

JOURNAL OF THE SENATE [February 12, 1976]

STATE OF WISCONSIN

Senate Journal

Eighty-Second Regular Session

THURSDAY, February 12, 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 Thomas A. Going, Pastor of Immanuel Lutheran Church, Madison.

The senate remained standing and Senator Krueger 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.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 62

Relating to the life and public service of Raymond M. Sheehy.

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

Read.

By request of Senator Krueger, with unanimous consent, the resolution was considered for action at this time.

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Adopted.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 790

Relating to exempting volunteer fire fighters from vocational school program fees and tuition charges.

By Senators Krueger, LaFave, Sensenbrenner, Martin, Maurer, Theno, Cullen and Devitt, cosponsored by Representatives Schricker, Gunderson and Donoghue, by request of Wisconsin State Fireman's Association and Wisconsin State Fire Chief's Association.

To joint committee on Finance.

Senate Bill 791

Relating to selection of juries and witness fees.

By Senator Keppler cosponsored by Representatives Otte and Potter, by request of Mrs. Agnes Melanz, Clerk of Courts, Sheboygan.

To committee on Judiciary and Consumer Affairs.

COMMITTEE REPORTS

The committee on Commerce reports and recommends:

Senate Bill 642

Relating to insurance contracts and granting rule-making authority.

Introduction of senate amendment 3; Ayes, 9; Noes, 0.

Introduction of senate amendment 4; Ayes, 9; Noes, 0.

RONALD G. PARYS

Chairman

Report of
Committee of Conference
on
Assembly Joint Resolution 11

The members of the Committee of Conference on **Assembly Joint Resolution 11** report and recommend:

1. That both houses recede from their respective positions on **Assembly Joint Resolution 11** as documented, respectively, by their

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adoptions of assembly substitute amendment 3 (as amended) and senate substitute amendment 1 to said joint resolution; and

2. That both houses, by their acceptance of this report adopt or concur, respectively, in conference substitute amendment 1 to Assembly Joint Resolution 11 which is offered herewith by the Committee of Conference and made a part of this report.

JAMES T. FLYNN
Senate Chairman

LLOYD A. BARBEE
Assembly Chairman

TIMOTHY F. CULLEN

HARRY G. SNYDER

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 341
Assembly Bill 506
Assembly Bill 629
Assembly Bill 219
Assembly Bill 282
Assembly Bill 303
Assembly Bill 415

and

Amended and concurred in as amended:

Senate Bill 12, assembly amendment 1 adopted

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 341

Relating to alteration of the council on drug abuse.

By Representatives Early and Giese; co-sponsored by Senators McKenna and Petri, by request of the Council on Drug Abuse.

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

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Assembly Bill 506

Relating to threats against persons or property and providing penalties.

By Representatives Schneider, Kedrowski, Donoghue, Barbee, Hasenohrl, Roberts, Johnson, Otte, Molinaro, Kincaid, Ward, Conta, Lingren, Looby, Kirby, McEssy, Schricker, Willkom, Thompson, Murray, Tropman, McClain, Byers, Schroeder and Klicka; co-sponsored by Senators Hollander, Berger, Bablitch and Murphy.

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

Assembly Bill 629

Relating to requiring city school districts to use the school year for their fiscal year and the veto power of a mayor concerning certain school tax resolutions of a common council.

By Representatives Schricker, Lewison, Byers and Giese; co-sponsored by Senators Martin and Theno.

Read first time and referred to committee on Education.

Assembly Bill 219

Relating to certification by the clerk of circuit court of county judges' salaries in counties having a population of 500,000 or more.

By Representatives Barbee, Sensenbrenner, Sicula and Tesmer, by request of Milwaukee County.

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

Assembly Bill 282

Relating to municipal administrative procedure and review.

By Committee on Judiciary, by request of the Judicial Council.

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

Assembly Bill 303

Relating to issuance of automobile license plates with low numbers.

By Representatives Vanderperren, Lallensack, Early, Looby, Kedrowski and Hasenohrl.

Read first time and referred to committee on Commerce.

Assembly Bill 415

Relating to establishment of a requirement for females to submit to rubella tests before marriage.

By Representatives Rutkowski, Clarenbach and Gerlach.

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

By request of Senator Hollander, with unanimous consent, Senator Knowles' remarks on Abraham Lincoln's birthday were recorded in the journal.

