

JOURNAL OF THE SENATE [September 27, 1977]

STATE OF WISCONSIN

Senate Journal

Eighty-Third Regular Session

TUESDAY, September 27, 1977.

9:00 A.M.

The senate met.

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

The senate stood for the prayer which was offered by Reverend Richard E. Pritchard, Pastor of Heritage Congregational Church, Madison.

The senate remained standing and Senator Lasee 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, Sensesbrenner, Swan, Theno, Thompson and Van Sistine -- 33.

Absent -- None.

Absent with leave -- None.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 573

Relating to transporting a firearm in a motor-driven boat.

By Senator McCallum, by request of Kurt Schacht.

To committee on Natural Resources and Tourism.

Senate Bill 574

Relating to income tax deductions for renewable energy resource equipment.

By Senators McCallum, Murphy, Braun, Lasee, Flynn, Cullen, Swan, Radosevich, Adelman, Keppler, Krueger, Sensenbrenner and Theno; cosponsored by Representatives Travis, Gunderson and Ausman.

To committee on Education and Revenue.

Senate Bill 575

Relating to homestead tax credit adjustment based on expenditures for electricity and heat.

By Senators McCallum, Murphy, Cullen, Lasee, Swan, Adelman, Keppler, Krueger and Sensenbrenner; cosponsored by Representative Ausman.

To committee on Education and Revenue.

RULING OF THE CHAIR

On Tuesday, September 20, 1977, Senator Peloquin raised the point of order that senate substitute amendment 1 to **Senate Bill 4** was not germane. The chair took the point of order under advisement.

Senate rule 50(1) specifically states that "...any substitute or amendment which...is intended to accomplish a different purpose...or would totally alter the nature of the original proposal..." is nongermane.

The main purpose of **Senate Bill 4** is to allow "cross-couponing" between manufacturers, that is, it would allow coupons issued with merchandise packed by one manufacturer to be redeemed by another manufacturer.

The purpose of senate substitute amendment 1, on the other hand, is to allow coupons, trading stamps or any similar device to be issued by *anyone*, with the wholesale or retail sale of any goods or merchandise, and redeemable by *anyone* including redemption centers for cash or merchandise.

JOURNAL OF THE SENATE [September 27, 1977]

These options were neither intended nor contemplated by the authors of the original bill. Because the provisions of senate substitute amendment 1 would accomplish a totally different purpose and would totally alter the nature of the original proposal, it is the opinion of the chair that senate substitute amendment 1 to **Senate Bill 4** is not germane and the point of order raised by Senator Peloquin is well taken.

FRED A. RISSER
President pro tempore

Senate Bill 4

Relating to allowing coupons to be redeemed by other manufacturers.

Read a second time.

Senator Parys asked unanimous consent that **Senate Bill 4** be referred to the committee on Commerce.

Senator Petri objected.

Senator Bablitch moved that **Senate Bill 4** be referred to the joint committee on Finance.

By request of Senator Petri, with unanimous consent, **Senate Bill 4** was placed at the foot of the calendar.

MESSAGE FROM THE ASSEMBLY

By Everett E. Bolle, chief clerk.

Mr. President:

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

Assembly Joint Resolution 54

Passed and asks concurrence in:

Assembly Bill 115

Assembly Bill 337

Assembly Bill 447

Assembly Bill 811

Assembly Bill 860

Concurred in:

Senate Bill 19

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Joint Resolution 54

Relating to gubernatorial succession (1st consideration).

By Representatives Jackamonis, Johnson, Ferrall, Plewa, Norquist, Rutkowski, Kirby, Wahner, Metz and Behnke, cosponsored by Senators Berger, Flynn, Swan and Frank.

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

Assembly Bill 115

Relating to advertising of attorneys' services.

By Representatives McClain, Elconin, Mohn, Norquist and Czerwinski, cosponsored by Senator Berger.

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

Assembly Bill 337

Relating to eligibility of relatives of business owners for unemployment compensation benefits.

By Representatives Hephner, Schneider, McEssy, Potter, Vanderperren, Donoghue, Lewis, Merkt, Groshek, Rogers, Medinger, Hasenohrl and Gunderson.

