

STATE OF WISCONSIN

Senate Journal

Eighty-Second Regular Session

THURSDAY, March 25, 1976.

10:00 A.M.

The senate met.

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

Prayer was offered by Reverend Richard E. Larson, Associate Pastor of Bethel Lutheran Church, Madison.

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

LEAVE OF ABSENCE

By request of Senator Whittow, with unanimous consent, Senator Cullen was granted a leave of absence until 10:30 A.M.

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

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

Absent -- Senators Harnisch, Maurer, Peloquin and Swan -- 4.

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

INTRODUCTION OF RESOLUTIONS

Senate Resolution 25

Requesting the governor and the department of administration to open the executive mansion to public tours during the American Revolution Bicentennial observance.

By Senator Risser.

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Read and referred to committee on Senate Organization.

Senate Joint Resolution 72

Relating to the departure of the majority leader of the 1975 senate.

By Senators Bablitch and Risser, cosponsored by Representative Pabst.

Read.

By request of Senator Krueger, with unanimous consent, the entire senate was added as coauthors.

Considered as privileged.

Adopted.

Ordered immediately messaged.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 841

Relating to special death benefits for dependents of state traffic patrol police communications operators who are killed in action.

By Senators Murphy, LaFave, Hollander, Lorge, Petri, Devitt, Sensenbrenner, Thompson, Keppler and Krueger.

To joint committee on Finance.

COMMITTEE REPORTS

The committee on Natural Resources reports and recommends for introduction:

Senate Bill 842

Relating to prohibiting the shooting of bear near a garbage dump and providing a penalty.

Introduction; Ayes, 5; Noes, 0.

Read first time and referred to committee on Natural Resources.

JEROME A. MARTIN
Chairman

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

Assembly Bill 559

Relating to an exemption from sales and use taxes for shoppers guides.

Concurrence; Ayes, 7; Noes, 0.

Assembly Bill 787

Relating to recodification of the mental health act, and making appropriations.

Concurrence; Ayes, 8; Noes, 1.

CARL W. THOMPSON

Chairman

The committee on Commerce reports and recommends:

Assembly Bill 1075

Relating to regulating the recycling of oil, making appropriations, granting rule-making authority and providing penalties.

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

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

RONALD G. PARYS

Chairman

The joint committee on Finance reports and recommends:

Senate Bill 835

Relating to increasing certain vehicle registration fees, increasing the motor fuel tax, creating a tax exemption for motor fuel for taxicabs, eliminating the tax exemption for motor fuel purchased for aircraft, providing wholesalers may receive administrative expenses for collecting motor fuel taxes, increasing the number of officers in the state traffic patrol, providing for an international registration plan for certain vehicles and making an appropriation.

Introduction of senate substitute amendment 1; Ayes, 12; Noes, 0.

Adoption of senate substitute amendment 1; Ayes, 9; Noes, 3.

Indefinite postponement; Ayes, 8; Noes, 4.

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Assembly Bill 1243

Relating to retaining a fee for issuing fish and game licenses.
Concurrence; Ayes, 11; Noes, 2.

HENRY DORMAN
Chairman

PETITIONS AND COMMUNICATIONS

Senate Petition 126

A petition signed by the teachers of the North Park School in Racine, urging support of Assembly Bill 605.

By Senator Dorman.

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

Senate Petition 127

A petition by 5,447 citizens of the State of Wisconsin in support of Assembly Bill 507 relating to product price labeling.

By Lieutenant Governor Martin J. Schreiber.

Read and referred to committee on Commerce.

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 998

and

Amended and concurred in as amended:

Senate Bill 500 assembly substitute amendment 1 adopted

and

Adopted and asks concurrence in:

Senate Bill 755 report of committee of conference

and

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Concurred in:

Senate Joint Resolution 71

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 998

Relating to relocation payments and service to displaced persons, farm operations and businesses.

By Representatives Barczak, Conta, Sanasarian and Barbee; cosponsored by Senator Flynn.