Often Lincoln seems to be part of an unreal American heritage, a sainted statesman, an American somehow beyond politics. In truth of course, he was a party activist, a politician, a candidate that people voted for and against. He won some elections and he lost some elections. And because he was these things, he had the opportunity to serve in government and to make the kind of a contribution that we remember. Allister Cook, in his book "America", wrote this about Lincoln. "It is difficult and in some quarters thought to be tasteless to talk sense about Lincoln, but we must try. For the holy image and the living man were very far apart. And keeping them so does no service either to Lincoln or the art of government."

Like all strong characters, he was well hated and like most frontiersmen who came to high office, he was ridiculed for his directness and country manners. Lincoln is hailed as a patron saint of the Republican party but, in truth, Lincoln was not highly partisan. In his appointments, party labels meant very little to him and in his first cabinet, 5 out of 7 cabinet members were political opponents. And Seward, perhaps his most bitter political enemy, was appointed Secretary of War during the Civil War. Lincoln explained this by saying they were simply the best men for the job - a lesson perhaps some Wisconsin Governors could take heed of. But while he was not highly partisan, he did set forth the philosophy that I believe in as a Republican. He believed foremost as we do in the rights and dignity of every individual and the value of our free enterprise system and in limited role for government. He described it as doing for a community of people whatever they need to have done, but cannot do at all, or cannot do so well for themselves in their separate and individual capacities, and all that people can do as well for themselves government ought not to interfere. This has become the creed of the Republican party.

I have the works of Carl Sandburg at home and I have gone through the works and I particularly enjoy Lincoln the politician. He was in truth a master politician. He was a compromiser, he was a master of the art of the possible. For example, the document for which he is most famous probably is his Emancipation Proclamation. The Emancipation Proclamation did not free all of the slaves. What Lincoln did was that which was politically possible

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to do. Certainly all slaves were freed at a later date, but the Emancipation Proclamation was a compromise. Lincoln did just what was possible to do -- the art of the possible.

Another thing I like about Lincoln is that during his years (the 4 terms he served in the Illinois House of Representatives) history records he did little talking. Yet he was a great debator. In explaining why he did very little talking on the floor of the House he simply said, "I shall never be so old as not to be embarrassed to talk when I have nothing to say." -- a lesson, perhaps some of you can learn here in this Chamber.

I have told this story many, many times and most of you have heard it, but it bears repeating. It is attributed to Lincoln. He was asked at one time how often he voted his conscience and he said about 90% of the time. He was asked what about the other 10% and he said, "I voted the other way 10% of the time so that I can return here to vote my conscience 90% of the time." It is axiomatic that as we approach the Special Order of Business this morning, we will have some Abraham Lincoln votes on the subject and I think all of us will understand.

Perhaps what I like best about Lincoln is his use of the English Language which I think has never been surpassed. While his early expressions were sort of empty fireworks, in the middle of his life he purged his style of ornament and his speech became almost baldly simple. It is for that simplicity that we remember him today.

The Gettysburg Address is the shortest and the most famous oration in American history. It is eloquent, brought to a high polish and almost a gem-like perfection. A highest emotion reduced to a few poetical phrases. There is nothing else precisely like it to be found in the whole realm of oratory and Lincoln himself never even remotely approached it. It is genuinely stupendous. While most of us learned the Gettysburg Address by heart as school boys, I think most of us have forgotten it or perhaps have not heard it in a long time. It takes only a minute and a half to deliver and in wishing Mr. Lincoln a happy birthday, wherever he is today, I think it would be only fitting that we review the Lincoln Address which goes:

Four score and seven years ago our fathers brought forth on this continent a new nation, conceived in liberty and dedicated to the proposition that all men are created equal. Now we are engaged in a great Civil War testing whether that nation or any nation so conceived and so dedicated can long endure. We are met on a great battlefield of that War. We have come to dedicate a portion of that field as a final resting place for those who here gave their lives that that nation might live. It is altogether fitting and proper that

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we should do this. In a larger sense, we cannot dedicate, we cannot consecrate, we cannot hallow this ground. The brave men living and dead who struggled here have consecrated it far above our poor power to add or detract. The world will little note nor long remember what we say here, but it can never forget what they did here. It is for us, the living, rather to be dedicated to the unfinished work which they who fought here thus far so nobly advanced. It is rather for us to be here dedicated to the great task remaining before us that from these honored dead we take increased devotion to that cause for which they gave the last full measure of devotion. That we here highly resolve that these dead shall not have died in vain, that this nation under God shall have a new birth of freedom and that the government of the people, by the people and for the people shall not perish from this earth.