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

Assembly Bill 447

Relating to licensure of ambulance drivers and attendants.

By Representatives Olson, Mohn, Lato, Roberts, Luckhardt, Matty, Thompson, Klicka, Schmidt, Merkt, Litscher, Fischer, Behnke, Lewison, Snyder, Gower, Kincaid, DeLong and Andrea, cosponsored by Senators Maurer, Murphy and Bidwell.

Read first time and referred to committee on Senator Organization.

Assembly Bill 811

Relating to establishing a statewide emergency services telephone number system, creating an emergency number systems board, granting rule-making authority and imposing a penalty.

By Representatives Elconin, Munts, Wahner, Rooney, Plewa, Hephner, Kedrowski, Barry, Ferrall, Ward, Vanderperren, Gower, Lingren, Hanson, Jackamonis, Norquist, Wood, Gerlach, Schricker, Loftus, Kincaid, Miller, Mohn, Clarenbach, Bear, Tropman, Ellis, Czerwinski, Hauke, Looby, Schneider, Kirby, Flintrop, Dorff, Leopold, Soucie, Tesmer, Metz, Conradt, Litscher,

JOURNAL OF THE SENATE [September 27, 1977]

Groshek, Duren, McEssy, Engeleiter, Bradley, Andrea, Matty, Lewis, McClain, DeLong, Moody, Travis, Otte, Dueholm and Everson, cosponsored by Senators Risser and Sensenbrenner, by request of Lieutenant Governor Martin Schreiber.

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

Assembly Bill 860

Relating to regulation of raffles, granting rule-making authority, making an appropriation and providing penalties.

By Representatives Gunderson, Kedrowski, Byers, Behnke, Medinger, Hauke, Andrea, Goodrich, Tuczynski and Thompson.

Read first time and referred to committee on Commerce.

CALENDAR OF SEPTEMBER 27

Senate Bill 167

Relating to exemption of federal retirement system benefits from state income tax.

Read a second time.

Senate amendment 1 to senate amendment 1 to **Senate Bill 167** offered by Senator Offner.

Senator McKenna moved rejection of senate amendment 1 to **Senate Bill 167**.

By request of Senators Bablitch and Krueger, pursuant to senate rule 76, a five minute limit was placed on debate on each question for every member with the exception of the special order of business.

The question was: Rejection of senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 27; noes, 6; absent or not voting, 0; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, Lasee, Lorge, McCallum, McKenna, Maurer, Murphy, Parys, Peloquin, Petri, Radosevich, Sensenbrenner, Swan, Theno and Van Sistine -- 27.

Noes -- Senators Adelman, Braun, Morrison, Offner, Risser and Thompson -- 6.

Absent or not voting -- None.

So the motion prevailed.

JOURNAL OF THE SENATE [September 27, 1977]

Senate amendment 2 to **Senate Bill 167** offered by Senator Offner.

Senator McKenna Moved rejection.

The ayes and noes were demanded and the vote was: ayes, 24; noes, 8; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, Krueger, Lasee, Lorge, McKenna, Murphy, Parys, Peloquin, Radosevich, Sensenbrenner, Swan, Theno and Van Sistine -- 24.

Noes -- Senators Adelman, McCallum, Maurer, Morrison, Offner, Petri, Risser and Thompson -- 8.

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

So the motion prevailed.

Senate amendment 3 to **Senate Bill 167** offered by Senator Offner.

Senate amendment 3 adopted.

Senator Sensenbrenner moved reconsideration of the vote by which senate amendment 3 was adopted.

The ayes and noes were demanded and the vote was: ayes, 14; noes, 19; absent or not voting, 0; as follows:

Ayes -- Senators Chilsen, Dorman, Frank, Keppler, Kleczka, Krueger, McKenna, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Swan and Theno -- 14.

Noes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Cullen, Flynn, Goyke, Harnisch, Lasee, Lorge, McCallum, Maurer, Morrison, Offner, Radosevich, Risser, Thompson and Van Sistine -- 19.

Absent or not voting -- None.

So the motion did not prevail.

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 167

Read a third time.

