

JOURNAL OF THE SENATE [March 31, 1978]

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

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FRIDAY, March 31, 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, Maurer, Morrison, Murphy, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno and Van Sistine -- 32.

Absent -- None.

Absent with leave -- Senator Thompson -- 1.

The senate stood for the prayer which was offered by Reverend Joseph Washington, retired Baptist minister, Madison.

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

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COMMITTEE REPORTS

The committee on Commerce reports and recommends for introduction:

**Senate Bill 438**

Relating to creating a defense and excluding evidence in an action for damages caused by a defective product.

Introduction of senate substitute amendment 1, by request of Wisconsin Academy of Trial Lawyers:

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

Noes, 0 -- None.

Introduction of senate amendment 1 to senate amendment 1, by  
request of Wisconsin Academy of Trial Lawyers:

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

Noes, 0 -- None.

Introduction of senate amendment 2 to senate amendment 1, by  
request of Wisconsin Academy of Trial Lawyers:

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

Noes, 0 -- None.

Introduction of senate amendment 3, by request of Wisconsin  
Academy of Trial Lawyers:

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

Noes, 0 -- None.

Introduction of senate amendment 1 to senate amendment 2, by  
request of Wisconsin Academy of Trial Lawyers:

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

Noes, 0 -- None.

Introduction of senate amendment 2 to senate amendment 2, by  
request of Wisconsin Academy of Trial Lawyers:

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

Noes, 0 -- None.

Introduction of senate amendment 4, by request of Wisconsin  
Academy of Trial Lawyers:

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

Noes, 0 -- None.

**Senate Bill 441**

Relating to defenses to an action based on a defective product.

Introduction of senate substitute amendment 1, by request of  
Wisconsin Academy of Trial Lawyers:

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

Noes, 0 -- None.

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Introduction of senate amendment 1 to senate amendment 1, by request of Wisconsin Academy of Trial Lawyers:

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

Noes, 0 -- None.

Introduction of senate amendment 2, by request of Wisconsin Academy of Trial Lawyers:

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

Noes, 0 -- None.

Introduction of senate amendment 3, by request of Wisconsin Academy of Trial Lawyers:

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

Noes, 0 -- None.

RONALD G. PARYS  
Chairman

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PETITIONS AND COMMUNICATIONS

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RULING OF THE CHAIR

**Assembly Bill 445**

Relating to making the honey bee the state insect.

The chair ruled the point of order raised by Senator Chilsen on the germaneness of senate amendment 1 well taken.

Read.

By request of Senator Bablitch, with unanimous consent, **Assembly Bill 445** was placed at the foot of the calendar.

**Senate Petition 176**

A petition by the Early Childhood Organization of Brown County in support of Senate Bill 572 relating to creating a child development coordinating board, granting rule-making authority and making an appropriation.

By Senator Thompson.

Read and referred to committee on Human Services.

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MESSAGE FROM THE ASSEMBLY

By Everett E. Bolle, chief clerk.

Mr. President:

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

**Assembly Bill 785**  
**Assembly Bill 1046**

Concurred in:

**Senate Bill 521**  
**Senate Bill 549**  
**Senate Bill 627**  
**Senate Bill 639**  
**Senate Bill 659**  
**Senate Bill 366**  
**Senate Bill 693**  
**Senate Bill 568**

Committee of Conference report of **Assembly Bill 868**

Senate amendments 1, 2, and 3 to **Assembly Bill 944**

Senate amendment 1 to **Assembly Bill 1004**

Senate amendments 3, 5 and 6 to **Assembly Bill 1077**

Senate amendment 1 to **Assembly Bill 1119**

Senate amendments 1, 2, 3, 4, 5 and 6 to **Assembly Bill 874**

Senate amendments 2, 3, 4, 6, 7, 8, 9 and 11 to **Assembly Bill 1024**

Senate amendment 1 to **Assembly Bill 855**

Senate amendment 1 to assembly substitute amendment 2 to  
**Senate Bill 71**

Senate amendments 2 and 5 to **Assembly Bill 969**

Amended and concurred in as amended:

**Senate Bill 484**, assembly amendments 3 and 4 to assembly substitute amendment 1 adopted; assembly substitute amendment 1 adopted.