CALENDAR OF FEBRUARY 12

Senate Bill 630

Relating to open meetings of governmental bodies and providing a penalty.

Read a second time.

Senate amendment 1 to **Senate Bill 630** offered by Senator Murphy.

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 630** offered by Senator Murphy.

Senate amendment 1 to senate substitute amendment 2 to **Senate Bill 630** offered by Senators Goyke and Harnsich.

Senate amendment 2 to senate substitute amendment 2 to **Senate Bill 630** offered by Senator Murphy.

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

By request of Senator Parys, with unanimous consent, the senate recessed until 11:15 A.M.

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9:30 A.M.

RECESS

11:15 A.M.

The senate reconvened.

The question was: Adoption of senate amendment 1 to senate substitute amendment 2 to **Senate Bill 630**.

Senator Berger asked unanimous consent that senate amendment 1 to senate substitute amendment 2 be laid on the table.

Senator Goyke objected.

Senator Berger moved that senate amendment 1 to senate substitute amendment 2 be laid on the table.

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

Ayes -- Senators Bablitch, Berger, Chilsen, Dorman, Flynn, Frank, Kleczka, Knowles, McKenna, Maurer, Murphy, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 17.

Noes -- Senators Bidwell, Cullen, Devitt, Goyke, Harnisch, Hollander, Keppler, Krueger, LaFave, Lorge, Martin, Morrison, Petri, Sensenbrenner and Theno -- 15.

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

So the motion prevailed.

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

Senator Harnisch moved rejection.

The motion did not prevail.

Senate amendment 2 to senate substitute amendment 2 adopted.

Senate amendment 3 to senate substitute amendment 2 to **Senate Bill 630** offered by Senators Thompson, Parys, Berger and Murphy.

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Senate amendment 1 to senate amendment 3 to senate substitute amendment 2 to **Senate Bill 630** offered by Senator Goyke.

Senator Parys moved rejection.

The motion prevailed.

Senator Sensenbrenner moved reconsideration of the vote by which senate amendment 1 to senate amendment 3 to senate substitute amendment 2 was rejected.

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

Ayes -- Senators Bidwell, Chilsen, Cullen, Devitt, Goyke, Harnisch, Hollander, Keppler, Krueger, LaFave, Lorge, Morrison, Petri, Sensenbrenner and Theno -- 15.

Noes -- Senators Bablitch, Berger, Dorman, Flynn, Frank, Kleczka, Knowles, McKenna, Martin, Maurer, Murphy, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 17.

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

So the motion did not prevail.

Upon motion of Senator Whittow the senate recessed until 3:00 P.M.

12:05 P.M.

RECESS

3:00 P.M.

The senate reconvened.

President pro tempore of the senate in the chair.

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By request of Senator Whittow, with unanimous consent, the senate returned to the fourth order of business.

COMMITTEE REPORTS

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

Senate Bill 140

Relating to collective bargaining units consisting of supervisors.
Indefinite postponement; Ayes, 4; Noes, 4.
Without recommendation

Senate Bill 223

Relating to leave for qualified prison inmates and granting rule-making authority.

Introduction of senate amendment 4; Ayes, 8; Noes, 1.

Adoption of senate amendment 4; Ayes, 8; Noes, 1.

Adoption of senate amendment 3; Ayes, 8; Noes, 1.

Adoption of senate amendment 2; Ayes, 8; Noes, 1.

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

Adoption of senate amendment 1 as amended; Ayes, 8; Noes, 1.

Passage as amended; Ayes, 8; Noes, 1.

Senate Bill 360

Relating to court permission to marry when children receive public assistance.

Rejection of senate amendment 1; Ayes, 8; Noes, 1.

Passage; Ayes, 6; Noes, 3.

Senate Bill 428

Relating to persons who fail to render aid in emergency situations, civil immunity for emergency assistance rendered in good faith and creating a penalty.

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

Passage as amended; Ayes, 7; Noes, 2.