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

JOURNAL OF THE SENATE [September 27, 1977]

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

Noes -- Senators Offner, Risser and Thompson -- 3.

Absent or not voting -- None.

So the bill passed.

Ordered immediately messaged.

Senate Bill 248

Relating to permitting an increase in operator's license fees.

Read a second time.

The question was: Adoption of 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.

Senate Bill 248

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, Keppler, Kleczka, Krueger, Lorge, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 32.

Noes -- Senator Lasee -- 1.

Absent or not voting -- None.

So the bill passed.

Senate Bill 271

Relating to sleeping or camping on the highway right-of-way and adjacent public lands and providing a penalty.

Read a second time.

Senator Murphy moved indefinite postponement.

The motion did not prevail.

Ordered to a third reading.

JOURNAL OF THE SENATE [September 27, 1977]

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

Senate Bill 271

Read a third time.

The ayes and noes were required and the vote was: ayes, 25; noes, 7; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Lasee, Lorge, McCallum, Morrison, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Swan, Thompson and Van Sistine -- 25.

Noes -- Senators Braun, Chilsen, Krueger, Maurer, Murphy, Sensenbrenner and Theno -- 7.

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

So the bill passed.

Senate Bill 278

Relating to airport approval, establishment and enforcement of airport standards and granting rule-making authority.

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 278

Read a third time and passed.

Senate Bill 301

Relating to regulating the collecting and recycling of waste oil, making appropriations, granting rule-making authority and providing penalties.

Read a second time.

Senate substitute amendment 1 to **Senate Bill 301** offered by Senator Radosevich.

Senator Murphy moved rejection.

The ayes and noes were demanded and the vote was: ayes, 8; noes, 24; absent or not voting, 1; as follows:

Ayes -- Senators Bidwell, Chilsen, Krueger, McCallum, Murphy, Petri, Sensenbrenner and Theno -- 8.

Noes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Lasee.

JOURNAL OF THE SENATE [September 27, 1977]

Lorge, Maurer, Morrison, Offner, Parys, Peloquin, Radosevich, Risser, Swan, Thompson and Van Sistine -- 24.

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

So the motion did not prevail.

The question was: Adoption of senate substitute amendment 1?

By request of Senator Parys, with unanimous consent, **Senate Bill 301** was referred to the committee on Commerce.

Senate Bill 362

Relating to aircraft registration and providing a penalty.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 362** was referred to the joint committee on Finance.

Senate Bill 451

Relating to sexual exploitation of children and providing a penalty.

Read a second time.

Senate amendment 1 to **Senate Bill 451** offered by Senator Petri.

Senate amendment I 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 451

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, 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 bill passed.

Senate Bill 486

Relating to jurisdiction over children who violate certain liquor laws.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 486** was referred to the joint committee on Finance.

By request of Senator Dorman, with unanimous consent, **Senate Bill 486** was withdrawn from the joint committee on Finance and considered for action at this time.

Read a second time.

By request of Senator Flynn, with unanimous consent, **Senate Bill 486** was referred to the committee on Judiciary and Consumer Affairs.

Senate Bill 490

Relating to regulating waterfowl hunting blinds on state property, granting rule-making authority and providing a penalty.

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 490

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 2; absent or not voting, 1; as follows:

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

Noes -- Senators Lasee and Lorge -- 2.

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

So the bill passed.

LEAVE OF ABSENCE

By request of Senator Van Sistine, with unanimous consent, he was granted a leave of absence from 11:25 A.M. to 11:45 A.M.

Assembly Bill 218

Relating to cancellation of dealerships.

Read a second time.

By request of Senator Bablitch, with unanimous consent, senate amendment 1 was placed after senate amendment 5 for consideration.

The question was: Adoption of senate amendment 2?

Adopted.

The question was: Adoption of senate amendment 3?

Adopted.

The question was: Adoption of senate amendment 4?

The ayes and noes were demanded and the vote was: ayes, 7; noes, 25; absent or not voting, 1; as follows:

Ayes -- Senators Braun, Chilsen, Keppler, McCallum, Murphy, Offner and Petri -- 7.

