

JOURNAL OF THE SENATE [March 28, 1978]

STATE OF WISCONSIN  
**Senate Journal**  
**Eighty-Third Regular Session**

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TUESDAY, March 28, 1978.

9:00 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, Goyke, Harnisch, Keppler, Kleczka, Krueger, Lasee, Lorge, McCallum, McKenna, Morrison, Offner, Parys, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 30.

Absent -- None.

Absent with leave -- Senators Maurer, Murphy and Peloquin -- 3.

The senate stood for the prayer which was offered by Pastor Harvey W. Schweppe of Monona United Methodist Church, Monona.

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

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**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.

The question was: Adoption of the Committee of Conference report?

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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, Kleczka, Lasee, Lorge, McCallum, McKenna, Morrison, Offner, Parys, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 29.

Noes -- None.

Absent or not voting -- Senators Krueger, Maurer, Murphy and Peloquin -- 4.

So the report was adopted.

### 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.

Read.

The question was: Adoption of the Committee of Conference report?

The ayes and noes were required and the vote was: ayes, 29; noes, 1; absent or not voting, 3; as follows:

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

Noes -- Senator Lorge -- 1.

Absent or not voting -- Senators Krueger, Murphy and Peloquin - - 3.

So the report was adopted.

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

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CLIFFORD, KEITH R., of Madison, as a member of the Tax Appeals Commission, to serve for the term ending March 1, 1978.

Read.

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By request of Senator Bablitch, with unanimous consent, the appointments were taken up enmasse.

**CLIFFORD, KEITH R.**, of Madison, as a member of the Tax Appeals Commission, to serve for the term ending March 1, 1978.

Read.

**DE MILLE, RUSSELL J.**, of Green Bay, as a member of the Real Estate Examining Board, to succeed Robert Rybarczyk, to serve for the term ending July 1, 1979.

Read.

**EARLY, MICHAEL P.**, of River Falls, as Administrator of the Division of Emergency Government, to succeed Harold Bergan, to serve for the term ending at the pleasure of the Governor.

Read.

**KOCHENDERFER, ETHAN**, of Fountain City, as a member of the Minnesota-Wisconsin Boundary Area Commission, to succeed himself, to serve for the term ending September 25, 1982.

Read.

**KOHLER, RUTH DEYOUNG**, of Sheboygan, as a member of the Arts Board, to serve for the term ending May 1, 1980.

Read.

The question was: Confirmation of the appointments?

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, Keppler, Kleczka, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 30.

Noes -- None.

Absent or not voting -- Senators Krueger, Murphy and Peloquin -  
- 3.

So the appointments were confirmed.

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**Senate Bill 72**

Relating to the powers and duties of court commissioners and changing certain fees.

Read.

Senator Kleczka in the chair.

9:15 A.M.

The question was: Concurrence in the Committee of Conference report?

The ayes and noes were demanded and the vote was: ayes, 23; noes, 6; absent or not voting, 4; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Lasee, McCallum, Maurer, Morrison, Offner, Parys, Radosevich, Risser, Swan, Thompson and Van Sistine -- 23.

Noes -- Senators Bidwell, Chilsen, Lorge, Petri, Sensenbrenner and Theno -- 6.

Absent or not voting -- Senators Krueger, McKenna, Murphy and Peloquin -- 4.

So the report was concurred in.

**Senate Bill 199**

Relating to authorizing the examining board of architects, professional engineers, designers and land surveyors to adopt rules for maintaining professional competence.

Read.

The question was: Concurrence in the Committee of Conference report?

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, Keppler, Kleczka, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 30.

Noes -- None.

Absent or not voting -- Senators Krueger, Murphy and Peloquin -- 3.

So the report was concurred in.

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

**Senate Bill 195**

Relating to regulating smoking in public places, granting rule-making authority and providing a penalty.

Read.

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

Senator Risser moved rejection of senate amendment 1 to assembly substitute amendment 3.

