

STATE OF WISCONSIN

**Senate Journal**

**Eighty-Fourth Regular Session**

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TUESDAY, May 1, 1979.

10:00 A.M.

The senate met.

The senate was called to order by the president of the senate.

The roll was called and the following senators answered to their names:

Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Murphy, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 32.

Absent -- None.

Absent with leave -- None.

The senate stood for a moment of silent prayer.

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

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INTRODUCTION OF RESOLUTIONS

**Senate Joint Resolution 20**

Directing the legislative council to study the total status of Black, Hispanic and Native American male and female individuals in vocational, technical and adult education district schools.

By Senators Thompson, Bear, Braun, Cullen, Moody, Risser, Swan and Van Sistine; cosponsored by Representatives Ulichny, Schmidt, Loftus, Clarenbach, Everson, Coggs, Miller, Norquist, Otte, Wahner and Ward.

Read and referred to committee on Education and Revenue.

INTRODUCTION OF BILLS

Read first time and referred:

**Senate Bill 203**

Relating to greater restrictions on increases in local tax levies.

By Senator Berger.

To committee on Agriculture, Labor and Local Affairs.

**Senate Bill 204**

Relating to state aid to municipalities containing state-owned land.

By Senators Theno, Krueger, Kreul and Lasee; cosponsored by Representatives Donoghue, Byers, Matty, Kincaid, Lorman, Radtke, Thompson, Tregoning, Kedrowski, Larson, Everson, Smith, Lewison and Porter.

To committee on Agriculture, Labor and Local Affairs.

**Senate Bill 205**

Relating to clearance of railroad wrecks or derailment, restoration of damaged property and providing a penalty.

By Senators Theno, Van Sistine, Roshell, Moody, Berger, Harnisch, Braun, Kreul, Lasee and Chilsen; cosponsored by Representatives Kedrowski, Ward, Gunderson, Shoemaker, Everson and Byers.

To committee on Aging, Business and Financial Institutions and Transportation.

**Senate Bill 206**

Relating to retirement benefits for protective service employes.

By Senator Offner; cosponsored by Representative McClain.

To Joint Survey Committee on Retirement Systems.

**Senate Bill 207**

Relating to caboose safety requirements.

By Senators Frank, Goyke, Strohl, Theno, Van Sistine, Harnisch, Swan, Chilsen and Bear; cosponsored by Representatives Murray, Kincaid, Metz, Vanderperren, Kedrowski, Rooney, Hephner, Shoemaker, Everson and Ward.

To committee on Aging, Business and Financial Institutions and Transportation.

**Senate Bill 208**

Relating to eligibility for veterans economic assistance loans.

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By Senators Krueger, Chilsen and Roshell; cosponsored by Representatives Kincaid, Larson and Donoghue.

To committee on Governmental and Veterans Affairs.

### **Senate Bill 209**

Relating to venue for civil actions relating to discharge of pollutants.

By Senator Krueger; cosponsored by Representatives Kincaid, Larson and Donoghue.

To committee on Judiciary and Consumer Affairs.

### **Senate Bill 210**

Relating to the definition of practitioner in the uniform controlled substances act.

By Senator Krueger; cosponsored by Representatives Kincaid, Donoghue, Andrea, Dorff, Soucie, Rogers and Larson.

To committee on Judiciary and Consumer Affairs.

### **Senate Bill 211**

Relating to fleet rate reimbursement payments and increasing an appropriation.

By Senators Krueger, Roshell and McCallum; cosponsored by Representatives Kincaid, Donoghue and Larson.

To committee on Natural Resources and Tourism.

### **Senate Bill 212**

Relating to fees for financing statement searches by the secretary of state and making an appropriation.

By Senator Swan, by request of the Secretary of State.

To committee on Governmental and Veterans Affairs.

### **Senate Bill 213**

Relating to reducing capital gains taxation.

By Senators Cullen and Van Sistine; cosponsored by Representatives Dorff, Andrea, Kincaid, Behnke, Lingren, Hauke, Matty, Thompson, Omernick, Hopkins and Goodrich.

To committee on Education and Revenue.

### **Senate Bill 214**

Relating to citizen initiative on changing town meeting location and calling a special town meeting.

By Senators Murphy and Adelman; cosponsored by Representatives Jackamonis and Shabaz.