Noes -- Senators Adelman, Bablitch, Berger, Bidwell, Cullen, Dorman, Flynn, Goyke, Harnisch, Kleczka, Krueger, Lasee, Lorge, McKenna, Maurer, Morrison, Parys, Peloquin, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 25.

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

So the amendment was not adopted.

Senate amendment 5 to **Assembly Bill 218** offered by Senator Sensenbrenner.

Senator Parys moved rejection.

The ayes and noes were demanded and the vote was: ayes, 28; noes, 4; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, Krueger, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Peloquin, Radosevich, Risser, Swan, Theno and Thompson -- 28.

JOURNAL OF THE SENATE [September 27, 1977]

Noes -- Senators Keppler, Murphy, Petri and Sensenbrenner --

4.

Absent or not voting -- Senator Van Sistine -- 1.

So the motion prevailed.

By request of Senator Petri, with unanimous consent, senate amendment 1 was laid on the table.

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 218

Read a third time and concurred in as amended.

Assembly Bill 299

Relating to testing infants for metabolic disorders and creating a council on infant health screening.

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 299

Read a third time.

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

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Radosevich, Risser, Swan, Theno and Thompson -- 27.

Noes -- Senators Lasee, Lorge, McCallum, Petri and Sensenbrenner -- 5.

Absent or not voting -- Senator Van Sistine -- 1.

So the bill was concurred in.

Assembly Bill 487

Relating to miscellaneous savings and loan provisions.

Read a second time.

The question was: Adoption of senate amendment 1?

Senator Parys moved rejection.

JOURNAL OF THE SENATE [September 27, 1977]

Senator Berger asked unanimous consent that **Assembly Bill 487** be referred to the Joint Committee for Review of Administrative Rules.

Senator Parys objected.

The question was: Rejection of senate amendment 1?

The motion did not prevail.

The question was: Adoption?

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

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Cullen, Dorman, Flynn, Harnisch, Kleczka, Lorge, McCallum, Morrison, Murphy, Offner, Petri, Radosevich, Risser, Sensenbrenner, Theno, Thompson and Van Sistine -- 22.

Noes -- Senators Chilsen, Frank, Goyke, Keppler, Krueger, Lasec, McKenna, Maurer, Parys, Peloquin and Swan -- 11.

Absent or not voting -- None.

So the amendment was adopted.

Senate amendment 2 to **Assembly Bill 487** offered by Senator Sensenbrenner.

The question was: Adoption?

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

Ayes -- Senators Bidwell, Chilsen, Keppler, Krueger, Lasec, Lorge, McCallum, Murphy, Sensenbrenner and Theno -- 10.

Noes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Maurer, Morrison, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Swan, Thompson and Van Sistine -- 23.

Absent or not voting -- None.

So the amendment was not 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 487

Read a third time.

JOURNAL OF THE SENATE [September 27, 1977]

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 bill was concurred in as amended.

Assembly Bill 488

Relating to exempting municipalities from the requirement of obtaining permits from the department of natural resources for constructing certain bridges, arches and culverts.

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 488

Read a third time and concurred in.

Senator Chilsen asked unanimous consent that **Assembly Bill 488** be ordered immediately messaged.

Senator Kleczka objected.

Assembly Bill 639

Relating to administration of the tax laws (suggested as remedial legislation by the department of revenue).

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 639

Read a third time and concurred in.

Assembly Bill 641

Deleting references to "assessors of incomes" (suggested as remedial legislation by the department of revenue).

Read a second time.

JOURNAL OF THE SENATE [September 27, 1977]

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 641

Read a third time and concurred in.

Assembly Bill 642

Relating to regulation of securities (suggested as remedial legislation by the office of the commissioner of securities).

Read a second time.

By request of Senator Parys, with unanimous consent, senate amendment 1 was withdrawn and returned to the author.

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 642

Read a third time and concurred in.

By request of Senator Bablitch, with unanimous consent, all actions were ordered immediately messaged except **Assembly Bill 488**.

Senator Kleczka moved reconsideration of the vote by which **Assembly Bill 488** was concurred in.

Senator Offner asked unanimous consent that the motion for reconsideration be laid on the table.

Senator Kleczka objected.

Senator Kleczka asked unanimous consent that the motion for reconsideration be placed at the foot of the calendar.