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

MOTIONS

Senator Knowles asked unanimous consent that **Assembly Bill 1150** be withdrawn from the joint committee on Finance and referred to the committee on Senate Organization.

Senator Dorman objected.

Senator Knowles moved that **Assembly Bill 1150** be withdrawn from the joint committee on Finance and referred to the committee on Senate Organization.

Senator Whittow moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

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

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

Absent -- Senators Harnisch, Maurer, Peloquin and Swan -- 4.

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

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

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The question was: Shall **Assembly Bill 1150** be withdrawn from the joint committee on Finance and referred to the committee on Senate Organization.

The ayes and noes were demanded and the vote was: ayes, 13; noes, 14; absent or not voting, 6; as follows:

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

Noes -- Senators Bablitch, Berger, Dorman, Flynn, Frank, Goyke, Kleczka, McKenna, Martin, Morrison, Parys, Risser, Thompson and Whittow -- 14.

Absent or not voting -- Senators Cullen, Harnisch, Knutson, Maurer, Peloquin and Swan -- 6.

So the motion did not prevail.

By request of Senator Lorge, with unanimous consent, he was added as a cosponsor of **Assembly Bill 1227**.

Senator Murphy asked unanimous consent that **Senate Bill 583** be withdrawn from the committee on Judiciary and Consumer Affairs and referred to the committee on Senate Organization.

Senator Bablitch objected.

Senator Murphy moved that **Senate Bill 583** be with drawn from the committee on Judiciary and Consumer Affairs and referred to the committee on Senate Organization.

Senator Bablitch moved a

CALL OF THE SENATE

Which motion was supported.

The sergeant-at-arms was directed to close the doors and the clerk to call the roll.

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

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

Absent -- Senators Harnisch, Maurer, Peloquin and Swan -- 4.

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

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

The question was: Shall **Senate Bill 583** be withdrawn from the committee on Judiciary and Consumer Affairs and referred to committee on Senate Organization?

The ayes and noes were demanded and the vote was: ayes, 13; noes, 14; absent or not voting, 6; as follows:

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

Noes -- Senators Bablitch, Berger, Dorman, Flynn, Frank, Goyke, Kleczka, McKenna, Martin, Morrison, Parys, Risser, Thompson and Whittow -- 14.

Absent or not voting -- Senators Cullen, Harnisch, Knutson, Maurer, Peloquin and Swan -- 6.

So the motion did not prevail.

Senator Murphy asked unanimous consent that the motion for reconsideration of the vote by which **Senate Bill 267** was refused to be ordered to a third reading be taken from the table and considered for action at this time.

Senator Bablitch objected.

Senator Murphy moved that the motion for reconsideration of the vote by which **Senate Bill 267** was refused to be ordered to a third reading 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, 19; absent or not voting, 1; as follows:

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

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 19.

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

So the motion did not prevail.

Senator Murphy moved that **Assembly Bill 421** be made a special order of business at 10:00 A.M. on Friday.

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Senator Risser raised the point of order that the bill could not be withdrawn from committee when a public hearing had already been scheduled.

The chair took the point of order under advisement.

RULING OF THE CHAIR

As it relates to **Assembly Bill 339**, the chair ruled senate substitute amendment 1 not germane.

As it relates to **Senate Bill 451**, the chair ruled that senate substitute amendment 2 was germane.

By request of Senator Whittow, with unanimous consent, **Assembly Bill 339** and **Senate Bill 451** were laid aside.

Senator Chilsen asked unanimous consent that **Senate Bill 77** be withdrawn from the joint committee on Finance and referred to committee on Senate Organization.

Senator Berger objected.

Senator Chilsen moved that **Senate Bill 77** be withdrawn from the joint committee on Finance and referred to committee on Senate Organization.

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

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

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow - - 19.

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

So the motion did not prevail.

By request of Senator Parys, with unanimous consent, the senate recessed until 11:50 A.M.

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11:00 A.M.

