

Read a third time.

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

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

Noes -- Senator LaFave -- 1.

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

So the bill passed.

Senate Bill 205

Relating to revision of forestry laws.
Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

By request of Senator Senator Dorman, with unanimous consent, **Senate Bill 205** was referred to joint committee on Finance.

Senate Bill 209

Relating to the management of lands designated as wilderness, wild, natural or scientific areas, and granting rule-making power.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 209** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 209** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

The question was: Indefinite postponement?

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

Ayes -- Senators Bidwell, Devitt, Dorman, Frank, Goyke, Hollander, Keppler, Knowles, Krueger, LaFave, Maurer, Murphy, Petri, Risser, Sensenbrenner, Theno and Whittow -- 17.

Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Flynn, Harnisch, Kleczka, Lorge, McKenna, Martin, Morrison, Parys, Peloquin, Swan and Thompson -- 15.

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

So the bill was indefinitely postponed.

Senate Bill 219

Relating to free hunting and fishing licenses for disabled veterans.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 219** was referred to joint committee on Finance.

Senate Bill 276

Relating to licenses for the hunting of deer and bear with bow and arrow.

Read a second time.

By request of Senator Senator Dorman, with unanimous consent, **Senate Bill 276** was referred to joint committee on Finance.

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Senate Bill 277

Relating to establishing a state program of financial assistance to municipalities for financing the construction of Great Lakes harbors of refuge and access, granting rule-making authority and making an appropriation.

Read a second time.

By request of Senator Senator Dorman, with unanimous consent, **Senate Bill 277** was referred to joint committee on Finance.

Senate Bill 318

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

Read a second time.

The question was: Adoption of senate amendment 1?

Senator Morrison moved rejection.

The motion prevailed.

The question was: Adoption of senate amendment 2?

Adopted.

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

The question was: Adoption of senate amendment 4?

Adopted.

Senator Dorman in the chair.

10:55 A.M.

President of the senate in the chair.

11:20 A.M.

Senator Devitt moved indefinite postponement of **Senate Bill 318**.

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

Ayes -- Senators Bidwell, Devitt, Frank, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Maurer, Murphy, Parys, Petri and Sensenbrenner -- 14.

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Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Flynn, Goyke, Harnisch, Kleczka, McKenna, Martin, Morrison, Peloquin, Risser, Swan, Theno, Thompson and Whittow -- 18.

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

So the motion did not prevail.

President pro tempore of the senate in the chair.

11:45 A.M.

Senator Murphy moved that **Senate Bill 318** be rereferred to committee on Agriculture, Human Services, Labor and Taxation.

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.

Senate amendment 5 to **Senate Bill 318** offered by Senator Theno.

Senate amendment 5 adopted.

The question was: Shall the bill be ordered to a third reading?

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, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Morrison, Peloquin, Risser and Thompson -- 15.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Maurer, Murphy, Parys, Petri, Sensenbrenner, Swan, Theno and Whittow -- 17.

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

So the bill was not ordered to a third reading.

By request of Senator Dorman, with unanimous consent, **Senate Bills 448, 461, 509 and 523** were referred to joint committee on Finance.

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Upon motion of Senator Whittow the senate recessed until 4:00 P.M.

11:55 A.M.

RECESS

4:00 P.M.

The senate reconvened.

President pro tempore of the senate in the chair.

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, Theno, Thompson and Whittow -- 31.

Absent -- Senator Swan -- 1.

Absent with leave -- Senator Knutson -- 1.

Senate Bill 524

Relating to permitting boats powered by electric motors on any waters of this state and granting rule-making authority.

Read a second time.

Senator Petri moved indefinite postponement.

The motion prevailed.

Senate Bill 525

Relating to increasing the penalty for repeated violations of the water pollution law.

Read a second time.

Senate amendment 1 to **Senate Bill 525** offered by Senator Murphy.

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Senator Petri moved indefinite postponement of **Senate Bill 525**.

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

Ayes -- Senators Bidwell, Chilsen, Cullen, Dorman, Knowles, Krueger, LaFave and Petri -- 8.

Noes -- Senators Bablitch, Berger, Devitt, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 24.

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

So the motion did not prevail.

By request of Senator Whittow, with unanimous consent, **Senate Bill 525** was referred to committee on Senate Organization.

Senate Bill 598

Relating to increasing the membership of the natural resources council of state agencies.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 598** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 598** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

The question was: Shall the bill be ordered to a third reading?

So the bill was not ordered to a third reading.

Senate Bill 599

Relating to destroying confiscated game and apparatus and granting rule-making authority.

Read a second time.

Senate amendment 1 to **Senate Bill 599** offered by Senators Martin and Krueger.