Senator Chilsen objected.

Senator Bablitch moved that the senate recess until 2:00 P.M.

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 1; as follows:

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

JOURNAL OF THE SENATE [September 27, 1977]

Noes -- Senators Bidwell, Chilsen, Keppler, Krueger, Lasee, McCallum, Murphy, Petri, Sensenbrenner and Theno -- 10.

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

So the motion prevailed.

12:] 6 P.M.

RECESS

2:00 P.M.

The senate reconvened.

QUORUM CALL

Senator Bablitch called the attention of the chair to the possible lack of a quorum.

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.

The question was: Reconsideration of the vote by which **Assembly Bill 488** was concurred in?

Senator Bablitch called the chair's attention to the special order of business at 2:00 P.M.

Assembly Bill 664

Relating to campaign financing, creating a clean election campaign fund, granting rule-making authority, making appropriations and providing penalties.

Read a second time.

Senator Swan asked unanimous consent that **Assembly Bill 664** be referred to the committee on Governmental and Veterans' Affairs.

JOURNAL OF THE SENATE [September 27, 1977]

Senator Bablitch objected.

Senator Swan moved that **Assembly Bill 664** be referred to the committee on Governmental and Veterans' Affairs.

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

Ayes -- Senators Bidwell, Chilsen, Frank, Keppler, Kleczka, Krueger, Lasee, Lorge, Murphy, Parys, Sensenbrenner and Swan -- 12.

Noes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Goyke, Harnisch, McCallum, McKenna, Maurer, Morrison, Offner, Peloquin, Petri, Radosevich, Risser, Theno, Thompson and Van Sistine -- 21.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate substitute amendment 1?

Senator Bablitch moved rejection.

The ayes and noes were demanded and the vote was: ayes, 27; noes, 6; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Swan, Theno, Thompson and Van Sistine -- 27.

Noes -- Senators Bidwell, Chilsen, Lasee, Lorge, Murphy and Sensenbrenner -- 6.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 1?

Senator Bablitch moved rejection.

The motion prevailed.

Senator Chilsen moved reconsideration of the vote by which senate amendment 1 was rejected.

The ayes and noes were demanded and the vote was: ayes, 7; noes, 25; absent or not voting, 1; as follows:

Ayes -- Senators Chilsen, Frank, Keppler, Krueger, Murphy, Sensenbrenner and Swan -- 7.

JOURNAL OF THE SENATE [September 27, 1977]

Noes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Cullen, Flynn, Goyke, Harnisch, Kleczka, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Theno, Thompson and Van Sistine -- 25.

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

So the motion did not prevail.

The question was: Adoption of senate amendment 2?

Senator Bablitch moved rejection.

The motion prevailed.

The question was: Adoption of senate amendment 3?

Senator Bablitch moved rejection.

Senator Sensenbrenner asked for a division of the question on lines 3 and 4.

The question was: Rejection of senate amendment 3 exclusive of lines 3 and 4?

The motion prevailed.

The question was: Rejection of senate amendment 3, lines 3 and 4?

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, Braun, Cullen, Dorman, Flynn, Goyke, Harnisch, McCallum, McKenna, Maurer, Morrison, Offner, Peloquin, Petri, Radosevich, Risser, Theno, Thompson and Van Sistine -- 21.

Noes -- Senators Bidwell, Chilsen, Frank, Keppler, Kleczka, Krueger, Lasee, Lorge, Murphy, Parys, Sensenbrenner and Swan -- 12.

Absent or not voting -- None.

So the motion prevailed.

Senator Swan moved that Assembly Bill 664 be referred to the committee on Governmental and Veterans' Affairs.

The motion did not prevail.

The question was: Adoption of senate amendment 4?

Senator Bablitch moved rejection.

The motion prevailed.

By request of Senator Sensenbrenner, with unanimous consent, senate amendment 5 was placed after senate amendment 9 for consideration.

The question was: Adoption of senate amendment 6?

JOURNAL OF THE SENATE [September 27, 1977]

Senator Bablitch moved rejection.