**Senate Bill 650**, assembly amendments 2, 3 and 6 adopted.

**Senate Bill 731**, assembly substitute amendment 1 adopted.

Senate amendment 1 to **Assembly Bill 1220**, assembly amendment 17 adopted to senate amendment 1.

Nonconcurred in:

Senate amendment 49 to **Assembly Bill 1220**

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MOTIONS UNDER JOINT RULE 7

A joint certificate of commendation by Representative Hasenhorl; cosponsored by Senator Bablitch for KEITH SMITH on his retirement as mayor of Pittsville;

A joint certificate of commendation by Representative Hasenhorl; cosponsored by Senator Bablitch for RAYMOND F. TIPPELT on his retirement as mayor of Marshfield;

A joint certificate of commendation by Representative Wood; sponsored by Senator Thompson for FRED R. HOLT on his retirement;

A joint certificate of congratulations by Representative Roberts; cosponsored by Senator Offner for TERRY STANTON on his outstanding season as a wrestler for Melrose-Mindoro High School;

A joint certificate of commendation by Representatives Thompson and Tregoning; cosponsored by Senator Murphy for PROFESOR ROBERT W. HAMMEL on his winning the Apha Research Achievement Award.

A joint certificate of commendation by Representative Olson; cosponsored by Senator Maurer for WISCONSIN PARENT TEACHER ASSOCIATION on their efforts to reduce violence on TV;

A joint certificate of congratulations by Representatives Pabst, Behnke and Hauke; cosponsored by Senator Parys for THOMAS PARKER on his recent election;

A joint certificate of commendation by Representatives Thompson, Hanson and Litscher; cosponsored by Senator Bidwell for SUPERVISOR HERB RAETHER on his chairmanship of the Columbia County Board;

A joint certificate of commendation by Representative Engeleiter; cosponsored by Senator Murphy for MARGARET MOORE regarding public recognition;

A joint certificate of commendation by Representatives Czerwinski and Wahner; cosponsored by Senator Offner for RALPH ANDREANO on his return to the University after service to the state as administrator of the division of health;

A joint certificate of commendation by the entire membership of the assembly; cosponsored by Senator Risser for THE UNIVERSITY OF WISCONSIN VARSITY BAND on recognition of their public service;

A joint certificate of commendation by the entire membership of the Assembly; cosponsored by Senator Risser for THE

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UNIVERSITY OF WISCONSIN HOCKEY TEAM on their successful season.

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MESSAGE FROM THE ASSEMBLY CONSIDERED

**Assembly Bill 785**

Relating to payments for deer damage claims, regulating the number of deer hunters in one area and establishing a landowner deer hunting permit.

By Representatives Thompson and Litscher.

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

**Assembly Bill 1046**

Relating to application of civil service law to certain law enforcement and fire fighting personnel.

By Representative Looby.

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

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MOTIONS

By request of Senator Bablitch, with unanimous consent, the motion to reconsider the vote by which **Assembly Bill 1274** was concurred in was removed from the table and placed at the foot of the calendar.

Senator Chilsen moved that **Assembly Bill 821** be withdrawn from the committee on Judiciary and Consumer Affairs and be referred to committee on Senate Organization.

The question was: Shall **Assembly Bill 821** be withdrawn from the committee on Judiciary and Consumer Affairs and be referred to the committee on Senate Organization?

The ayes and noes were demanded and the vote was: ayes, 10; noes, 21; absent or not voting, 2; as follows:

Ayes -- Senators Bidwell, Chilsen, Krueger, Lasee, Lorge, McCallum, Murphy, Petri, Sensenbrenner and Theno -- 10.