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

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

Ayes -- Senators Adelman, Berger, Braun, Dorman, Flynn, Goyke, Keppler, Kleczka, Lorge, McKenna, Maurer, Morrison, Offner, Peloquin, Radosevich, Risser, Thompson and Van Sistine -- 18.

Noes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Frank, Harnisch, Lasee, McCallum, Murphy, Parys, Petri, Sensenbrenner, Swan and Theno -- 14.

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

So the amendment was rejected.

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

Senator Risser moved rejection of senate amendment 2 to assembly substitute amendment 3.

The question was: Rejection of senate amendment 2 to assembly substitute amendment 3?

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

Ayes -- Senators Adelman, Braun, Dorman, Flynn, Goyke, Harnisch, Keppler, Kleczka, McCallum, McKenna, Maurer, Offner, Peloquin, Petri, Radosevich, Risser, Swan, Thompson and Van Sistine -- 19.

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Noes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Frank, Lasee, Lorge, Morrison, Murphy, Parys, Sensenbrenner and Theno -- 13.

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

So the amendment was rejected.

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

Senator Lorge moved reconsideration of the vote by which senate amendment 1 to assembly substitute amendment 3 was rejected.

The question was: Reconsideration of the vote by which senate amendment 1 to assembly substitute amendment 3 was rejected?

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

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Flynn, Frank, Harnisch, Lasee, Lorge, McCallum, Morrison, Murphy, Offner, Parys, Petri, Sensenbrenner and Theno -- 18.

Noes -- Senators Adelman, Braun, Dorman, Goyke, Keppler, Kleczka, McKenna, Maurer, Peloquin, Radosevich, Risser, Swan, Thompson and Van Sistine -- 14.

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

So the motion prevailed.

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

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

Ayes -- Senators Adelman, Braun, Dorman, Goyke, Kleczka, McCallum, McKenna, Maurer, Radosevich, Risser, Swan, Thompson and Van Sistine -- 13.

Noes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Flynn, Frank, Harnisch, Keppler, Lasee, Lorge, Morrison, Murphy, Offner, Parys, Peloquin, Petri, Sensenbrenner and Theno -- 19.

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

So the amendment was not rejected.

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

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

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Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Flynn, Frank, Harnisch, Krueger, Lasee, Lorge, Morrison, Murphy, Offner, Parys, Peloquin, Petri, Sensenbrenner and Theno -- 19.

Noes -- Senators Adelman, Braun, Dorman, Goyke, Keppler, Kleczka, McCallum, McKenna, Radosevich, Risser, Swan, Thompson and Van Sistine -- 13.

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

So the amendment was adopted.

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

Senator Risser moved rejection of senate amendment 3 to assembly substitute amendment 3.

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

The amendment was not rejected.

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

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

Ayes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Flynn, Frank, Harnisch, Keppler, Krueger, Lasee, Lorge, McKenna, Murphy, Parys, Peloquin, Sensenbrenner, Theno and Van Sistine -- 19.

Noes -- Senators Adelman, Braun, Dorman, Goyke, Kleczka, McCallum, Maurer, Morrison, Offner, Petri, Radosevich, Risser, Swan and Thompson -- 14.

Absent or not voting -- None.

So the amendment was adopted.

The question was: Adoption of senate amendment 4 to assembly substitute amendment 3?

By request of Senator Murphy, with unanimous consent, senate amendment 4 was laid on the table.

The question was: Adoption of senate amendment 5 to assembly substitute amendment 3?

Senator Risser moved rejection of senate amendment 5 to assembly substitute amendment 3?

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The question was: Rejection of senate amendment 5 to assembly substitute amendment 3?

By request of Senator Murphy, with unanimous consent, senate amendment 5 to assembly substitute amendment 3 was laid on the table.

The question was: Adoption of senate amendment 6 to assembly substitute amendment 3?

Senator Risser moved rejection of senate amendment 6 to assembly substitute amendment 3?

The question was: Rejection of senate amendment 6 to assembly substitute amendment 3?

Rejected.

The question was: Adoption of senate amendment 7 to assembly substitute amendment 3?

