

JOURNAL OF THE SENATE [February 4, 1976]

STATE OF WISCONSIN

Senate Journal

Eighty-Second Regular Session

WEDNESDAY, February 4, 1976.

9:00 A.M.

The senate met.

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

Prayer was offered by Pastor Harvey W. Schweppe of Monona United Methodist Church, Monona.

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

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

Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, 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.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 770

Relating to increasing the interest due on judgement for the recovery of money.

By Senator McKenna.

To committee on Judiciary and Consumer Affairs.

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Senate Bill 771

An act to increase the appropriation to the department of public instruction for vocational training in the Lakeland Union High School District.

By Senator Krueger, cosponsored by Representatives Donoghue and Kincaid.

To committee on Education.

Senate Bill 772

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

By Senator Krueger, by request of Eunice Radke, Vilas County Tax Lister.

To committee on Judiciary and Consumer Affairs.

Senate Bill 773

Relating to additional personal exemptions from the individual income tax for dependents who are deaf, blind or mentally incapacitated or who have sustained the loss of a limb.

By Senator Krueger.

To joint committee on Finance.

Senate Bill 774

Relating to use of studded tires on motor vehicles registered to persons residing in certain counties.

By Senators Cullen, Goyke and Krueger.

To committee on Commerce.

Senate Bill 775

Relating to penalties for littering.

By Senator Sensenbrenner.

To committee on Judiciary and Consumer Affairs.

COMMITTEE REPORTS

The committee on Senate Organization reports and recommends for introduction:

Senate Joint Resolution 60

Relating to the recall of 1975 Assembly Bill 641 from the assembly.

Introduction; Ayes, 5; Noes, 0.

and further recommends:

Senate Joint Resolution 55

Granting the Y.M.C.A. Youth in Governmental Committee the use of the legislative chambers on April 2 and 3, 1976.

Adoption; Ayes, 5; Noes, 0.

FRED A. RISSER

Chairman

By request of Senator Whittow, with unanimous consent, **Senate Joint Resolution 60** was considered for action at this time.

Senate Joint Resolution 60

Read and adopted.

The committee on Commerce reports and recommends:

Senate Bill 449

Relating to registration and equipment requirements for wrecker tow trucks, denial of licenses or permits for contract motor carriers by the public service commission, providing a penalty and granting rule-making authority.

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

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

Senate Bill 507

Relating to manually retractable lower bus step on busses used for the urban mass transportation of passengers and providing a penalty.

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

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

RONALD G. PARYS

Chairman

The joint committee on Finance reports and recommends:

Assembly Bill 163

Relating to a revision of procedure concerning contested cases under the administrative procedure act.

Rejection of senate amendment 1; Ayes, 9; Noes, 4.

Adoption of senate amendment 3; Ayes, 14; Noes, 0.

Adoption of senate amendment 4; Ayes, 8; Noes, 0.

Concurrence as amended; Ayes, 7; Noes, 1.

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Senate Bill 313

Relating to the providing of medical psychotherapy.

Introduction of senate substitute amendment 3; Ayes, 14; Noes, 0.

HENRY DORMAN
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 188
Assembly Bill 339
Assembly Bill 443
Assembly Bill 530

Adopted and asks concurrence in:

Motions Under Joint Rule 26:

A Joint Certificate of Commendation by Representative Pabst; cosponsored by Senator Whittow for JOHN L. DOYNE on his retirement as County Executive of Milwaukee County;

A Joint Certificate of Commendation by Representative Byers; cosponsored by Senator Lorge for OSCAR J. SEVERSON on his retirement;

A Joint Certificate of Commendation by Representative Tesmer; cosponsored by Senator Frank for RICHARD R. NEUBAUER on being named "Citizen of the Year";

A Joint Certificate of Commendation by Representative Hanson; cosponsored by Senator McKenna for HANNAH SWART on having authored "Koshkonong Country";

A Joint Certificate of Congratulations by Representative Dueholm; cosponsored by Senator Knowles for the descendants of JOHN AND KAJSA NELSON on the 100th anniversary of the Nelson family farm;

A Joint Certificate of Commendation by Representatives Roberts and Offner; cosponsored by Senator Knutson for the 1975

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LACROSSE LOGAN HIGH SCHOOL FOOTBALL TEAM on their #2 rating in the state;

A Joint Certificate of Commendation by Representatives Roberts and Offner; cosponsored by Senator Knutson for MIKE BERANEK on Holmen High School on his selection to the 1975 LaCrosse Tribune All-Coulee Region Football Team;

and

A Joint Certificate of Commendation by Representative Barbee; cosponsored by Senator Berger for OTTO LUENING on the 75th anniversary and world premiere of his "A Wisconsin Symphony".

and

Concurred in:

Senate Joint Resolution 58
Senate Bill 90

and

Amended and concurred in as amended:

Senate Bill 34, assembly substitute amendment 1 adopted

and

Nonconcurrent in:

Senate Bill 259

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 188

Relating to coroner's compensation, appointment of deputy coroners and coroner approval of autopsies in cases of unusual circumstances.