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

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

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So the motion did not prevail.

Senator Bidwell moved that **Senate Bill 126** be withdrawn from the committee on Commerce and be referred to the committee on Senate Organization.

The question was: Shall **Senate Bill 126** be withdrawn from the committee on Commerce and be referred to the committee on Senate Organization?

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

Ayes -- Senators Bidwell, Chilsen, Kleczka, Krueger, Lorge, McCallum, Petri, Sensenbrenner and Theno -- 9.

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

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

So the motion did not prevail.

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MOTIONS UNDER JOINT RULE 7

A joint certificate of commendation by Senator Maurer; cosponsored by Representatives Dorff, Andrea and Olson for FRANCIS J. PITTS on his retirement as Chairman of Kenosha County Board;

A joint certificate of commendation by Senator Kleczka; cosponsored by Representative Tuczynski for DUANE BECZKIEWICZ on receiving an Eagle Scout award;

A joint certificate of congratulations by Senator McCallum; cosponsored by Representative Lewis for the LOMIRA GIRLS BASKETBALL TEAM on winning the 1977-78 WIAA Class B Championship;

A joint certificate of commendation by Senator Kleczka; cosponsored by Representative Tuczynski for EDWARD VINE on receiving the Eagle Scout Award;

A joint certificate of commendation by Senator Berger; cosponsored by Representatives Jackamonis and Ferrall for CASS HURC on his retirement in June, 1978;

A joint certificate of congratulations by Senator Lorge; cosponsored by Representative Rogers for REVEREND MARK F. SCHMITT on his appointment as Bishop of Marquette, Michigan;

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A joint certificate of commendation by Senator McKenna; cosponsored by Representative Everson for **MR. EDWARD J. LOTTES' FAMILY AND FRIENDS** on his death;

A joint certificate of commendation by Senators Risser, Bablitch, Kleczka, Krueger and Sensenbrenner; cosponsored by Representatives Jackamonis, Wahner, Shabaz, Ferrall and Thompson for **PATRICIA V. ROBBINS** on her 30 years of service to the Legislature;

A joint certificate of commendation by Senator McKenna; cosponsored by Representative Lorman for **LLOYD AND SYLVIA LIEDTKE** on their retirement as members of the faculty of UW-W.

By request of Senator Parys, with unanimous consent, the senate recessed until 12:01 P.M.

9:20 A.M.

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**RECESS**

12:01 P.M.

The senate reconvened.

By request of Senator Bablitch, with unanimous consent, the senate recessed until 1:30 P.M.

12:01 P.M.

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**RECESS**

1:30 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,



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Murphy, Offner, Parys, Peloquin, Radosevich, Risser, Sensenbrenner, Swan, Thompson and Van Sistine -- 31.

Absent -- None.

Absent with leave -- Senators Petri and Theno -- 2.

By request of Senator Bablitch, with unanimous consent, the rules were suspended and the senate took up the supplemental calendar at this time.

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CALENDAR OF MARCH 31

**Assembly Bill 149**

Relating to photographs on drivers' licenses, elimination of "race" from drivers' licenses, alteration of the license renewal period and license fees, authorizing issuance of an identification card, granting rule-making authority and making an appropriation.

Read.

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

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, 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 -- 32.

Noes -- Senator Flynn -- 1.

Absent or not voting -- None.

So the Committee of Conference report was adopted.

**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: Adoption of the Committee of Conference report?

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

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Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, 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 -- 32.

Noes -- Senator Chilsen -- 1.

Absent or not voting -- None.

So the Committee of Conference report was adopted.

**Assembly Bill 860**

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

Read.

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

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

Noes -- Senator Kleczka -- 1.

Absent or not voting -- None.

So the Committee of Conference report 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 appointment of Ness Flores was laid on the table.

Senator Bablitch asked unanimous consent that the appointments be considered enmasse.

Senator Murphy objected.

By request of Senator Bablitch, with unanimous consent, all appointments were considered enmasse with the exception of Catherine Conroy and Steven Pavich.

