

JOURNAL OF THE SENATE [February 1, 1977]

STATE OF WISCONSIN

Senate Journal

Eighty-Third Regular Session

TUESDAY, February 1, 1977.

10:00 A.M.

The senate met.

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

The senate stood for the prayer which was offered by Reverend Jon C. Schultz, Pastor of Memorial United Church of Christ, Madison.

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

LEAVE OF ABSENCE

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

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

Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, Lorge, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Petri, Radosевич, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 31.

Absent -- None.

Absent with leave -- Senator Peloquin -- 1.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 12

Relating to the life and public service of Jerome A. Martin.

By The Entire Membership of the Senate; cosponsored by The Entire Membership of the Assembly.

Read.

Considered as privileged.

Adopted by unanimous rising vote.

Ordered immediately messaged.

Senate Joint Resolution 13

Memorializing the Wisconsin delegation in the U.S. senate and house of representatives to amend President Carter's emergency natural gas allocation legislation.

By Senator Sensenbrenner.

Read and referred to committee on Commerce.

Senate Joint Resolution 14

To amend sections 1, 17 and 18 of article IV of the constitution; and to create section 35 of article IV and section 3 of article XII of the constitution, relating to initiative-referendum for state and local law-making and for constitutional amendments (1st consideration).

By Senators Risser, Parys, Krueger, Frank and Keppler; cosponsored by Representatives Rooney, Olson, Behnke, Soucie, Day, Litscher and Thompson.

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

Senate Joint Resolution 15

Rescinding the state of Wisconsin's ratification of an amendment to the U.S. Constitution relating to equality of rights under the law.

By Senators Swan and Murphy, cosponsored by Representatives Klicka, Lewis and Merkt.

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

By request of Senator Bablitch, with unanimous consent, **Senate Bill 61** was withdrawn from the committee on Senate Organization and referred to the committee on Education and Revenue.

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By request of Senator Bablitch, with unanimous consent, **Senate Bill 65** was withdrawn from the committee on Senate Organization and referred to the committee on Natural Resources.

By request of Senator Bablitch, with unanimous consent, the appointment of Hart was withdrawn from the committee on Senate Organization and referred to the committee on Agriculture, Aging and Labor.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 85

Relating to creating an appropriation for the reimbursement of adoption fees.

By Senator Harnisch; cosponsored by Representative Schneider, by request of Mr. and Mrs. Gene Kussman and Mr. and Mrs. Elmer Habeck of Wisconsin Rapids, Wisconsin.

To committee on Human Services.

Senate Bill 86

Relating to personal exemptions for persons who have reached the age of 65.

By Senators Cullen, Maurer, Goyke, Frank, Flynn, Van Sistine, Chilsen, Petri, McCallum and Bidwell; cosponsored by Representatives Dorff and Barry.

To committee on Agriculture, Aging and Labor.

Senate Bill 87

An act to appropriate \$4,864.50 from the general fund for payment of a claim made by Maurice VanSusteren against the state.

By Senator Kleczka, cosponsored by Representative Roberts, by request of the Claims Board.

To Joint Committee on Finance.

Senate Bill 88

An act to appropriate \$91,447.59 from the general fund for payment of a claim made by Master Lock Company against the state.

By Senator Kleczka, cosponsored by Representative Roberts, by request of the Claims Board.

To Joint Committee on Finance.

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Senate Bill 89

An act to appropriate \$59,968.74 from the general fund for payment of a claim made by Norwood Health Center against the state.

By Senator Kleczka, cosponsored by Representative Roberts, by request of the Claims Board.

To Joint Committee on Finance.

Senate Bill 90

Relating to reciprocal income tax exemption provision for teacher pensions.

By Senators Cullen, Maurer, Goyke, Van Sistine, and Bidwell; cosponsored by Representatives Dorff, Barry, and Czerwinski.

To committee on Agriculture, Aging and Labor.

Senate Bill 91

Relating to the composition of school boards in cities of the 1st class and to the salary of board members.

By Senators Berger, Parys, Kleczka, Swan, Braun and Frank; cosponsored by Representatives Elconin, Plewa, Kirby, Norquist, Tuczynski, Johnston, Tropman, Wahner, Soucie, Behnke, Pabst, Czerwinski, Coggs, Leopold, Moody, Ward and Menos.

To committee on Education and Revenue.

Senate Bill 92

Relating to the expiration of a driver's license of a member of the armed services and granting rule-making authority.

By Senator Cullen, by request of MST3 Dean Jorgensen, International Ice Patrol, U.S.C.G.

To committee on Commerce.

Senate Bill 93

Relating to exempting administrative secretaries to Milwaukee county board from civil service rules.

By Senators Swan, Parys, Flynn, Kleczka, Berger, Frank, Bablitch, Sensenbrenner and Braun; cosponsored by Representatives Barczak, Plewa, Czerwinski, Pabst, Gerlach, Norquist and Hauke, by request of Milwaukee County.

To committee on Governmental and Veterans' Affairs.

Senate Bill 94

Relating to exempting political subdivisions operating transportation systems in contiguous or cornering counties from certain permit fees.

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By Senators Parys, Berger, Braun and Swan; cosponsored by Representatives Wahner, Czerwinski, Tuczynski and Hauke, by request of Milwaukee County.

To committee on Commerce.

Senate Bill 95

Relating to state financing of new local government programs mandated by statute.

By Senators Sensenbrenner, Theno, Lorge, Keppler, Krueger, Chilsen, Petri, McCallum, Murphy and Bidwell; cosponsored by Representatives Shabaz, Roth, DeLong, Ellis, Porter, Thompson, Ausman, Quackenbush, Lewis, Johnston, Schmidt, Merkt, Matty, Conradt, Lewison, Schricker, Travis, Klicka, Olson, Donoghue, Gunderson, Snyder, Tregoning, Kincaid, Gower, Opitz, Engeleiter and Luckhardt.

To committee on Governmental and Veterans' Affairs.

Senate Bill 96

Relating to eliminating municipal and county levy limitations.

By Senators Dorman, Maurer, Krueger, Offner, Cullen, McKenna, Sensenbrenner, Harnisch, Goyke, Chilsen and Murphy, by request of the League of Wisconsin Municipalities, Wisconsin County Boards Association and Wisconsin Towns Association.

To Joint Committee on Finance.

Senate Bill 97

Relating to the fee for special registration plates for collectors.

By Senators Chilsen and Goyke; cosponsored by Representative Donoghue.

To committee on Commerce.

Senate Bill 98

Relating to the definition of consideration regarding lotteries conducted in this state.

By Senator Offner.

To committee on Commerce.

Senate Bill 99

Relating to changing the corporate income and franchise tax rates.

