

JOURNAL OF THE SENATE [April 5, 1977]

STATE OF WISCONSIN

# Senate Journal

Eighty-Third Regular Session

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TUESDAY, April 5, 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 Pastor Richard McDowell of the First Assembly of God Church, Madison.

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

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## LEAVE OF ABSENCE

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

By request of Senator Sensenbrenner, with unanimous consent, Senator Krueger 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, Lorge, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 30.

Absent -- None.

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

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**BILLS INTRODUCED**

Read first time and referred:

**Senate Bill 286**

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

By Senators Adelman and Radosevich; cosponsored by Representative Jackamonis.

To committee on Governmental and Veterans' Affairs.

**Senate Bill 287**

Relating to dates for election notices, circulation and filing of nomination papers and certain related events and functions in connection with the spring primary and election.

By Senator Kleczka; cosponsored by Representative Clarenbach, by request of the Wisconsin County Clerks Association.

To committee on Governmental and Veterans' Affairs.

**Senate Bill 288**

An act to appropriate \$34,500 from the highway fund for payment of a claim made by Druml Hufschmidt Joint Venture against the state.

By Senator Murphy, by request of Attorney Ronald L. Wallenfang and W. John Hufschmidt.

To committee on Senate Organization.

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**COMMITTEE REPORTS**

The committee on Senate Organization reports and recommends for introduction:

**Senate Joint Resolution 32**

To create a special joint committee for investigation of the conduct of the personnel board.

Introduction; Ayes, 5; Noes, 0.

Read.

Considered as privileged.

FRED A. RISSER  
Chairman

By request of Senator Bablitch, with unanimous consent, **Senate Joint Resolution 32** was placed at the foot of the calendar.

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The committee on Agriculture, Aging and Labor reports and recommends for introduction:

**Senate Bill 289**

Relating to employment relations in higher education, granting rule-making authority and making appropriations.

By request of The Association of University of Wisconsin Faculties, Wisconsin Federation of Teachers and AFL-CIO.

Introduction; Ayes, 7; Noes, 0.

Read first time and referred to committee on Education and Revenue.

and further recommends:

**Senate Bill 15**

Relating to revision of municipal employment collective bargaining impasse resolution procedures, providing for final and binding arbitration, authorizing a limited right to strike, granting rule-making authority and providing penalties.

Introduction of senate substitute amendment 4; Ayes, 7; Noes, 0.

By request of the Legislative Committee of Milwaukee County.

TIM CULLEN

Chairman

The committee on Judiciary and Consumer Affairs reports and recommends for introduction:

**Senate Bill 290**

Relating to public access to certain reports of foreign corporations.

Introduction; Ayes, 3; Noes, 0.

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

**Senate Bill 291**

Relating to judicial interns for courts in populous counties and making an appropriation.

By request of Milwaukee county.

Introduction; Ayes, 3; Noes, 0.

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

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**Senate Bill 292**

Relating to changing the register of deeds fees.

By request of Milwaukee county.

Introduction; Ayes, 3; Noes, 0.

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

**Senate Bill 293**

Relating to selection of attorneys to represent corporate personal representatives of estates.

Introduction; Ayes, 3; Noes, 0.

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

And further recommends:

**Senate Bill 78**

Relating to titling duties of insurance companies upon obtaining ownership of a motor vehicle as a result of an insurance claim settlement and subsequent resale.

Passage; Ayes, 3; Noes, 0.

**Senate Bill 83**

Relating to increasing maximum limits for disbursements for small claims garnishment actions.

Passage; Ayes, 3; Noes, 0.

**Senate Bill 144**

Relating to battery to house of correction employes and providing a penalty.

Passage; Ayes, 3; Noes, 0.

**Assembly Bill 95**

Relating to allowing counties to establish jail extensions for temporary confinement purposes.

Concurrence; Ayes, 3; Noes, 0.

**Assembly Bill 123**

Relating to the sale of aspirin in stores other than pharmacies.

Concurrence; Ayes, 3; Noes, 0.

JAMES T. FLYNN  
Chairman

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

**GUPTON, RICHARD L.**, of Beloit, as a member of the Veterans Affairs Board, to serve for the term ending May 1, 1977.  
Confirmation; Ayes, 5; Noes, 0.

**AL YASIRI, KAHTAN**, of Platteville, as a member of the Engineers section of the Architects, Engineers, Designers and Land Surveyors Examining Board, to serve for the term ending July 1, 1979.  
Confirmation; Ayes, 5; Noes, 0.

**BAUMANN, MARION**, of Monroe, as a member of the Wisconsin Arts Board, to succeed herself, to serve for the term ending May 1, 1979.  
Confirmation; Ayes, 5; Noes, 0.

**KIDD, WILLIAM C.**, of Racine, as a member of the Wisconsin Arts Board, to succeed himself, to serve for the term ending May 1, 1979.  
Confirmation; Ayes, 5; Noes, 0.

**MYERS, D. JACK**, of Madison, as a member of the Pharmacy Examining Board, to serve for the term ending July 1, 1981.  
Confirmation; Ayes, 5; Noes, 0.

**GONZALES, ARTURO C.**, of Burlington, as a member of the Land Surveyors section of the Architects, Engineers, Land Surveyors and Designers Examining Board, to serve for the term ending July 1, 1979.  
Confirmation; Ayes, 5; Noes, 0.

**HESSERT, CALVIN, A.**, of Wausau, as a member of the State Personnel Board, to serve for the term ending July 1, 1980.  
Confirmation; Ayes, 5; Noes, 0.

**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.

Passage; Ayes, 5; Noes, 0.

**Senate Bill 18**

Relating to stationing of police at polling places in populous cities.

Passage; Ayes, 4; Noes, 1.

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**Senate Bill 17**

Relating to authorizing establishment of a municipal theater in cities of the first class.

Passage; Ayes, 5; Noes, 0.

**Senate Bill 22**

Relating to setting a term for police and fire chiefs in cities of the 1st class.

Adoption of senate amendment 1; Ayes, 4; Noes, 0.

Introduction and adoption of senate amendment 1 to senate amendment 1; Ayes, 4; Noes, 0.

Passage as amended; Ayes, 4; Noes, 0.

**Senate Bill 93**

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

Passage; Ayes, 4; Noes, 0.

**Senate Bill 105**

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

Introduction and adoption of senate amendment 1; Ayes, 4; Noes, 0.

Passage as amended; Ayes, 4; Noes, 0.

**Senate Bill 192**

Relating to the method of filling vacancies in the office of mayor and member of the common council in cities of the 1st class.

Introduction and adoption of senate amendment 1; Ayes, 4; Noes, 0.

Introduction and adoption of senate amendment 2; Ayes, 4; Noes, 0.

Passage as amended; Ayes, 4; Noes, 0.

**Senate Bill 3**

Relating to authorization for electors to vote in the primary of more than one political party.

Passage; Ayes, 3; Noes, 2.

