

JOURNAL OF THE SENATE [March 13, 1980]

STATE OF WISCONSIN

# Senate Journal

**Eighty-Fourth Regular Session**

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THURSDAY, March 13, 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, Goyke, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 28.

Absent -- Senators Flynn, Frank, Hanaway and Swan -- 4.

Absent with leave -- None.

The senate stood for the prayer which was offered by Reverent Paul A. Kehle, pastor of Plymouth Congregational Church of Madison.

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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## LEAVE OF ABSENCE

By request of Senator Bablitch, with unanimous consent, Senator Swan was granted a leave of absence for today's session.

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INTRODUCTION OF RESOLUTIONS

**Senate Joint Resolution 47**

To urge the Soviet Union to allow Ida Nudel to emigrate to Israel, and to urge the President and Secretary of State of the United States to continue to try to influence the Soviet Union to honor human rights.

By Senators Adelman, Braun and Flynn; cosponsored by Representatives Nelsen, Jackamonis, Lee and Ulichny.

Read and referred to committee on Judiciary and Consumer Affairs.

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INTRODUCTION OF BILLS

Read first time and referred:

**Senate Bill 604**

Relating to the regulation of nonmetallic mining, the zoning of mineral-bearing lands and the collection of information on mining, and providing an appropriation.

By Legislative Council.

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

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COMMITTEE REPORTS

The committee on Governmental and Veterans' Affairs reports and recommends:

**Assembly Bill 322**

Relating to partisan primary elections, special elections, election officials, ballots, nominations, canvassing, recounts, vacancies, referenda, voting procedure, residency, notices and administration of elections and making an appropriation.

Adoption of senate amendment 1:

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

Noes, 0 -- None.

Adoption of senate amendment 2:

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

Noes, 0 -- None.

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Introduction and adoption of senate amendment 3:

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

Noes, 0 -- None.

Introduction and adoption of senate amendment 4:

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

Noes, 0 -- None.

Introduction and adoption of senate amendment 5:

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

Noes, 0 -- None.

Introduction and adoption of senate amendment 6:

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

Noes, 0 -- None.

Concurrence as amended:

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

Noes, 0 -- None.

**Assembly Bill 607**

Relating to use of voting machines at elections.

Concurrence:

Ayes, 5 -- Senators Swan, Roshell, Adelman, Van Sistine and Johnston;

Noes, 1 -- Senator Lasee.

**Senate Bill 527**

Relating to establishing an emergency police services mutual aid program and making an appropriation.

Introduction and adoption of senate amendment 1:

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

Noes, 0 -- None.

Passage as amended:

Ayes, 4 -- Senators Swan, Roshell, Adelman and Van Sistine;

Noes, 2 -- Senators Lasee and Johnston.

**Assembly Bill 632**

Relating to special license plates for former prisoners of war.

Concurrence:

Ayes, 4 -- Senators Swan, Roshell, Van Sistine and Lasee;

Noes, 2 -- Senators Adelman and Johnston.

**Senate Bill 573**

Relating to state reimbursement for municipal costs incurred as the result of state action, and making an appropriation.

Passage:

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

Noes, 0 -- None.

**Assembly Joint Resolution 89**

Memorializing Congress to direct the Veterans Administration and the Department of Defense to seek out and assist those veterans who were exposed to the herbicide "Agent Orange" during the Vietnam era.

Concurrence:

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

Noes, 0 -- None.

**Assembly Joint Resolution 76**

Relating to removal of obsolete provisions regarding transitions from territory to statehood, transitions in offices, legislative districting and elections, the school fund and masculine and feminine gender terminology (first consideration).

Concurrence:

Ayes, 4 -- Senators Roshell, Adelman, Van Sistine and Johnston;

Noes, 2 -- Senators Swan and Lasee.

**Assembly Bill 974**

Relating to bingo procedures and card printing (suggested as remedial legislation by the department of regulation and licensing.)

Concurrence:

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

Noes, 0 -- None.

**Assembly Bill 902**

Relating to declarations of residency by candidates and challenges to residency qualifications of persons elected to state and local offices, and providing a penalty.

Concurrence:

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

Noes, 0 -- None.

**Assembly Bill 846**

Relating to a requirement for presidential electors to vote for the presidential and vice presidential candidates appearing on the ballot.

Concurrence:

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

Noes, 0 -- None.

**Assembly Bill 578**

Relating to remedial changes of the county zoning powers.

Introduction and adoption of senate amendment 1:

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

Noes, 0 -- None.

Concurrence as amended:

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

Noes, 0 -- None.

**Senate Bill 544**

Relating to referenda concerning school district reorganizations.

Adoption of senate amendment 1:

Ayes, 5 -- Senators Swan, Roshell, Adelman, Lasee and Johnston;

Noes, 1 -- Senator Van Sistine.

Passage as amended:

Ayes, 5 -- Senators Swan, Roshell, Adelman, Lasee and Johnston;

Noes, 1 -- Senator Van Sistine.

MONROE SWAN

Chair

The committee on Aging, Business and Financial Institutions and Transportation reports and recommends:

**Senate Bill 320**

Relating to elimination of the interest ceiling on loans secured by first lien real estate mortgages.

Introduction of senate substitute amendment 3:

Ayes, 5 -- Senators Thompson, Moody, Roshell, Bidwell and Cullen;

Noes, 0 -- None.

