

JOURNAL OF THE SENATE [May 26, 1977]

STATE OF WISCONSIN

# Senate Journal

Eighty-Third Regular Session

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THURSDAY, May 26, 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 Dan Neergaard, Pastor of the Seventh-Day Adventist Church of Madison.

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

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, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 33.

Absent -- None.

Absent with leave -- None.

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## INTRODUCTION OF RESOLUTIONS

### Senate Joint Resolution 39

Memorializing congress to establish a national consumer cooperative bank.

By Senators Thompson, Radosevich, Krueger, Chilsen, Bablitch, Berger, Maurer, Morrison, Goyke, McKenna, Theno, McCallum, Frank and Harnisch; cosponsored by Representatives

**JOURNAL OF THE SENATE [May 26, 1977]**

**Day, Lato, Everson, Litscher, Loftus, Lallensack and Quackenbush.**

**Read and referred to the committee on Commerce.**

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**BILLS INTRODUCED**

**Read first time and referred:**

**Senate Bill 413**

**Relating to creating a council on and establishing a program for gifted and talented pupils, making appropriations and granting rule-making authority.**

**By Senators Bablitch, McKenna, Dorman, Radosevich, Offner, Thompson, Cullen, Van Sistine, Goyke, Peloquin, Adelman and Risser; cosponsored by Representative Byers.**

**To committee on Education and Revenue.**

**Senate Bill 414**

**Relating to reporting of child abuse, mental injury or neglect and providing a penalty.**

**By Senators Bablitch, Dorman, Maurer, Radosevich, Petri, Offner, Berger, Cullen, McKenna, Peloquin, Adelman, Morrison, Risser, Flynn and Braun; cosponsored by Representatives Clarenbach, Rutkowski, Flintrop, Schricker, Hasenohrl and Wahner.**

**To committee on Judiciary and Consumer Affairs.**

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**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:**

**Senator Thomas Petri, to replace Senator Martin, to the Commerce committee.**

**Senator Alan Lasee, to replace Senator Petri, to the Governmental and Veterans' Affairs committee.**

**FRED A. RISSER**  
**Chairman**

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

**JOURNAL OF THE SENATE [May 26, 1977]**

The committee on Judiciary and Consumer Affairs reports and recommends:

**Assembly Bill 138**

Relating to the waiver of the bond requirement for a guardian depositing funds in an insured account.

Concurrence:

Ayes, 3 -- Senators Flynn, Harnisch and Adelman;

Noes, 0 -- None.

**Assembly Bill 239**

Relating to the appointment of deputy district attorneys in counties with a population of 200,000 or more.

Concurrence:

Ayes, 3 -- Senators Flynn, Harnisch and Adelman;

Noes, 0 -- None.

**Assembly Bill 296**

Relating to limiting liability of landowners who permit people to gather wood from their land.

Concurrence:

Ayes, 3 -- Senators Flynn, Harnisch and Adelman;

Noes, 0 -- None.

**Assembly Bill 504**

Relating to the requirement for the appointment of a guardian for disbursements of small estates.

Introduction and adoption of senate amendment 1, by request of Wisconsin Credit Union League:

Ayes, 3 -- Senators Flynn, Harnisch and Adelman;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 3 -- Senators Flynn, Harnisch and Adelman;

Noes, 0 -- None.

**Assembly Bill 505**

Relating to eliminating such words as "insane", "idiot", "senile", "feebleminded", "crippled", "invalids", "deformity" and other terms describing human conditions from the statutes and providing word substitutes.

Concurrence:

Ayes, 3 -- Senators Flynn, Harnisch and Adelman;

Noes, 0 -- None.

**JAMMES T. FLYNN**  
Chairman

PETITIONS AND COMMUNICATIONS

**Senate Petition 70**

A petition by 1,188 Wisconsin citizens urging the Wisconsin legislature to reject the Norquist-Maurer amendments to the general property tax relief formula.

By Senator Sensenbrenner.

Read and referred to joint committee on Finance.

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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 Hanson; cosponsored by Senator Bidwell for LOIS KUHL on retiring from the Lake Mills School Board.