Senate Bill 474

Relating to requiring an employer to deliver payroll checks in sealed envelopes or in a similar manner and providing a penalty.

Rejection of senate substitute amendment 1; Ayes, 9; Noes, 0.

Indefinite postponement; Ayes, 9; Noes, 0.

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Senate Bill 622

Relating to establishing three programs to serve older citizens, granting rule-making authority and making an appropriation.

- Introduction of senate substitute amendment 1; Ayes, 8; Noes, 1.
1. Adoption of senate substitute amendment 1; Ayes, 8; Noes, 1.
Passage as amended; Ayes, 8; Noes, 1.

Senate Bill 639

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

- Introduction of senate substitute amendment 1; Ayes, 9; Noes, 0.
0. Adoption of senate substitute amendment 1; Ayes, 9; Noes, 0.
Passage as amended; Ayes, 9; Noes, 0.

Senate Bill 680

Relating to conforming state rehabilitation law to federal regulations.

- Passage; Ayes, 9; Noes, 0.

Senate Bill 692

Relating to the level of state supplemental payments for SSI recipients.

- Passage; Ayes, 9; Noes, 0.

Senate Bill 711

Relating to including students within the meaning of "frequent" in the building safety portions of the law.

- Passage; Ayes, 9; Noes, 0.

Assembly Bill 34

Relating to exempting agricultural litter from sales and use taxes.

- Concurrence; Ayes, 9; Noes, 0.

CARL W. THOMPSON
Chairman

The committee on Natural Resources reports and recommends:

Senate Bill 783

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

- Passage; Ayes, 5; Noes, 0.

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Senate Bill 740

Relating to providing a daily sports fishing license for residents.
Passage; Ayes, 5; Noes, 0.

Assembly Bill 345

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

Concurrence; Ayes, 5; Noes, 0.

Assembly Bill 125

Relating to limiting liability of landowners who allow their land to be used for certain outdoor recreational activities.

Concurrence; Ayes, 5; Noes, 0.

JEROME A. MARTIN
Chairman

LEAVE OF ABSENCE

By request of Senator Peloquin, with unanimous consent, he was granted a leave of absence at 3:45 P.M. for the balance of the day.

Senate Bill 630

Senator Goyke moved rejection of senate amendment 3 to senate substitute amendment 2.

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

Ayes -- Senators Chilsen, Cullen, Devitt, Goyke, Harnisch, Hollander, Keppler, LaFave, Lorge, Martin, Morrison, Petri and Sensenbrenner -- 13.

Noes -- Senators Bablitch, Berger, Bidwell, Dorman, Flynn, Frank, Kleczka, Knowles, McKenna, Maurer, Murphy, Parys, Peloquin, Risser, Swan, Theno, Thompson and Whittow -- 18.

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

So the motion did not prevail.

Senate amendment 2 to senate amendment 3 to senate substitute amendment 2 to **Senate Bill 630** offered by Senator Petri.

Senator Berger moved rejection.

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

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Ayes -- Senators Bablitch, Berger, Bidwell, Dorman, Flynn, Frank, Kleczka, Knowles, LaFave, McKenna, Martin, Maurer, Murphy, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 19.

Noes -- Senators Chilsen, Cullen, Devitt, Goyke, Harnisch, Hollander, Keppler, Krueger, Lorge, Morrison, Petri, Sensenbrenner and Theno -- 13.

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

So the motion prevailed.

Senate amendment 3 to senate amendment 3 to senate substitute amendment 2 to **Senate Bill 630** offered by Senator Bablitch.

Senator Murphy moved rejection.

The motion prevailed.

Senate amendment 4 to senate amendment 3 to senate substitute amendment 2 to **Senate Bill 630** offered by Senator Chilsen.

Senator Kleczka moved reconsideration of the vote by which senate amendment 3 to senate amendment 3 to senate substitute amendment 2 was rejected.

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

Ayes -- Senators Bablitch, Chilsen, Dorman, Flynn, Frank, Harnisch, Kleczka, Knowles, LaFave, Martin, Morrison, Petri and Whittow -- 13.

Noes -- Senators Berger, Bidwell, Cullen, Devitt, Goyke, Hollander, Keppler, Krueger, Lorge, McKenna, Maurer, Murphy, Parys, Peloquin, Risser, Sensenbrenner, Swan, Theno and Thompson -- 19.

