STATE OF WISCONSIN

Senate Journal

Eighty-Fourth Regular Session

THURSDAY, January 24, 1980.

9:00 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, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Murphy, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 33.

Absent -- None.

Absent with leave -- None.

The senate stood for the prayer which was offered by Pastor James A. Knuth, Calvary Lutheran Chapel, Campus Pastor at University of Wisconsin, Missouri Synod, Madison.

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

By request of Senator Maurer, with unanimous consent, the senate recessed until 9:52 A.M.

9:05 A.M.

RECESS

9:52 A.M.

The senate reconvened.

COMMITTEE REPORTS

The committee on Human Services reports and recommends:

Assembly Bill 883

Relating to duration of dispositional orders for children adjudged delinquent whose legal custody has been transferred to the department of health and social services.

Concurrence:

Ayes, 5 -- Senators Thompson, Strohl, Cullen, Radosevich and Opitz;

Noes, 0 -- None.

Assembly Bill 732

Relating to requiring payment of restitution as a requirement of probation.

Concurrence:

Ayes, 5 -- Senators Thompson, Strohl, Cullen, Radosevich and Opitz;

Noes, 0 -- None.

CARL W. THOMPSON Chair

The committee on Judiciary and Consumer Affairs reports and recommends:

Assembly Bill 77

Relating to prohibiting possession of a dangerous weapon by a convicted felon and providing a penalty.

Introduction and adoption of senate substitute amendment 3:

Ayes, 4 -- Senators Adelman, Bear, Braun and Harnisch;

Noes, 1 -- Senator Murphy.

Concurrence as amended:

Ayes, 4 -- Senators Adelman, Bear, Braun and Harnisch;

Noes, 1 -- Senator Murphy.

LYNN S. ADELMAN Chair

The committee on Education and Revenue reports and recommends:

Senate Bill 21

Relating to authorization of school benefit insurance plans and granting rule-making authority.

Passage:

Ayes, 4 -- Senators Goyke, Moody, Bear and McCallum;

Noes, 0 -- None.

Senate Bill 102

Relating to exemption of fire fighters from program fees for certain programs in vocational, technical and adult education, and making an appropriation.

Passage:

Ayes, 3 -- Senators Goyke, Bear and McCallum;

Noes, 2 -- Senators Moody and Offner.

Assembly Bill 70

Relating to return of sales and use tax security deposits.

Concurrence:

Ayes, 5 -- Senators Goyke, Moody, Offner, Bear and McCallum;

Noes, 0 -- None.

Assembly Bill 149

Relating to timely payment of property taxes.

Introduction and adoption of senate amendment 1:

Ayes, 5 -- Senators Goyke, Moody, Offner, Bear and McCallum;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 5 -- Senators Goyke, Moody, Offner, Bear and McCallum;

Noes, 0 -- None.

Assembly Bill 182

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

Adoption of senate amendment 1:

Ayes, 4 -- Senators Goyke, Moody, Bear and McCallum;

Noes, 0 -- None.

Concurrence as amended:

Ayes, 4 -- Senators Goyke, Moody, Bear and McCallum;

Noes, 0 -- None.

Assembly Bill 385

Relating to confidentiality of inheritance and estate tax information and providing penalties.

Concurrence:

Ayes, 5 -- Senators Goyke, Moody, Offner, Bear and McCallum;

Noes, 0 -- None.

Assembly Bill 528

Relating to notice of special school board meetings.

Concurrence:

Aves. 4 -- Senators Goyke, Moody, Bear and McCallum;

Noes. 0 -- None.

Assembly Bill 608

Relating to the use of certified mail for certain tax notices.

Ayes, 4 -- Senators Goyke, Moody, Bear and McCallum;

Noes, 0 -- None.

Assembly Bill 631

Relating to the annual meeting date of certain common school districts.

Concurrence:

Ayes, 5 -- Senators Goyke, Moody, Offner, Bear and McCallum:

Noes, 0 -- None.

Assembly Bill 877

Relating to clarifying statutory language regarding the duties of the depository selection board (suggested as remedial legislation by the state treasurer).

Concurrence:

Ayes, 4 -- Senators Goyke, Moody, Bear and McCallum;

Noes, 0 -- None.

GARY R. GOYKE Chair

MESSAGE FROM THE ASSEMBLY

By Marcel Dandeneau, chief clerk.

Mr. President:

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

Assembly Bill 8, assembly amendment 3 to senate substitute amendment 1, assembly amendment 4 to senate substitute amendment 1, senate substitute amendment 1.