By Senators Offner, Berger, Harnisch and Morrison; cosponsored by Representatives McClain, Kedrowski, Tuczynski, Flintrop, Mohn, Hasenohrl, Roberts, Medinger, Ducholm, Metz, Fischer and Rogers.

To Joint Committee on Finance.

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By request of Senator Bablitch with unanimous consent, **Senate Bill 99** was withdrawn from the joint committee on Finance and referred to the committee on Senate Organization.

Senate Bill 100

Relating to revision of laws applicable to actions affecting marriage.

By Senators Morrison, Bablitch, Dorman, Thompson, Risser, Maurer, Offner, Goyke, Radosevich, Harnisch, Cullen, McKenna and Van Sistine; cosponsored by Representatives Munts, Rutkowski, Thompson, Tesmer, Wahner, Engeleiter, Flintrop, Clarenbach, Johnson, Kedrowski, Donoghue, Tropman, Litscher, Looby, Tuczynski, Miller, Moody, Coggs, Loftus, Mohn, Leopold, Barry, Dueholm, Hanson, Kirby, Everson, Norquist, Goodrich, Vanderperren, Lallensack, McClain, Metz and Ferrall.

To committee on Judiciary and Consumer Affairs.

Senate Bill 101

Relating to establishment of a state airport design board, granting rule-making authority, making an appropriation and providing a penalty.

By Senator Berger.

To committee on Commerce.

Senate Bill 102

Relating to the repealing the requirement that applications for licensure as a real estate salesman be accompanied by an employer's affidavit that the applicant is trustworthy and competent.

By Senator Berger; cosponsored by Representative Norquist.

To committee on Governmental and Veterans' Affairs.

Senate Bill 103

Relating to reimbursement of adoption fees and making an appropriation.

By Senators Krueger and Risser; cosponsored by Representatives Donoghue, Schricker, Behnke, Rogers, Kincaid, Byers, Wahner, Miller, Shabaz, DeLong, Elconin, Hauke, Early and Fischer.

To committee on Human Services.

Senate Bill 104

Relating to length and load limitations for auto carriers.

By Senators Maurer and Cullen; cosponsored by Representatives Dorff, Olson and Wood.

To committee on Commerce.

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Senate Bill 105

Relating to rules and policy review of police and fire departments in cities of the 1st class.

By Senators Braun, Swan, Berger, Parys and Kleczka.
To committee on Governmental and Veterans' Affairs.

COMMITTEE REPORTS

The committee on Human Services reports and recommends for introduction:

Senate Bill 106

Relating to liability of parents for care of mentally ill or developmentally disabled children.

By request of Milwaukee County.

Introduction; Ayes, 5; Noes, 0.

Read first time and referred to committee on Human Services.

Senate Bill 107

Relating to the definition of optometry and permitting the use of pharmaceutical agents for diagnostic purposes.

By request of Wisconsin Optometric Association.

Introduction; Ayes, 5; Noes, 0.

Read first time and referred to committee on Human Services.

CARL W. THOMPSON

Chairman

The committee on Commerce reports and recommends for introduction:

Senate Bill 108

Relating to equal coverage for chiropractic and physician services in contracts of health insurance.

Introduction; Ayes, 7; Noes, 0.

Read first time and referred to committee on Commerce.

Senate Bill 109

Relating to qualifications of railroad conductors and flagmen.

Introduction; Ayes, 7; Noes, 0.

Read first time and referred to committee on Commerce.

RONALD G. PARYS

Chairman

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The Joint Committee for Review of Administrative Rules reports and recommends for introduction:

Senate Bill 110

Relating to various changes in the laws concerning school buses.

Introduction; Ayes, 6; Noes, 0.

Read first time and referred to the Joint Committee for Review of Administrative Rules.

DAVID G. BERGER

Cochairperson

The Committee on Senate Organization, acting under Senate rule 20(1) reports and recommends the following nominations to committees for appointment by the Senate:

To the Special Select Committee on Mining Development, Senator Braun.

To the Legislative Advisory Committee to the Minnesota-Wisconsin Boundary Area Commission, Senator Radosevich to replace Senator Morrison.

FRED A. RISSER

Chairman

The question was: Adoption of the committee report?

Adopted.

The committee on Human Services reports and recommends:

BARNEY, STEVEN, of Madison, as a member of the Funeral Directors and Embalmers Examining Board, to serve for the term ending July 1, 1979.

Confirmation; Ayes, 5; Noes, 0.

FELGER, GEORGIA A., of Milwaukee, as a member of the Psychology Examining Board, to serve for the term ending July 1, 1979.

Confirmation; Ayes, 5; Noes, 0.

HENSLER, HELEN B., of Milwaukee, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 1981.

Confirmation; Ayes, 5; Noes, 0.

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RHIEL, FLOYD, of Durand, as a member of the Funeral Directors and Embalmers Examining Board, to serve for the term ending July 1, 1979.

Confirmation; Ayes, 5; Noes, 0.

SCHNEIDER, NEAL, of Janesville, as a member of the Funeral Directors and Embalmers Examining Board, to serve for the term ending July 1, 1980.

Confirmation; Ayes, 5; Noes, 0.

STAMPFL, RONALD, of McFarland, as a member of the Pharmacy Internship Board, to serve for the term ending July 1, 1981.

Confirmation; Ayes, 5; Noes, 0.

ZIMMERMAN, EVA, of Green Bay, as a member of the Barber Examining Board, to serve for the term ending July 1, 1979.

Confirmation; Ayes, 5; Noes, 0.

CARL W. THOMPSON

Chairman

The committee on Judiciary and Consumer Affairs reports and recommends:

Senate Joint Resolution 9

To amend sections 5, 11 and 16 to 23 of article VII of the constitution so as in effect to repeal said sections; to amend section 21 of article I, sections 17 and 26 of article IV, and sections 2 to 4, 6 to 10, 13, 14 and 24 of article VII of the constitution; and to create sections 3 (3), 4 (3), 5 and 11 of article VII and section 16 of article XIV of the constitution, relating to a revised structure of the judicial branch including a unified court system with administrative authority vested in the chief justice, authorizing creation of a court of appeals, and providing for court system disciplinary proceedings (second consideration).

Introduction and adoption of senate amendment 1; Ayes,4; Noes,1.

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

JAMES T. FLYNN

Chairman

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Department of State

January 26, 1977.

To the Honorable, the Senate

Senators:

I have the honor to transmit to you pursuant to s. 13.67 (2), the names of the registered lobbyists for the period beginning on January 10, 1977, and ending on January 21, 1977.

Yours very truly,
DOUGLAS LAFOLLETTE
Secretary of State

Name, Address and Occupation of Lobbyist -- Name and Address of Employer -- Subject of Legislation Code Number -- Date of Employment.

