

JOURNAL OF THE SENATE [June 22, 1977]

STATE OF WISCONSIN

Senate Journal

Eighty-Third Regular Session

WEDNESDAY, June 22, 1977.

9:00 A.M.

The senate met.

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

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

Absent -- None.

Absent with leave -- None.

The senate stood for the prayer which was offered by

Reverend Vern J. Denham, Pastor of Madison East Bible Church - IFCA, Madison.

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

CALENDAR OF JUNE 22

KATZ, WILBUR, of Whitewater, as a member of the Ethics Board, to succeed Naseby Rhinehart, Jr., to serve for the term ending May 1, 1983.

Read.

SAXER, LYNN, of Janesville, as a member of the Arts Board, to serve for the term ending May 1, 1980.

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Read.

WIMMER, MARY ALICE, of Madison, as a member of the Arts Board, to serve for the term ending May 1, 1980.

Read.

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

The ayes and noes were required and the vote was: ayes, 32; noes, 1; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, McKenna, Lasee, Lorge, McCallum, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 32.

Noes -- Senator Berger -- 1.
Absent or not voting -- None.

So the appointments were confirmed.

Senate Bill 102

Relating to 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.

The question was: Concurrence in assembly substitute amendment 1?

Concurred in.

Senate Bill 224

Relating to powers of the chief of police in cities of the 1st class.

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 224

Read a third time and passed.

Senate Bill 233

Relating to monitoring and receivership of nursing homes and residential care facilities.

Read a second time.

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

Adopted.

The question was: Adoption of senate substitute amendment 1?

Adopted.

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 233

Read a third time and passed.

Senate Bill 293

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

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 293

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 31; noes, 2; absent or not voting, 0; as follows:

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

Noes -- Senators Harnisch and Murphy -- 2.

Absent or not voting -- None.

So the bill passed.

Senate Bill 364

Relating to a limitation on parental liability for a child's negligence in operating a motor vehicle.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

Adopted.

Ordered to a third reading.

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

Senate Bill 364

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 18; noes, 15; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Chilsen, Flynn, Frank, Goyke, Harnisch, Lasee, Lorge, McCallum, Murphy, Peloquin, Radosevich, Risser, Swan, Thompson and Van Sistine -- 18.

Noes -- Senators Bidwell, Braun, Cullen, Dorman, Keppler, Kleczka, Krueger, McKenna, Maurer, Morrison, Offner, Parys, Petri, Sensenbrenner and Theno -- 15.

Absent or not voting -- None.

So the bill passed.

Senate Bill 456

Relating to extending the expiration date of the 55 mile per hour speed limit.

Read a second time.

By request of Senator Bablitch with unanimous consent, **Senate Bill 456** was placed at the foot of the day's calendar.

Assembly Bill 71

Relating to enabling legislation allowing municipalities and counties to license cats.

Read a second time.

Senator Lorge moved nonconcurrence.

The ayes and noes were demanded and the vote was: ayes, 11; noes, 22; absent or not voting, 0; as follows:

Ayes -- Senators Chilsen, Krueger, Lasee, Lorge, McCallum, Maurer, Murphy, Peloquin, Petri, Sensenbrenner and Thompson -- 11.

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

Absent or not voting -- None.

So the motion did not prevail.

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Senate amendment 1 to **Assembly Bill 71** offered by Senator Sensenbrenner.

Senator Flynn moved rejection.

The ayes and noes were demanded and the vote was: ayes, 23; noes, 10; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, Krueger, McKenna, Lasee, Morrison, Offner, Parys, Peloquin, Radosevich, Risser, Swan and Van Sistine -- 23.

Noes -- Senators Chilsen, Keppler, Lorge, McCallum, Maurer, Murphy, Petri, Sensenbrenner, Theno and Thompson -- 10.

Absent or not voting -- None.

So the motion prevailed.

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 71

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 21; noes, 12; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, McKenna, Morrison, Offner, Parys, Peloquin, Radosevich, Risser, Swan, Theno and Van Sistine -- 21.

Noes -- Senators Chilsen, Cullen, Dorman, Krueger, Lasee, Lorge, McCallum, Maurer, Murphy, Petri, Sensenbrenner and Thompson -- 12.

Absent or not voting -- None.

So the bill was concurred in.

Assembly Bill 96

Relating to a general "good Samaritan" law.

Read a second time.

The question was: Adoption of senate substitute amendment 1?
Adopted.

Ordered to a third reading.

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

Assembly Bill 96

Read a third time and concurred in as amended.

Assembly Bill 150

Relating to exempting producers of honey from food processing regulation.

Read a second time.

The question was: Adoption of senate substitute amendment 1?
Adopted.

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 150

Read a third time.

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, McKenna, Lasee, Lorge, McCallum, 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 bill was concurred in as amended.

Assembly Bill 254

Relating to permitting irrevocable burial trusts.

Read a second time.

Senate amendment 1 to **Assembly Bill 254** offered by Senator Berger.

Senate amendment 1 adopted.

Ordered to a third reading.

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

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Assembly Bill 254

Read a third time.

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

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

Noes -- Senators Keppler, Petri and Sensenbrenner -- 3.

Absent or not voting -- None.

So the bill was concurred in as amended.

Assembly Bill 435

Relating to authorization for nurses to perform certain acts under the direction of a podiatrist.

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 435

Read a third time and concurred in.

Assembly Bill 440

Relating to requiring counties and cities to provide a teletypewriter for the emergency needs of hearing and speech impaired persons.

Read a second time.

Senate amendment 1 to **Assembly Bill 440** offered by Senator Cullen.

Senator Berger moved rejection.

The motion did not prevail.

Senate amendment 1 adopted.

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 440

Read a third time and concurred in as amended.

Assembly Bill 538

Relating to interference with the custody of a child and providing penalties.

Read a second time.

By request of Senator Flynn, with unanimous consent, **Assembly Bill 538** was referred to the committee on Judiciary and Consumer Affairs.

Senate Bill 456

Relating to extending the expiration date of the 55 mile per hour speed limit.

Read a second time.

Senate amendment 1 to **Senate Bill 456** offered by Senator Parys.

Senate amendment 1 adopted.

Senate amendment 2 to **Senate Bill 456** offered by Senator Theno.

Senate amendment 2 adopted.

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 456

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 1; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, Krueger, McKenna, Lasee, Lorge, McCallum, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 32.

Noes -- Senator Keppler -- 1.

Absent or not voting -- None.

So the bill passed.

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

INTRODUCTION OF RESOLUTIONS

Senate Resolution 10

Relating to proper attire for members, officers and employes of the senate.

By Senators Parys, Berger, Swan and Keppler.

Read and referred to committee on Senate Organization.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 469

Relating to authorizing and directing the department of natural resources to sell or exchange certain lands in Oneida county for the benefit of the state.

By Senator Krueger; cosponsored by Representative Kincaid.

To committee on Natural Resources and Tourism.

Senator Bablitch moved reconsideration of the vote by which **Senate Bill 456** passed.

By request of Senator Bablitch, with unanimous consent, the motion for reconsideration of **Senate Bill 456** was laid on the table.

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

Upon motion of Senator Bablitch the senate adjourned until 9:00 A.M. Thursday, June 23.

11:25 A.M.