GIBSON, EUNICE, of Madison, as a member of the Personnel Board, to serve for the term ending May 1, 1981.

Read.

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OLSON, THARLIE, of Niagra, as a member of the Personnel Board, to serve for the term ending May 1, 1981.

Read.

SZUDY, LEONARD, of West Allis, as a member of the Personnel Board, to serve for the term ending May 1, 1983.

Read.

The question was: Confirmation of the appointments?

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 appointments were confirmed.

CONROY, CATHERINE, of Milwaukee, as a member of the Natural Resources Board, to succeed Victoria McCormick, to serve for the term ending May 1, 1979.

Read.

Senator Lorge raised the point of order that the appointment of Catherine Conroy was not properly before us.

The chair ruled the point of order not well taken.

The question was: Confirmation of the appointment?

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, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Peloquin, Petri, Radosevich, Risser, Sensenbrenner, Swan, Theno, Thompson and Van Sistine -- 31.

Noes -- Senator Murphy -- 1.

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

So the appointment was confirmed.

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PAVICH, STEVEN, of Mason, as a member of the Natural Resources Board, to succeed Thomas Fox, to serve for the term ending May 1, 1979.

Read.

The question was: Confirmation of the appointment?

The ayes and noes were required and the vote was: ayes, 28; noes, 2; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Ablitch, Berger, Bidwell, Chilsen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Offner, Peloquin, Petri, Radosevich, Risser, Swan, Theno, Thompson and Van Sistine -- 28.

Noes -- Senators Murphy and Sensenbrenner -- 2.

Absent or not voting -- Senators Braun, Cullen and Parys -- 3.

So the appointment was confirmed.

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MESSAGE FROM THE ASSEMBLY

By Everett E. Bolle, chief clerk.

Mr. President:

I am directed to inform you that the assembly has concurred in:

**Senate amendment 2 to Assembly Bill 1045**

**Senate Bill 569**

**Senate Bill 726**

**Senate Bill 728**

**Senate amendment 1 to Assembly Bill 714**

**Senate amendment 2 to Assembly Bill 940**

**Committee of Conference on Assembly Bill 353**

**Committee of Conference report on Assembly Bill 967**

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**Senate Bill 414**

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

Read.

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

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

Noes -- Senator Swan -- 1.

Absent or not voting -- None.

So the Committee of Conference report was concurred in.

### **Senate Bill 484**

Relating to classification and certification procedure to county civil service systems.

Read.

The question was: Concurrence in assembly substitute amendment 1?

Senate amendment 1 to assembly substitute amendment 1 offered by Senator Sensenbrenner.

Senator Berger moved rejection of senate amendment 1 to assembly substitute amendment 1.

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

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

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

Noes -- Senators Chilsen, Krueger, Lorge, McCallum, Murphy, Petri, Sensenbrenner and Theno -- 8.

Absent or not voting -- None.

So the amendment was rejected.

The question was: Concurrence in assembly substitute amendment 1?

Concurred in.

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**Senate Bill 650**

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

Read.

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 6?  
Concurred in.

Senator Kleczka in the chair.

2:20 P.M.

**Senate Bill 731**

Relating to installation of braille numerals and letters on elevators in places of employment and public buildings.

Read.

The question was: Concurrence in assembly substitute amendment 1?

Concurred in.

**Assembly Bill 1220**

An act to amend and revise chapter 20 of the statutes, and to make diverse other changes in the statutes relating to state finances and appropriations, constituting the budget review bill and making appropriations.

Read.

By request of Senator Bablitch, with unanimous consent, **Assembly Bill 1220** was laid on the table.

By request of Senator Bablitch, with unanimous consent, the senate proceeded to the printed calendar of Friday, March 31.

Senator Bablitch called the chair's attention to the Special Order of Business, **Assembly Bill 1060**.