Assembly Bill 749, assembly amendment 6 to senate substitute amendment 1, assembly amendment 9 to senate substitute amendment 1, assembly amendment 1 to assembly amendment 3 to

senate substitute amendment 1, assembly amendment 3 to senate substitute amendment 1, assembly amendment 5 to senate substitute amendment 1, assembly amendment 10 to senate substitute amendment 1, senate substitute amendment 1.

SPECIAL ORDERS

Senate Bill 500

Relating to energy resources, granting rule-making authority, making appropriations and providing penalties.

Read a second time.

By request of Senators Bablitch and Krueger, with unanimous consent, limits on debate were established pursuant to Senate Rule 76. Senators are to speak only twice on each question, not to exceed 5 minutes per speech.

Senate amendment 1 to senate amendment 10 to senate substitute amendment 1 offered by Senator Radosevich.

Senate amendments 2, 3, 4 and 5 to senate amendment 10 to senate substitute amendment 1 offered by Senators Moody, Harnisch and Strohl.

The question was: Adoption of senate amendment 1 to senate amendment 10 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 2 to senate amendment 10 to senate substitute amendment 1?

By request of Senator Moody, with unanimous consent, senate amendments 2, 3, 4, and 5 to senate amendment 10 to senate substitute amendment 1 were placed after senate amendment 20 to senate substitute amendment 1.

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

Senator Berger moved rejection of senate amendment 11 to senate substitute amendment 1.

The question was: Rejection of senate amendment 11 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 12 to senate substitute amendment 1?

Senator Braun moved rejection of senate amendment 12 to senate substitute amendment 1.

The question was: Rejection of senate amendment 12 to senate substitute amendment 1?

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

Ayes -- Senators Bablitch, Berger, Bidwell, Braun, Harnisch. Moody, Radosevich, Strohl, Swan and Thompson -- 10.

Noes -- Senators Adelman, Bear, Chilsen, Cullen, Flynn, Frank. Goyke, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge. McCallum, Maurer, Murphy, Offner, Opitz, Risser, Roshell, Theno and Van Sistine -- 23.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 12 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 13 to senate substitute amendment 1?

By request of Senator Kleczka, with unanimous consent, senate amendment 13 to senate substitute amendment 1 was placed after senate amendment 10 to senate substitute amendment 1 to Senate Bill 500.

The question was: Adoption of senate amendment 14 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 15 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 16 to senate substitute amendment 1?

By request of Senator Bablitch, with unanimous consent, senate amendment 16 to senate substitute amendment 1 was laid on the table.

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

Adopted.

The question was: Adoption of senate amendment 18 to senate substitute amendment 1?

Senator Braun asked unanimous consent that senate amendment 18 to senate substitute amendment 1 be placed after senate amendment 42 to senate substitute amendment 1.

Senator Offner objected.

Senator Berger moved rejection of senate amendment 18 to senate substitute amendment 1.

The question was: Rejection of senate amendment 18 to senate substitute amendment 1?

By request of Senator Maurer, with unanimous consent, the senate recessed until 1:45 P.M.

10:56 A.M.

RECESS

1:45 P.M.

The senate reconvened.

AMENDMENTS OFFERED

Senate amendment 57 to senate substitute amendment 1 to Senate Bill 500 by Senator Opitz.

Senate amendment 58 to senate substitute amendment 1 to Senate Bill 500 by Senators Berger, Braun, Harnisch and Strohl.

Senate amendment 59 to senate substitute amendment 1 to Senate Bill 500 by Senator McCallum.

Senate amendment 60 to senate substitute amendment 1 to Senate Bill 500 by Senator McCallum.

Senate amendment 61 to senate substitute amendment 1 to Senate Bill 500 by Senators Goyke, Frank, Opitz and Bear.

Senate amendment 62 to senate substitute amendment 1 to Senate Bill 500 by Senators Frank and Goyke.

Senate amendment 63 to senate substitute amendment 1 to Senate Bill 500 by Senator McCallum.

Senate amendment 64 to senate substitute amendment 1 to Senate Bill 500 by Senator Goyke.

Senate amendment 65 to senate substitute amendment 1 to Senate Bill 500 by Senators Krueger and McCallum.

Senate amendment 66 to senate substitute amendment 1 to Senate Bill 500 by Senator McCallum.

Senate amendment 67 to senate substitute amendment 1 to Senate Bill 500 by Senator Harnisch.

Senate amendment 68 to senate substitute amendment 1 to Senate Bill 500 by Senator Berger.

Senate amendment 69 to senate substitute amendment 1 to Senate Bill 500 by Senator Braun.

