

JOURNAL OF THE SENATE [February 19, 1976]

STATE OF WISCONSIN

# Senate Journal

**Eighty-Second Regular Session**

---

THURSDAY, February 19, 1976.

9:00 A.M.

The senate met.

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

Prayer was offered by

Father Daryl Furlong, Associate Pastor of Our Lady Queen of Peace Catholic 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 Krueger, with unanimous consent, he was granted a leave of absence at 11:30 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, 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 797**

Relating to claims against real property of relief recipients.

By Senators Lorge, Sensenbrenner, Petri, Keppler, Bidwell, Hollander and Chilsen.

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

**Senate Bill 798**

Relating to allocation of cost of partition fences.

By Senator Cullen, by request of John C. Wetter, Beloit.

To committee on Governmental and Veterans' Affairs.

**Senate Bill 799**

Relating to authorizing establishment of foreign trade zones by government bodies and private corporations.

By Senators Murphy, Parys, Devitt, Petri, Sensenbrenner, Hollander, Bidwell, Lorge, Theno, Martin, Frank and Whittow, cosponsored by Representatives Shabaz, Wackett, DeLong, Goodrich, Ausman, Shannon, Snyder and Opitz, by request of the Department of Business Development.

To committee on Commerce.

**Senate Bill 800**

Relating to abolishing the office of county administrator and requiring each county to elect a county executive.

By Senators McKenna and Berger.

JOURNAL OF THE SENATE [February 19, 1976]

To committee on Governmental and Veterans' Affairs.

---

COMMITTEE REPORTS

The committee on Commerce reports and recommends for introduction:

**Senate Bill 801**

Relating to creating a municipal liability insurance fund, granting rule-making authority and making an appropriation.

Introduction; Ayes, 8; Noes, 0.

Read first time and referred to committee on Commerce.

RONALD G. PARYS  
Chairman

---

PETITIONS AND COMMUNICATIONS

**Senate Petition 120**

A petition signed by 164 residents of the State of Wisconsin opposing the state sales tax on electricity, coal, gas and all fuels used to heat private dwellings.

By Senator Theno.

Read and referred to joint committee on Finance.

---

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 183**  
**Assembly Bill 595**  
**Assembly Bill 668**  
**Assembly Bill 806**  
**Assembly Bill 833**  
**Assembly Bill 908**  
**Assembly Bill 1351**

and

Concurred in:

**Senate Joint Resolution 62**

MESSAGE FROM THE ASSEMBLY CONSIDERED

**Assembly Bill 183**

Relating to permitting veterinarians and artificial insemination technicians to use studded snow tires.

By Representatives Hephner, Roberts, O'Malley, Day, Rogers, Mohn, Hanson, Early, Swoboda, Giese, L.F. Anderson, Schroeder, Potter, DeLong, Lasee, Gower, Ausman, Schricker, Lewison, Byers, Donoghue, Gunderson, Conradt and Duren; co-sponsored by Senator Petri.

Read first time and referred to committee on Commerce.

**Assembly Bill 595**

Relating to wage claims, payments, collections and severance pay and providing penalties.

By Legislative Council.

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

**Assembly Bill 668**

Relating to conduct of certain police and fire arbitrations while a prohibited practice complaint is pending.

By Representatives Looby, Dorff, Behnke, Hauke, Potter and Rooney; co-sponsored by Senators Kleczka and Parys, by request of the Professional Firefighters of Wisconsin and Wisconsin Professional Policemen's Association.

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

**Assembly Bill 806**

Relating to regulation of the use of watercraft on the lower St. Croix river, granting rule-making authority and providing a penalty.

By Representatives Dueholm, Roberts, Mohn and Early, by request of the Minnesota-Wisconsin Boundary Area Commission.

Read first time and referred to committee on Natural Resources.

**Assembly Bill 833**

Relating to the recruitment of strikebreakers for employment, and providing a penalty.

By Representatives Behnke, Sanasarian, Looby, Pabst, Norquist, Soucie and Elconin.

## JOURNAL OF THE SENATE [February 19, 1976]

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

### **Assembly Bill 908**

Relating to the employment of legal counsel for the Milwaukee school board.

By Committee on Education.

Read first time and referred to committee on Education.

### **Assembly Bill 1351**

Relating to civil immunity for persons evaluating health care providers and facilities and confidentiality of information acquired in such review.

By Committee on Health and Social Services, by request of Governor Patrick J. Lucey.

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

---

## MOTIONS

By request of Senator Risser, with unanimous consent, **Senate Joint Resolution 49** was withdrawn from committee on Senate Organization and referred to joint committee on Finance.