MONROE SWAN  
Chairman

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The committee on Education and Revenue reports and recommends:

**Senate Bill 28**

Relating to permitting a school board to waive nonresident tuition for a pupil who was a resident of the school district at the beginning of the 2nd semester.

Adoption of senate amendment 1; Ayes, 5; Noes, 0.

Passage as amended; Ayes, 5; Noes, 0.

**GARY R. GOYKE**  
Chairman

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**PETITIONS AND COMMUNICATIONS**

State of Wisconsin  
Claims Board

March 28, 1977

**Don Schneider**  
Senate Chief Clerk  
State Capitol  
Madison, Wisconsin 53702

Dear Mr. Schneider:

Enclosed is the report of the State Claims Board covering claims heard on February 28, 1977.

The amounts recommended for payment under \$1000 on claims included in this report have, under the provisions of s. 16.007, Wisconsin Statutes, been paid directly by the Board.

This report is for the information of the Legislature. The Board would appreciate your acceptance and spreading of it upon the Journal to inform the members of the Legislature.

Sincerely,  
**EDWARD D. MAIN**  
Secretary

**BEFORE THE  
CLAIMS BOARD OF WISCONSIN**

The Claims Board conducted hearings at the State Capitol Building, Madison, Wisconsin, on February 28, 1977, upon the following claims:

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<i>Claimant</i>	<i>Amount</i>
1. David Rabinovitz -----	\$ 1,251.94
2. Allen Eugene Welshinger -----	2,010.30
3. A. D. and Gloria Jackson-----	500,000.00

In addition, the following claim was considered and decided without a hearing:

4. Katharine L. Ratzburg -----	\$ 7,500.00
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THE BOARD FINDS:

1. *David Rabinovitz*

David Rabinovitz, Sheboygan, Wisconsin, 53081, claims \$1,251.94 for legal fees incurred while representing the Sheboygan Hebrew Cemetery from April 8, 1975, to September 2, 1976. At one time the State Department of Transportation anticipated that a small triangular portion of cemetery land would be needed in order to construct the State Trunk Highway 23 ramp approach. On July 22, 1975, the State sent a deed to the cemetery association offering to purchase a portion of its land for \$1,320. The value was based upon the land being used as farm land rather than cemetery land. Its value as cemetery land may have been as high as \$10,000. Various meetings were held and information exchanged because of this difference involving the active participation of the claimant. Subsequently, the ramp design was modified by the State so it would not be necessary to use any of the cemetery land, and the State abandoned its attempt to acquire the cemetery land, rescinding its original offer. A bill of \$1,251.94 was submitted to the State by the claimant, which he alleges represents only about fifty percent of his legal services rendered. The reason the legal services were rendered was because of the State's attempt to obtain the cemetery land originally at a price which apparently was much less than its actual value. Although the case of *Hutterli v. State Conservation Commission*, 34 Wis.2d 252 (1967), is distinguishable, the Board finds that under the particular facts of this claim the attorney is entitled to reimbursement for his reasonable fees on equitable principles. Under the circumstances, the Board concludes the claim in reduced amount of \$1,000 should be paid on equitable principles.

2. *Allen Eugene Welshinger*

Allen Eugene Welshinger, Superior, Wisconsin, 54880, claims \$2,010.30 for legal fees incurred by him resulting from criminal charges brought against him in a complaint signed by an



investigator with the Wisconsin Department of Justice. The criminal complaint was filed as the result of an investigation by the Department of Justice of the Superior Office of the Division of Vocational Rehabilitation after an audit by the Legislative Audit Bureau. (Cf. claim of Walter Trianoski, heard July 13, 1976.) Claimant's case was dismissed after the unsuccessful attempt to prosecute Walter Trianoski, and after an arbitrator decided that claimant should be reinstated immediately to his former position. Legal services of \$1,823.30 were rendered to claimant in relation to the John Doe proceedings, and \$187.00 in relation to the arbitration proceedings. Although the charges were dismissed, the Board is of the opinion that there was sufficient evidence to demonstrate that when the charges were made there was reasonable cause to believe the alleged crimes had been committed. The investigator who signed the complaint acted reasonably on the basis of the information available to him. This finding is supported by decisions of two separate judges who concluded there was probable cause, resulting in the claimant being bound over for trial. There is no statutory authority which creates a legal liability to furnish legal services or the expenses thereof to the claimant. There is no record of a request by the head of the department to the Attorney General for legal services, so that sec. 165.25(6), Stats., is not applicable. Also, the Board considers the John Doe proceedings which gave rise to the criminal charges not to be civil proceedings for which legal services may be rendered by the Attorney General under sec. 165.25(6), Stats. Nor does the Board consider sec. 270.58, 1973 Stats., to be applicable, since it contemplates indemnification in only civil actions resulting in judgments for damages and costs. The Board concludes the claim is not one for which the State is legally liable, nor one which the State should assume and pay on equitable principles.

3. *A. D. and Gloria Jackson*

A. D. and Gloria Jackson, Milwaukee, Wisconsin, 53209, claim \$500,000 for damages resulting from the drowning of their daughter, Joyce, on July 30, 1974, while the deceased was a ward of the State under the care of the Wisconsin Child Center. On July 29-30, 1974, the Wisconsin Child Center conducted a camping trip at Arbutus Lake. The participants of the trip included six female occupants of Cottage C, including Joyce Jackson, and two counselors and a lifeguard employed by the State. On the morning of July 30, the counselors and lifeguard took the six occupants swimming at a portion of the lake which dropped off only three feet from the shore to a depth which exceeded the height of the girls.

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The lifeguard was aware of this situation and warned the girls of the danger. Four of the girls were able to swim, a fifth girl could not swim, and Joyce Jackson's ability to swim was extremely limited. She could not swim in an area where her feet could not touch bottom. The nonswimmer stayed out of the water, the four swimmers were playing diving games in the deeper water, and Joyce Jackson was jumping up and down alone in an area near the shore. The counselors and the lifeguard were on the shore within a few feet of Joyce Jackson engaged in conversation. Although the lifeguard asserts she was scanning the area, she did not see Joyce Jackson go under. At approximately 10:45 a.m., one of the girls noticed Joyce was missing, and told this to the counselors and lifeguard. The lifeguard and two of the girls dove for Joyce but could not find her. Several hours later Joyce was found by the rescue squad.

Joyce was a responsible person who had no physical nor mental impairments. She had been placed in the custody of the State because of a behavior problem. There were no markers indicating where the drop-off began. The water was warm and not clear. The weather was warm and clear. It is not known how long Joyce had been under the water before her absence was noticed. The lifeguard had determined a "buddy" system was not practical. The drowning appeared to be "passive" in that there were no sounds or splashes or unusual activity.

Joyce's burial expenses were \$1,050, and the Board concludes that in addition to these expenses the claimants should receive \$10,000 for loss of society and companionship, for a total of \$11,050 in payment of all claims against the State or its officers, agents or employes arising from this incident.

