

JOURNAL OF THE SENATE [February 21, 1978]

STATE OF WISCONSIN
Senate Journal
Eighty-Third Regular Session

TUESDAY, February 21, 1978.

10:00 A.M.

The senate met.

The senate was called to order by Fred A. 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, Harnisch, Keppler, Kleczka, Lasee, Lorge, McCallum, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 30.

Absent -- Senators Goyke, Krueger and McKenna -- 3.

Absent with leave -- None.

The senate stood for the prayer which was offered by Pastor Dan Neergaard, Minister of the Seventh-Day Adventist Church of Madison.

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

LEAVE OF ABSENCE

By request of Senator Peloquin, with unanimous consent, Senator McKenna was granted a leave of absence until 2:30 P.M..

By request of Senator Sensenbrenner, with unanimous consent, Senator Krueger was granted a leave of absence for the week's session.

BILLS INTRODUCED

Read first time and referred:

Senate Bill 700

Relating to the inheritance and gift taxation of transfers with respect to a power of appointment.

By Senators Murphy and Berger; cosponsored by Representatives Thompson and Munts, by request of Special Committee on Inheritance Taxation.

To Joint Survey Committee on Tax Exemptions.

Senate Bill 701

Relating to the application of the joint tenancy exclusion for inheritance taxation.

By Senators Berger and Murphy; cosponsored by Representatives Munts and Thompson, by request of Special Committee on Inheritance Taxation.

To Joint Survey Committee on Tax Exemptions.

Senate Bill 702

Relating to the exemption of household furnishings of a value up to \$5,000 from inheritance taxes.

By Senators Berger and Murphy; cosponsored by Representatives Munts and Thompson, by request of Special Committee on Inheritance Taxation.

To Joint Survey Committee on Tax Exemptions.

Senate Bill 703

Relating to the status of a mutually acknowledged parent for gift and inheritance tax purposes.

By Senators Murphy and Berger; cosponsored by Representatives Thompson and Munts, by request of Special Committee on Inheritance Taxation.

To Joint Survey Committee on Tax Exemptions.

Senate Bill 704

Relating to an income tax credit for adoption expenditures.

By Senator Radosevich.

To committee on Human Services.

Senate Bill 705

Relating to collective bargaining units consisting of supervisors and providing a penalty.

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By Senators Kleczka, Risser, Parys, Bablitch, Goyke, Berger, Van Sistine, Swan, Radosevich, Dorman, Maurer, Thompson, Flynn, McKenna, Petri, Offner, Keppler, McCallum, Laseee and Cullen.

To committee on Agriculture, Aging and Labor.

COMMITTEE REPORTS

The Joint Committee on Revisions, Repeals and Uniform Laws reports and recommends for introduction:

Senate Bill 706

AN ACT to repeal, renumber, amend, reenact, reenact and amend and create various provisions of the statutes and session laws for the purpose of correcting errors, supplying omissions, clarifying language, correcting titles of departments and officers, correcting and clarifying references, renumbering for better location, eliminating duplications and unnecessary provisions, reconciling conflicts and repelling unintended repeals (Revisor's Correction Bill).

Introduction:

Ayes, 5 -- Senators Flynn and Keppler, Representatives Swoboda, Tuczynski and Roth;

Noes, 0 -- None.

Read first time and referred to Joint Committee on Revisions, Repeals and Uniform Laws.

Senate Bill 707

AN ACT to amend various provisions of the statutes for the purpose of correcting errors, clarifying language and eliminating distinctions based upon sex as directed by section 13.93 (1) (m) of the statutes. (Revisor's Correction Bill.)

Introduction:

Ayes, 5 -- Senators Flynn and Keppler, Representatives Swoboda, Tuczynski and Roth;

Noes, 0 -- None.

Read first time and referred to Joint Committee on Revisions, Repeals and Uniform Laws.

JAMES T. FLYNN
Co-chairman

LARY J. SWOBODA
Co-chairman

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The committee on Human Services reports and recommends:

Senate Bill 650

Relating to leaves for qualified prison inmates and granting rule-making authority.

Passage:

Ayes, 4 -- Senators Thompson, Offner, Braun, and Van Sistine;
Noes, 1 -- Senator Petri.

CARL W. THOMPSON
Chairman

The joint committee on Finance reports and recommends:

Senate Bill 568

Relating to exploration leases and conveyances of mineral interests.

Passage as amended:

Ayes, 9 -- Senators Dorman, McKenna, Morrison and
Pelouquin; Representatives Johnson, Roberts, Lingren,
Kirby and Quackenbush.