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To committee on Agriculture, Labor and Local Affairs.

**Senate Bill 215**

Relating to terminating the state life insurance fund program.

By Senators Murphy and Johnston; cosponsored by Representatives Merkt, Klicka, Hopkins, Luckhardt, Young, Bradley, Omernick and Conradt.

To committee on Insurance and Utilities.

**Senate Bill 216**

Relating to creating the position of utility consumer public intervenor.

By Senators Murphy, Krueger, Risser, Chilsen and Lasee; cosponsored by Representatives Kincaid, Lingren, Thompson, Laatsch and Ferrall.

To committee on Insurance and Utilities.

Senator Risser raised the point of order that the Governor was absent from the state, that the Lieutenant Governor was serving as acting Governor and that pursuant to Section 9, Article IV of the Constitution and Senate Rule 2(1), the Lieutenant Governor should not be serving as President of the Senate.

The Chair took the point of order under advisement.

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**PETITIONS AND COMMUNICATIONS**

State of Wisconsin  
Department of State

April 24, 1979.

To the Honorable, the Senate

Senators:

I have the honor to transmit to you pursuant to s. 13.67 (2), the names of the registered lobbyists for the period beginning on April 18, 1979, and ending on April 24, 1979.

Yours very truly,  
**VEL PHILLIPS**  
Secretary of State

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*Lobbyist's name, address, telephone number; principal's name, address, telephone number; the code numbers indicating areas of Legislative action; the code numbers indicating areas of administrative action.*

Rouse, Richard P., 231 W. Michigan St., Milwaukee, WI 53201 (414) 277-2136; Wisconsin Electric Power Co., 231 W. Michigan St., Milwaukee, WI 53201 (414) 277-2345; 1-26; 101-186.

Vaughan, Michael R., P.O. Box 2038, Madison, WI 53701 (608) 257-7181; Wisconsin Cable Communications Assn., 23 N. Pinckney St., Madison, WI 53703 (608) 256-5299; 13, 26; 118, 142, 149, 180, 186.

Cagle, Ralph M., P.O. Box 2038, Madison, WI 53701 (608) 257-7181; Wisconsin Cable Communications Assn., 23 N. Pinckney St., Madison, WI 53703 (608) 256-5299; 13, 26; 118, 142, 149, 180, 186.

Knebel, Clarence W., Box 303, Belmont, WI 53510 (608) 762-5197; Wisconsin Assn. of Meat Processors, 2600 E. Main St., Merrill, WI 54452 (715) 536-4808; 1, 3, 7, 11, 13-15, 18-23; 107, 109, 116, 121-123, 136, 138, 144, 150, 184.

Jackson, Ruby, 101 W. Beltline Hwy, P.O. Box 8003, Madison, WI 53708 (608) 255-2971; Wisconsin Education Assn. Council, 101 W. Beltline Hwy, P.O. Box 8003, Madison, WI 53708 (608) 255-2971; 1-26; 101-186.

Armagost, Carolyn, 550 E. Shady Lane, Neenah, WI 54956 (414) 731-4482; Wisconsin Education Assn. Council, 101 W. Beltline Hwy, P.O. Box 8003, Madison, WI 53708 (608) 255-2971; 1-26; 101-186.

Burdick, Frank, 105 21st St., North, Menomonie, WI 54751 (715) 235-0628; Wisconsin Education Assn. Council, 101 W. Beltline Hwy, P.O. Box 8003, Madison, WI 53708 (no phone given) 1-26; 101-186.

Williams, George, 1551 S. 108th St., West Allis, WI 53214 (414) 476-2703; Wisconsin Education Assn. Council, 101 W. Beltline Hwy., P.O. Box 8003, Madison, WI 53708 (608) 255-2971; 1-26; 101-186.

The chart of code numbers can be found on pages 99 and 100 of the Senate Journal of February 6, 1979.