The ayes and noes were demanded and the vote was: ayes, 24; noes, 9; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Goyke, Harnisch, Kleczka, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Swan, Theno, Thompson and Van Sistine -- 24.

Noes -- Senators Bidwell, Chilsen, Frank, Keppler, Krueger, Lasee, Lorge, Murphy and Sensenbrenner -- 9.

Absent or not voting -- None.

So the motion prevailed.

Senate amendments 8, 9, 10, 11, 12, 13, 14 and 15 to **Assembly Bill 664** offered by Senator Kleczka.

Senate amendments 16, 17, 18 and 19 to **Assembly Bill 664** offered by Senator Parys.

Senate amendment 20 to **Assembly Bill 664** offered by Senators Murphy, Parys, Chilsen, Bidwell, Swan, Krueger and Frank.

The question was: Adoption of senate amendment 7?

Senator Bablitch moved rejection.

Senator Parys asked unanimous consent that all remaining amendments to **Assembly Bill 664** be laid on the table.

Senator Murphy objected.

Senator Parys moved that the remaining amendments to **Assembly Bill 664** be laid on the table.

Senator Murphy asked for a division of the question on senate amendments 9 and 20.

Senator Sensenbrenner asked for a division of the question on senate amendment 7.

Senator Bablitch asked unanimous consent that all remaining amendments except senate amendments 7, 9, 18 and 20 be laid on the table.

Senator Chilsen objected.

Senator Parys moved that all senate amendments, except 7, 9, 18 and 20, be laid on the table.

JOURNAL OF THE SENATE [September 27, 1977]

The ayes and noes were demanded and the vote was: ayes, 23; noes, 9; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Cullen, Flynn, Goyke, Harnisch, Kleczka, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Swan, Theno, Thompson and Van Sistine -- 23.

Noes -- Senators Braun, Chilsen, Frank, Keppler, Krueger, Lasee, Lorge, Murphy and Sensenbrenner -- 9.

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

So the motion prevailed.

The question was: Rejection of senate amendment 7?

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

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Cullen, Dorman, Flynn, Goyke, Harnisch, McCallum, McKenna, Maurer, Morrison, Offner, Peloquin, Petri, Radosevich, Risser, Theno, Thompson and Van Sistine -- 22.

Noes -- Senators Chilsen, Frank, Keppler, Kleczka, Krueger, Lasee, Lorge, Murphy, Parys, Sensenbrenner and Swan -- 11.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 9?

Senator Bablitch moved rejection.

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, Braun, Cullen, Dorman, Flynn, Goyke, Harnisch, McCallum, McKenna, Maurer, Morrison, Offner, Peloquin, Petri, Radosevich, Risser, Theno, Thompson and Van Sistine -- 21.

Noes -- Senators Bidwell, Chilsen, Frank, Keppler, Kleczka, Krueger, Lasee, Lorge, Murphy, Parys, Sensenbrenner and Swan -- 12.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 18?

Senator Bablitch moved rejection.

JOURNAL OF THE SENATE [September 27, 1977]

The ayes and noes were demanded and the vote was: ayes, 24; noes, 9; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, McCallum, McKenna, Maurer, Morrison, Offner, Peloquin, Petri, Radosevich, Risser, Swan, Theno, Thompson and Van Sistine -- 24.

Noes -- Senators Bidwell, Keppler, Kleczka, Krueger, Lasee, Lorge, Murphy, Parys and Sensenbrenner -- 9.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 20?

Senator Bablitch moved rejection.

The ayes and noes were demanded and the vote was: ayes, 20; noes, 13; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Goyke, Harnisch, McKenna, Maurer, Morrison, Offner, Peloquin, Petri, Radosevich, Risser, Theno, Thompson and Van Sistine -- 20.

Noes -- Senators Bidwell, Chilsen, Frank, Keppler, Kleczka, Krueger, Lasee, Lorge, McCallum, Murphy, Parys, Sensenbrenner and Swan -- 13.

Absent or not voting -- None.

So the motion prevailed.

The question was: Shall the bill be ordered to a third reading?

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

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Goyke, Harnisch, Kleczka, McCallum, McKenna, Maurer, Morrison, Offner, Peloquin, Petri, Radosevich, Risser, Theno, Thompson and Van Sistine -- 22.