#### 4. *Katherine L. Ratzburg*

Katherine L. Ratzburg, Milwaukee, Wisconsin, 53212, claims \$7,500 for damages arising from an accident occurring on August 17, 1975, on the Wisconsin State Fair Grounds in West Allis. Claimant was a passenger on a tractor-trolley which conveyed patrons from the fair grounds to the parking lot. As she attempted to jump off the vehicle she fell on the ground, breaking her nose, chipping her teeth and cutting her chin. One tooth required root canal dentistry and her chin required four stitches. Claimant also received other contusions, abrasions and discoloration to parts of her body. Based upon the accident reports on file, there is no showing of negligence on the part of the State or its employes to warrant payment of the claim. Claimant's boyfriend jumped from

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the moving vehicle and then the claimant jumped also. If there is any factual basis for claiming causal negligence, it should be pursued against the State's liability insurance carrier. The Board concludes the claim is not one for which the State is liable, nor one which the State should assume and pay on equitable principles.

**THE BOARD CONCLUDES:**

1. The claims of Allen Eugene Welshinger and Katherine L. Ratzburg should be denied.
2. The claim of David Rabinovitz is justified under sec. 16.007, Stats., in the amount of \$1,000.

**THE BOARD RECOMMENDS:**

That payment of \$11,050 be made to A. D. and Gloria Jackson to reimburse them for their burial expenses and loss of society and companionship as the result of the drowning of their daughter, Joyce, on July 30, 1974, while she was under the care of the Wisconsin Child Center and a ward of the State.

Dated at Madison, Wisconsin, this 28th day of March, 1977.

**GERALD D. KLECZKA**  
Senate Finance Committee

**VIRGIL D. ROBERTS**  
Assembly Finance Committee

**EDWARD M. PARSONS**  
Representative of Governor

**EDWARD D. MAIN**  
Representative of Secretary of  
Administration

**ALLAN P. HUBBARD**  
Representative of Attorney  
General

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BEFORE THE  
CLAIMS BOARD OF WISCONSIN

The Claims Board conducted hearings at the State Capitol Building, Madison, Wisconsin, on February 21, 1977, upon the following claims:

<i>Claimant</i>	<i>Amount</i>
1. John Derr -----	\$ 155.10
2. Hollis L. Hayes -----	1000.00
3. Daniel Miller -----	222.84
4. Hania W. Ris-----	1121.35
5. Marvin Strawn -----	527.80
6. Janice K. Wexler -----	2118.60

In addition, the following claims were considered and decided without a hearing:

7. Dorothy Agacinski-----	\$ 1441.55
8. Kenneth Baumann-----	19.00
9. Town of Minocqua -----	2187.73
10. William E. Borah-----	145.72
11. John H. Davis -----	87.84

THE BOARD FINDS:

1. *John Derr*

John Derr, 1138 Sherman Avenue, Madison, Wisconsin, 53703, claims \$155.10 for damages to his apartment which was rented to Joleen Taliaferro at 29 Langdon Street. The Wisconsin Department of Health and Social Services paid a \$50 security deposit to the claimant on behalf of the tenant in June, 1976. An estimate of damages of \$155.10 was prepared by the landlord and an employee of the Department of Health and Social Services on August 22, 1976. The tenant was receiving funds from the Department to support her attempt to receive an education. The tenant had lived in a foster home and was recently emancipated. Since the rental contract was between the tenant and the landlord, the Board concludes the State had no direct responsibility for damages caused by the tenant. However, the Board would recommend to the Department that the landlord be permitted to retain the \$50 security deposit. The claim is not one for which the State is legally liable nor one which the State should assume and pay on equitable principles.

2. *Hollis L. Hayes*

Hollis L. Hayes, Route 2, Elk Mound, Wisconsin, claims \$1000 for depreciation on the value of his home due to excessive noise generated by vehicular traffic on I-94 between Eau Claire and Menomonie. Claimant investigated installation of a barrier for sound, but a barrier would not be practical since his upstairs windows are level with the highway. The Wisconsin Department of Transportation investigated his claim and concluded the claimant had sustained a loss, and recommends payment of the claim. The Board concurs in the recommendation for payment and concludes the claim should be paid on equitable principles.

3. *Daniel W. Miller*

Daniel W. Miller, 416 South Paterson Street, Madison, Wisconsin, 53703, claims \$222.84 for payment of long distance telephone bills incurred over three months in the summer of 1976. A juvenile was placed in claimant's foster home from Wales who called his friends in the Racine County area without claimant's consent. Claimant took steps to alleviate the problem by having a coin phone installed. However, a majority of the Board concludes that claimant is responsible for the conduct of a foster child under his direct supervision while in his foster home, and concludes the claim is not one for which the State is legally liable nor one which the State should assume and pay on equitable principle. (Member Kleczka dissents.)

4. *Hania W. Ris*

Hania W. Ris, 1102 Dartmouth Road, Madison, Wisconsin, 53705, claims \$1121.35 for damages arising out of an accident in front of the entrance to the McArdle Institute on February 11, 1976, when she tripped over a sidewalk. Claimant has been reimbursed for her medical expenses of \$121.35 by her insurance carrier. Claimant seeks \$1000 for pain and suffering and limitation of activity, in addition to her medical expenses. Approximately one and one-half years prior to the date of this accident claimant had a similar accident in the same area. Part of claimant's concern relates to the failure of the State to repair the sidewalk after the first accident. The sidewalk is in good condition, except that it may rise and fall at the seams a fraction of an inch as the weather changes, and little can be done to remedy this situation. However, even though the concrete slab corrects itself, an attempt will be made to improve the condition by the use of a hot mix. The condition of the walk is not an uncommon condition generally with concrete sidewalks. The Board concludes the claim is not one for which the

State is legally liable, nor one which the State should assume and pay on equitable principles.

5. *Marvin Strawn*

Marvin Strawn, 1213 Minton Road, Madison, Wisconsin, 53711, claims \$527.80 for a pro rata share of a one-time cost of living payment made to attorneys in state service on July 1, 1976, after negotiating their collective bargaining agreement. A condition of receiving the payment was present employment, and claimant had terminated his employment prior to July 1, 1976. Claimant asserts he is entitled to the payment on equitable grounds because he worked in good faith for six months without a raise before terminating his employment, and because he initiated no work slowdowns or other forms of protest. Claimant also asserts that a prior State offer to settle the labor dispute on the same basic terms as were eventually accepted was withdrawn by the State before the bargaining unit could accept it, and said prior offer was made while the claimant was still employed with the State. The Board concludes the claim is not one for which the State is legally liable nor one which the State should assume and pay on equitable principles. (Hubbard did not participate.)