By Representatives Roth, Matty, Conradt, McEssy, Dorff, Molinaro and Rogers; co-sponsored by Senator Lorge, by request of Bernard Kempf.

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

Assembly Bill 339

Relating to a general "good Samaritan" law:

By Representatives Hanson, Rooney and Early.

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

Assembly Bill 443

Relating to temporary operation permits, acceptable vehicle registration applications, delivering of titles and applications to the division of motor vehicles and providing a penalty.

By Representative Norquist, by request of the Wisconsin Department of Transportation.

Read first time and referred to committee on Commerce.

Assembly Bill 530

Relating to various changes in motor vehicle laws (suggested as remedial legislation by the department of transportation).

By Committee on Remedial Legislation.

Read first time and referred to committee on Commerce.

Motions Under Joint Rule 26:

A Joint Certificate of Commendation by Representative Pabst; cosponsored by Senator Whittow for JOHN L. DOYNE on his retirement as County Executive of Milwaukee County;

A Joint Certificate of Commendation by Representative Byers; cosponsored by Senator Lorge for OSCAR J. SEVERSON on his retirement;

A Joint Certificate of Commendation by Representative Tesmer; cosponsored by Senator Frank for RICHARD R. NEUBAUER on being named "Citizen of the Year";

A Joint Certificate of Commendation by Representative Hanson; cosponsored by Senator McKenna for HANNAH SWART on having authored "Koshkonong Country";

A Joint Certificate of Congratulations by Representative Ducholm; cosponsored by Senator Knowles for the descendants of JOHN AND KAJSA NELSON on the 100th anniversary of the Nelson family farm;

A Joint Certificate of Commendation by Representatives Roberts and Offner; cosponsored by Senator Knutson for the 1975 LACROSSE LOGAN HIGH SCHOOL FOOTBALL TEAM on their #2 rating in the state;

A Joint Certificate of Commendation by Representatives Roberts and Offner; cosponsored by Senator Knutson for MIKE

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BERANEK on Holmen High School on his selection to the 1975 LaCrosse Tribune All-Coulee Region Football Team;

and

A Joint Certificate of Commendation by Representative Barbee; cosponsored by Senator Berger for OTTO LUENING on the 75th anniversary and world premiere of his "A Wisconsin Symphony".

Read and concurred in enmasse.

MOTIONS

MOTIONS UNDER JOINT RULE 26

A Joint Certificate of Congratulations by Senator Berger; cosponsored by Representatives Wahner and Kirby for the JOHN MARSHALL HIGH SCHOOL SWING CHOIR on being chosen to perform at the White House during Bicentennial celebrations;

A Joint Certificate of Commendation by Senator Krueger; cosponsored by Representative Donoghue for EMERY "TRAPPER" MORRISON for his service to the state;

A Joint Certificate of Congratulations by Senator Berger; cosponsored by Representative Behnke and Elconin for CUSTER HIGH SCHOOL DEBATING TEAM on winning first place in the Milwaukee public schools tournament in the varsity and novice divisions;

A Joint Certificate of Congratulations by Senator Theno; cosponsored by Representative Murray for RADIO STATION WSSU-FM on its 10th anniversary of broadcasting.

Read and adopted enmasse.

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

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

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer,

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Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -
- 19.

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

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

So the motion prevailed.

RULING OF THE CHAIR

On January 29, 1976, Senator Sensenbrenner raised the point of
order that **Assembly Bill 481** must be referred to the Joint Survey
Committee on Retirement Systems.

The chair rules that pursuant to s.13.50(6)(a), Wis. Stats.,
Assembly Bill 481 should be referred to the Joint Survey
Committee on Retirement Systems.

Respectfully

MARTIN J. SCHREIBER

President of the senate

Senator Bablitch asked unanimous consent that **Senate Bill 227**
be withdrawn from committee on Senate Organization and referred
to joint committee on Finance.

Senator Sensenbrenner objected.

