

JOURNAL OF THE SENATE [February 5, 1976]

STATE OF WISCONSIN

Senate Journal

Eighty-Second Regular Session

THURSDAY, February 5, 1976.

9:00 A.M.

The senate met.

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

Prayer was offered by Reverend Julius Stagner, Pastor of Midvale Baptist Church, Madison.

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

LEAVE OF ABSENCE

By request of Senator Bidwell, with unanimous consent, he was granted a leave of absence at 10:00 A.M. for the balance of the day.

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

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

Absent -- None.

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

BILLS INTRODUCED

Read first time and referred:

Senate Bill 776

Relating to labeling of cheese produced with imported milk.

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By Senator Krueger.

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

Senate Bill 777

Relating to authorizing towns to receive county forest road aid.

By Senator Krueger.

To committee on Natural Resources.

Senate Bill 778

Relating to increasing the amount of county forest timber sales that may be made without sealed bid or public auction.

By Senator Krueger.

To committee on Natural Resources.

Senate Bill 779

Relating to income continuation insurance for local employes and granting rule-making authority.

By Senator Cullen.

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

Senate Bill 780

Relating to use of private facilities by state departments and agencies.

By Senators Cullen, Goyke, Morrison and Harnisch.

To joint committee on Finance.

Senate Bill 781

Relating to the procedure for holding of special elections.

By Senator Sensenbrenner.

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To committee on Governmental and Veterans' Affairs.

COMMITTEE REPORTS

The committee on Senate Organization reports and recommends for introduction:

Senate Joint Resolution 61

Adopting, renumbered into a topical sequence and with the modifications shown, the joint rules observed at the conclusion of the 1973 regular session as the joint rules of the 1975 legislature.

Introduction; Ayes, 5; Noes, 0.

Read and referred to committee on Senate Organization.

FRED A. RISSER

Chairman

The joint committee on Revisions, Repeals and Uniform Laws reports and recommends for introduction:

Senate Bill 782

An act to amend various provisions of the statutes for the purpose of correcting errors, clarifying language and eliminating distinctions based upon sex as directed by section 13.93(1)(m) of the statutes (Revisor's Correction Bill).

Introduction; Ayes, 5; Noes, 0.

Read first time and referred to joint committee on Revisions, Repeals and Uniform Laws.

JAMES T. FLYNN

Chairman

The committee on Natural Resources reports and recommends:

Senate Bill 652

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

Passage; Ayes, 5; Noes, 0.

JEROME A. MARTIN

Chairman

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The committee on Education reports and recommends:

Senate Bill 114

Relating to preservation of the buildings and grounds of the former Downer college at the University of Wisconsin-Milwaukee.

Passage; Ayes, 5; Noes, 0.

Assembly Bill 298

Relating to terms of employment and duties of public school administrators.

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 1057

Relating to increasing appropriations for public library systems.

Concurrence; Ayes, 5; Noes, 0.

BRUCE S. PELOQUIN

Chairman

EXECUTIVE COMMUNICATIONS

GOODMAN, ARNOLD, of Racine, as a member of the Housing Finance Authority, to succeed Lawrence Katz, for the balance of the term ending January 1, 1976 and for the full term ending January 1, 1980.

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.

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.

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.

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.

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.

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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.

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.

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.

By request of Senator Whittow, with unanimous consent, the above appointments were considered enmasse.

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, 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 appointments were confirmed.

By request of Senator Theno, with unanimous consent, the senate recessed until 9:35 A.M.

9:15 A.M.

RECESS

9:35 A.M.

The senate reconvened.

Senate Bill 234

Relating to registration of electors, granting rule-making authority, making an appropriation and providing for a referendum.

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

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

Ayes -- None.

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

Less than two-thirds having voted in the affirmative the vetoed part of the bill did not pass.

Senate Bill 420

Relating to authorizing cities and villages to use tax incremental financing in connection with certain public improvement projects.

