

STATE OF WISCONSIN
Senate Journal
Eighty-Fourth Regular Session

TUESDAY, March 4, 1980.

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, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, 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 Lasee led the senate in the pledge of allegiance to the flag of the United States of America.

INTRODUCTION OF BILLS

Read first time and referred:

Senate Bill 588

Relating to suspension of special disability payments for protective occupations employes who return to work full time.

By Senator Johnston.

To Joint Survey committee on Retirement Systems.

Senate Bill 589

Relating to comparative negligence.

By Senator Johnston.

To committee on Judiciary and Consumer Affairs.

COMMITTEE REPORTS

The committee on Education and Revenue reports and recommends:

Senate Bill 121

Relating to employment relations in higher education and making appropriations.

Introduction and adoption of senate substitute amendment 2:

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

Noes, 2 -- Senators Moody and McCallum.

Passage as amended:

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

Noes, 2 -- Senators Moody and McCallum.

GARY R. GOYKE

Chair

The committee on Education and Revenue reports and recommends:

BOYKOFF, THOMAS M., of Madison, as Tax Appeals Commissioner, to succeed Richard Smrz, to serve for the term ending March 1, 1985.

Confirmation:

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

Noes, 0 -- None.

KONRAD, JOHN F., of Glendale, as Chairman of the Investment Board, to succeed Sheldon B. Lubar, to serve for the term ending May 1, 1985.

Confirmation:

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

Noes, 0 -- None.

NABER, JOHN, of Shawano, as a member of the Investment Board, to succeed Harvey Mason, to serve for the term ending May 1, 1985.

Confirmation:

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

Noes, 0 -- None.

MEYERS, CAROLYN, of Merrill, as a member of the Accounting Examining Board, to succeed Judith Metcalf, to serve for the term ending July 1, 1980 and for a subsequent term ending July 1, 1985.

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Confirmation:

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

Noes, 0 -- None.

TIMM, ELMER, of Stevens Points, as a member of the Accounting Examining Board, to succeed Abe Alk, to serve for the term ending July 1, 1981.

Confirmation:

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

Noes, 0 -- None.

Senate Bill 236

Relating to excusing a child from school attendance on the basis of a certificate of a licensed chiropractor.

Introduction and adoption of senate amendment 1:

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

Noes, 0 -- None.

Passage as amended:

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

Noes, 0 -- None.

Senate Bill 316

Relating to an adjustment to basis of partnership interest for reduction related to certain nondeductible losses in years prior to 1975.

Passage:

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

Noes, 0 -- None.

GARY R. GOYKE

Chair

The committee on Human Services reports and recommends:

Assembly Joint Resolution 81

Directing the legislative council to study the laws relating to pets, pet licensing and humane societies.

Adoption of senate amendment 1:

Ayes, 4 -- Senators Thompson, Strohl, Opitz and Cullen;

Noes, 1 -- Senator Radosevich.

Concurrence as amended:

Ayes, 4 -- Senators Thompson, Strohl, Opitz and Cullen;

Noes, 1 -- Senator Radosevich.

CARL W. THOMPSON

Chair

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The committee on Governmental and Veterans Affairs reports and recommends:

Senate Bill 524

Relating to transferring the authority of the county auditor to the director of the county department of administration concerning preparation of the county budget, and to removing the definition of surplus funds as applied to budgetary determinations in counties with population of 500,000 or more.

Passage:

Ayes, 6 -- Senators Swan, Roshell, Adelman, Lasee, Van Sistine and Johnston;

Noes, 0 -- None.

Senate Bill 434

Relating to authorizing counties to fund private organizations to defray expenses in providing homemaking services to the elderly.

Passage:

Ayes, 6 -- Senators Swan, Roshell, Adelman, Lasee, Van Sistine and Johnston;

Noes, 0 -- None.

Senate Joint Resolution 39

To amend section 4 of article VI of the constitution, relating to 4-year terms of office for sheriffs (first consideration).