RECESS

11:50 A.M.

The senate reconvened.

Upon motion of Senator Whittow, the senate recessed until 2:30 P.M.

11:54 A.M.

RECESS

2:30 P.M.

The senate reconvened.

RULING OF THE CHAIR

As it relates to the point of order raised on **Assembly Bill 421**, the chair ruled that pursuant to Senate Rule 41 a bill could not be withdrawn from committee when a public hearing has already been scheduled. Any attempt to do so would require a suspension of the rules and a two-thirds vote.

Senator Murphy moved that Senate Rule 41 be suspended and **Assembly Bill 421** be made a special order of business Friday at 10:00 A.M.

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

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

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -
- 19.

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

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

By request of Senator Whittow, with unanimous consent, **Senate Bill 451** was considered for action at this time.

Senate Bill 451

Relating to removing limitations on the owning of land by aliens.

Read a second time.

The question was: Adoption of senate substitute amendment 2?

Adopted.

Ordered to a third reading.

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

Senator Petri objected.

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, 25; noes, 7; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, LaFave, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 25.

Noes -- Senators Chilsen, Hollander, Knowles, Krueger, Lorge, Murphy and Petri -- 7.

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

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

Senate Bill 451

Read a third time.

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

Ayes -- Senators Bablitch, Berger, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Knowles, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Sensenbrenner, Swan, Theno, Thompson and Whittow -- 24.

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Noes -- Senators Bidwell, Chilsen, Hollander, Krueger, LaFave, Lorge, Murphy and Petri -- 8.

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

So the bill passed.

By request of Senator Whittow, with unanimous consent, **Assembly Bill 339** was considered for action at this time.

Assembly Bill 339

Relating to a general "good Samaritan" law.

Read a second time.

By request of Senator Whittow, with unanimous consent, senate amendment 1 was taken from the table and considered for action at this time.

The question was: Adoption of senate amendment 1?

Adopted.

The question was: Adoption of senate amendment 2?

Adopted.

Senate amendment 3 to **Assembly Bill 339** offered by Senator Sensenbrenner.

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.

Assembly Bill 339

Read a third time and concurred in as amended.

Senator Lorge moved that **Senate Bill 698** be withdrawn from the committee on Education and considered for action at this time.

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

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

Noes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -
- 19.

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

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

By request of Senator Parys, with unanimous consent, the senate recessed until 4:30 P.M.

3:00 P.M.

RECESS

4:30 P.M.

The senate reconvened.

By request of Senator Risser, with unanimous consent, **Senate Bill 130** was considered for action at this time.

Senate Bill 130

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

The question was: Shall assembly substitute amendment 1 be concurred in?

Concurred in.

Ordered immediately messaged.

By request of Senator Risser, with unanimous consent, **Senate Bill 528** was considered for action at this time.

Senate Bill 528

Relating to various changes in the Wisconsin consumer act, rates of interest and related transactions.

The question was: Shall assembly Substitute amendment 1 be concurred in?

Concurred in.

Ordered immediately messaged.

By request of Senator Risser with unanimous consent, **Senate Resolution 24** was considered for action at this time.

Senate Resolution 24

Memorializing the president and congress to support the Arctic Gas Project.

Read and adopted.

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By request of Senator Risser, with unanimous consent, **Senate Bill 713** was considered for action at this time.

Senate Bill 713

Relating to authorizing court commissioners to hold preliminary examinations.

Read a second time.

Senator Whittow moved indefinite postponement.

President pro tempore of the senate in the chair.

5:05 P.M.

President of the senate in the chair.

5:15 P.M.

The question was: Indefinite postponement?

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

Ayes -- Senators Bidwell, Cullen, Krueger, Parys, Swan and Whittow -- 6.

Noes -- Senators Bablitch, Berger, Chilsen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Murphy, Peloquin, Petri, Risser, Sensenbrenner, Theno and Thompson -- 26.

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

So the motion did not prevail.

The question was: Adoption of senate amendment 1?