Noes -- Senators Bidwell, Chilsen, Frank, Keppler, Krueger, Lasee, Lorge, Murphy, Parys, Sensenbrenner and Swan -- 11.

Absent or not voting -- None.

So the bill was ordered to a third reading.

Senator Bablitch moved reconsideration of the vote by which **Assembly Bill 664** was ordered to a third reading.

The motion did not prevail.

JOURNAL OF THE SENATE [September 27, 1977]

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

Senator Kleczka objected.

Senator Bablitch moved that the rules be suspended and the bill be considered for final action at this time.

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

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Goyke, Harnisch, McCallum, McKenna, Maurer, Morrison, Offner, Peloquin, Petri, Radosevich, Risser, Theno, Thompson and Van Sistine -- 21.

Noes -- Senators Bidwell, Chilsen, Frank, Keppler, Kleczka, Krueger, Lasee, Lorge, Murphy, Parys, Sensenbrenner and Swan -- 12.

Absent or not voting -- None.

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

Senator Kleczka in the chair.

5:55 P.M.

The question was: Reconsideration of the vote by which **Assembly Bill 488** was concurred in?

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

Ayes -- Senators Adelman, Braun, Cullen, Dorman, Flynn, Harnisch, Offner, Radosevich, Risser and Thompson -- 10.

Noes -- Senators Bablitch, Berger, Bidwell, Chilsen, Frank, Goyke, Keppler, Kleczka, Krueger, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Swan, Theno and Van Sistine -- 23.

Absent or not voting -- None.

So the motion did not prevail.

President pro tempore of the senate in the chair.

6:00 P.M.

Senate Bill 4

Relating to allowing coupons to be redeemed by other manufacturers.

Read a second time.

JOURNAL OF THE SENATE [September 27, 1977]

The question was: Adoption of senate amendment 1?

Senator Peloquin raised the point of order that senate amendment 1 was not germane.

By request of Senator Sensenbrenner, with unanimous consent, senate amendment 1 was withdrawn and returned to the author.

Senate amendment 2 to **Senate Bill 4** offered by Senators Parys and Petri.

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 4

Read a third time and passed.

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, fourth and seventh orders of business.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 576

Relating to sales and use tax exemptions for computer services sold by production credit associations and agricultural record cooperatives.

By Senators McKenna and Goyke.

To the Joint Survey Committee on Tax Exemptions.

COMMITTEE REPORTS

The committee on Commerce reports and recommends for introduction:

Senate Bill 577

Relating to processing inspected meat.

Introduction:

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

Noes, 0 -- None.

Read first time and referred to committee on Commerce.

And further recommends:

Assembly Bill 214

Relating to establishing minimum safety, health and comfort requirements for railroad engines and providing a penalty.

Introduction of senate amendment 2:

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

Noes, 0 -- None.

RONALD G. PARYS

Chairman

The joint committee on Finance reports and recommends for introduction:

Senate Bill 578

Relating to miscellaneous changes requested by various state agencies and granting rule-making authority.

By request of the Department of Administration.

Introduction:

Ayes, 11 -- Senators Dorman, Kleczka, Morrison and Maurer and Representatives Johnson, Otte, Roberts, Lingren, Norquist, Kirby and Quackenbush;

Noes, 0 --

Read first time and referred to joint committee on Finance.

HENRY DORMAN

Chairman

MESSAGE FROM THE ASSEMBLY

By Everett E. Bolle, chief clerk.

Mr. President:

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

Assembly Bill 468

Assembly Bill 991

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 468

Relating to authorizing the issuance of senior citizen recreation cards permitting free fishing, small game hunting and admission to state parks.

By committee on Natural Resources.

Read first time and referred to committee on Natural Resources and Tourism.

Assembly Bill 991

Relating to the standard deduction and filing requirements under the personal income tax.

By Assembly Committee on Revenue, cosponsored by Senate Committee on Education and Revenue, by request of Acting Governor Martin J. Schreiber.

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

Upon motion of Senator Bablitch the senate adjourned until 9:00 A.M. Wednesday, September 28.

6:10 P.M.