6. *Janice K. Wexler*

Janice K. Wexler, 417 State Street, Madison, Wisconsin, claims \$2118.60 for damages arising from an accident on Observatory Drive in front of the natatorium on April 6, 1976, at about 7:45 a.m. Claimant was riding her bicycle in an easterly direction in the eastbound lane of traffic. A University tractor with a sweeper attachment was partially on the street and partially over the curb cleaning the terrace area of Observatory Drive and legally traveling in a westerly direction in the eastbound lane of traffic. The sweeper created a cloud of dust which obstructed claimant's vision as she approached the sweeper on her bicycle. The sweeper had flashing yellow lights and headlights operating. Claimant rode her bicycle into the westbound lane to get around the dust cloud (not simply to get around the sweeper) and collided with a motor vehicle in the westbound lane. According to an eye witness, the motor vehicle had already proceeded through the cloud of dust and slowed and stopped and sounded his horn after observing the claimant heading for him in his traffic lane. Claimant admitted she did not observe the motor vehicle until the point of impact. She hit the windshield of the motor vehicle and sustained facial cuts. There were \$70 damages to her bicycle, \$28.60 for lost wages, \$20 for medical expenses and \$1500 for pain and suffering. Also \$500 was claimed for future medicals, but this portion of the claim was withdrawn at

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the hearing because it has been determined there will be no future medicals. A majority of the Board concludes that claimant's own actions primarily and substantially contributed to the accident, and that her negligence was the cause of the damages sustained. The Board concludes the claim is not one for which the State is legally liable nor one which should be assumed and paid on equitable principles. (Member Parsons dissents.)

### 7. *Dorothy Agacinski*

Dorothy Agacinski, 5442 Meadow Drive, Greendale, Wisconsin, 53129, claims \$1441.55 damages arising from an accident on March 28, 1976, at the State Fair Park in West Allis. Claimant slipped on some loose gravel on the sidewalk on the grounds outside the entrance to the Home Show. She damaged her left ankle and right elbow, received immediate medical treatment, and subsequent treatment. Her damages consist of \$64 for damaged clothing, \$196.50 for medical bills paid by her insurance carrier, \$181.05 for uninsured medical bills, and \$1000 for pain and suffering. There is an insufficient showing of negligence on the part of state officers, agents or employees, and the Board concludes the claim is not one for which the State is legally liable nor one which should be paid in its entirety on equitable principles. However, the Board finds that payment of damages for clothing and uninsured medical bills amounting to a total of \$245.05 is justified.

### 8. *Kenneth Baumann*

Kenneth Baumann, 147 Broadview, Green Bay, Wisconsin, 54301, claims \$19 for the loss of money and shampoo missing from his home on July 12, 1976, after a reformatory plumber and two inmate assistants were in his home located on Farm #1 on the Wisconsin State Reformatory, installing water meters. There is insufficient evidence that the inmate workers did in fact take the money and shampoo. The Board concludes the claim is not one for which the State is legally liable, nor one which the State should assume and pay on equitable principles.

### 9. *Town of Minocqua*

Town of Minocqua, P. O. Box 22, Minocqua, Wisconsin, claims \$2187.83 for payment of aids under sec. 30.79(5), Stats., for its municipal water safety patrol program in 1975. The claimant failed to meet the statutory requirements which would entitle it to receive aid, not having made its application for aid until February 12, 1976. The legislature has established a cut-off date to allow for the completion of the audits necessary to distribute the \$200,000 of limited state aids available for this purpose. Those who had timely

applications on file received their pro rata share of the \$200,000 in April of 1976, and payment of this claim now would defeat the legislative intent of limiting expenditures for this purpose to \$200,000. The claimant was aware of the statutory requirement as to when applications had to be filed, but asserts its failure to file timely was due to its desire to deliver the application personally to a state auditor rather than taking the chance of mailing the application and having it get lost in routing. The Board concludes the claim is not one for which the State is legally liable, and a majority of the Board (Main and Roberts dissenting) conclude the claim should not be paid on equitable principles.

10. *William E. Borah*

William E. Borah, Box 248, Suring, Wisconsin, 54174, claims \$145.72 for a windshield broken on June 25, 1976, by a rock spun from the rear wheel of a truck on State Highway 32 north of Suring. The section of roadway had been under construction for some time and was adequately posted indicating that construction was under way and that the road was rough. All ordinary and necessary precautions had been taken to advise the claimant and other users of the situation, and the Board concludes the claim is not one for which the State is legally liable nor one the State should assume and pay on equitable principles.

11. *John Harley Davis*

John Harley Davis, Social Security #717-18-8126, Star Route, Necedah, Wisconsin, 54646, claims \$87.84 damages for various expenses relating to a delinquent tax warrant which was filed by the Department of Revenue against John H. Davis, Social Security #392-20-3592, Island Lake, Illinois. Unfortunately when claimant attempted to transfer property, whoever researched the records of the Clerk of Circuit Court erroneously identified the claimant as the person against whose property the delinquent tax warrant had been filed. A simple check of the social security numbers should have resolved the matter. The delinquent tax warrant had been made out properly. The Board concludes the claim is not one for which the State is legally liable nor one which the State should assume and pay on equitable principles.

THE BOARD CONCLUDES:

1. The claims of the following named claimants should be denied:

John Derr  
Daniel Miller



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**Hania W. Ris  
Marvin Strawn  
Janice K. Wexler  
Kenneth Baumann  
Town of Minocqua  
William E. Borah  
John H. Davis**

**2. Payment of the following amounts to the following claimants is justified under sec. 16.007 (6), Stats.:**

<b>Hollis L. Hayes -----</b>	<b>\$ 1000.00</b>
<b>Dorothy Agacinski -----</b>	<b>245.05</b>

**Dated at Madison, Wisconsin, this 28th day of March, 1977.**

**GERALD D. KLECZKA  
Senate Finance Committee**

**VIRGIL D. ROBERTS  
Assembly Finance Committee**

**EDWARD M. PARSONS  
Representative of Governor**

**EDWARD D. MAIN  
Representative of Secretary of  
Administration**

**ALLAN P. HUBBARD  
Representative of Attorney  
General**

**State of Wisconsin  
Department of State**

**March 7, 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 February 7, 1977, and ending on March 4, 1977.**

**Yours very truly,  
DOUGLAS LAFOLLETTE  
Secretary of State**

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

Allwardt, Lawrence E., 2460 Hillpoint Road, McFarland, Wisconsin 53558 -- Wisconsin Federation of Teachers, 6525 West Bluemound Road, Milwaukee, Wisconsin 53213 -- 08, 11, 16, 18, 21 -- February 9, 1977.

Ames, Leaman, 5411 South Ridgewood Court, Chicago, Illinois 60615 -- The Upjohn Company, Kalamazoo, Michigan 49001 -- 01, 17 -- February 25, 1977.

Andrews, Morris, P. O. Box 8003, 222 West Washington Avenue, Madison, Wisconsin 53708 -- Wisconsin Education Association Council, P. O. Box 8003, 222 West Washington Avenue, Madison, Wisconsin 53708 -- 01, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 25, 26, 27, 28, 29, 30, 31 -- February 17, 1977.

Baumann, Paul, 5710 West Vliet, Milwaukee, Wisconsin 53208 -- Administrators & Supervisors Council, 5710 West Vliet, Milwaukee, Wisconsin 53208 -- 04, 08, 09, 10, 11, 17, 18, 21, 28 -- February 15, 1977.