By request of Senator Parys, with unanimous consent, the record will show that if he had been present he would have voted with the majority on the appointment of Steven Pavich.

By request of Senator Swan, with unanimous consent, the record will show that if he had been present he would have voted with the majority on the appointment of Steven Pavich.

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By request of Senator Cullen, with unanimous consent, the record will show that if he had been present he would have voted with the majority on the appointments of Catherine Conroy and Steven Pavich.

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**Assembly Bill 1016**

Relating to state debt management and creating a joint survey committee on debt management.

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 1016**

Read a third time and concurred in.

**Assembly Bill 1060**

Read a third time and concurred in.

Senator Bablitch called the chair's attention to the Special Order of Business, **Assembly Bill 557**.

**Assembly Bill 557**

Relating to creating a citizens utility board to advocate for residential consumers in public utility matters and providing a penalty.

Read a second time.

Senator Petri moved non-concurrence in **Assembly Bill 557**.

The question was: Non-concurrence?

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LEAVE OF ABSENCE

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

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

The question was: Non-concurrence in **Assembly Bill 557**?

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

Ayes -- Senators Bidwell, Chilsen, Dorman, Frank, Goyke, Harnisch, Keppler, Kleczka, Krueger, Lasee, Lorge, McCallum,

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Maurer, Murphy, Parys, Peloquin, Petri, Sensenbrenner, Swan, Theno and Van Sistine -- 21.

Noes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, McKenna, Morrison, Offner, Radosevich, Risser and Thompson -- 12.

Absent or not voting -- None.

So the motion prevailed.

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LEAVE OF ABSENCE

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

By request of Senator Theno, with unanimous consent, he was granted a leave of absence beginning at 4:30 P.M. for the balance of today's session.

By request of Senator Peloquin, with unanimous consent, he was granted a leave of absence beginning at 4:30 P.M. for the balance of today's session.

Senator Swan moved reconsideration of the vote by which **Assembly Bill 557** was non-concurred in.

The question was: Shall the vote by which **Assembly Bill 557** was non-concurred in be reconsidered?

The motion did not prevail.

**Senate Joint Resolution 61**

To amend sections 1, 17(1) and (2) and 18 of article IV of the constitution; and to create section 35 of article IV and section 3 of article XII of the constitution, relating to initiative-referendum for state and local law-making and for constitutional amendments, and providing a penalty (1st consideration).

Read a second time.

By request of Senator Swan, with unanimous consent, **Senate Joint Resolution 61** was placed at the foot of the calendar.

Senator Parys in the chair.

3:45 P.M.

**Assembly Joint Resolution 88**

Relating to legislative redistricting after the decennial statewide census of population (first consideration).

Read a second time.



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

Ordered to a third reading.

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

**Assembly Joint Resolution 88**

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

Noes -- None.

Absent or not voting -- Senators Bablitch, Krueger and Offner -- 3.

So the joint resolution was concurred in as amended.

Senator McKenna moved reconsideration of the vote by which **Assembly Joint Resolution 88** was concurred in.

President pro tempore of the senate in the chair.

3:55 P.M.

Senator McKenna asked unanimous consent that the motion to reconsider the vote by which **Assembly Joint Resolution 88** was concurred in be laid on the table.

Senator Sensenbrenner objected.

Senator Thompson moved that the motion to reconsider the vote by which **Assembly Joint Resolution 88** was concurred in be laid on the table.

The question was: Shall the motion to reconsider the vote by which **Assembly Joint Resolution 88** was concurred in be laid on the table?

The ayes and noes were demanded and the vote was: ayes, 21; noes, 11; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Kleczka, McKenna, Maurer,

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Morrison, Offner, Parys, Peloquin, Radosevich, Risser, Swan, Thompson and Van Sistine -- 21.

Noes -- Senators Bidwell, Braun, Chilsen, Keppler, Lasee, Lorge, McCallum, Murphy, Petri, Sensenbrenner and Theno -- 11.

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

So the motion prevailed.