Adopted.

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

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.

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Senate Bill 713

Read a third time and passed.

Ordered immediately messaged.

Senator Risser asked unanimous consent that **Senate Bill 755** be considered for action at this time.

Senator Murphy objected.

Senator Risser moved that **Senate Bill 755** be considered for action at this time.

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

Ayes -- Senators Bablitch, Berger, Bidwell, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Hollander, Keppler, Kleczka, Knowles, Krueger, LaFave, Lorge, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Theno, Thompson and Whittow -- 27.

Noes -- Senators Chilsen, Devitt, Murphy, Petri and Sensenbrenner -- 5.

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

So the motion prevailed.

The question was: Concurrence in the conference committee report?

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

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

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Murphy, Parys, Petri, Sensenbrenner, Swan and Theno -- 15.

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

So the conference report was concurred in.

Ordered immediately messaged.

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

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 1306

Adopted and asks concurrence in:

Assembly Joint Resolution 94

Assembly Joint Resolution 95

Assembly Joint Resolution 96

Amended and concurred in as amended:

Senate Joint Resolution 15 assembly amendments 2 and 3 adopted

and

Concurred in:

Senate Bill 113

Senate Bill 715

Senate Bill 753

Senate Bill 778

Senate Bill 806

Senate Bill 829

Assembly Bill 156 senate amendment 1

Assembly Bill 1259 senate amendment 2

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 1306

Relating to reimbursement for visiting nurses' services and home health aides' services.

By Representatives Metz, Schricker, Gunderson, Kirby, Wahner, Vanderperren, Elconin, Lingren, Soucie and Schmidt; cosponsored by Senator Harnisch.

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

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Assembly Joint Resolution 94

Relating to the life and public service career of Clarence J. Wilger.

By Representative DeLong and the entire membership of the Assembly.

Read.

By request of Senator Kleczka, with unanimous consent, the entire membership of the senate was added as cosponsors.

Considered as privileged.

Concurred in by unanimous rising vote.

Assembly Joint Resolution 95

Relating to the life and public service of Raymond J. Tobiasz.

By Representative Soucie and the entire membership of the Assembly.

Read.

By request of Senator Kleczka, with unanimous consent, the entire membership of the senate was added as cosponsors.

Considered as privileged.

Concurred in by unanimous rising vote.

Assembly Joint Resolution 96

Granting the use of the legislative chambers on Saturday, October 2, 1976, for the Mock Convention to Reconsider -- A Bill of Rights for Our Time.

By Representative Willkom.

Read and referred to committee on Senate Organization.

Senator Risser asked unanimous consent that **Senate Bill 500** be considered for action at this time.

Senator Sensenbrenner objected.

By request of Senator Theno, with unanimous consent, the senate recessed until 6:10 P.M.

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5:58 P.M.

RECESS

6:10 P.M.

The senate reconvened.

Senator Bablitch asked unanimous consent that **Senate Bill 500** be considered for action at this time.

Senator Chilsen objected.

Senator Bablitch moved that **Senate Bill 500** be considered for action at this time.

Senator Sensenbrenner raised the point of order that **Senate Joint Resolution 15** with 2 assembly amendments was received from the assembly and should be before the senate at this time.

The chair ruled the point of order untimely.

Senator Sensenbrenner 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, 21; noes, 11; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, LaFave, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 21.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Knowles, Krueger, Lorge, Murphy, Petri, Sensenbrenner and Theno -- 11.

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

So the ruling of the chair was sustained.

Senator Knowles raised the point of order that pursuant to senate rule 18(2) he was entitled to a 24 hour written notice of measures to be considered. To do otherwise would require a suspension of the rules.

By request of Senator Parys, with unanimous consent the senate recessed until 6:55 P.M.

6:45 P.M.

RECESS

6:55 P.M.

The senate reconvened.

RULING OF THE CHAIR

As it relates to the point of order raised by Senator Knowles, the chair ruled the point of order not well taken. Senate bills with assembly amendments which are received under the seventh order are not referred to any committee pursuant to senate rule 41(2), and therefore, require only a majority vote to be considered for action.