Senator Risser moved rejection of senate amendment 7 to assembly substitute amendment 3.

The question was: Rejection of senate amendment 7 to assembly substitute amendment 3?

The amendment was not rejected.

The question was: Adoption of senate amendment 7 to assembly substitute amendment 3?

The ayes and noes were demanded and the vote was: ayes, 8; noes, 25; absent or not voting, 0; as follows:

Ayes -- Senators Bablitch, Bidwell, Cullen, Harnisch, Lorge, Murphy, Parys and Theno -- 8.

Noes -- Senators Adelman, Berger, Braun, Chilsen, Dorman, Flynn, Frank, Goyke, Keppler, Kleczka, Krueger, Lasee, McCallum, McKenna, Maurer, Morrison, Offner, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Swan, Thompson and Van Sistine -- 25.

Absent or not voting -- None.

So the amendment was not adopted.

The question was: Adoption of senate amendment 8 to assembly substitute amendment 3?

By request of Senator Parys, with unanimous consent, senate amendment 8 was placed on the table.

Senate amendment 9 to assembly substitute amendment 3 to **Senate Bill 195** offered by Senators Risser and Berger.



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The question was: Adoption of senate amendment 9 to assembly substitute amendment 3?

Adopted.

Senate amendment 10 to assembly substitute amendment 3 to **Senate Bill 195** offered by Senator Braun.

The question was: Adoption of senate amendment 10 to assembly substitute amendment 3?

Senator Chilsen moved rejection of senate amendment 10 to assembly substitute amendment 3.

The question was: Rejection of senate amendment 10 to assembly substitute amendment 3?

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Dorman, Frank, Harnisch, Kleczka, Krueger, Lasee, Murphy, Offner, Parys, Peloquin, Petri, Sensenbrenner, Theno and Van Sistine -- 18.

Noes -- Senators Adelman, Berger, Braun, Flynn, Goyke, Keppler, Lorge, McCallum, McKenna, Maurer, Morrison, Radosevich, Risser, Swan and Thompson -- 15.

Absent or not voting -- None.

So the amendment was rejected.

The question was: Concurrence in assembly substitute amendment 3?

Concurred in as amended.

**Senate Bill 210**

Relating to establishing a cold water fish hatchery, creating a fish hatchery fund and making an appropriation.

Read.

The question was: Concurrence in assembly substitute amendment 1?

Concurred in.

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**Senate Bill 256**

Relating to creating a definition for "mass transit" and "mass transit facility".

Read.

The question was: Concurrence in assembly substitute amendment 1?

Concurred in.

**Senate Bill 258**

Relating to miscellaneous insurance code revisions.

Read.

The question was: Concurrence in assembly amendment 1?

Concurred in.

**Senate Bill 286**

Relating to regulation of lobbying, granting rule-making authority, providing penalties and making appropriations.

Read.

The question was: Concurrence in assembly amendment 1?

Senator Sensenbrenner moved non-concurrence in assembly amendment 1.

The question was: Non-concurrence in assembly amendment 1?

President pro tempore of the senate in the chair.

11:00 A.M.

The question was: Non-concurrence in assembly amendment 1?

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

Ayes -- Senators Chilsen, Lorge, McKenna, Peloquin, Sensenbrenner, Swan and Theno -- 7.

Noes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Cullen, Dorman, Flynn, Frank, Goyke, Keppler, Kleczka, Krueger, Lasee, McCallum, Maurer, Morrison, Murphy, Offner, Parys, Petri, Radosevich, Risser, Thompson and Van Sistine -- 25.

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

So the motion did not prevail.

The question was: Concurrence in assembly amendment 1?

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LEAVE OF ABSENCE

By request of Senator Bablitch, with unanimous consent, he was granted a leave of absence for 15 minutes.

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

The question was: Concurrence in assembly amendment 7?  
Concurred in.

The question was: Concurrence in assembly amendment 16?  
Concurred.

The question was: Concurrence in assembly amendment 18?  
Concurred in.

The question was: Concurrence in assembly amendment 26?  
Concurred in.