TIM CULLEN

Chair

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COMMITTEE OF CONFERENCE

on  
**Assembly Bill 330**

The members of the Committee of Conference on **Assembly Bill 330** report and recommend:

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

Senator Berger  
Senator Harnisch  
Senator Theno

Representative Gerlach  
Representative Metz  
Representative DeLong

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**Assembly Bill 596**

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

Read.

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

The ayes and noes were required and the vote was: ayes, 27; noes, 1; absent or not voting, 4; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Goyke, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Opitz, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 27.

Noes -- Senator Offner -- 1.

Absent or not voting -- Senators Flynn, Frank, Hanaway and Swan -- 4.

So the Committee of Conference report was adopted.

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PETITIONS AND COMMUNICATIONS

**Senate Petition 22**

A petition by 118 residents of the state of Wisconsin urging that the drinking age be raised to 21 in the state of Wisconsin.

By Senator Van Sistine.

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

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**EXECUTIVE COMMUNICATIONS**

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

**March 11, 1980.**

**To the Honorable, the Senate:**

**At this time I wish to withdraw my appointment of Mr. David Carley as an interim Director for the Citizens Utility Board.**

**Mr. Carley has advised me that because of another commitment, he regrettably will be unable to fill the position.**

**Sincerely,  
LEE SHERMAN DREYFUS  
Governor**

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

**March 7, 1980.**

**To the Honorable, the Senate:**

**I am pleased to nominate and with the advice and consent of the Senate, do appoint Carl Birks of Milwaukee as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, representing the Engineers Section to succeed Pepe Rodriguez of Wauwatosa whose term expired on July 1, 1979, pursuant to the statutes governing, to serve a three year term to expire on July 1, 1982.**

**Sincerely,  
LEE SHERMAN DREYFUS  
Governor**

**Read and referred to committee on Governmental and Veterans Affairs.**

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

**March 7, 1980.**

**To the Honorable, the Senate:**

**I am pleased to nominate and with the advice and consent of the Senate, do appoint Theodore Bernstein, Ph. D., of Madison, as a member of the Architects, Professional Engineers, Designers and Land Surveyors Examining Board, representing the Engineers Section, to succeed Charles Hagberg of Madison who resigned, pursuant to the statutes governing, to serve out the unexpired term of Charles Hagberg which will expire on July 1, 1980 and for a subsequent three year term which will expire on July 1, 1983.**

**Sincerely,**

**LEE SHERMAN DREYFUS**

**Governor**

**Read and referred to committee on Governmental and Veterans Affairs.**

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

**March 7, 1980.**

**To the Honorable, the Senate:**

**I am pleased to nominate and with the advice and consent of the Senate, do appoint Joyce Laabs of Hazelhurst, as a member of the Inland Lakes Protection and Rehabilitation Council, to succeed Reverend Melvin Tracy of St. Nazianz whose term expired on July 1, 1979, pursuant to the statutes governing, to serve a four year term to expire on July 1, 1983.**

**Sincerely,**

**LEE SHERMAN DREYFUS**

**Governor**

**Read and referred to committee on Natural Resources and Tourism.**



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State of Wisconsin  
Office of the Governor  
Madison, Wisconsin

March 7, 1980.

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Phil Cohrs of Merrill as a member of the Snowmobile Recreation Council, to succeed Donald Kirn of Willard whose term will expire on May 1, 1980, pursuant to the statutes governing, to serve a three year term to expire on May 1, 1983.

Sincerely,

LEE SHERMAN DREYFUS

Governor

Read and referred to committee on Natural Resources and Tourism.

State of Wisconsin  
Office of the Governor  
Madison, Wisconsin

March 7, 1980.

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Ralph Sitzberger of Oshkosh, as a member of the Snowmobile Recreation Council, to succeed T.E. Frye of Phillips, whose term will expire on May 1, 1980, pursuant to the statutes governing, to serve a three year term to expire on May 1, 1983.

Sincerely,

LEE SHERMAN DREYFUS

Governor

Read and referred to committee on Natural Resources and Tourism.

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Office of the Governor  
Madison, Wisconsin**

**March 7, 1980.**

**To the Honorable, the Senate:**

**I am pleased to nominate and with the advice and consent of the Senate, do appoint Jan Hoskins of Columbus as a member of the Snowmobile Recreation Council, to succeed Joyce Donner of Oshkosh whose term will expire on May 1, 1980, pursuant to the statutes governing, to serve a three year term to expire on May 1, 1983.**

**Sincerely,**

**LEE SHERMAN DREYFUS**

**Governor**

**Read and referred to committee on Natural Resources and Tourism.**

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

**March 7, 1980.**

**To the Honorable, the Senate:**

**I am pleased to nominate and with the advice and consent of the Senate, do appoint Ben Turzinski of Almond as a member of the Snowmobile Recreation Council, to succeed Joseph Kapusta of Antigo whose term expired on May 1, 1979, pursuant to the statutes governing, to serve a three year term to expire on May 1, 1982.**

**Sincerely,**

**LEE SHERMAN DREYFUS**

**Governor**

**Read and referred to committee on Natural Resources and Tourism.**

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State of Wisconsin  
Office of the Governor  
Madison, Wisconsin

March 7, 1980.