Senate amendment 70 to senate substitute amendment 1 to Senate Bill 500 by Senator Cullen.

Senate amendment 71 to senate substitute amendment 1 to Senate Bill 500 by Senators Chilsen and Roshell.

Senate amendment 72 to senate substitute amendment 1 to Senate Bill 500 by Senator Chilsen.

Senate amendment 73 to senate substitute amendment 1 to Senate Bill 500 by Senator Chilsen.

Senate amendment 5 to Assembly Bill 777 by Senator Harnisch.

Senate amendment 6 to Assembly Bill 777 by Senators

Radosevich and Harnisch.

Senate amendment 7 to Assembly Bill 777 by Senator Harnisch. Senate amendment 8 to Assembly Bill 777 by Senator Harnisch.

Senate amendment 9 to Assembly Bill 777 by Scnators Thompson, Kreul, Van Sistine, and Harnisch, by request of Representatives Barry, Everson, Smith, Harsdorf, Merkt, Hasenohrl. Shoemaker, Fischer, Paulson, Laatsch and Schmidt.

Senate substitute amendment 1 to Senate Bill 86 by Senators Murphy and Harnisch.

Senate amendment 1 to Senate Bill 317 by Senator Johnston.

Senate amendment 1 to senate amendment 21 to senate substitute amendment 1 to Senate Bill 500 by Senator Kreul.

Senate amendment 2 to senate amendment 21 to senate substitute amendment 1 to Senate Bill 500 by Senator Harnisch.

Senate amendment 1 to senate amendment 53 to senate substitute amendment 1 to Senate Bill 500 by Senator Harnisch.

Senate substitute amendment 4 to Assembly Bill 77 by Senator Berger.

Senate amendment 1 to senate amendment 3 to Assembly Bill 777 by Senator Harnisch.

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, Bear, Berger, Bidwell, Braun, Chilben, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Murphy, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 33.

Absent -- None.

Absent with leave -- None.

The question was: Rejection of senate amendment 18 to senate substitute amendment 1?

By request of Senator Lasee, with unanimous consent, the senate recessed until 2:02 P.M.

1:47 P.M.

RECESS

2:02 P.M.

The senate reconvened.

The question was: Rejection of senate amendment 18 to senate substitute amendment 1 to Senate Bill 500?

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

Ayes -- Senators Adelman, Bear, Berger, Bidwell, Braun, Cullen, Harnisch, Maurer, Moody, Radosevich, Strohl, Swan and Thompson -- 13.

Noes -- Senators Bablitch, Chilsen, Flynn, Frank, Goyke, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Murphy, Offner, Opitz, Risser, Roshell, Theno and Van Sistine -- 20.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 18 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 19 to senate substitute amendment 1 to Senate Bill 500?

Senator Moody moved rejection of senate amendment 19 to senate substitute amendment 1.

The question was: Rejection of senate amendment 19 to senate substitute amendment 1?

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

Ayes -- Senators Bablitch, Berger, Braun, Flynn, Govkc, Harnisch, Kleczka, Moody, Strohl and Thompson -- 10.

Noes -- Senators Adelman, Bear, Bidwell, Chilsen, Cullen. Frank, Hanaway, Johnston, Kreul, Krueger, Lasee, Lorge. McCallum, Maurer, Murphy, Offner, Opitz, Radosevich, Risser. Roshell, Swan, Theno and Van Sistine -- 23.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 19 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 20 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 20 to senate substitute amendment 1?

The question was: Rejection of senate amendment 20 to senate substitute amendment 1?

Senator Strohl asked unanimous consent that senate amendment 20 to senate substitute amendment 1 be placed after senate amendment 31 to senate substitute amendment 1.

Senator Offner objected.

Senator Strohl moved that senate amendment 20 to senate substitute amendment 1 be placed after senate amendment 31 to senate substitute amendment 1.

The question was: Shall senate amendment 20 to senate substitute amendment 1 be placed after senate amendment 31 to senate substitute amendment 1?

Senator Berger asked unanimous consent that senate amendments 26, 29, 31 and 20 be considered at this time.

Senator Offner objected.

The question was: Shall senate amendment 20 to senate substitute amendment 1 be placed after senate amendment 31 to senate substitute amendment 1?

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

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Braun, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Kleczka, Kreul, Maurer, Moody, Radosevich, Risser, Strohl, Thompson and Variabilities -- 20.

Noes -- Senators Chilsen, Johnston, Lasee, Lorge, McCallum, Murphy, Offner, Opitz, Roshell, Swan and Theno -- 11.

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

So the motion prevailed.