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**State of Wisconsin  
Commission on Interstate Cooperation**

**April 20, 1979.**

**Donald J. Schneider  
Senate Chief Clerk  
State Capitol  
Madison, Wisconsin**

**To the Honorable, the Senate**

**Pursuant to the provisions of s.13.54(2)(d) of the statutes, I herewith submit a report on the operations and activities of the Commission on Interstate Cooperation during 1977 and 1978.**

**WILLIAM A. BABLITCH  
Chair**

**A copy of this report may be obtained in Room 140 South.**

**State of Wisconsin  
Legislative Council**

**April 27, 1979.**

**Donald J. Schneider  
Senate Chief Clerk  
State Capitol  
Madison, Wisconsin**

**To the Honorable, the Senate**

**I am pleased to transmit to you the following Reports to the 1979 Legislature on legislation introduced by the Legislative Council:**

- 1. RL 79-1 -- Legislation Relating to Insurance Laws Revision (SB 20, 21 and 23)**
- 2. RL 79-2 -- Legislation Relating to Insurance Laws Revision (SB 22)**
- 3. RL 79-3 -- Legislation Relating to Library Laws (AB 20)**
- 4. RL 79-4 -- Legislation Relating to Domestic Abuse (AB 169)**
- 5. RL 79-5 -- Legislation Relating to Radioactive Waste Management (AB 209, 210, 211 and 212)**
- 6. RL 79-6 -- Legislation Relating to Insurance Laws Revision (SB 99)**

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**7. RL 79-7 -- Legislation Relating to Public Liability of Local Governments (AB 318)**

I would appreciate your spreading this letter upon the Journal for the information of the membership. Additional copies of these Reports are available on request, in the Legislative Council offices, Room 147 North, State Capitol.

Sincerely,  
**DAVID J. STUTE**  
Chief Staff Attorney

**Statement of Board of State Canvassers  
for Constitutional Amendments**

April 3, 1979.

We, James R. Klauser, Chairman of the State Elections Board, Charles P. Smith, State Treasurer, and Bronson C. La Follette, Attorney General, constituting the Board of State Canvassers of the State of Wisconsin, do hereby certify that the annexed tabular statement of votes, as compiled by us from the certified returns made to the State Elections Board by the county clerks of the several counties of the state, contains a correct abstract of the votes cast "for" and "against" proposed amendments to the Constitution of the State of Wisconsin, at an election held in the several towns, wards, villages and election districts within said state, on the first Tuesday in April, A.D., 1979, being the Third day of said month.

We do, therefore, hereby determine and certify that the proposed constitutional amendment relating to "Gubernatorial succession" has been ratified by a majority of the electors voting thereon.

We do, therefore, hereby determine and certify that the proposed constitutional amendment relating to "Lieutenant Governor Vacancy" has been ratified by a majority of the electors voting thereon.

We do, therefore, hereby determine and certify that the proposed constitutional amendment relating to "Senate presiding officer" has been ratified by a majority of the electors voting thereon.

We do, therefore, hereby determine and certify that the proposed constitutional amendment relating to "Making the 4-year terms understandable" has been ratified by a majority of the electors voting thereon.

**IN TESTIMONY WHEREOF, we  
have hereunto set our hands. Done  
in the City of Madison, this 25th  
day of April, A.D., 1979.**

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**JAMES R. KLAUSER**

**Chairman, Elections Board**

**CHARLES P. SMITH**

**State Treasurer**

**BRONSON C. La FOLLETTE**

**Attorney General**

The Lieutenant Governor thanked the senate for their cooperation and for the respect accorded him during his tenure as senate President.

The Senate presented Lieutenant Governor Russell Olson with the following citation:

WHEREAS, on April 3, 1979, the voters of the State of Wisconsin ratified a series of amendments to the Wisconsin Constitution clarifying the role of the Lieutenant Governor; and

WHEREAS, hereafter, should a permanent vacancy arise in the office of Governor, the Lieutenant Governor will serve as Governor, rather than acting Governor, as well as have the opportunity to appoint a Lieutenant Governor; and,

WHEREAS, Lieutenant Governor Russell Olson will be the last Lieutenant Governor to serve as President of the Wisconsin State Senate; now,

THEREFORE, the members of the Wisconsin Senate, on the motion of the entire membership of the Senate, under Senate rule 97, express their thanks to Lieutenant Governor Olson for his service to the Wisconsin State Senate and wish him a satisfying and productive career as Lieutenant Governor.