To the Honorable, the Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint Tim Heffernan of Cumberland as a member of the Snowmobile Recreation Council, to succeed himself whose term expires on May 1, 1980, pursuant to the statutes governing, to serve a three year term to expire on May 1, 1983.

Sincerely,  
LEE SHERMAN DREYFUS  
Governor

Read and referred to committee on Natural Resources and Tourism.

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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 concurred in:

**Assembly Bill 198**, senate amendment 1

**Assembly Bill 271**, senate amendment 2

**Assembly Bill 401**, senate substitute amendment 1

Amended and concurred in as amended:

**Senate Bill 400**, assembly amendment 1 to assembly amendment 2 adopted, assembly amendments 1, 2, 3, 4, 6, 10, 11, 12 and 15 adopted

**Assembly Bill 443**, assembly amendments 1 and 2 to senate substitute amendment 1 adopted

Passed and asks concurrence in:

**Assembly Bill 853**

**Assembly Bill 905**

**Assembly Bill 912**

**Assembly Bill 940**

**Assembly Bill 1130**

**Assembly Bill 1136**

**Assembly Bill 1157**

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**Assembly Bill 1207**  
**Assembly Bill 505**

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MESSAGE FROM THE ASSEMBLY CONSIDERED

**Assembly Bill 853**

Relating to regulation of warehouse keepers and grain dealers, granting rule-making authority subject to standing committee approval, making an appropriation and providing penalties.

By Representatives Barry, Everson, Tregoning, Smith, Loftus and Broydrick, co-sponsored by Senator Thompson.

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

**Assembly Bill 905**

Relating to permitting certain fermented malt beverage and intoxicating liquor licensees to purchase advertising from a statewide trade association.

By Representatives Dorff, Tuczynski, Ward, Matty and Omernick.

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

**Assembly Bill 912**

Relating to revision of condemnation procedures for 1st class cities.

By Representative Becker, by request of city of Milwaukee.

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

**Assembly Bill 940**

Relating to the sale of fermented malt beverage and intoxicating liquor on vessels carrying passengers.

By Representatives Roberts and Medinger, co-sponsored by Senator Offner, by request of Big Indian Boat Line (LaCrosse Queen).

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

**Assembly Bill 1130**

Relating to permitting minors to enter Class "B" and "Class B" licensed premises to attend dances or practice marching or drilling.

By Representatives Potter and Otte.

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

**Assembly Bill 1136**

Relating to fermented malt beverage and intoxicating liquor licenses for veterans' organizations.

By Representatives Lallensack, Loftus, Menos, Byers, Murray, Smith, Conradt, Omernick, Lewison, Paulson, Kincaid and Porter, co-sponsored by Senators Swan, Thompson, Krueger, Hanaway and Lorge.

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

**Assembly Bill 1157**

Relating to contempt of court and providing penalties.

By Representative Rutkowski, co-sponsored by Senator Adelman, by request of Judicial Council.

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

**Assembly Bill 1207**

Relating to plain language and legibility requirements for insurance policies, granting rule-making authority and providing a penalty.

By Representative Hauke.

Read first time and referred to committee on Insurance and Utilities.

**Assembly Bill 505**

Relating to the designation of vehicles which are not abandoned.

By Representative Vanderperren, co-sponsored by Senator Johnston, by request of League of Wisconsin Municipalities.

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

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**Senate Bill 62**

Relating to adding 2 dental hygienists to the dentistry examining board.

Read.

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

**Assembly Bill 783**

Relating to fraud concerning the use of campgrounds and providing a penalty.

Read.

The question was: Shall the senate adhere to its position on senate substitute amendment 1?

The senate adhered to its position on senate substitute amendment 1.

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MOTIONS

By request of Senator Berger, with unanimous consent, **Senate Bill 512** was withdrawn from joint committee for Review of Administrative Rules and referred to the senate committee for Review of Administrative Rules.

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CALENDAR OF MARCH 13

**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).

Read a second time.

Ordered to a third reading.

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

**Senate Joint Resolution 39**

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 3; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Bidwell, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Offner, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 28.

Noes -- Senators Berger, Braun and Opitz -- 3.

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

So the joint resolution was adopted.

**Senate Bill 189**

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

Read a second time.

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

Adopted.

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

Adopted.

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

Senator Kleczka moved rejection of senate amendment 4 to senate substitute amendment 1.

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

The motion prevailed.

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

Senator Kleczka moved rejection of senate amendment 5 to senate substitute amendment 1.

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

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, Berger, Cullen, Flynn, Frank, Goyke, Harnisch, Kleczka, Maurer, Moody, Radosevich, Risser, Strohl, Thompson and Van Sistine -- 17.

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

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

So the motion prevailed.

The question was: Adoption of senate amendment 6 to senate substitute amendment 1?

Adopted.

The question was: Adoption of senate substitute amendment 1?

Adopted.

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

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

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Ayes -- Senators Adelman, Bablitch, Bear, Berger, Braun, Flynn, Frank, Goyke, Harnisch, Kleczka, Maurer, Moody, Radosevich, Risser, Strohl, Thompson and Van Sistine -- 17.

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

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

So the motion prevailed.

Ordered to a third reading.

Senator Bablitch asked unanimous consent that the rules be suspended and the bill be read a third time.

Senator Lorge objected.

Senator Bablitch moved that the rules be suspended and the bill be read a third time.