A joint certificate of commendation by Representative Kincaid; cosponsored by Senator Krueger for KRIS K. GILBERTSON on acknowledgement of achievements.

A joint certificate of condolence by Representatives Dorff and Andrea; cosponsored by Senator Maurer for MRS. CAMILLE JOHNSON AND FAMILY on the death of Dalton G. Johnson.

A joint certificate of commendation by Representative Kedrowski; cosponsored by Senator Theno for DR. DOMONIC MARTINETTI on being honored in the Hurley Community.

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MESSAGE FROM THE ASSEMBLY CONSIDERED

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**JOURNAL OF THE SENATE [May 26, 1977]**

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A joint certificate of commendation by Representative Kedrowski; cosponsored by Senator Theno for DR. DOMONIC MARTINETTI on being honored in the Hurley Community.

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

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**CALENDAR OF MAY 26**

**LAWTON, BEN R.**, of Marshfield, as a member of the University of Wisconsin System Board of Regents, to succeed himself, to serve for the term ending May 1, 1984.

Read.

The question was: Confirmation?

The ayes and noes were required and the vote was: ayes, 33; noes, 0; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 33.

Noes -- None.

Absent or not voting -- None.

So the appointment was confirmed.

**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.

The question was: Concurrence in assembly amendment 1?

Concurred in.

## JOURNAL OF THE SENATE [May 26, 1977]

### **Senate Bill 10**

Relating to notice to creditors and examination and adjustment of claims by probate registrars.

The question was: Concurrence in assembly amendment 1?  
Concurred in.

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

The motion prevailed.

The question was: Concurrence in assembly amendment 1?

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

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Flynn, Frank, Keppler, Kleczka, Krueger, Lasee, Lorge, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 27.

Noes -- Senators Dorman, Goyke, Harnisch, McCallum and Petri -- 5.

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

So the amendment was concurred in.

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### LEAVE OF ABSENCE

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

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

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

### **Senate Bill 370**

Relating to licensing procedures of the psychology examining board.

Read a second time.

By request of Senator Berger, with unanimous consent, **Senate Bill 370** was referred to the committee for Review of Administrative Rules.

JOURNAL OF THE SENATE [May 26, 1977]

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

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COMMITTEE REPORTS

The committee on Human Services reports and recommends:

**Assembly Bill 723**

Relating to town power to pay a nurse clinician.

Concurrence:

Ayes, 5 -- Senators Thompson, Offner, Braun, Van Sistine and Petri;

Noes, 0 -- None.

CARL W. THOMPSON

Chairman

The committee on Commerce reports and recommends:

**Assembly Bill 162**

Relating to the definition of motor truck in the vehicle code.

Concurrence:

Ayes, 6 -- Senators Parys, Berger, Swan, Goyke, Keppler and Bidwell;

Noes, 0 -- None.

**Assembly Bill 221**

Relating to review boards of physicians and optometrists to determine qualifications of persons to operate motor vehicles.

Concurrence:

Ayes, 6 -- Senators Parys, Berger, Swan, Goyke, Keppler and Bidwell;

Noes, 0 -- None.

**Assembly Bill 457**

Relating to the maximum amount of loans to one borrower by a savings and loan association (suggested as remedial legislation by the office of commissioner of savings and loan).

Concurrence:

Ayes, 6 -- Senators Parys, Berger, Swan, Goyke, Keppler and Bidwell;

Noes, 0 -- None.

JOURNAL OF THE SENATE [May 26, 1977]

**Assembly Bill 467**

Relating to repealing the "Fair Trade Act".

Concurrence:

Ayes, 5 -- Senators Parys, Berger, Goyke, Keppler and Bidwell;

Noes, 1 -- Senator Swan.

**RONALD G. PARYS**

Chairman

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**AMENDMENTS OFFERED**

Senate substitute amendment 1 to **Senate Bill 151** by Senator Dorman.

Senate amendment 4 to **Senate Bill 72** by Senator Adelman.

Upon motion of Senator Bablitch the senate adjourned until 11:00 A.M. Tuesday, May 31.

11:29 A.M.