By request of Senator Dorman, with unanimous consent, **Senate Bill 599** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 599** was withdrawn from the joint committee on Finance and considered for action at this time.

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Read a second time.

By request of Senator Martin, with unanimous consent, **Senate Bill 599** was placed at the foot of the calendar.

Senate Bill 633

Relating to authorizing the department of natural resources to issue uniform natural resource citations and complaints, granting rule-making authority and providing a penalty.

Read a second time.

By request of Senator Theno, with unanimous consent, **Senate Bill 633** was withdrawn and returned to the author.

Senate Bill 652

Relating to revising penalties and procedures regarding natural resources' Laws.

Read a second time.

Senate amendment 1 to **Senate Bill 652** offered by Senator Petri.

Senator LaFave asked unanimous consent, that **Senate Bill 652** be referred to committee on Judiciary and Consumer Affairs.

Senator Theno objected.

Senator LaFave moved that **Senate Bill 652** be referred to committee on Judiciary and Consumer Affairs.

By request of Senator Martin, with unanimous consent, **Senate Bills 599** and **652** were rereferred to committee on Natural Resources.

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.

Read.

Senator Kleczka moved nonconcurrency.

The ayes and noes were demanded and the vote was: ayes, 6; noes, 26; absent or not voting, 1; as follows:

Ayes -- Senators Bidwell, Cullen, Kleczka, Lorge, Risser and Sensenbrenner -- 6.

Noes -- Senators Bablitch, Berger, Chilsen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles,

Krueger, LaFave, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Swan, Theno, Thompson and Whittow -- 26.

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

So the motion did not prevail.

Assembly Joint Resolution 40

Concurred in.

Ordered immediately messaged.

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

Assembly Bill 786

Relating to authorizing the board of regents of the university of Wisconsin system to continue and enter into new salary reduction agreements with its employes pursuant to the internal revenue code and to purchase annuities thereunder.

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 786

Read a third time.

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

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

Noes -- Senators Berger and Kleczka -- 2.

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

So the bill was concurred in.

Senate Bill 57

Relating to increasing the jurisdictional amount for small claims actions.

Read a second time.

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

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Senate amendment 2 to **Senate Bill 57** offered by Senators Thompson and Flynn.

Senator Sensenbrenner moved rejection.

The motion did not prevail.

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 57

Read a third time.

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

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

Noes -- Senators Bidwell, Hollander, Lorge, McKenna and Sensenbrenner -- 5.

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

So the bill passed.

Senate Bill 198

Relating to revising the woodland tax law and providing a penalty.

Read a second time.

The question was: Adoption of senate amendment 2?

Adopted.

Senate amendment 3 to **Senate Bill 198** offered by Senators LaFave and McKenna.

Senator Theno moved rejection.

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

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Ayes -- Senators Bablitch, Berger, Bidwell, Cullen, Frank, Goyke, Harnisch, Kleczka, Krueger, Lorge, Morrison, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 17.

Noes -- Senators Chilsen, Devitt, Dorman, Flynn, Hollander, Keppler, Knowles, LaFave, McKenna, Martin, Maurer, Murphy, Parys, Peloquin and Petri -- 15.

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.

Senate Bill 198

Read a third time.

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

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

Noes -- Senators Keppler and LaFave -- 2.

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

So the bill passed.

Senator Swan asked unanimous consent that **Senate Bill 743** be withdrawn from the committee on Governmental and Veterans' Affairs and referred to committee on Senate Organization.

Senator Sensenbrenner objected.

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

AMENDMENTS OFFERED

Senate amendment 2 to **Senate Bill 205** by Senator Krueger.

Senate amendment 1 to senate substitute amendment 2 to **Senate Bill 391** by Senator Swan.

Senate amendment 1 to **Senate Bill 509** by Senator Petri.

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Senate amendment 1 to **Senate Bill 523** by Senator Harnisch.

Senate substitute amendment 1 to **Senate Bill 587** by Senators Petri, Flynn and Harnisch.

Senate amendment 1 to **Senate Bill 632** by Senator Berger.

Senate substitute amendment 1 to **Senate Bill 638** by Senator Cullen.

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 743** by Senators Sensenbrenner and Theno.

Senate amendment 7 to **Assembly Bill 481** by Senator Devitt.

Senate amendment 8 to **Assembly Bill 481** by Senator Martin.

Senate amendment 9 to **Assembly Bill 481** by Senators Petri, Devitt and LaFave.

Upon motion of Senator Whittow the senate adjourned until 9:00 A.M. Wednesday, February 4.

5:45 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 726

On page 11, lines 4, 14 and 16, substitute "8.", "9.", and "10.", respectively, for "5.", "6.", and "7."