The question was: Shall the rules be suspended and **Senate Bill 189** be read a third time?

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

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

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

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

Less than two-thirds having voted in the affirmative the motion did not prevail.

**Senate Bill 236**

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

Read a second time.

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.

**Senate Bill 236**

Read a third time and passed.



**Senate Bill 316**

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

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 316**

Read a third time and passed.

**Senate Bill 320**

Relating to elimination of the interest ceiling on loans secured by first lien real estate mortgages.

Read a second time.

Senate amendments 1 and 2 to senate substitute amendment 2 offered by Senator Cullen.

Senate amendments 1, 2 and 3 to senate substitute amendment 3 offered by Senator Cullen.

By request of Senator Maurer, with unanimous consent, the senate recessed until 11:24 A.M.

9:46 A.M.

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RECESS

11:24 A.M.

The senate reconvened.

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

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

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

By request of Senator Cullen, with unanimous consent, senate substitute amendment 2 was placed after senate substitute amendment 3.

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

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Senator Bidwell moved rejection of senate amendment 1 to senate substitute amendment 3.

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

The ayes and noes were demanded and the vote was: ayes, 24; noes, 7; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Bidwell, Chilsen, Flynn, Frank, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Theno and Van Sistine -- 24.

Noes -- Senators Berger, Braun, Cullen, Goyke, Harnisch, Moody and Thompson -- 7.

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

So the motion prevailed.

By request of Senator Bablitch, with unanimous consent, the senate recessed until 4:00 P.M.

12:04 P.M.

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### RECESS

4:00 P.M.

The senate reconvened.

### QUORUM CALL

Senator Flynn 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, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 29.

Absent -- Senators Kleczka and Moody -- 2.

Absent with leave -- Senator Swan -- 1.

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

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

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

The ayes and noes were demanded and the vote was: ayes, 14; noes, 16; absent or not voting, 2; as follows:

Ayes -- Senators Bear, Bidwell, Frank, Goyke, Hanaway, Johnston, Kreul, Lorge, Offner, Opitz, Radosevich, Risser, Roshell and Strohl -- 14.

Noes -- Senators Adelman, Bablitch, Berger, Braun, Chilsen, Cullen, Flynn, Harnisch, Krueger, Lasee, McCallum, Maurer, Moody, Theno, Thompson and Van Sistine -- 16.

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

So the motion did not prevail.

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

The ayes and noes were demanded and the vote was: ayes, 15; noes, 16; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Berger, Braun, Chilsen, Cullen, Flynn, Harnisch, Lasee, McCallum, Maurer, Moody, Theno, Thompson and Van Sistine -- 15.

Noes -- Senators Bear, Bidwell, Frank, Goyke, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lorge, Offner, Opitz, Radosevich, Risser, Roshell and Strohl -- 16.

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

So the motion did not prevail.

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

Adopted.

Senate amendment 4 to senate substitute amendment 3 offered by Senator Berger.

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

Senator Roshell moved rejection of senate amendment 4 to senate substitute amendment 3.

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

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The ayes and noes were demanded and the vote was: ayes, 25; noes, 6; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Bidwell, Chilsen, Cullen, Frank, Goyke, Hanaway, Kleczka, Kreul, Krueger, Lasee, McCallum, Maurer, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 25.

Noes -- Senators Berger, Braun, Flynn, Harnisch, Johnston and Lorge -- 6.

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

So the motion prevailed.

Senate amendment 5 to senate substitute amendment 3 offered by Senator Harnisch.

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

Senator Radosevich moved rejection of senate amendment 5 to senate substitute amendment 3.

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

The ayes and noes were demanded and the vote was: ayes, 26; noes, 5; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Bidwell, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Maurer, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Thompson and Van Sistine -- 26.

Noes -- Senators Berger, Braun, Harnisch, McCallum and Theno -- 5.

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

So the motion prevailed.

The question was: Adoption of senate substitute amendment 3?

Senator Berger raised the point of order that senate substitute amendment 3 to **Senate Bill 320** was not germane.

The chair took the point of order under advisement.

**Senate Bill 384**

Relating to registration fees for motor trucks used exclusively by groups participating in parades or other entertainment.

Read a second time.

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

By request of Senator Kleczka, with unanimous consent, **Senate Bill 384** was referred to the joint committee on Finance.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 384** was withdrawn from the joint committee on Finance and considered for action at this time.

Ordered to a third reading.

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

**Senate Bill 384**

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, 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, Theno, Thompson and Van Sistine -- 31.

Noes -- None.

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

So the bill passed.

**Senate Bill 406**

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

Read a second time.

The question was: Adoption of senate amendment 1?

Senator Berger moved indefinite postponement.

The question was: Shall the bill be indefinitely postponed?

The ayes and noes were demanded and the vote was: ayes, 18; noes, 12; absent or not voting, 2; as follows:

Ayes -- Senators Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Harnisch, Kleczka, Maurer, Moody, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.

Noes -- Senators Adelman, Goyke, Hanaway, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Offner, Opitz and Theno -- 12.

Absent or not voting -- Senators Radosevich and Swan -- 2.

So the bill was indefinitely postponed.

**Senate Bill 434**

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

Read a second time.

Ordered to a third reading.

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

**Senate Bill 434**

Read a third time and passed.