Senator Knowles 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, 19; noes, 13; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Martin, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -
- 19.

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

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

So the ruling of the chair was sustained.

Senator Whittow moved that **Senate Bill 500** be considered for action at this time.

Senator Chilsen raised the point of order that the motion was untimely.

The chair took the point of order under advisement.

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Senator Sensenbrenner raised the point of order that the motion to consider **Senate Bill 500** was not timely as the senate had passed the seventh and eighth orders of business.

The chair ruled the point of order frivolous and dilatory.

The question was: Shall **Senate Bill 500** be considered for action at this time?

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

Senators Bablitch, Berger, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, LaFave, McKenna, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 21.

Absent -- Senators Bidwell, Chilsen, Hollander, Knowles, Krueger, Lorge, Martin, Murphy, Petri, Sensenbrenner and Theno -- 11.

Absent with leave -- Senator Knutson -- 1.

So the motion prevailed.

Senate Bill 500

Relating to eligibility for unemployment compensation benefits.

The question was: Shall assembly substitute amendment 1 be concurred in?

Senator Knowles moved nonconcurrence.

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

Ayes -- Bablitch, Berger, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, LaFave, McKenna, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 21.

Noes -- Senators Bidwell, Chilsen, Hollander, Knowles, Krueger, Lorge, Martin, Murphy, Petri, Sensenbrenner and Theno -- 11.

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

So the motion did not prevail.

Senate amendment 1 to assembly substitute amendment 1 to **Senate Bill 500** offered by Senators Chilsen, Martin, Theno, Knowles and Hollander.

Senator Berger moved rejection.

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The ayes and noes were demanded and the vote was: ayes, 17; noes, 16; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Kleczka, McKenna, Maurer, Morrison, Parys, Risser, Swan, Thompson, Whittow and Mr. President -- 17.

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

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

So the motion prevailed.

Senator Chilsen moved nonconcurrency in assembly substitute amendment 1.

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

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

Noes -- Senators Bablitch, Berger, Cullen, Devitt, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow - - 19.

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

So the motion did not prevail.

The question was: Concurrence in assembly substitute amendment 1?

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

Ayes -- Senators Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Maurer, Morrison, Parys, Peloquin, Risser, Swan, Thompson and Whittow -- 18.

Noes -- Senators Bidwell, Chilsen, Devitt, Hollander, Keppler, Knowles, Krueger, LaFave, Lorge, Martin, Murphy, Petri, Sensenbrenner and Theno -- 14.

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

So the amendment was concurred in.

Senator Whittow asked unanimous consent that **Senate Bill 500** be ordered immediately messaged.

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Senator Chilsen objected.

Senator Whittow moved reconsideration of the vote by which assembly substitute amendment 1 was concurred in.

The motion did not prevail.

By request of Senator Risser, with unanimous consent, **Senate Resolution 25** was considered for action at this time.

Senate Resolution 25

Requesting the governor and the department of administration to open the executive mansion to public tours during the American Revolution Bicentennial observance.

Read and adopted.

By request of Senator Whittow, with unanimous consent, all actions were ordered immediately messaged except **Senate Bills 451** and **500**.

By request of Senator Dorman, with unanimous consent, **Assembly Bill 1150** was withdrawn from the joint committee on Finance and referred to committee on Senate Organization.

AMENDMENTS OFFERED

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 835** by Senators Martin and Hollander, by request of Wisconsin County Boards Association.

Senate amendment 1 to **Assembly Bill 355** by Senator Kleczka.

Senate amendment 1 to **Assembly Bill 507** by Senators Keppler, Martin, Parys, Bidwell and Hollander.

Senate amendment 2 to **Assembly Bill 1243** by Senator McKenna.

Upon motion of Senator Whittow the senate adjourned until 9:00 A.M. Friday, March 26.

8:00 P.M.