**Senate Bill 384**

Relating to investment of deferred compensation funds of counties, cities, villages and towns.

Read.

The question was: Concurrence in assembly amendment 1?

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LEAVE OF ABSENCE

By request of Senator Adelman, with unanimous consent, he was granted a leave of absence for 20 minutes.

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

**Senate Bill 392**

Relating to excluding the cost of certain facilities from veteran's loan limitations.

Read.

The question was: Concurrence in assembly substitute amendment 1?

Concurred in.

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**Senate Bill 422**

Relating to authorizing limited use of user charges to recover capital costs and operating expenses by a metropolitan sewerage commission and sewerage district in a county containing a city of the 1st class and by a sewerage commission of a city of the 1st class.

Read.

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

The question was: Concurrence in assembly amendment 2?  
Concurred in.

The question was: Concurrence in assembly amendment 3?  
Concurred in.

The question was: Concurrence in assembly amendment 4?  
Concurred in.

**Senate Bill 467**

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

Read.

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

**Senate Bill 524**

Relating to the state's share of airport costs involving building projects or building improvement projects.\*

Read.

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

**Senate Bill 563**

Relating to changing procedure in nonconsumer replevin actions.

Read.

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

The question was: Concurrence in assembly amendment 2?  
Concurred in.

The question was: Concurrence in assembly amendment 3?  
Concurred in.

**Senate Bill 710**

Relating to personalized printing for members and officers of the legislature.

Read.

The question was: Concurrence in assembly amendment 1?

By request of Senator Braun, with unanimous consent, **Assembly Bill 710** was placed after **Assembly Bill 967**.

**Assembly Bill 353**

Relating to establishing a natural gas conservation program including prohibiting pilot lights, requiring utility-sponsored consumer education programs and prohibiting nonessential uses of natural gas under the public service commission, granting rule-making authority and providing a penalty.

Read.

The question was: Concurrence in assembly amendment 1 to senate amendment 1?

Concurred in.

The question was: Concurrence in assembly amendment 1 to senate amendment 2?

Concurred in.

The question was: Concurrence in assembly amendment 1 to senate amendment 3?

Concurred in.

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

The senate adheres to its' position.

Senator Berger asked unanimous consent that the chair appoint a Committee of Conference.

The chair will appoint the members of the Committee of Conference later today.

**Assembly Bill 860**

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

Read.

The question was: Concurrence in assembly amendment 1?

By request of Senator Keppler, with unanimous consent, **Assembly Bill 860** was placed at the foot of the calendar.

**Assembly Bill 713**

Relating to defining and regulating mopeds, placing mopeds for certain purposes under the laws regulating bicycles instead of motor-driven cycles, and providing penalties.

Read.

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

The Senate adheres to its' position.

Senator Berger asked unanimous consent that the chair appoint a Committee of Conference.

The chair will appoint a Committee of Conference later today.

**Assembly Bill 967**

Relating to various banking changes and granting rule-making authority.

Read.

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

The Senate adheres to its' position.

Senator Berger asked unanimous consent that the chair appoint a Committee of Conference.

The chair will appoint a Committee of Conference later today.

**Senate Bill 710**

Relating to personalized printing for members and officers of the legislature.

Read.

The question was: Concurrence in assembly amendment 1?

Concurred in.

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MOTIONS

Senator Theno asked unanimous consent that **Senate Joint Resolution 8** be withdrawn from Joint Survey Committee on Tax Exemptions and referred to committee on Senate Organization.

Senator Berger objected.

Senator Theno moved that **Senate Joint Resolution 8** be withdrawn from Joint Committee on Tax Exemptions and referred to committee on Senate Organization.

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Senator Berger raised the point of order that a written report on **Senate Joint Resolution 8** was necessary to withdraw it from the Joint Survey Committee on Tax Exemptions.

The chair took the point of order under advisement.

**Assembly Joint Resolution 65**

Directing the legislative council to study the Wisconsin criminal justice system as it relates to the developmentally disabled.