Noes, 0 -- None.

HENRY DORMAN
Chairman

The committee on Commerce reports and recommends:

Senate Bill 688

Relating to the authority of municipalities to finance industrial projects.

Passage:

Ayes, 5 -- Senators Parys, Berger, Swan, Bidwell and Petri;
Noes, 2 -- Senators Goyke and Keppler.

RONALD G. PARYS
Chairman

The committee on Judiciary and Consumer Affairs reports and recommends:

Senate Bill 467

Relating to the powers of judicial court commissioners in populous counties and changes in procedures of small claims type actions.

Introduction and adoption of senate substitute amendment 2:

Ayes, 4 -- Senators Flynn, Frank, Adelman and Murphy;
Noes, 0 -- None.

Passage as amended:

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Ayes, 4 -- Senators Flynn, Frank, Adelman and Murphy;

Noes, 0 -- None.

Assembly Bill 685

Relating to various revisions in the law regulating trusts and monopolies and providing penalties.

Adoption of senate amendment 1:

Ayes, 2 -- Senators Frank and Murphy;

Noes, 2 -- Senators Flynn and Adelman.

Without Recommendation

Introduction and adoption of senate amendment 2:

Ayes, 4 -- Senators Flynn, Frank, Adelman and Murphy;

Noes, 0 -- None.

Introduction and adoption of senate amendment 3:

Ayes, 4 -- Senators Flynn, Frank, Adelman and Murphy;

Noes, 0 -- None.

Passage as amended:

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

Noes, 1 -- Senator Murphy.

Assembly Bill 1067

Relating to closing estates by sworn statement.

Concurrence:

Ayes, 4 -- Senators Flynn, Frank, Adelman and Murphy;

Noes, 0 -- None.

JAMES T. Flynn

Chairman

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The Joint Committee for Review of Administrative Rules reports and recommends:

Senate Bill 664

Relating to a general revision of occupational licensing statutes, abolishing the examining boards for athletics, hearing aid dealers and fitters, nursing home administrators and watchmaking, the pharmacy internship board and the examining councils for podiatrists, physical therapists, licensed practical nurses and registered nurses, transferring the regulation of athletics and hearing aid dealers and fitters to the department of regulation and licensing, transferring the pharmacy internship program to the department of regulation and licensing, transferring the regulation of nursing home administrators to the department of health and social services, eliminating the regulation of watchmaking, creating a joint survey committee on occupational licensing, making appropriations, granting rule-making authority and providing penalties.

Introduction and adoption of senate amendment 5:

Ayes, 10 -- Senators Berger, Swan, Offner, Radosevich and Sensenbrenner; Representatives Rogers, Clarenbach, McClain, Brist and Thompson.

Noes, 0 -- None.

Introduction and adoption of senate amendment 6:

Ayes, 10 -- Senators Berger, Swan, Offner, Radosevich and Sensenbrenner; Representatives Rogers, Clarenbach, McClain, Brist and Thompson.

Noes, 0 -- None.

Introduction and adoption of senate amendment 7:

Ayes, 10 -- Senators Berger, Swan, Offner, Radosevich and Sensenbrenner; Representatives Rogers, Clarenbach, McClain, Brist and Thompson.

Noes, 0 -- None.

Introduction and adoption of senate amendment 8:

Ayes, 10 -- Senators Berger, Swan, Offner, Radosevich and Sensenbrenner; Representatives Rogers, Clarenbach, McClain, Brist and Thompson.

Noes, 0 -- None.

Introduction and adoption of senate amendment 9:

Ayes, 10 -- Senators Berger, Swan, Offner, Radosevich and Sensenbrenner; Representatives Rogers, Clarenbach, McClain, Brist and Thompson.

Noes, 0 -- None.

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Introduction and adoption of senate amendment 10:

Ayes, 7 -- Senators Berger, Swan, Radosevich and Sensenbrenner; Representatives Rogers, Clarenbach and Thompson.

Noes, 2 -- Representatives McClain and Brist.

Passage as amended:

Ayes, 8 -- Senators Berger, Swan, Offner and Radosevich; Representatives Rogers, Clarenbach, McClain and Brist.

Noes, 2 -- Senator Sensenbrenner and Representative Thompson.

DAVID G. BERGER
Co-chairman

WILLIAM ROGERS
Co-chairman

The committee for Review of Administrative Rules reports and recommends:

Senate Bill 680

Relating to making scholarship assessments for licensed occupations voluntary and making an appropriation.