By request of Senator Hollander the question was divided on overriding the veto on **Senate Bill 420**.

President pro tempore of the senate in the chair.

9:45 A.M.

The question was: Shall the vetoed part of the bill, sections 1 and 1r, pass notwithstanding the objections of the Governor?

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

Ayes -- Senators Bablitch, Chilsen, Cullen, Devitt, Harnisch, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Murphy, Petri, Sensenbrenner, Theno and Thompson -- 19.

Noes -- Senators Berger, Dorman, Flynn, Frank, Goyke, Kleczka, McKenna, Parys, Risser, Swan and Whittow -- 11.

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

Less than two-thirds having voted in the affirmative the vetoed part of the bill did not pass.

The question was: Shall the vetoed part of the bill, section 3 (12), pass notwithstanding the objections of the Governor?

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

Ayes -- None.

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Noes -- 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, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 30.

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

Less than two-thirds having voted in the affirmative the vetoed part of the bill did not pass.

MESSAGE FROM THE ASSEMBLY

By Everett E. Bolle, chief clerk.

Mr. President:

I am directed to inform you that the assembly has concurred in:

Senate Joint Resolution 60

Assembly Bill 641, recalled by the senate pursuant to **Senate Joint Resolution 60**

Passed and asks concurrence in:

Assembly Bill 568

Assembly Bill 660

Assembly Bill 755

Assembly Bill 767

Assembly Bill 870

and

Amended and concurred in as amended:

Senate Bill 146, assembly amendments 1 and 2 adopted

Adopted and asks concurrence in:

Assembly Joint Resolution 49

and

Passed and asks concurrence in:

Assembly Bill 267

Assembly Bill 345

Assembly Bill 546

Assembly Bill 618

Assembly Bill 620

Assembly Bill 682

Assembly Bill 764

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and

Nonconcurring in:

Senate Joint Resolution 28

Passed and asks concurrence in:

Assembly Bill 114

and

Concurring in:

Senate Joint Resolution 25

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 641

Relating to creditable service for retirement benefits for elected state officials.

By Representatives McEssy, Rutkowski, Early, Molinaro, Dorff, Byers, Conradt, Lewison, N.C. Anderson, Schricker, Johnson, DeLong, Azim, Bradley and Looby.

Read first time and referred to committee on Senate Organization.

Assembly Bill 568

Relating to awarding of costs and fees if an action, special proceeding, cross complaint or counterclaim is determined to be frivolous.

By Representatives Hanson, Sensenbrenner, Rogers, Rooney, Ferrall, Early, Roberts, Plewa, Byers, Lingren, Potter, Dorff, Kirby, Tuczynski, Wahner, Schneider, Roth, Murray, Lallensack, Shannon, Dandeneau, Soucie, Rutkowski, Norquist, Ward, Gerlach, Tropman, Jackamonis, Dueholm, Molinaro, Conta, Barczak, Looby, Lewison, Schroeder, Bradley, Lewis, L.F. Anderson, Gunderson, Donoghue, Conradt, Ellis, McEssy, Tregoning, Schmidt, Kincaid, Clarenbach, Giese, Johnson, Day, Menos, Sicula, Lato and Willkom.

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

Assembly Bill 660

Relating to payment procedures for first lien mortgage construction loans.

By Representative Rogers, by request of David Pennings.

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

Assembly Bill 755

Relating to increasing state aids to owners of cattle condemned as infected with tuberculosis and increasing an appropriation.

By Representatives Azim, O'Malley, DeLong, Porter, Swoboda, Bradley, Mohn, Schroeder, Ellis, Schricker, Lewison, Tregoning, McEssy, Giese, Gunderson, Vanderperren, Donoghue, Byers, Lallensack, Day, Duren, L.F. Anderson, Conradt, Everson, Potter, Roth and Ausman; co-sponsored by Senators Thompson, Maurer, Cullen, Morrison, Goyke, Harnisch, Bablitch, Martin, Hollander and Krueger.