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,
Klecicka, 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.

CALENDAR OF FEBRUARY 4

Senate Bill 37

Relating to county bonds for highway improvement.

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 37

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, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, 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 Harnisch -- 1.

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

So the bill passed.

Senate Bill 58

Relating to using school busses to provide transportation for the elderly.

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 58

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

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

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Noes -- None.

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

So the bill passed.

Senate Bill 104

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

Read a second time.

Senate amendment 2 to **Senate Bill 104** offered by Senator McKenna.

Senator LaFave moved indefinite postponement.

Senator Dorman in the chair.

10:10 A.M.

LEAVE OF ABSENCE

By request of Senator McKenna, with unanimous consent, he was granted a leave of absence from 10:55 A.M. to 11:30 A.M.

President of the senate in the chair.

10:15 A.M.

The question was: Indefinite postponement of **Senate Bill 104**?

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

9 Ayes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Martin, Morrison, Murphy, Petri, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 23.

Noes -- Senators Berger, Dorman, Flynn, Kleczka, McKenna, Maurer, Parys, Peloquin and Risser -- 9.

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

So the motion prevailed.

By request of Senator Theno, with unanimous consent, the senate recessed until 11:35 A.M.

10:18 A.M.

RECESS

11:35 A.M.

The senate reconvened.

By request of Senators Whittow and Krueger, pursuant to senate rule 76, a 3 minute limit on debate was placed on each member.

LEAVE OF ABSENCE

By request of Senator Peloquin, with unanimous consent, he was granted a leave of absence at 4:00 P.M. through Thursday.

Senate Bill 137

Relating to over and underpayments of fees, licenses and similar charges.

Read a second time.

The question was: Adoption of senate amendment 1?

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 137

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

Noes -- Senators Flynn, Murphy, Petri, Sensenbrenner and Swan -- 5.

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

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So the bill passed.

Senate Bill 227

Relating to exemption of federal retirement system benefits from state income tax.

Read a second time.

By request of Senator Devitt, with unanimous consent, he was added as a coauthor of the bill.

Senator Harnisch asked unanimous consent that **Senate Bill 227** be referred to committee on Agriculture, Human Services, Labor and Taxation.

Senator Sensenbrenner objected.

Senator Harnisch moved that **Senate Bill 227** be referred to committee on Agriculture, Human Services, Labor and Taxation.

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

Ayes -- Senators Cullen, Dorman, Goyke, Harnisch, Maurer, Morrison, Risser, Thompson and Whittow -- 9.

Noes -- Senators Bablitch, Berger, Bidwell, Chilsen, Devitt, Flynn, Frank, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Swan and Theno -- 23.

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

So the motion did not prevail.

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

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

11:45 A.M.

RECESS

4:30 P.M.

The senate reconvened.

President pro tempore of the senate in the chair.

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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, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 31.

Absent -- None.

Absent with leave -- Senators Knutson and Peloquin -- 2.

Senate Bill 227

Senator Whittow raised the point of order that the bill must be referred to Joint Survey Committee on Retirement Systems.

The chair took the point of order under advisement.

Senate Bill 391

Relating to creating a division of migrant and seasonal farm labor and a council on migrant and seasonal farm labor, granting rule-making authority and providing a penalty.

Read a second time.

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

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

Adopted.

The question was: Adoption of senate substitute 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 391

Read a third time.

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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, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 31.

Noes -- None.

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

So the bill passed.

President of the senate in the chair.

4:45 P.M.

Senate Bill 418

Relating to adjudication and payment of claims against the state, and making an appropriation.

Read a second time.

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 418** offered by Senators Kleczka.

Senate amendment 1 adopted.

Senate amendment 2 to senate substitute amendment 1 to **Senate Bill 418** offered by Senator Kleczka.

Senate amendment 2 adopted.

The question was: Adoption of 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 418

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, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 31.

Noes -- None.

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

So the bill passed.

Senate Bill 470

Relating to annuity payments from additional deposits in public employe retirement funds 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 470

Read a third time and passed.

Senate Bill 501

Relating to public service commission procedures for contract motor carriers.

Read a second time.

Senator Petri moved indefinite postponement.

The motion prevailed.

Senate Bill 531

Relating to a refund of a jury fee in traffic forfeiture actions in cases where the defendant is found innocent.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 531** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 531** 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 531

Read a third time.

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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, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 31.

Noes -- None.

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

So the bill passed.

Senate Bill 590

Relating to relocation payments for mobile home owners.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 590** was referred to joint committee on Finance.