By request of Senator Parys, with unanimous consent, the senate recessed until 4:30 P.M.

4:00 P.M.

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RECESS

4:30 P.M.

The senate reconvened.

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

**Assembly Bill 195**

Relating to minimum benefit levels for disability insurance policies and granting rule-making authority.

Read a second time.

Senate amendment 3 offered by Senator Berger.

By request of Senator Parys, with unanimous consent, **Assembly Bill 195** was laid on the table.

**Assembly Bill 796**

Relating to exempting cleansing and beautifying work on the face from the definition of cosmetology.

Read a second time.

The question was: Adoption of senate amendment 1?

Adopted.

Senator Goyke moved non-concurrence in **Assembly Bill 796**.

The question was: Non-concurrence in **Assembly Bill 796**?

The motion did not prevail.

Ordered to a third reading.

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

Senator Kleczka objected.

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

The question was: Shall the rules be suspended and the bill be given a third reading?

The ayes and noes were required and the vote was: ayes, 23; noes, 5; absent or not voting, 5; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Dorman, Frank, Keppler, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Petri, Radosevich, Risser, Sensenbrenner, Swan and Thompson -- 23.

Noes -- Senators Cullen, Flynn, Goyke, Kleczka and Van Sistine - - 5.

Absent or not voting -- Senators Harnisch, Krueger, Murphy, Peloquin and Theno -- 5.

More than two-thirds having voted in the affirmative, the rules were suspended and the bill was given a third reading.

**Assembly Bill 796**

Read a third time and concurred in as amended.

**Assembly Bill 850**

Relating to special plates and registration fees for vehicles owned by Indian tribes or bands.

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 850**

Read a third time.

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

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Keppler, Kleczka, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Petri, Radosevich, Sensenbrenner, Swan, Thompson and Van Sistine -- 28.

Noes -- Senator Risser -- 1.

Absent or not voting -- Senators Harnisch, Krueger, Peloquin and Theno -- 4.

So the bill was concurred in.

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Senator McKenna asked unanimous consent that all action on **Assembly Bill 796** be ordered immediately messaged.

Senator Goyke objected.

Senator McKenna moved that all action on **Assembly Bill 796** be ordered immediately messaged.

Senator Bablitch moved reconsideration of the vote by which **Assembly Bill 796** was concurred in.

The question was: Shall the vote by which **Assembly Bill 796** was concurred in be reconsidered.

The motion did not prevail.

**Assembly Bill 884**

Relating to requirements for election officials, ballots, nominations, canvassing, recounts, administration of elections, prohibited election practices, granting rule-making authority, providing penalties and making an appropriation.

Read a second time.

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

Senate amendment 2 offered by Senator McCallum.

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

Senate amendment 3 offered by Senator McCallum.

The question was: Adoption of senate amendment 3?  
Adopted.

Senate amendment 4 offered by Senator McCallum.

The question was: Adoption of senate amendment 4?  
Adopted.

Senate amendment 5 offered by Senator McCallum.

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 884**

Read a third time.

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

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Keppler, Kleczka, Lasee, Lorge, McCallum, McKenna, Morrison, Murphy, Offner, Parys, Petri, Radosevich, Risser, Sensenbrenner, Thompson and Van Sistine -- 27.

Noes -- Senator Swan -- 1.

Absent or not voting -- Senators Harnisch, Krueger, Maurer, Peloquin and Theno -- 5.

So the bill was concurred in as amended.

**Assembly Bill 885**

Relating to registration and qualification of electors and absentee voting procedure and making an appropriation.

Read a second time.

The question was: Adoption of senate amendment 1?

Senator Sensenbrenner 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, 9; noes, 20; absent or not voting, 4; as follows:

Ayes -- Senators Bidwell, Chilsen, Harnisch, Keppler, Lasee, Lorge, McCallum, Murphy and Sensenbrenner -- 9.