The question was: Adoption of senate amendment 2 to senate amendment 10 to senate substitute amendment 1?

Senator Radosevich moved reconsideration of the vote by which senate amendment 1 to senate amendment 10 to senate substitute amendment 1 was adopted.

The question was: Reconsideration of the vote by which senate amendment 1 to senate amendment 10 to senate substitute amendment 1 was adopted?

The motion prevailed.

The question was: Adoption of senate amendment 1 to senate amendment 10 to senate substitute amendment 1?

Senator Radosevich moved rejection of senate amendment 1 to senate amendment 10 to senate substitute amendment 1.

The question was: Rejection of senate amendment 1 to senate amendment 10 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 2 to senate amendment 10 to senate substitute amendment 1?

Senator Radosevich moved rejection of senate amendment 2 to senate amendment 10 to senate substitute amendment 1.

The question was: Rejection of senate amendment 2 to senate amendment 10 to senate substitute amendment 1?

The motion prevailed.

By request of Senator Moody, with unanimous consent, senate amendment 5 to senate amendment 10 to senate substitute amendment 1 to Senate Bill 500 was considered at this time.

The question was: Adoption of senate amendment 5 to senate amendment 10 to senate substitute amendment 1?

Senator Radosevich moved rejection of senate amendment 5 to senate amendment 10 to senate substitute amendment 1.

The question was: Rejection of senate amendment 5 to senate amendment 10 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 3 to senate amendment 10 to senate substitute amendment 1?

Senator Radosevich moved rejection of senate amendment 3 to senate amendment 10 to senate substitute amendment 1.

The question was: Rejection of senate amendment 3 to senate amendment 10 to senate substitute amendment 1?

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

Ayes -- Senators Adelman, Bablitch, Bidwell, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Kleczka, Kreul, Krueger, Lasee. Lorge, McCallum, Maurer, Murphy, Offner, Opitz, Radosevich, Risser, Roshell, Swan and Van Sistine -- 24.

Noes -- Senators Bear, Berger, Braun, Harnisch, Johnston, Moody, Strohl, Theno and Thompson -- 9.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 4 to senate amendment 10 to senate substitute amendment 1?

Senator Radosevich moved rejection of senate amendment 4 to senate amendment 10 to senate substitute amendment 1.

The question was: Rejection of senate amendment 4 to senate amendment 10 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 10 to senate substitute amendment 1?

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

Aves -- Senators Adelman, Bablitch, Bear, Bidwell, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Johnston, Kleczka, Kreul, Krucger, Lasee, Lorge, McCallum, Maurer, Murphy, Offner, Opitz, Radosevich, Risser, Roshell, Swan, Theno and Van Sistine -- 27.

Noes -- Senators Berger, Braun, Harnisch, Moody, Strohl and Thompson -- 6.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 13 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 1 to senate amendment 21 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 2 to senate amendment 21 to senate substitute amendment 1?

By request of Senator Harnisch, with unanimous consent, senate amendment 2 to senate amendment 21 to senate substitute amendment 1 was returned to the author.

Scnate amendment 3 to senate amendment 21 to senate substitute amendment 1 offered by Senator Harnisch.

The question was: Adoption of senate amendment 3 to senate amendment 21 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 21 to senate substitute amendment 1 to Senate Bill 500?

Adopted.

The question was: Adoption of senate amendment 22 to senate substitute amendment 1?

Senator Kleczka moved rejection of senate amendment 22 to senate substitute amendment 1.

The question was: Rejection of senate amendment 22 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 23 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 24 to senate substitute amendment 1?

Senator Braun moved rejection of senate amendment 24 to senate substitute amendment 1.

The question was: Rejection of senate amendment 24 to senate substitute amendment 1?

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

Ayes -- Senators Berger, Braun, Flynn, Harnisch, Kleczka, Moody, Offner, Radosevich, Risser and Strohl -- 10.

Noes -- Senators Adelman, Bablitch, Bear, Chilsen, Cullen, Frank, Goyke, Hanaway, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Murphy, Opitz, Roshell, Swan, Theno, Thompson and Van Sistine -- 22.

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

So the motion did not prevail.

The question was: Adoption of senate amendment 24 to senate substitute amendment 1?

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

Ayes -- Senators Bablitch, Bidwell, Chilsen, Frank, Goyke, Hanaway, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Murphy, Opitz, Roshell, Swan, Theno, Thompson and Van Sistine -- 19.

Noes -- Senators Adelman, Bear, Berger, Braun, Cullen, Flynn, Harnisch, Kleczka, Maurer, Moody, Offner, Radosevich, Risser and Strohl -- 14.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 25 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 26 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 27 to senate substitute amendment 1?