Senate Bill 616

Relating to providing life insurance fund coverage for nonstandard risks and making an appropriation.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 616** was referred to joint committee on Finance.

Senate Bill 632

Relating to insurance underwriting restrictions and granting rule-making authority.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 632** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 632** was withdrawn from the joint committee on Finance and considered for action at this time.

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 632

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, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 31.

Noes -- None.

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

So the bill passed.

Senator Parys moved reconsideration of the vote by which **Senate Bill 501** was indefinitely postponed.

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

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Parys, Risser, Swan, Theno, Thompson and Whittow -- 26.

Noes -- Senators Bidwell, Hollander, Murphy, Petri and Sensenbrenner -- 5.

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

So the motion prevailed.

The question was: Indefinite postponement of **Senate Bill 501**?

So the bill was not indefinitely postponed.

By request of Senator Dorman, with unanimous consent, **Senate Bill 501** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 501** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

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Senate amendment 2 to **Senate Bill 501** offered by Senator Petri.

Senator Parys moved rejection.

The motion prevailed.

Senate amendment 3 to **Senate Bill 501** offered by Senator Petri.

Senator LaFave moved rejection.

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

Ayes -- Senators Devitt, Dorman, Goyke, Keppler, Knowles, LaFave, Lorge, Martin, Maurer, Parys, Risser, Swan, Theno and Whittow -- 14.

Noes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Flynn, Frank, Harnisch, Hollander, Kleczka, Krueger, McKenna, Morrison, Murphy, Petri, Sensenbrenner and Thompson -- 17.

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

So the motion did not prevail.

By request of Senator Petri, with unanimous consent, **Senate Bill 501** was placed at the foot of the calendar.

Senate Bill 643

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

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 643** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 643** was withdrawn from the joint committee on Finance and considered for action at this time.

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 643

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, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 31.

Noes -- None.

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

So the bill passed.

Senate Bill 660

Relating to requiring school busses to be equipped with flashing warning lamps and to operate them while approaching and traversing a railroad crossing.

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 660

Read a third time and passed.

Assembly Bill 65

Relating to publication of notice to cut noxious weeds.

Read a second time.

Senator Krueger moved nonconcurrency.

The motion prevailed.

Assembly Bill 248

Relating to payment of 2 years' back taxes for persons who withdraw land from the woodland tax law status.

Read a second time.

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By request of Senator Theno, with unanimous consent, **Assembly Bill 248** was referred to committee on Senate Organization.

Assembly Bill 387

Relating to revision of boating laws to conform to applicable federal regulations affecting boat numbering, equipment and accident reporting and granting rule-making authority.

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.

The question was: Adoption of senate amendment 4?

Senator Krueger moved nonconcurrency.

The motion prevailed.

Assembly Bill 434

Relating to processing air contaminant project applications and confidentiality of related records.

Read a second time.

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, 16; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Risser, Thompson and Whittow -- 15.

Noes -- Senators Bidwell, Chilsen, Devitt, Goyke, Harnisch, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Murphy, Petri, Sensenbrenner, Swan and Theno -- 16.

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

So the bill was not ordered to a third reading.

Assembly Bill 444

Relating to intergovernmental cooperation with farm drainage districts.

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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 444

Read a third time and concurred in.

Assembly Bill 555

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

Read a second time.

Senate amendment 1 to **Assembly Bill 555** offered by Senator Berger.

Senator Parys moved rejection.

Senator Swan moved nonconcurrency.

The ayes and noes were demanded and the vote was: ayes, 4; noes, 27; absent or not voting, 2; as follows:

Ayes -- Senators Berger, Morrison, Sensenbrenner and Swan -- 4.

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

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

So the motion prevailed.

The question was: Rejection of senate amendment 1?

The motion prevailed.

Senate amendment 2 to **Assembly Bill 555** offered by Senator Berger.

Senator Lorge moved rejection.

The motion prevailed.

Senate amendment 3 to **Assembly Bill 555** offered by Senator Berger.

Senator Parys moved rejection.

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The motion prevailed.

Senate amendment 4 to **Assembly Bill 555** offered by Senator Sensenbrenner.

Senator Lorge moved rejection.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 11; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Kleczka, Knowles, LaFave, Lorge, McKenna, Martin, Murphy, Parys, Petri, Risser, Thompson and Whittow -- 20.

Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Keppler, Krueger, Maurer, Morrison, Sensenbrenner, Swan and Theno -- 11.

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

So the motion prevailed.