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

Assembly Bill 767

Relating to licensing of veterinarians and certification of animal technicians.

By Committee on Agriculture.

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

Assembly Bill 870

Relating to bank investments in agricultural credit corporations.

By Representative Dueholm.

Read first time and referred to committee on Commerce.

Assembly Joint Resolution 49

Relating to directing the legislative council to study methods of informing attorneys and the public concerning criminal penalties not contained in the criminal code.

By Representative Tesmer.

Read and referred to committee on Judiciary and Consumer Affairs.

Assembly Bill 267

Relating to sentencing and treatment of persons who are convicted of delivering narcotics.

By Representatives Behnke, Hauke, Plewa, Elconin, Lallensack, Mittness, Dorff, Pabst, Rogers, Everson, Potter, Menos, Matty, Swoboda, Klicka, Schroeder, Vanderperren, L.F. Anderson, Kincaid, Conradt, Tesmer, Bradley, Lewison, Thompson, DeLong, Shabaz, Wackett, Luckhardt, Schricker, Porter, Donoghue, Gunderson, Olson, Sensenbrenner, Roth, Ellis, Lewis, Rooney, Day, Hanson, O'Malley, Looby, Schmidt, Opitz, Gower, Shannon,

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Lasec, Kirby, Groshek, Barczak, Lato, Hasenohrl and Soucie; co-sponsored by Senators Parys, Devitt, LaFave, Berger, Cullen, Frank, Theno, Kleczka, Murphy, Knutson, Martin, Whittow and Bidwell.

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

Assembly Bill 345

AN ACT to cede certain land to the city of New Berlin for park and recreation purposes.

By Representative Shabaz; co-sponsored by Senator Devitt.

Read first time and referred to committee on Natural Resources.

Assembly Bill 546

Relating to circulation dates for nomination papers of independent candidates at partisan elections.

By Representatives Kedrowski, McClain, Dueholm, Wahner and Elconin.

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

Assembly Bill 618

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

By Representatives Otte, Hauke, Looby, Behnke, Dorff, Molinaro, Pabst, N.C. Anderson, McEssy, Shabaz, Potter, McClain, Azim and Sricula, by request of the State AFL-CIO and American Federation of Musicians.

Read first time and referred to committee on Senate Organization.

Assembly Bill 620

Relating to extending closing hours for holders of retail Class "B" and "Class B" liquor licenses in counties under 500,000.

By Representatives Kedrowski, Early, Kincaid, Matty, Tropman, Jackamonis, Snyder, Conradt, McClain, Norquist and Rutkowski.

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

Assembly Bill 682

Relating to modification to the legal settlement provision in the administration of general relief.

By Representative Schricker, by request of the Select Committee on Health and Social Services.

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

Assembly Bill 764

Relating to remedial legislation requested by the department of health and social services.

By Committee on Remedial Legislation.

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

Assembly Bill 114

Relating to increasing the rate of interest to be paid upon delinquent property taxes and forest cropland acreage shares.

By Representatives Roberts, Hanson, Mohn, Early and Kedrowski.

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

CALENDAR OF FEBRUARY 5

Senate Bill 258

Relating to the number of legislators on the joint survey committee on retirement systems.

The question was: Concurrence in assembly amendment 1?

Concurred in.

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.

Read and adopted.

Senate Bill 492

Relating to airport zoning.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 492** was referred to joint committee on Finance.

Senator Whittow introduced Senator Schuele, former representative of the fifth senatorial district, and with unanimous consent, he addressed a few remarks to the senate.

The sergeant-at-arms escorted Senator Schuele to the podium.

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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.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

The question was: Rejection of senate amendment 2?

Senate amendment 2 rejected.

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 600

Read a third time and passed.

Senate Bill 620

Relating to public access to certain reports of foreign corporations.

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 620

Read a third time and passed.

Senate Bill 631

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

Read a second time.

Ordered to a third reading.