**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.

Read a second time.

The question was: Adoption of senate substitute amendment 1?

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

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

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 Thompson.

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

Senator Adelman asked unanimous consent that senate amendment 2 to senate substitute amendment 2 be placed after senate amendment 10 to senate substitute amendment 2.

Senator Kleczka objected.

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

By request of Senator Adelman, with unanimous consent, senate amendment 2 to senate substitute amendment 2 was placed after senate amendment 11 to senate substitute amendment 2.

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**Senate amendment 3 to senate substitute amendment 2 offered by Senator Berger.**

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

**Adopted.**

**Senate amendment 4 to senate substitute amendment 2 offered by Senator Berger.**

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

**Senator Adelman moved rejection of senate amendment 4 to senate substitute amendment 2.**

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

**The ayes and noes were demanded and the vote was: ayes, 20; noes, 10; absent or not voting, 2; as follows:**

**Ayes -- Senators Adelman, Bear, Bidwell, Flynn, Frank, Goyke, Harnisch, Johnston, Kleczka, Kreul, Maurer, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Thompson and Van Sistine -- 20.**

**Noes -- Senators Berger, Braun, Chilsen, Cullen, Hanaway, Krueger, Lasee, Lorge, McCallum and Theno -- 10.**

**Absent or not voting -- Senators Bablitch and Swan -- 2.**

**So the motion prevailed.**

**Senate amendment 5 to senate substitute amendment 2 offered by Senator Johnston, by request of Milwaukee County.**

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

**Senator Adelman moved rejection of senate amendment 5 to senate substitute amendment 2.**

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

**The motion did not prevail.**

**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 Hanaway.**

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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 Hanaway.

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

Senator Adelman moved rejection of senate amendment 7 to senate substitute amendment 2.

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

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, Bear, Berger, Braun, Cullen, Flynn, Frank, Goyke, Harnisch, Maurer, Moody, Offner, Radosevich, Risser, Strohl, Thompson and Van Sistine -- 18.

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

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

So the motion prevailed.

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

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

Senator Adelman moved rejection of senate amendment 8 to senate substitute amendment 2.

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

By request of Senators Bablitch and Krueger, limits on debate on **Senate Bill 482** were established pursuant to Senate Rule 76. Senators are to speak only twice on each question, not to exceed five minutes per speech.

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



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The ayes and noes were demanded and the vote was: ayes, 10; noes, 21; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bear, Braun, Flynn, Moody, Offner, Radosevich, Strohl, Thompson and Van Sistine -- 10.

Noes -- Senators Bablitch, Berger, Bidwell, Chilsen, Cullen, Frank, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Opitz, Risser, Roshell and Theno -- 21.

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

So the motion did not prevail.

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

Adopted.

Senate amendment 9 to senate substitute amendment 2 to **Senate Bill 482** offered by Senator Chilsen.

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

Senator Adelman 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, 22; noes, 9; absent or not voting, 1; as follows:

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

Noes -- Senators Bidwell, Chilsen, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum and Opitz -- 9.

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

So the motion prevailed.

Senate amendment 10 to senate substitute amendment 2 offered by Senators Offner and Flynn.

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

Senator Adelman moved rejection of senate amendment 10 to senate substitute amendment 2.

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

The motion did not prevail.

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

Adopted.

Senate amendment 11 to senate substitute amendment 2 offered by Senator Adelman.

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

~~Adopted.~~

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

Senator Adelman moved rejection of senate amendment 2 to senate substitute amendment 2.

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

By request of Senator Kleczka, with unanimous consent, senate amendment 2 to senate substitute amendment 2 was placed after senate amendment 12 to senate substitute amendment 2.

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

By request of Senator Adelman, with unanimous consent, the record of adoption of senate amendment 11 to senate substitute amendment 2 to **Senate Bill 482** was expunged.

By request of Senator Kleczka, with unanimous consent, senate amendment 11 to senate substitute amendment 2 was placed after senate amendment 2 to senate substitute amendment 2.

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

Senator Harnisch asked unanimous consent that the motion by which senate amendment 4 to senate substitute amendment 2 was rejected be reconsidered.

By request of Senator Bablitch, with unanimous consent, the motion to reconsider senate amendment 4 to senate substitute amendment 2 was taken up at this time.

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The question was: Reconsideration of the vote by which senate amendment 4 to senate substitute amendment 2 was rejected.

The motion prevailed.

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

The motion did not prevail.

Senate amendment 1 to senate amendment 4 to senate substitute amendment 2 offered by Senator Berger.

The question was: Adoption of senate amendment 1 to senate amendment 4 to senate substitute amendment 2?

Adopted.

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

Adopted.

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

Senator Adelman 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, 9; noes, 22; absent or not voting, 1; as follows:

**Ayes** -- Senators Adelman, Bablitch, Braun, Goyke, Maurer, Moody, Radosevich, Thompson and Van Sistine -- 9.

**Noes** -- Senators Bear, Berger, Bidwell, Chilsen, Cullen, Flynn, Frank, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Offner, Opitz, Risser, Roshell, Strohl and Theno -- 22.

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

So the motion did not prevail.

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

Adopted.

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

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By request of Senator Adelman, with unanimous consent, he withdrew his motion for rejection of senate amendment 2 to senate substitute amendment 2.

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

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

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

Adopted.