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

So the motion did not prevail.

Senator Berger moved rejection of senate amendment 4 to senate amendment 3 to senate substitute amendment 2.

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

Ayes -- Senators Berger, Cullen, Dorman, Frank, Goyke, Harnisch, Kleczka, Krueger, McKenna, Maurer, Morrison,

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Murphy, Parys, Risser, Swan, Theno, Thompson and Whittow -- 18.

Noes -- Senators Bablitch, Bidwell, Chilsen, Devitt, Flynn, Hollander, Keppler, Knowles, LaFave, Lorge, Martin, Petri and Sensenbrenner -- 13.

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

So the motion prevailed.

The question was: Adoption of senate amendment 3 to senate substitute amendment 2?

Senate amendment 3 adopted.

Senate amendment 4 to senate substitute amendment 2 to **Senate Bill 630** offered by Senators Dorman and Thompson.

Senate amendment 4 adopted.

Senate amendment 5 to senate substitute amendment 2 to **Senate Bill 630** offered by Senator Knowles.

Senate amendment 5 adopted.

Senate amendment 6 to senate substitute amendment 2 to **Senate Bill 630** offered by Senators Parys, Thompson, Swan, LaFave, Martin and Peloquin.

Senate amendment 6 adopted.

Senate amendment 7 to senate substitute amendment 2 to **Senate Bill 630** offered by Senator Chilsen.

Senate amendment 7 adopted.

Senate amendment 8 to senate substitute amendment 2 to **Senate Bill 630** offered by Senators Parys, Berger, Whittow, Swan, Maurer, Murphy, Devitt, Krueger, Martin and Frank.

Senator Petri moved rejection.

Senator Chilsen raised the point of order that senate amendment 8 was not germane.

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

4:20 P.M.

RECESS

4:45 P.M.

The senate reconvened.

The chair ruled senate amendment 8 to senate substitute amendment 2 not germane.

Senator Parys appealed the ruling of the chair.

The question was: Shall the ruling of the chair stand as the decision of the senate?

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, Lorge, McKenna, Martin, Maurer, Morrison, Petri, Risser, Sensenbrenner, Theno, Thompson and Whittow -- 25.

Noes -- Senators Berger, Devitt, LaFave, Murphy, Parys and Swan -- 6.

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

So the ruling of the chair was sustained.

Senator Goyke moved reconsideration of the vote by which senate amendment 2 to senate substitute amendment 2 was adopted.

The ayes and noes were demanded and the vote was: ayes, 8; noes, 23; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Chilsen, Cullen, Devitt, Flynn, Goyke, LaFave and Thompson -- 8.

Noes -- Senators Berger, Bidwell, Dorman, Frank, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno and Whittow -- 23.

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

So the motion did not prevail.

Senate amendment 9 to senate substitute amendment 2 to **Senate Bill 630** offered by Senator Bablitch.

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Senator Berger 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 Berger, Bidwell, Dorman, Frank, Harnisch, Knowles, McKenna, Maurer, Murphy, Parys, Risser, Swan, Thompson and Whittow -- 14.

Noes -- Senators Bablitch, Chilsen, Cullen, Devitt, Flynn, Goyke, Hollander, Keppler, Kleczka, Krueger, LaFave, Lorge, Martin, Morrison, Petri, Sensenbrenner and Theno -- 17.

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

So the motion did not prevail.

LEAVE OF ABSENCE

By request of Senator Swan, with unanimous consent, he was granted a leave of absence at 5:30 P.M. for the balance of the day.

The question was: Adoption of senate amendment 9 to senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 16; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Chilsen, Devitt, Flynn, Goyke, Keppler, Kleczka, Krueger, LaFave, Lorge, Morrison, Petri, Sensenbrenner, Theno and Whittow -- 15.

Noes -- Senators Berger, Bidwell, Cullen, Dorman, Frank, Harnisch, Hollander, Knowles, McKenna, Martin, Maurer, Murphy, Parys, Risser, Swan and Thompson -- 16.

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

So the amendment was not adopted.

Senator Dorman in the chair.

5:25 P.M.

Senate amendment 10 to senate substitute amendment 2 to **Senate Bill 630** offered by Senator Berger.

Senator Goyke moved rejection.

Senate substitute amendment 3 to **Senate Bill 630** offered by Senators Risser and McKenna.