Read.

The question was: Concurrence?

Concurred in.

**Assembly Joint Resolution 69**

Directing the legislative council to conduct a review of the Wisconsin constitution.

Read.

The question was: Concurrence?

Concurred in.

**Assembly Joint Resolution 75**

Directing the legislative council to establish a special committee to determine the need for a formal mechanism for continuing review of the statutes.

Read.

The question was: Concurrence?

Failed concurrence.

**Assembly Bill 112**

Relating to sales and use tax exemptions for meat wrapping paper and containers.

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 112**

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,

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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.

### **Assembly Bill 220**

Relating to a sales and use tax exemption for food sold in retirement homes to retired persons.

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 220**

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 was concurred in.

### **Assembly Bill 338**

Relating to compensation of party committee members in populous counties.

Read a second time.

Senator Sensenbrenner moved non-concurrence in **Assembly Bill 338**.

The question was: Non-concurrence in **Assembly Bill 338**?

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, Bidwell, Chilsen, Dorman, Goyke, Harnisch, Keppler, Krueger, Lasee, Lorge, McCallum,



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Maurer, Morrison, Murphy, Petri, Radosevich, Risser, Theno and Van Sistine -- 20.

Noes -- Senators Berger, Braun, Cullen, Flynn, Frank, Kleczka, McKenna, Offner, Parys, Peloquin, Sensenbrenner, Swan and Thompson -- 13.

Absent or not voting -- None.

So the bill was non-concurred in.

**Assembly Bill 518**

Relating to requiring smoke detectors in residential buildings and dwellings and providing a penalty.

Read a second time.

The question was: Adoption of senate amendment 1?

By request of Senator Murphy, with unanimous consent, **Assembly Bill 518** was placed at the foot of the calendar.

**Assembly Bill 855**

Relating to continuing education of licensed intermediaries and granting rule-making authority.

Read a second time.

By request of Senator Murphy, with unanimous consent, **Assembly Bill 855** was placed at the foot of the calendar.

**Assembly Bill 889**

Relating to special elections to fill vacancies in city offices.

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 889**

Read a third time and concurred in.

**Assembly Bill 944**

Relating to the registration of mobile meat processors and granting rule-making authority.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

The question was: Adoption of senate amendment 2?

Adopted.

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Senate amendment 3 to **Assembly Bill 944** offered by Senators Berger and Radosevich.

The question was: Adoption of senate amendment 3?  
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 944**

Read a third time and concurred in as amended.

**Assembly Bill 947**

Relating to criminal trespass to land by use of a vehicle 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 947**

Read a third time and concurred in.

**Assembly Bill 969**

Relating to making various changes in the law on eminent domain.

Read a second time.

Senate amendment 1 to **Assembly Bill 969** offered by Senator Sensenbrenner.

The question was: Adoption of senate amendment 1?

By request of Senator Adelman, with unanimous consent, **Assembly Bill 969** was placed at the foot of the calendar.

**Assembly Bill 1004**

Relating to creating a waterways commission, establishing boating facilities and boating safety assistance programs, granting rule-making authority and making an appropriation.

Read a second time.

Senate amendment 1 to **Assembly Bill 1004** offered by Senator Berger.

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

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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 1004**

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 was concurred in as amended.

**Assembly Bill 1024**

Relating to establishing a hazardous waste management program under the department of natural resources, establishing a waste management fund, creating a manufacturing machinery and equipment tax exemption, revising the department's regulation of the planning, establishment and operation of solid waste disposal sites and facilities, granting rule-making authority, making an appropriation and providing a penalty.

Read a second time.

By request of Senator Sensenbrenner, with unanimous consent, **Assembly Bill 1024** was placed at the foot of the calendar.

**Assembly Bill 1031**

Relating to registration to vote with identification card issuing officers.

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 1031**

Read a third time and concurred in.

**Assembly Bill 1037**

Relating to boats equipped with toilets, granting rule-making authority and providing a penalty.

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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 1037**

Read a third time.