Scheppeke, Gary G., Sr., 110 E. Main St., Rm. 316, P.O. Box 2117, Madison, Wis. 53701 -- Wis. Builders Assoc., 110 E. Main St., Rm. 316, P.O. Box 2117, Madison, Wis. 53701 -- 03, 06, 07, 11, 12, 13, 14, 15, 16, 19, 21, 22, 26, 30 -- January 12, 1977.

Peterson, Richard E., 202 E. Union St., Waupaca, Wis. 54983 -
- Wis. Retail Hardware Assoc., 2801 Dixon St., Stevens Point, Wis. 54481 -- 03, 06, 07, 11, 16, 21, 23, 26, 27, 28 -- January 10, 1977.

Peterson, Richard E., 202 E. Union St., Waupaca, Wis. 54981 -
- Wis. Suburban League, 9915 39th Ave., Kenosha, Wis. 53140 -- 11, 19, 12, 14, 15, 16, 29, 30 -- January 12, 1977.

Peterson, Richard E., 202 E. Union St. Waupaca, Wis. 54981 --
The Wisconsin Periodical Distributors Assoc., 201 E. Badger Rd., Madison, Wis. 53701 -- 25, 31 -- January 17, 1977.

Rush, Donald S., 30 W. Mifflin St., Madison, Wis. 53703 --
Wis. Collectors Assoc., 110-1/2 Third St., Baraboo, Wis. 53913 -- 03, 06 -- January 11, 1977.

Rush, Donald S., 30 W. Mifflin st., Madison, Wis. 53703 --
Associated Credit Bureaus of Wis., Inc., 828 N. Broadway, Milwaukee, Wis. 53202 -- 03 -- January 11, 1977.

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Rush, Donald S., 30 W. Mifflin St., Madison, Wis. 53703 -- Wis. Catholic Conference, 1245 E. Washington Ave., Madison, Wis. 53703 -- 04, 05, 08, 17 -- January 11, 1977.

Rush, Donald S., 30 W. Mifflin St., Madison, Wis. 53703 -- Wis. Assoc. of Plumbing Contractors, Inc., 1545 S. 108th St., West Allis, Wis. 53214 -- 17, 19, 23 -- January 11, 1977.

Terrill, Timothy, 125 W. Doty St., Madison, wis. 53703 -- Wis. Motor Carriers Assoc., 124 W. Doty St., Madison, Wis. 53703 -- 03, 07, 11, 20, 21, 22, 23, 28, 29 -- January 12, 1977.

Springman, Susan Anne, 615 E. Washington Ave., P. O. Box 71, Madison, Wis. 53701 -- Central Madison Committee, 615 E. Washington Avenue, P. O. Box 71, Madison, Wis. 53701 -- 31 -- January 12, 1977.

Goldberg, Sheldon, 122 W. Washington Ave., Suite 200, Madison, Wis. 53703 -- Wis. County Boards Assoc., 122 W. Washington Ave., Suite 200, Madison, Wis. 53703 -- All coded subjects -- January 12, 1977.

Carbonneau, Richard J., 240 E. Wisconsin Ave., Milwaukee, Wis. 53202 -- First Federal Savings & Loan Assoc. of Wisc., 240 E. Wisconsin Ave., Milwaukee, Wis. 53202 -- 06, 20 -- January 12, 1977.

Lotto, Myron Mike, 1 W. Dayton, Madison, Wis. 53703 -- Riverview School, 4400 Michigan Ave., Manitowoc, Wis. 54220 -- 08, 11, 12, 31 -- January 7, 1977.

Lotto, Myron Mike, 1 W. Dayton, Madison, Wis. 53703 -- City of Wauwatosa, 7725 W. North Ave., Wauwatosa, Wis. 53213 -- - All coded subjects -- January 7, 1977.

Lotto, Myron Mike, 1 W. Dayton, Madison, Wis. 53703 -- Wis. Soft Drink Assoc., 1 W. Dayton, Madison, Wis. 53703 -- All coded subjects -- January 7, 1977.

Lotto, Myron Mike, 1 W. Dayton, Madison, Wis. 53703 -- Wis. Utility Tax Assoc., 1 W. Dayton, Madison, Wis. 53703 -- 01, 07, 08, 11, 12, 13, 14, 15, 16, 17, 25, 26, 27, 30, 31 -- January 7, 1977.

Lotto, Myron Mike, 1 W. Dayton, Madison, Wis. 53703 -- Wis. Professional Drivers Ed. Assoc., Inc., 4 Lakes Drivers School - 3610 University Ave., Madison, Wis. 53705 -- 08, 11, 18, 29 -- January 13, 1977.

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Lotto, Myron Mike, 1 W. Dayton, Madison, Wis. 53703 -- Wis. Towns Assoc., Route 4, P.O. Box 320, Shawano, Wis. 54166 - - All coded subjects -- January 13, 1977.

Lotto, Myron Mike, 1 W. Dayton, Madison, Wis. 53703 -- Green Bay Area Visitor and Convention Bureau, P. O. Box 3278, Green Bay, Wis. 54303 -- 03, 06, 08, 11, 12, 13, 14, 15, 16, 19, 20, 21, 23, 24, 25, 26, 27, 28, 29, 30, 31 -- January 13, 1977.

Phillips, Joe L., Torii Advertising Inc., 2120 W. Clybourn St., Milwaukee, Wis. 53233 -- Outdoor Advertising Assoc. of Wis., P. O. Box 307, Janesville, Wis. 53545 -- 07, 23, 27, 29, 30, 31 -- January 13, 1977.

Phillips, Joe L., Torii Advertising Inc., 2120 W. Clybourn St., Milwaukee, Wis. 53233 -- Wis. Advertising Assoc. Inc., 418 N. 27th St., Milwaukee, Wis. 53208 -- 07, 23, 27, 29, 30, 31 -- January 13, 1977.

Varda, John P., 121 S. Pinckney St., P. O. Box 2235, Madison, Wis. 53701 -- Wis. Motor Carriers Assoc., 125 W. Doty St., Madison, Wis. 53701 -- 06, 07, 11, 12, 13, 14, 15, 16, 19, 20, 21, 22, 23, 25, 26, 28, 30 -- January 13, 1977.

Rohrer, John J., P. O. Box 170, Madison, Wis. 53701 -- Tavern League of Wis., Inc., P. O. Box 170, Madison, Wis. 53701 - - 02, 06, 07, 09, 11, 16, 17, 21, 22, 23, 24, 28, 29 -- January 13, 1977.