Adoption:

Ayes, 6 -- Senators Swan, Roshell, Adelman, Lasee, Van Sistine and Johnston;

Noes, 0 -- None.

Senate Bill 406

Relating to extending the right to initiate legislation to villages and towns.

Adoption of senate amendment 1:

Ayes, 6 -- Senators Swan, Roshell, Adelman, Lasee, Van Sistine and Johnston;

Noes, 0 -- None.

Passage as amended:

Ayes, 6 -- Senators Swan, Roshell, Adelman, Lasee, Van Sistine and Johnston;

Noes, 0 -- None.

MONROE SWAN

Chair

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The committee on Insurance and Utilities reports and recommends:

Assembly Bill 764

Relating to the calculation of license fees for electric cooperatives selling electric energy outside Wisconsin.

Concurrence:

Ayes, 5 -- Senators Frank, Strohl, Berger, Lorge and Moody;

Noes, 0 -- None.

KURT A. FRANK

Chair

The joint committee on Finance reports and recommends:

Senate Bill 189

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

Adoption of senate amendment 2 to senate substitute amendment 1:

Ayes, 14 -- Senators Kleczka, Maurer, Flynn, Offner, Braun, Radosevich and Chilsen, Representatives Norquist, Otte, Roberts, Lingren, Kirby, Barry and Ellis;

Noes, 0 -- None.

Adoption of senate amendment 3 to senate substitute amendment 1:

Ayes, 14 -- Senators Kleczka, Maurer, Flynn, Offner, Braun, Radosevich and Chilsen, Representatives Norquist, Otte, Roberts, Lingren, Kirby, Barry and Ellis;

Noes, 0 -- None.

Introduction and adoption of senate amendment 6 to senate substitute amendment 1:

Ayes, 13 -- Senators Kleczka, Maurer, Flynn, Offner, Braun, Radosevich and Chilsen, Representatives Norquist, Otte, Roberts, Lingren, Kirby and Barry;

Noes, 0 -- None.

Adoption of senate substitute amendment 1:

Ayes, 10 -- Senators Kleczka, Maurer, Offner and Radosevich, Representatives Norquist, Otte, Roberts, Lingren, Kirby and Barry;

Noes, 3 -- Senators Flynn, Braun and Chilsen.

Passage as amended:

Ayes, 8 -- Senators Kleczka, Maurer and Radosevich, Representatives Norquist, Otte, Lingren, Kirby and Barry;

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Noes, 5 -- Senators Flynn, Offner, Braun and Chilsen,
Representative Roberts.

Senate Bill 482

Relating to access to public records, creating an ethics and open records board, granting rule-making authority, making appropriations and providing a penalty.

Adoption of senate substitute amendment 1:

Ayes, 13 -- Senators Kleczka, Maurer, Flynn, Offner, Braun, Radosevich and Chilsen, Representatives Norquist, Otte, Roberts, Kirby, Barry and Ellis;

Noes, 0 -- None.

Passage as amended:

Ayes, 13 -- Senators Kleczka, Maurer, Flynn, Offner, Braun, Radosevich and Chilsen, Representatives Norquist, Otte, Roberts, Kirby, Barry and Ellis;

Noes, 0 -- None.

Senate Bill 579

An act to appropriate \$16,680 from the transportation fund for payment of a claim made by Olson Boat Company and Dells Recreation Corporation against the state.

Passage:

Ayes, 14 -- Senators Kleczka, Maurer, Flynn, Offner, Braun, Radosevich and Chilsen, Representatives Norquist, Otte, Roberts, Lingren, Kirby, Barry and Ellis;

Noes, 0 -- None.

GERALD D. KLECZKA
Chair

COMMITTEE OF CONFERENCE
on
Assembly Bill 596

The members of the Committee of Conference on Assembly Bill 596 report and recommend:

1. Both houses recede from their respective positions on senate amendment 1:
2. The Senate and Assembly, respectively, adopt and concur in conference amendment 1.

Senator Moody

Representative Metz

Senator Radosevich

Representative Loftus

Senator Johnston and Representative Porter voted no on the Committee of Conference report.