Besaw, Daniel J., 55 Sherburne Avenue, St. Paul, Minnesota 55105 -- Motor Vehicle Manufacturing Association of the U. S., 320 New Center Building, Detroit, Michigan 48202 -- 16, 25, 29, 31 -- February 17, 1977.

Boardman, W. Wade, 131 West Wilson Street, P. O. Box 927, Madison, Wisconsin 53701 -- Wisconsin Newspaper Association, 33 North Livingston Street, Madison, Wisconsin 53703 -- 03 -- February 9, 1977.

Boullion, James D., 30 West Mifflin #501, Madison, Wisconsin 53703 -- Der Deutsche Raum, Route 9, Verona, Wisconsin 53593 -- 23, 24 -- February 16, 1977.

Braaten, Conrad, Route 1, Deerfield, Wisconsin 53531 -- Self, Lottery -- February 9, 1977.

Buckley, James P., 815 West College Avenue, Waukesha, Wisconsin 53186 -- Wisconsin Installment Bankers Association, 815 West College Avenue, Waukesha, Wisconsin 53186 -- 03 -- February 8, 1977.

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Buckley, James P., 815 West College Avenue, Waukesha, Wisconsin 53186 -- Wisconsin Speech and Hearing Association, 815 West College Avenue, Waukesha, Wisconsin 53186 -- 08, 17 -- February 16, 1977.

Buckley, James P., 815 West College Avenue, Waukesha, Wisconsin 53186 -- Wisconsin School Psychologists Association, 815 West College Avenue, Waukesha, Wisconsin 53186 -- 08, 17 -- February 7, 1977.

Buckley, James P., 815 West College Avenue, Waukesha, Wisconsin 53186 -- Wisconsin School Social Workers Association, 815 West College Avenue, Waukesha, Wisconsin 53186 -- 08, 17, 23 -- February 14, 1977.

Buckley, James P., 815 West College Avenue, Waukesha, Wisconsin 53186 -- Wisconsin Landscape Federation, Inc., 815 West College Avenue, Waukesha, Wisconsin 53186 -- 01 -- February 9, 1977.

Buckley, James P., 815 West College Avenue, Waukesha, Wisconsin 53186 -- Metropolitan Builders Association of Greater Milwaukee, 6511 West Bluemound Road, Milwaukee, Wisconsin 53213 -- 19 -- February 9, 1977.

Buckley, James P., 815 West College Avenue, Waukesha, Wisconsin 53186 -- Wisconsin Psychological Association, 2719 North 67th Street, Milwaukee, Wisconsin 53210 -- 17, 28, 20 -- February 9, 1977.

Buckley, James P., 815 West College Avenue, Waukesha, Wisconsin 53186 -- School Nurses of Wisconsin, 1117 Timmers Lane, Appleton, Wisconsin 54911 -- 08, 17 -- February 9, 1977.

Bunyard, Sylvia R. (Mrs. Robert), 802 Drake Street, Madison, Wisconsin 53715 -- American Legion Auxiliary Department of Wisconsin, 812 East State Street, Milwaukee, Wisconsin 53202 -- 31 Veterans Affairs (Housing, Education, etc.) -- February 1, 1977.

Cliff, Roger A., P. O. Box 5550, Madison, Wisconsin 53705 -- Wisconsin Farm Bureau, P. O. Box 5550, Madison, Wisconsin 53705 -- 01, 07, 08, 11, 26, 27, 29, 30 -- February 25, 1977.

Coraggio, Patrick, 2000 North Calhoun Road, Brookfield, Wisconsin 53005 -- Wisconsin Professional Police Association, 1922 Keyes Avenue, Madison, Wisconsin 53711 -- 09, 10, 12, 14, 15, 16, 17, 20, 21, 22, 23, 24, 28 -- February 10, 1977.

JOURNAL OF THE SENATE [April 5, 1977]

Cuene, Donald E., 1015 Rockdale Street, Green Bay, Wisconsin 54304 -- Wisconsin Professional Police Association, 1922 Keyes Avenue, Madison, Wisconsin 53711 -- 09, 10, 12, 14, 15, 16, 17, 20, 21, 22, 23, 24, 28 -- February 10, 1977.

Deaton, Phillip L., 18 North Jackson Street, Janesville, Wisconsin 53545 -- City of Janesville, 18 North Jackson Street, Janesville, Wisconsin 53545 -- 03, 04, 06, 07, 09, 10, 11, 14, 19, 21, 22, 27, 28, 29, 30 -- February 17, 1977.

Derouin, James G., 121 South Pinckney Street, Madison, Wisconsin 53703 -- Wisconsin Association of Manufacturers and Commerce, 120 Wisconsin Avenue, Madison, Wisconsin 53703 -- 07, 11, 23, 25, 26, 30, 31 -- February 7, 1977.

Derouin, James G., 121 South Pinckney Street, Madison, Wisconsin 53703 -- Wisconsin Hospital Association, 5721 Odana Road, Madison, Wisconsin 53719 -- 11, 17 -- February 7, 1977.

DuVair, Paul, 222 West Washington Avenue, P. O. Box 8003, Madison, Wisconsin 53708 -- Wisconsin Education Association Council, 222 West Washington Avenue, P. O. Box 8003, Madison, Wisconsin 53708 -- 01, 03, 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 25, 26, 27, 28, 29, 30 -- February 17, 1977.

Driessen, Anthony H., 660 East Mason Street, Milwaukee, Wisconsin 53202 -- United Performing Arts Fund, Inc., 929 North Water Street, Milwaukee, Wisconsin 53202 -- 11 -- February 17, 1977.

Driessen, Anthony H., 660 East Mason Street, Milwaukee, Wisconsin 53202 -- Wisconsin Concrete and Products Association, N87 W15345 Kings Highway, Menomonee Falls, Wisconsin 53051 -- 06, 07, 11, 12, 14, 15, 16, 19, 20, 21, 23, 25, 28, 29 -- February 9, 1977.

Francke, G. Stewart, 1203 Michigan National Tower, Lansing, Michigan 48933 -- General Motors Corporation, 3044 West Grand Boulevard, Detroit, Michigan 48202 -- 03, 06, 07, 17, 20, 21, 23, 25, 28, 29 -- February 23, 1977.

Franke, Harry F., 660 East Mason Street, Milwaukee, Wisconsin 53202 -- United Performing Arts Fund, Inc., 929 North Water Street, Milwaukee, Wisconsin 53202 -- 11 -- February 17, 1977.

JOURNAL OF THE SENATE [April 5, 1977]

Franke, Harry F., 660 East Mason Street, Milwaukee, Wisconsin 53202 -- Wisconsin Concrete and Products Association, N87 W15345 Kings Highway, Menomonee Falls, Wisconsin 53051 -- 06, 07, 11, 12, 14, 15, 16, 19, 20, 21, 23, 25, 28, 29 -- February 9, 1977.