Passage:

Ayes, 4 -- Senators Berger, Swan, Radosevich and Sensenbrenner;

Noes, 0 -- None.

DAVID G. BERGER
Chairman

The committee on Governmental and Veteran's Affairs reports and recommends:

Assembly Bill 868

Relating to requiring the use of water conserving water closets, sink faucets and showerheads in buildings, prohibiting the sale of plumbing fixtures which are not water-conserving, granting rule-making authority and providing a penalty.

Introduction and adoption of senate amendment substitute amendment 1:

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

Noes, 2 -- Senators Swan and Cullen.

Concurrence as amended:

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

Noes, 2 -- Senators Swan and Cullen.

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Senate Bill 642

Relating to increasing a county treasurer's fees for copies of records.

Adoption of senate amendment 1:

Ayes, 5 -- Senators Swan, Adelman, Braun, Cullen and Lasee;
Noes, 0 -- None.

Passage as amended:

Ayes, 5 -- Senators Swan, Adelman, Braun, Cullen and Lasee;
Noes, 0 -- None.

Assembly Bill 262

Relating to optional office of town constable.

Introduction and adoption of senate amendment 1:

Ayes, 5 -- Senators Swan, Adelman, Braun, Cullen and Lasee;
Noes, 0 -- None.

Concurrence as amended:

Ayes, 5 -- Senators Swan, Adelman, Braun, Cullen and Lasee;
Noes, 0 -- None.

Assembly Bill 355

Relating to utilities and utility contractor installation of sewer or water lines from mains to buildings and granting rule-making authority.

Concurrence:

Ayes, 5 -- Senators Swan, Adelman, Braun, Cullen and Lasee;
Noes, 0 -- None.

Senate Joint Resolution 55

Directing the legislative council to establish an interim study committee on regional government.

Adoption:

Ayes, 2 -- Senators Swan and Lasee;
Noes, 2 -- Senators Braun and Adelman.

Without Recommendation:

Senate Bill 455

Relating to membership of the state capitol and executive residence board.

Passage:

Ayes, 4 -- Senators Swan, Braun, Cullen and Lasee;
Noes, 0 -- None.

Assembly Bill 272

Relating to the time and place and notice requirements for budget hearings.

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Concurrence:

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

Noes, 1 -- Senator Cullen.

Assembly Bill 820

Relating to designating the 3rd week in September as "Wonderful Wisconsin Week" and directing the governor to issue a suitable proclamation.

Concurrence:

Ayes, 5 -- Senators Swan, Adelman, Braun, Cullen and Lasee;

Noes, 0 -- None.

Assembly Bill 98

Relating to party nominations by write-in vote.

Concurrence:

Ayes, 5 -- Senators Swan, Adelman, Braun, Cullen and Lasee;

Noes, 0 -- None.

Assembly Bill 543

Relating to educational qualifications for accountants.

Concurrence:

Ayes, 5 -- Senators Swan, Adelman, Braun, Cullen and Lasee;

Noes, 0 -- None.

Assembly Bill 300

Relating to service on statutory bodies by members of the legislature, and reimbursement of legislators for actual and necessary expenses.

Adoption of senate substitute amendment 1:

Ayes, 5 -- Senators Swan, Adelman, Braun, Cullen and Lasee;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 5 -- Senators Swan, Adelman, Braun, Cullen and Lasee;

Noes, 0 -- None.

MONROE SWAN

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 338

Assembly Bill 1116

Assembly Bill 1119

Concurred in:

Senate Bill 340

Senate Bill 406

Amended and concurred in as amended:

Senate Bill 199

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 338

Relating to compensation of party committee members in populous counties.

By Representatives Behnke, Barczak and Wahner.

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

Assembly Bill 1116

Relating to issuance of licenses for sale of fermented malt beverages and intoxicating liquor and permitting sale, furnishing or giving away of intoxicating liquor on same premises as an auction is being conducted.

By Representative Olson.

Read first time and referred to committee on Commerce.

Assembly Bill 1119

Relating to issuance of fermented malt beverage or intoxicating liquor licenses to corporations, and issuance, the effect and requiring the obtainment of a manager's license, and providing a penalty.

By Representative Dorff.

Read first time and referred to committee on Commerce.

CALENDAR OF FEBRUARY 21

Assembly Bill 539

Relating to operators' licenses for persons having epilepsy.
Read.

The question was: Shall the senate adhere to its' position?

Senator Berger moved that the senate recede from its' position.

The question was: Shall the senate recede from its' position?
Passed.

Senate Joint Resolution 52

To create section 7 (2) (a) 3 of article VIII of the constitution, relating to farmers' loans for the acquisition of land, equipment and livestock (first consideration).