By request of Senator Keppler, with unanimous consent, **Assembly Bill 1037** was placed at the foot of the calendar.

**Assembly Bill 1081**

Relating to the date of board of review meetings.

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 1081**

Read a third time and concurred in.

**Assembly Bill 1099**

Relating to repeal of limits on appropriations by counties for advertising.

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 1099**

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, Krueger, Lasee, McKenna, Maurer, Morrison, Offner, Parys, Peloquin, Radosevich, Risser, Swan, Theno, Thompson and Van Sistine -- 27.

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

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

So the bill was concurred in.

**Assembly Bill 1103**

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

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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 1103**

Read a third time and concurred in.

**Assembly Bill 1130**

Relating to repealing the requirement that nursing home administrators have 2 years of college level study.

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 1130**

Read a third time and concurred in.

**Assembly Bill 1170**

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

Read a second time.

By request of Senator Bablitch, with unanimous consent, he was added as a co-author of **Assembly Bill 1170**.

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 1170**

Read a third time.

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

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

Noes -- Senator Thompson -- 1.

Absent or not voting -- Senators Kleczka and Maurer -- 2.

So the bill was concurred in.

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**Assembly Bill 1188**

Relating to the composition of school boards in cities of the 1st class and to the salary of board members.

Read a second time.

The question was: Rejection of senate substitute amendment 1?

By request of Senator Bablitch, with unanimous consent, **Assembly Bill 1188** was placed at the foot of the calendar.

**Assembly Bill 1223**

Relating to filing of termination statements with the secretary of state's office.

Read a second time.

Ordered to a third time.

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

**Assembly Bill 1223**

Read a third time.

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

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

Noes -- None.

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

So the bill was concurred in.

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 2:00 P.M.

12:05 P.M.

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RECESS

2:00 P.M.

The senate reconvened.

**Assembly Bill 353**

Relating to establishing a natural gas conservation program including prohibiting pilot lights, requiring utility-sponsored consumer education programs and prohibiting nonessential uses of natural gas under the public service commission, granting rule-making authority and providing a penalty.

Read.

The chair appointed Senators Berger, Flynn and Petri to the Committee of Conference on **Assembly Bill 353**.

By request of Senator Bablitch, with unanimous consent, the appointments were confirmed.

**Assembly Bill 967**

Relating to various banking changes and granting rule-making authority.

Read.

The chair appointed Senators Flynn, Berger and Petri to the Committee of Conference on **Assembly Bill 967**.

By request of Senator Bablitch, with unanimous consent, the appointments were confirmed.

**Assembly Bill 713**

Relating to defining and regulating mopeds, placing mopeds for certain purposes under the laws regulating bicycles instead of motor-driven cycles, and providing penalties.

Read.

The chair appointed Senators Parys, Goyke and Petri to the Committee of Conference on **Assembly Bill 713**.

By request of Senator Bablitch, with unanimous consent, the appointments were confirmed.

**Senate Bill 292**

Relating to changing the register of deeds fees.

Read.

The chair appointed Senators Thompson, Harnisch and Sensenbrenner to the Committee of Conference on **Senate Bill 292**.

By request of Senator Bablitch, with unanimous consent, the appointments were confirmed.

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

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

**Assembly Bill 874**

Relating to revision of the children's code and providing penalties.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

The question was: Adoption of senate amendment 2?

Adopted.

The question was: Adoption of senate amendment 3?

Adopted.

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LEAVE OF ABSENCE

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

The question was: Adoption of senate amendment 4?

Adopted.

The question was: Adoption of senate amendment 5?

Adopted.

Senate amendment 6 to **Assembly Bill 874** offered by Senator Adelman.

The question was: Adoption of senate amendment 6?

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 874**

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; 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, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 32.

Noes -- None.

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

So the bill was concurred in as amended.

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

Senator Flynn objected.

**Assembly Bill 860**

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

Read.

Senator Parys moved non-concurrence in assembly amendments 1,2,3 and 4 to senate substitute amendment 1.

The question was: Non-concurrence in assembly amendments 1,2,3 and 4 to senate substitute amendment 1?