Goldberg, Melvin L., 123 West Gorham, Madison, Wisconsin 53703 -- Golden Rule Congressional Life Insurance Company, 712 11th Street, Lawrenceville, Illinois 62439 -- 10, 20 -- February 17, 1977.

Grangaard, Roger, 222 South Hamilton Street, Madison, Wisconsin 53704 -- Wisconsin Laborers District Council, 222 South Hamilton Street, Madison, Wisconsin 53703 -- 08, 11, 21, 23 -- February 17, 1977.

Greenberg, David I., 133 C Street Southeast, Washington, D. C. 20003 -- Public Citizen Action Group, 122 C Street Southeast, Washington, D. C. 20003 -- 03, 06 -- February 10, 1977.

Halverson, H. E., 1109 North Mayfair Road, Wauwatosa, Wisconsin 53226 -- Wisconsin Independent Tire Dealers and Retreaders Association, 1109 North Mayfair Road, Wauwatosa, Wisconsin 53226 -- 03, 06, 07, 11, 25, 28, 29 -- February 8, 1977.

Halverson, H. E., 1109 North Mayfair Road, Wauwatosa, Wisconsin 53226 -- Wisconsin Music Merchants Association, 1109 North Mayfair Road, Wauwatosa, Wisconsin 53226 -- 02, 06, 23, 28 -- February 15, 1977.

Halverson, H. E., 1109 North Mayfair Road, Wauwatosa, Wisconsin 53226 -- Wisconsin Jewelers Association, 1109 North Mayfair Road, Wauwatosa, Wisconsin 53226 -- 03, 06, 11, 23 -- February 8, 1977.

Haralson, Donald R., 108 East 2nd Street, Marshfield, Wisconsin 54449 -- Wisconsin Professional Police Association, 1922 Keyes Avenue, Madison, Wisconsin 53711 -- 09, 10, 12, 14, 15, 16, 17, 20, 21, 22, 23, 24, 28 -- February 10, 1977.

Heffernan, Charlene, 109 North Whitney Way, Madison, Wisconsin 53705 -- Wisconsin Occupational Therapy Association, Inc., 109 North Whitney Way, Madison, Wisconsin 53705 -- 04, 06, 08, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23 -- March 2, 1977.

Heiden, Richard F., 8510 West Lisbon Avenue, Milwaukee, Wisconsin 53222 -- Metropolitan Milwaukee Retail Liquor Dealers,

JOURNAL OF THE SENATE [April 5, 1977]

979 South 60th Street, West Allis, Wisconsin 53214 -- 02, 06, 07, 11, 12, 13, 14, 15, 16, 17, 22, 23, 24, 28 -- February 10, 1977.

Heider, Robert, R., 910 Elm Grove Road, Box 190, Elm Grove, Wisconsin 53122 -- The Sperry and Hutchinson Company, c/o Mr. Clifford Williams, 330 Madison Avenue, New York, New York 10017 -- 03, 06, 23, 25 -- February 15, 1977.

Hendee, Kirby, P. O. Box 2626, Madison, Wisconsin 53701 -- Jackson County Iron Company, 30 West Monroe Street, Chicago, Illinois 60603 -- 07, 11, 26 -- February 23, 1977.

Henry, Glenn L., City-County Building, 210 Monona Avenue, Room 313D, Madison, Wisconsin 53709 -- County of Dane, City-County Building, 210 Monona Avenue, Madison, Wisconsin 53709 -- All coded subjects -- February 23, 1977.

Jones, Nicholas P., 18 North Jackson Street, Janesville, Wisconsin 53545 -- City of Janesville, 18 North Jackson Street, Janesville, Wisconsin 53545 -- 03, 04, 06, 07, 09, 10, 11, 14, 19, 21, 22, 27, 28, 29, 30 -- February 17, 1977.

Karnes, Raymond G., 202 North Midvale Boulevard, Madison, Wisconsin 53705 -- Wisconsin Petroleum Association, 202 North Midvale Boulevard, Madison, Wisconsin 53705 -- 01, 03, 04, 06, 07, 10, 11, 12, 13, 14, 15, 16, 19, 20, 21, 23, 25, 26, 28, 29, 30 -- February 9, 1977.

Kasakaitas, William, 7010 Mineral Point Road, Madison, Wisconsin 53705 -- Wisconsin Farm Bureau Federation, 7010 Mineral Point Road, Madison, Wisconsin 53705 -- All coded subjects -- February 25, 1977.

Krahn, David, 4945 West Fond du Lac Avenue, Milwaukee, Wisconsin 53216 -- Wisconsin Citizens Concerned for Life, 4945 West Fond du Lac Avenue, Milwaukee, Wisconsin 53216 -- 04, 08, 17, 26, 31 Abortion, 10 -- March 2, 1977.

Kramer, Carol E., City-County Building, 210 Monona Avenue, Room 313D, Madison, Wisconsin 53709 -- County of Dane, City-County Building, 210 Monona Avenue, Madison, Wisconsin 53709 -- All coded subjects -- February 23, 1977.

Kuehn, Ronald W., 121 South Pinckney Street, Madison, Wisconsin 53703 -- Wisconsin Veterinary Medical Association, 540 West Washington Avenue, Madison, Wisconsin 53703 -- 01, 08, 31 -- February 16, 1977.

**JOURNAL OF THE SENATE [April 5, 1977]**

**Kumferman, George E., 203 South Farwell Street, Eau Claire, Wisconsin 54701 -- City of Eau Claire, 203 South Farwell Street, Eau Claire, Wisconsin 54701 -- 03, 04, 07, 08, 09, 11, 12, 14, 15, 16, 17, 19, 21, 22, 23, 24, 27, 28, 29, 30 -- February 14, 1977.**

**Lauri, Carl E., 2202 Aspen Road, Madison, Wisconsin 53711 -- Wisconsin Petroleum Association, 202 North Midvale Boulevard, Madison, Wisconsin 53705 -- 01, 03, 04, 06, 07, 10, 11, 12, 13, 14, 15, 16, 19, 20, 21, 23, 25, 26, 28, 29, 30 -- February 8, 1977.**

**Lipscomb, Mark G., Jr., 710 North Plankinton Avenue, Suite 412, Milwaukee, Wisconsin 53203 -- Association of Wisconsin Child Care Institutions, 710 North Plankinton Avenue, Milwaukee, Wisconsin 53203 -- 04, 08, 10, 11, 12, 13, 16, 17, 22, 28 -- March 2, 1977.**

**Mulcahy, T. L., 765 North VanBuren Street, Milwaukee, Wisconsin 53202 -- Northwestern National Insurance Company, 731 North Jackson Street, Milwaukee, Wisconsin 53202 -- 20 -- March 2, 1977.**

**Muzik, Edward J., 129 West Wilson Street, Madison, Wisconsin 53703 -- The Association of University of Wisconsin Faculties, 139 West Wilson Street, Madison, Wisconsin 53703 -- 18 -- February 8, 1977.**