PETITIONS AND COMMUNICATIONS

State of Wisconsin
Department of State

February 29, 1980.

The Honorable Fred A. Risser
President of the Senate
State Capitol
Madison, Wisconsin
Dear President Risser:

Enclosed is a report of all civil actions and the disposition of those actions brought by the Secretary of State under the Wisconsin Lobby Law (Subchapter III of Chapter 13, Wisconsin Statutes) as required by S.13.685(5), Wis. Stats. It is submitted to you for distribution to such standing committees as you feel are appropriate.

Respectfully,
VEL PHILLIPS
Secretary of State

The report was spread upon the journal and the cases referred to the appropriate standing committees.

State of Wisconsin
Department of State

February 27, 1980.

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 February 13, 1980, and ending on February 27, 1980.

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.

Chambers, Daniel B., Atlantic Richfield Company, Suite 2324, P.O. Box 35550, Louisville, KY 40232 (502) 566-5875 Atlantic Richfield Company, 515 S. Flower St., Los Angeles, CA 90071 (213) 486-3511; 13.

Lewandowski, Richard J., 121 S. Pinckney St., Madison, WI 53703 (608) 255-8891; Wisconsin Hospital Association, 5721 Odana Rd., Madison, WI 53719 (608) 274-1820; 1-25; 101-185.

Cochran, Paul, 3405 W. Lisbon Ave., Milwaukee, WI 53208 (414) 344-8400; Midtown State Bank, 3405 W. Lisbon Ave., Milwaukee, WI 53208 (414) 344-8400; 2; 113-115.

Glassner, Jr., William E., 211, W. Wisconsin Ave., Milwaukee, WI 53203 (414) 273-2000; Midtown State Bank, 3405 W. Lisbon Ave., Milwaukee, WI 53208 (414) 344-8400; 2; 113-115.

Nagel, Bruce W., 1919 S. Broadway, Green Bay, WI 54304 (414) 435-8821; Fort Howard Paper Company, 1919 S. Broadway, Green Bay, WI 54304 (414) 435-8821; 1-25; 101-185.

Wimmer, Jr., James W., P.O. Box 1482, Madison, WI 53703 (608) 256-5223; Pharmaceutical Manufacturers Association, 1155 15th St., N.W., Washington, D.C. 20005 (202) 463-2147; 3, 7, 9-11, 19-21.

NOTE: REGISTRATION AMENDMENTS

Exxon Minerals Company, U.S.A., (an operating division of Exxon Company, U.S.A., a division of Exxon Corporation), Principal, indicates additional areas of lobbying activity, the administrative areas 129, 140, 149, 174, 176, for its following lobbyists: Ralph M. Cagle, James G. Derouin, and Michael Vaughan.

NOTE: TERMINATIONS:

Frank, Sandra E., lobbyist for Wisconsin Federation of Cooperatives, effective February 12, 1980.

Weisensel, Russel R., lobbyist for Wisconsin Agri-Business Council, Inc., effective February 14, 1980.

Boullion, James D., lobbyist for Wisconsin Academy of Trial Lawyers, effective February 6, 1980.

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

Senate Petition 20

A petition by 2264 residents of the state of Wisconsin in opposition to the Steel Shot Law pertaining to the hunting of migratory waterfowl in the state of Wisconsin.

By Senator Harnisch.

Read and referred to committee on Natural Resources and Tourism.

CALENDAR OF MARCH 4

MALMGREN, RICHARD, of Madison, as Securities Commissioner, to succeed Jeff Bartell, to serve for the term ending March 1, 1985.

Read.

The question was: Confirmation of the appointment?

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

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 30.

Noes -- Senator Johnston -- 1.

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

So the appointment was confirmed.

MESSAGE FROM THE ASSEMBLY

By Marcel Dandeneau, chief clerk.