By request of Senator Strohl, with unanimous consent, senate amendments 27 and 28 to senate substitute amendment 1 were placed after senate amendment 20 to senate substitute amendment 1.

The question was: Adoption of senate amendment 29 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 30 to senate substitute amendment 1?

By request of Senator Strohl, with unanimous consent, senate amendment 30 to senate substitute amendment 1 was placed after senate amendment 28 to senate substitute amendment 1.

The question was: Adoption of senate amendment 31 to senate substitute amendment 1?

Adopted.

The question was: Rejection of senate amendment 20 to senate substitute amendment 1?

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

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Braun, Cullen, Flynn, Harnisch, Kleczka, Moody, Radosevich, Risser, Strohl and Thompson -- 14.

Noes -- Senators Bidwell, Chilsen, Frank, Goyke, Hanaway, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Murphy, Offner, Opitz, Roshell, Swan, Theno and Van Sistine -- 19.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate amendment 20 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 27 to senate substitute amendment 1?

Senator Krueger moved rejection of senate amendment 27 to senate substitute amendment 1.

The question was: Rejection of senate amendment 27 to senate substitute amendment 1?

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

Ayes -- Senators Adelman, Bidwell, Goyke, Hanaway, Harnisch, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Murphy, Opitz, Roshell, Swan, Theno and Van Sistine -- 18.

Noes -- Senators Bablitch, Bear, Berger, Braun, Chilsen, Cullen. Flynn, Frank, Kleczka, Moody, Offner, Radosevich, Risser, Strohl and Thompson -- 15.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 28 to senate substitute amendment 1?

By request of Senator Strohl, with unanimous consent, senate amendment 28 to senate substitute amendment 1 was returned to the author.

The question was: Adoption of senate amendment 30 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 30 to senate substitute amendment 1.

The question was: Rejection of senate amendment 30 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendment 30 to senate substitute amendment 1 was placed after senate amendment 73 to senate substitute amendment 1?

The question was: Adoption of senate amendment 32 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 33 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendment 33 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 34 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 35 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendments 35, 37 and 38 to senate substitute amendment 1 to Senate Bill 500 were laid on the table.

The question was: Adoption of senate amendment 36 to senate substitute amendment 1?

The motion did not prevail.

The question was: Adoption of senate amendment 39 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 39 to senate substitute amendment 1.

The question was: Rejection of senate amendment 39 to senate substitute amendment 1?

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, Bear, Berger, Braun, Cullen, Flynn, Frank, Goyke, Harnisch, Kleczka, Krueger, McCallum, Maurer, Offner, Radosevich, Risser, Roshell, Strohl and Swan -- 20.

Nocs -- Senators Bidwell, Chilsen, Hanaway, Johnston, Kreul, Lasee, Lorge, Moody, Murphy, Opitz, Theno, Thompson and Van Sistine -- 13.

Absent or not voting -- None.

So the motion prevailed.

By request of Senator Bablitch, with unanimous consent, senate amendments 50, 61 and 62 to senate substitute amendment 1 were considered at this time.

The question was: Adoption of senate amendment 50 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 50 to senate substitute amendment 1.

The question was: Rejection of senate amendment 50 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 61 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 61 to senate substitute amendment 1.

The question was: Rejection of senate amendment 61 to senate substitute amendment 1?

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

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Chilsen, Cullen, Flynn, Harnisch, Kleczka, Krueger, Maurer, Moody, Offner, Radosevich, Risser, Strohl, Swan and Thompson -- 18.

Noes -- Senators Bear, Bidwell, Frank, Goyke, Hanaway, Johnston, Kreul, Lasee, Lorge, McCallum, Murphy, Opitz, Roshell, Theno and Van Sistine -- 15

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 62 to senate substitute amendment 1?

Senate amendment 1 to senate amendment 62 to senate substitute amendment 1 offered by Senator Kleczka.

The question was: Adoption of senate amendment 1 to senate amendment 62 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 62 to senate substitute amendment 1?

Senate amendment 2 to senate amendment 62 to senate substitute amendment 1 offered by Senator Berger.

The question was: Adoption of senate amendment 2 to senate amendment 62 to senate substitute amendment 1?

Senator Hanaway raised the point of order that senate amendment 2 to senate amendment 62 to senate substitute amendment 1 to Senate Bill 500 was not germane.

The chair ruled the point of order not well taken.

The question was: Adoption of senate amendment 2 to senate amendment 62 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 62 to senate substitute amendment 1?