Senator Risser asked unanimous consent that senate substitute amendment 3 be considered for action at this time.

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Senator Goyke objected.

Senator Risser moved that senate substitute amendment 3 be considered for action at this time.

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

Ayes -- Senators Bidwell, Devitt, Dorman, Frank, Harnisch, Kleczka, LaFave, McKenna, Maurer, Risser and Whittow -- 11.

Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Flynn, Goyke, Hollander, Keppler, Knowles, Krueger, Lorge, Martin, Morrison, Murphy, Parys, Petri, Sensenbrenner, Theno and Thompson -- 19.

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

So the motion did not prevail.

Senator Cullen moved that senate amendment 1 to senate substitute amendment 2 be taken from the table and considered for action at this time.

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

Ayes -- Senators Cullen, Devitt, Frank, Goyke, Harnisch, Keppler, Lorge, Martin, Morrison, Petri, Sensenbrenner, Theno and Whittow -- 13.

Noes -- Senators Bablitch, Berger, Bidwell, Chilsen, Dorman, Flynn, Hollander, Kleczka, Knowles, Krueger, LaFave, McKenna, Maurer, Murphy, Parys, Risser and Thompson -- 17.

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

So the motion did not prevail.

President pro tempore of the senate in the chair.

5:50 P.M.

The question was: Rejection of senate amendment 10 to senate substitute amendment 2?

The motion did not prevail.

The question was: Adoption?

The ayes and noes were demanded and the vote was: ayes, 26; noes, 4; absent or not voting, 3; as follows:

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Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner and Theno -- 26.

Noes -- Senators Goyke, McKenna, Thompson and Whittow -- 4.
Absent or not voting -- Senators Knutson, Peloquin and Swan -- 3.

So the amendment was adopted.

Senate amendment 11 to senate substitute amendment 2 to **Senate Bill 630** offered by Senator Berger.

Senator Goyke moved rejection.

The ayes and noes were demanded and the vote was: ayes, 16; noes, 14; absent or not voting, 3; as follows:

Ayes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Devitt, Goyke, Harnisch, Hollander, Knowles, Krueger, LaFave, Martin, Morrison, Petri, Sensenbrenner and Theno -- 16.

Noes -- Senators Berger, Dorman, Flynn, Frank, Keppler, Kleczka, Lorge, McKenna, Maurer, Murphy, Parys, Risser, Thompson and Whittow -- 14.

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

So the motion prevailed.

The question was: Adoption of senate substitute amendment 2 to **Senate Bill 630**?

Adopted.

Senator Dorman in the chair.

6:15 P.M.

The question was: Adoption of senate substitute amendment 3 to **Senate Bill 630**?

Senator Sensenbrenner moved that senate amendment 1 to senate substitute amendment 2 to **Senate Bill 630** be taken from the table.

Senator Berger moved that the motion to take from the table be laid on the table.

So the motion prevailed.

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The question was: Adoption of senate substitute amendment 3 to **Senate Bill 630**?

Senator Bablitch moved that senate substitute amendment 3 be laid on the table.

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Flynn, Frank, Goyke, Hollander, Keppler, Knowles, Krueger, LaFave, Martin, Murphy, Parys, Petri, Sensenbrenner, Theno and Thompson -- 18.

Noes -- Senators Berger, Cullen, Devitt, Dorman, Harnisch, Kleczka, Lorge, McKenna, Maurer, Morrison, Risser and Whittow -- 12.

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

So the motion prevailed.

President pro tempore of the senate in the chair.

6:30 P.M.

Senate Bill 630

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 630

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, 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 -- 30.

Noes -- None.

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

So the bill passed.

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Ordered immediately messaged.

AMENDMENTS OFFERED

Senate substitute amendment 1 to Senate Bill 709 by Senator Bablitch, by request of Representative Jackamonis.

Senate amendment 3 to Senate Bill 755 by Senator Petri, by request of Representative Rogers.

Senate amendment 4 to Senate Bill 755 by Senators Devitt and LaFave.

Senate amendment 1 to Assembly Bill 1 by Senators Petri, Bablitch and McKenna.

Upon motion of Senator Whittow the senate adjourned until 10:00 A.M. Tuesday, February 17.

6:35 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 782

On page 3, line 8, substitute "6.32 (3)" for "6.32 (2)".