Senator Whittow moved reconsideration of the vote by which **Senate Bill 223** was refused passage.

By request of Senator Whittow, with unanimous consent, the motion for reconsideration was laid on the table.

---

## CALENDAR OF FEBRUARY 18

### **Senate Bill 388**

Relating to the probate of estates, inheritance and gift taxes and powers of attorney.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 388** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 388** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

**JOURNAL OF THE SENATE [February 19, 1976]**

By request of Senators Whittow and Krueger, pursuant to senate rule 76, a 3 minute limit was placed on debate for each question for each member. Each member was be allowed to address each question twice.

President pro tempore of the senate in the chair.

9:20 A.M.

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

Senator Flynn moved rejection.

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

Ayes -- Senators Bablitch, Chilsen, Cullen, Dorman, Flynn, Frank, Harnisch, Hollander, Knowles, Lorge, McKenna, Martin, Morrison, Murphy, Risser, Sensenbrenner, Theno, Thompson and Whittow -- 19.

Noes -- Senators Berger, Bidwell, Devitt, Goyke, Keppler, Kleczka, LaFave, Maurer, Parys, Petri and Swan -- 11.

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

So the motion prevailed.

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

Senate amendment 1 adopted.

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

Senator Berger moved rejection.

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

Ayes -- Senators Berger, Chilsen, Kleczka, Morrison, Parys, Swan, Thompson and Whittow -- 8.

Noes -- Senators Bablitch, Bidwell, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles, LaFave, Lorge, McKenna, Martin, Maurer, Murphy, Peloquin, Petri, Risser, Sensenbrenner and Theno -- 23.

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

So the motion did not prevail.

JOURNAL OF THE SENATE [February 19, 1976]

Senate amendment 2 adopted.

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

Senator Berger moved rejection.

The motion did not prevail.

Senate amendment 3 adopted.

The question was: Adoption of senate amendment 4 to senate substitute amendment 1?

By request of Senator Whittow, with unanimous consent, senate amendment 4 to senate substitute amendment 1 was withdrawn and returned to the author.

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 388**

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, Knowles, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 30.

Noes -- None.

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

So the bill passed.

**Senate Bill 564**

Relating to creation of a separate collective bargaining unit for state employes engaged in law enforcement duties.

Read a second time.

The question was: Adoption of senate amendment 1?

JOURNAL OF THE SENATE [February 19, 1976]

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 564**

Read a third time.

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

Ayes -- Senators Bablitch, Berger, Bidwell, Cullen, Devitt, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Knowles, Lorge, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Sensenbrenner, Swan, Thompson and Whittow -- 23.

Noes -- Senators Chilsen, Dorman, Hollander, Krueger, LaFave, McKenna, Murphy, Petri and Theno -- 9.

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

So the bill passed.

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

**Senate Bill 602**

Relating to liquor licenses for veterans organizations and fraternal clubs and organizations.

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 602**

Read a third time.

The ayes and noes were required and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

Ayes -- Senators Berger, Bidwell, Chilsen, Cullen, Dorman, Frank, Goyke, Harnisch, Hollander, Kleczka, McKenna, Maurer, Morrison, Murphy, Parys, Peloquin, Risser, Swan, Theno, Thompson and Whittow -- 21.

Noes -- Senators Bablitch, Devitt, Flynn, Keppler, Knowles, Krueger, LaFave, Lorge, Martin, Petri and Sensenbrenner -- 11.

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

So the bill passed.



JOURNAL OF THE SENATE [February 19, 1976]

Senator Kleczka moved reconsideration of the vote by which **Senate Bill 602** passed.

By request of Senator Kleczka, with unanimous consent, the motion for reconsideration was laid on the table.

**Senate Bill 605**

Relating to increasing the number of members on property assessment boards to review and decreasing the number of members constituting a quorum for hearings.

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 605**

Read a third time and passed.

**Senate Bill 647**

Relating to citizenship requirements for bartenders.

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 647**

Read a third time and passed.

**Senate Bill 725**

Relating to creating a joint audit committee of the legislature.

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 725**

Read a third time.

## JOURNAL OF THE SENATE [February 19, 1976]

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.

Noes -- None.

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

So the bill passed.

### **Senate Bill 726**

Relating to legislative postauditing.

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.

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 726**

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.

Noes -- None.

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

So the bill passed.

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

---

LEAVE OF ABSENCE

By request of Senator Theno, with unanimous consent, he was granted a leave of absence at 4:30 P.M. for the balance of the day.