Read a second time.

Senator Kleczka in the chair.

10:20 A.M.

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

Senate amendment 2 to **Senate Joint Resolution 52** offered by Senator Keppler.

The question was: Adoption of senate amendment 2?

Senator Bidwell moved rejection of senate amendment 2.

The question was: Rejection of senate amendment 2?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 14; absent or not voting, 4; as follows:

Ayes — Senators Adelman, Bablitch, Bidwell, Chilsen, Cullen, Dorman, Harnisch, Lasee, Maurer, Morrison, Offner, Radosevich, Swan, Thompson and Van Sistine — 15.

Noes — Senators Braun, Flynn, Frank, Goyke, Keppler, Kleczka, Lorge, McCallum, Murphy, Parys, Petri, Risser, Sensenbrenner and Theno — 14.

Absent or not voting — Senators Berger, Krueger, McKenna and Peloquin — 4.

So the motion prevailed.

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

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Senator Berger asked unanimous consent that he be recorded with the majority on the last roll call.

President pro tempore of the Senate in the chair.

11:12 A.M.

Senate amendment 3 to Senate Joint Resolution 52 offered by Senator Kleczka.

The question was: Adoption of senate amendment 3?

Senator Cullen moved rejection of senate amendment 3.

The question was: Rejection of senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 15; noes, 16; absent or not voting, 2; as follows:

Ayes — Senators Bablitch, Bidwell, Chilsen, Cullen, Goyke, Harnisch, Lasee, Maurer, Morrison, Murphy, Peloquin, Radosevich, Swan, Thompson and Van Sistine — 15.

Noes — Senators Adelman, Berger, Braun, Dorman, Flynn, Frank, Keppler, Kleczka, Lorge, McCallum, Offner, Parys, Petri, Risser, Sensenbrenner and Theno — 16.

Absent or not voting — Senators Krueger and McKenna — 2.

So the motion did not prevail.

The question was: Adoption of senate amendment 3?

By request of Senator Kleczka, with unanimous consent, language was added to senate amendment 3.

Senate amendment 1 to senate amendment 3 to Senate Joint Resolution 52 offered by Senator Braun.

The question was: Adoption of senate amendment 1 to senate amendment 3?

Senator Cullen moved rejection of senate amendment 1 to senate amendment 3.

The question was: Rejection of senate amendment 1 to senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 8; absent or not voting, 3; as follows:

Ayes — Senators Adelman, Bablitch, Bidwell, Chilsen, Cullen, Dorman, Goyke, Harnisch, Kleczka, Lasee, McCallum, Maurer,

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Morrison, Offner, Peloquin, Petri, Radosevich, Sensenbrenner, Swan, Theno, Thompson and Van Sistine — 22.

Noes — Senators Braun, Flynn, Frank, Keppler, Lorge, Murphy, Parys and Risser — 8.

Absent or not voting — Senators Berger, Krueger and McKenna — 3.

So the motion prevailed.

Senate amendment 2 to senate amendment 3 to **Senate Joint Resolution 52** offered by Senator Flynn.

Senator Berger asked unanimous consent that he be recorded with the minority on the last roll call.

The question was: Adoption of senate amendment 2 to senate amendment 3?

Adopted.

Senate amendment 3 to senate amendment 3 to **Senate Joint Resolution 52** offered by Senator Murphy.

The question was: Adoption of senate amendment 3 to senate amendment 3?

Senator Kleczka moved rejection of senate amendment 3 to senate amendment 3.

The question was: Rejection of senate amendment 3 to senate amendment 3?

Rejected.

The question was: Adoption of senate amendment 3?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 9; absent or not voting, 2; as follows:

Ayes — Senators Adelman, Bablitch, Berger, Braun, Chilsen, Dorman, Flynn, Frank, Keppler, Kleczka, Lasee, Lorge, McCallum, Maurer, Morrison, Offner, Parys, Petri, Radosevich, Theno, Thompson and Van Sistine — 22.

Noes — Senators Bidwell, Cullen, Goyke, Harnisch, Murphy, Peloquin, Risser, Sensenbrenner and Swan — 9.

Absent or not voting — Senators Krueger and McKenna — 2.

So the amendment was adopted.

Senate amendment 4 to **Senate Joint Resolution 52** offered by Senator Lorge.

The question was: Adoption of senate amendment 4?

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Senator Kleczka moved rejection of senate amendment 4.