Mr. President:

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

Assembly Bill 783, senate substitute amendment 1

Concurred in:

Senate Joint Resolution 42

Assembly Bill 108, senate amendment 1

Assembly Bill 209, senate amendments 1 and 2

Assembly Bill 499, senate amendment 1

Passed and asks concurrence in:

Assembly Bill 572
Assembly Bill 674
Assembly Bill 808
Assembly Bill 843
Assembly Bill 901
Assembly Bill 1118

MESSAGE FROM THE ASSEMBLY CONSIDERED

Assembly Bill 572

Relating to requiring filing of security interests on a vehicle's certificate of title in counties having a population of 500,000 or more.

By Representatives Lallensack, Vanderperren, Murray, Andrea, Potter, Conradt, Swoboda, Menos and Shoemaker.

Read first time and referred to committee on Aging, Business and Financial Institutions and Transportation.

Assembly Bill 674

Relating to eligibility for appointment to board of harbor commissioners.

By Representatives Tuczynski, Soucie, Czerwinski, Behnke, Pabst and Ulichny.

Read first time and referred to committee on Aging, Business and Financial Institutions and Transportation.

Assembly Bill 808

Relating to payment of attorney fees and legal expenses in actions and proceedings against state officers and employees.

By Representative Roberts, co-sponsored by Senator Kleczka.

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

Assembly Bill 843

Relating to county and municipal investment in repurchase agreements secured by the federal government.

By Representative Gerlach, co-sponsored by Senator Frank.

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

Assembly Bill 901

Relating to the disciplinary procedure for fire fighters and police officers in 1st class cities.

By Representatives Plewa and Pabst, by request of city of Milwaukee.

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

Assembly Bill 1118

Relating to conveying certain submerged lands to the city of Kewaunee.

By Representative Swoboda, co-sponsored by Senator Lasee, by request of city of Kewaunee.

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

By request of Senator Swan, with unanimous consent, **Assembly Bill 1118** was withdrawn from committee on Governmental and Veterans' Affairs and referred to committee on Senate Organization.

Senator Swan asked unanimous consent that **Assembly Bill 674** be withdrawn from committee on Aging, Business and Financial Institutions and Transportation and referred to committee on Governmental and Veterans' Affairs.

Senator Bablitch objected.

By request of Senator Bablitch, with unanimous consent, **Assembly Bill 674** was withdrawn from committee on Aging, Business and Financial Institutions and Transportation and referred to committee on Senate Organization.

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Senate Bill 244

Relating to the state open housing law.

Read.

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

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

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

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

The question was: Concurrence of assembly amendment 8?

Senator Flynn moved non-concurrence of assembly amendment 8.

The question was: Non-concurrence of assembly amendment 8?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Braun, Chilsen, Cullen, Flynn, Frank, Hanaway, Harnisch, Johnston, Krueger, Maurer, Moody, Offner, Radosevich, Risser, Strohl, Swan, Theno and Thompson -- 22.

Noes -- Senators Bidwell, Goyke, Kleczka, Kreul, Lasee, Lorge, McCallum, Opitz, Roshell and Van Sistine -- 10.

Absent or not voting -- None.

So the motion prevailed.

Senate Bill 260

Relating to patient access to medical records.

Read.

The question was: Concurrence of assembly substitute amendment 1?

Senator Berger moved non-concurrence of assembly substitute amendment 1.

The question was: Non-concurrence of assembly substitute amendment 1?

The ayes and noes were demanded and the vote was: ayes, 22; noes, 10; absent or not voting, 0; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Cullen, Flynn, Frank, Goyke, Harnisch, McCallum, Maurer, Moody, Offner, Radosevich, Risser, Roshell, Strohl, Swan, Thompson and Van Sistine -- 22.

Noes -- Senators Chilsen, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Opitz and Theno -- 10.

Absent or not voting -- None.

So the motion prevailed.

Senator Berger asked unanimous consent that the senate appoint a Committee of Conference on **Senate Bill 260**.

Senator Kleczka objected.

Senator Berger moved that the senate appoint a Committee of Conference on **Senate Bill 260**.

Senator Kleczka raised the point of order that the motion to appoint a Committee of Conference was not timely.

