

JOURNAL OF THE SENATE [June 7, 1977]

STATE OF WISCONSIN

Senate Journal

Eighty-Third Regular Session

TUESDAY, June 7, 1977.

10:00 A.M.

The senate met.

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

The senate stood for the prayer which was offered by Reverend David Croak of Holy Name Catholic Church, Steam Boat Springs, Colorado, cousin of Senator Cullen.

The senate remained standing and Senator Cullen 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 Thompson was granted a leave of absence for the balance of the day.

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

Senator McCallum was touring the storm stricken area of Mayville with the Governor.

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, Lasee, Lorge, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno and Van Sistine -- 31.

Absent -- None.

Absent with leave -- Senators McCallum and Thompson -- 2.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 426

Relating to a residential landlord and tenant act.

By Senators Flynn, Swan, Berger, Dorman, Bablitch, McKenna, Peloquin, Radosevich, Harnisch, Braun and Risser; cosponsored by Representatives Leopold, Coggs, Tropman, Loftus, Rogers, Flintrop, Clarenbach, Tuczynski, Wahner, Moody, Kedrowski, Brist, Medinger, Kirby, Hanson, Munts and Czerwinski.

To committee on Judiciary and Consumer Affairs.

COMMITTEE REPORTS

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

1. To the Legislative Council, pursuant to section 13.81, Senators Cullen, Radosevich and Lorge.
2. To the legislative advisory Committee to the Wisconsin -- Minnesota Boundary Area Commission, pursuant to section 14.82, Senators McKenna, Offner, Radosevich and Bidwell.
3. To the Joint Survey Committee on Retirement Systems, pursuant to section 13.50(1), Senators Thompson, Parys and Keppler.
4. To the Retirement Research Committee, pursuant to section 13.51(2), Senators Thompson, Parys and Keppler.
5. To the State Supported Programs Study and Advisory Committee, pursuant to section 13.47, Senators Swan, Cullen, Goyke, Braun and Bidwell.
6. To the Adult Education Center Council, pursuant to section 15.917(1), Senator Goyke.
7. To the Council on Alcohol and Other Drug Abuse, pursuant to section 14.017(2), Senators Goyke and Chilsen.

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8. To the Council on Emergency Government, pursuant to section 15.287(3), Senator Swan.

9. To the Council on Traffic Law Enforcement, pursuant to section 15.467(1) Senators Goyke and Murphy.

10. To the Wisconsin Citizens Environmental Council, pursuant to section 15.347(1), Senator Adelman.

11. To the Educational Communications Board, pursuant to section 15.57, Senators Berger and Chilsen.

12. To the Council on Child Labor, pursuant to section 15.227(5), Senators Van Sistine and Lasee.

13. To the Educational Commission of the States, pursuant to section 39;76(1), Senator Goyke.

14. To the Interstate Cooperation Commission, pursuant to section 13.54(1), Senators Morrison, Radosevich and McCallum.

15. To the State Capitol and Executive Residence Board, pursuant to section 15.105(5), Senators Bablitch, Maurer and Lasee.

16. To the Highway Safety Council, pursuant to section 14.017(1)(c), Senators Parys and Bidwell.

FRED A. RISSER

Chairman

The question was: Adoption of the committee report?

Adopted.

The committee on Commerce reports and recommends for introduction:

Senate Bill 427

Relating to the penalty for reckless flying.

Introduction:

Ayes, 7 -- Senators Parys, Berger, Swan, Goyke, Keppler, Bidwell and Petri;

Noes, 0 -- None.

Read first time and referred to committee on Commerce.

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And further recommends:

Assembly Bill 298

Relating to licensing and supervision of driver schools.

Introduction of senate amendment 1:

Ayes, 7 -- Senators Parys, Berger, Swan, Goyke, Keppler,
Bidwell and Petri;

Noes, 0 -- None.

RONALD G. PARYS

Chairman

The committee on Governmental and Veteran Affairs reports
and recommends:

Assembly Bill 496

Relating to the authority of municipalities to finance industrial
projects.

Concurrence:

Ayes, 4 -- Senators Swan, Adelman, Braun and Offner;

Noes, 0 -- None.

Senate Bill 126

Relating to raising the drinking age to 19.

Introduction and adoption of senate substitute amendment 1:

Ayes, 3 -- Senators Offner, Adelman and Braun;

Noes, 1 -- Senator Swan.

Passage as amended:

Ayes, 3 -- Senators Offner, Adelman and Swan;

Noes, 1 -- Senator Braun.

MONROE SWAN

Chairman

PETITIONS AND COMMUNICATIONS

Senate Petition 76

A petition by 742 citizens of Wisconsin urging the Wisconsin
Legislature to reject the Norquist-Maurer amendments to the
general property tax relief formula.

By Senator Sensenbrenner.

To joint committee on Finance.

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CALENDAR OF JUNE 7

DANIELSON, WAYNE L., of Cadott, as a member of the Board of Agriculture, to succeed himself, to serve for the term ending May 1, 1983.

Read.

RUNDE, JAMES C., of Cuba City, as a member of the Board of Agriculture, to succeed himself, to serve for the term ending May 1, 1983.