The question was: Rejection of senate amendment 4?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 2; as follows:

Ayes — Senators Adelman, Bablitch, Berger, Braun, Chilsen, Cullen, Dorman, Goyke, Harnisch, Kleczka, Maurer, Offner, Peloquin, Radosevich, Swan, Theno and Van Sistine — 17.

Noes — Senators Bidwell, Flynn, Frank, Keppler, Lasee, Lorge, McCallum, Morrison, Murphy, Parys, Petri, Risser, Sensenbrenner and Thompson — 14.

Absent or not voting — Senators Krueger and McKenna — 2.

So the motion prevailed.

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

Ordered to a third reading.

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

Senate Joint Resolution 52

Read a third time.

The ayes and noes were required and the vote was: ayes, 23; noes, 8; absent or not voting, 2; as follows:

Ayes — Senators Adelman, Bablitch, Bidwell, Chilsen, Cullen, Dorman, Goyke, Harnisch, Kleczka, Lasee, Lorge, McCallum, Maurer, Morrison, Offner, Peloquin, Petri, Radosevich, Sensenbrenner, Swan, Theno, Thompson and Van Sistine — 23.

Noes — Senators Berger, Braun, Flynn, Frank, Keppler, Murphy, Parys and Risser — 8.

Absent or not voting — Senators Krueger and McKenna — 2.

So the joint resolution was adopted.

By request of Senator Bablitch, with unanimous consent, all action was ordered immediately messaged.

By request of Senator Bablitch, with unanimous consent, the Senate recessed until 4:00 P.M.

12:18 P.M.

RECESS

4:00 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, Lasee, Lorge, McCallum, Morrison, Murphy, Offner, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Theno, Thompson and Van Sistine — 27.

Absent — Senators Kleczka, McKenna, Maurer, Parys and Swan — 5.

Absent with leave — Senator Krueger — 1.

Senate Joint Resolution 57

Directing the legislative council to study ways to strengthen and preserve the family.

Read and adopted.

Senate Bill 107

Relating to the definition of optometry and permitting the use of pharmaceutical agents for diagnostic purposes.

Read a second time.

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

By request of Senator Bablitch, with unanimous consent, **Senate Bill 107** was placed after **Assembly Bill 281**.

Senate Bill 197

Relating to licensure of social workers, creating a social workers examining board, granting rule-making authority, making an appropriation and providing penalties.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 197** was referred to joint committee on Finance.

Senate Bill 452

Relating to payment of worker's compensation benefits in accordance with the state average weekly wage rate.

Read a second time.

By request of Senator Dorman, with unanimous consent, **Senate Bill 452** was referred to joint committee on Finance.

Senate Bill 593

Relating to the wages, hours and conditions of employment of confidential employees in the classified state service and making appropriations.

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 593

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 0; absent or not voting, 4; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Lasee, Lorge, McCallum, McKenna, Morrison, Murphy, Offner, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 29.

Noes -- None.

Absent or not voting -- Senators Kleczka, Krueger, Maurer and Parys -- 4.

So the bill passed.

Assembly Bill 76

Relating to prohibiting the exhibition of explicit sexual material at outdoor theaters, 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.

Assembly Bill 76

Read a third time and concurred in.

Assembly Bill 281

Relating to the definition of optometry and permitting the use of pharmaceutical agents for diagnostic purposes.

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Read a second time.

Senate amendment 1 to **Assembly Bill 281** offered by Senator Berger.

The question was: Adoption of senate amendment 1?

Senator Parys asked unanimous consent that he be recorded with the majority on the last roll call.

Senator Bablitch asked unanimous consent that **Assembly Bill 281** and **Senate Bill 107** be referred to the committee on Human Services.

Senator Petri objected.

Senator Bablitch moved that **Assembly Bill 281** and **Senate Bill 107** be referred to the committee on Human Services.

Senator Petri asked for a division of the question.

By request of Senator Parys, with unanimous consent, the senate recessed until 5:00 P.M.

4:20 P.M.

RECESS

5:00 P.M.

The senate reconvened.

The question was: Shall **Assembly Bill 281** be referred to committee on Human Services?

Senator Bablitch asked unanimous consent that **Assembly Bill 281** be referred to committee on Human Services.

Senator Bidwell objected.

Senator Bidwell removed his objection.

Senator Chilsen objected.

Senator Chilsen moved that **Assembly Bill 281** be made a special order of business at 10:00 A.M. on Thursday, February 23.

Senator Bablitch moved that the motion to make **Assembly Bill 281** a special order of business be placed on the table.