**FRED A. RISSER**

**President Pro Tempore**

**DONALD J. SCHNEIDER**

**Chief Clerk**

**Senate Chief Clerk**

**President pro tempore of the senate in the chair.**

**10:17 A.M.**



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**EXECUTIVE COMMUNICATIONS**

**State of Wisconsin  
Office of the Governor  
Madison, Wisconsin**

**April 19, 1979.**

**To the Honorable, the Senate:**

**This is to inform you that I have appointed Mr. Gary L. Covelli of Kenosha as Commissioner of the Employment Relations Commission to succeed Mr. Marshall Gratz, to serve for the term ending March 1, 1985.**

**Sincerely,  
LEE SHERMAN DREYFUS  
Governor**

**Read and referred to committee on Agriculture, Labor and Local Affairs.**

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**CALENDAR OF MAY I**

**HANEY, ANN, of Neenah, as Secretary of the Department of Regulation and Licensing, to succeed Susan Mitchell, to serve for the term ending March 1, 1983.**

**Read.**

**MITCHELL, SUSAN, of Madison, as Commissioner of Insurance, to succeed Harold R. Wilde, to serve for the term ending March 1, 1983.**

**Read.**

**MUSOLF, MARK E., of Madison, as Secretary of the Department of Revenue, to succeed Dennis J. Conta, to serve for the term ending at the pleasure of the Governor.**

**Read.**

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

**The question was: Shall the appointments be confirmed?**

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The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 1; as follows:

**Ayes --** Senators Adelman, Bablitch, Bear, Berger, Bidwell, Chilsen, Cullen, Flynn, Frank, Goyke, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Murphy, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 31.

**Noes --** None.

**Absent or not voting --** Senator Braun -- 1.

So the appointments were confirmed.

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### MESSAGE FROM THE ASSEMBLY

By Marcel Dandeneau, chief clerk.

Mr. President:

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

**Assembly Bill 164**  
**Assembly Bill 182**  
**Assembly Bill 7**  
**Assembly Bill 28**  
**Assembly Bill 70**  
**Assembly Bill 40**  
**Assembly Bill 239**

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### MESSAGE FROM THE ASSEMBLY CONSIDERED

#### **Assembly Bill 164**

Relating to membership of commission or board of trustees of veterans memorial corporations.

By Representative Lorman, co-sponsored by Senator Bear, by request of James Vance, Fort Atkinson Memorial Hospital.

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

#### **Assembly Bill 182**

Relating to substituting high school equivalency for the high school graduation requirement for barber apprentice permits.

By Representatives Vanderperren, Dorff, Andrea and Murray, co-sponsored by Senator Van Sistine.

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

**Assembly Bill 7**

Restricting the adoption of any emergency rule relating to the commingling of bingo and raffle receipts.

By Joint Committee for Review of Administrative Rules.

Read first time and referred to joint committee for Review of Administrative Rules.

**Assembly Bill 28**

Relating to composition of local property tax boards of review.

By Representatives Potter, Otte, Medinger, Kirby and Wood, co-sponsored by Senator Flynn.

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

**Assembly Bill 70**

Relating to return of sales and use tax security deposits.

By Representatives Behnke, Vanderperren, Hasenohrl, Potter, Wood, Shoemaker, Coggs, Kincaid and Everson.

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

**Assembly Bill 40**

Relating to restricting the pay of a public employe receiving a retirement benefit from a public employe retirement system, granting rule-making authority, providing a penalty and making an appropriation.

By Representatives McClain, Jackamonis, Norquist, Lee, Broydrick, Roberts, Lingren, DeLong, Kedrowski, Loftus, Tuczynski, Gerlach, Wahner, D. Travis, Lorman, Ward, Soucie, Leopold, Opitz, Goodrich, Andrea, Rutkowski, Potter, Miller, Kirby, Otte, Wood, Coggs, Flintrop, Donoghue and Johnson, co-sponsored by Senators Berger and Moody.

Read first time and referred to joint committee for Review of Administrative Rules.

**Assembly Bill 239**

Relating to the term of appointment for the adjutant general.

By Representatives R. Travis, Schmidt, Matty, Barry, Byers, Schneider, Radtke, Everson, Hopkins, Prosser, Merkt, Helbach, Omernick, Larson, Dilweg, Gunderson, Lallensack, Gagin, Quackenbush, Ladwig, Lewis, Loftus, Medinger, Norquist, McEssy, Young, Shabaz and Harer.

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

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MOTIONS

Senator Bablitch asked unanimous consent that **Senate Joint Resolution 12** be withdrawn from committee on Senate Organization and be referred to committee on Education and Revenue.

Senator Swan objected.