The motion prevailed.

**Assembly Bill 518**

Relating to requiring smoke detectors in residential buildings and dwellings and providing a penalty.

Read.

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.

**Assembly Bill 518**

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Read a third time.

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

Ayes -- Senators Bablitch, Berger, Braun, Flynn, Harnisch, McKenna, Maurer, Murphy, Parys, Risser, Swan and Thompson -- 12.

Noes -- Senators Adelman, Bidwell, Chilsen, Cullen, Dorman, Frank, Goyke, Keppler, Kleczka, Lasee, Lorge, McCallum, Morrison, Offner, Peloquin, Petri, Radosevich, Sensenbrenner, Theno and Van Sistine -- 20.

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

So the bill failed concurrence.

Senator Dorman asked unanimous consent that the vote by which **Assembly Bill 518** failed concurrence be reconsidered.

Senator Bablitch objected.

Senator Dorman moved reconsideration of the vote by which **Assembly Bill 518** failed concurrence.

Senator Bablitch asked unanimous consent that the motion to reconsider the vote by which **Assembly Bill 518** failed concurrence be laid on the table.

Senator Kleczka objected.

Senator Dorman moved that the motion to reconsider the vote by which **Assembly Bill 518** failed concurrence be laid on the table.

The question was: Shall the motion to reconsider the vote by which **Assembly Bill 518** failed concurrence be laid on the table?

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, Bidwell, Braun, Cullen, Dorman, Flynn, Keppler, McKenna, Maurer, Morrison, Offner, Parys, Radosevich, Risser, Swan and Thompson -- 18.

Noes -- Senators Chilsen, Frank, Goyke, Harnisch, Kleczka, Lasee, Lorge, McCallum, Murphy, Peloquin, Petri, Sensenbrenner, Theno and Van Sistine -- 14.

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

So the motion prevailed.

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**Assembly Bill 855**

Relating to continuing education of licensed intermediaries and granting rule-making authority.

Read.

Senate amendment 1 offered by Senator Berger.

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.

**Assembly Bill 855**

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, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Lasee, Lorge, McCallum, McKenna, Maurer, Murphy, Parys, Peloquin, Petri, Radosevich, Risser, Swan, Thompson and Van Sistine -- 27.

Noes -- Senators Chilsen, Morrison, Offner, Sensenbrenner and Theno -- 5.

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

So the bill was concurred in as amended.

**Assembly Bill 969**

Relating to making various changes in the law on eminent domain.

Read.

The question was: Adoption of senate amendment 1?

By request of Senator Adelman, with unanimous consent, **Assembly Bill 969** was placed at the foot of the calendar.

**Assembly Bill 1024**

Relating to establishing a hazardous waste management program under the department of natural resources, establishing a waste management fund, creating a manufacturing machinery and equipment tax exemption, revising the department's regulation of the planning, establishment and operation of solid waste disposal sites and facilities, granting rule-making authority, making an appropriation and providing a penalty.

Read a second time.

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The question was: Adoption of senate amendment 1?

By request of Senator Parys, 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?

By request of Senator Harnisch, with unanimous consent, senate amendment 5 was returned to the author.

The question was: Adoption of senate amendment 6?

Adopted.

The question was: Adoption of senate amendment 7?

Adopted.

The question was: Adoption of senate amendment 8?

Adopted.

Senate amendment 9 to **Assembly Bill 1024** offered by Senators Berger and Radosevich.

The question was: Adoption of senate amendment 9?

Adopted.

Senate amendment 10 to **Assembly Bill 1024** offered by Senator Petri.

The question was: Adoption of senate amendment 10?

Senator Radosevich moved rejection of senate amendment 10.

The question was: Rejection of senate amendment 10?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 12; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Maurer, Morrison, Offner, Parys, Peloquin, Radosevich, Risser and Thompson -- 19.

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Noes -- Senators Bidwell, Chilsen, Keppler, Lasee, Lorge, McCallum, Murphy, Petri, Sensenbrenner, Swan, Theno and Van Sistine -- 12.