By request of Senator Dorman, with unanimous consent, **Senate Bill 631** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 631** 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.

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Senate Bill 631

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 Bablitch, Berger, 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 -- 30.

Noes -- None.

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

So the bill passed.

Senate Bill 638

Relating to prohibiting charges for telephone directory assistance.

Read a second time.

Senator Whittow moved indefinite postponement.

The ayes and noes were demanded and the vote was: ayes, 17; noes, 13; absent or not voting, 3; as follows:

Ayes -- Senators Devitt, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Parys, Risser, Theno and Whittow -- 17.

Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Dorman, Kleczka, McKenna, Morrison, Murphy, Petri, Sensenbrenner, Swan and Thompson -- 13.

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

So the motion prevailed.

Senate Bill 667

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

Read a second time.

Ordered to a third reading.

By request of Senator Dorman, with unanimous consent, **Senate Bill 667** was referred to the joint committee on Finance.

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By request of Senator Dorman, with unanimous consent, **Senate Bill 667** 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 667

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.

Senate Bill 679

Relating to the registration of reconstructed and homemade motor vehicles.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

By request of Senator Dorman, with unanimous consent, **Senate Bill 679** was referred to joint committee on Finance.

Senate Bill 683

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

Read a second time.
Ordered to a third reading.

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

Senate Bill 683

Read a third time and passed.

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Senate Bill 690

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

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 690** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 690** 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 Bablitch, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 690

Read a third time and passed.

Senate Bill 715

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

Read a second time.

Ordered to a third reading.

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

Senate Bill 715

Read a third time and passed.

Senator Parys asked unanimous consent that **Assembly Bills 48, 92, 244** and **358** be rereferred to committee on Senate Organization.

Senator Bablitch objected.

Senator Parys moved that **Assembly Bill 48** be rereferred to committee on Senate Organization.

By request of Senator Parys, with unanimous consent, the senate recessed until 12:25 P.M.

12:03 P.M.

RECESS

12:25 P.M.

The senate reconvened.

By request of Senator Parys his motion to refer **Assembly Bill 48** to committee was withdrawn.

Assembly Bill 48

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

Read a second time.

Senator Parys asked unanimous consent that **Assembly Bill 48** be referred to committee on Judiciary and Consumer Affairs.

Senator Bablitch objected.

Senator Parys moved that **Assembly Bill 48** be referred to committee on Judiciary and Consumer Affairs.

The ayes and noes were demanded and the vote was: ayes, 12; noes, 17; absent or not voting, 4; as follows:

Ayes -- Senators Chilsen, Devitt, Harnisch, Hollander, Keppler, Krueger, LaFave, Murphy, Parys, Sensenbrenner, Swan and Theno -- 12.

Noes -- Senators Bablitch, Berger, Cullen, Doorman, Flynn, Frank, Goyke, Kleczka, Lorge; McKenna, Martin, Maurer, Morrison, Petri, Risser, Thompson and Whittow -- 17.

Absent or not voting -- Senators Bidwell, Knowles, Knutson and Peloquin -- 4.

So the motion did not prevail.

Senator Parys asked unanimous consent that **Assembly Bill 48** be referred to committee on Commerce.

Senator Kleczka objected.

Senator Parys moved that **Assembly Bill 48** be referred to committee on Commerce.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 15; absent or not voting, 4; as follows:

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LaFave, Lorge, Martin, Murphy, Parys, Sensenbrenner, Swan and Theno -- 14.

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Kleczka, McKenna, Maurer, Morrison, Petri, Risser, Thompson and Whittow -- 15.

Absent or not voting -- Senators Bidwell, Knowles, Knutson and Peloquin -- 4.

So the motion did not prevail.

Ordered to a third reading.

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

Senator Parys objected.

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

The ayes and noes were required and the vote was: ayes, 17; noes, 12; absent or not voting, 4; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Hollander, Kleczka, McKenna, Martin, Maurer, Morrison, Petri, Risser, Thompson and Whittow -- 17.