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

Senator Adelman moved rejection of senate amendment 2 to senate substitute amendment 2.

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

The ayes and noes were demanded and the vote was: ayes, 22; noes, 9; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Bear, Berger, Braun, Goyke, Hanaway, Harnisch, Johnston, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Theno and Van Sistine -- 22.

Noes -- Senators Bablitch, Bidwell, Chilsen, Cullen, Flynn, Frank, Kleczka, Moody and Thompson -- 9.

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

So the motion prevailed.

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

Senate amendment 1 to senate amendment 11 to senate substitute amendment 2 offered by Senator Thompson.

The question was: Adoption of senate amendment 1 to senate amendment 11 to senate substitute amendment 2?

Senator Adelman moved rejection of senate amendment 1 to senate amendment 11 to senate substitute amendment 2.

The question was: Rejection of senate amendment 1 to senate amendment 11 to senate substitute amendment 2?

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LEAVE OF ABSENCE

By request of Senator Chilsen, with unanimous consent, Senator McCallum was granted a leave of absence until 9:15 P.M.

By request of Senator Bablitch, with unanimous consent, Senator Moody was granted a leave of absence until 9:15 P.M.

The question was: Rejection of senate amendment 1 to senate amendment 11 to senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 17; noes, 12; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Braun, Flynn, Frank, Goyke, Harnisch, Johnston, Kreul, Maurer, Offner, Radosevich, Roshell, Strohl and Van Sistine -- 17.

Noes -- Senators Bidwell, Chilsen, Cullen, Hanaway, Kleczka, Krueger, Lasee, Lorge, Opitz, Risser, Theno and Thompson -- 12.

Absent or not voting -- Senators McCallum, Moody and Swan -- 3.

So the motion prevailed.

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

Adopted.

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 482**

Read a third time.

The ayes and noes were required and the vote was: ayes, 20; noes, 9; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Braun, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Kleczka, Maurer, Offner, Radosevich, Risser, Strohl, Theno, Thompson and Van Sistine -- 20.

Noes -- Senators Bidwell, Chilsen, Johnston, Kreul, Krueger, Lasee, Lorge, Opitz and Roshell -- 9.

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Absent or not voting -- Senators McCallum, Moody and Swan --

3.

So the bill passed.

### **Senate Bill 510**

Relating to authorizing grants for a metropolitan veterans' service center and making an appropriation.

Read a second time.

By request of Senator Kleczka, with unanimous consent, **Senate Bill 510** was referred to joint committee on Finance.

### **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.

Read a second time.

The question was: Adoption of senate 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.

### **Senate Bill 579**

Read a third time and passed.

### **Senate Bill 570**

Relating to claims for certain mining damage, liability of mining companies, statutes of limitation for mining damage claims, providing rule-making authority and making an appropriation.

Read a second time.

Ordered to a third reading.

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

### **Senate Bill 570**

Read a third time.

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

Ayes -- Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Maurer, Offner,

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Opitz, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 29.

Noes -- None.

Absent or not voting -- Senators McCallum, Moody and Swan -- 3.

So the bill passed.

**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.

Read a second time.

By request of Senator Bablitch, with unanimous consent, Senate Bill 579 was laid on the table.

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RULING OF THE CHAIR

**Senate Bill 320**

Relating to elimination of the interest ceiling on loans secured by first lien real estate mortgages.

The Chair ruled the point of order raised earlier today by Senator Berger not well taken.

Senator Berger appealed the ruling of the chair.

The question was: Shall the decision of the chair stand as the judgment of the senate?

The ayes and noes were required and the vote was: ayes, 27; noes, 2; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Bidwell, Braun, Chilsen, Cullen, Flynn, Frank, Goyke, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, Maurer, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 27.

Noes -- Senators Berger and Harnisch -- 2.

Absent or not voting -- Senators McCallum, Moody and Swan -- 3.

So the decision of the chair shall stand as the judgment of the senate.

Senate amendment 6 to senate substitute amendment 3 offered by Senators Harnisch, Berger and Braun.

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

Senator Radosevich moved rejection of senate amendment 6 to senate substitute amendment 3.

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

The ayes and noes were demanded and the vote was: ayes, 23; noes, 7; absent or not voting, 2; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Bidwell, Chilsen, Flynn, Frank, Goyke, Hanaway, Johnston, Kleczka, Kreul, Lorge, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 23.

Noes -- Senators Berger, Braun, Cullen, Harnisch, Krueger, Lasee and McCallum -- 7.

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

So the motion prevailed.

The question was: Adoption of senate substitute amendment 3?

Senator Cullen asked unanimous consent that senate substitute amendment 3 be placed after senate substitute amendment 2.

Senator Roshell objected.

Senator Cullen moved that senate substitute amendment 3 to **Senate Bill 320** be placed after senate substitute amendment 2 to **Senate Bill 320**.

The question was: Shall senate substitute amendment 3 be placed after senate substitute amendment 2?

The ayes and noes were demanded and the vote was: ayes, 8; noes, 23; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Berger, Braun, Chilsen, Cullen, Flynn, Harnisch and Thompson -- 8.

Noes -- Senators Bablitch, Bear, Bidwell, Frank, Goyke, Hanaway, Johnston, Kleczka, Kreul, Krueger, Lasee, Lorge, McCallum, Maurer, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Theno and Van Sistine -- 23.