Robinson, Don L., 537 N. Girls School Rd., Indianapolis, Ind. 46224 -- National Federation of Independent Business, 150 W. 20th Ave., San Mateo, Calif 94403 -- All coded subjects -- January 13, 1977.

Moylan, William J., 800 Main St., Pewaukee, Wis. 53072 -- Waukesha County Technical Institute, 800 Main St., Pewaukee, Wis. 53072 -- 01, 04, 06, 07, 08, 10, 11, 14, 17, 18, 19, 20, 21, 22, 23, 25, 26, 27, 28, 29, 30 -- January 17, 1977.

Brown, Jerry, 110 E. Main St. #1005, Madison, Wis. 53703 -- Self -- 01, 02, 03, 04, 06, 07, 08, 09, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 23, 25, 26, 27, 28, 29, 30 -- January 14, 1977.

Clark, James F., P. O. Box 1704, 122 W. Washington Ave., Madison, Wis. 53701 -- Wis. Assoc. of School Boards, Inc., P. O. Box 160, Winneconne, Wis. 54986 -- 02, 03, 04, 07, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 24, 26, 27, 28, 29, 30 -- January 17, 1977.

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Lehman, Mary H., 201 E. Washington Ave., Rm. 178, Madison, Wis. 53702 -- Equal Rights Council, 201 E. Washington Ave., Rm. 178, Madison, Wis. 53702 -- 01, 04, 06, 08, 10, 17, 18, 28 -- January 17, 1977.

Kuehn, Ronald W., 121 S. Pinckney St., Madison, Wis. 53703 - Wis. Assoc. of Life Underwriters, 4513 Vernon Blvd., Madison, Wis. 53705 -- 06, 11, 20, 23, 31 -- January 17, 1977.

Kuehn, Ronald W., 121 S. Pinckney St., Madison, Wis. 53703 - Wis. Council of School Administrative Assoc., 1400 E. Washington Ave., Madison, Wis. 53704 -- 04, 08, 11 -- January 17, 1977.

Kuehn, Ronald W., 121 S. Pinckney St., Madison, Wis. 53703 - Becker C.P.A. Review Courses, 19027 Northeast 18th Ave., North Miami Beach, Fla. 33162 -- 31 -- January 17, 1977.

Kubista, Roy E., 5 Odana Court, Madison, Wis. 53719 -- Milwaukee District Council 48, AFSCME, St. Paul Avenue, Milwaukee, Wis. 53208 -- 07, 08, 09, 11, 12, 14, 15, 16, 17, 20, 21, 22, 26, 28, 29 -- January 17, 1977.

Kubista, Roy E., 5 Odana Court, Madison, Wis. 53719 -- Wis. State Employees Union, Council 24 AFSCME, 5 Odana Court, Madison, Wis. 53719 -- 07, 08, 09, 11, 12, 14, 15, 16, 17, 20, 21, 22, 26, 28, 29 -- January 17, 1977.

Kubista, Roy E., 5 Odana Court, Madison, Wis. 53719 -- Wis. Council of County & Municipal Employees #40, AFSCME, 5 Odana Court, Madison, Wis. 53719 -- 07, 08, 09, 11, 12, 14, 15, 16, 17, 20, 21, 22, 26, 28, 29 -- January 17, 1977.

Lawton, John A., 110 E. Main St., Madison, Wis. 53703 -- Professional Firefighters of Wis., 2685 Milwaukee St., Madison, Wis. 53704 -- 03, 04, 06, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 28, 29, 30 -- January 17, 1977.

Lawton, John A., 110 E. Main St., Madison, Wis. 53703 -- Wis. County Police Assoc., 430 E. Green Bay Ave., Saukville, Wis. 53080 -- 03, 04, 06, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 28, 29, 30 -- January 17, 1977.

Lawton, John A. 110 E. Main St., Madison, Wis. 53703 -- Wis. Council of County & Municipal Employees, 5 Odana Ct., Madison, Wis. 53719 -- 03, 04, 06, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 28, 29, 30 -- January 17, 1977.

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Lawton, John A., 110 E. Main St., Madison, Wis. 53703 -- Wis. Professional Police Assoc., P. O. Box 151, Brookfield, Wis. 53005 -- 03, 04, 06, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 28, 29, 30 -- January 17, 1977.

Lawton, John A., 110 E. Main St., Madison, Wis. 53703 -- Milwaukee District Council 48, AFSCME, 3427 W. St. Paul Ave., Milwaukee, Wis. 53208 -- 03, 04, 06, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 28, 29, 30 -- January 17, 1977.

Lawton, John A., 110 E. Main St., Madison, Wis. 53703 -- Wis. State Employees Union, 5 Odana Ct., Madison, Wis. 53719 -- 03, 04, 06, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 28, 29, 30 -- January 17, 1977.

Mantz, Earl P., 400 Washington St., West Bend, Wis. 53095 -- The West Bend Co., 400 Washington St., West Bend, Wis. 53095 -- 03, 06, 07, 11, 21, 25, 28 -- January 17, 1977.

Johnson, Ed., 122 W. Washington Ave., Madison, Wis. 53703 -- League of Wis. Municipalities, 122 W. Washington Ave., Madison, Wis. 53703 -- 11, 14 -- January 17, 1977.

Laper, Oscar A., Rt. 1, Rock Springs, Wis. 53961 -- Wis. Assoc. of Soil & Water Conservation Districts -- 1815 University Ave., Madison, Wis. 53715 -- 01, 03, 07, 08, 09, 11, 12, 13, 14, 15, 16, 19, 23, 25, 26, 27, 29, 30 -- January 17, 1977.

Rutland, Robert J., 1314 N. Stoughton Rd., Madison, Wis. 53714 -- Teamster Local 695, 1314 N. Stoughton Rd, Madison, Wis. 53714 -- 14, 22 -- January 17, 1977.

Linton, Thomas A., P.O. Drawer 10K, Milwaukee, Wis. 53201 -- Milwaukee Board of School Directors, P.O. Drawer 10K, Milwaukee, Wis. 53201 -- 04, 08, 11, 21 -- January 17, 1977.

Wertschnig, Victor, P.O. Drawer 10K, Milwaukee, Wis. 53201 -- Milwaukee Board of School Directors, P.O. Drawer 10K, Milwaukee, Wis. 53201 -- 04, 08, 11, 21 -- January 17, 1977.

Hanson, Everett, 25 W. Main St., Suite 535, Madison, Wis. 53703 -- Wis. Assoc. of Tobacco & Candy Distributors Inc., 25 W. Main St., Suite 535, Madison, Wis. 53703 -- 01, 06, 07, 08, 10, 11, 12, 13, 14, 15, 16, 17, 23, 28, 29, 30 -- January 17, 1977.