By request of Senator Berger, with unanimous consent, he withdrew his motion to appoint a Committee of Conference.

By request of Senator Berger, with unanimous consent, all action on **Senate Bill 260** was ordered immediately messaged.

The Chair ruled that because Senator Berger withdrew his motion to appoint a Committee of Conference the point of order raised by Senator Kleczka was moot.

Senate Bill 279

Relating to false milk testing and other violations of the weights and measures law and increasing a penalty.

Read.

The question was: Concurrence of assembly amendment 1?

Concurred in.

SPECIAL ORDERS

Senate Bill 400

Relating to mandatory health insurance risk sharing plan, prohibiting discrimination in insurance coverage because of mental or physical disability and granting rule-making authority.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

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

Senate amendment 1 to senate substitute amendment 2 offered by Senator Radosevich.

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

QUORUM CALL

Senator Harnisch 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 Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 28.

Absent -- Senators Adelman, Bablitch, Kleczka and Moody -- 4.
Absent with leave -- None.

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

Adopted.

Senate amendment 2 to senate substitute amendment 2 offered by Senator Braun.

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

Adopted.

Senate amendment 3 to senate substitute amendment 2 offered by Senator Braun.

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

Senator Radosevich moved rejection of senate amendment 3 to senate substitute amendment 2.

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

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Bear, Bidwell, Chilsen, Flynn, Frank, Hanaway, Harnisch, Johnston, Kreul, Lasee, Lorge, McCallum, Opitz, Radosevich, Risser, Roshell and Theno -- 17.

Noes -- Senators Adelman, Berger, Braun, Cullen, Goyke, Kleczka, Krueger, Maurer, Moody, Offner, Strohl, Swan, Thompson and Van Sistine -- 14.

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

So the motion prevailed.

Senate amendment 4 to senate substitute amendment 2 offered by Senator Radosevich.

The question was: Adoption of senate amendment 4 to senate substitute amendment 2?

Adopted.

Senate amendment 5 to senate substitute amendment 2 offered by Senator Radosevich.

The question was: Adoption of senate amendment 5 to senate substitute amendment 2?

Adopted.

Senate amendment 6 to senate substitute amendment 2 offered by Senator Radosevich.

The question was: Adoption of senate amendment 6 to senate substitute amendment 2?

Adopted.

Senate amendment 7 to senate substitute amendment 2 offered by Senator Radosevich.

The question was: Adoption of senate amendment 7 to senate substitute amendment 2?

Adopted.

Senate amendment 8 to senate substitute amendment 2 offered by Senator Braun.

The question was: Adoption of senate amendment 8 to senate substitute amendment 2?

Adopted.

Senate amendment 9 to senate substitute amendment 2 offered by Senator Moody.

The question was: Adoption of senate amendment 9 to senate substitute amendment 2?

Senator Radosevich moved rejection of senate amendment 9 to senate substitute amendment 2.

The question was: Rejection of senate amendment 9 to senate substitute amendment 2?

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

Ayes -- Senators Adelman, Bablitch, Bidwell, Chilsen, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Offner, Opitz, Radosevich, Risser, Roshell and Theno -- 19.

Noes -- Senators Bear, Berger, Braun, Cullen, Flynn, Frank, Goyke, Maurer, Moody, Strohl, Swan, Thompson and Van Sistine -- 13.

Absent or not voting -- None.

So the motion prevailed.

Senate amendment 10 to senate substitute amendment 2 offered by Senator Radosevich.

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

Adopted.

Senate amendment 11 to senate substitute amendment 2 to Senate Bill 400 offered by Senator Moody.

The question was: Adoption of senate amendment 11 to senate substitute amendment 2?

Senator Radosevich moved rejection of senate amendment 11 to senate substitute amendment 2.

The question was: Rejection of senate amendment 11 to senate substitute amendment 2?

The motion prevailed.

Senate amendment 12 to senate substitute amendment 2 offered by Senator McCallum.

The question was: Adoption of senate amendment 12 to senate substitute amendment 2?