**Nelson, Norbert W., 3512 MacArthur Drive, Manitowoc, Wisconsin 54220 -- Wisconsin Professional Police Association, 1922 Keyes Avenue, Madison, Wisconsin 53711 -- 15, 13, 14, 17, 21, 10, 22, 20, 09 -- February 10, 1977.**

**Noles, Shirley Ann, P. O. Box 3344, Madison, Wisconsin 53704 -- Division 1 Clinical/Consulting Psychology, P. O. Box 3344, Madison, Wisconsin 53704 -- 04, 06, 08, 10, 17, 18, 22, 23, 28 -- February 17, 1977.**

**O'Brien, Robert J., P. O. Box 700, Green Bay, Wisconsin 54305 -- Wisconsin Public Service Corporation, P. O. Box 700, Green Bay, Wisconsin 54305 -- 30 -- February 8, 1977.**

**Otis, Todd H., 1200 West 32nd Street, Minneapolis, Minnesota 55408 -- National Federation of Independent Business, 150 20th Avenue, San Mateo, California 94403 -- 11, 16, 22, 28, 31 Small Business -- February 14, 1977.**

**Rechlicz, Dick, P. O. Box 403, Brookfield, Wisconsin 53005 -- Wisconsin School Bus Association, P. O. Box 403, Brookfield,**

JOURNAL OF THE SENATE [April 5, 1977]

Wisconsin 53005 -- 04, 08, 11, 17, 18, 20, 21, 23, 25, 27, 28, 29 -- February 7, 1977.

Rechlicz, Rick, Jr., P. O. Box 403, Brookfield, Wisconsin 53005 -- Wisconsin School Bus Association, P. O. Box 403, Brookfield, Wisconsin 53005 -- 04, 08, 11, 17, 18, 20, 21, 23, 25, 27, 28, 29 -- February 7, 1977.

Regenberg, Celesta, P. O. Box 99, Madison, Wisconsin 53701 -- Wisconsin Broadcasters' Association, P. O. Box 11725, Shorewood, Wisconsin 53211 -- 30 -- February 15, 1977.

Ripple, Mary Anne, c/o Cook and Franke, S. C., 660 East Mason Street, Milwaukee, Wisconsin 53202 -- United Performing Arts Fund, Inc., 929 North Water Street, Milwaukee, Wisconsin 53202 -- 11 -- February 17, 1977.

Ripple, Mary Anne, c/o Cook and Franke S. C., 660 East Mason Street, Milwaukee, Wisconsin 53202 -- Wisconsin Concrete and Products Association, N87 W15345 Kings Highway, Menomonee Falls, Wisconsin 53051 -- 06, 07, 11, 12, 14, 15, 16, 19, 20, 21, 23, 25, 28, 29 -- February 9, 1977.

Rosemeyer, Douglas, S., 1922 Keyes Avenue, Madison, Wisconsin 53711 -- Wisconsin Professional Police Association, 1922 Keyes Avenue, Madison, Wisconsin 53711 -- 13, 14, 15, 17, 21, 22, 20, 10, 09 -- February 10, 1977.

Rouse, Richard P., 231 West Michigan Street, Milwaukee, Wisconsin 53201 -- Wisconsin Electric Power Company, 231 West Michigan Street, Milwaukee, Wisconsin 53201 -- 30 -- February 17, 1977.

Sankovitz, James L., 615 North 11th Street, Milwaukee, Wisconsin 53233 -- Marquette University, 615 North 11th Street, Milwaukee, Wisconsin 53233 -- 08, 11, 13, 16, 18 -- February 15, 1977.

Sargent, Loyal J., 5301 Monona Drive, Monona, Wisconsin 53716 -- Monona Grove School District, 5301 Monona Drive, Monona, Wisconsin 53716 -- 04, 08, 11 -- February 21, 1977.

Sicula, Paul E., 212 West Wisconsin Avenue, Milwaukee, Wisconsin 53203 -- Combined Insurance Company of America, 5050 North Broadway Street, Chicago, Illinois 60640 -- 17, 20, 28 -- March 1, 1977.



JOURNAL OF THE SENATE [April 5, 1977]

Smith, Robert A., 939 South 2nd Street, Milwaukee, Wisconsin 53204 -- United Electrical, Radio and Machine Workers of America, UE Local 1111, 939 South 2nd Street, Milwaukee, Wisconsin 53204 -- All coded subjects -- February 16, 1977.

Steinbach, E. Stony, 31 North Main Street, Box 272, Mayville, Wisconsin 53050 -- Wisconsin Independent Mutual Agents, Inc., 31 North Main Street, P. O. Box 272, Mayville, Wisconsin 53050 - - 20 -- February 21, 1977.

Steinke, Marvin L., 3414 Monroe Street, Madison, Wisconsin 53711 -- Wisconsin Power Equipment Retailers Association, Inc., 3414 Monroe Street, Madison, Wisconsin 53711 -- 01, 03 -- March 1, 1977.

Stolte, Paul, Route 2, Reedsburg, Wisconsin 53959 -- State of Wisconsin NFO, Route 2, Mason, Wisconsin 54856 -- 01, 03, 06, 07, 19, 26, 23 -- March 2, 1977.

Vogel, Frederick III, 4040 West Greenfield Avenue, Milwaukee, Wisconsin 53215 -- Graf's Beverages, Inc., 4040 West Greenfield Avenue, Milwaukee, Wisconsin 53215 -- 06, 07, 25, 31 - - February 7, 1977.

Wilking, Werner A., 720 North East Avenue, Waukesha, Wisconsin 53186 -- Wisconsin Consumer Finance Association, Inc., 720 North East Avenue, Waukesha, Wisconsin 53186 -- 03 -- February 21, 1977.

Wimmer, James W., Jr., P. O. Box 1482, Madison, Wisconsin 53701 -- Blue Cross of Wisconsin, 4115 North Teutonia Avenue, Milwaukee, Wisconsin 53202 -- 04, 06, 11, 16, 17, 20, 28 -- February 7, 1977.

Wimmer, James W., Jr., P. O. Box 1482, Madison, Wisconsin 53701 -- Surgical Care-Blue Shield, 756 North Milwaukee Street, Milwaukee, Wisconsin 53202 -- 04, 06, 11, 16, 17, 20, 28 -- February 7, 1977.

Wimmer, James W., Jr., P. O. Box 1482, Madison, Wisconsin 53701 -- Wisconsin Association of Temporary Help Services, 700 North Water Street, Milwaukee, Wisconsin 53202 -- 21, 28 -- February 16, 1977.

Wolter, Geraldine A., NASW-Wisconsin Chapter, 135 West Wells Street #503, Milwaukee, Wisconsin 53203 -- National Association of Social Workers-Wisconsin Chapter, 135 North

## JOURNAL OF THE SENATE [April 5, 1977]

Wells Street, Milwaukee, Wisconsin 53203 -- 04, 06, 07, 08, 10, 11, 16, 20, 23, 28, 31 -- February 7, 1977.