By request of Senator Bablitch, with unanimous consent, **Senate Bill 203** and **Senate Bill 204** were withdrawn from committee on Agriculture, Labor and Local Affairs and were referred to committee on Senate Organization.

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CALENDAR OF MAY 1

**Senate Resolution 3**

Relating to the senate's presiding officer.

Read.

The question was: Adoption of **Senate Resolution 3**?

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

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Murphy, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 32.

Noes -- None.

Absent or not voting -- None.

So the resolution was adopted.

Senate President, Fred A. Risser in the chair.

10:28 A.M.

**Senate Joint Resolution 19**

Relating to proclaiming May 18, 19 and 20, 1979, as Syttende Mai Weekend.

Read.

The question was: Shall Senate Joint Resolution 19 be adopted?

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

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Murphy, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 32.

Noes -- None.

Absent or not voting -- None.

So the resolution was adopted.

**Senate Bill 44**

Relating to legal representation in small claims type actions.

Read a second time.

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

Ordered to a third reading.

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

**Senate Bill 44**

Read a third time.

Senator Lorge moved indefinite postponement of **Senate Bill 44**.

The question was: Shall **Senate Bill 44** be indefinitely postponed?  
The motion did not prevail.

The question was: Passage?

The bill passed.

**Senate Bill 99**

Relating to insurance investments.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 99**

Read a third time and passed.

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**Senate Bill 140**

Relating to a plea of guilty for crimes committed in seven counties.

Read a second time.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 140** was referred to the joint committee on Finance.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 140** was withdrawn from the joint committee on Finance and considered for action at this time.

Ordered to a third reading.

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

**Senate Bill 140**

Read a third time and passed.

By request of Senator Bablitch, with unanimous consent, the action of **Senate Joint Resolution 19** was ordered immediately messaged.

**Senate Bill 144**

Relating to insurance claims adjustment practices, creating a claims adjustment advisory council, granting rule-making authority and providing penalties.

Read a second time.

Senate amendment 1 offered by Senator Berger.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 144** was referred to the joint committee on Finance.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 144** was withdrawn from the joint committee on Finance and considered for action at this time.

Senator Kleczka 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?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 15; absent or not voting, 0; as follows:

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Ayes -- Senators Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Goyke, Johnston, Kreul, Krueger, Lasee, Moody, Murphy, Opitz, Strohl, Theno and Van Sistine -- 17.

Noes -- Senators Adelman, Bablitch, Flynn, Frank, Harnisch, Kleczka, Lorge, McCallum, Maurer, Offner, Radosevich, Risser, Roshell, Swan and Thompson -- 15.

Absent or not voting -- None.

So the amendment was adopted.

Ordered to a third reading.

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

### **Senate Bill 144**

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 3; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Harnisch, Johnston, Kreul, Krueger, Lasee, Maurer, Moody, Murphy, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 29.

Noes -- Senators Kleczka, Lorge and McCallum -- 3.

Absent or not voting -- None.

So the bill passed.

### **Senate Bill 146**

Relating to miscellaneous corrections and revisions in the insurance code and related statutes.

Read a second time.

Senate amendment 1 offered by Senator Braun.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 146** was referred to joint committee on Finance.

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**Senate Bill 147**

Relating to criteria for commitment of criminal defendants if there is a finding of not guilty by reason of mental disease or defect.

Read a second time.

Ordered to a third reading.

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

**Senate Bill 147**

Read a third time and passed.

**Senate Bill 176**

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

Read a second time.

Ordered to a third reading.

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

**Senate Bill 176**

Read a third time and passed.

**Assembly Bill 58**

Relating to agricultural transactions under the Wisconsin consumer act and making other changes to that act.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 58**

Read a third time.

The ayes and noes were required and the vote was: ayes, 31; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Murphy,



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Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 31.

Noes -- None.

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

So the bill was concurred in.

**Senate Joint Resolution 4**

Ratifying an amendment to the U.S. Constitution, relating to treating the District of Columbia as a state for the purpose of congressional representation.

Read.

Senator Lorge moved rejection of **Senate Joint Resolution 4**.

The question was: **Rejection of Senate Joint Resolution 4?**

The ayes and noes were demanded and the vote was: ayes, 13; noes, 19; absent or not voting, 0; as follows:

Ayes -- Senators Berger, Bidwell, Chilsen, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Murphy, Opitz, Roshell and Theno -- 13.