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

So the motion did not prevail.

The question was: Adoption of senate substitute amendment 3?



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**Senator Berger asked unanimous consent that senate substitute amendment 2 be taken up at this time.**

**Senator Radosevich objected.**

**By request of Senator Maurer, with unanimous consent, the senate recessed until 9:32 P.M.**

**8:50 P.M.**

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**RECESS**

**9:32 P.M.**

**The senate reconvened.**

**By request of Senator Maurer, with unanimous consent, the senate recessed until 9:49 P.M.**

**9:38 P.M.**

---

**RECESS**

**9:49 P.M.**

**The senate reconvened.**

**QUORUM CALL**

**Senator Berger 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:**

**Ayes -- Senators Adelman, Bablitch, Bear, Berger, Braun, Chilsen, Cullen, Flynn, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, McCallum, Maurer, Moody, Offner, Opitz, Radosevich, Risser, Strohl, Theno, Thompson and Van Sistine -- 27.**

**Noes -- Senators Bidwell, Frank, Lorge and Roshell -- 4.**

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

**Senator Chilsen raised the point of order that Senator Berger was in violation of Senate Rule 56.**

**The chair ruled the point of order well taken.**

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**Senate amendment 7 to senate substitute amendment 3 offered by Senator Cullen.**

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

**By request of Senator Maurer, with unanimous consent, the Senate recessed until 11:32 P.M.**

**10:59 P.M.**

---

**RECESS**

**11:32 P.M.**

**The senate reconvened.**

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

**By request of Senators Bablitch and Krueger, limits on debate for Senate Bill 320 were established pursuant to Senate Rule 76. Senators are to speak only once on each question, not to exceed one minute each.**

**Senator Bablitch moved a**

**CALL OF THE SENATE ON Senate Bill 320**

**Which motion was supported.**

**The sergeant-at-arms was directed to close the doors and the clerk to call the roll.**

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

**Senators Adelman, Bablitch, Bear, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, McCallum, Maurer, Moody, Offner, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 28.**

**Absent -- Senator Opitz -- 1.**

**Absent with leave -- Senators Frank, Lorge and Swan -- 3.**

---

LEAVE OF ABSENCE

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

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

**Assembly Joint Resolution 51**

Directing the legislative council to study the nursing home needs of veterans.

Read.

Senate amendment 1 offered by Senator Bablitch.

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

The question was: Concurrence?  
Concurred in as amended.

**Assembly Joint Resolution 81**

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

Read.

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

The question was: Concurrence?  
Concurred in as amended.

**Assembly Bill 347**

Relating to changing the register of deeds fees.

Read a second time.

Ordered to a third reading.

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

**Assembly Bill 347**

Read a third time and concurred in.

**Assembly Bill 386**

Relating to limitations on veterans' housing loans.

Read a second time.

Ordered to a third reading.

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

### **Assembly Bill 386**

Read a third time and concurred in.

### **Assembly Bill 410**

Relating to reorganizing the law on appointment of members of the personnel board.

Read a second time.

Senator Bablitch asked unanimous consent that **Assembly Bill 410** be laid on the table.

Senator Berger objected.

Senate amendment 1 offered by Senator Berger.

The question was: Adoption of senate amendment 1?

Senator Bablitch asked unanimous consent that **Assembly Bill 410** be laid on the table.

Senator Berger objected.

Senator Bablitch moved that **Assembly Bill 410** be laid on the table.

The question was: Shall **Assembly Bill 410** be laid on the table?  
The motion prevailed.

### **Assembly Bill 531**

Relating to printing the word "Wisconsin" in white on all state flags.

Read a second time.

By request of Senator Bablitch, with unanimous consent, **Assembly Bill 531** was laid on the table.

### **Assembly Bill 764**

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

Read a second time.

Ordered to a third reading.

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

### **Assembly Bill 764**

Read a third time.

Senator Flynn in the chair.

11:47 P.M.

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

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

**Noes --** None.

**Absent or not voting --** Senators Frank, Lorge and Swan -- 3.

So the bill was concurred in.

### **Assembly Bill 1132**

Relating to the determination of death.

Read a second time.

Senate amendment 1 offered by Senator Johnston.

Senate amendment 2 offered by Senator Lorge.

Senate amendment 3 offered by Senator Opitz.

Senator Risser moved rejection of senate amendment 1.

The question was: Rejection of senate amendment 1?

Senator Braun moved non-concurrence.

The question was: Non-concurrence?

The ayes and noes were demanded and the vote was: ayes, 19; noes, 10; absent or not voting, 3; as follows:

**Ayes --** Senators Bablitch, Berger, Bidwell, Braun, Chilsen, Cullen, Flynn, Goyke, Harnisch, Johnston, Kleczka, Kreul, Krueger, Maurer, Opitz, Radosevich, Roshell, Theno and Van Sistine -- 19.

**Noes --** Senators Adelman, Bear, Hanaway, Lasee, McCallum, Moody, Offner, Risser, Strohl and Thompson -- 10.

**Absent or not voting --** Senators Frank, Lorge and Swan -- 3.

So the bill was non-concurred in.

### **Senate Bill 320**

Relating to elimination of the interest ceiling on loans secured by first lien real estate mortgages.

Read.

Senator Roshell moved rejection of senate amendment 7 to senate substitute amendment 3.