Noes -- Senators Chilsen, Devitt, Harnisch, Keppler, Krueger, LaFave, Lorge, Murphy, Parys, Sensenbrenner, Swan and Theno -- 12.

Absent or not voting -- Senators Bidwell, Knowles, Knutson and Peloquin -- 4.

Less than two-thirds having voted in the affirmative the motion did not prevail.

Assembly Bill 92

Relating to rights of witnesses and secrecy at grand juries.

Read a second time.

By request of Senator Parys, with unanimous consent, **Assembly Bill 92** was rereferred to committee on Judiciary and Consumer Affairs.

Assembly Bill 244

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

Read a second time.

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Senator Parys asked unanimous consent that **Assembly Bill 244** be referred to committee on Judiciary and Consumer Affairs.

Senator Flynn objected.

Senator Parys asked unanimous consent that **Assembly Bill 244** be referred to committee on Commerce.

Senator Flynn objected.

Senator Parys moved that **Assembly Bill 244** be referred to committee on Commerce.

The ayes and noes were demanded and the vote was: ayes, 13; noes, 16; absent or not voting, 4; as follows:

Ayes -- Senators Chilsen, Devitt, Goyke, Harnisch, Hollander, Keppler, Krueger, LaFave, Murphy, Parys, Sensenbrenner, Swan and Theno -- 13.

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Kleczka, Lorge, McKenna, Martin, Maurer, Morrison, Petri, Risser, Thompson and Whittow -- 16.

Absent or not voting -- Senators Bidwell, Knowles, Knutson and Peloquin -- 4.

So the motion did not prevail.

Ordered to a third reading.

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

Senator Murphy objected.

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

The ayes and noes were required and the vote was: ayes, 15; noes, 14; absent or not voting, 4; as follows:

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

Noes -- Senators Chilsen, Devitt, Goyke, Harnisch, Hollander, Keppler, Krueger, LaFave, Lorge, Murphy, Parys, Petri, Sensenbrenner and Theno -- 14.

Absent or not voting -- Senators Bidwell, Knowles, Knutson and Peloquin -- 4.

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Less than two-thirds having voted in the affirmative, the motion did not prevail.

Assembly Bill 358

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

Read a second time.

Senator Parys asked unanimous consent that **Assembly Bill 358** be referred to committee on Commerce.

Senator Bablitch objected.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 358** was referred to joint committee on Finance.

By request of Senator Martin, with unanimous consent, the senate returned to the third and fourth orders of business.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 783

Relating to modifying time limitations for compliance by public treatment works with effluent limitations set by the department of natural resources.

By Senators Martin, Harnisch, Krueger, Hollander, Chilsen, Lorge, Maurer, Thompson, LaFave, Cullen, Swan, Bablitch, Morrison, Goyke, Theno and Devitt, cosponsored by Representatives Wahner, Kedrowski, Day, Metz and Byers.

By request of the Department of Natural Resources.

To committee on Natural Resources.

COMMITTEE REPORTS

The committee on Commerce reports and recommends:

OESTREICHER, JOHN C., of Marshfield, as a member of the Public Service Commission, effective January 9, 1976, to succeed Richard D. Cudahy, resigned, to serve for the term ending March 1, 1979.

Confirmation: Ayes, 9; Noes, 0.

Senate Bill 716

Relating to a study of the effects and advantages of the utilization of methane and wood alcohol for commercial and domestic use.

Passage; Ayes, 9; Noes, 0.

RONALD G. PARYS

Chairman

AMENDMENTS OFFERED

Senate amendment 1 to Assembly Bill 92 by Senator Sensenbrenner.

Senate amendment 2 to Assembly Bill 92 by Senator Murphy.

By request of Senator Whittow, with unanimous consent, the senate adjourned in honor of the marriage of Sandra Gilbertson on Friday, February 6.

Upon motion of Senator Whittow the senate adjourned until Tuesday, February 10.

1:05 P.M.