Read.

SLAVNEY, MORRIS, of Madison, as a member of the Employment Relations Commission, to succeed himself, to serve for the term ending March 1, 1983.

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

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

Noes -- None.

Absent or not voting -- Senators McCallum and Thompson -- 2.

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:

Motions Under Joint Rule 7:

A joint certificate of commendation by Representative Vanderperren; cosponsored by Senator Van Sistine for ERNEST EHRBAR on the occasion of his promotion.

A joint certificate of congratulations by Representative McEssy; cosponsored by Senator McCallum for ERIC AMEND, WAYNE BAKER, CATHY BUELL, JOHN BUELL, MARY BURKHARDT, JOE GIEBEL, AL KONEN and DENNIS PATT on their outstanding performance in rifle tournaments.

A joint certificate of commendation by Representative Potter; cosponsored by Senator Keppler for JOHN C. RICHARDS on the occasion of his retirement as principle at Plymouth High School.

MESSAGE FROM THE ASSEMBLY CONSIDERED

Motions Under Joint Rule 7:

A joint certificate of commendation by Representative Vanderperren; cosponsored by Senator Van Sistine for ERNEST EHRBAR on the occasion of his promotion.

A joint certificate of congratulations by Representative McEssy; cosponsored by Senator McCallum for ERIC AMEND, WAYNE BAKER, CATHY BUELL, JOHN BUELL, MARY BURKHARDT, JOE GIEBEL, AL KONEN and DENNIS PATT on their outstanding performance in rifle tournaments.

A joint certificate of commendation by Representative Potter; cosponsored by Senator Keppler for JOHN C. RICHARDS on the occasion of his retirement as principle at Plymouth High School.

The above motions under joint rule 7 were read and concurred in enmasse.

MOTIONS UNDER JOINT RULE 7

A joint certificate of commendation by Senator Lorge; cosponsored by Representatives Conradt, Byers and Roth for GORDON A. BUBOLZ on the occasion of his receiving the State Conservationist of the Year award.

A joint certificate of commendation by Senator Lorge; cosponsored by Representative Byers for THE NEW LONDON PRESS and THE HORTONVILLE STAR on the occasion of receiving excellence awards by the Wisconsin Newspaper Association.

The above motions under joint rule 7 were read and adopted enmasse.

MOTIONS UNDER SENATE RULE 97

A certificate of commendation by Senator McCallum for Zelma Stumbras on the occasion of her retirement after 52 years in the field of cosmetology.

A certificate of congratulations by Senator Krueger for Senator and Mrs. Theno on the occasion of the birth of their baby boy.

A certificate of congratulations by Senator Petri for Mr. and Mrs. Carl Kalies on the occasion of their fiftieth wedding anniversary.

The above motions under senate rule 97 were read and adopted enmasse.

Assembly Joint Resolution 34

Relating to directing the legislative council to study the regulation of small businesses.

Read and concurred in.

Assembly Bill 290

Relating to towing of disabled vehicles on expressways in counties with a population of 500,000 or more.

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.

Assembly Bill 290

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 3; as follows:

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

Noes -- None.

Absent or not voting -- Senators Goyke, McCallum and Thompson -- 3.

So the bill was concurred in.

Assembly Bill 351

Relating to tax on liquor produced from whey and brewing wastes or by pollution control facilities.

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.

Assembly Bill 351

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 5; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Chilsen, Cullen, Frank, Goyke, Harnisch, Keppler, Krueger, Lasee, Lorge, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Radosevich, Risser, Sensenbrenner, Swan, Theno and Van Sistine -- 26.

Noes -- Senators Braun, Dorman, Flynn, Kleczka and Petri -- 5.

Absent or not voting -- Senators McCallum and Thompson -- 2.

So the bill was concurred in.

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

By request of Senator Bablitch, with unanimous consent, the Senate returned to the third order of business.

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BILLS INTRODUCED

Read first time and referred:

Senate Bill 428

Relating to an appropriation for general public liability claims against the Wisconsin state agencies building corporation and the Wisconsin state public building corporation.

By Senator Risser.

To committee on Judiciary and Consumer Affairs.

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 120** by Senator Cullen.

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 124** by Senator McKenna.

Senator Kleczka in the chair.

10:50 A.M.

Upon motion of Senator Bablitch the senate adjourned until 10:00 A.M. Thursday, June 9.

11:07 A.M.

GUESTS

During today's session, the following visitors honored the senate with their presence:

Mrs. Edward Croak, Colorado Springs, Colorado, mother of Senator Cullen and Miss Eleanor McCann, Madison, guests of Senator Cullen.

The Third and Fourth Grade of Palmer School, with Mrs. Trotman; Mrs. Tucker and Mrs. Phillip, guests of Senator Swan.

The Seventh Grade class of Mount Olive Lutheran School, Milwaukee, guests of Senator Braun.

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CHIEF CLERK'S REPORT

The chief clerk records:

Senate Bill 12

Senate Bill 88

Senate Bill 89

Senate Bill 337

Correctly enrolled and presented to the Governor on June 7, 1977.