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The ayes and noes were demanded and the vote was: ayes, 24; noes, 7; absent or not voting, 2; as follows:

Ayes — Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Lorge, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Radosevich, Risser, Swan, Thompson and Van Sistine — 24.

Noes — Senators Bidwell, Chilsen, Keppler, Lasee, Petri, Sensenbrenner and Theno — 7.

Absent or not voting — Senators Kleczka and Krueger — 2.

So the motion prevailed.

Senator Kleczka asked unanimous consent that he be recorded as voting "aye" on the last roll call.

By request of Senator Bablitch, with unanimous consent, **Assembly Bill 281** and **Senate Bill 107** were referred to committee on Human Services.

Assembly Bill 458

Relating to remedial legislation for the department of agriculture including abolishing the council on locker plants.

Read a second time.

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

The question was: Adoption of senate amendment 2?
Adopted.

Ordered to a third reading.

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

Assembly Bill 458

Read a third time and concurred in as amended.

Assembly Bill 468

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

Read a second time.

Senator Berger asked unanimous consent that **Assembly Bill 468** be referred to the joint committee on Finance.

Senator Cullen objected.

Senator Offner moved non-concurrence.

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The question was: Non-concurrence of **Assembly Bill 468**?

The ayes and noes were demanded and the vote was: ayes, 11; noes, 20; absent or not voting, 2; as follows:

Ayes — Senators Adelman, Bablitch, Braun, Dorman, Flynn, McCallum, Maurer, Morrison, Offner, Radosevich and Risser — 11.

Noes — Senators Bidwell, Chilsen, Cullen, Frank, Goyke, Harnisch, Keppler, Kleczka, Lasee, Lorge, McKenna, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Swan, Theno, Thompson and Van Sistine — 20.

Absent or not voting — Senators Berger and Krueger — 2.

So the motion did not prevail.

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

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 468

Read a third time.

The ayes and noes were required and the vote was: ayes, 20; noes, 11; absent or not voting, 2; as follows:

Ayes — Senators Bidwell, Chilsen, Cullen, Frank, Goyke, Harnisch, Keppler, Kleczka, Lasee, Lorge, McKenna, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Swan, Theno, Thompson and Van Sistine — 20.

Noes — Senators Adelman, Bablitch, Braun, Dorman, Flynn, McCallum, Maurer, Morrison, Offner, Radosevich and Risser — 11.

Absent or not voting — Senators Berger and Krueger — 2.

So the bill was concurred in as amended.

Assembly Bill 515

Relating to issuance of identification cards to persons not having a valid driver's license and providing penalties.

Read a second time.

Senator Berger asked unanimous consent that he be recorded with the minority on the last roll call.

Senator Kleczka moved non-concurrence of **Assembly Bill 515**.

The motion did not prevail.

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 515

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 6; absent or not voting, 1; as follows:

Ayes -- Senators Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Radosevich, Swan, Theno, Thompson and Van Sistine -- 26.

Noes -- Senators Adelman, Keppler, Kleczka, Petri, Risser and Sensenbrenner -- 6.

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

So the bill was concurred in.

Assembly Bill 519

Relating to required coverage of home care and transportation for outpatient treatment by disability insurance policies.

Read a second time.

The question was: Adoption of senate amendment 1?

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

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?
Adopted.

The question was: Adoption of senate amendment 5?
Adopted.

The question was: Adoption of senate amendment 6?
Adopted.

Senate amendment 7 to **Assembly Bill 519** offered by Senator Chilsen.

The question was: Adoption of senate amendment 7?

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Senator Adelman moved rejection of senate amendment 7.

The question was: Rejection of senate amendment 7?

By request of Senator Bablitch, with unanimous consent, **Assembly Bill 519** was placed at the foot of calendar.

Assembly Bill 523

Relating to state purchasing requirements and creating a council on small and minority business opportunities.

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.

Assembly Bill 523

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

Noes -- None.

Absent or not voting -- Senators Keppler, Krueger and Thompson -- 3.

So the bill was concurred in.

Assembly Bill 593

Relating to county commissions on aging.

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 593

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:

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

Noes -- None.

Absent or not voting -- Senators Adelman, Chilsen and Krueger -- 3.

So the bill was concurred in as amended.

Assembly Bill 663

Relating to limitations on giving information relating to general relief, requiring record-keeping of relief paid 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.

Assembly Bill 663

Read a third time.

Senator Adelman asked unanimous consent that he be recorded with the majority on the last roll call.

Senator Sensenbrenner asked unanimous consent that **Assembly Bill 663** be referred to committee on Human Services.

Senator Thompson objected.