York, Stanley, 313 Price Place #110, Madison, Wisconsin 53705 -- Wisconsin Association of Homes for the Aging, 313 Price Place #110, Madison, Wisconsin 53705 -- 04, 05, 06, 10, 11, 17, 19, 21, 23, 28 -- February 10, 1977.

### Note Correction:

Initially entered on page 195 of the Senate Journal.

Merlen, Kurth, 2700 Laura Lane, Middleton, Wisconsin 53562 -- Wisconsin Association of Retarded Citizens, 4262 North 83rd Street, Milwaukee, Wisconsin 53222 -- 04, 08, 10, 11, 17 -- January 27, 1977.

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### Legislative Subject Identification

Code	Subject
01	<i>Agriculture, horticulture, farming &amp; livestock</i>
02	<i>Amusements, games, athletics and sports</i>
03	<i>Banking, finance, credit and investments</i>
04	<i>Children, minors, youth &amp; senior citizens</i>
05	<i>Church &amp; Religion</i>
06	<i>Consumer Affairs</i>
07	<i>Ecology, environment, pollution, conservation, zoning, land &amp; water use</i>
08	<i>Education</i>
09	<i>Elections, campaigns, voting &amp; political parties</i>
10	<i>Equal rights, civil rights &amp; minority affairs</i>
11	<i>Government, financing, taxation, revenue, budget, appropriations, bids, fees &amp; 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 &amp; hospitals</i>
18	<i>Higher education</i>
19	<i>Housing, construction &amp; 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 &amp; prisons</i>

JOURNAL OF THE SENATE [April 5, 1977]

- 23 *Licenses & permits*
- 24 *Liquor*
- 25 *Manufacturing, distribution & services*
- 26 *Natural resources, forests and forest products, fisheries, mining & mineral products*
- 27 *Public lands, parks & recreation*
- 28 *Social insurance, unemployment insurance, public assistance & workmen's compensation*
- 29 *Transportation, highways, streets & roads*
- 30 *Utilities, communications, television, radio, newspapers, power, CATV, & gas*
- 31 *Other*

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EXECUTIVE COMMUNICATIONS

State of Wisconsin  
Office of the Governor  
Madison, Wisconsin

March 29, 1977.

To the Honorable, the Senate:

Pursuant to the provisions of the statutes governing, I have nominated and with the advice and consent of the senate do appoint Frank E. Rizzo, of Kenosha, as a member of the Banking Review Board, to succeed Daniel Cooney, to serve for the term ending May 1, 1981.

Sincerely,  
PATRICK J. LUCEY  
Governor

Read and referred to the committee on Commerce.

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CALENDAR OF APRIL 5

METCALF, JUDITH S., of Stevens Point, as a member of the Accounting Examining Board, to serve for the term ending July 1, 1980.

Read.

POWLES, JOHN G., of Wausau, as a member of the State Investment Board, to serve for the term ending May 1, 1981.

Read.

**JOURNAL OF THE SENATE [April 5, 1977]**

**SLAUTTERBACK, MARILYN**, of Madison, as a member of the Real Estate Examining Board, to serve for the term ending July 1, 1977.

Read.

**GUPTON, RICHARD L.**, of Beloit, as a member of the Veterans Affairs Board, to serve for the term ending May 1, 1977.

Read.

**AL YASIRI, KAHTAN**, of Platteville, as a member of the Engineers section of the Architects, Engineers, Designers and Land Surveyors Examining Board, to serve for the term ending July 1, 1979.

Read.

**BAUMANN, MARION**, of Monroe, as a member of the Wisconsin Arts Board, to succeed herself, to serve for the term ending May 1, 1979.

Read.

**KIDD, WILLIAM C.**, of Racine, as a member of the Wisconsin Arts Board, to succeed himself, to serve for the term ending May 1, 1979.

Read.

**MYERS, D. JACK**, of Madison, as a member of the Pharmacy Examining Board, to serve for the term ending July 1, 1981.

Read.

**GONZALES, ARTURO C.**, of Burlington, as a member of the Land Surveyors section of the Architects, Engineers, Land Surveyors and Designers Examining Board, to serve for the term ending July 1, 1979.

Read.

**HESSERT, CALVIN, A.**, of Wausau, as a member of the State Personnel Board, to serve for the term ending July 1, 1980.

Read.

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, 0; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler,

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Kleczka, Lorge, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 30.

Noes -- None.

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

So the appointments were confirmed.

**Senate Bill 12**

Relating to registration fees for motor busses used exclusively for transporting musical marching groups.

The question was: Adoption of assembly amendment 1?

Adopted.

**Senate Bill 133**

An act to increase the attorney positions in the legislative reference bureau, and increasing an appropriation.

Senator Bablitch moved that the senate agree to a committee of conference.

The motion prevailed.

The chair appointed Senators Risser, Berger and Sensenbrenner as conferees on its part.

Senator Bablitch moved confirmation of the appointees.

The motion prevailed.

**Senate Joint Resolution 22**

Requesting state agencies to eliminate, consolidate and simplify forms and to report their progress to the legislature.

Read and adopted.

**Senate Bill 52**

Relating to motor carrier insurance.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 52**

Read a third time and passed.

**Senate Bill 66**

Relating to opening vehicle doors on the street side and providing a penalty.

Read a second time.

By request of Senator Parys, with unanimous consent, Senate Bill 66 was referred to the committee on Commerce.

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**Senate Bill 98**

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

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 98**

Read a third time and passed.

**Senate Bill 139**

Relating to tax counseling at senior citizen centers.

Read a second time.

Ordered to a third reading.

By request of Senator Dorman, with unanimous consent, **Senate Bill 139** was referred to the joint committee on Finance.

Senator Kleczka in the chair.

10:50 A.M.

**Assembly Joint Resolution 23**

Adopting, renumbered into a topical sequence and with the modifications shown, the joint rules observed at the conclusion of the 1975 regular session as the joint rules of the 1977 legislature.

Read.

By request of Senator Bablitch, with unanimous consent, **Assembly Joint Resolution 23** was laid on the table.

President pro tempore of the senate in the chair.

11:05 A.M.

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

11:06 A.M.

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RECESS

12:25 P.M.

The senate reconvened.

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By request of Senator Bablitch, with unanimous consent, **Senate Joint Resolution 32** was laid on the table.

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**AMENDMENTS OFFERED**

Senate substitute amendment 1 to **Senate Bill 17** by Senator Swan.

Senate amendment 1 to **Senate Bill 72** by Senator Murphy.

By request of Senator Sensenbrenner, with unanimous consent, the senate adjourned in honor of the birthday of Senator Keppler.

Upon motion of Senator Bablitch the senate adjourned until 10:00 A.M. Thursday, April 7.

12:27 P.M.

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**CHIEF CLERK'S REPORT**

The chief clerk records:

**Senate Joint Resolution 28**

Correctly enrolled and deposited in the Office of the Secretary of State on April 4, 1977.