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

**The ayes and noes were demanded and the vote was: ayes, 21; noes, 8; absent or not voting, 3; as follows:**

**Ayes -- Senators Adelman, Bablitch, Bear, Bidwell, Goyke, Hanaway, Johnston, Kreul, Krueger, Lasee, McCallum, Maurer, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Theno and Van Sistine -- 21.**

**Noes -- Senators Berger, Braun, Chilsen, Cullen, Flynn, Harnisch, Kleczka and Thompson -- 8.**

**Absent or not voting -- Senators Frank, Lorge and Swan -- 3.**

**So the motion prevailed.**

**Senate amendment 8 to senate substitute amendment 3 offered by Senator Cullen.**

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

**Senator Roshell moved rejection of senate amendment 8 to senate substitute amendment 3.**

**The question was: Rejection of senate amendment 8 to senate substitute amendment 3?**

**The ayes and noes were demanded and the vote was: ayes, 18; noes, 11; absent or not voting, 3; as follows:**

**Ayes -- Senators Bablitch, Bear, Bidwell, Goyke, Hanaway, Johnston, Kreul, Krueger, Lasee, Maurer, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Thompson and Van Sistine -- 18.**

**Noes -- Senators Adelman, Berger, Braun, Chilsen, Cullen, Flynn, Harnisch, Kleczka, McCallum, Moody and Theno -- 11.**

**Absent or not voting -- Senators Frank, Lorge and Swan -- 3.**

**So the motion prevailed.**

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

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

**By request of Senator Bablitch, with unanimous consent, senate substitute amendment 2 was laid on the table.**

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

## JOURNAL OF THE SENATE [March 13, 1980]

The ayes and noes were demanded and the vote was: ayes, 27; noes, 2; absent or not voting, 3; as follows:

Ayes -- Senators Adelman, Bablitch, Bear, Bidwell, Chilsen, Cullen, Flynn, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, McCallum, Maurer, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 27.

Noes -- Senators Berger and Braun -- 2.

Absent or not voting -- Senators Frank, Lorge and Swan -- 3.

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 320**

Read a third time.

The question was: Shall the bill pass?

The ayes and noes were demanded and the vote was: ayes, 28; noes, 1; absent or not voting, 3; as follows:

Senators Adelman, Bablitch, Bear, Bidwell, Braun, Chilsen, Cullen, Flynn, Goyke, Hanaway, Harnisch, Johnston, Kleczka, Kreul, Krueger, Lasee, McCallum, Maurer, Moody, Offner, Opitz, Radosevich, Risser, Roshell, Strohl, Theno, Thompson and Van Sistine -- 28.

Absent -- Senator Berger -- 1.

Absent with leave -- Senators Frank, Lorge and Swan -- 3.

So the bill passed.

The question on which the call of the senate was put having been decided the call was raised.

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

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## SENATE CLEARINGHOUSE RULES

### **Clearinghouse Rule 80-52**

A rule to repeal and recreate Ch. NR 118, relating to standards and criteria for the Lower St. Croix National Scenic Riverway.

Submitted by Department of Natural Resources.

Report received from Agency, March 11, 1980.

Referred to committee on Natural Resources and Tourism, March 13, 1980.

## JOURNAL OF THE SENATE [March 13, 1980]

### **Clearinghouse Rule 79-32**

A rule to amend HSS 3.50, relating to correcting a rule numbering error.

Submitted by Department of Health and Social Services.

Report received from Agency, March 12, 1980.

Referred to committee on Human Services, March 13, 1980.

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

### **Clearinghouse Rule 80-24**

A rule to repeal Ind 41.93, 42.03, 42.04, 42.11, 42.14 and 42.37(2); to amend Ind 41.02 (1a), 41.02 (15), 41.13, 41.26 (2) (b), 41.27 (1) and (2), 42.06 and 42.28; to repeal and recreate Ind 41.08, 42.01, 42.05, 42.06, 42.07, 42.08, 42.09, 42.10, 42.13, 42.15, 42.16, 42.17, 42.18, 42.19, 42.20, 42.21, 42.22 and 42.31; and to create Ind 41.02 (9a), (11k) and (11n) and 41.04 (2) (a), relating to boiler and pressure vessel code.

Submitted by Department of Industry, Labor and Human Relations.

No action taken.

JEROME VAN SISTINE

Chair

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### AMENDMENTS OFFERED

Senate amendment 2 to senate substitute amendment 1 to **Senate Bill 468** by Senator Johnston.

Senate amendment 1 to senate substitute amendment 1 to **Senate Bill 512** by Senators Swan, Kreul and Thompson.

By request of Senator Johnston, with unanimous consent, the senate adjourned in honor of Marquette University High School for winning the 1980 WISAA Class A Basketball, Swimming, Soccer, and Wrestling Championships, for having won First Place in the Wisconsin State Public and Private School Latin Contest, and for having won the Pelham Award given to the school having won more major national debate competitions than any other school in the United States for the past 25 years.

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

12:18 A.M.



CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

**Assembly Bill 912**

1. On page 13, line 13, substitute "correction" for "correct".

**Assembly Bill 912, assembly amendment 1**

1. On line 5, after "person", insert "interested".

**Assembly Bill 1098**

1. On page 1, line 3, delete ", 454.15".