Absent or not voting -- Senators Dorman and Krueger -- 2.

So the amendment was rejected.

Senate amendment 11 to **Assembly Bill 1024** offered by Senator Goyke.

Senate amendment 1 to senate amendment 11 to **Assembly Bill 1024** offered by Senator Goyke.

The question was: Adoption of senate amendment 1 to senate amendment 11?

Adopted.

The question was: Adoption of senate amendment 11?

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 1024**

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; 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, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 32.

Noes -- None.

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

So the bill was concurred in as amended.

**Assembly Bill 1037**

Relating to boats equipped with toilets, granting rule-making authority and providing a penalty.

Read.

The question was: Concurrence in **Assembly Bill 1037**?

Concurred in.

**Assembly Bill 1188**

Relating to the composition of school boards in cities of the 1st class and to the salary of board members.

Read.

The question was: Rejection of senate substitute amendment 1?

Senator Berger moved that senate substitute amendment 1 be laid on the table.

By request of Senator Berger, with unanimous consent, he withdrew the motion to lay senate substitute amendment 1 on the table.

Senator Berger moved that senate substitute amendment 1 be laid on the table.

By request of Senator Berger, with unanimous consent, he withdrew the motion to lay senate substitute amendment 1 on the table.

Senator Berger moved that senate substitute amendment 1 be laid on the table.

The question was: Shall senate substitute amendment 1 be laid on the table?

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

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Frank, Harnisch, Keppler, Kleczka, McKenna, Maurer, Morrison, Offner, Parys, Radosevich, Risser, Swan and Van Sistine -- 20.

Noes -- Senators Bidwell, Chilsen, Goyke, Lasee, Lorge, McCallum, Murphy, Peloquin, Petri, Sensenbrenner, Theno and Thompson -- 12.

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

So the motion prevailed.

Senate amendment 1 to **Assembly Bill 1188** offered by Senator Kleczka.

The question was: Adoption of senate amendment 1?

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

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Senate amendment 2 to **Assembly Bill 1188** offered by Senator Parys.

The question was: Adoption of senate amendment 2?

Senator Berger moved rejection of senate amendment 2.

The question was: Rejection of senate amendment 2?

Rejected.

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 1188**

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 Adelman, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Harnisch, Keppler, Kleczka, McKenna, Maurer, Morrison, Offner, Parys, Radosevich, Risser, Swan and Van Sistine -- 20.

Noes -- Senators Frank, Goyke, Lasee, Lorge, McCallum, Murphy, Peloquin, Petri, Sensenbrenner, Theno and Thompson -- 11.

Absent or not voting -- Senators Bablitch and Krueger -- 2.

So the bill was concurred in.

**Assembly Bill 969**

Relating to making various changes in the law on eminent domain.

Read.

The question was: Adoption of senate amendment 1?

Senator Adelman moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

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, Goyke, Harnisch, Kleczka, McKenna, Maurer, Morrison, Offner, Parys, Peloquin, Radosevich, Risser, Swan, Thompson and Van Sistine -- 22.

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

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

So the amendment was rejected.

Senate amendment 2 to **Assembly Bill 969** offered by Senator Maurer.

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

Senate amendment 3 to **Assembly Bill 969** offered by Senator Maurer.

By request of Senator Adelman, with unanimous consent, senate amendment 3 was laid on the table.

Senate amendment 4 to **Assembly Bill 969** offered by Senator Kleczka.

The question was: Adoption of senate amendment 4?

Senator Adelman moved rejection of senate amendment 4.

The question was: Rejection of senate amendment 4?  
Rejected.

Senate amendment 5 to **Assembly Bill 969** offered by Senator Adelman.

The question was: Adoption of senate amendment 5?  
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 969**

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; 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, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 32.

Noes -- None.

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

So the bill was concurred in as amended.



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

**Upon motion of Senator Bablitch the senate adjourned until 9:00 A.M., Wednesday, March 29.**

**4:05 P.M.**