Noes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Flynn, Frank, Goyke, Kleczka, McKenna, Morrison, Offner, Parys, Petri, Radosevich, Risser, Swan, Thompson and Van Sistine -- 20.

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

So the amendment was not rejected.

The question was: Adoption of senate amendment 1?

Senate amendment 1 to senate amendment 1 offered by Senator Sensenbrenner.

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

Adopted.

The question was: Adoption of senate amendment 1?

Adopted.

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Senate amendment 2 offered by Senator Sensenbrenner.

The question was: Adoption of senate amendment 2?

Senator Berger 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, 20; noes, 8; absent or not voting, 5; as follows:

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

Noes -- Senators Bidwell, Chilsen, Keppler, Lasee, McCallum, Murphy, Petri and Sensenbrenner -- 8.

Absent or not voting -- Senators Kleczka, Krueger, Maurer, Peloquin and Theno -- 5.

So the amendment was rejected.

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 885**

Read a third time.

The ayes and noes were required and the vote was: ayes, 26; noes, 2; absent or not voting, 5; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Lasee, Lorge, McCallum, McKenna, Morrison, Offner, Parys, Petri, Radosevich, Risser, Swan, Thompson and Van Sistine -- 26.

Noes -- Senators Murphy and Sensenbrenner -- 2.

Absent or not voting -- Senators Kleczka, Krueger, Maurer, Peloquin and Theno -- 5.

So the bill was concurred in as amended.

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

**Assembly Bill 946**

Relating to prior creditable service credits for employes of school districts which elect to participate in the Wisconsin retirement fund.

Read a second time.

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 946**

Read a third time.

The ayes and noes were demanded 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, Murphy, Offner, Parys, Petri, Radosevich, Risser, Sensenbrenner, Swan, Thompson and Van Sistine -- 30.

Noes -- None.

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

So the bill was concurred in.

### **Assembly Bill 1117**

Relating to provision of construction equipment and services for disaster relief during states of emergency.

Read a second time.

Senate amendment 1 offered by Senator Flynn.

The question was: Adoption of senate amendment 1?

Senator Petri moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

The motion did not prevail.

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 1117**

Read a third time and concurred in.

### **Assembly Bill 1147**

Relating to geological information for mineral exploration, making an appropriation and providing a penalty.

Read a second time.

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 1147**

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

Noes -- None.

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

So the bill was concurred in.

**Assembly Bill 1159**

Relating to mandatory leave from employment for persons serving as election officials.

Read a second time.

Senator Sensenbrenner moved non-concurrence in **Assembly Bill 1159**.

The motion did not prevail.

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 1159**

Read a third time.

The ayes and noes were demanded and the vote was: ayes, 27; noes, 3; 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, Murphy, Parys, Petri, Radosevich, Swan, Thompson and Van Sistine -- 27.

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

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

So the bill was concurred in.



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**Assembly Bill 1236**

Relating to permitting consumption of intoxicating liquor or fermented malt beverages in a building owned by a municipality.

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 1236**

Read a third time and concurred in.

**Assembly Bill 1240**

Relating to revising municipal court procedure.

Read a second time.

The question was: Adoption of senate amendment 1?

Senator Flynn moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

Rejected.

Ordered to a third reading.

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

**Assembly Bill 1240**

Read a third time and concurred in.

**Assembly Bill 1277**

An act granting certain lands, partly submerged in Lake Michigan, to the city of Port Washington for navigational and other public purposes.

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 1277**

Read a third time and concurred in.

**Assembly Bill 1161**

Relating to exempting veterans from peddler license fees.

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 1161**

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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, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Murphy, Offner, Parys, Petri, Radosevich, Risser, Sensenbrenner, Swan, Thompson and Van Sistine -- 29.

Noes -- None.

Absent or not voting -- Senators Cullen, Krueger, Peloquin and Theno -- 4.

So the bill was concurred in.

**Assembly Bill 445**

Relating to making the honey bee the state insect.

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 445**

Read a third time and concurred in.