---

CALENDAR OF FEBRUARY 19

**Senate Bill 12**

Relating to cash reserves of state banks and trust company banks.

The question was: Concurrence in assembly amendment 1?

Concurred in.

**Senate Bill 140**

Relating to collective bargaining units consisting of supervisors.  
Read a second time.

By request of Senator Parys, with unanimous consent, **Senate Bill 140** was placed after **Senate Bill 783** on the calendar.

**Senate Bill 590**

Relating to relocation payments for mobile home owners.

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 590**

Read a third time.

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

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

Noes -- Senator Sensenbrenner -- 1.

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

So the bill passed.

JOURNAL OF THE SENATE [February 19, 1976]

President of the senate in the chair.

10:45 A.M.

**Senate Bill 622**

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

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 622** was referred to joint committee on Finance.

**Senate Bill 639**

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

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 639** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 639** 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 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 639**

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.

Noes -- None.

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

So the bill passed.

JOURNAL OF THE SENATE [February 19, 1976]

**Senate Bill 680**

Relating to conforming state rehabilitation law to federal regulations.

Read a second time.

Senate amendment 1 to **Senate Bill 680** offered by Senator McKenna.

Senator Chilsen moved rejection.

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

Ayes -- Senators Berger, Chilsen, Cullen, Flynn, Goyke, Harnisch, Hollander, Keppler, Knowles, Martin, Morrison, Murphy, Petri, Sensenbrenner and Thompson -- 15.

Noes -- Senators Bablitch, Bidwell, Devitt, Dorman, Frank, Kleczka, LaFave, Lorge, McKenna, Maurer, Parys, Peloquin, Swan and Theno -- 14.

Absent or not voting -- Senators Knutson, Krueger, Risser and Whittow -- 4.

So the motion prevailed.

Ordered to a third reading.

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

**Senate Bill 680**

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, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 31.

Noes -- None.

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

So the bill passed.

**Senate Bill 692**

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

Read a second time.

JOURNAL OF THE SENATE [February 19, 1976]

By request of Senator Dorman, with unanimous consent, **Senate Bill 692** was referred to joint committee on Finance.

**Senate Bill 711**

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

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 711** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 711** 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 711**

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.

Noes -- None.

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

So the bill passed.

**Senate Bill 740**

Relating to providing a daily sports fishing license for residents.

Read a second time.

By request of Senator LaFave, with unanimous consent, he was added as a coauthor.

By request of Senator Dorman, with unanimous consent, **Senate Bill 740** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 740** was withdrawn from the joint committee on Finance and considered for action at this time.

JOURNAL OF THE SENATE [February 19, 1976]

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 740**

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

Noes -- Senator Kleczka -- 1.

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

So the bill passed.

**Senate Bill 783**

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

Read a second time.

Ordered to a third reading.

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

**Senate Bill 783**

Read a third time and passed.

**Senate Bill 140**

Relating to collective bargaining units consisting of supervisors.

Read a second time.

Senator Chilsen moved that **Senate Bill 140** be referred to joint committee on Finance.

The ayes and noes were demanded and the vote was: ayes, 10; noes, 22; absent or not voting, 1; as follows:

Ayes -- Senators Bidwell, Chilsen, Hollander, Knowles, Krueger, Lorge, Martin, Murphy, Petri and Sensenbrenner -- 10.

Noes -- Senators Bablitch, Berger, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, LaFave,

JOURNAL OF THE SENATE [February 19, 1976]

McKenna, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Theno, Thompson and Whittow -- 22.

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

So the motion did not prevail.

Senate amendment 3 to Senate Bill 140 offered by Senator Parys.

By request of Senator Parys, with unanimous consent, the senate recessed until 12:10 P.M.

11:20 A.M.

---

RECESS

12:10 P.M.

The senate reconvened.

President pro tempore of the senate in the chair.

Upon motion of Senator Whittow the senate recessed until 3:30 P.M.

12:12 P.M.

---

RECESS

3:30 P.M.

The senate reconvened.

Senator Whittow moved a

CALL OF THE SENATE  
for the balance of the afternoon

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, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles,



## JOURNAL OF THE SENATE [February 19, 1976]

LaFave, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 27.

Absent -- Senators Dorman, Kleczka, Lorge and McKenna -- 4.

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

---

### 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.

By request of Senator Whittow, with unanimous consent, the senate proceeded with action on the calendar under call.

The question was: Adoption of senate amendment 3 to **Senate Bill 140?**

Senator LaFave moved rejection.