Senator Sensenbrenner asked unanimous consent that **Assembly Bill 663** be referred to committee on Human Services.

Senator Bablitch objected.

By request of Senator Bablitch, with unanimous consent, **Assembly Bill 663** was laid on the table.

Assembly Bill 814

Relating to restrictions on volume discounts to retailers from wholesalers of malt beverages and liquors and providing a penalty.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

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

The point of order was not well taken.

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Senator Murphy moved rejection of senate substitute amendment 1.

LEAVE OF ABSENCE

By request of Senator Lorge, with unanimous consent, he was granted a leave of absence for the balance of today's session.

The question was: Rejection of senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 14; noes, 18; absent or not voting, 1; as follows:

Ayes — Senators Bidwell, Chilsen, Goyke, Harnisch, Keppler, Lasee, McCallum, Morrison, Murphy, Petri, Radosevich, Risser, Sensenbrenner and Theno — 14.

Noes — Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Frank, Kleczka, Lorge, McKenna, Maurer, Offner, Parys, Peloquin, Swan, Thompson and Van Sistine — 18.

Absent or not voting — Senator Krueger — 1.

So the motion did not prevail.

The question was: Adoption of senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 14; absent or not voting, 1; as follows:

Ayes — Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Frank, Kleczka, Lorge, McKenna, Maurer, Morrison, Offner, Parys, Peloquin, Swan, Thompson and Van Sistine — 18.

Noes — Senators Bidwell, Chilsen, Flynn, Goyke, Harnisch, Keppler, Lasee, McCallum, Murphy, Petri, Radosevich, Risser, Sensenbrenner and Theno — 14.

Absent or not voting — Senator Krueger — 1.

So the amendment was adopted.

Senator Bidwell moved non-concurrence of Assembly Bill 814.

The ayes and noes were demanded and the vote was: ayes, 12; noes, 20; absent or not voting, 1; as follows:

Ayes — Senators Bablitch, Bidwell, Chilsen, Flynn, Goyke, Harnisch, McCallum, Murphy, Petri, Radosevich, Risser and Sensenbrenner — 12.

Noes — Senators Adelman, Berger, Braun, Cullen, Dorman, Frank, Keppler, Kleczka, Lasee, Lorge, McKenna, Maurer,

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Morrison, Offner, Parys, Peloquin, Swan, Theno, Thompson and Van Sistine — 20.

Absent or not voting — Senator Krueger — 1.

So the motion did not prevail.

Senator Chilsen asked unanimous consent that he be recorded as voting “aye” on the last roll call.

Senator Bablitch objected.

By request of Senator Bablitch, with unanimous consent, he removed his objection.

Senate amendment 1 to **Assembly Bill 814** offered by Senator Goyke.

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

The amendment was not adopted.

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

Ordered to a third reading.

Senator Bablitch asked unanimous consent that the bill be given a third reading.

Senator Bidwell objected.

Senator Bablitch moved that the rules be suspended and the bill be given a third reading.

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, Braun, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Lasee, Lorge, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Radosevich, Risser, Swan, Theno, Thompson and Van Sistine — 27.

Noes — Senators Bidwell, Chilsen, McCallum, Petri and Sensenbrenner — 5.

Absent or not voting — Senator Krueger — 1.

More than two-thirds having voted in the affirmative, the motion prevailed.

Assembly Bill 814

Read a third time.

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The ayes and noes were demanded and the vote was: ayes, 13; noes, 19; absent or not voting, 1; as follows:

Ayes — Senators Berger, Braun, Cullen, Frank, Lasee, McKenna, Maurer, Offner, Parys, Peloquin, Swan, Theno and Van Sistine — 13.

Noes — Senators Adelman, Bablitch, Bidwell, Chilsen, Dorman, Flynn, Goyke, Harnisch, Keppler, Kleczka, Lorge, McCallum, Morrison, Murphy, Petri, Radosevich, Risser, Sensenbrenner and Thompson — 19.

Absent or not voting — Senator Krueger — 1.

So the bill was non-concurred in.

Assembly Bill 519

Relating to required coverage of home care and transportation for outpatient treatment by disability insurance policies.

Read.

The question was: Rejection of senate amendment 7?

By request of Senator Chilsen, with unanimous consent, senate amendment 7 was returned to the author.

Senate amendment 8 to **Assembly Bill 519** offered by Senators Adelman and Chilsen.

The question was: Adoption of senate amendment 8?

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 519

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 1; absent or not voting, 1; as follows:

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

Noes -- Senator Petri -- 1.

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

So the bill was concurred in as amended.