Esser, Joyce J., 161 W. Wisconsin Ave., Rm. 6012, Milwaukee, Wis. 53203 -- Wis. Nurses Assoc., 161 W. Wisconsin Ave.,

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Milwaukee, Wis. 53203 -- 04, 06, 10, 17, 21, 23, 31 -- January 10, 1977.

Elliott, Charles W., 25 W. Main St., Madison, Wis. 53703 -- American Petroleum Institute, 2101 L St., Northwest, Washington, D. C. 20037 -- 01, 03, 06, 07, 11, 21, 25, 26, 28, 29, 30, 31 -- January 18, 1977.

Bertz, Thomas W., 1007 Ellis St., Stevens Point, Wis. 54481 -- Wis. Society of Land Surveyors, 4167 N. 66th St., Milwaukee, Wis. 53216 -- 23 -- January 19, 1977.

Bertz, Thomas W., 1007 Ellis St., Stevens Point, Wis. 54481 -- Wis. Dental Service, Inc., Highway 10, Stevens Point, Wis. 54481 -- 17 -- January 19, 1977.

Rice, George E., 901 N. 9th St., Suite 303 Courthouse, Milwaukee, Wis. 53233 -- Milwaukee County, 901 N. 9th St., Courthouse, Milwaukee, Wis. 53233 -- All coded subjects -- January 19, 1977.

Durkin, W. A., 110 E. Main St., Madison, Wis. 53703 -- Wis. Insurance Alliance, 110 E. Main St., Madison, Wis. 53703 -- 17, 20, 28, 29 -- January 19, 1977.

Wienke, Neil F., 3610 Speedway Rd., P.O. Box 5273, Madison, Wis. 53705 -- Wis. Funeral Directors Assoc., 5920 W. North Ave., Milwaukee, Wis. 53208 -- 06, 08, 17, 18, 23, 28, 29 -- January 19, 1977.

Nelson, Doug, P. O. Box 1109, Madison, Wis. 53701 -- State Medical Society of Wis., P. O. Box 1109, Madison, Wis. 53701 -- All coded subjects -- January 19, 1977.

Jensen, Brian H., P. O. Box 1109, Madison, Wis. 53701 -- State Medical Society of Wis., P. O. Box 1109, Madison, Wis. 53701 -- All coded subjects -- January 19, 1977.

Murphy, Thomas C., P. O. Box 130, Green Bay, Wis. 54305 -- Fort Howard Paper Co., 1919 S. Broadway, Green Bay, Wis. 54305 -- All coded subjects -- January 19, 1977.

Kay, Robert J., 433 W. Washington Ave., Madison, Wis. 53703 -- Assoc. of Wis. Snowmobile Clubs, Inc., Neenah, Wis. 54956 -- 07, 27, 29 -- January 19, 1977.

Kay, Robert J., 433 W. Washington Ave., Madison, Wis. 53703 -- Wis. Construction Employers Council, Inc., 133 S. Butler St., Madison, Wis. 53703 -- 19, 11 -- January 19, 1977.

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Kay, Robert J., 433 W. Washington Ave., Madison, Wis. 53703
-- **Corrugated Steel Pipe Assoc., Inc., 4461 Hillcrest Drive,**
Madison, Wis. 53705 -- 07, 23, 26 -- January 19, 1977.

Kay, Robert J., 433 W. Washington Ave., Madison, Wis. 53703
-- **Wis. Assoc. of Osteopathic Physicians & Surgeons, 216 Green**
Bay Rd., Thiensville, Wis. 53092 -- 17 -- January 19, 1977.

Kay, Robert J., 433 W. Washington Ave., Madison, Wis. 53703
-- **Electrical Contractors Assoc. Milwaukee Chapter, 710 N.**
Plankinton, Milwaukee, Wis. 53203 -- 19, 23, 11 -- January 19,
1977.

Kay, Robert J., 433 W. Washington Ave., Madison, Wis. 53703
-- **Wis. Chapter National Electrical Contractors Assoc., Inc.,**
Madison, Wis. 53713 -- 19, 23, 11 -- January 19, 1977.

Smith, Donald, P. O. Box 933, Janesville, Wis. 53545 -- Assoc.
of Wis. Snowmobile Clubs, Inc., P. O. Box 1029, Neenah, Wis.
54956 -- 07, 27, 29 -- January 19, 1977.

Hurley, Stephen P., 433 W. Washington Ave., Madison, Wis.
53703 -- Assoc. of Wis. Snowmobile Clubs, Inc., P. O. Box 1029,
Neenah, Wis. 54956 -- 07, 27, 29 -- January 19, 1977.

Hurley, Stephen P., 433 W. Washington Ave., Madison, Wis.
53703 -- Wis. Construction Employers Council Inc., 133 S. Butler
St., Madison, Wis. 53703 -- 11, 19 -- January 19, 1977.

Hurley, Stephen P., 433 W. Washington Ave., Madison, Wis.
53703 -- Corrugated Steel Pipe Assoc., Inc., 4461 Hillcrest Drive,
Madison, Wis. 53705 -- 07, 23, 26 -- January 19, 1977.

Hurley, Stephen P., 433 W. Washington Ave., Madison, Wis.
53703 -- Wis. Assoc. of Osteopathic Physicians & Surgeons, 217
Green Bay Rd., Thiensville, Wis. 53092 -- 17 -- January 19,
1977.

Hurley, Stephen P., 433 W. Washington Ave., Madison, Wis.
53703 -- Electrical Contractors Assoc., Milwaukee Chapter, 710
N. Plankinton, Milwaukee, Wis. 53203 -- 11, 19, 23 -- January
19, 1977.

Hurley, Stephen P., 433 W. Washington Ave., Madison, Wis.
53703 -- Wis. Chapter, National Electrical Contractors Assoc.,
Inc. -- 2801 W. Beltline Highway, Madison, Wis. 53713 -- 11,
19, 23 -- January 19, 1977.

JOURNAL OF THE SENATE [February 1, 1977]

Bonitt, John (Jay) E., 635 Northwest Ave., Northlake, Ill. 60164 -- International Paper Co., 1620 Eye St., N.W., Washington, D. C. 20006 -- 01, 07, 09, 11, 19, 21, 23, 25, 26, 27, 28, 30 -- January 19, 1977.

McCarthy, Robert E., 110 E. Main St., Madison, Wis. 53703 -- Wis. Assoc. of Independent Colleges & Universities, 110 E. Main St., Madison, Wis. 53703 -- 02, 07, 08, 11, 18, 21, 23, 28 -- January 20, 1977.

Schaefer, Donald J., 5011 Monona Drive, Madison, Wis. 53716 -- Wis. Credit Union Savings Insurance Corp., 5011 Monona Drive, Madison, Wis. 53716 -- All coded subjects -- January 20, 1977.