Senator Radosevich moved rejection of senate amendment 12 to senate substitute amendment 2.

The question was: Rejection of senate amendment 12 to senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 14; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Braun, Cullen, Flynn, Frank, Goyke, Maurer, Moody, Offner, Radosevich, Risser, Strohl, Swan, Thompson and Van Sistine -- 17.

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

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

So the motion prevailed.

Senate amendment 13 to senate substitute amendment 2 offered by Senator McCallum.

The question was: Adoption of senate amendment 13 to senate substitute amendment 2?

Senator Radosevich moved rejection of senate amendment 13 to senate substitute amendment 2.

The question was: Rejection of senate amendment 13 to senate substitute amendment 2?

The motion prevailed.

The question was: Adoption of senate substitute amendment 2?

Senator Flynn moved reconsideration of the vote by which senate amendment 3 to senate substitute amendment 2 was rejected.

The question was: Reconsideration of the vote by which senate amendment 3 to senate substitute amendment 2 was rejected?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 13; absent or not voting, 1; as follows:

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

Noes -- Senators Bear, Bidwell, Chilsen, Hanaway, Johnston, Kreul, Lasee, Lorge, McCallum, Opitz, Radosevich, Roshell and Theno -- 13.

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

So the motion prevailed.

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

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

Ayes -- Senators Bear, Bidwell, Chilsen, Frank, Hanaway, Harnisch, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Offner, Opitz, Radosevich, Roshell and Theno -- 17.

Noes -- Senators Adelman, Bablitch, Berger, Braun, Cullen, Flynn, Goyke, Kleczka, Maurer, Moody, Risser, Strohl, Swan, Thompson and Van Sistine -- 15.

Absent or not voting -- None.

So the motion prevailed.

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

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 400

Read a third time.

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, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 32.

Noes -- None.

Absent or not voting -- None.

So the bill passed.

Assembly Bill 443

Relating to requiring a conversion option for group disability insurance policies and granting rule-making authority.

Read a second time.

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

Adopted.

Senate amendment 2 to senate substitute amendment 1 offered by Senator Moody.

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

Adopted.

Senate amendment 3 to senate substitute amendment 1 offered by Senators Moody, Braun and Radosevich.

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

Adopted.

The question was: Adoption of senate substitute amendment 1?

Adopted.

Ordered to a third reading.

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

Assembly Bill 443

Read a third time and concurred in as amended.

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Senate Joint Resolution 38

Requesting the department of business development to compile and make available information on the reports and forms that small businesses must submit to state agencies.

Read.

The question was: Adoption?

Adopted.

Senate Bill 256

Relating to various changes in the banking statutes.

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 256

Read a third time.

The ayes and noes were required and the vote was: ayes, 30; noes, 0; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Swan, Theno, Thompson and Van Sistine -- 30.

Noes -- None.

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

More than two-thirds having voted in the affirmative the bill passed.

Assembly Joint Resolution 106

Granting the use of the senate and assembly chambers to Wisconsin Y.M.C.A. Youth in Government, Model Legislature in 1980, for the purpose of holding a practice legislative session.

Read.

The question was: Concurrence?

Concurred in.

Assembly Bill 521

Relating to weight limitations on vehicles transporting forest products and metal scrap.

Read a second time.

Senate amendment 1 offered by Senator Cullen.

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 521

Read a third time and concurred in as amended.

Assembly Bill 576

Relating to an exception from the limitations on weight, length and number of vehicles in combination for emergency towing operations.

Read a second time.

Senate amendment 1 offered by Senator Cullen.

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 576

Read a third time and concurred in as amended.

Assembly Bill 742

Relating to establishing a citation procedure for certain forfeiture actions in circuit court, including juvenile court, revising laws related to the possession and sale by or to minors of beer or liquor, including disposition in juvenile court, prohibiting students from possessing beer or liquor on school grounds, prohibiting persons from remaining in a motor vehicle containing a minor and an open container of beer or liquor and providing a penalty.