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

Ayes -- Senators Bablitch, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, LaFave, McKenna, Peloquin, Risser and Theno -- 13.

Noes -- Senators Berger, Bidwell, Chilsen, Cullen, Hollander, Kleczka, Knowles, Lorge, Martin, Maurer, Morrison, Murphy, Parys, Petri, Sensenbrenner, Swan, Thompson and Whittow -- 18.

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

So the motion did not prevail.

Senator Parys raised the point of order that senate amendment 2 was not germane.

The chair ruled the point of order untimely as the amendment was adopted in September and therefore, not well taken.

The question was: Adoption of senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 10; absent or not voting, 2; as follows:

Ayes -- Senators Berger, Bidwell, Chilsen, Cullen, Dorman, Harnisch, Hollander, Kleczka, Knowles, Lorge, Martin, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Swan, Thompson and Whittow -- 21.

JOURNAL OF THE SENATE [February 19, 1976]

Noes -- Senators Bablitch, Devitt, Flynn, Frank, Goyke, Keppler, LaFave, McKenna, Risser and Theno -- 10.

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

So the amendment was adopted.

Senate amendment 4 to **Senate Bill 140** offered by Senator Parys.

Senator LaFave moved rejection.

The ayes and noes were demanded and the vote was: ayes, 21; noes, 10; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Bidwell, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Knowles, LaFave, Lorge, McKenna, Martin, Morrison, Murphy, Peloquin, Petri, Risser and Thompson -- 21.

Noes -- Senators Berger, Chilsen, Cullen, Kleczka, Maurer, Parys, Sensenbrenner, Swan, Theno and Whittow -- 10.

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

So the motion prevailed.

Senator Chilsen moved indefinite postponement of **Senate Bill 140**.

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

Ayes -- Senators Bidwell, Chilsen, Cullen, Hollander, Knowles, Lorge, Martin, Morrison, Murphy, Parys, Petri, Sensenbrenner and Whittow -- 13.

Noes -- Senators Bablitch, Berger, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, LaFave, McKenna, Maurer, Peloquin, Risser, Swan, Theno and Thompson -- 18.

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

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 rules be suspended and the bill be considered for final action at this time.

**JOURNAL OF THE SENATE [February 19, 1976]**

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

**Ayes --** Senators Bablitch, Berger, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, LaFave, McKenna, Maurer, Morrison, Parys, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 23.

**Noes --** Senators Bidwell, Chilsen, Hollander, Knowles, Lorge, Martin, Murphy and Sensenbrenner -- 8.

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

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

**Senate Bill 140**

Read a third time.

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

**Ayes --** Senators Bablitch, Berger, Chilsen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, LaFave, McKenna, Maurer, Parys, Peloquin, Risser, Swan, Theno and Thompson -- 20.

**Noes --** Senators Bidwell, Cullen, Hollander, Knowles, Lorge, Martin, Morrison, Murphy, Petri, Sensenbrenner and Whittow -- 11.

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

So the bill passed.

Ordered immediately messaged.

Senator McKenna moved reconsideration of the vote by which **Senate Bill 680** passed.

Senator McKenna asked unanimous consent that the motion for reconsideration be laid on the table.

Senator Chilsen objected.

Senator McKenna moved that the motion for reconsideration be laid on the table.

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

**Ayes --** Senators Bablitch, Bidwell, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Knowles,

JOURNAL OF THE SENATE [February 19, 1976]

LaFave, McKenna, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Risser, Swan, Theno, Thompson and Whittow -- 25.

Noes -- Senators Berger, Chilsen, Hollander, Lorge, Martin and Sensenbrenner -- 6.

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

So the motion prevailed.

---

LEAVE OF ABSENCE

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

**Assembly Bill 69**

Relating to fee for adoption services.

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 69**

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, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 30.

Noes -- None.

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

So the bill was concurred in.

---

LEAVE OF ABSENCE

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

**Assembly Bill 125**

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

JOURNAL OF THE SENATE [February 19, 1976]

Read a second time.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 125** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 125** 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 125**

Read a third time.

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

Ayes -- Senators Berger, Bidwell, Chilsen, Devitt, Dorman, Frank, Harnisch, Hollander, Keppler, Kleczka, Knowles, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 26.

Noes -- Senators Cullen, Flynn and Goyke -- 3.

Absent or not voting -- Senators Bablitch, Knutson, Krueger and Peloquin -- 4.

So the bill was concurred in.

Ordered immediately messaged.

**Assembly Bill 345**

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

Read a second time.