Williams, Gary D., P. O. Box 5345, Madison, Wis. 53705 -- Wis. Automobile & Truck Dealers Assoc., P. O. Box 5345, Madison, Wis. 53705 -- 03, 04, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 25, 26, 28, 29, 30 -- January 20, 1977.

Forde, John N., 828 N. Broadway, Milwaukee, Wis. 53202 -- Metropolitan Milwaukee Assoc. of Commerce, 828 N. Broadway, Milwaukee, Wis. 53202 -- All coded subjects -- January 20, 1977.

Baxter, James J., Rt. 1, Dane, Wis. 53529 -- Wis. Motorcycle Dealers Inc., Rt. 1, Dane, Wis. 53529 -- 03, 06, 07, 08, 11, 20, 21, 23, 26, 27, 28, 29 -- January 20, 1977.

Cagle, Ralph M., 2 E. Gilman St., Madison, Wis. 53703 -- Wis. Bankers Assoc., 16 N. Carroll St., Madison, Wis. 53703 -- 03, 31 -- January 20, 1977.

Cagle, Ralph M., 2 E. Gilman St., Madison, Wis. 53703 -- Wis. Muck Farmers Assoc., 121 Circle Dr., Randolph, Wis. 53956 -- 01, 07, 31 -- January 20, 1977.

Cagle, Ralph M., 2 E. Gilman St., Madison, Wis. 53703 -- Wis. Institute of Certified Public Accountants, 600 E. Mason St., Milwaukee, Wis. 53202 -- 11, 16, 31 -- January 20, 1977.

Cagle, Ralph M., 2 E. Gilman St., Madison, Wis. 53703 -- American Insurance Assoc., 85 John St., New York, New York 10038 -- 17, 20, 31 -- January 20, 1977.

Cagle, Ralph M., 2 E. Gilman St., Madison, Wis. 53703 -- Wis. Council of Voluntary Family & Children's Agencies, 2059

JOURNAL OF THE SENATE [February 1, 1977]

Atwood Ave., Madison, Wis. 53704 -- 04, 11, 17, 28, 31 --
January 20, 1977.

Cagle, Ralph M., 2 E. Gilman St., Madison, Wis. 53703 --
Milwaukee Teachers Retirement Fund Assoc., 7306 Devonshire
Ave., Greendale, Wis. 53129 -- 08, 31 -- January 20, 1977.

Cagle, Ralph M., 2 E. Gilman St., Madison, Wis. 53703 --
Exxon Company, USA P. O. Box 2180, Houston, Texas 77001 --
07, 11, 26, 31 -- January 20, 1977.

Cagle, Ralph M., 2 E. Gilman St., Madison, Wis. 53703 --
Wis. Cable Communications Assoc., P. O. Box 565, Wausau, Wis.
54401 -- 30, 31 -- January 20, 1977.

Vaughan, Michael R., 2 E. Gilman St., Madison, Wis. 53703 --
Wis. Muck Farmers Assoc., 121 Circle Dr., Randolph Wis.
53956 -- 01, 07, 31 -- January 20, 1977.

Vaughan, Michael R., 2 E. Gilman St., Madison, Wis. 53703 --
Wis. Bankers Assoc., 16 N. Carroll St., Madison, wis. 53703 --
03, 31 -- January 20, 1977.

Vaughan, Michael R., 2 E. Gilman St., Madison, Wis. 53703 --
Wis. Institute of Certified Public Accountants, 600 E. Mason St.,
Milwaukee, Wis. 53202 -- 11, 16, 31 -- January 20, 1977.

Vaughan, Michael R., 2 E. Gilman St., Madison, Wis. 53703 --
American Insurance Assoc., 85 John St., New York, New York
10038 -- 17, 20, 31 -- January 20, 1977.

Vaughan, Michael R., 2 E. Gilman St., Madison, Wis. 53703 --
Wis. Council of Voluntary Family & Children's Agencies, 2059
Atwood Ave., Madison, Wis. 53704 -- 04, 11, 17, 28, 31 --
January 20, 1977.

Vaughan, Michael R., 2 E. Gilman St., Madison, Wis. 53703 --
Milwaukee Teachers Retirement Fund Assoc., 7306 Devonshire
Ave., Greendale, Wis. 53129 -- 08, 31 -- January 20, 1977.

Vaughan, Michael R., 2 E. Gilman St., Madison Wis. 53703 --
Wis. Cable Communications Assoc., P. O. Box 565, Wausau, Wis.
54401 -- 30, 31 -- January 20, 1977.

Vaughan, Michael R., 2 E. Gilman St., Madison, Wis. 53703 --
Exxon Company, U.S.A., P. O. Box 2180, Houston, Texas 77001
-- 07, 11, 26, 31 -- January 20, 1977.

JOURNAL OF THE SENATE [February 1, 1977]

Franke, Harry F., 660 E. Mason St., Milwaukee, Wis., 53202 --
Wis. Trustees Assoc., P. O. Box 280, Kenosha, Wis. 53141 -- 03,
06, 11, 13, 16, 23 -- January 20, 1977.

Legislative Subject Identification

| Code | Subject |
|------|---|
| 01 | <i>Agriculture, horticulture, farming & livestock</i> |
| 02 | <i>Amusements, games, athletics and sports</i> |
| 03 | <i>Banking, finance, credit and investments</i> |
| 04 | <i>Children, minors, youth & senior citizens</i> |
| 05 | <i>Church & Religion</i> |
| 06 | <i>Consumer Affairs</i> |
| 07 | <i>Ecology, environment, pollution, conservation, zoning, land & water use</i> |
| 08 | <i>Education</i> |
| 09 | <i>Elections, campaigns, voting & political parties</i> |
| 10 | <i>Equal rights, civil rights & minority affairs</i> |
| 11 | <i>Government, financing, taxation, revenue, budget, appropriations, bids, fees & funds</i> |
| 12 | <i>Government, county</i> |
| 13 | <i>Government, federal</i> |
| 14 | <i>Government, municipal</i> |
| 15 | <i>Government, special districts</i> |
| 16 | <i>Government, state</i> |
| 17 | <i>Health services, medicine, drugs and controlled substances, health insurance & hospitals</i> |
| 18 | <i>Higher education</i> |
| 19 | <i>Housing, construction & codes</i> |
| 20 | <i>Insurance (excluding health insurance)</i> |
| 21 | <i>Labor, salaries and wages, collective bargaining</i> |
| 22 | <i>Law enforcement, courts, judges, crimes & prisons</i> |
| 23 | <i>Licenses & permits</i> |
| 24 | <i>Liquor</i> |
| 25 | <i>Manufacturing, distribution & services</i> |
| 26 | <i>Natural resources, forests and forest products, fisheries, mining & mineral products</i> |
| 27 | <i>Public lands, parks & recreation</i> |
| 28 | <i>Social insurance, unemployment insurance, public assistance & workmen's compensation</i> |
| 29 | <i>Transportation, highways, streets & roads</i> |

JOURNAL OF THE SENATE [February 1, 1977]

- 30 *Utilities, communications, television, radio, newspapers,
power, CATV, & gas*
31 *Other*

RULING OF THE CHAIR

As it relates to the point of order raised by Senator Sensenbrenner that **Senate Joint Resolutions 7 and 8** are required by **senate rule 20** to be referred to a senate standing committee, the chair rules the point of order is not well taken.