**Assembly Bill 1274**

Relating to use of equipment for coverage of meetings of governmental bodies held in open session.

Read.

Senator Kleczka in the chair.

5:35 P.M.

The question was: Shall the motion of reconsideration of the vote by which **Assembly Bill 1274** was concurred in be removed from the table?

The motion did not prevail.

**Senate Joint Resolution 61**

To amend sections 1, 17(1) and (2) and 18 of article IV of the constitution; and to create section 35 of article IV and section 3 of article XII of the constitution, relating to initiative-referendum for state and local law-making and for constitutional amendments, and providing a penalty (1st consideration).

Read.

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Senate amendment 1 adopted.

Senator Radosevich raised the point of order that **Senate Joint Resolution 61** should be referred to the joint committee on Finance.

The chair took the point of order under advisement.

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

By request of Senator Bablitch, with unanimous consent, the senate stood informal for five minutes.

The senate stood informal for five minutes.

5:40 P.M.

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5:45 P.M.

The senate reconvened.

By request of Senator Bablitch, with unanimous consent, **Assembly Bill 1220** was removed from the table and taken up.

**Assembly Bill 1220**

An act to amend and revise chapter 20 of the statutes, and to make diverse other changes in the statutes relating to state finances and appropriations, constituting the budget review bill and making appropriations.

Read.

Senate amendment 1 to assembly amendment 17 offered by Senators Dorman, Kleczka, Maurer, McKenna, Morrison, Risser and Bablitch.

The question was: Adoption of senate amendment 1 to assembly amendment 17?

Senator Sensenbrenner moved non-concurrence in assembly amendment 17.

The question was: Non-concurrence in assembly amendment 17?

The ayes and noes were demanded and the vote was: ayes, 6; noes, 24; absent or not voting, 3; as follows:

Ayes -- Senators Bidwell, Chilsen, Flynn, Murphy, Sensenbrenner and Swan -- 6.

Noes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Dorman, Frank, Goyke, Harnisch, Keppeler, Kleczka, Lasee, Lotze

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McCallum, McKenna, Maurer, Morrison, Offner, Parys, Petri, Radosevich, Risser, Thompson and Van Sistine -- 24.

Absent or not voting -- Senators Krueger, Peloquin and Theno --

3.

So the motion did not prevail.

The question was: Adoption of senate amendment 1 to assembly amendment 17?

Adopted.

The question was: Concurrence in assembly amendment 17 to senate amendment 1?

The ayes and noes were demanded and the vote was: ayes, 26; noes, 4; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Chilsen, Cullen, Dorman, Flynn, Frank, Goyke, Harnisch, Keppler, Kleczka, Lasee, Lorge, McCallum, McKenna, Maurer, Morrison, Offner, Parys, Petri, Radosevich, Risser, Thompson and Van Sistine -- 26.

Noes -- Senators Bidwell, Murphy, Sensenbrenner and Swan -- 4.

Absent or not voting -- Senators Krueger, Peloquin and Theno --

3.

So the amendment was concurred in as amended.

The question was: Shall the senate adhere to its position on senate amendment 49?

Senator Bablitch moved that the senate recede from its position on senate amendment 49.

The question was: Shall the senate recede from its position on senate amendment 49?

The motion prevailed.

By request of Senator Bablitch, with unanimous consent, all action on **Assembly Bill 1220** was ordered immediately messengers.

By request of Senator Dorman, with unanimous consent, the senate adjourned in honor of the Legislative Reference Bureau and the Legislative Fiscal Bureau.

By request of Senator Berger, with unanimous consent, the senate adjourned in honor of the Senate messengers.

By request of Senator Bablitch, with unanimous consent, the senate adjourned pursuant to Assembly Joint Resolution 12 until Tuesday, June 13th.

6:25 P.M.

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CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Relating to:

**Assembly Bill 1220**, assembly amendment 13 to senate amendment 1.

1. On page 16, line 10, substitute "of" for "If".