Senator Braun moved rejection of senate amendment 62 to senate substitute amendment 1.

The question was: Rejection of senate amendment 62 to senate substitute amendment 1?

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

Ayes -- Senators Bablitch, Bear, Berger, Braun, Cullen, Flynn, Harnisch, Maurer, Moody, Offner, Radosevich, Risser, Strohl and Thompson -- 14.

Noes -- Senators Adelman, Bidwell, Chilsen, Frank, Goyke, Hanaway, Johnston, Kleczka, Kreul, Lasee, Lorge, McCallum, Murphy, Opitz, Roshell, Swan, Theno and Van Sistine -- 18.

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

So the motion did not prevail.

The question was: Adoption of senate amendment 62 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 40 to senate substitute amendment 1?

Senator Kleczka moved rejection of senate amendment 40 to senate substitute amendment 1.

The question was: Rejection of senate amendment 40 to senate substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 24; noes, 9; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, Harnisch, Kleczka, Kreul, Krueger, McCallum,

Maurer, Moody, Murphy, Offner, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 24.

Noes -- Senators Bear, Bidwell, Chilsen, Goyke, Hanaway. Johnston, Lasee, Lorge and Opitz -- 9.

Absent or not voting -- None.

So the motion prevailed.

By request of Senator Berger, with unanimous consent, senate amendment 38 to senate substitute amendment 1 was taken from the table and considered at this time.

The question was: Adoption of senate amendment 38 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 41 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendment 41 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 42 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendment 42 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 43 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendment 43 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 44 to senate substitute amendment 1?

Senator Berger asked unanimous consent that senate amendment 44 to senate substitute amendment 1 be laid on the table.

Senator McCallum objected.

The question was: Adoption of senate amendment 44 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 44 to senate substitute amendment 1.

The question was: Rejection of senate amendment 44 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 45 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendment 45 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 46 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendment 46 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 47 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 47 to senate substitute amendment 1.

The question was: Rejection of senate amendment 47 to senate substitute amendment 1?

Senator Frank in the chair.

8:10 P.M.

The question was: Rejection of senate amendment 47 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 48 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendment 48 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 49 to senate substitute amendment 1?

By request of Senator Moody, with unanimous consent, senate amendment 49 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 51 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 51 to senate substitute amendment 1.

The question was: Rejection of senate amendment 51 to senate substitute amendment 1?

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

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Frank, Goyke, Harnisch, Krueger, Maurer, Moody, Offner, Radosevich, Risser, Roshell, Strohl and Van Sistine -- 18.

Noes -- Senators Bear, Bidwell, Chilsen, Hanaway, Johnston, Kreul, Lasee, Lorge, McCallum, Murphy, Opitz, Swan, Theno and Thompson -- 14.

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

So the motion prevailed.

The question was: Adoption of senate amendment 52 to senate substitute amendment 1 to Senate Bill 500?

By request of Senator Berger, with unanimous consent, senate amendment 52 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 1 to senate amendment 53 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendment 53 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 54 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 54 to senate substitute amendment 1.

The question was: Rejection of senate amendment 54 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 55 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendment 55 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 56 to senate substitute amendment 1?

Senator Berger asked unanimous consent that senate amendments 56 and 57 to senate substitute amendment 1 be laid on the table.

Senator Thompson objected.

By request of Senator Berger, with unanimous consent, senate amendment 57 to senate substitute amendment 1 was laid on the table.

The question was: Adoption of senate amendment 56 to senate substitute amendment 1?

Senator Harnisch moved rejection of senate amendment 56 to senate substitute amendment 1.

The question was: Rejection of senate amendment 56 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 58 to senate substitute amendment 1?

Senator Kleczka moved rejection of senate amendment 58 to senate substitute amendment 1.

The question was: Rejection of senate amendment 58 to senate substitute amendment 1?

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

Ayes -- Senators Chilsen, Goyke, Hanaway, Johnston, Kleczka, Kreul, Lasee, McCallum, Murphy, Opitz. Radosevich, Roshell and Theno -- 13.

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

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

So the motion did not prevail.

The question was: Adoption of senate amendment 58 to senate substitute amendment 1?

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

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

Noes -- Scnators Bidwell, Chilsen, Goyke, Hanaway, Johnston, Kleczka, Kreul, Lasee, McCallum, Murphy, Opitz, Roshell and Theno -- 13.

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

So the motion prevailed.

The question was: Adoption of senate amendment 59 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 59 to senate substitute amendment 1.

The question was: Rejection of senate amendment 59 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 60 to senate substitute amendment 1?