Read a second time.

The question was: Non-concurrence?

Non-concurred in.

Senator Cullen moved reconsideration of the vote by which **Assembly Bill 742** was non-concurred in.

By request of Senator Cullen, with unanimous consent, the motion for reconsideration of the vote by which **Assembly Bill 742** was non-concurred in was laid on the table.

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

Senate Joint Resolution 43

To create a conference committee on 1979 Assembly Bill 742 and other matters relating to the possession and sale of beer and liquor.

By Senator Cullen.

Read.

Considered as privileged and taken up.

Adopted.

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

SENATE CLEARINGHOUSE RULES

Clearinghouse Rule 79-67

A rule to renumber PSC 113.16(1)(b) and 134.13(1)(b); to renumber and amend PSC 113.16(1)(a) and 134.13(1)(a); to amend PSC 113.12(4), 134.05(4) and 134.13(5); and to create PSC 113.16(1) (a) and 134.13(1)(a), relating to requiring additional information on the customer's bill for electric and gas utilities.

Submitted by Public Service Commission.

Report received from Agency, February 29, 1980.

Referred to committee on Insurance and Utilities, March 4, 1980.

The committee on Agriculture, Labor and Local Affairs reports and recommends:

Clearinghouse Rule 80-11

A rule to repeal Ag 10.02(7)(b), 10.03(3), 10.04(1)(a) and (b) 3 and 10.50; to renumber 10.02(7)(c), 10.04(1)(b)(intro.) 1, 2 and 4 and (2) to (4) and 10.58(8); to renumber and amend 10.02(3)(d), 10.03(4), 10.04(1)(b) 5 and (c) and (d), 10.55 (1), (2) and (3)(a) and (b) and 10.58(2) to (6); to amend 10.01(1) and (17), 10.02 (2)(intro.)(a) and (c), (3)(intro.) and (c), (4)(a) and (b) and (7) (title) and (a); 10.03(1) and (2), 10.04(1)(title), 10.04(1)(b), as renumbered, 10.04(4) and (5), as renumbered, 10.55(4)(a) and (b) and 10.58(title) and (1); repeal and recreate 10.55(1)(title); and to create 10.01(29), 10.02(1)(g) and (3)(d), 10.41 and 10.58(2) and (4)(c), relating to the health of cattle and swine.

Submitted by Department of Natural Resources.

No action taken.

JEROME VAN SISTINE

Chair

The committee on Insurance and Utilities reports and recommends:

Clearinghouse Rule 79-19

A rule to repeal Ins 6.53, relating to insurance consumers advisory council.

Submitted by Office of the Commissioner of Insurance.

No action taken.

KURT A. FRANK

Chair

State of Wisconsin
Revisor of Statutes Bureau
Madison, Wisconsin

March 1, 1980

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

Dear Mr. Schneider:

The following rules have been published and are effective:

Clearinghouse Rule 90-17 effective February 1, 1980.

Clearinghouse Rule 79-9 effective March 1, 1980.

Clearinghouse Rule 79-10 effective March 1, 1980.

Clearinghouse Rule 79-28 effective March 1, 1980.

GARY L. POULSON
Assistant Revisor

AMENDMENTS OFFERED

Senate amendment 1 to senate substitute amendment 2 to **Senate Bill 121** by Senator Goyke.

Senate amendment 2 to **Senate Bill 257** by Senator Offner.

Senate amendment 1 to **Senate Bill 544** by Senator Johnston.

Senate amendment 2 to **Assembly Bill 322** by Senator Johnston.

Upon motion of Senator Bablitch the senate adjourned until 9:00 A.M. Thursday, March 6.

12:04 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 510

1. On page 2, line 4, substitute "500,000" for "\$500,000".

Senate Bill 569

1. On page 3, line 4, after "parkway", insert a plain comma.

Assembly Bill 767, Assembly substitute amendment 2

1. On page 3, line 13, delete ", the school".

Assembly Bill 977, Assembly amendment 1

1. On line 6, substitute "8" for the first "18".