Senator Berger raised the point of order that **Assembly Bill 345** required an environmental impact statement.

The chair ruled the point of order not well taken.

Ordered to a third reading.

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

Senator Berger objected.

## JOURNAL OF THE SENATE [February 19, 1976]

Senator Whittow moved that the rules be suspended and the bill be considered for final action at this 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, Bidwell, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 29.

Noes -- Senator Berger -- 1.

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

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

### **Assembly Bill 345**

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

Noes -- Senator Berger -- 1.

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

So the bill was concurred in.

### **Assembly Bill 855**

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

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 855**

Read a third time and concurred in.

JOURNAL OF THE SENATE [February 19, 1976]

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

---

LEAVE OF ABSENCE

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

**Assembly Joint Resolution 11**

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

The question was: Adoption of the Conference Committee Report?

Senator Parys moved rejection.

The ayes and noes were demanded and the vote was: ayes, 10; noes, 19; absent or not voting, 4; as follows:

Ayes -- Senators Bidwell, Kleczka, LaFave, Lorge, Murphy, Parys, Sensenbrenner, Swan, Theno and Whittow -- 10.

Noes -- Senators Bablitch, Berger, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Harnisch, Hollander, Keppler, Knowles, McKenna, Martin, Maurer, Morrison, Petri, Risser and Thompson -- 19.

Absent or not voting -- Senators Goyke, Knutson, Krueger and Peloquin -- 4.

So the motion did not prevail.

The question was: Adoption?

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

Ayes -- Senators Bablitch, Berger, Chilsen, Cullen, Devitt, Dorman, Flynn, Frank, Harnisch, Hollander, Keppler, Knowles, McKenna, Martin, Maurer, Morrison, Risser and Thompson -- 18.

Noes -- Senators Bidwell, Kleczka, LaFave, Lorge, Murphy, Parys, Petri, Sensenbrenner, Swan, Theno and Whittow -- 11.

Absent or not voting -- Senators Goyke, Knutson, Krueger and Peloquin -- 4.

More than 17 members having voted in the affirmative the report was adopted.

Ordered immediately messaged.

JOURNAL OF THE SENATE [February 19, 1976]

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

---

COMMITTEE REPORTS

The committee on Governmental and Veterans' Affairs reports and recommends:

**Assembly Bill 777**

Relating to payment of death benefits to dependents of law enforcement officers, firemen and correctional officers under the workmen's compensation system and making an appropriation.

Concurrence; Ayes, 5; Noes, 0.

**Senate Bill 709**

Relating to regulation of lobbying, granting rule-making authority and providing penalties.

Passage; Ayes, 5; Noes, 0.

**Assembly Bill 201**

Authorizing the use of citations for nontraffic ordinance violations.

Concurrence; Ayes, 3; Noes, 2.

**Assembly Joint Resolution 22**

Relating to town government (first consideration).

Concurrence; Ayes, 3; Noes, 2.

MONROE SWAN

Chairman

The committee on Education reports and recommends:

**Senate Bill 609**

Relating to requiring authorization of nonschool related persons to be on school property and providing a penalty.

Introduction and adoption of senate substitute amendment 1; Ayes, 5; Noes, 0.

Passage as amended; Ayes, 4; Noes, 1.



JOURNAL OF THE SENATE [February 19, 1976]

**Senate Bill 636**

Relating to nutritional improvement programs for the elderly in private schools.

Passage; Ayes, 5; Noes, 0.

**BRUCE S. PELOQUIN**

Chairman

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

**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).

Passage; Ayes, 5; Noes, 0.

**Senate Bill 789**

An act to repeal, renumber, renumber and amend, amend and reenact various provisions of the statutes for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of departments, officers and institutions, correcting and clarifying references, renumbering for better location and arrangement and repelling unintended repeals.

Passage; Ayes, 5; Noes, 0.

**JAMES T. FLYNN**

Chairman

---

**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 Bill 788**

---

**AMENDMENTS OFFERED**

Senate amendments 1, 2 and 3 to **Assembly Bill 469** by Senators Bidwell and Martin.

Senate amendment 1 to **Assembly Bill 714** by Senator Martin.

**JOURNAL OF THE SENATE [February 19, 1976]**

Upon motion of Senator Whittow the senate adjourned until  
10:00 A.M. Tuesday, February 24.

5:40 P.M.

---

**CHIEF CLERK'S REPORT**

The chief clerk records:

**Senate Bill 788**

Correctly enrolled and presented to the Governor on February  
19, 1976.