By request of Senator McCallum, with unanimous consent, senate amendment 60 to senate substitute amendment 1 to Senate Bill 500 was returned to the author.

The question was: Adoption of senate amendment 63 to senate substitute amendment 1?

Senator Berger moved rejection of senate amendment 63 to senate substitute amendment 1.

The question was: Rejection of senate amendment 63 to senate substitute amendment 1?

The motion did not prevail.

The question was: Adoption of senate amendment 63 to senate substitute amendment 1?

The president of the senate in the chair.

8:40 P.M.

By request of Senator McCallum, with unanimous consent, senate amendment 63 to senate substitute amendment 1 was returned to the author.

The question was: Adoption of senate amendment 64 to senate substitute amendment 1?

By request of Senator Goyke, with unanimous consent, senate amendment 64 to senate substitute amendment 1 was returned to the author.

The question was: Adoption of senate amendment 65 to senate substitute amendment 1?

Senator Harnisch moved rejection of senate amendment 65 to senate substitute amendment 1.

The question was: Rejection of senate amendment 65 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 66 to senate substitute amendment 1?

By request of Senator McCallum, with unanimous consent, senate amendment 66 to senate substitute amendment 1 was returned to the author.

Senate amendment 1 to senate amendment 67 to senate substitute amendment 1 to Senate Bill 500 offered by Senator Harnisch.

By request of Senator Harnisch, with unanimous consent, senate amendment 1 to senate amendment 67 to senate substitute amendment 1 was returned to the author.

Senate amendment 2 to senate amendment 67 to senate substitute amendment 1 offered by Senator Harnisch.

The question was: Adoption of senate amendment 2 to senate amendment 67 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 67 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 68 to senate substitute amendment 1?

Senator Strohl moved rejection of senate amendment 68 to senate substitute amendment 1.

The question was: Rejection of senate amendment 68 to senate substitute amendment 1?

The motion prevailed.

The question was: Adoption of senate amendment 69 to senate substitute amendment 1?

By request of Senator Braun, with unanimous consent, senate amendment 69 to senate substitute amendment 1 was returned to the author.

The question was: Adoption of senate amendment 70 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate amendment 71 to senate substitute amendment 1?

By request of Senator Chilsen, with unanimous consent, senate amendment 71 to senate substitute amendment 1 was returned to the author.

The question was: Adoption of senate amendment 72 to senate substitute amendment 1?

By request of Senator Chilsen, with unanimous consent, senate amendment 72 to senate substitute amendment 1 was returned to the author.

The question was: Adoption of senate amendment 73 to senate substitute amendment 1?

By request of Senator Berger, with unanimous consent, senate amendment 73 to senate substitute amendment 1 was laid on the table.

The question was: Rejection of senate amendment 30 to senate substitute amendment 1?

By request of Senator Strohl, with unanimous consent, senate amendment 30 to senate substitute amendment 1 was returned to the author.

Senator Johnston moved reconsideration of the vote by which senate amendment 22 to senate substitute amendment 1 to Senate Bill 500 was rejected.

The question was: Reconsideration of the vote by which senate amendment 22 to senate substitute amendment 1 was rejected?

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

Ayes -- Senators Bablitch, Chilsen, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Murphy, Offner, Opitz, Swan and Theno -- 14.

Noes -- Senators Adelman, Bear, Berger, Bidwell, Braun, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Kleczka, Moody, Radosevich, Risser, Roshell, Strohl, Thompson and Van Sistine -- 19.

Absent or not voting -- None.

So the motion did not prevail.

The question was: Adoption of senate substitute amendment 1 to Senate Bill 500.

By request of Senator Bablitch, with unanimous consent, the Senate stood informal.

The senate stood informal for five minutes.

9:00 P.M.

9:05 P.M.

The senate reconvened.

Senator Bablitch asked unanimous consent that senate amendment 74 to senate substitute amendment 1 be introduced at this time.

Senator Swan objected.

Senator Bablitch moved that senate amendment 74 to senate substitute amendment 1 be introduced at this time.

The question was: Shall senate amendment 74 to senate substitute amendment 1 be introduced at this time?

The motion prevailed.

Senate amendment 74 to senate substitute amendment 1 offered by Senators Braun and Offner.

Senate amendment 1 to senate amendment 74 to senate substitute amendment 1 offered by Senator McCallum.

The question was: Adoption of senate amendment 1 to senate amendment 74 to senate substitute amendment 1?

Senator Offner moved rejection of senate amendment 1 to senate amendment 74 to senate substitute amendment 1.