Senate rule 20 does not require that measures be referred to standing committees as opposed to statutory committees. There is nothing in any of the senate rules that does not allow referral to a statutory committee. The joint resolutions are properly in the Joint Survey Committee on Tax Exemptions.

FRED A. RISSER

President pro tempore

EXECUTIVE COMMUNICATIONS

State of Wisconsin
Office of the Governor
Madison, Wisconsin

January 7, 1977.

To the Honorable, the Senate:

Pursuant to the provisions of the statutes governing, I have nominated and with the advise and consent of the senate do appoint James Ceille, of Milwaukee, as a member of the Designers section of the Architects, Engineers, Land Surveyors and Designers Examining Board, to serve for the term ending July 1, 1977.

Sincerely,

PATRICK J. LUCEY

Governor

Read and referred to committee on Human Services.

By request of Senator Bablitch, with unanimous consent, **Senate Bill 99** was withdrawn from the committee on Senate Organization and referred to committee on Education and Revenue.

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By request of Senator Bablitch, with unanimous consent, the appointment of Felger was taken from the calendar and referred to committee on Senate Organization.

BARNEY, STEVEN, of Madison, as a member of the Funeral Directors and Embalmers Examining Board, to serve for the term ending July 1, 1979.

HENSLER, HELEN B., of Milwaukee, as a member of the Dentistry Examining Board, to serve for the term ending July 1, 1981.

RHIEL, FLOYD, of Durand, as a member of the Funeral Directors and Embalmers Examining Board, to serve for the term ending July 1, 1979.

SCHNEIDER, NEAL, of Janesville, as a member of the Funeral Directors and Embalmers Examining Board, to serve for the term ending July 1, 1980.

STAMPFL, RONALD, of McFarland, as a member of the Pharmacy Internship Board, to serve for the term ending July 1, 1981.

ZIMMERMAN, EVA, of Green Bay, as a member of the Barber Examining Board, to serve for the term ending July 1, 1979.

MEIER, JEANNE M., of Darlington, as a member of the Veterinary Examining Board, to serve for the term ending July 1, 1981.

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

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, Lorge, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 31.

Noes -- None.

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

So the appointments were confirmed.

Senator Murphy asked unanimous consent that the appointment of Morgan be referred to the committee on Human Services.

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Senator Swan objected.

President of the senate in the chair.

11:00 A.M.

Senator Sensenbrenner moved that the appointments of Morgan and Warren be referred to the committee on Governmental and Veterans' Affairs.

The ayes and noes were demanded and the vote was: ayes, 5; noes, 25; absent or not voting, 2; as follows:

Ayes -- Senators Chilsen, Krueger, Murphy, Sensenbrenner and Theno -- 5.

Noes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Lorge, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Petri, Radosevich, Risser, Swan, Thompson and Van Sistine -- 25.

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

So the motion did not prevail.

MORGAN, JAMES R., of Madison, as a member of the State Personnel Board, to serve for the term ending July 1, 1981.

WARREN, DANA, of Milwaukee, as a member of the State Personnel Board, to serve for the term ending July 1, 1977.

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

The question was: Confirmation?

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

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, Lorge, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 30.

Noes -- Senator Murphy -- 1.

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

So the appointments were confirmed.

MESSAGE FROM THE ASSEMBLY

By Everett E. Bolle, chief clerk.

Mr. President:

I am directed to inform you that the assembly has adopted and asks concurrence in:

Assembly Joint Resolution 18

Concurred in:

Senate Joint Resolution 12

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Joint Resolution 18

Relating to directing the legislative council to study the state's eminent domain laws.

By Representatives Potter, Hephner, Otte, Lallensack, Johnson, Munts, Looby, Tuczynski, Coggs, Pabst, Byers, Rutkowski, Miller, Brist, Norquist, Behnke, Soucie, Gerlach, Menos, Tesmer, Metz, Murray, Wood, Plewa, Hasenohrl, McClain, Kirby, Kedrowski, Leopold, Medinger, Bear, Mohn, Wahner, Gunderson, Ausman, Luckhardt and Schmidt, co-sponsored by Senators Keppler, Dorman, McKenna and Bablitch.

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

MOTIONS

Senator Sensenbrenner asked unanimous consent that **Senate Joint Resolution 13** be withdrawn from the committee on Commerce and considered for action at this time.

Senator Goyke objected.

Senator Sensenbrenner moved that the rules be suspended and **Senate Joint Resolution 13** be withdrawn from the committee on Commerce and considered for action at this time.

The ayes and noes were required and the vote was: ayes, 9; noes, 22; absent or not voting, 1; as follows:

Ayes -- Senators Bidwell, Chilsen, Krueger, Lorge, McCallum, Murphy, Petri, Sensenbrenner and Theno -- 9.

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Noes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, McKenna, Maurer, Morrison, Offner, Parys, Radosevich, Risser, Swan, Thompson and Van Sistine -- 22.

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

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

MOTIONS UNDER JOINT RULE 26

A joint certificate of commendation by Senator Berger; cosponsored by Representative Kirby for LAWRENCE A. HORBINSKI on the occasion of his help in completing proposed legislation for the subcommittee on Condominium Legislation.

A joint certificate of commendation by Senator Berger; cosponsored by Representative Kirby for GARY G. SCHEPPKE on the occasion of his help in completing proposed legislation for the subcommittee on Condominium Legislation.

A joint certificate of commendation by Senator Berger; cosponsored by Representative Kirby for LOWELL E. SWEET on the occasion of his help in completing proposed legislation for the subcommittee on Condominium Legislation.

A joint certificate of commendation by Senator Berger; cosponsored by Representative Kirby for JOHN M. FOX on the occasion of his help in completing proposed legislation for the subcommittee on Condominium Legislation.

A joint certificate of commendation by Senator Radosevich; cosponsored by Representative Mohn for the NEW RICHMOND HIGH SCHOOL "TIGER BAND" on the occasion of their representing the state in the Presidential Inaugural Parade.