Senate amendment 5 to **Assembly Bill 555** offered by Senator Sensenbrenner.

The amendment was not adopted.

Senate amendment 6 to **Assembly Bill 555** offered by Senator Sensenbrenner.

Senator Lorge moved rejection.

The motion prevailed.

Ordered to a third reading.

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

Senator Berger objected.

Senator Whittow moved that the bill be considered for final action at this time.

The ayes and noes were demanded and the vote was: ayes, 29; noes, 2; absent or not voting, 2; 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, Petri, Risser, Sensenbrenner, Theno, Thompson and Whittow -- 29.

Noes -- Senators Berger and Swan -- 2.

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

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

Assembly Bill 555

Read a third time.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 555** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 555** 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.

Assembly Bill 555

Read a third time.

The ayes and noes were required and the vote was: ayes, 27; noes, 4; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Murphy, Parys, Petri, Risser, Theno, Thompson and Whittow -- 27.

Noes -- Senators Berger, Morrison, Sensenbrenner and Swan -- 4.

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

So the bill was concurred in.

LEAVE OF ABSENCE

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

Assembly Bill 592

Relating to maintaining of snowmobile records.

Read a second time.

Ordered to a third reading.

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

Assembly Bill 592

Read a third time and concurred in.

Assembly Bill 596

Relating to perpetuation of Canada geese in this state through deperadation payments, highway assistance, disease control and hunting regulations, and granting rule-making authority.

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 596

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

Noes -- Senator Risser -- 1.

Absent or not voting -- Senators Bidwell, Knutson and Peloquin -- 3.

So the bill was concurred in.

Assembly Bill 909

An act to cede rights of the state to certain lands in the city of Delavan to the city of Delavan for park and recreational purposes.

Read a second time.

Senator Berger raised the point of order that the statutes required that an environmental impact statement be filed on this bill.

The chair took the point of order under advisement.

Senate Bill 501

The question was: Adoption of senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 15; absent or not voting, 3; as follows:

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Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Flynn, Frank, Harnisch, Hollander, Kleczka, Krueger, McKenna, Morrison, Murphy, Petri and Sensenbrenner -- 15.

Noes -- Senators Devitt, Dorman, Goyke, Keppler, Knowles, LaFave, Lorge, Martin, Maurer, Parys, Risser, Swan, Theno, Thompson and Whittow -- 15.

Absent or not voting -- Senators Bidwell, Knutson and Peloquin -- 3.

So the amendment was not adopted.

Senator Petri moved reconsideration of the vote by which senate amendment 3 was refused adoption.

The ayes and noes were demanded and the vote was: ayes, 21; noes, 9; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Harnisch, Hollander, Kleczka, Krueger, Lorge, McKenna, Morrison, Murphy, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 21.

Noes -- Senators Chilsen, Devitt, Goyke, Keppler, Knowles, LaFave, Martin, Maurer and Parys -- 9.

Absent or not voting -- Senators Bidwell, Knutson and Peloquin -- 3.

So the motion prevailed.

The question was: Adoption of senate amendment 3?

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

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Harnisch, Hollander, Kleczka, Lorge, McKenna, Morrison, Murphy, Petri, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 19.

Noes -- Senators Chilsen, Devitt, Goyke, Keppler, Knowles, Krueger, LaFave, Martin, Maurer, Parys and Risser -- 11.

Absent or not voting -- Senators Bidwell, Knutson and Peloquin -- 3.

So the amendment was adopted.

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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Senate Bill 501

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

Noes -- Senator Risser -- 1.

Absent or not voting -- Senators Bidwell, Knutson and Peloquin -- 3.

So the bill passed.

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 12:00 Noon for Thursday, February 5.

By request of Senator Knowles, with unanimous consent, he was granted a leave of absence for February 26 and 27.

By request of Senator Berger his point of order on **Assembly Bill 909** was withdrawn.

Assembly Bill 909

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 909

Read a third time and concurred in.

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Ordered immediately messaged.

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 652** by Senator Theno.

Senate amendment 1 to **Senate Bill 705** by Senator Murphy, by request of Legislative Committee of Milwaukee County.

Senate amendment 10 to **Assembly Bill 481** by Senators LaFave, Thompson, Devitt, Parys, Martin, Krueger, Keppler, Maurer, Goyke, Flynn, Morrison, Swan, Hollander and Knowles.

Upon motion of Senator Whittow the senate adjourned until 9:00 A.M. Thursday, February 5.

6:55 P.M.