The question was: Rejection of senate amendment 1 to senate amendment 74 to senate substitute amendment 1?

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

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

Noes -- Senators Bidwell, Chilsen, Hanaway, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Murphy, Opitz, Roshell, Swan and Theno -- 14.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate amendment 74 to senate substitute amendment 1?

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

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Braun, Cullen, Flynn, Frank, Harnisch, Kleczka, Maurer, Moody, Offner, Radosevich, Risser, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Bidwell, Chilsen, Goyke, Hanaway, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Murphy, Opitz, Roshell, Swan and Theno -- 15.

Absent or not voting -- None.

So the motion prevailed.

The question was: Adoption of senate substitute amendment 1 to Senate Bill 500?

Adopted.

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

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

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Kleczka, Kreul, Lorge, McCallum, Maurer, Moody, Offner, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 27.

Noes -- Senators Johnston, Krueger, Lasee, Murphy, Opitz and Swan -- 6.

Absent or not voting -- None.

So the bill was 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 500

Read a third time.

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

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Kleczka, Kreul, Lorge, McCallum, Maurer, Moody, Offner, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 27.

Noes -- Senators Johnston, Krueger, Lasee, Murphy, Opitz and Swan -- 6.

Absent or not voting -- None.

So the bill passed.

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

By request of Senator Bablitch, with unanimous consent, the senate returned to the seventh order of business.

MESSAGE FROM THE ASSEMBLY

By Marcel Dandeneau, chief clerk.

Mr. President:

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

Senate Bill 339

Senate Bill 344

Senate Bill 508

Concurred in as amended:

Senate Bill 87, assembly amendment 2

Senate Bill 509, assembly amendments 1 and 2

Senate Bill 345, assembly amendments 1, 2 and 4

Passed and asks concurrence in:

Assembly Bill 596 Assembly Bill 1043 Assembly Bill 1116

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 596

Relating to exempting solar energy home heating systems and electricity generating devices from the property tax.

By Representatives Hasenohrl, Vanderperren, Kincaid, Metz, Becker, Helbach, Potter, Medinger, Kedrowski, Gerlach, Ferrall, Murray, Tuczynski and Wahner, co-sponsored by Senators Adelman, Van Sistine and Berger.

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

Assembly Bill 1043

Relating to rights of victims and witnesses of crimes, providing rule-making authority, and providing a penalty and making an appropriation.

By Representatives Ulichny, Jackamonis, Kincaid, McClain, Hauke, D. Travis, Metz, Soucie, Becker, Flintrop, Lingren, Loftus, Lee, Munts, Johnson, Wahner, Kirby, Tuczynski, Barczak, Tesmer, Czerwinski, Dorff, Otte, Behnke, Rogers, Potter, Rooney, Robertson, Byers, Larson, Harsdorf, McEssy, DeLong, Ferrall, Kedrowski, Coggs, Miller, Shoemaker, Leopold, Broydrick, Ward, Andrea, Vanderperren, Menos, Swoboda, Medinger, Norquist, Plewa, Hasenohrl, Helbach, Rutkowski, Ladwig, Lewison, Conradt, Bradley, Gagin, Ellis, Paulson and Radtke, co-sponsored by Senators Flynn, Adelman, Moody, Maurer, Kleczka, Strohl, Offner, Bablitch, Frank, Swan, Harnisch, Berger, Van Sistine, Braun, Roshell, Radosevich, Thompson, Cullen, Johnston, Goyke, Risser, Bear, Theno, Chilsen, Kreul and Hanaway.

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

Assembly Bill 1116

Relating to restricting ownership of short-barreled shotguns or short-barreled rifles, disposal of seized weapons and providing a penalty.

By Representatives Prosser, McClain, Thompson, Ferrall, Rutkowski, Donoghue and Robertson.

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

SENATE CLEARINGHOUSE RULES

Clearinghouse Rule 80-11

Submitted by Department of Natural Resources.

Report received from Agency, January 24, 1980.

Referred to committee on Natural Resources and Tourism, January 24, 1980.

Clearinghouse Rule 80-4

A rule to create NR 2.195, relating to public access to public records and information.

Submitted by Department of Natural Resources.

Report received from Agency, January 23, 1980.

Referred to committee on Natural Resources and Tourism, January 24, 1980.

Upon motion of Senator Bablitch the senate adjourned until 10:00 A.M., Friday, January 25.

9:35 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 500, senate substitute amendment 1

- 1. On page 19, line 11, delete "is"; and after "to", insert a comma.
 - 2. On page 44, line 24, substitute "62m." for "63m.".