A joint certificate of commendation by Senator Lorge; cosponsored by Representative Byers for MERLE G. HALES on the occasion of his retirement after 46 years in the banking profession.

A joint certificate of commendation by Senator Lorge; cosponsored by Representative Byers for H. J. "JIM" RAMSDELL on the occasion of his faithful service to the New London Public School system.

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A joint certificate of congratulations by Senators Sensenbrenner, McCallum and Petri; cosponsored by Representatives Merkt, Lewis and Luckhardt for MILTON L. MEISTER on the occasion of his retirement as circuit court judge.

A joint certificate of condolence by Senator Radosevich; cosponsored by Representative Early for MRS. STANLEY H. WIERSGALLA on the occasion of the death of her husband.

A joint certificate of congratulations by Senator Lorge; cosponsored by Representative Byers for WALTER and HENRY MANTIN on the occasion of the 50th anniversary of Mantin Brothers, Inc.

The above motions under joint rule 26 were read and adopted enmasse.

CALENDAR OF FEBRUARY 1

Senate Resolution 6

Relating to corrections in the senate rules adopted on January 3, 1977.

Read.

The question was: Adoption?

The ayes and noes were demanded and the vote was: ayes, 29; noes, 2; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Keppler, Kleczka, Krueger, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 29.

Noes -- Senators Harnisch and Lorge -- 2.

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

So the resolution was adopted.

Senate Joint Resolution 9

To amend sections 5, 11 and 16 to 23 of article VII of the constitution so as in effect to repeal said sections; to amend section 21 of article I, sections 17 and 26 of article IV, and sections 2 to 4, 6 to 10, 13, 14 and 24 of article VII of the constitution; and to create sections 3 (3), 4 (3), 5 and 11 of article VII and section 16 of article XIV of the constitution, relating to a revised structure of the judicial branch including a unified court system with

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administrative authority vested in the chief justice, authorizing creation of a court of appeals, and providing for court system disciplinary proceedings (second consideration).

Read a second time.

Senate substitute amendment 1 to **Senate Joint Resolution 9** offered by Senator Murphy.

By request of Senators Berger and Parys, with unanimous consent, they were added as coauthors of senate substitute amendment 1.

Senator Flynn moved rejection of senate substitute amendment 1.

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

12:20 P.M.

RECESS

4:30 P.M.

The senate reconvened.

President pro tempore of the senate in the chair.

President of the senate in the chair.

4:33 P.M.

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 Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Dorman, Flynn, Frank, Goyke, Keppler, Kleczka, Krueger, Lorge, McCallum, Maurer, Morrison, Murphy, Offner, Parys, Petri, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 27.

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Absent -- Senators Cullen, Harnisch, McKenna and Radosevich -- 4.

Absent with leave -- Senator Peloquin -- 1.

The question on which the call of the senate was put having been decided the call was raised.

The question was: Rejection of senate substitute amendment 1 to **Senate Joint Resolution 9?**

The ayes and noes were demanded and the vote was: ayes, 21; noes, 10; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, McKenna, Maurer, Morrison, Offner, Radosevich, Risser, Sensenbrenner, Thompson and Van Sistine -- 21.

Noes -- Senators Berger, Bidwell, Krueger, Lorge, McCallum, Murphy, Parys, Petri, Swan and Theno -- 10.

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

So the motion prevailed.

The question was: Adoption of senate amendment 1 to **Senate Joint Resolution 9?**

The ayes and noes were demanded and the vote was: ayes, 23; noes, 8; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, McCallum, McKenna, Maurer, Morrison, Offner, Radosevich, Risser, Sensenbrenner, Thompson and Van Sistine -- 23.

Noes -- Senators Bidwell, Krueger, Lorge, Murphy, Parys, Petri, Swan and Theno -- 8.

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

So the amendment was adopted.

Senate amendment 2 to **Senate Joint Resolution** offered by Senator Berger.

Senator Flynn moved rejection.

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 1; as follows:

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Ayes -- Senators Adelman, Bablitch, Braun, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, McKenna, Maurer, Morrison, Radosevich, Risser, Thompson and Van Sistine -- 17.

Noes -- Senators Berger, Bidwell, Chilsen, Kleczka, Krueger, Lorge, McCallum, Murphy, Offner, Parys, Petri, Sensenbrenner, Swan and Theno -- 14.

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

So the motion prevailed.

Ordered to a third reading.

Senator Bablitch asked unanimous consent that the joint resolution be considered for final action at this time.

Senator Murphy objected.

Senator Bablitch moved that the joint resolution be considered for final action at this time.

The ayes and noes were required and the vote was: ayes, 20; noes, 11; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, McKenna, Maurer, Morrison, Offner, Radosevich, Risser, Thompson and Van Sistine -- 20.

Noes -- Senators Berger, Bidwell, Krueger, Lorge, McCallum, Murphy, Parys, Petri, Sensenbrenner, Swan and Theno -- 11.

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

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

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

COMMITTEE REPORTS

The joint committee on Finance reports and recommends:

Senate Bill 46

Relating to increasing the appropriation for mass transit aids.

Introduction and adoption of senate amendment 1; Ayes, 13; Noes, 0.

Passage as amended; Ayes, 9; Noes, 4.

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Senate Bill 63

Relating to the veterans first mortgage loan program and the appointment of the secretary of veterans affairs.

Introduction and adoption of senate amendment 1; Ayes, 13; Noes, 0.

Passage as amended: Ayes, 11; Noes, 2.

HENRY DORMAN

Chairman

By request of Senator Bablitch, with unanimous consent, **Senate Bill 63** was referred to the committee on Governmental and Veterans' Affairs.

By request of Senator Bablitch, with unanimous consent, the senate recessed until 6:20 P.M.

5:55 P.M.

RECESS

6:20 P.M.

The senate reconvened.

President pro tempore of the senate in the chair.

The committee on Senate Organization, acting under senate rule 20(1) reports and recommends the following nominations to committees for appointment by the Senate:

To the committee on Agriculture, Aging and Labor, Senators Morrison and Chilsen.

FRED A. RISSER

Chairman

The question was: Adoption of the committee report?
Adopted.

Upon motion of Senator Chilsen with unanimous consent, the Senate returned to the second order of business.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 16

Memorializing Congress and the U.S. department of agriculture to expedite measures to guarantee farmers a decent income, expand disaster assistance and preserve the family farm.

By Senators Chilsen, Bablitch, Cullen, Krueger and Theno; cosponsored by Representatives Day and Donoghue.

Read and referred to committee on Agriculture, Aging and Labor.

Upon motion of Senator Bablitch the senate adjourned until 10:00 A.M. Thursday, February 3.

6:23 P.M.