Noes -- Senators Adelman, Bablitch, Bear, Braun, Cullen, Flynn, Frank, Goyke, Harnisch, Kleczka, Maurer, Moody, Offner, Radosevich, Risser, Strohl, Swan, Thompson and Van Sistine -- 19.

Absent or not voting -- None.

The motion did not prevail.

Read a third time.

The question was: **Adoption of Senate Joint Resolution 4?**

The ayes and noes were required and the vote was: ayes, 19; noes, 13; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Braun, Cullen, Flynn, Frank, Goyke, Harnisch, Kleczka, Maurer, Moody, Offner, Radosevich, Risser, Strohl, Swan, Thompson and Van Sistine -- 19.

Noes -- Senators Berger, Bidwell, Chilsen, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Murphy, Opitz, Roshell and Theno -- 13.

Absent or not voting -- None.

So the resolution was adopted.

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

Senator Lorge objected to messaging **Senate Joint Resolution 4**.

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By request of Senator Bablitch, with unanimous consent, all action was ordered immediately messaged with the exception of **Senate Joint Resolution 4**.

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### AMENDMENTS OFFERED

Senate amendment 1 to **Senate Bill 134** by Senator Thompson.

Senate amendment 2 to **Senate Bill 134** by Senator Thompson.

Senate amendment 1 to **Senate Bill 141** by Senator Berger.

Senate amendment 5 to **Senate Bill 76** by Senator Offner.

Senate amendment 14 to **Senate Bill 79** by Senator Berger.

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### CITATIONS

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#### MOTIONS UNDER SENATE RULE 97

##### Adopted:

A certificate of commendation by the entire membership of the Senate for FRANCIS R. OVERTON on his retirement from the Wisconsin State Senate;

A certificate of commendation by Senator Murphy and Representative Jackamonis for OFFICER DORIS T. FRANCIS on her distinguished career of service to the Waukesha Police Department and the State of Wisconsin;

A certificate of commendation by Senators Risser and Swan for WINNIE TAYLOR for her hard work and dedication to the William T. Hastie Teaching Fellowship and for making the Legal Educational Opportunities Program work for all concerned;

and

A certificate of commendation by Senator Murphy and Representative Young for HAROLD J. SANVILLE on his retirement as attorney for Elm Grove.

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MOTIONS UNDER JOINT RULE 7

Adopted:

A joint certificate of commendation by Senator Adelman, cosponsored by Representative Shabaz, for the NEW BERLIN VOLUNTEER FIRE DEPARTMENT on its 25th anniversary;

A joint certificate of commendation by Senator Adelman, cosponsored by Representative Rutkowski, for JEROME STUEBER for being chosen as "Teacher of the Year" in 1978;

A joint certificate of congratulations by Senator Roshell, cosponsored by Representative Hopkins, for LORNA GIRARD on being named to the "All American Women's Fencing Team" by the National Intercollegiate Women's Fencing Association;

and

A joint certificate of condolence by Senator Risser, cosponsored by Representatives Miller and Munts, to the members of the family of WILLIAM GORHAM RICE;

Concurred in:

A joint certificate of commendation by Representative Loftus, cosponsored by Senator Risser, for BARBARA A. HOBBS on the occasion of her retirement from state service;

and

A joint certificate of commendation by Representative Byers, cosponsored by Senator Lorge, for JOHN WYNGAARD for his contributions to the governmental process in the State of Wisconsin and wish him well in his retirement years.

Senator Chilsen asked unanimous consent that the Senate adjourn in honor of the Tax Moratorium and Governor Lee Dreyfus.

Senator Bablitch objected.

Senator Chilsen asked unanimous consent that the Senate adjourn in honor of the tax moratorium.

Senator Bablitch objected.

Upon motion of Senator Bablitch the senate adjourned until 10:00 A.M. Thursday, May 3.

11:45 A.M.

**JOURNAL OF THE SENATE [May 1, 1979]**

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**CHIEF CLERK'S CORRECTION**

**Suggested by Legislative Reference Bureau**

**Senate Bill 146**

1. On page 2, line 21, substitute "632.08" for "732.08".

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**GUESTS**

During today's session, the following visitors honored the senate with their presence:

Tremper High School Student Congress, guests of Senator Maurer.