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Senator Bablitch asked unanimous consent that all action be ordered immediately messaged.

Senator Flynn objected.

Senator Bablitch asked unanimous consent that all action with the exception of **Assembly Bill 814** be ordered immediately messaged.

Senator Flynn moved reconsideration of the vote by which the Senate refused to concur in **Assembly Bill 814**.

Senator Bablitch asked unanimous consent that the motion to reconsider be laid on the table.

Senator Sensenbrenner objected.

Senator Bablitch moved to table the reconsideration motion and raised a point of order relative to the reconsideration procedure.

The chair took the point of order under advisement.

AMENDMENTS OFFERED

Senate substitute amendment 1 to **Senate Bill 194** by Senator Berger.

Senate substitute amendment 1 to **Senate Bill 221** by Senators Risser and Kepler.

Senate amendment 2 to senate substitute amendment 1 to **Senate Bill 320** by Senator Harnisch.

Senate substitute amendment 1 to **Senate Bill 557** by Senator Radosevich.

Senate amendment 1 to **Senate Bill 633** by Senator Thompson.

Senate amendment 4 to **Senate Bill 664** by Senators Maurer, Krueger and Chilsen.

Senate amendment 3 to **Senate Bill 664** by Senator Thompson, by request of the Wisconsin Society of Land Surveyors.

Senate amendment 1 to **Assembly Bill 53** by Senator Van Sistine.

Senate amendment 2 to **Assembly Bill 281** by Senator Offner.

Senate amendment 1 to **Assembly Bill 610** by Senator Berger.

Senate amendment 11 to **Senate Bill 664** by Senators Goyke, Sensenbrenner, Harnisch and Maurer.

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

7:10 P.M.

CHIEF CLERK'S REPORT

The chief clerk records:

Senate Joint Resolution 16
Senate Joint Resolution 29
Senate Joint Resolution 30
Senate Joint Resolution 39
Senate Joint Resolution 40
Senate Joint Resolution 62

Correctly enrolled and deposited in the Office of the Secretary of
State on February 15, 1978.

Senate Joint Resolution 32

Report correctly enrolled and deposited in the Office of the
Secretary of State on February 21, 1978.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Relating to:

Senate Bill 286, senate substitute amendment 1
On page 27, lines 4 and 9, after "board" insert a period.

Relating to:

Assembly Joint Resolution 54
1. On page 1, line 2, after "VI"; and on line 3, after "VI"; insert
"of the constitution".

Relating to:

Assembly Joint Resolution 54, senate substitute amendment 1
1. On page 1, line 2, after "VI"; and on line 2, after "V"; and on
line 4, after "VI"; insert "of the constitution".

Relating to:

Assembly Joint Resolution 54, senate substitute amendment 2
1. On page 1, line 1, after "article V"; and on line 3, after
"article XIII"; insert "of the constitution".

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Relating to:

Assembly Bill 898, assembly amendment 1 to assembly amendment 4

Delete line 2 and substitute:

"1. On page 3, line 10, restore "60" and delete "10".

Assembly Bill 898, assembly amendment 5 to assembly substitute amendment 1

1. On page 3, line 17, substitute "SECTION 35p" for "SECTION 35g".

Relating to:

Assembly Bill 898, assembly amendment 9 to assembly substitute amendment 1

1. On line 2, after "1." insert "On page 1, line 1, after "51.20" insert "(1) (a) 3 and".

1d. On page 1, line 9, delete "51.20 (1) (a) 3,".

1e. On page 1, line 14, after "2" insert "(intro.)".

1m. On page 1, line 18, after "51.15," insert "51.20 (1) (a) 2. a and b,".

1s.".

2. After line 10, insert: "4m. On page 19, line 25, after "2." insert "(intro.)".

3. On line 20, substitute "SECTION 30f" for "SECTION 30m".

Relating to:

Assembly Bill 898, assembly amendment 19 to assembly substitute amendment 1

1. On page 1, line 2, substitute "2" for "two".

2. On page 1, lines 2 and 3, underscore ", or 2 physicians,".

Relating to:

Assembly Bill 349, assembly amendment 1 to assembly amendment 46 to assembly substitute amendment 2

1. After line 3, insert:

"2. In line 8, delete the comma."

Relating to:

Assembly Bill 898, assembly amendment 1 to assembly amendment 2 to assembly substitute amendment 1

1. On page 1, line 6, underscore "and orally inform".

Relating to:

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**Assembly Bill 1116, assembly amendment 1 to assembly
substitute amendment 1**

On line 2, substitute "or" for "07".